

December 1, 2004

OLYMPIA, WASHINGTON



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## CITATION

Cite all material in the Washington State Register by its issue number and sequence within that issue, preceded by the acronym WSR. Example: the 37 th 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 34.05 RCW , is available for public inspection during normal office hours. The code reviser's office is located in the basement of the Pritchard Building in Olympia. Office hours are from 8 a.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 (360) 786-6697.

## 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

## STATE MAXIMUM INTEREST RATE (Computed and filed by the State Treasurer under RCW 19.52.025)

The maximum allowable interest rate applicable for the month of December 2004 pursuant to RCW 19.52 .020 is twelve point zero percent ( $12.00 \%$ ) per annum.

The interest rate required by RCW $4.56 .110(3)$ and 4.56 .115 for the month of December 2004 is $4.193 \%$.

## NOTICE: FEDERAL LAW PERMITS FEDERALLY INSURED FINANCIAL INSTITUTIONS IN THE STATE TO CHARGE THE HIGHEST RATE OF INTEREST THAT MAY BE CHARGED BY ANY FINANCIAL INSTITUTION IN THE STATE. THE MAXIMUM ALLOWABLE RATE OF INTEREST SET FORTH ABOVE MAY NOT APPLY TO A PARTICULAR TRANSACTION.

# WASHINGTON STATE REGISTER 

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The Washington State Register is an official publication of the state of Washington. It contains proposed, emergency, and permanently adopted administrative rules, as well as other documents filed with the code reviser's office pursuant to RCW 34.08 .020 and 42.30 .075 . Publication of any material in the Washington State Register is deemed to be official notice of such information.

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## STYLE AND FORMAT OF THE WASHINGTON STATE REGISTER

## 1. ARRANGEMENT OF THE REGISTER

The Register is arranged in the following eight sections:
(a) PREPROPOSAL-includes the Preproposal Statement of Inquiry that will be used to solicit public comments on a general area of proposed rule making before the agency files a formal notice.
(b) PROPOSED-includes the full text of formal proposals, continuances, supplemental notices, and withdrawals.
(c) EXPEDITED RULE MAKING-includes the full text of the rule being proposed using the expedited rule-making process. Expedited rule makings are not consistently filed and may not appear in every issue of the register.
(d) PERMANENT-includes the full text of permanently adopted rules.
(e) EMERGENCY-includes the full text of emergency rules and rescissions.
(f) MISCELLANEOUS-includes notice of public meetings of state agencies, rules coordinator notifications, summaries of attorney general opinions, executive orders and emergency declarations of the governor, rules of the state Supreme Court, and other miscellaneous documents filed with the code reviser's office under RCW 34.08.020 and 42.30.075.
(g) TABLE-includes a cumulative table of the WAC sections that are affected in the current year.
(h) INDEX-includes a cumulative index of Register Issues 01 through 24.

Documents are arranged within each section of the Register according to the order in which they are filed in the code reviser's office during the pertinent filing period. Each filing is listed under the agency name and then describes the subject matter, type of filing and the WSR number. The three part number in the heading distinctively identifies each document, and the last part of the number indicates the filing sequence with a section's material.

## 2. PRINTING STYLE—INDICATION OF NEW OR DELETED MATERIAL

RCW 34.05.395 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 material is new material;
(ii) deleted material is ((fined out betweendouble 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.

## 3. MISCELLANEOUS MATERIAL NOT FILED UNDER THE ADMINISTRATIVE PROCEDURE ACT

Material contained in the Register other than rule-making actions taken under the APA (chapter 34.05 RCW) 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.

## 4. EFFECTIVE DATE OF RULES

(a) Permanently adopted agency rules normally take effect thirty-one days after the rules and the agency order adopting them are filed with the code reviser's office. This effective date may be delayed or advanced and such an 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's office unless a later date is provided by the agency. They remain effective for a maximum of one hundred twenty days from the date of filing.
(c) Rules of the state Supreme Court generally contain an effective date clause in the order adopting the rules.

## 5. EDITORIAL CORRECTIONS

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

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

| Issue <br> Number | Closing Dates ${ }^{1}$ |  |  | Distribution Date | First Agency Hearing Date ${ }^{3}$ | Expedited Rule Making ${ }^{4}$ |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| For | Non-OTS and 30 p . or more | Non-OTS and 11 to 29 p . | OTS ${ }^{2}$ or 10 p. max. <br> Non-OTS |  | For hearing | First Agency |
| Inclusion in - | File no later than 12:00 noon - |  |  | days from - | on or after | Adoption Date |
| 04-15 | Jun 23, 04 | Jul 7, 04 | Jul 21, 04 | Aug 4, 04 | Aug 24, 04 | Sep 21, 04 |
| 04-16 | Jul 7, 04 | Jul 21, 04 | Aug 4, 04 | Aug 18, 04 | Sep 7, 04 | Oct 5,04 |
| 04-17 | Jul 21, 04 | Aug 4, 04 | Aug 18, 04 | Sep 1,04 | Sep 21, 04 | Oct 19,04 |
| 04-18 | Aug 4, 04 | Aug 18, 04 | Sep 1, 04 | Sep 15, 04 | Oct 5, 04 | Nov 2, 04 |
| 04-19 | Aug 25, 04 | Sep 8, 04 | Sep 22, 04 | Oct 6,04 | Oct 26, 04 | Nov 23, 04 |
| 04-20 | Sep 8, 04 | Sep 22, 04 | Oct 6, 04 | Oct 20,04 | Nov 9, 04 | Dec 7,04 |
| 04-21 | Sep 22, 04 | Oct 6, 04 ${ }^{\text {. }}$ | Oct 20, 04 | Nov 3, 04 | Nov 23, 04 | Dec 21,04 |
| 04-22 | Oct 6, 04 | Oct 20, 04 | Nov 3, 04 | Nov 17, 04 | Dec 7, 04 | Jan 4, 05 |
| 04-23 | Oct 20, 04 | Nov 3, 04 | Nov 17, 04 | Dec 1, 04 | Dec 21, 04 | Jan 19, 05 |
| 04-24 | Nov 3, 04 | Nov 17, 04 | Dec 1, 04 | Dec 15, 04 | Jan 4, 05 | Feb 1, 05 |
| 05-01 | Nov 24, 04 | Dec 8, 04 | Dec 22, 04 | Jan 5, 05 | Jan 25, 05 | Feb 23, 05 |
| 05-02 | Dec 8, 04 | Dec 22, 04 | Jan 5, 05 | Jan 19, 05 | Feb 8, 05 | Mar 8, 05 |
| 05-03 | Dec 22, 04 | Jan 5, 05 | Jan 19, 05 | Feb 2, 05 | Feb 22, 05 | Mar 22, 05 |
| 05-04 | Jan 5, 05 | Jan 19, 05 | Feb 2, 05 | Feb 16,05 | Mar 8, 05 | Apr 5, 05 |
| 05-05 | Jan 19, 05 | Feb 2, 05 | Feb 16, 05 | Mar 2, 05 | Mar 22, 05 | Apr 19, 05 |
| 05-06 | Feb 2, 05 | Feb 16, 05 | Mar 2, 05 | Mar 16, 05 | Apr 5, 05 | May 3, 05 |
| 05-07 | Feb 23, 05 | Mar 9, 05 | Mar 23, 05 | Apr 6, 05 | Apr 26, 05 | May 24, 05 |
| 05.08 | Mar 9, 05 | Mar 23, 05 | Apr 6, 05 | Apr 20, 05 | May 10, 05 | Jun 7, 05 |
| 05.09. | Mar 23, 05 | Apr 6, 05 | Apr 20, 05 | May 4, 05 | May 24, 05 | Jun 21,05 |
| 05-10 | Apr 6, 05 | Apr 20, 05 | May 4, 05 | May 18, 05 | Jun 7, 05 | Jul 6, 05 |
| 05-11 | Apr 20, 05 | May 4, 05 | May 18, 05 | Jun 1, 05 | Jun 21, 05 | Jul 19, 05 |
| 05-12 | May 4, 05 | May 18, 05 | Jun 1, 05 | Jun 15, 05 | Ju1 5, 05 | Aug 2, 05 |
| 05-13 | May 25, 05 | Jun 8, 05 | Jun 22, 05 | Jul 6, 05 | Jul 26, 05 | Aug 23, 05 |
| 05-14 | Jun 8, 05 | Jun 22, 05 | Ju1 6, 05 | Jul 20, 05 | Aug 9, 05 | Sep 7, 05 |
| 05-15 | Jun 22, 05 | Jul 6, 05 | Jul 20, 05 | Aug 3, 05 | Aug 23, 05 | Sep 20, 05 |
| 05-16 | Jul 6, 05 | Jul 20, 05 | Aug 3, 05 | Aug 17, 05 | Sep 6, 05 | Oct 4, 05 |
| 05-17 | Jul 27, 05 | Aug 10, 05 | Aug 24, 05 | Sep 7, 05 | Sep 27, 05 | Oct 25, 05 |
| 05-18 | Aug 10, 05 | Aug 24, 05 | Sep 7, 05 | Sep 21, 05 | Oct 11,05 | Nov 8, 05 |
| 05-19 | Aug 24, 05 | Sep 7, 05 | Sep 21, 05 | Oct 5, 05 | Oct 25,05 | Nov 22, 05 |
| 05-20 | Sep 7, 05 | Sep 21, 05 | Oct 5, 05 | Oct 19, 05 | Nov 8, 05 | Dec 6, 05 |
| 05-21 | Sep 21, 05 | Oct 5, 05 | Oct 19,05 | Nov 2, 05 | Nov 22, 05 | Dec 20, 05 |
| 05-22 | Oct 5, 05 | Oct 19, 05 | Nov 2, 05 | Nov 16, 05 | Dec 6, 05 | Jan 3, 06 |
| 05-23 | Oct 26, 05 | Nov 9, 05 | Nov 23, 05 | Dec 7, 05 | Dec 27, 05 | Jan 24, 06 |
| 05-24 | Nov 9, 05 | Nov 23, 05 | Dec 7, 05 | Dec 21,05 | Jan 10, 06 | Feb 7,06 |
| All documents are due at the code reviser's office by 12:00 noon on or before the applicable closing date for inclusion in a particular issue of the R WAC 1-21-040. |  |  |  |  |  |  |
| 2 <br> A filing of any length will be accepted on the closing dates of this column if it has been prepared and completed by the order typing service (OTS) of the code reviser's office; see WAC 1-21-040. 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. |  |  |  |  |  |  |
| At least twenty days before the rule-making hearing, the agency shall cause notice of the hearing to be published in the Register, see RCW 34.05.320(1). These dates represent the twentieth day after the distribution date of the applicable Register. |  |  |  |  |  |  |
| 4 A minimum of forty-five days is required between the distribution date of the Register giving notice of the expedited rule making and the agency adoption date. No hearing is required, but the public may file written objections. See RCW 34.05.230 and 1.12.040. |  |  |  |  |  |  |

## REGULATORY FAIRNESS ACT

The Regulatory Fairness Act, chapter 19.85 RCW, was enacted in 1982 to minimize the impact of state regulations on small business. Amended in 1994, the act requires a small business economic impact analysis of proposed rules that impose more than a minor cost on twenty percent of the businesses in all industries, or ten percent of the businesses in any one industry. The Regulatory Fairness Act defines industry as businesses within a four digit SIC classification, and for the purpose of this act, small business is defined by RCW 19.85 .020 as "any business entity, including a sole proprietorship, corporation, partnership, or other legal entity, that is owned and operated independently from all other businesses, that has the purpose of making a profit, and that has fifty or fewer employees."

## Small Business Economic Impact Statements (SBEIS)

A small business economic impact statement (SBEIS) must be prepared by state agencies when a proposed rule meets the above criteria. Chapter 19.85 RCW requires the Washington State Business Assistance Center (BAC) to develop guidelines for agencies to use in determining whether the impact of a rule is more than minor and to provide technical assistance to agencies in developing a SBEIS. All permanent rules adopted under the Administrative Procedure Act, chapter 34.05 RCW, must be reviewed to determine if the requirements of the Regulatory Fairness Act apply; if an SBEIS is required it must be completed before permanent rules are filed with the Office of the Code Reviser.

## Mitigation

In addition to completing the economic impact analysis for proposed rules, state agencies must take reasonable, legal, and feasible steps to reduce or mitigate the impact of rules on small businesses when there is a disproportionate impact on small versus large business. State agencies are encouraged to reduce the economic impact of rules on small businesses when possible and when such steps are in keeping with the stated intent of the statute(s) being implemented by proposed rules. Since 1994, small business economic impact statements must contain a list of the mitigation steps taken, or reasonable justification for not taking steps to reduce the impact of rules on small businesses.

## When is an SBEIS Required?

When:
The proposed rule has more than a minor (as defined by the BAC) economic impact on businesses in more than twenty percent of all industries or more than ten percent of any one industry.

## When is an SBEIS Not Required?

When:
The rule is proposed only to comply or conform with a federal law or regulation, and the state has no discretion in how the rule is implemented;

There is less than minor economic impact on business;
The rule REDUCES costs to business (although an SBEIS may be a useful tool for demonstrating this reduced impact);

The rule is adopted as an emergency rule, although an SBEIS may be required when an emergency rule is proposed for adoption as a permanent rule; or

The rule is pure restatement of state statute.

RULE-MAKING PROCESS


WSR 04-23-015
PREPROPOSAL STATEMENT OF INQUIRY CRIMINAL JUSTICE TRAINING COMMISSION
[Filed November 5, 2004, 2:41 p.m.]
Subject of Possible Rule Making: WAC 139-03-010, 139-03-020, 139-03-040, 139-03-050 and 139-03-060; and new sections WAC 139-03-045 and 139-03-075.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.101.080 and 43.101.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Per Executive Order 97-02: Each state agency shall begin a review of its rules that have significant effects on business, labor, consumers, and the environment. Agencies shall determine if their rules should be (a) retained in their current form, or (b) amended or repealed, if they do not meet the review criteria specified in Executive Order 97-02.

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Sharon M. Tolton, Deputy Director, Criminal Justice Training Commission, 19010 1st Avenue South, Burien, WA 98148, phone (206) 835-7345, fax (206) 439-3860. Stakeholders were contacted by e-mail to advise them of the intended rule amendments. Proposal also listed on the agency website.

November 4, 2004
Sharon M. Tolton
Deputy Director

## WSR 04-23-016 <br> PREPROPOSAL STATEMENT OF INQUIRY CRIMINAL JUSTICE TRAINING COMMISSION <br> [Filed November 5, 2004, 2:42 p.m.]

Subject of Possible Rule Making: WAC 139-02-020, 139-02-030, 139-02-050, 139-02-060, 139-02-070, 139-02080, 139-02-090, 139-02-100 and 139-02-110; and two new WAC sections.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.101.080 and 43.101.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Per Executive Order 97-02: Each state agency shall begin a review of its rules that have significant effects on business, labor, consumers, and the environment. Agencies shall determine if their rules should be (a) retained in their current form, or (b) amended or repealed, if they do not meet the review criteria specified in Executive Order 97-02.

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Sharon M. Tolton, Deputy Director, Criminal Justice Training Commission, 19010 1st Avenue

South, Burien, WA 98148, phone (206) 835-7345, fax (206) 439-3860. Stakeholders were contacted by e-mail to advise them of the intended rule amendments. Proposal also listed on the agency website.

November 4, 2004
Sharon M. Tolton
Deputy Director

# WSR 04-23-037 <br> PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES 

(Economic Services Administration)
[Filed November 9, 2004, 3:48 p.m.]
Subject of Possible Rule Making: The Division of Child Support (DCS) is amending WAC 388-14A-8100 to remove subsection (2), dealing with the enforcement of support obligations for children with developmental disabilities who are in foster care. Changes to this rule are necessary because of amendments to RCW 13.34.160, 14.34.270 [13.34.270], 74.13.031, 74.13.350, and 74.20A. 030 in the 2004 legislative session (chapter 183, Laws of 2004).

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 13.34.160(3), 13.34.270(7), 74.13.031(11), 74.13.350, 74.20A.030(4), and 74.20A.310.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Under prior statutes, DCS was prohibited from enforcing child support obligations for children with developmental disabilities when the children were in foster care. Statutory changes now allow for enforcement of support obligations for those children under certain circumstances. DCS must remove the blanket statement in its rules to allow us to comply with the statutory changes from the 2004 legislative session.

Children's Administration has adopted emergency rules and is amending WAC 388-25-0225 to determine when referrals to DCS will be made in these cases. DCS and Children's Administration are working together to clarify the rules.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: DCS engages in modified collaborative rule making. Those persons wishing to participate in developing the new rules are encouraged to contact Nancy Koptur at the DSHS Division of Child Support (DCS) Headquarters as soon as possible. DCS will post information regarding this rule development project and others on its website, which can be found at www.wa.gov/dshs/ dcs, or on the DSHS Economic Services Administration's policy review website, which can be found at http://wwwl. dshs.wa.gov/esa/extpolicy/. DSHS/DCS encourages the public to take part in developing the rules. At a later date, DSHS will file proposed rules with the Office of the Code Reviser with a notice of proposed rule making, and will send the proposal to everyone currently on the mailing list and to anyone else who requests a copy.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nancy Koptur, DCS Rules Coordinator, Division of Child Support, P.O. Box 9162, Mailstop 45860, Olympia, WA 98507-9162, phone (360) 664-5065, email nkoptur@dshs.wa.gov, toll-free 1-800-457-6202, fax (360) 664-5055, TTY/TDD (360) 664-5011.

November 8, 2004
Brian H. Lindgren, Manager Rules and Policies Assistance Unit

## WSR 04-23-039

## PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF ECOLOGY

[Order 04-07-Filed November 9, 2004, 4:03 p.m.]
Subject of Possible Rule Making: This rule making will adopt a new rule, chapter 173-333 WAC, that will establish ecology's process and procedures to address the subject of persistent biocumulative toxic substances.

Statutes Authorizing the Agency to Adopt Rules on this Subject: ESHB 2459PL and chapter 70.105 RCW, Hazardous waste management.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The 2004 legislature, and the governor in Executive Order 04-01 directed the Department of Ecology to establish, through rule, specific criteria for use in identifying persistent, toxic chemicals (PBTs) that pose human health or environmental impacts in Washington state, and a clear process for developing chemical action plans to address those impacts.

PBTs are long-lasting chemicals that break down very slowly when released into the environment. As PBTs move up the food chain, they increase in concentration and they can build up in the tissues of animals and people. Exposure to PBTs has been linked to a wide range of toxic effects in fish, wildlife, and humans, including effects on the nervous system, reproductive and developmental problems, immuneresponse suppression, cancer, and endocrine disruption.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Washington State Department of Health - several Fish Consumption Advisories are listed in various Washington waters due to specific PBT chemicals.

Federal Agencies: Environmental Protection Agency, PBT Program, Waste Minimization Program.

During the rule-making process, we will work with these agencies to coordinate our processes and to solicit comments on the draft rule:

Process for Developing New Rule: Ecology has created an external rule advisory committee, involving business associations, government associations, environmental and public health advocates, and other community groups to provide input and to keep them informed and engaged throughout the rule-making process. Ecology will also develop a focus sheet and maintain our current PBT website regarding rule-making activities. Ecology expects to hold formal public hearings on the rule proposal. To find out more about PBTs and to get
updates about the rule-making process visit the following website: http://www.ecy.wa.gov/programs/eap/pbt/rule/ index.html.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Mike Gallagher, Ecology PBT Coordinator, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, phone (360) 407-6868, fax (360) 407 6884, e-mail MGAL461 @ecy.wa.gov. For additional information: http://www.ecy.wa.gov/programs/eap/pbt/rule/ index.html.

November 9, 2004
Greg Sorlie
Special Assistant on
Regulatory Improvement

WSR 04-23-042
PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF ECOLOGY
[Order 04-14-Filed November 10, 2004, 2:37 p.m.]
Subject of Possible Rule Making: Amendment of chapter 173-503 WAC, Instream resources protection programLower and Upper Skagit water resources inventory area (WRIA 3 and 4). The proposed rule amendment will address future small groundwater withdrawals (permit-exempt wells) to provide potable water for domestic and small business needs. The instream flows established in chapter 173-503 WAC will not be amended.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 90.54 RCW, Water Resources Act of 1971; chapter 90.22 RCW, Minimum water flows and levels; chapter 173-500 WAC, Water resources management program; and chapter 173-503 WAC, Instream resources protection program-Lower and Upper Skagit water resources inventory area (WRIA 3 and 4).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: RCW 90.44.050 authorizes withdrawal of public ground waters of the state in an amount not to exceed 5,000 gallons per day for certain purposes without obtaining a permit from the Department of Ecology to appropriate such waters. These withdrawals to the extent regularly used beneficially are entitled to a right equal to that established by a permit issued under the provisions of chapter 90.44 RCW. Minimum instream flows established in chapter 173-503 WAC create a water right with a priority date as of the date the rule was established (April 14, 2001). Those flows are senior to any new exempt withdrawals begun after the rule. A rule amendment is necessary to create a new administrative framework to allow new exempt withdrawals to be used without interruption from the senior instream flow right.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Ecology has exclusive statutory authority under chapter 90.22 RCW to establish minimum instream water flows. Consultation will occur with the Washington Department of Fish and Wildlife.

Process for Developing New Rule: During the rule development consultations will be held with key stakeholders, including tribes, counties, cities, and water utilities. A press release and focus sheet will be written and distributed to mailing lists and e-mail lists. A public hearing will be held to solicit comments from other interested parties.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Geoff Tallent, Department of Ecology, Northwest Regional Office, 3190 160th Avenue S.E., Bellevue, WA 98008, phone (425) 649-4318, e-mail gtal461@ecy. wa.gov, fax (425) 649-7098.

November 10, 2004
Joe Stohr
Water Resources Program Manager

WSR 04-23-049

## PREPROPOSAL STATEMENT OF INQUIRY BELLEVUE COMMUNITY COLLEGE

[Filed November 12, 2004, 8:52 a.m.]
Subject of Possible Rule Making: Policy governing the use of Bellevue Community College for first amendment activities.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 34.05 RCW and RCW 28B.50.140.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The existing chapter 132H140 WAC on facilities usage applies to the rental of facilities for other than first amendment activities. This new rule would clarify how the college may be used for first amendment activities.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: United States Supreme Court and United States district courts. Decisions concerning first amendment rights will be followed in writing the new policy.

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Elise Erickson, Special Assistant to the President, Bellevue Community College, 3000 Landerholm Circle S.E., Bellevue, WA 98007-6484, phone (425) $564-$ 2540, fax (425) 564-2261. Meetings will be held with All College Council to discuss the impact of the proposal.

November 5, 2004
Debra Ross
Rules Coordinator

WSR 04-23-051
PREPROPOSAL STATEMENT OF INQUIRY UTILITIES AND TRANSPORTATION COMMISSION
[Filed November 12, 2004, 10:55 a.m.]
Subject of Possible Rule Making: This rule-making inquiry would review WAC 480-120-450 Enhanced 9-1-1 (E911), obligations of local exchange companies, to consider, among other things, amendment of the current rule, or adoption of additional rules to address the allocation of Enhanced 911 implementation costs between local exchange telecommunications companies and Public Safety Answering Points, Docket No. UT-041629.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 80.01.040, 80.04.160.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: On September 9, 2004, the E911 Emergency Division (EMD) of the Military Department filed a petition to amend WAC 480-120-450. The EMD petition asked the commission to amend the rule to establish a uniform demarcation point in the E911 network for carrier cost recovery from Public Safety Answering Points (PSAPs). On October 29, 2004, the commission denied the petition because EMD's petition did not provide sufficient information, including proposed rule language, to initiate a rule making under RCW 34.05.320. Instead, the commission indicated that it would explore the questions raised by EMD's petition by filing a CR-101, Preproposal statement of inquiry, with the code reviser. Review of the current rule and consideration of additional rules on this subject could, among other things, establish a uniform method of allocating E-911 implementation costs between local exchange carriers and PSAPs.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Military Department, Emergency Management Division.

Process for Developing New Rule: Agency study; the commission anticipates one or more workshops.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested persons may file written comments by December 10, 2004, with the Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, 1300 South Evergreen Park Drive S.W., Olympia, WA 985047250, phone (360) 664-1234, fax (360) 586-1150. Comments may also be provided by e-mail to [<]records@wutc. wa.gov>. For specific information regarding opportunities for written comment and to ensure receipt of further information concerning this rule making, please see below.

The commission anticipates that it will host a stakeholder workshop on the subject of this rule making.

WRITTEN COMMENTS: Written comments may be submitted to the commission at the address given above and should be filed with the commission no later than Friday, December 10, 2004.

Electronic copies: The commission requests that comments be provided in electronic format to enhance public access, for ease of providing comments, to reduce the need for paper copies, and to facilitate quotations from the comments. Comments may be submitted by electronic mail to the

Commission's Records Center at records@wutc.wa.gov. Please include:

- The docket number of this proceeding (UT-041629).
- The commenting party's name.
- The title and date of the comment or comments.

An alternative method for submitting comments may be by mailing/delivering an electronic copy on a $31 / 2$ inch, IBM-formatted, high-density disk, in .pdf Adobe Acrobat format or in Word 97 or later. Include all of the information requested above. The commission will post on the commission's website all comments that are provided in electronic format. The website is located at http://www.wutc.wa. gov/041629. If you are unable to file your comments electronically or to submit them on a disk, the commission will always accept a paper document.

Opportunity for further comment is anticipated. Information about the schedule and other aspects of the rule making, including comments, will be posted on the commission's website as it becomes available. If you wish to receive further information on this rule making you may (1) call the Commission's Records Center at (360) 664-1234, (2) e-mail the commission at [records@wutc.wa.gov](mailto:records@wutc.wa.gov), or (3) mail written comments to the address above to the attention of Carole J. Washburn, Secretary. When contacting the commission, please refer to Docket No. UT-041629 to ensure that you are placed on the appropriate service list. Questions may be addressed to Rebecca Beaton at (360) 664-1287 or e-mail at rbeaton@wutc.wa.gov.

## NOTICE

TO CONTINUE RECEIVING NOTICES AND INFORMATION ABOUT THIS RULE MAKING - The commission wants to ensure its mailings are sent to persons who are interested in the topic and want to receive that information. ANY PERSON WHO COMMENTS will continue to receive notices and information. If you do not submit comments but wish to remain on the mailing list for this rule making, please advise the records center by any one of the following methods: (1) Send a note with your name, address (or a copy of your mailing label), and telephone and fax numbers referencing Docket No. UT-041629, and the words "Please keep me on the mailing list"; or (2) e-mail your name, address, telephone and fax numbers, referencing Docket No. UT-041629, and the words "Please keep me on the mailing list" to <records@wutc.wa. gov>. Please note that all information in the mailings will be accessible through the commission's internet website at [http://www.wutc.wa.gov/041629](http://www.wutc.wa.gov/041629). THOSE PARTIES WHO dO NOT RESPOND MAY NOT RECEIVE FURTHER MAILINGS OR INFORMATION ON THE RULE MAKING.

November 12, 2004
Carole J. Washburn
Executive Secretary

WSR 04-23-057
PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF FISH AND WILDLIFE
[Filed November 12, 2004, 4:22 p.m.]
Subject of Possible Rule Making: Halibut seasons.
Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.12.047.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Seasons need to be set for the 2005-2006 halibut fishery.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Rukes [Rules] will be coordinated with the International Pacific Halibut Fishery Commission.

Process for Developing New Rule: Agency study.
Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Phil Anderson, Intergovernmental Resources Management Program Special Assistant, 600 Capitol Way North, Olympia, WA 98504-1091, phone (360) 9022720. Contact by December 30, 2004, expected proposal filing December 31, 2004.

November 12, 2004
Evan Jacoby
Rules Coordinator

## WSR 04-23-060 <br> WITHDRAWAL OF PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LICENSING <br> [Filed November 15, 2004, 10:10 a.m.]

The Department of Licensing hereby withdraws WSR 04-11-105 filed with your office on May 19, 2004.

WSR 04-23-064
PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Medical Assistance Administration)
[Filed November 15, 2004, 3:52 p.m.]
Subject of Possible Rule Making: WAC 388-519-0110 Spenddown of excess income for the medically needy program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.055, 74.04.057, 74.08.090, and 74.09.530.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The change is needed in order to be in compliance with federal regulations. Under 42 C.F.R. § 435.831 ( f )(1) deductible medical expenses that can be used to deduct from excess income during the base period can be paid or unpaid expenses.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department will coordinate development of the rule with the Centers for Medicare and Medicaid Services.

Process for Developing New Rule: The department invites the interested public to review and provide input on the draft language of this rule. Draft material and information about how to participate may be obtained from the department representative listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Wendy Forslin, Program Manager, P.O. Box 45534, Olympia, WA 98504-5534, phone (360) 725-1343, fax (360) 664-0910, TTY 1-800-848-5429, e-mail forslwc@dshs.wa.gov.

November 10, 2004
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

## WSR 04-23-065 <br> PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES <br> (Medical Assistance Administration) [Filed November 15, 2004, 3:53 p.m.]

Subject of Possible Rule Making: WAC 388-478-0070 Monthly income and countable resource standards for medically needy (MN) and 388-478-0080 Supplemental security income (SSI) standards, SSI-related categorically needy income level (CNIL), and countable resource standards.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.057, 74.08.090, 74.09.500 and 74.09.530; Section 1924 of the Social Security Act (42 U.S.C. 1396R-5).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The federal SSI standard is increasing effective January 1, 2005, as required under Section 1924 of the Social Security Act. This change will affect the SSI-related standards as well as the categorically needy income level (CNIL).

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department will coordinate development with the Federal Centers for Medicaid and Medicare Services.

Process for Developing New Rule: The department invites the interested public to review and provide input on the draft language of this rule. Draft material and information about how to participate may be obtained from the department representative listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Deborah O'Connor, P.O. Box 45536, Olympia, WA 98504-5536, phone (360) 725-1550, e-mail oconnda@dshs.wa.gov; or Wendy Forslin, Program Manager, P.O. Box 45534, Olympia, WA 98504-5534, phone

725-1343, fax (360) 664-0910, TTY 1-800-848-5429, e-mail forslwc@dshs.wa.gov.

November 9, 2004
Brian H. Lindgren, Manager Rules and Policies Assistance Unit

## WSR 04-23-075

## PREPROPOSAL STATEMENT OF INQUIRY

 DEPARTMENT OF LICENSING[Filed November 16, 2004, 9:06 a.m.]
Subject of Possible Rule Making: Chapter 308-96A WAC, Vehicle license, to include but not limited to WAC 308-96A-311 General provisions and 308-96A-314 Individual with disabilities special license plates.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 36.16.381 [46.16.381] and 46.16.385.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rule making may be required as it establishes terms and conditions for use of an individual with disabilities emblem for certain vehicle license plates. It clarifies that emblem means a special year tab.

The rule will specify the kinds of special license plates that the emblem may be applied.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Dale R. Brown, Management Analyst, Policy and Projects Office, Mailstop 48001, P.O. Box 2956, Olympia, WA 98507-2957, or by phone (360) 902-4020, fax (360) 902-3827, TTY (360) 664-8885, e-mail DBROWN@ dol.wa.gov.

November 16, 2004
Robert Smith
for Steve Boruchowitz, Manager
Policy and Projects Office

WSR 04-23-079
PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LABOR AND INDUSTRIES
[Filed November 16, 2004, 11:43 a.m.]
Subject of Possible Rule Making: Public records, chapter 296-06 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 42.17.260(5).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: 1. Chapter 296-06 WAC, Public records, will be updated and revised. Clear rule writing will be used to make the rule language easier to read and understand.
2. WAC $296-06-170$ Records index, is being repealed through an expedited rule making, WSR 04-22-084, filed November 2, 2004, because it is inconsistent with RCW 42.17.260(5). It will be rewritten in this rule making to comply with the statute.
3. An indexing system will be established to assist the public in accessing the Department of Labor and Industries public records.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other agency regulates this subject.

Process for Developing New Rule: Parties interested in the development of these rules may contact the individual listed below. Interested parties also may participate during the public comment period by submitting written comments or giving oral testimony at the public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Joseph Molenda, P.O. Box 44632, Olympia, WA 98504-4632, fax (360) 902-5156, e-mail MOLE235@LNI.WA.GOV.

November 16, 2004
Paul Trause
Director

## WSR 04-23-080 <br> PREPROPOSAL STATEMENT OF INQUIRY <br> DEPARTMENT OF LABOR AND INDUSTRIES <br> [Filed November 16, 2004, 11:47 a.m.]

Subject of Possible Rule Making: Industrial insurance, chapter 296-14 WAC, Release and protection of claim file information.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.04.010, 51.04.020, and 51.28.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Based on the statutes listed above, the Department of Labor and Industries (L\&I) establishes and adopts rules governing administration of the industrial insurance laws. The proposed rules would provide clarification about claim file confidentiality, and how and by whom confidentiality must be maintained.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other federal or state agencies regulate this subject. Federal HIPAA laws, while affecting confidentiality of protected health information, exempt workers' compensation from their authorization requirement ( 45 C.F.R. § 164.512 (I)).

Process for Developing New Rule: L\&I will begin the rule development process by drafting proposed rules and soliciting input from the business and labor communities. L\&I will share the draft proposal with stakeholders and other interested parties, including the Workers' Compensation Advisory Committee. A public hearing will be held in Tumwater after the proposal is filed.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication Department of Labor and Industries, Audrey Pitchford, Administrative Regulations Analyst 1, P.O. Box 44208, Olympia, WA 98504-4208, phone (360) 902-4583, fax (360) 902-4960, e-mail PITA235@LNI.WA.GOV.

November 16, 2004
Paul Trause
Director

## WSR 04-23-089

## PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF HEALTH

[Filed November 17, 2004, 9:15 a.m.]
Subject of Possible Rule Making: Chapter 246-50 WAC, Coordinated quality improvement program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.70.510, 70.41.200.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed rule amendments implement the changes established by ESSB 6210, which lowers the number of providers needed to qualify as a health care provider group and adds a new section which restates organizations sharing information with other approved organizations must comply with all applicable state and federal privacy laws. Additional changes include eliminating the reference to the Health Care Policy Board which was abolished in 1996, and clarifying existing rule language of the coordinated quality improvement program.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Approved plan stakeholders, hospital associations, hospice care centers, and applicable state associations will be notified of rule changes and will be asked to recommend rule revisions.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Patti Rathbun, Department of Health, Agency Policy Advisor, P.O. Box 47890, Olympia, WA 98504-7890, phone (360) 236-4627, fax (360) 586-7424, email patti.rathbun@doh.wa.gov; or Jovi Swanson, Department of Health, Policy, Legislative, and Constituent Relations Office, P.O. Box 47890, Olympia, WA 98504-7890, fax (360) $586-7424$, phone ( 360 ) $236-4028$, e-mail jovi.swanson @doh.wa.gov.

November 16, 2004
Mary C. Selecky
Secretary

WSR 04-23-095

## PREPROPOSAL STATEMENT OF INQUIRY

 DEPARTMENT OF AGRICULTURE[Filed November 17, 2004, 9:55 a.m.]
Subject of Possible Rule Making: Chapter 16-623 WAC, Commission Merchant Act-Licensing fees, proof of payment, cargo manifests and registration of acreage commitments; the department is reviewing its licensing fees for commission merchants, dealers, limited dealers, brokers, agents and cash buyers and may propose to raise them above the fiscal growth factor. In addition, the department may amend the existing language to increase its clarity and readability and update the language to conform to current industry and regulatory standards.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapters 20.01 and 34.05 RCW

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Current licensing fee income is not adequate to cover costs associated with providing program services.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: Washington State Department of Agriculture representatives will discuss proposed fee increases with affected stakeholders and comply with the filing, publication and public hearing requirements of chapter 34.05 RCW . Affected stakeholders will have an opportunity to submit written comments on the proposal during the public comment period and present oral testimony at the public hearing.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Mary A. Martin Toohey, Assistant Directory, Washington State Department of Agriculture, Plant Protection Division, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1907, fax (360) 902-2094, email mtoohey@agr.wa.gov; or Jerry Buendel, Program Manager, Washington State Department of Agriculture, Plant Protection Division, P.O. Box 42560, Olympia, WA 985042560, phone (360) 902-1856, fax (360) 902-2094, e-mail jbuendel@agr.wa.gov.

November 17, 2004
Mary A. Martin Toohey
Assistant Director

## WSR 04-23-097

PREPROPOSAL STATEMENT OF INQUIRY FOREST PRACTICES BOARD
[Filed November 17, 2004, 11:14 a.m.]
Subject of Possible Rule Making: Amend Title 222 WAC to incorporate amendments to chapter 76.09 RCW , correct typographical errors, and clarify language without changing effects of existing rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: The Forest Practices Board's authority to adopt for-
est practices rules is granted under RCW 76.09.040 and 76.09.370.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This rule making is needed to make nonsubstantive corrections to Title 222 WAC, and include some changes that will make that chapter up-to-date with amendments to chapter 76.09 RCW .

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Department of Ecology must approve any forest practices rule making pertaining to water quality.

Process for Developing New Rule: Negotiated rule making. Participants who would help in rule development include representatives of timber and environmental interests, state agencies, local government, federal agencies, tribal governments, and other interested parties. The Forest Practices Board will consider whether to accept a proposal and proceed with rule making at its February 9,2005 , meeting. If the board decides to proceed with rule making there will be an additional opportunity to comment on the rule proposal.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by mailing, e-mailing, or faxing comments to Forest Practices Board, c/o Patricia Anderson, Rules Coordinator, Department of Natural Resources, Forest Practices Division, P.O. Box 47012, Olympia, WA 98504-47012, fax (360) 902 11428 [ 902 -1428], e-mail forest.practicesboard@wadnr.gov.

November 10, 2004
Pat McElroy
Chair

WSR 04-23-100
PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Medical Assistance Administration) [Filed November 17, 2004, 11:20 a.m.]

Subject of Possible Rule Making: WAC 388-502-0150 Time limits for providers to bill MAA.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.08.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To make rule consistent with federal code. MAA will propose extending the time limit from six months to twelve months - for a provider to submit a Medicaid claim to MAA after Medicare has processed the claim.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None

Process for Developing New Rule: The department invites the interested public to review and provide input on the draft language of this rule. Draft material and information about how to participate may be obtained from the department representative listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before pub-
lication by contacting Diana McMaster, Program Manager, P.O. Box 45534, Olympia, WA 98504-5534, phone (360) 725-1325, fax (360) 664-0910, TTY 1-800-848-5429, e-mail mcmasda@dshs.wa.gov.

November 15, 2004
Brian H. Lindgren, Manager Rules and Policies Assistance Unit

## WSR 04-23-101

PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Medical Assistance Administration)
[Filed November 17, 2004, 11:22 a.m.]
Subject of Possible Rule Making: WAC 388-475-0550 SSI-related medical-All other excluded resources, 388-4750700 SSI-related medical-Income eligibility, 388-475-0800 SSI-related medical-General income exclusions, 388-4750820 SSI-related medical-Child-related income exclusions, and 388-475-0860 SSI-related medical-Income exclusions under federal statute or other state laws.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.057, 74.08.090, and 74.09.500.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This amendment brings the state of Washington into compliance with changes made this year to the Social Security Act (Public Law 108-203).

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: The department invites the interested public to review and provide input on the draft language of this rule. Draft material and information about how to participate may be obtained from the department representative listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Mary Beth Ingram, Program Manager, P.O. Box 45534, Olympia, WA 98504-5534, phone (360) 725-1327, fax (360) 664-0910, TTY 1-800-848-5429, e-mail ingramb@dshs.wa.gov.

November 15, 2004
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

WSR 04-23-102
PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Medical Assistance Administration) [Filed November 17, 2004, 11:24 a.m.]

Subject of Possible Rule Making: WAC 388-543-1000 Definitions for DME and related supplies, prosthetics, and
orthotics, medical supplies and related supplies, 388-5431100 Scope of coverage and coverage limitations for DME and related supplies, prosthetics, orthotics, medical supplies and related services, 388-543-1150 Limits and limitation extensions, 388-543-1400 General reimbursement for DME and related services, prosthetics, orthotics, medical supplies and related services, 388-543-1500 When MAA purchases DME and related supplies, prosthetics and orthotics, 388-543-2100 Wheelchairs-Reimbursement methodology, 388-543-2500 Reimbursement methodology for other DME, 388-543-2900 Medical supplies and nondurable medical equipment (MSE)-Reimbursement methodology, and other related WACs.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.04.57 [74.04.057], 74.08.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department is:

- Updating reimbursement methodologies for medical supplies and nondurable medical equipment, wheelchairs and wheelchair accessories, and for other DME;
- Adding definitions;
- Moving policy information from reimbursement methodology sections to policy sections under WAC 388-543-1100;
- Adding "washable protective underwear" to list of diapers and related supplies under WAC 388-543-1150;
- Clarifying the standard specifications for diapers, pull up pants, briefs, washable protective underwear, underpads, liners and undergarment under WAC 388-5431150;
- Clarifying products that cannot be used together under WAC 388-543-1150; and
- Removing the word "unwilling" from WAC 388-5431500 (5)(b) and (6)(b).

During the course of this review, MAA may identify additional changes that are required in order to improve clarity or to update policy.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: The department invites the interested public to review and provide input on the draft language of this rule. Draft material and information about how to participate may be obtained from the department representative listed below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Wendy L. Boedigheimer, Rules Program Manager, Medical Assistance Administration, Rules and Publications Section, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 725-1306, fax (360) 586-9727, TTY 1-800-848-5429, e-mail boediwl@dshs.wa.gov.

November 15, 2004
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

WSR 04-23-103

## PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF

SOCIAL AND HEALTH SERVICES
(Aging and Disability Services Administration)
[Filed November 17, 2004, 11:25 a.m.]
Subject of Possible Rule Making: Creating new chapter 388-824 WAC for the Division of Development Disabilities (DDD) assessment process.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 71A.12.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: In June 2003, the Joint Legislative Audit and Review Committee (JLARC) recommended that DSHS develop an assessment process for developmentally disabled clients designed to be consistently applied, to all clients, in all parts of the state. Part of developing this assessment process includes defining requirements for administering a newly developed mini-assessment to DDD eligible clients and for providing information and referral services to those clients.

Rules are needed in WAC to govern and support the implementation of these mini-assessment and information and referral requirements. Adoption of these rules will help promote consistent application and understanding of the division's client assessment processes.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: None.

Process for Developing New Rule: At a later date, the department will file proposed rules and a proposed rule-making notice for publication in the Washington State Register, invite public comments, and hold a public hearing. The proposal will be sent to everyone on the mailing list to receive rule-making notices on this subject, and to anyone who requests the proposal.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting John Gaskell, Policy Manager, DDD Assessment Project, P.O. Box 45600, Olympia, WA 985045600, phone (360) 725-2517, fax (360) 407-0955, e-mail gaskejw@dshs.wa.gov.

November 15, 2004
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

## WSR 04-23-017

## PROPOSED RULES

## DEPARTMENT OF LICENSING

[Filed November 5, 2004, 3:06 p.m]
Continuance of WSR 04-20-112.
Preproposal statement of inquiry was filed as WSR 04-15-040.

Title of Rule and Other Identifying Information: Chapter 308-08 WAC, new sections: Brief adjudicative proceed-ings-When they can be used; Objections to brief adjudicative proceedings and conversion to formal adjudicative hearings, WAC 308-08-416 Petition for reconsideration of final orders amendment.

Hearing Location(s): Conference Room 102, 405 Black Lake Boulevard, Olympia, WA 98502, on December 21, 2004, at 1:00-2:00.

Date of Intended Adoption: December 22, 2004.
Submit Written Comments to: Jon Donnellan, P.O. Box 9660, Olympia, WA 98507-9660, e-mail jdonnellan@dol.wa.gov, fax (360) 586-4414, by December 20, 2004.

Assistance for Persons with Disabilities: Contact Jon Donnellan by December 17, 2004, TTY (360) 586-2788 or (360) 664-1528.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: These proposed rules apply to director programs within the Business and Professions Division and establish when the director can use brief adjudicative proceedings (BAP) in place of formal adjudicative proceedings, the types of issues they can be used for, and clarify the conditions when a final order will be reconsidered. They also clarify how a party can file an objection to the BAP and request a conversion to a formal adjudicative hearing. BAPs are adjudicative proceedings under the Administrative Procedure Act, chapter 34.05 RCW, that are brief in form, that should take less time, and expedite a decision for an applicant or licensee.

Reasons Supporting Proposal: This would result in reduced administrative cost to the department while ensuring independent review and expedience for the applicant or licensee.

Statutory Authority for Adoption: RCW 18.235.030, chapter 34.05 RCW.

Statute Being Implemented: Chapter 18.235 RCW.
Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Department of Licensing, governmental.

Name of Agency Personnel Responsible for Drafting and Enforcement: Linda Moran, Attorney General's Office, (360) 753-2619; and Implementation: Andrea Archer, Business and Professions Division, (360) 664-1444.

No small business economic impact statement has been prepared under chapter 19.85 RCW . These rules reduce costs for licensees.

A cost-benefit analysis is not required under RCW 34.05.328. The rules should reduce costs for the department. November 5, 2004

Jon Donnellan
Assistant Director
Business and Professions Division as delegated by Andrea C. Archer

## WSR 04-23-018 <br> PROPOSED RULES <br> WASHINGTON STATE PATROL

[Filed November 5, 2004, 4:17 p.m.]
Original Notice.
Preproposal statement of inquiry was filed as WSR 04 19-002.

Title of Rule and Other Identifying Information: WAC 446-65-010 Transportation requirements.

Hearing Location(s): General Administration Building, Washington State Patrol, Commercial Vehicle Division, Conference Room, 210 11th Avenue S.W., Olympia, WA 98504, on December 22, 2004, at 11:00 a.m.

Date of Intended Adoption: January 18, 2005.
Submit Written Comments to: Ms. Christine Fox, P.O. Box 42614, Olympia, WA 98504-2614, e-mail Christine.Fox @wsp.wa.gov, fax (360) 586-8233, by December 21, 2004.

Assistance for Persons with Disabilities: Contact Ms. Christine Fox by December 21, 2004, (360) 753-3697.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: To more clearly identify the adoption of specific Codes of Federal Regulations used for enforcement of commercial motor vehicles, and all amendments thereto.

Reasons Supporting Proposal: This revision will provide for the future adoption of any amendments to Title 49 Code of Federal Regulations by the Washington State Patrol.

Statutory Authority for Adoption: RCW 46.32.020.
Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Department of Licensing, Department of Transportation, and the Utilities and Transportation Commission, public.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Ms. Christine Fox, P.O. Box 42614, Olympia, WA 98504-2614, (360) 753-3697.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The revision of this rule will not impact small businesses.

A cost-benefit analysis is not required under RCW 34.05.328. These revisions just clarify the language of the rule without changing its effect.

November 3, 2004
Lowell M. Porter
Chief

AMENDATORY SECTION (Amending WSR 98-19-043, filed 9/11/98, effective 10/12/98)

WAC 446-65-010 Transportation requirements. (1) The Washington state patrol hereby adopts the following parts, and any amendments thereto, of Title 49 Code of Federal Regulations, for motor carriers used in intrastate or interstate commerce, in their entirety: Parts 390 General, 391 Qualification of drivers, 392 Driving of motor vehicles, 393 Parts and accessories necessary for safe operation, 395 Hours of service of drivers, 396 Inspection, repair, and maintenance, 397 Transportation of hazardous materials; driving and parking rules, provided, however, motor carriers operating vehicles with a gross vehicle weight rating between $10,001 \mathrm{lbs}$. and $26,000 \mathrm{lbs}$. operating solely intrastate, and not used to transport hazardous materials in a quantity requiring placarding, are exempt from Parts 390 General, 391 Qualifications of drivers, 392 Driving of motor vehicles, 395 Hours of service, and 396 Inspection, repair, and maintenance.
(2) As provided in Part 395, exemption for agricultural transporters, the harvest dates are defined as starting February 1 and ending November 30 of each year.
(3) Agricultural operations exceptions:
(a) Agricultural operations transporting agricultural products other than Class 2 material (Compressed Gases), over roads, other than the National System of Interstate Defense Highways, between fields of the same farm, is excepted from part 397 when:
(i) The agricultural product is transported by a farmer who is an intrastate private motor carrier.
(ii) The movement of the agricultural product conforms to all other laws in effect on or before July 1, 1998, and 49 CFR 173.24, 173.24a, and 173.24b.
(b) The transportation of an agricultural product to or from a farm within one hundred fifty miles of the farm, is excepted from the requirements of 49 CFR part 172 subpart G (emergency response information) and H (training requirements) when:
(i) The agricultural product is transported by a farmer who is an intrastate private motor carrier;
(ii) The total amount of agricultural product being transported on a single vehicle does not exceed:
(A) Sixteen thousand ninety-four pounds of ammonium nitrate fertilizer properly classed as Division 5.1, PGIII, in bulk packaging; or
(B) Five hundred two gallons for liquids or gases, or five thousand seventy pounds for solids, of any other agricultural product;
(iii) The packaging conforms to the requirements of state law and is specifically authorized for transportation of the agricultural product by state law and such state law has been in effect on or before July 1, 1998; and
(iv) Each person having any responsibility for transporting the agricultural product or preparing the agricultural product for shipment has been instructed in the applicable requirements of 49 CFR adopted in this section.
(C) Formulated liquid agricultural products in specification packaging of fifty-eight gallon capacity or less, with closures manifolded to a closed mixing system and equipped with a positive dry disconnect device, may be transported by
a private motor carrier between a final distribution point and an ultimate point of application or for loading aboard an airplane for aerial application.
(4) Copies of Title 49 CFR, parts 390 through 397, 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.

## WSR 04-23-052 PROPOSED RULES <br> UTILITIES AND TRANSPORTATION COMMISSION

[Filed November 12, 2004, 10:57 a.m.]
Continuance of WSR 04-22-072.
Preproposal statement of inquiry was filed as WSR 04 03-118 and 04-04-021.

Title of Rule and Other Identifying Information: Telco tune-up supplemental CR-102 relating to WAC 480-120-147, 480-120-322, and 480-120-349, Docket No. UT-040015.

Hearing Location(s): Commission Hearing Room 206, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, on December 10, 2004, at 1:30 p.m.

Date of Intended Adoption: December 10, 2004.
Submit Written Comments to: Carole J. Washburn, Secretary, P.O. Box 47250, Olympia, WA 98504, e-mail records@wutc.wa.gov, fax (360) 586 -1150, by November 23, 2004. Please include Docket No. UT-040015 in your communication.

Assistance for Persons with Disabilities: Contact Mary DeYoung by Monday, December 6, 2004, TTY (360) 5868203 or (360) 664-1133.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: This supplemental proposal would revise WAC 480-120-147 Changes in local exchange and intrastate toll services, to be consistent with the federal rule, to establish a time limit for local exchange companies to lift freeze, and to submit a change order, to change the term "customer" to "subscriber" throughout section to parallel FCC term, and to make grammar changes. It would repeal WAC 480-120-322 Retaining and preserving records and reports and adopt WAC 480-120-349 Retaining and preserving records and reports, thus changing the section number to parallel the reorganization of rule sections in Docket A-021178.

The purpose of the continuance of WSR 04-22-072 is to provide notice of a change in the time of the hearing to receive public comment regarding adoption of the rules that are the subject of the supplemental CR-102. The hearing
time has been changed from 9:30 a.m. on December 10, 2004, to 1:30 p.m. on December 10, 2004.

WAC 480-120-147 Changes in local exchange and intrastate toll services.

1. Establish time limit for LEC to lift freeze, time limit to submit change order.
2. Update to be consistent with federal rule.
3. Grammar changes.
4. Change "customer" to "subscriber" throughout section to parallel FCC term.
WAC 480-120-322 Retaining and preserving records and reports.
5. Repeal for consistency with chapter reorganization in Docket A-021178. Replaced by WAC 480-120-349.
WAC 480-120-349 Retaining and preserving records and reports.
Replaces WAC 480-120-322.
6. Change section number to correspond to reorganization in Docket A-021178.

Name of Proponent: Washington Utilities and Transportation Commission, governmental.

Name of Agency Personnel Responsible for Drafting: Sharyn Bate, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, (360) 664-1295; Implementation and Enforcement: Carole J. Washburn, Secretary, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, (360) 6641174.

November 12, 2004
Carole J. Washburn
Executive Secretary

## WSR 04-23-053 <br> PROPOSED RULES UTILITIES AND TRANSPORTATION COMMISSION <br> [Filed November 12, 2004, 10:59 a.m.]

Continuance of WSR 04-21-037.
Preproposal statement of inquiry was filed as WSR 04-05-103.

Title of Rule and Other Identifying Information: WAC 480-62-218 Point protection, WUTC Docket No. TR040151.

Hearing Location(s): Commission Hearing Room 206, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, on December 10,2004, at 1:30 p.m.

Date of Intended Adoption: December 10, 2004.
Submit Written Comments to: Carole J. Washburn, Secretary, P.O. Box 47250, Olympia, WA 98504-7250, e-mail records@ wutc.wa.gov, fax (360) 586-1150, by November 19, 2004. Please include Docket No. TR-040151 in your communication.

Assistance for Persons with Disabilities: Contact Mary DeYoung by December 8, 2004, TTY (360) 586-8203 or (360) 664-1133.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The proposal would add to rules governing railroad operations a rule addressing point protection. The proposed rule would require railroads to protect the leading end of train movements to add safety for employees that might be present on the tracks ahead of the movement, vehicles using road crossings, and trains on connected tracks.

The purpose of the continuance of WSR 04-21-03 [04-21-037] is to provide notice of a change in the time of the hearing to receive public comment regarding adoption of the rule proposal in this docket. The hearing time has been changed from 9:30 a.m. on December 10, 2004, to 1:30 p.m. on December 10, 2004.

Name of Proponent: Washington Utilities and Transportation Commission, governmental.

Name of Agency Personnel Responsible for Drafting: Mike Rowswell, Rail Safety Manager, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, (360) 664-1265; Implementation and Enforcement: Carole J. Washburn, Executive Secretary, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, (360) 664-1174.

November 12, 2004
Carole J. Washburn
Executive Secretary

$$
\begin{gathered}
\text { WSR 04-23-066 } \\
\text { PROPOSED RULES } \\
\text { DEPARTMENT OF } \\
\text { SOCIAL AND HEALTH SERVICES } \\
\text { (Medical Assistance Administration) } \\
\text { [Filed November 15, 2004, 3:54 p.m.] }
\end{gathered}
$$

Original Notice. 18-065.

Title of Rule and Other Identifying Information: WAC 388-503-0510 How a client is determined "related to" a Medicaid program.

Hearing Location(s): Office Building 2 Auditorium, DSHS Headquarters (public parking at 11 th and Jefferson), 1115 Washington, Olympia, WA 98504, on January 4, 2005, at 10:00 a.m. Date of Intended Adoption: Not sooner than January 5, 2005.

Submit Written Comments to: DSHS Rules Coordinator, P.O. Box 45850 , Olympia, WA 98504, delivery 4500 10th Avenue S.E., Lacey, WA, e-mail fernaax @dshs.wa.gov, fax (360) 664-6185, by 5:00 p.m., January 4, 2005. Assistance for Persons with Disabilities: Contact Fred Swenson, DSHS Rules Consultant, by December 30, 2004, TTY (360) 664-6178 or (360) 664-6097.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The proposed changes are technical corrections to cross-references and add language in subsection (2)(b) that was previously deleted inadvertently.

Reasons Supporting Proposal: See above.

## Preproposal statement of inquiry was filed as WSR 04

Statutory Authority for Adoption: RCW 74.08.090. Statute Being Implemented: RCW 74.09.530.
Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Department of Social and Health Services, governmental.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Joanie Scotson, P.O. Box 45534, Olympia, WA 98504-5534, (360) 725-1330.

No small business economic impact statement has been prepared under chapter 19.85 RCW . There is no impact on small business.

A cost-benefit analysis is not required under RCW 34.05.328. DSHS eligibility rules are exempt under RCW 34.05.328 (5)(b)(vii).

November 10, 2004
Brian H. Lindgren, Manager Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 02-17-030, filed $8 / 12 / 02$, effective $9 / 12 / 02$ )

WAC 388-503-0510 How a client is determined "related to" a categorical program. (1) A person is related to the Supplemental Security Income (SSI) program if they are:
(a) Aged, blind, or disabled as defined in WAC 388-5111105(1) or chapter 388-475 WAC; or
(b) Considered as eligible for SSI under WAC 388-511$1105(5)$ or chapter 388-475 WAC; or
(c) Children meeting the requirements of WAC 388-5050210(((6))) (5).
(2) A person or family is considered to be related to the temporary assistance for needy families (TANF) program if they ((meet)):
(a) Meet the program requirements for the TANF cash assistance programs or the requirements of WAC ( $388-505-$ 0210-9ғ)) 388-505-0220; or
(b) Would meet such requirements except that the assistance unit's countable income ((er reseurees)) exceeds the TANF program standards in WAC 388-478-0065.
(3) Persons related to SSI or to TANF are eligible for categorically needy (CN) or medically needy (MN) medical coverage if they meet the other eligibility criteria for these medical programs. See chapters 388-475, 388-505 and 388519 WAC for these eligibility criteria.
(4) Persons related to SSI or to TANF and who receive the related CN medical coverage have redetermination rights as described in WAC 388-503-0505(6).

## WSR 04-23-067 PROPOSED RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES <br> (Medical Assistance Administration) [Filed November 15, 2004, 3:55 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 03-18-102.

Title of Rule and Other Identifying Information: New chapter 388-554 WAC, Enteral nutrition program; WAC 388-554-100 Enteral nutrition program-General, 388-554200 Enteral nutrition program-Definitions, 388-554-300 Enteral nutrition program-Client eligibility, 388-554-400 Enteral nutrition program-Provider requirements, 388-554500 Orally administered enteral nutrition products-Coverage, limitations, and reimbursement, 388-554-600 Tubedelivered enteral nutrition products and related equipment and supplies-Coverage, limitations, and reimbursement, 388-554-700 Enteral nutrition products and supplies-Prior authorization requirements, and 388-554-800 Enteral nutrition program requirements for WIC program-eligible clients.

Hearing Location(s): Blake Office Park East (behind Goodyear Courtesy Tire), Rose Room, 4500 10th Avenue S.E., Lacey, WA, on December 22, 2004, at 10:00 a.m.

Date of Intended Adoption: Not sooner than December 23, 2004.

Submit Written Comments to: DSHS Rules Coordinator, P.O. Box 45850, Olympia, WA 98504, delivery 4500 10th Avenue S.E., Lacey, WA, e-mail fernaax @dshs.wa.gov, fax (360) 664-6185, by 5:00 p.m., December 22, 2004.

Assistance for Persons with Disabilities: Contact Fred Swenson, DSHS Rules Consultant, by December 17, 2004, TTY (360) 664-6178 or (360) 664-6097.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: To incorporate into rule the enteral nutrition program. The anticipated effect of the proposed rule is to ensure coverage of the products, equipment, and supplies that provide medically necessary enteral nutrition to eligible medical assistance clients.

Reasons Supporting Proposal: See above.
Statutory Authority for Adoption: RCW 74.09.530, 74.08.090.

Statute Being Implemented: RCW 74.09.530, 74.08.090 , chapter 74.09 RCW.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Department of Social and Health Services, governmental.

Name of Agency Personnel Responsible for Drafting: Kathy Sayre, P.O. Box 45533, Olympia, WA 98504, (360) 725-1342; Implementation and Enforcement: Olin Cantrell, P.O. Box 45506, Olympia, WA 98504, (360) 725-1676.

No small business economic impact statement has been prepared under chapter 19.85 RCW . The department has analyzed the proposed rule and concluded that no new costs will be imposed on businesses affected by them. The preparation of a comprehensive small business economic impact statement is not required.

A cost-benefit analysis is required under RCW 34.05.328. A preliminary cost-benefit analysis may be obtained by contacting Olin Cantrell, P.O. Box 45506, Olympia, WA 98504-5506, phone (360) 725-1676, fax (360) 5861471, e-mail cantrow@dshs.wa.gov.

November 10, 2004
Brian H. Lindgren, Manager Rules and Policies Assistance Unit

## Chapter 388-554 WAC

## ENTERAL NUTRITION PROGRAM

## NEW SECTION

WAC 388-554-100 Enteral nutrition programGeneral. The medical assistance administration's (MAA's) enteral nutrition program covers the products, equipment, and supplies to provide medically necessary enteral nutrition to eligible medical assistance clients.

## NEW SECTION

WAC 388-554-200 Enteral nutrition program-Definitions. The following terms and definitions and those found in WAC 388-500-0005 apply to the enteral nutrition program:
"BMI" see "body mass index."
"Body mass index (BMI)" is a number that shows body weight adjusted by height, and is calculated using inches and pounds or meters and kilograms.
"Enteral nutrition" means the use of medically necessary nutritional products alone, or in combination with traditional food, when a client is unable to consume enough traditional food to meet nutritional requirements. Enteral nutritional solutions can be given orally or via feeding tubes.
"Enteral nutrition equipment" means durable medical feeding pumps and intravenous (IV) poles used in conjunction with nutrition supplies to dispense formula to a client.
"Enteral nutrition product" means enteral nutrition formulas and/or products.
"Enteral nutrition supplies" means the supplies, such as nasogastric, gastrostomy and jejunostomy tubes, necessary to allow nutritional support via the alimentary canal or any route connected to the gastrointestinal system.
"Growth chart" is a series of percentile curves that illustrate the distribution of select body measurements (i.e., height, weight, and age) in children published by the Centers for Disease Control and Prevention, National Center for Health Statistics. CDC growth charts: United States. http://www.cdc.gov/growthcharts/
"Nonfunctioning digestive tract" is caused by a condition that affects the body's alimentary organs and their ability to break down and digest nutrients.
"Orally administered enteral nutrition products" means enteral nutrition solutions and products that a client consumes orally for nutritional support.
"Tube-delivery" means the provision of nutritional requirements through a tube into the stomach or small intestine.
"WIC program" (Women, Infants and Children (WIC) program) is a special supplemental nutrition program managed by the department of health ( DOH ) that serves to safeguard the health of children up to age five, and low-income pregnant and breastfeeding women who are at nutritional risk by providing them with healthy, nutritious foods to supplement diets, information on healthy eating, and referral to health care.
"Women, Infants and Children (WIC) program." See "WIC program."

## NEW SECTION

WAC 388-554-300 Enteral nutrition program-Client eligibility. (1) Clients in the following medical assistance programs are eligible to receive oral enteral nutrition products and tube-delivered enteral nutrition products and necessary equipment and supplies, subject to the limitations in this chapter and other applicable WAC:
(a) Categorically needy program (CNP);
(b) Children's health insurance program (CHIP) (same scope of coverage as CNP);
(c) General assistance - Unemployable (GA-U);
(d) Limited casualty program - Medically needy program (LCP-MNP);
(e) Alien emergency medical program - CNP; and
(f) Alien emergency medical program - LCP-MNP.
(2) All clients younger than age twenty-one must be evaluated by a registered dietitian with a current provider number within thirty days of initiation of enteral nutrition products, and periodically (at the discretion of the registered dietitian) while receiving enteral nutrition products. See WAC 388-554-400 (2)(h) for provider requirements.
(3) Clients enrolled in an MAA managed care plan are eligible for oral enteral nutrition products and tube-delivered enteral nutrition products and necessary equipment and supplies through that plan. If a client becomes enrolled in a managed care plan before MAA completes the purchase (or rental, if applicable) of prescribed enteral products, necessary equipment and supplies:
(a) MAA rescinds the purchase until the managed care primary care provider (PCP) evaluates the client; and
(b) The managed care plan's applicable reimbursement policies apply to the purchase of the products, equipment, or supplies, or rental of the equipment, as applicable.
(4) To receive orally administered enteral nutrition products, a client must:
(a) Have a valid written physician order from a physician, advanced registered nurse practitioner (ARNP), or physician assistant-certified (PA-C) for all enteral nutrition products;
(b) When required, have the provider obtain prior authorization as described in WAC 388-554-700;
(c) Meet the conditions in this section and other applicable WAC;
(d) Be able to manage their feedings in one of the following ways:
(i) Independently; or
(ii) With a caregiver who can manage the feedings; and
(e) Have at least one of the following medical conditions, subject to the criteria listed:
(i) Malnutrition/malabsorption as a result of a stated primary diagnosed disease. The client must have:
(A) A weight-for-length at or less than the fifth percentile if the client is younger than age three; or
(B) A body mass index (BMI) of:
(I) Less than the fifth percentile if the client is older than age three and younger than age eighteen; or
(II) Less than or equal to 18.5 if the client is age eighteen or older.
(ii) Acquired immune deficiency syndrome (AIDS). The client must be in a wasting state and have:
(A) A weight-for-length at or less than the fifth percentile if the client is younger than age three; or
(B) A BMI of:
(I) Less than the fifth percentile if the client is older than age three and younger than age eighteen; or
(II) Less than or equal to 18.5 if the client is age eighteen or older.
(iii) Amino acid, fatty acid, and carbohydrate metabolic disorders;
(iv) Dysphagia. The client must:
(A) Need to transition from tube feedings to oral feedings or require thickeners to aid swallowing; and
(B) Be evaluated by a speech therapist.
(v) Chronic renal failure. The client:
(A) Must be receiving dialysis; and
(B) Have a fluid restrictive diet in order to use nutrition bars.
(vi) Malignant cancer(s). The client must be receiving chemotherapy.
(vii) Decubitus pressure ulcers. The client must have:
(A) Stage three or greater decubitus pressure ulcers; and
(B) An albumin level of 3.2 or below.
(viii) Failure to thrive. The client must have a disease or medical condition that is only organic in nature and not due to cognitive, emotional, or psychological impairment. In addition, the client must have:
(A) A weight-for-length at or less than the fifth percentile if the client is younger than age three;
(B) A BMI of less than the fifth percentile if the client is at least age three but younger than age eighteen; and
(C) A BMI of less than or equal to 18.5, an albumin level of 3.5 or below, and a cholesterol level of one hundred sixty or below if the client is age eighteen or older.
(5) A client is eligible to receive delivery of orally administered enteral nutrition products in quantities sufficient to meet the client's medically authorized needs, not to exceed a one-month supply. To receive the next month's delivery of authorized products, the client's record must show documentation of the need to refill the products. See WAC 388-554-400 for provider requirements.
(6) To receive tube-delivered enteral nutrition products, necessary equipment and supplies, a client must:
(a) Have a valid written physician order from a physician, ARNP, or PA-C;
(b) Meet the conditions in this section and other applicable WAC; and
(c) Be able to manage their tube feedings in one of the following ways:
(i) Independently; or
(ii) With a caregiver who can manage the feedings; and
(d) Have at least one of the following medical conditions, subject to the criteria listed:
(i) A nonfunction or disease of the structures that normally permit food to reach the small bowel; or
(ii) A disease or condition of the small bowel that impairs digestion and absorption of an oral diet, either of which requires tube feedings to provide sufficient nutrients to maintain weight and strength that is properly proportioned to the client's overall health status.

## NEW SECTION

WAC 388-554-400 Enteral nutrition program-Provider requirements. (1) A provider of all oral enteral nutrition products and tube-delivered enteral nutrition products and necessary equipment and supplies must:
(a) Have a current core provider agreement with the medical assistance administration (MAA); and
(b) Be one of the following provider types:
(i) Pharmacy provider; or
(ii) Durable medical equipment (DME) provider.
(2) To be paid for oral enteral nutrition products and tube-delivered enteral nutrition products and necessary equipment and supplies, an eligible provider must:
(a) Meet the requirements in WAC 388-502-0020 and other applicable WAC;
(b) Obtain prior authorization (PA), if required, before delivery to the client and before billing MAA. See WAC 388-554-700 for PA requirements;
(c) Deliver orally administered enteral nutrition products in quantities sufficient
to meet a client's medically authorized needs, not to exceed a one-month supply;
(d) Bill MAA for the authorized products and submit a claim for payment to MAA with a date of service being the same as the shipping date;
(e) Confirm with the client and document in the client's record that the next month's delivery of authorized orally administered enteral nutrition products is necessary (see WAC 388-554-300(5)). MAA will not reimburse automatic periodic delivery of products;
(f) Notify and inform the client's physician if the client has indicated the product is not being used as prescribed;
(g) Keep legible, accurate, and complete charts in the client's record to justify the medical necessity of the items provided and include:
(i) For each item billed, a copy of the prescription. The prescription must:
(A) Be signed and dated by the prescribing physician;
(B) List the client's medical condition and exact daily caloric amount of needed enteral product; and
(C) State the reason why the client is unable to consume enough traditional food to meet nutritional requirements.
(ii) The medical reason the specific enteral product, equipment, and/or supply is prescribed; and
(iii) For a client who meets the Women, Infants and Children (WIC) program's target population as defined in WAC 388-554-200, verification from the WIC program that the client:
(A) Is not eligible for WIC program services;
(B) Is eligible for WIC program services, but nutritional needs exceed the WIC program's maximum per calendar month allotment; or
(C) The WIC program cannot provide the prescribed product.
(h) For a client younger than age twenty-one, retain a copy of each required registered dietitian evaluation, as described in WAC 388-554-300(2).
(3) MAA may recoup any payment made to a provider for authorized enteral nutrition products if the requirements
in subsection (2) of this section and other applicable WAC are not met.

## NEW SECTION

WAC 388-554-500 Orally administered enteral nutrition products-Coverage, limitations, and reimbursement. (1) The enteral nutrition program covers and reimburses medically necessary orally administered enteral nutrition products, subject to:
(a) Prior authorization requirements under WAC 388-554-700;
(b) Duration periods determined by the medical assistance administration (MAA);
(c) Delivery requirements under WAC 388-554-400(2); and
(d) The provisions in other applicable WAC.
(2) Except as provided in subsection (3) of this section, MAA does not pay separately for orally administered enteral nutrition products:
(a) When a client resides in a state-owned facility (i.e., state school, developmental disabilities (DD) facility, mental health facility, Western State Hospital, and Eastern State Hospital).
(b) When a client has elected and is eligible to receive MAA's hospice benefit, unless both of the following apply:
(i) The client has a pre-existing medical condition that requires enteral nutritional support; and
(ii) The pre-existing medical condition is not related to the diagnosis that qualifies the client for hospice.
(3) MAA pays separately for a client's orally administered enteral nutrition products when the client:
(a) Resides in the nursing facility;
(b) Meets the criteria in WAC 388-554-300; and
(c) Needs enteral nutrition products to meet one hundred percent of the client's nutritional needs.
(4) MAA does not cover or reimburse for orally administered enteral nutrition products when the client's nutritional need can be met using traditional foods, baby foods, and other regular grocery products that can be pulverized or blenderized and used to meet the client's caloric and nutritional needs.
(5) MAA:
(a) Determines reimbursement for oral enteral nutrition products according to a set fee schedule;
(b) Considers Medicare's current fee schedule when determining maximum allowable fees;
(c) Considers vendor rate increases or decreases as directed by the Legislature; and
(d) Evaluates and updates the maximum allowable fees for oral enteral nutrition products at least once per year.
(6) MAA evaluates a request for orally administered enteral nutrition products that are not covered or are in excess of the enteral nutrition program's limitations or restrictions, according to WAC 388-501-0165.

## NEW SECTION

WAC 388-554-600 Tube-delivered enteral nutrition products and related equipment and supplies-Coverage, limitations, and reimbursement. (1) The enteral nutrition
program covers and reimburses the following, subject to the limitations listed in this section and the provisions in other applicable WAC:
(a) Tube-delivered enteral nutrition products;
(b) Tube-delivery supplies;
(c) Enteral nutrition pump rental and purchase;
(d) Nondisposable intravenous (IV) poles required for enteral nutrition product delivery; and
(e) Repairs to equipment.
(2) The medical assistance administration (MAA) covers up to twelve months of rental payments for enteral nutrition equipment. After twelve months of rental, MAA considers the equipment to be purchased and it becomes the client's property.
(3) MAA requires a provider to furnish clients new or used equipment that includes full manufacturer and dealer warranties for one year.
(4) MAA covers only one:
(a) Purchased pump per client in a five year period; and
(b) Purchased nondisposable IV pole per a client's lifetime.
(5) MAA's reimbursement for covered enteral nutrition equipment and necessary supplies includes all of the following:
(a) Any adjustments or modifications to the equipment that are required within three months of the date of delivery. This does not apply to adjustments required because of changes in the client's medical condition;
(b) Fitting and set-up; and
(c) Instruction to the client or the client's caregiver in the appropriate use of the equipment and necessary supplies.
(6) A provider is responsible for any costs incurred to have another provider repair equipment if all of the following apply:
(a) Any equipment that MAA considers purchased requires repair during the applicable warranty period;
(b) The provider is unable to fulfill the warranty; and
(c) The client still needs the equipment.
(7) If the rental equipment must be replaced during the warranty period, MAA recoups fifty percent of the total amount previously paid toward rental and eventual purchase of the equipment delivered to the client. All of the following must apply:
(a) The provider is unable to fulfill the warranty; and
(b) The client still needs the equipment.
(8) MAA rescinds any authorization for prescribed equipment if the equipment was not delivered to the client before the client:
(a) Loses medical eligibility;
(b) Becomes covered by a hospice agency and the equipment is used in the treatment of the terminal diagnosis or related condition(s);
(c) Becomes eligible for an MAA managed care plan; or
(d) Dies.
(9) Except as provided in subsection (10) of this section, MAA does not pay separately for tube-delivered enteral nutrition products or necessary equipment or supplies when a client:
(a) Resides in a state-owned facility (i.e., state school, developmental disabilities (DD) facility, mental health facility, Western State Hospital, and Eastern State Hospital).
(b) Has elected and is eligible to receive MAA's hospice benefit, unless both of the following apply:
(i) The client has a pre-existing medical condition that requires enteral nutritional support; and
(ii) The pre-existing medical condition is not related to the diagnosis that qualifies the client for hospice.
(10) MAA pays separately for a client's tube-delivered enteral nutrition products and necessary equipment and supplies when:
(a) The client resides in the nursing facility;
(b) The client meets the eligibility criteria in WAC 388-554-300; and
(c) Use of enteral nutrition products meets one hundred percent of the client's nutritional needs.
(11) MAA determines reimbursement for tube-delivered enteral nutrition products and necessary equipment and supplies using the same criteria described in WAC 388-554500(5).
(12) MAA evaluates a request for tube-delivered enteral nutrition products and necessary equipment and supplies that are not covered or are in excess of the enteral nutrition program's limitations or restrictions, according to WAC 388-501-0165.

## NEW SECTION

WAC 388-554-700 Enteral nutrition products and supplies-Prior authorization requirements. (1) All requests for oral enteral nutrition products, repairs to equipment, and replacement of necessary supplies for tube-delivery of enteral nutrition products require prior authorization as described in this section. See also WAC 388-501-0165.
(2) When MAA receives an initial request for prior authorization, the prescription(s) for those items cannot be older than three months from the date MAA receives the request.
(3) MAA may authorize orally administered enteral nutrition products that are listed in MAA's published issuances, including billing instructions and numbered memoranda, only if medical necessity is established and the provider furnishes all of the following information to MAA:
(a) A copy of the signed and dated physician order completed by the prescribing physician, advanced registered nurse practitioner (ARNP), or physician assistant-certified (PA-C), which includes client's medical condition and exact daily caloric amount of prescribed enteral nutrition product;
(b) Documentation from the client's physician, ARNP, or PA-C that verifies all of the following:
(i) The client has one of the medical conditions listed in WAC 388-554-300(3);
(ii) The client's physical limitations and expected outcome;
(iii) The client's current clinical nutritional status, including the relationship between the client's diagnosis and nutritional need;
(iv) For a client age eighteen or older, the client's recent weight loss history and a comparison of the client's actual
weight to ideal body weight and current body mass index (BMI);
(v) For a client younger than age eighteen, the client's growth history and a comparison to expected weight gain, and:
(A) An evaluation of the weight-for-length percentile if the client is younger than age three; or
(B) An evaluation of the BMI if the client is older than age three and younger than age eighteen.
(v) Documentation explaining why less costly, equally effective products or traditional foods are not appropriate (see WAC 388-554-500(4));
(vi) The client's likely expected outcome if enteral nutritional support is not provided; and
(vii) Number of days or months the enteral nutrition products, equipment, and/or necessary supplies are required.
(4) A provider may resubmit a request for prior authorization for oral enteral nutrition products or replacement of necessary supplies for tube-delivery of enteral nutrition products that MAA has denied. MAA requires the provider to include new documentation that is relevant to the request.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

## NEW SECTION

WAC 388-554-800 Enteral nutrition program requirements for WIC program-eligible clients. Clients who qualify for supplemental nutrition from the Women, Infants, and Children (WIC) program must receive supplemental nutrition through that program. The medical assistance administration (MAA) may cover the enteral nutrition products and supplies for WIC program-eligible clients only when all of the following are met:
(1) The provider requests prior authorization for the enteral nutrition product or supply;
(2) Documentation from the WIC program is attached to the request form that verifies:
(a) The client's enteral nutrition need is in excess of WIC program allocations; or
(b) The WIC program cannot supply the prescribed product; and
(3) The client meets the enteral nutrition program requirements in this chapter.

## WSR 04-23-068

PROPOSED RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Aging and Adult Services Administration)
[Filed November 15, 2004, 3:56 p.m.]
Original Notice
Preproposal statement of inquiry was filed as WSR 04-19-100.

Title of Rule and Other Identifying Information: Adult day services, WAC 388-71-0734 Limiting expenditures.

Hearing Location(s): Blake Office Park East (behind Goodyear Courtesy Tire), Rose Room, 4500 10th Avenue S.E., Lacey, WA, on December 22, 2004, at 10:00 a.m.

Date of Intended Adoption: Not earlier than December 23, 2004.

Submit Written Comments to: DSHS Rules Coordinator, P.O. Box 45850, Olympia, WA 98504, delivery 4500 10th Avenue S.E., Lacey, WA, e-mail fernaax @dshs.wa.gov, fax (360) 664-6185, by 5:00 p.m., December 22, 2004.

Assistance for Persons with Disabilities: Contact Fred Swenson, DSHS Rules Consultant, by December 17, 2004, TTY (360) 664-6178 or (360) 664-6097.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: Amending adult day services, WAC 388-71-0734(4), to remove the moratorium imposed on contracting with new adult day health centers.

Reasons Supporting Proposal: Removing the moratorium on contracting with adult day health centers would allow for new centers in the underserved or unserved areas of the state.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.200, 74.09.520, 74.39A.030.

Statute Being Implemented: RCW 74.04.050, 74.04.200, 74.09.520, 74.39A.030.

Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Department of Social and Health Services, governmental.

Name of Agency Personnel Responsible for Drafting: Kathy Moisio, P.O. Box 45600, Olympia, WA 98504-5600, (360) 725-2562.

No small business economic impact statement has been prepared under chapter 19.85 RCW . The department has analyzed the rules and determined that no new costs will be imposed on small businesses.

A cost-benefit analysis is required under RCW 34.05.328. A preliminary cost-benefit analysis may be obtained by contacting Tiffany Sevruk, Home and Community Services, P.O. Box 45600, Olympia, WA 98504-5600, phone (360) 725-2538, fax (360) 407-7582, e-mail sevruta@dshs.wa.gov.

November 9, 2004
Brian H. Lindgren, Manager Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 03-06-024, filed $2 / 24 / 03$, effective $7 / 1 / 03$ )

WAC 388-71-0734 Limiting expenditures. (1) In order to provide adult day services within the limits of available funding, the department may limit services when program expenditures exceed the budget appropriation or when limiting services is required to prevent expenditures from exceeding the appropriation.
(2) When adult day health program expenditures exceed available funding, the department may limit adult day health services based on the four care level system as determined through the established department assessment and described in chapter 388-105 WAC.
(a) Using the care level determined by the department assessment tool, the department will limit adult day services on a statewide basis to clients whose total scores exceed the assessed need level identified by the department as necessary to provide adult day health services to the extent of available funding.
(b) At least thirty days before implementing the limitation on services under this subsection, the department will notify the area agencies on aging, adult day health centers, and the affected adult day health clients that services are being limited and for what period of time the limitation is estimated to remain in effect.
(c) For purposes of RCW 74.08.080, the reduction in services shall be deemed an assistance adjustment for an entire class of recipients that is required by state laws prohibiting the department from expending funds in excess of appropriations.
(3) The department may adopt additional or alternative rules to control costs, such as, but not limited to, imposing a moratorium on contracting with new adult day centers, limiting services to clients based on level of care need, or reducing the numbers of days per week that clients may receive services.
(((4) Effective upen the adoption of these rules, and untit this subsection is repealed, a-meraterium is impesedencentracting with new adult day health centers, including but net timited-to additional-sites operated by-eurrently contracted providers, exeept in an area where no existing program-is available, funding is available, and prior departmentat appreval has been obtained.))

## WSR 04-23-073 PROPOSED RULES OFFICE OF INSURANCE COMMISSIONER <br> [Filed November 15, 2004, 4:45 p.m.]

Original Notice.
Preproposal statement of inquiry was filed as WSR 02-14-153.

Title of Rule and Other Identifying Information: Chapter 284-34 WAC, Credit life and credit accident and health insurance, Insurance Commissioner Matter No. R 2002-02.

Hearing Location(s): Insurance Commissioner's Office, Room TR 120, 5000 Capitol Boulevard, Tumwater, WA 98501, on December 22, 2004, at 9:00 a.m.

Date of Intended Adoption: December 29, 2004.
Submit Written Comments to: Kacy Scott, P.O. Box 40255, Olympia, WA 98504-0255, phone (360) 725-7041, fax (360) 586-3109, e-mail Kacys@oic.wa.gov, by December 21, 2004.

Assistance for Persons with Disabilities: Contact Lori Villaflores by December 21, 2004, TDD (360) 586-0241.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: As a part of his efforts to update the insurance code, the commissioner reviewed chapter 284-34 WAC to determine if the regulation is effective, clear, and current. Chapter 284-34 WAC has not
been reviewed and amended since 1976; several sections have not been amended since adoption in 1968. The commissioner considered models drafted by the National Association of Insurance Commissioners (NAIC) which are used in other states to regulate these products. The commissioner also evaluated the loss ratios for credit life and credit accident and health insurance. After review, the commissioner decided that the rules should be updated and clarified. He also decided to establish new prima facie rates that are more in line with the NAIC model and that better protect consumers.

Statutory Authority for Adoption: RCW 48.02.060, 48.30.010, 48.34.100, and 48.34.110.

Statute Being Implemented: Chapter 48.34 RCW.
Rule is not necessitated by federal law, federal or state court decision.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The proposed rules include delayed implementation dates to allow time for the development and filing of new products and premium rates.

Name of Proponent: Mike Kreidier, Insurance Commissioner, governmental.

Name of Agency Personnel Responsible for Drafting: Roy Olson, P.O. Box 40255, Olympia, WA, (360) 725-7136; Implementation: Beth Berendt, P.O. Box 40255, Olympia, WA, (360) 725-7117; and Enforcement: Carol Sureau, P.O. Box 40255, Olympia, WA, (360) 725-7050.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Analysis provided in the draft cost-benefit analysis showed that the economic impact of these proposed regulations is not significant on small businesses.

A cost-benefit analysis is required under RCW 34.05.328. A preliminary cost-benefit analysis may be obtained by contacting Kacy Scott, P.O. Box 40255, Olympia, WA 98504-0255, phone (360) 725-7041, fax (360) 5863109, e-mail Kacys@oic.wa.gov.

November 15, 2004
Mike Kreidler
Insurance Commissioner

## NEW SECTION

WAC 284-34-100 What is the purpose of this regulation? The purpose of this regulation, WAC 284-34-100 through 284-34-260, is to protect debtors and the public by establishing a system of rate, policy form, and operating standards for the transaction of consumer credit insurance. This regulation interprets and implements the sections of Title 48 RCW that apply to consumer credit insurance, including, but not limited to, the following sections: RCW 48.02.060 (3)(a), 48.24.040 and chapter 48.34 RCW.

## NEW SECTION

WAC 284-34-110 What definitions are important throughout this regulation? (1) "Affiliate" has the same meaning as stated in RCW 48.31B.005(1).
(2) "Closed-end credit" means any credit transaction that does not meet the definition of open-end credit.
(3) "Control" has the same meaning as stated in RCW 48.31B.005(2).
(4) "Compensation" means any form of payment that results directly from the sale of consumer credit insurance, including:
(a) Commissions;
(b) Dividends;
(c) Equipment;
(d) Expense allowances or reimbursements;
(e) Experience refunds;
(f) Facilities;
(g) Gifts;
(h) Goods or services;
(i) Retrospective rate credits; or
(j) Service fees.
(5) "Consumer credit insurance" means credit life insurance or credit accident and health insurance defined in RCW 48.34.030.
(6) "Credit transaction" means an agreement to:
(a) Repay money loaned;
(b) Pay for a loan commitment made; or
(c) Pay for goods, services, or property sold or leased.

Payment would be made at a future date or dates.
(7) "Evidence of individual insurability" means a statement furnished by the debtor related to:
(a) The health status or health or medical history of the debtor;
(b) The occupation of the debtor; or
(c) Other conditions for the insurance to take effect.

Evidence of individual insurability does not include information related to the eligibility of the debtor for coverage.
(8) "Loss ratio" means incurred claims divided by the sum of earned premiums and imputed interest earned on unearned premiums. The commissioner imputes interest at the maximum rate permitted for the valuation of whole life insurance.
(9) "Net debt" means the amount needed to repay all remaining debt in a single payment. Net debt does not include unearned interest and other unearned finance charges.
(10) "Open-end credit" means a credit agreement in which the creditor:
(a) Allows repeated transactions;
(b) Applies finance charges to unpaid balances; and
(c) May allow additional credit if part of the balance is repaid.
(11) "Preexisting condition" means any condition for which the insured debtor received:
(a) Medical advice;
(b) Consultation; or
(c) Treatment.

The insured debtor must have received the medical advice, consultation or treatment within six months before the insurance takes effect.
(12) "Premium" means the same as RCW 48.18.170, and includes all forms of compensation.
(13) "Underwriting" means applying criteria under which the insurer:
(a) Issues or refuses to issue;
(b) Renews or refuses to renew; or
(c) Limits coverage.

Underwriting includes decisions by the insurer based on eligibility criteria or evidence of individual insurability.

## NEW SECTION

WAC 284-34-120 What rights do debtors have? (1) A debtor has the right to know about all available credit insurance plans. The creditor must inform every debtor about:
(a) Each plan of insurance for which the debtor is eligible; and
(b) The premium or insurance charge for each plan of insurance.
(2) A debtor has the right to provide alternative insurance coverage. The creditor must tell the debtor before the transaction is completed that the debtor may provide alternative insurance coverage. The debtor may:
(a) Use existing insurance policies the debtor owns or controls; or
(b) Get coverage from any authorized insurer.
(3) Debtor's rights when a policy of group consumer credit insurance ends:
(a) The insurer must continue coverage for the entire period for which a premium has been paid. This paragraph applies if the policy provides for:
(i) Single premium payments; or
(ii) Premium payments that prepay coverage beyond one month.
(b) The insurer must provide termination notice to the insured debtor at least thirty days before coverage ends. If the policy provides for monthly premium payments, the insurer does not have to provide termination notice if the debtor obtains equivalent coverage and no lapse of coverage occurs.
(4) The insurer may not change the debtor's effective date of coverage if debt is refinanced. When a debtor refinances, the effective date of the coverage for all policy provisions must be retroactive to the first date that the debtor first became insured for the original debt.

For example, if a debtor buys and insures an appliance on January 1, 2005, and the debt is refinanced on January 1, 2006, the effective date of coverage must be January $1,2005$.

This subsection applies to the amount of debt and term of the debt outstanding on the day the debtor refinances.

## NEW SECTION

WAC 284-34-130 What obligations do insurers have? (1) If the creditor adds insurance charges or premiums to the debt, the insurer must collect the premium or charges within sixty days after it is added to the debt.
(2) If the debtor refinances and pays off the debt before the scheduled maturity date, the insurer must terminate existing insurance before any new insurance may be issued to provide coverage for the refinanced debt.
(3) If insurance coverage ends due to prepayment before the scheduled maturity date, the insurer must terminate coverage and comply with WAC 284-34-190 and refund or credit all unearned insurance or premium charges to the debtor. The following exceptions apply:
(a) The insurer does not have to refund insurance charges or premiums for any coverage under which a lump sum insurance benefit is paid.
(b) The insurer does not have to refund insurance charges or premiums for any period of disability under which credit accident and health benefits are paid.
(c) The insurer must comply with WAC 284-34-071 (1)(d)(ii), which says that disability premium charges must be returned for the months following the billing month in which the disability occurred.
(4) The insurer may apply a maximum limit on total claim payments only to a specific individual policy or group certificate.

## NEW SECTION

WAC 284-34-140 How will the commissioner determine if benefits are reasonable in relation to premium charges? (1) Insurers must provide consumer credit insurance benefits that are reasonable in relation to the premium charged. This means that debtors must be provided reasonable benefits in return for their premium payments.
(a) The commissioner presumes that the rates in WAC 284-34-150 and 284-34-170, as adjusted under WAC 284-34-210, satisfy this standard. These rates allow:
(i) Sixty percent of premium for benefits on one debtor; and
(ii) Forty percent of premium for expenses and profit.
(b) If an insurer wants to use rates that are different than those in WAC 284-34-150 or 284-34-170, the insurer must file those rates under WAC 284-34-220.
(i) The commissioner must approve the alternative rates before they are used; and
(ii) The insurer must provide data that prove the alternative rates will result in reasonable benefits in relation to premium charges.
(2) The commissioner presumes excessive compensation requires premiums that are not reasonable in relation to benefits provided to debtors. The commissioner presumes that compensation is excessive if:
(a) Total compensation exceeds thirty percent of the net written prima facie premium; or
(b) More than twenty-five percent of net written prima facie premium is paid directly or indirectly to a creditor.
(3) If an insurer does not provide coverage to a debtor during a time period, the insurer may not charge premium for that period.
(4) If an insurer files any form providing coverage that is different from that described in. WAC 284-34-150 through 284-34-180, the insurer must prove that the rates:
(a) Will develop a loss ratio of sixty percent; or
(b) Are actuarially consistent with the rates in WAC 284-34-150 and 284-34-170.

## NEW SECTION

WAC 284-34-150 What are the standards for prima facie credit life insurance rates? Subject to WAC 284-34160 and 284-34-220, the commissioner presumes the prima facie rates shown below meet the requirements of WAC 284 -

34-140. An insurer may use these rates without filing additional actuarial support.
(1) Monthly outstanding balance basis:
(a) Outstanding insured debt:
(i) Single life: Sixty cents per month per one thousand dollars of outstanding insured debt.
(ii) Joint life: Ninety-six cents per month per one thousand dollars of outstanding insured debt.
(b) Age or age bracket basis: The actuarial equivalent of 1/12 the annual mortality rate for male lives according to commissioner's 1980 standard ordinary mortality table. These conditions apply to the coverage:
(i) The insurer must define the rated age of the debtor in the individual policy or group certificate of insurance;
(ii) The mortality table must be on the same age basis as the coverage;
(iii) If premiums change according to the attained age of the debtor and increase on the debtor's birthday, the mortality table must be on the age near birthday basis;
(iv) The insurer must show the premiums or premium rates for the entire term of coverage in the individual policy or group certificate of insurance; and
(v) All rate changes must be approved by the commissioner.
(2) Single premium basis: If an insurer charges premium on a single premium basis, the rates must be computed by using:
(a) The following formula; or
(b) An alternative formula approved by the commissioner. The alternative formula must produce rates that are equivalent to those produced by the following formula:

$$
\begin{aligned}
& \quad n \\
& S_{p}=\sum_{t=1}^{n}\left(O_{\mathrm{p}} / 10\right) x\left(\mathrm{~L} / \mathrm{I}_{\mathrm{i}}\right) \\
& \mathrm{t}= \\
& \mathrm{S}_{\mathrm{p}}=\text { Single premium per one hundred dollars of initial } \\
& \text { insured net debt. } \\
& \mathrm{O}_{\mathrm{p}}=\text { Sixty cents, the prima facie life insurance premium } \\
& \text { rate per one thousand dollars for monthly outstanding bal- } \\
& \text { ance coverage from subsection (1) of this section. } \\
& \mathrm{I}_{\mathrm{t}}=\text { The scheduled amount of insurance for month } \mathrm{t} . \\
& \mathrm{I}_{\mathrm{i}}=\text { Initial amount of insurance. For a net insurance pol- } \\
& \text { icy, } \mathrm{I}_{\mathrm{i}} \text { equals the initial principal balance of the loan. } \\
& n=\text { The number of months in the term of the insurance. } \\
& \text { (3) If an insurer provides benefits that are different than } \\
& \text { those described in this section, premium rates for those bene- } \\
& \text { fits must be actuarially consistent with rates in this section. }
\end{aligned}
$$

## NEW SECTION

WAC 284-34-160 What mandatory benefits apply to prima facie credit life insurance rates? The premium rates in WAC 284-34-150 apply to credit life insurance contracts that contain terms as favorable to insured debtors as the terms below:
(1) Suicide:
(a) An insurer may exclude coverage for suicide occurring within one year after the effective date of the coverage.
(b) Open-ended credit transactions: An insurer may apply a new suicide exclusion period to the portion of a new
advance or charge that causes the amount of credit life insurance to exceed the greater of the amount of insurance provided:
(i) In the billing cycle before the new advance or charge; or
(ii) When the initial term of insurance began.
(2) Insurers may elect to include age restrictions in their certificates or policies, subject to the following conditions:
(a) An age restriction may say that no insurance will become effective on debtors who are age sixty-six or older.
(b) An age restriction may say that all insurance will end when the debtor becomes age sixty-six.
(c) Insurance coverage must continue until the end of the period for which a premium payment or charge is made.

## NEW SECTION

WAC 284-34-170 What are the standards for credit accident and health insurance rates? (1) Subject to WAC 284-34-180 and 284-34-220, the commissioner presumes the prima facie rates shown below meet the requirements of WAC 284-34-140. An insurer may use these rates without filing additional actuarial support.
(a) Single-premium basis for the entire period of debt: The prima facie rate per one hundred dollars of initial insured debt is shown in the table below. Rates for monthly periods other than those listed must be interpolated:

| $\cdot$Nonretroactive <br> No. of |  |  |  |  | $14-$ <br> Nefits |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Months | Retroactive <br> day | day <br> day | day <br> day | day <br> day |  |
| 1 | 0.08 | 0.00 | 0.27 | 0.21 | 0.00 |
| 3 | 0.49 | 0.18 | 0.71 | 0.66 | 0.47 |
| 6 | 0.95 | 0.47 | 1.16 | 1.12 | 0.87 |
| 12 | 1.49 | 0.86 | 1.85 | 1.77 | 1.39 |
| 18 | 1.83 | 1.13 | 2.38 | 2.26 | 1.76 |
| 24 | 2.07 | 1.35 | 2.81 | 2.65 | 2.04 |
| 30 | 2.25 | 1.52 | 3.17 | 2.97 | 2.28 |
| 36 | 2.41 | 1.67 | 3.48 | 3.25 | 2.48 |
| 48 | 2.65 | 1.90 | 3.98 | 3.69 | 2.80 |
| 60 | 2.83 | 2.09 | 4.38 | 4.05 | 3.05 |
| 72 | 2.97 | 2.24 | 4.66 | 4.33 | 3.25 |
| 84 | 3.09 | 2.37 | 4.87 | 4.57 | 3.42 |
| 96 | 3.18 | 2.47 | 5.04 | 4.77 | 3.56 |
| 108 | 3.26 | 2.56 | 5.17 | 4.93 | 3.68 |
| 120 | 3.32 | 2.63 | 5.26 | 5.07 | 3.77 |

(b) Monthly outstanding balance basis for closed-end debt: Insurers must compute premiums according to:
(i) A formula approved by the commissioner that produces rates actuarially consistent with the single premium rates in (a) of this subsection; or
(ii) This formula:

$$
\left.\begin{array}{c}
n \\
\mathrm{OP}_{\mathrm{n}}=10 \mathrm{SP}_{\mathrm{n}} \times \mathrm{n} /\left(\sum_{\mathrm{a}}^{\mathrm{n} \cdot \mathrm{t}+1}\right.
\end{array}\right)
$$

where $a_{1}=\left(1-1 /(1+i)^{t}\right) / i$.
$S P_{n}=$ Single premium rate per one hundred dollars of initial insured debt repayable in $n$ equal monthly installments as shown in (a) of this subsection.
$\mathrm{OP}_{\mathrm{b}}=$ Monthly outstanding balance premium rate per one thousand dollars.
$\mathrm{n}=$ The number of months in the term of the insurance.
$\mathrm{i}=$ The monthly loan interest rate.
(c) Insurers must calculate single premium rates using the actuarial equivalent of (a) of this subsection.
(i) If an insurer provides coverage for constant maximum indemnity for a given period of time, the commissioner presumes premiums based on the rates in (a) of this subsection are earned according to the rule of anticipation.
(ii) The insurer may estimate the portion of the single premium earned in the first month of coverage by the average of the pro rata earned premium and the "sum of the digits" (also called the "Rule of 78") earned premium.
(iii) If an insurer provides critical period coverage with a benefit period of at least twelve months or the remaining term of the loan:
(A) The rates must be actuarially consistent with the rates for full term benefits in (a) of this subsection.
(B) To ensure actuarial consistency, the insurer may calculate conversion ratios based on the 1974 basic tables of credit A\&H claim costs published in the NAIC Proceed-ings- 1975 Vol. I, pages 675-691, or other suitable morbidity table.
(d) Lump sum disability coverage:
(i) The commissioner presumes the monthly premium charges per one hundred dollars of insured balance shown below meet the requirements of WAC 284-34-140. An insurer may use these rates without filing additional actuarial support:
(A) For a ninety-day qualifying period, fifteen cents; and
(B) For a one hundred eighty-day qualifying period, nine cents.
(ii) The insurer must provide a benefit equal to the insured balance on the date of disability. The insurer must return disability premium charges to the debtor for months following the billing month when the disability occurred.
(iii) The insurer may provide lump sum benefits on a single premium basis using the credit life insurance formula in WAC 284-34-150(2) and the rates in (d)(i) of this subsection in place of $O_{p} / 10$.
(2) If insurance is written on open-end credit, the commissioner presumes that the prima facie rates for credit accident and health insurance shown below meet the requirements of WAC 284-34-140.
(a) Open-end credit rates must comply with WAC 284 -34-170(3) and 284-34-220. An insurer may use these prima facie rates and the formulae used to calculate them without filing additional actuarial support.
(b) If approved by the commissioner, the insurer may use other formulae to convert rates from a single premium basis to a monthly outstanding balance basis.
(c) If the maximum benefit of the insurance equals the net debt on the date of disability, the term of the loan is calculated according to the formula: $1 /($ benefit percent). The prima facie rate applied to the insured net debt is the portion of the single premium rate earned in the first month of coverage during the calculated term.
(d) If the maximum insurance benefit equals the outstanding balance of the loan on the date of disability plus any interest accruing on that amount during disability, the term of the insurance $(n)$ is estimated by using the following formula:

$$
n=\ln \{1-(1000 i / x)\} / \ln (v)
$$

where:
$\mathrm{i}=$ Interest rate on the account or the lowest interest rate in the range used for the class of loan;
$x=$ Monthly payment per one thousand dollars of coverage consistent with the term calculated above; and

$$
v=1 /(1+i)
$$

(e) The calculated value of the term is used to look up a single premium rate in WAC 284-34-170 (1)(a). The insurer must calculate the prima facie rate applied to the insured net debt by multiplying the portion of the single premium rate earned in the first month of coverage by:
The adjustment $n / a_{0}$
Where:
$n$ is the term calculated above, not to exceed forty-eight months; and
$a_{\mathrm{D}}=\left(1-v^{\mathrm{D}}\right) / \mathrm{i}$.
(f) An insurer may use the following monthly premium rates per one thousand dollars of insured net debt as composite rates for the following minimum benefit plans:
(i) Fourteen-day nonretroactive plan: $\$ 1.06$
(ii) Thirty-day nonretroactive plan: $\$ 0.81$
(iii) Seven-day retroactive plan: $\$ 1.72$
(iv) Fourteen-day retroactive plan: $\$ 1.58$
(v) Thirty-day retroactive plan: $\$ 1.18$

The insurer must state the monthly benefit in the certificate of insurance as a percentage of the insured net debt. The insurer must provide a monthly benefit sufficient to pay off the insured debt, including accruing interest, within fortyeight months.
(3) If an insurer sells accident and health coverage on a joint basis (insuring two debtors on the same loan), the joint coverage rate must be computed by multiplying the corresponding single coverage rate by 1.6 .
(4) If an insurer provides benefits that are different than those described in this section, premium rates for those benefits must be actuarially consistent with rates in this section.

## NEW SECTION

WAC 284-34-180 What mandatory benefits apply to prima facie credit accident and health insurance rates? The premium rates in WAC 284-34-170 apply to contracts
providing credit accident and health insurance that contain terms as favorable to insured debtors as the terms below:
(1) The insurer must provide coverage for all disabilities that do not result from the exclusions listed below:
(a) War or any act of war;
(b) Elective surgery;
(c) Intentionally self-inflicted injury;
(d) Flight in any aircraft other than a commercial scheduled aircraft;
(e) A preexisting condition if an insured debtor received medical advice, consultation or treatment during the first six months after the effective date of coverage. All disabilities beginning after the six-month waiting period must be covered.
(2) Open-ended credit transaction: An insurer may apply a preexisting condition exclusion only to the portion of a new advance or charge that causes the amount of credit accident and health insurance to exceed the greater of:
(a) The amount of insurance provided in the immediately preceding billing cycle; or
(b) The amount of insurance provided when the initial term of insurance commenced.
(3) Definition of disability:
(a) For the first twenty-four months of disability: Total disability means the inability to perform the essential functions of the debtor's own occupation.
(b) After the first twenty-four months: Disability means the inability of the insured to perform the essential functions of any occupation for which the debtor is reasonably suited due to education, training or experience.
(4) An insurer may require a statement that the debtor is actively at work before insurance becomes effective.
(a) The insurer may not require the insured debtor to be employed more than thirty hours per week.
(b) If a debtor is absent due to a regular day off, holiday or paid vacation, the commissioner presumes the debtor is actively at work.
(5) Insurers may elect to include age restrictions in their certificates or policies, subject to the following conditions:
(a) An age restriction may say that no insurance will become effective on debtors who are age sixty-six or older.
(b) An age restriction may say that all insurance will end when the debtor becomes age sixty-six.
(c) Insurance coverage must continue until the end of the period for which a premium payment or charge is made.
(6) The insurer must provide a daily benefit equal to or greater than one-thirtieth of the monthly benefit payable under the policy.

## NEW SECTION

WAC 284-34-190 What refund formulas are allowed? (1) The commissioner must approve refund formulas before they are used. The insurer must state the basis for the refund in the policy or certificate delivered to the debtor. The following methods, or other methods approved by the commissioner must be used:
(a) Pro rata method. The pro rata unearned gross premium method must be used for:
(i) Level term credit life insurance;
(ii) Credit accident and health insurance if the insured is covered for a constant maximum indemnity; and
(iii) All credit insurance where the debtor is not charged on the single premium basis.
(b) Rule of anticipation. Unless the coverage is listed in (a) of this subsection, the refund must be at least what would have been charged for the remaining coverage for the remaining term of debt. An insurer may file other methods if they generate equivalent results.
(2) If coverage ends:
(a) The insurer may not charge insurance premium for the first fifteen days of a month.
(b) The insurer may charge premium for a full month if the debtor is covered for sixteen days or more.
(3) No refund of five dollars or less need be made.

## NEW SECTION

WAC 284-34-200 Do insurers have to file experience reports? Each authorized insurer in this state must file an annual report of consumer credit insurance written on a calendar year basis. The insurer must file the report with the commissioner and the National Association of Insurance Commissioners (NAIC). The report must:
(1) Use the Credit Insurance Supplement - Annual Statement Blank approved by the NAIC;
(2) Contain data separately for each state. An insurer may not use an allocation of its country-wide experience; and
(3) Be filed by the due date in the instructions to the annual statement.

## NEW SECTION

WAC 284-34-210 When will the commissioner adjust prima facie rates, and how will rate changes be implemented? (1) Every three years, the commissioner will review the loss ratio standards in WAC 284-34-140 and the prima facie rates in WAC 284-34-150 and 284-34-170 to:
(a) Determine the rate of expected claims on a statewide basis;
(b) Compare the rate of expected claims with the rate of actual claims for the preceding three years using data reported in the annual statement supplement or other available source(s);
(c) Determine if new rates should be published based on the rate of expected claims; and
(d) If needed, publish new statewide prima facie rates, and establish a date when all insurers must file new rates.
(2) When the commissioner publishes new rates, they will reflect:
(a) The difference between actual claims based on experience; and
(b) Expected claims based on the loss ratio standards in WAC 284-34-140 applied to the prima facie rates in WAC 284-34-150 and 284-34-170.

## NEW SECTION

WAC 284-34-220 What rates may an insurer use for its direct business? (1) An insurer may file rates that are equivalent to the prima facie rates in WAC 284-34-150 and

284-34-170 and use those rates without further proof of their reasonableness.
(2) An insurer must file rates and supporting actuarial documentation if it proposes:
(a) Policy provisions more restrictive than those allowed for prima facie rates; or
(b) Rates higher than those developed according to the standard case rating procedure.
(3) An insurer must file rates in a manner that permits public disclosure of the rates and their application as described in a supporting actuarial memorandum. If an insurer wants the commissioner to withhold experience and proprietary rate development methods from public disclosure to preserve trade secrets or prevent unfair competition, the insurer must:
(a) File that information in a separate actuarial memorandum; and
(b) Clearly identify the information that is confidential.
(4) Any filings that do not include all data and calculations required by this section will be disapproved and returned to the insurer.
(5) An insurer may file rates that are higher than the prima facie rates included in WAC 284-34-150 and 284-34170. The rates must be adjusted under WAC 284-34-210 and result in benefits that are reasonable in relation to the premium charged. When evaluating deviations, the commissioner will:
(a) Evaluate the insurer's total consumer credit insurance business, including insurance written by affiliated insurers, for each type of consumer credit insurance for which a rate deviation is being filed.
(b) Consider whether the insurer can be reasonably expected to develop a sixty percent loss ratio.
(c) Evaluate the actuarial justification to see if it proves that the benefits will be reasonable in relation to premium charged. The insurer must submit actuarial justification that includes:
(i) All calculations and supporting data required for the standard case rating procedure set forth in WAC 284-34$220(10)$. The insurer must show the loss ratio the rates are expected to develop.
(ii) An actuarial memorandum that:
(A) Explains the calculations of all elements affecting earned premiums or incurred claims; and
(B) Projects experience from inception to equilibrium or termination.
(6) The insurer must specify the account or accounts to which the deviated rates apply.
(7) A deviated rate may be applied:
(a) Uniformly to all accounts of the insurer;
(b) Equitably to only one or more accounts of the insurer for which the experience has been less favorable than expected; or
(c) According to a case-rating procedure approved by the commissioner. The insurer must compare the rates developed by the proposed case-rating procedure to the rates developed by the standard case-rating procedure set forth in WAC 284-34-220(10).
(8) A deviated rate may be in effect for a period no longer than the experience period used to establish the rate
(i.e., one-year, two-years or three-years). An insurer may file a new rate before the end of a rate period, but no more than once during any twelve-month period.
(9) A deviated rate may be used only by the insurer that filed the rate. If an account changes insurers, the rates approved for the prior insurer may not be used by the succeeding insurer.
(10) Standard case rating procedure. An insurer may file rates calculated using this standard case rating procedure. If an insurer decides to use this procedure, the insurer must use it to rate all of its credit insurance in this state. Once an insurer selects this procedure, the insurer must continue to use it until a different procedure has been approved by the commissioner.
(a) Account case rate. The case rate for an account is determined as follows:
(i) If the account is a single account case or a multiple account case, the case rate must be determined by the formula in (b) of this subsection.
(ii) If the account is in a pooled account case, the case rate for each account must be determined by the formula set forth in (b) of this subsection.
(iii) If the account is new and the insurer has no experience in this state, the case rate for the account will be the prima facie rate under WAC 284-34-150 and 284-34-170.
(b) New case rate. The new case rate, NCR, is the sum of:
(i) The adjusted expense loading, AE; and
(ii) The prima facie rate, PFR, times the credibility adjusted case loss ratio at prima facie basis, CLR.
(iii) Formula: $N C R=A E+P F R \times C L R$.
(c) Definitions:
(i) NCR is equivalently redefined in (d) of this subsection.
(ii) ALR is the actual loss ratio for the case at prima facie rates.
(iii) ELR is the minimum loss ratio, equal to sixty percent.
(iv) Z is the credibility factor for the case.
(v) CLR is the sum of $Z$ times ALR and (1-Z) times ELR.
(vi) E is the expense loading in the prima facie rate, equal to forty percent of the prima facie rate.
(d) Formulas:
(i) If CLR is less than ELR for credit life insurance or credit accident and health insurance, then $A E=E$, and NCR = PFR [1-(ELR - CLR)].
(ii) If CLR is greater than ELR for credit life insurance, $\mathrm{AE}=\mathrm{E}+.1(\mathrm{CLR}-\mathrm{ELR})$, and $\mathrm{NCR}=\mathrm{PFR}[1+1.1(\mathrm{CLR}-$ ELR)].
(iii) If CLR is greater than ELR for credit accident and health insurance, $\mathrm{AE}=\mathrm{E}+.2(\mathrm{CLR}-\mathrm{ELR})$, and $\mathrm{NCR}=$ PFR[1 + 1.2(CLR - ELR)].
(e) The new case rate will be the current case rate if the new case rate, as defined above, does not differ by more than five percent of the prima facie rate from the current case rate.
(f) If an insurer has filed deviated rates or has elected to use the standard case rating procedure, the insurer must file a new schedule of rates after it submits the credit insurance experience exhibit.
(i) This filing must include an actuarial memorandum that proves the new rates are appropriate and explains any differences in the character of the claim reserves and liabilities as reported in its:
(A) Exhibit 6 (claim reserves) and Exhibit 8 (claim liabilities) of its annual statement;
(B) Credit insurance experience exhibits for this state; and
(C) Experience as filed for the total of the cases subject to the rate filing.
(ii) The new rates must be placed in effect on September 1 of that year unless:
(A) The commissioner approves a different effective date; or
(B) The commissioner disapproves the rates within thirty days after receipt of the filing or by July 1 of that year, whichever is later.
(11) An insurer may file lower rates at any time. The commissioner must approve those rates before they are used.
(12) These definitions apply to this section:
(a) "Case" includes either a "single account case" or a "multiple account case" or a "pooled account case."
(i) "Single account case" means an account that is at least as credible as the minimum level of credibility elected by the insurer for defining a single account case. A single account case must exclude all accounts which have been included in multiple account cases. If the insurer makes no written election, the minimum credibility factor will be one hundred percent.
(ii) "Multiple account case" means two or more accounts of the same insurer having similar underwriting characteristics that are combined by the insurer for premium rating purposes.
(A) A single account case may not be included in a multiple account case; and
(B) All accounts, when combined, must be at least as credible as the minimum level of credibility the insurer selects for single account cases; and
(C) The commissioner must approve the accounts put into a multiple case account.
(iii) "Pooled account case" means a combination of all the insurer's accounts of the same plan of insurance. The pooled account case must have experience in this state and exclude all single account cases and multiple account cases.
(b) "Earned premium" means the total gross premiums that become due to the insurer adjusted for the change in
unearned premium reserve. The insurer may reduce earned premium only for refunds and adjustments due to termination of coverage. The unearned premium reserve is calculated according to the refund formula in WAC 284-34-190.
(c) "Experience" means:
(i) Written premiums;
(ii) Earned premiums;
(iii) Earned premiums at prima facie rates;
(iv) Paid claims;
(v) Incurred claims;
(vi) Incurred claim count; and
(vii) The number of life years insured during the experience period.
(d) "Experience period" means the most recent period of time for which experience is reported. The experience period may not exceed three full years.
(e) "Incurred claims" means total claims paid during the experience period adjusted for the change in claim reserves and liabilities.
(i) The commissioner considers a disability claim incurred on the date disability commenced.
(ii) The commissioner may disallow that part of any claim reserve or liability that cannot be supported by verifiable data.
(f) "Incurred claim count" means the number of claims incurred for the case during the experience period. An incurred claim count includes:
(i) The total number of claims reported during the experience period, whether paid or in the process of payment.
(ii) Any incurred but not reported (IBNR) at the end of the experience period less the number of IBNR claims at the beginning of the experience period.
(iii) If a debtor has been issued more than one certificate for the same plan of insurance, only one claim may be counted.
(iv) If a debtor receives disability benefits, only the initial claim payment for that period of disability may be counted.
(g) "Average number of life years" means the average number of group certificates or individual policies in force during the experience period (without regard to multiple coverage) times the number of years in the experience period, or an equivalent calculation.
(h) "Credibility table" for purposes of the standard case rating procedure means the following table:

|  | Credit Accident and Health Plans <br> Retroactive and Nonretroactive |  |  | Incurred Claim <br> Count | Credibility Factor |
| ---: | ---: | ---: | ---: | :---: | :---: |
| Credit Life | 7-day | 1 | 30-day |  |  |
| 1 | 95 | 141 | 1 | 1 | 0.00 |
| 1,800 | 126 | 188 | 209 | 979 | 0.25 |
| 2,400 | 158 | 234 | 349 | 12 | 0.30 |
| 3,000 | 189 | 281 | 419 | 15 | 0.35 |
| 3,600 | 242 | 359 | 535 | 18 | 0.40 |
| 4,600 | 295 | 438 | 651 | 23 | 0.45 |
| 5,600 | 347 | 516 | 767 | 28 | 0.50 |
| 6,600 |  |  |  | 33 | 0.55 |

Credit Life

|  | 7 -day | 14 -day |
| ---: | ---: | ---: |
| 7,600 | 400 | 594 |
| 9,600 | 505 | 750 |
| 11,600 | 611 | 906 |
| 14,600 | 768 | 1,141 |
| 17,600 | 926 | 1,375 |
| 20,600 | 1,084 | 1,609 |
| 25,600 | 1,347 | 2,000 |
| 30,600 | 1,611 | 2,391 |
| 40,000 | 2,106 | 3,125 |

(i) The integral numbers above represent the lower end of the bracket for each credibility factor "Z." The upper end is one less than the lower end for the next higher $Z$ factor.
(ii) To use this table, find the credibility factor from the credibility table for the experience group.
(iii) If actual loss ratios are less than fifty percent, use the average number of life years for both life insurance and disability insurance. Otherwise, use either the average number of life years or the incurred claims count.

If either of these measures cannot be accurately determined, the commissioner may accept reasonable approximations.

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 in the Register pursuant to the requirements of RCW 34.08.040.

## NEW SECTION

WAC 284-34-230 What obligations does an insurer have to supervise consumer credit operations? Each insurer transacting credit insurance in this state must:
(1) Periodically conduct a complete review of creditors. This review must include all aspects of the credit insurance business and assure compliance with all state insurance laws and regulations.
(2) Maintain written records of the reviews for examination by the commissioner for at least three years.
(3) Maintain a list of all licensed individuals who have sold or been compensated for the sale of consumer credit insurance. This list must show a licensed individual for each consumer credit insurance policy or certificate issued.

## NEW SECTION

WAC 284-34-240 What practices are insurers prohibited from doing? The following practices, when engaged in by insurers in connection with the sale or placement of credit insurance, or as an inducement thereto, constitute unfair methods of competition and are subject to the enforcement provisions of RCW 48.30.010. An insurer must not:
(1) Offer or grant to a creditor any special advantage or service that is not included in either the group insurance confract or in the agency contract. This subsection does not proibit payment of agent's commissions.
(2) Agree to deposit with a bank or financial institution money or securities of the insurer with the design or intent

Incurred Claim
Count Credibility Factor

| 30-day |  |  |
| :---: | ---: | :--- |
| 884 | 38 | 0.60 |
| 1,116 | 48 | 0.65 |
| 1,349 | 58 | 0.70 |
| 1,698 | 73 | 0.75 |
| 2,047 | 88 | 0.80 |
| 2,395 | 103 | 0.85 |
| 2,977 | 128 | 0.90 |
| 3,558 | 153 | 0.95 |
| 4,651 | 200 | 1.00 |

that the deposit will affect or replace a deposit of money or securities that otherwise would be required of the creditor by the bank or financial institution as a compensating balance or offsetting deposit for a loan or other advancement.
(3) Deposit money or securities without interest or at a lesser rate of interest than is currently being paid by the creditor, bank or financial institution to other depositors of like amounts for similar durations. This subsection does not prohibit an insurer from maintaining demand deposits or premium deposit accounts that the insurer needs to use in the ordinary course of the insurer's business.

## NEW SECTION

WAC 284-34-250 What information must be disclosed to debtors? (1) If a debtor buys consumer credit insurance in connection with a credit transaction, the creditor must disclose this information to the debtor in writing:
(a) The debtor does not have to buy consumer credit insurance.
(b) The debtor may not need consumer credit insurance if the debtor has other insurance that covers the risk.
(c) The debtor does not have to buy consumer credit insurance to obtain credit approval.
(d) If the creditor offers more than one type of consumer credit insurance to debtors, whether the debtor can buy each type of insurance separately.
(e) The insurer may decide to deny coverage. This statement must list all factors that may cause the insurer to deny or limit coverage, including:
(i) Underwriting standards;
(ii) Exceptions to coverage;
(iii) Limitations and exclusions to coverage;
(iv) Eligibility criteria; and
(v) The date coverage will be effective.
(f) The debtor can cancel coverage within the first thirty days after receiving an individual policy or group certificate. The insurer or creditor must promptly refund or credit to the debtor's account all amounts charged for insurance or obtaining it.
(g) The debtor may cancel coverage at any time during the term of the loan if the:
(i) Debtor buys other insurance that covers the risk; or
(ii) Credit agreement does not require the debtor to buy consumer credit insurance.
(h) If the debtor cancels coverage, the insurer or creditor must promptly pay or credit to the debtor's account a refund of all unearned premium.
(i) That the debtor must provide evidence of alternative insurance acceptable to the creditor at the time of cancellation only if insurance is a requirement for the extension of credit.
(j) A brief description of the coverage, including a description of:
(i) The amount of insurance;
(ii) The term of insurance;
(iii) Insured events;
(iv) Any waiting or elimination period;
(v) Any applicable waiver of premium provision;
(vi) To whom the benefits would be paid; and
(vii) The rate for each type of coverage.
(k) If the premium or insurance charge(s) are financed, they are subject to finance charges at the rate applicable to the credit transaction.
(2) An individual policy or group certificate must, in addition to other requirements of RCW 48.34.090, state the following:
(a) Closed-end credit: The premium or amount of payment by the debtor separately for each kind of coverage.
(b) Open-end credit: The premium rate and the basis of premium calculation (e.g., average daily balance, prior monthly balance).
(c) If the scheduled term of insurance is less than the scheduled term of the credit transaction, the face of each individual policy or group certificate must display a prominent notice explaining that the insurance coverage will end before the loan ends.
(d) Each individual policy or group certificate must display a prominent notice of any exceptions, restrictions, limitations or exclusions.

## NEW SECTION

WAC 284-34-260 What is the effective date of this regulation? (1) This regulation takes effect on April 1, 2005.
(2) Approval of all forms that do not comply with this regulation is withdrawn as of October 1, 2005. No form may be issued on or after October 1, 2005, unless it has been approved by the commissioner and conforms to this regulation.
(3) Group insurance:
(a) Certificates and premium rates used with existing policies must conform to this regulation by the first anniversary date of the policy on or after October 1, 2005. This includes, but is not limited to:
(i) Continuing insurance on a debtor where agreement between the insurer and the group policyholder, with or without notice to the debtor, is sufficient to terminate that insurance; and
(ii) Continuing insurance on a debtor where the insurer has the right to change premium rates with the approval of the commissioner.
(b) For the purpose of this subsection, no new form or policy that amends or replaces an existing policy of consumer credit insurance may alter the anniversary date of the policy.
(c) "Existing policy" means a policy in force prior to April 1, 2005.

## REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 284-34-010 Credit life insurance.
WAC 284-34-020

WAC 284-34-030

WAC 284-34-040

WAC 284-34-050
WAC 284-34-060

WAC 284-34-070

Credit accident and health insurance.

Collection and remittance of premiums.

Rate filings and deviations from prima facie rates.

Refunds.
Effective date-Implementation.
Prohibited transactions.

WSR 04-23-076
WITHDRAWAL OF PROPOSED RULES DEPARTMENT OF LICENSING
[Filed November 16, 2004, 9:07 a.m.]
The Department of Licensing hereby withdraws proposed rule WAC 308-63-090 filed on October 18, 2004, as WSR 04-21-051.

Robert Smith
for Steve Boruchowitz
Vehicle Services Projects and Planning Office

## WSR 04-23-077 <br> PROPOSED RULES <br> DEPARTMENT OF REVENUE

[Filed November 16, 2004, 11:06 a.m.]
Original Notice.
Exempt from preproposal statement of inquiry under RCW 34.05.310(4).

Title of Rule and Other Identifying Information: WAC 458-40-540 Forest land values-2005.

Hearing Location(s): Capital Plaza Building, 4th Floor, L\&P Large Conference Room, 1025 Union Avenue S.E., Olympia, WA, on December 21, 2004, at 10:00 a.m.

Date of Intended Adoption: December 28, 2004.
Submit Written Comments to: Gilbert Brewer, Department of Revenue, P.O. Box 47453, Olympia, WA 985047453, e-mail gilb@dor.wa.gov, fax (360) 586-5543, by December 21, 2004.

Assistance for Persons with Disabilities: Contact Sandy Davis no later than ten days before the hearing date, TTY 1-800-451-7985 or (360) 725-7499.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: RCW 84.33.120 requires that forest land values be adjusted annually by a statutory formula contained in RCW 84.33.120(2). The proposed rule adjusts the table of forest land values in Washington as required by statute. County assessors will use these published land values for property tax purposes in 2005.

Reasons Supporting Proposal: RCW 84.33.120 requires that the values provided in this rule be adjusted each year.

Statutory Authority for Adoption: RCW 82.32.300, 82.01.060(2), and 84.33.096.

Statute Being Implemented: RCW 84.33.120.
Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Washington State Department of Revenue, governmental.

Name of Agency Personnel Responsible for Drafting: Gilbert Brewer, 1025 Union Avenue S.E., Suite \#544, Olympia, WA, (360) 570-6133; Implementation and Enforcement: Leslie Cushman, 1025 Union Avenue S.E., Suite \#100, Olympia, WA, (360) 570-3201.

No small business economic impact statement has been prepared under chapter 19.85 RCW. A small business economic impact statement is not required because the rule and the proposed amendments do not impose any requirements or burdens that are not already specifically required by statute.

A cost-benefit analysis is not required under RCW 34.05.328. The content/values set in this rule are explicitly and specifically dictated by statute. Such rules are not subject to RCW 34.05.328.

November 16, 2004
Alan R. Lynn
Rules Coordinator
AMENDATORY SECTION (Amending WSR 04-02-018, filed $12 / 30 / 03$, effective $1 / 1 / 04$ )

WAC 458-40-540 Forest land values-((2004)) 2005. The forest land values, per acre, for each grade of forest land for the ((2004)) 2005 assessment year are determined to be as follows:

|  |  | ((2004)) |
| :---: | :---: | :---: |
|  |  | $\underline{2005}$ |
| LAND | OPERABILITY | VALUES |
| GRADE | CLASS | ROUNDED |
| 1 | 1 | \$((210)) 203 |
|  | 2 | ((\%07)) 201 |
|  | 3 | ((496)) 190 |
|  | 4 | ((142)) 138 |
| 2 | 1 | ((178)) 172 |
|  | 2 | ((172)) 167 |
|  | 3 | ((165)) 160 |
|  | 4 | ((\#9)) 115 |
| 3 | 1 | ((139)) 135 |
|  | 2 | ((135)) 131 |
|  | 3 | ((\$34)) 130 |
|  | 4 | $((102)) \underline{99}$ |



## WSR 04-23-078 <br> PROPOSED RULES DEPARTMENT OF REVENUE

[Filed November 16, 2004, 11:07 a.m.]
Original Notice.
Preproposal statement of inquiry was filed as WSR 04-18-128.

Title of Rule and Other Identifying Information: WAC 458-40-660 Timber excise tax-Stumpage value tables.

Hearing Location(s): Capital Plaza Building, 4th Floor, Large L\&P Conference Room, 1025 Union Avenue S.E., Olympia, WA, on December 21, 2004, at 10:00 a.m.

Date of Intended Adoption: December 28, 2004.
Submit Written Comments to: Gilbert Brewer, Department of Revenue, P.O. Box 47453, Olympia, WA 985047453, e-mail gilb@dor.wa.gov, fax (360) 586-5543, by December 21, 2004.

Assistance for Persons with Disabilities: Contact Sandy Davis no later than ten days before the hearing date, TTY 1 -800-451-7985 or (360) 725-7499.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The rule contains eight tables of stumpage values used to determine timber excise taxes. These eight tables represent the areas in the state in which timber is harvested. Each table breaks out the values by timber species, quality, and a downward adjustment for hauling. The rule also contains two harvest adjustment tables for the volume per acre that is harvested, logging conditions, remote island harvesting, damaged timber, and thinning. In addition, the rule also contains a domestic market adjustment table for export restricted public timber not sold through a competitive bidding process. The proposed
rule adjusts the stumpage value tables as required by RCW 84.33.091.

Reasons Supporting Proposal: RCW 84.33.091 requires the values to be updated twice a year. This is the semiannual update to be used for the first half of the calendar year 2005.

Statutory Authority for Adoption: RCW 82.32.300, 82.01.060(2), and 84.33.096.

Statute Being Implemented: RCW 84.33.091.
Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Washington State Department of Revenue, governmental.

Name of Agency Personnel Responsible for Drafting: Gilbert Brewer, 1025 Union Avenue S.E., Suite \#544, Olympia, WA, (360) 570-6133; Implementation and Enforcement: Leslie Cushman, 1025 Union Avenue S.E., Suite \#100, Olympia, WA, (360) 570-3201.

No small business economic impact statement has been prepared under chapter 19.85 RCW. A small business economic impact statement is not required when a legislative rule is being adopted under RCW 34.05.328.

A cost-benefit analysis is required under RCW 34.05.328. A preliminary cost-benefit analysis may be obtained by contacting Roseanna Hodson, Department of Revenue, P.O. Box 47453, Olympia, WA 98504-7453, phone (360) 570-6119, fax (360) 586-5543, e-mail roseannah@dor.wa.gov.

November 16, 2004
Alan R. Lynn
Rules Coordinator

AMENDATORY SECTION (Amending WSR 04-14-033, filed 6/29/04, effective 7/1/04)

WAC 458-40-660 Timber excise tax-Stumpage value tables-Stumpage value adjustments. (1) Introduction. This rule provides stumpage value tables and stumpage value adjustments used to calculate the amount of a harvester's timber excise tax.
(2) Stumpage value tables. The following stumpage value tables are used to calculate the taxable value of stumpage harvested from ((July)) January 1 through ((Deeember $31,2004)$ ) June 30, 2005:
((FABLB-Stumpage-Value-Table
Stumpage-Value-Area-4
July-1-through Deeember 31, 2004


| Species Name | Species Code | Timber Qualizy Code Number | HatilingBistance Zone Number |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | 4 | z | 3 | 4 | 5 |
| Deughas Fif | DF | 4 | \$423 | \$416 | \$409 | \$402 | $\$ 395$ |
|  |  | $z$ | 423 | 416 | 409 | 402 | 395 |
|  |  | 3 | 365 | 358 | 351 | 344 | 337 |
|  |  | 4 | 360 | 353 | 346 | 339 | 332 |

((FABLB 4 -Stampage-Value Table Stumpage-VatueAfeal Itly 1-threugh December 31,2004

Stumpage Values per Theusand Beard feet Net Seribner-Log-Seale(t)

| Species Name | Species Code | Timber Qualify Code Number | HautingPistance Zone Number |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | 4 | z | 3 | 4 | 5 |
| Westert Recleedar(2) | Re | $\pm$ | 777 | 770 | 763 | 756 | 749 |
| Westerr Hemloek andOther Cenifer(3) | WH | 4 | 303 | 296 | 289 | 287 | 275 |
|  |  | z |  | 214 | 207 | 200 | 193 |
|  |  | 3 | 215 | 208 | 204 | 194 | 187 |
|  |  | 4 | 208 | 207 | 194 | 187 | 480 |
| Red Alder | RA | 4 | 368 | 361 | 354 | 347 | 340 |
|  |  | $z$ | 302 | 295 | 288 | 284 | 274 |
| Black Cotteaweod | BG | 4 | 4 | 4 | 4 | $\pm$ | 4 |
| Other Hardwreod | OH | 4 | 190 | 183 | 176 | 169 | 162 |
| Peuglas-Fir-Poles | \#F4 | 4 | 637 | 630 | 623 | 616 | 609 |
| Western-Redeedar Poles | RCL | 4 | H92 | 485 | 478 | 4174 | 4164 |
| Chipwoed(4) | CHW | 4 | 4 | 4 | 4 | $\pm$ | 4 |
| RCStake-Bloeks | RCS | 4 | 303 | 296 | 289 | 288 | 275 |
| RC Shingle Bloeks | RCF | 4 | 424 | 44 | 107 | 100 | 93 |
| RE\&-Other Pests(5) | RCP | 4 | 0.45 | 0.45 | 0.45 | 0.45 | 0.45 |
| PFChristmas Treesf( 6 | PFX | 4 | 0.25 | 0.25 | 0.25 | 0.25 | 0.25 |
| Other Christmat-Treesf() | TFY | 4 | 0.50 | 0.50 | 0.50 | 0.50 | 0.50 |

(H) Leg seale-enversions-Western and Bastern-Wachingten.See-enversien metheds-WAC-458-40-680.
(2) fneluden Alacka-Cedar.
(3) meludes-Westert-Hemleek, Meuntain-Hemleek, Paeifie-Silwer-Fir, Neble Fir, Grand Fif, Subalpine Fir, and all Spruee.Pacific Silver Fir; Neble Fir, Grand Fir, and Subalpine Fir are ellleemmenly-referfed to as White Fir."
(4) Stampage value per ton:
(5) Stumpagevalue per 8 lineal-feet or pertion thereef.
(6) Stampage value per lineal-feot.

TABLE2.StampageValueTable StumpageValue-Area-Z
fuly-1-throught-Deeember-31, 2004
Stumpage-Values per Thousand Beard Feet Net Seribner Leg Seale(t)

| Species Name | Species Code | Timber Quality Code Number | HaulingDistance Zone Number |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | $\pm$ | z | 3 | 4 | 5 |
| Beughac-Fif | DF | 4 |  |  | \$48 |  | \$472 |
|  |  | $z$ |  |  |  |  | 366 |

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| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| Sit | sta | 代0 | Sto | SCO | $\pm$ | 式回 |  |
| Stio | stio | $5+0$ | 560 | sto | $\pm$ | d9\％ |  |
| E6 | 60t | tot | HH | HEt | $\pm$ | 49\％ | －Feotcorturis |
| Gter | 887 | $68 \%$ | 960 | E0t | t | 998 | cxoctioxtys |
| t | t | $\pm$ | $\pm$ | $\pm$ | t | HHS | （t）peondrus |
| 49H | HHI | 8LH | S8IF | E6H | $\pm$ | 798 | өefod rupeopeyrament |
| 609 | 919 | Et9 | 069 | te9 | $\pm$ | CH |  |
| E9t | $69 \pm$ | 94 | E8t | O6t | $\pm$ | HO |  |
| ＋ | $\pm$ | $\pm$ | $\pm$ | $\pm$ | t | 94 |  |
| tLz <br> OtE | 18 亿 <br> tte | $\begin{aligned} & 887 \\ & \downarrow 5 £ \end{aligned}$ | $\begin{aligned} & 56 t \\ & t 9 € \end{aligned}$ | $\begin{aligned} & z 0 \varepsilon \\ & 89 E \end{aligned}$ | $\begin{aligned} & \mathfrak{q} \\ & \mathbf{t} \end{aligned}$ | － | sapty－poy |
| $18 t$ | $88 t$ | SGt | 80Z | 607 | $t$ |  |  |
| SGt | 80Z | 602 | 917 | Eṫ | $\varepsilon$ |  |  |
| SOt | ども | 6tt | 920 | Ėも | z |  |  |
| stz | 28\％ | 687 | 960 | \＆0E | t | HM | （氏）10ヶ！ <br>  |
| $60 \pm$ | 9st | E9t | OLt | ttt | t | 93\％ |  |
| $99 \%$ | EtE | 088 | t8£ | t6E | $\dagger$ |  |  |
| $99 E$ | ELE | $08 \varepsilon$ | セ8¢ | ヤ6E | $\varepsilon$ |  |  |
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| E6 | $00 t$ | t0t | 沂 | \％ | $\pm$ | 3つ¢ |  |
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| t | $\pm$ | † | t | $\pm$ | $\pm$ | AHP | （¢）peond！ |
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| 609 | 979 | Eて9 | Ot9 | tE9 | $\pm$ | ¢ 9 |  |
| 297 | $69+$ | 94 | E8t | $06 t$ | $\pm$ | HO |  |
| $\pm$ | t | $\pm$ | t | t | $\pm$ | 94 |  |






| ttt | 484 | tot | 864 | 507 | $\boldsymbol{z}$ |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 8 ¢¢ | Sit | もヶて | 672 | 95t | t | dad | entdoserepued |
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#### Abstract

           


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| z | 62 | 96 | $\varepsilon \downarrow$ | $\theta 5$ | $\pm$ | HO |  |
| $28 \%$ | 687 | 960 | E0¢ | OtE | $\dagger$ | dAt | 0xtderyht－uersent |
| 8t7 | 584 | C6t | 664 | 902 | $t$ | HA | （p）amadspuratronit |
| 515 | Ets | GEF | 9ES | Ets | t | 9\％ | （с）roporpord－ |
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| 25c\＄ 6 | 657\＄ | 992\＄ | ELて\＄ | 08て\＄ | t | Hも | （2） |
| $\xi$ |  |  |  |  | ```sequm拉 0реэ AHfun\ 4qqu!5``` | －p93 soyous | ournit seypeds |



TABLE8-Stumpage-Value Table
Stumpege-Value-Aree 10
July 1-threugh Deeember-31,2004
Stumpagg-Valuog per Thousand Board Feet Net Seribner bog Seale(t)

| Speeies Name | Speeies Code | Timber Quality Cede Number | HaulingBistaneeZeneNumber |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | 4 | z | 3 | 4 | 5 |
| Douglas-Firf( ${ }^{\text {a }}$ | 日F | 4 | \$404 | $\$ 397$ | \$390 | \$383 | \$376 |
|  |  | $z$ | 384 | 374 | 367 | 360 | 353 |
|  |  | 3 | 384 | 374 | 367 | 360 | 353 |
|  |  | 4 | 384 | 374 | 367 | 360 | 353 |
| Ledgepole Pine | $\pm \boldsymbol{P}$ | 4 | 166 | 459 | 152 | 145 | 138 |
| Penderesa-Pine | PP | 4 | 256 | 349 | 242 | 235 | 228 |
|  |  | z | 205 | 198 | 194 | 184 | 177 |
| Western Redeedar() | RG | 4 | 763 | 756 | 749 | 742 | 735 |
| Western Hemloek and Other-Coniferf(4) | WH | 4 | 289 | 282 | 275 | 268 | 261 |
|  |  | $z$ | 202 | 195 | 188 | 484 | 174 |
|  |  | 3 | 193 | 186 | 179 | 172 | 165 |
|  |  | 4 | 165 | 458 | 154 | 144 | 137 |
| Red-Atder | RA | 4 | 354 | 347 | 340 | 333 | 326 |
|  |  | $z$ | 288 | 284 | 274 | 267 | 260 |
| Black Cottonweod | BG | $\pm$ | 4 | $\pm$ | 4 | $\pm$ | 4 |
| Other Hardweed | 04 | 4 | 176 | 169 | 162 | 455 | 148 |
| Douglas-Fir Potes | PF\% | 4 | 623 | 616 | 609 | 602 | 595 |
| WestertrRedeedar Peles | RCL | $\pm$ | 478 | 147 | 4164 | 457 | 450 |
| Chipwoed(s) | chat | 4 | + | $\pm$ | $\pm$ | 4 | $\pm$ |
| RGStake Bloeks | Res | $\pm$ | 303 | 296 | 289 | 282 | 275 |
| RGShingle Btoeks | RGF | 4 | 124 | 144 | 107 | 100 | 93 |
| RC-\& $\theta$ ther Pestsf( $)$ | REP | 4 | 0.45 | 0.45 | 0.45 | 0.45 | 0.45 |
| DF Christmas Treesf) | DFX | 4 | 0.25 | 0.25 | 0.25 | 0.25 | 0.25 |
| Other Christmas Trees(7) | TFX | 4 | 0.50 | 0.50 | 0.50 | 0.50 | 0.50 |

(H) Hegreale eonversions-Western-and Eastern-Washington. Seeconver sien-methedo-WAC-458-40-680.
(2) Ineludeg Wertern Sareh:
(3) Freludes Alaska-Cedar.
(4) Ineludes-Western-Hemleek, Meuntain-Hemloek, Pueifie Silver-Fir, Neble-Fir, Grand Fir, Subatpine Fir, and-all-Spruee. Pacifie-Silver Fir, Neble Fir,Grand Fir, and-Subalpine-Fir-arealleommenly-referred-to -"White Fir."
(5) Stumpage value per tot:
( 9 Starmpage-value per \& linealfeet er pertien thereef.
(f) Sturmpage value per lineal-feet-))

## TABLE 1-Stumpage Value Table Stumpage Value Area 1 <br> January 1 through June 30, 2005

Stumpage Values per Thousand Board Feet Net Scribner Log Scale ${ }^{(1)}$

| Species | $\frac{\text { Species }}{\text { Code }}$ | $\begin{aligned} & \text { Timber } \\ & \frac{\text { Quality }}{\text { Code }} \\ & \text { Number } \end{aligned}$ | HaulingDistance Zone Number |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  |  |  |  |  |
| Name |  |  | 12 | 3 | 4 | $\underline{5}$ |
| Douglas-Fir | DF | 1 | \$473 \$466 | \$459 | \$452 | \$ \$445 |
|  |  | 2 | 441434 | 427 | 420 | 413 |
|  |  | 3 | 400393 | 386 | 379 | 372 |
|  |  | 4 | 352345 | 338 | 331 |  |
| Western Redcedar ${ }^{(2)}$ | RC | 1 | 759752 | 745 |  | 731 |
| Western Hemlock and |  |  |  |  |  |  |
| Other Conifer ${ }^{(3)}$ | WH | 1 | 331324 | 317 | 310 | 303 |
|  |  | 2 | 223216 | $\underline{209}$ | 202 | 195 |
|  |  | 3 | 223216 | $\underline{209}$ | 202 | 195 |
|  |  | 4 | $\underline{223} 216$ | 209 | 202 | 195 |
| Red Alder | RA | 1 | 370363 | 356 |  |  |
|  |  | 2 | $\underline{297} 290$ | 283 | 276 | $\underline{269}$ |
| Black Cottonwood | BC | 1 | 13 6 | 1 | 1 | 1 |
| Other Hardwood | OH | 1 | 196189 | 182 | 175 | $\underline{168}$ |
| Douglas-Fir Poles | DFL | 1 | 657650 | 643 | 636 | $\underline{629}$ |
| Western Redcedar Poles | RCL | 1 | 11911184 | 1177 | 1170 | 1163 |
| Chipwood ${ }^{(4)}$ | CHW | 1 | 11 | 1 | 1 | 1 |
| RC Shake Blocks | RCS | 1 | 303296 | 289 | 282 | 275 |
| RC Shingle Blocks | RCE | 1 | 121114 | 107 | 100 | 93 |
| RC \& Other Posts ${ }^{(1)}$ | RCP | 1 | 0.450 .45 | 0.45 | 0.45 | 0.45 |
| DF Christmas Trees ${ }^{(1)}$ | DFX | 1 | 0.250 .25 | 0.25 | 0.25 | 0.25 |
| Other Christmas Trees ${ }^{(6)}$ | TEX | 1 | 0.500 .50 | 0.50 | 0.50 | 0.50 |

$\omega^{\omega}$ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.
${ }^{\text {(2) }}$ Includes Alaska-Cedar.
${ }^{\text {(1) }}$ Includes Westem Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
(4) Stumpage value per ton.
(5) Stumpage value per 8 lineal feet or portion thereof.
(6) Stumpage value per lineal foot.

TABLE 2-Stumpage Value Table
Stumpage Value Area 2
January 1 through June 30, 2005
Stumpage Values per Thousand Board Feet Net Scribner Log Scale ${ }^{(1)}$

| $\frac{\text { Species }}{\text { Name }}$ | Species Code | Timber <br> Ouality Code <br> Numbe | HaulingDistance Zone Number |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | 1 | $\underline{2}$ | 3 | 4 | 5 |
| Douglas-Fir | DF | 1 | \$502 \$495 \$488 |  |  | \$481 | \$474 |
|  |  | $\underline{2}$ | 418 | 411 | . 404 | 397 | 390 |
|  |  | 3 | 416 | 409 | 402 | 395 | 388 |
|  |  | 4 | 366 | 359 | 352 | 345 | 338 |
| Western Redcedar ${ }^{(2)}$ | RC | 1 | 759 | 752 | 745 | 738 | 73 |
| Westem Hemlock and Other Conifer ${ }^{(3)}$ | WH | 1 | 331 | 324 | 317 | 310 | 303 |
|  |  |  |  |  |  |  |  |
|  |  | $\underline{2}$ | $\underline{276}$ | $\underline{269}$ | $\underline{262}$ | 255 | 248 |
|  |  | 3 | $\underline{244}$ | 237 | 230 | $\underline{223}$ | $\underline{216}$ |
|  |  | 4 | 237 | 230 | $\underline{223}$ | $\underline{216}$ | $\underline{209}$ |
| Red Alder | RA | 1 | 370 | 363 | 356 | 349 | 342 |
|  |  | 2 | 297 | 290 | 283 | $\underline{276}$ | 269 |
| Black Cottonwood | BC | 1 | 13 | 6 | 1 | 1 | 1 |
| Other Hardwood | OH | 1 | 196 | 189 | 182 | 175 | 168 |
| Douglas-Fir Poles | DFL | 1 | 657 | 650 | 643 | 636 | $\underline{629}$ |
| Westem Redcedar Poles | RCL | 1 | 1191 | 1184 | 1177 | 1170 | $\underline{1163}$ |
| Chipwood ${ }^{(4)}$ | CHW | 1 | 1 | 1 | 1 | 1 | 1 |
| RC Shake Blocks | RCS | 1 | 303 | 296 | 289 | 282 | 275 |
| RC Shingle Blocks | RCF | 1 | 121 | 114 | 107 | 100 | 93 |
| RC \& Other Posts ${ }^{\text {(S) }}$ | RCP | 1 | 0.45 | 0.45 | 0.45 | 0.45 | 0.45 |
| DF Christmas Trees ${ }^{(6)}$ | DFX | $\underline{1}$ | 0.25 | 0.25 | 0.25 |  | 0.25 |
| Other Christmas Trees ${ }^{(6)}$ | TFX | 1 | 0.50 | 0.50 | 0.50 | 0.50 | 0.50 |

[^0]TABLE 3-Stumpage Value Table
Stumpage Value Area 3
January 1 through June 30, 2005
Stumpage Values per Thousand Board Feet Net Scribner Log Scale ${ }^{(1)}$


TABLE 4-Stumpare Yalue Table
Stumpage Value Area 4
January 1 through June 30, 2005
Stumpage Values per Thousand Board Feet Net Scribner Log Scale ${ }^{\omega 1}$

| Species <br> Name | Species Code | $\begin{aligned} & \text { Timber } \\ & \text { Ouality } \\ & \text { Code } \\ & \text { Number } \end{aligned}$ | HaulingDistance Zone Number |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | 1 | $\underline{2}$ | $\underline{3}$ | 4 | $\underline{5}$ |
| Douglas-Fir ${ }^{(2)}$ | DF | 1 | \$434 \$427 \$420 \$413 \$406 |  |  |  |  |
|  |  | $\underline{2}$ |  | 427 | 420 | 413 |  |
|  |  | $\underline{3}$ | 434 | 427 | 420 | 413 | 406 |
|  |  | 4 | 412 | 405 | 398 | 391 | 384 |
| Lodgepole Pine | LP | 1 | 207 | 200 | 193 | 186 | 179 |
| Ponderosa Pine | PP | 1 |  | 244 |  | 230 | 223 |
|  |  | 2 | 199 | 192 | 185 | 178 | 171 |
| Western Redcedar ${ }^{(3)}$ | RC | 1 | 759 | 752 | 745 | 738 | 731 |
| Western Hemlock and Other Conifer ${ }^{(4)}$ | WH | 1 | 331 | 324 |  | 310 | 303 |
|  |  |  |  |  |  |  |  |
|  |  | $\underline{2}$ | $\underline{264}$ | 257 | 250 | 243 | 236 |
|  |  | $\underline{3}$ | 225 | 218 | $\underline{211}$ | 204 | 197 |
|  |  | 4 | $\underline{224}$ | 217 | $\underline{210}$ | 203 | 196 |
| Red Alder | RA | 1 | 370 | 363 | 356 | 349 | 342 |
|  |  | $\underline{2}$ | 297 | 290 | $\underline{283}$ | 276 | $\underline{269}$ |
| Black Cottonwood | BC | 1 | 13 | 6 | 1 | 1 | 1 |
| Other Hardwood | OH | 1 | 196 | 189 | 182 | 175 | 168 |
| Douglas-Fir Poles | DFL | 1 | 657 | 650 | 643 | 636 | 629 |
| Western Redcedar Poles | RCL | 1 | $\underline{1191}$ | 1184 |  |  | 1163 |
| Chipwood ${ }^{(S)}$ | CHW | 1 | 1 | 1 | 1 | 1 | 1 |
| RC Shake Blocks | RCS | 1 | 303 | 296 | $\underline{289}$ | 282 | $\underline{275}$ |
| RC Shingle Blocks | RCF | 1 | 121 | 114 | 107 | 100 | 23 |
| RC \& Other Posts ${ }^{(6)}$ | RCP | 1 | 0.45 | 0.45 | $\underline{0.45}$ | 0.45 | 0.45 |
| DF Christmas Trees ${ }^{\text {(1) }}$ | DFX | 1 | 0.25 | 0.25 | 0.25 | 0.25 | 0.25 |
| Other Christmas Trees ${ }^{\text {(1) }}$ | TFX | 1 | 0.50 | 0.50 | 0.50 | 0.50 | 0.50 |

${ }^{(1)}$ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.
(2) Includes Westem Larch.
(3) Includes Alaska-Cedar.
(4) Includes Westerm Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
${ }^{5}$ S Snmpage value per ton.
(6) Stumpage value per 8 lineal feet or portion thereof.
(7) Stumpage value per lineal foot.

TABLE 5-Stumpage Yalue Table
Stumpare Value Area 5
January 1 through June 30, 2005
Stumpage Values per Thousand Board Feet Net Scribner Log Scaled

| Species <br> Name | $\frac{\text { Species }}{\text { Code }}$ | $\begin{aligned} & \frac{\text { Timber }}{\text { Ouality }} \\ & \frac{\text { Code }}{} \\ & \text { Number } \end{aligned}$ | HaulingDistance Zone Number |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  |  |  |  |  |  |
|  |  |  | 1 | $\underline{2}$ | 3 | 4 | 5 |
| Douglas-Fir ${ }^{(2)}$ | DF | 1 | \$440 \$433 \$426 \$419 \$412 |  |  |  |  |
|  |  | $\underline{2}$ | 440 | 433 |  |  |  |
|  |  | 3 | 416 | 409 | 402 | 395 |  |
|  |  | 4 | 412 | 405 | 398 |  |  |
| Lodgepole Pine | LP | 1 | 207 | 200 | 193 |  | 179 |
| Ponderosa Pine | PP | 1 |  | 244 | 237 |  | 223 |
|  |  | 2 | 199 | 192 | 185 |  | 171 |
| Western Redcedar ${ }^{(3)}$ | RC | $\underline{1}$ | 759 | 752 | 745 | 738 | 731 |
| Western Hemlock and Other Conifer ${ }^{(4)}$ | WH | 1 | 331 | 324 | 317 |  | 303 |
|  |  |  |  |  |  |  |  |
|  |  | $\underline{2}$ |  | $\underline{232}$ | 225 | 218 | 211 |
|  |  | $\underline{3}$ |  | $\underline{230}$ | 223 | 216 | $\underline{209}$ |
|  |  | 4 | 230 | 223 | 216 | 209 |  |
| Red Alder | RA | 1 | 370 |  | 356 | 349 | 342 |
|  |  | $\underline{2}$ | 291 | 290 | $\underline{283}$ | 276 | 269 |
| Black Cottonwood | BC | 1 | 13 | 6 | 1 | 1 | 1 |
| Other Hardwood | OH | 1 | 196 | 189 | 182 | 175 | 168 |
| Douglas-Fir Poles | DFL | 1 | 657 | 650 | 643 | 636 | 629 |
| Western Redcedar Poles | RCL | 1 | 1191 | 1184 | 1177 | 1170 | 1163 |
| Chipwood ${ }^{(S)}$ | CHW | 1 | 1 | 1 | 1 | 1 | 1 |
| RC Shake Blocks | RCS | 1 | 303 | $\underline{296}$ |  | $\underline{282}$ | 275 |
| RC Shingle Blocks | RCF | 1 | 121 |  | 107 | 100 | 93 |
| RC \& Other Posts ${ }^{(8)}$ | RCP | 1 |  |  | 0.45 |  | 0.45 |
| DF Christmas Trees ${ }^{(1)}$ | DFX | 1 | 0.25 | 0.25 | 0.25 |  | 0.25 |
| Other Christmas Trees ${ }^{(1)}$ | TFX | 1 | 0.50 |  |  |  | 0.50 |
| ${ }^{\omega}$ Log scale conversions. Western and Eastern Washington. See conversion methods WAC 458-40-680. |  |  |  |  |  |  |  |
| ${ }^{(2)}$ Includes Western Larch. |  |  |  |  |  |  |  |
| ${ }^{(3)}$ Includes Alaska-Cedar. |  |  |  |  |  |  |  |
| ${ }^{4}$ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, |  |  |  |  |  |  |  |
| Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, |  |  |  |  |  |  |  |
| Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir." |  |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |  |
| ${ }^{(\Omega)}$ Stumpage value per ton. |  |  |  |  |  |  |  |
| (6) Stumpage value per 8 lineal feet or portion thereof. |  |  |  |  |  |  |  |
| $0^{10}$ Stumpage value per lineal foot. |  |  |  |  |  |  |  |

TABLE $6=$ Stumpage Value Table
Stumpage Yalue Area 6
January 1 through June 30, 2005
Stumpage Values per Thousand Board Feet Net Scribner Log Scale ${ }^{(11}$

${ }^{(1)}$ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.
(2) Includes Western Larch.
${ }^{(3)}$ Includes Alaska-Cedar.
(4) Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
© Stumpage value per ton.
(6) Stumpage value per 8 lineal feet or portion thereof.
${ }^{0 l}$ Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.
(8) Stumpage value per lineal foot.

TABLE7-Stumpage Yalue Table Stumpage Yalue Area 7
January 1 through June 30, 2005
Stumpage Values per Thousand Board Feet Net Scribner Log Scaled

${ }^{1} \underline{\log \text { scale conversions Western and Eastern Washington. See conver- }}$ sion methods WAC 458-40-680.
${ }^{(2)}$ Includes Western Larch.
${ }^{(3)}$ Includes Alaska-Cedar.
(4) Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir. Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
${ }^{(2)}$ Stumpage value per ton.
(6) Stumpage value per 8 lineal feet or portion thereof.
[0] Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.
(8) Stumpage value per lineal foot.

TABLE 8-Stumpage Yalue Table
Stumpare Yalue Area 10
January 1 through June 30, 2005
Stumpage Values per Thousand Board Feet Net Scribner Log Scale ${ }^{(1)}$

| Species <br> Name | Species Code | $\begin{aligned} & \text { Timber } \\ & \text { Quality } \\ & \text { Code } \\ & \text { Number } \end{aligned}$ | HaulingDistance Zone Number |  |  |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | 1 | 2 | 3 |  | 5 |
| Douglas-Fir ${ }^{(2)}$ | DF | 1 | \$420 |  | \$406 | \$399 | \$392 |
|  |  | 2 | 420 | 413 | 406 | 399 | 392 |
|  |  | $\underline{3}$ | 420 | 413 | 406 | 399 | 392 |
|  |  | 4 | 398 | 391 | 384 | 377 | 370 |
| Lodgepole Pine | LP | 1 | 207 | 200 | 193 | 186 | 179 |
| Ponderosa Pine | PP | 1 | 251 | 244 | 237 | 230 | $\underline{223}$ |
|  |  | $\underline{2}$ | 199 | 192 | 185 | 178 | 171 |
| Western Redcedar ${ }^{(3)}$ | RC | 1 | 745 | 738 | 731 | 724 | 717 |
| Western Hemlock and Other Conifer ${ }^{(4)}$ | WH | 1 | 317 | 310 | 303 | 296 | 289 |
|  |  | 2 | 250 | 243 | 236 | $\underline{229}$ | $\underline{222}$ |
|  |  | $\underline{3}$ | 211 | 204 | 197 | 190 | 183 |
|  |  | 4 | 210 | $\underline{203}$ | 196 | 189 | 182 |
| Red Alder | RA | 1 | 356 | 349 | 342 | 335 | 328 |
|  |  | $\underline{2}$ | 283 | 276 | 269 | $\underline{262}$ | $\underline{255}$ |
| Black Cottonwood | BC | 1 | 1 | 1 | 1 | 1 | 1 |
| Other Hardwood | OH | 1 | 182 | 175 | 168 | 161 |  |
| Douglas-Fir Poles | DFL | 1 | 643 | 636 | 629 | 622 | 615 |
| Western Redcedar Poles | RCL | 1 | 1177 | 1170 |  | 1156 | 1149 |
| Chipwood ${ }^{(5)}$ | CHW | 1 | 1 | 1 | 1 | 1 | 1 |
| RC Shake Blocks | RCS | 1 | 303 | 296 | 289 | $\underline{282}$ | 275 |
| RC Shingle Blocks | RCF | 1 | 121 | 114 | 107 | 100 | 93 |
| RC \& Other Posts ${ }^{(6)}$ | RCP | 1 | 0.45 | 0.45 | 0.45 | 0.45 | 0.45 |
| DF Christmas Trees ${ }^{(17}$ | DFX | 1 | 0.25 | 0.25 | 0.25 | 0.25 | 0.25 |
| Other Christmas Treess ${ }^{(7)}$ | TFX | 1 | 0.50 | 0.50 | 0.50 | 0.50 | 0.50 |

$\omega^{\omega}$ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-680.
(2) Includes Western Larch.
(3) Includes Alaska-Cedar.
${ }^{4}$ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
(s) Stumpage value per ton.
(6) Stumpage value per 8 lineal feet or portion thereof.
$\square 7$ Stumpage value per lineal foot.
(3) Harvest value adjustments. The stumpage values in subsection (2) of this rule for the designated stumpage value areas are adjusted for various logging and harvest conditions, subject to the following:
(a) No harvest adjustment is allowed for special forest products, chipwood, or small logs.
(b) Conifer and hardwood stumpage value rates cannot be adjusted below one dollar per MBF.
(c) Except for the timber yarded by helicopter, a single logging condition adjustment applies to the entire harvest unit. The taxpayer must use the logging condition adjustment class that applies to a majority (more than $50 \%$ ) of the acreage in that harvest unit. If the harvest unit is reported over more than one quarter, all quarterly returns for that harvest unit must report the same logging condition adjustment. The helicopter adjustment applies only to the timber volume from the harvest unit that is yarded from stump to landing by helicopter.
(d) The volume per acre adjustment is a single adjustment class for all quarterly returns reporting a harvest unit. A harvest unit is established by the harvester prior to harvesting. The volume per acre is determined by taking the volume logged from the unit excluding the volume reported as chipwood or small logs and dividing by the total acres logged. Total acres logged does not include leave tree areas (RMZ, UMZ, forested wetlands, etc.,) over 2 acres in size.
(e) A domestic market adjustment applies to timber which meet the following criteria:
(i) Public timber-Harvest of timber not sold by a competitive bidding process that is prohibited under the authority of state or federal law from foreign export may be eligible for the domestic market adjustment. The adjustment may be applied only to those species of timber that must be processed domestically. According to type of sale, the adjustment may be applied to the following species:

Federal Timber Sales: All species except Alaska-cedar. (Stat. Ref. - 36 C.F.R. 223.10)

State, and Other Nonfederal, Public Timber Sales: Western Redcedar only. (Stat. Ref. - 50 U.S.C. appendix 2406.1)
(ii) Private timber-Harvest of private timber that is legally restricted from foreign export, under the authority of The Forest Resources Conservation and Shortage Relief Act (Public Law 101-382), ( 16 U.S.C. Sec. 620 et seq.); the Export Administration Act of 1979 (50 U.S.C. App. 2406(i)); a Cooperative Sustained Yield Unit Agreement made pursuant to the act of March 29, 1944 (16 U.S.C. Sec. 583-583i); or Washington Administrative Code (WAC 240-15-015(2)) is also eligible for the Domestic Market Adjustment.

The following harvest adjustment tables apply from ((July)) January 1 through ((Deember 31, 2004)) June 30 , 2005:

TABLE 9-Harvest Adjustment Table
Stumpage Value Areas $1,2,3,4,5$, and 10
((Juty)) January 1 through ((Deeember 31, 2004)) June 30.2005

Type of
Adjustmen

Dollar Adjustment Per Thousand Board Feet Net Scribner Scale
I. Volume per acre

| Class 1 | Harvest of 30 thousand board feet <br> or more per acre. |  |
| :--- | :--- | ---: |
| Class 2 | Harvest of 10 thousand board feet <br> to but not including 30 thousand <br> board feet per acre. <br> Harvest of less than 10 thousand <br> board feet per acre. | $\$ 0.00$ |
| Class 3 | II. Logging conditions |  |
| Class 1 | Ground based logging a majority <br> of the unit using tracked or <br> wheeled vehicles or draft animals. <br> Cable logging a majority of the <br> unit using an overhead system of <br> winch driven cables. | $-\$ 15.00$ |
| Class 2Applies to logs yarded from stump <br> to landing by helicopter. This does <br> not apply to special forest prod- <br> ucts. | $-\$ 35.00$ |  |
| Class 3 | $\$ 0.00$ |  |
| III. Remote island adjustment: |  |  |
| For timber harvested from a |  |  |
| remote island |  |  |$\quad-\$ 30.00$

TABLE 10-Harvest Adjustment Table<br>Stumpage Value Areas 6 and 7<br>((July)) January 1 through ((Deeember-31,2004)) June 30, 2005

Type of
Adjustment Definition
I. Volume per acre

Class 1 Harvest of more than 8 thousand board feet per acre.
Class 2 Harvest of 3 thousand board feet to 8 thousand board feet per acre. - $\$ 7.00$

Class 3 Harvest of less than 3 thousand board feet per acre.

II. Logging conditions

| Class 1 | The majority of the harvest unit has <br> less than $40 \%$ slope. No significant <br> rock outcrops or swamp barriers. |  |
| :--- | :--- | ---: |
| Class 2 | The majority of the harvest unit has <br> slopes between $40 \%$ and $60 \%$. Some <br> rock outcrops or swamp barriers. | $\$ 0.00$ |
| Class 3 | The majority of the harvest unit has <br> rough, broken ground with slopes <br> over $60 \%$. Numerous rock outcrops <br> and bluffs. | $-\$ 20.00$ |
| Class 4 | Applies to logs yarded from stump to <br> landing by helicopter. This does not <br> apply to special forest products. | $-\$ 30.00$ |
|  |  | $-\$ 145.00$ |

Dollar Adjustment Per Thousand Board Feet

Net Scribner Scale
Note: A Class 2 adjustment may be used for slopes less than $\mathbf{4 0 \%}$ when cable logging is required by a duly promulgated forest practice regulation. Written documentation of this requirement must be provided by the taxpayer to the department of revenue.
III. Remote island adjustment:

For timber harvested from a remote

- $\$ 50.00$ island

TABLE 11-Domestic Market Adjustment
Class
Area Adjustment Applies
Dollar Adjustment Per Thousand Board Feet Net Scribner Scale
Class 1: SVA's 1 through 6, and $10 \quad \$ 0.00$
Class 2: SVA 7 \$0.00
Note: The adjustment will not be allowed on special forest products.
(4) Damaged timber. Timber harvesters planning to remove timber from areas having damaged timber may apply to the department of revenue for an adjustment in stumpage values. The application must contain a map with the legal descriptions of the area, an accurate estimate of the volume of damaged timber to be removed, a description of the damage sustained by the timber with an evaluation of the extent to which the stumpage values have been materially reduced from the values shown in the applicable tables, and a list of estimated additional costs to be incurred resulting from the removal of the damaged timber. The application must be received and approved by the department of revenue before the harvest commences. Upon receipt of an application, the department of revenue will determine the amount of adjustment to be applied against the stumpage values. Timber that has been damaged due to sudden and unforeseen causes may qualify.
(a) Sudden and unforeseen causes of damage that qualify for consideration of an adjustment include:
(i) Causes listed in RCW 84.33.091; fire, blow down, ice storm, flood.
(ii) Others not listed; volcanic activity, earthquake.
(b) Causes that do not qualify for adjustment include:
(i) Animal damage, root rot, mistletoe, prior logging, insect damage, normal decay from fungi, and pathogen caused diseases; and
(ii) Any damage that can be accounted for in the accepted normal scaling rules through volume or grade reductions.
(c) The department of revenue will not grant adjustments for applications involving timber that has already been harvested but will consider any remaining undisturbed damaged timber scheduled for removal if it is properly identified.
(d) The department of revenue will notify the harvester in writing of approval or denial. Instructions will be included for taking any adjustment amounts approved.

WSR 04-23-090<br>EXPEDITED RULES<br>DEPARTMENT OF HEALTH<br>[Filed November 17, 2004, 9:17 a.m.]

Title of Rule and Other Identifying Information: WAC 246-360-990 Transient accommodations fees, RCW 70.62.260 was revised to eliminate the requirement that fees are due to the department thirty days prior to renewal date.

## NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Yvette Fox, Department of Health, P.O. Box 47852, Olympia, WA 98504-7852, AND RECEIVED BY January 19, 2005.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules: The proposed rule implements RCW 70.62.260, which was revised in the 2004 legislative session. The proposal eliminates the requirement that renewal fees are due to the department thirty days prior to the license renewal expiration date. Fees are now due on the expiration date. The renewal fee amount is not affected by this rule proposal. The change results in an increase of time for the licensee to pay renewal fees.

Reasons Supporting Proposal: The proposal ensures this rule is consistent with the statute.

Statutory Authority for Adoption: RCW 70.62.250.
Statute Being Implemented: RCW 70.62.260.
Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Department of Health, in response to RCW 70.62.260, governmental.

Name of Agency Personnel Responsible for Drafting: Ellen Haars, 310 Israel Road S.E., Tumwater, WA 98501 , (360) 236-2933; Implementation: Linda Furkay, 310 Israel Road S.E., Tumwater, WA 98501, (360) 236-2927; and Enforcement: Gary Bennett, 310 Israel Road S.E., Tumwater, WA 98501, (360) 236-2900.

November 16, 2004
Mary C. Selecky
Secretary

AMENDATORY SECTION (Amending WSR 04-19-141, filed 9/22/04, effective 10/23/04)

WAC 246-360-990 Fees. (1) The licensee or applicant must submit:
(a) An annual fee according to the following schedule:

NUMBER OF LODGING UNITS
FEE

| $3-$ | 10 | $\$ 154.50$ |
| ---: | ---: | ---: |
| $11-$ | 49 | $\$ 307.10$ |
| $50-$ | over | $\$ 618.20$ |

(b) A late fee of fifty-one dollars and fifty cents, in addition to the full license renewal fee, if the full license renewal fee is not ( $($ delivered-or mailed to the department-at least thirty days prior to the license)) received by the department on the expiration date (see RCW 70.62.260);
(c) An additional fee of fifty-one dollars and fifty cents for an amended license due to changing the number of lodging units or the name of the transient accommodation.
(2) The department shall refund fees only when all the following conditions are met:
(a) A prospective new owner applies for initial licensure prior to taking ownership as required by WAC 246-360-020 ((t4)(b)));
(b) Transfer of ownership is not finalized;
(c) The applicant requests a refund in writing; and
(d) The department receives the fee and the request for refund in the same biennium.

WSR 04-23-091<br>EXPEDITED RULES DEPARTMENT OF HEALTH<br>(Sex Offender Treatment Provider)<br>[Filed November 17, 2004, 9:19 p.m.]

Title of Rule and Other Identifying Information: Sex offender treatment providers, WAC 246-930-020 Underlying credential as a health professional required, 246-930-200 Application and examination, 246-930-220 Reexamination, 246-930-301 Purpose-Professional standards and ethics, 246-930-431 Expired license, 246-930-490 Sexual misconduct, 246-930-990 Fees and renewal cycle, and 246-930-995 Conversion to a birthday.

## NOTICE

THIS RULE IS BEING PROPOSED UNDER AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS USE OF THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Kitty Slater, Program Manager, Sex Offender Treatment Provider Program, Department of Health, P.O. Box 47869, Olympia, WA 98504-7869, AND RECEIVED BY January 19, 2005.

Purpose of the Proposal and Its Anticipated Effects, Including Any Changes in Existing Rules:

- WAC 246-930-020 Underlying credential as a health professional required, the SOTP credential is not provided in a temporary or provisional capacity. Language is amended to refer to not only the licensed provider, but also the registered or certified provider.
- WAC 246-930-200 Application and examination, this rule clarifies the language in the rule to make it easier to read, without changing its effects.
- WAC 246-930-220 Reexamination, language is being amended to reference exam WAC 246-930-200(6).
- WAC 246-930-301 Purpose-Professional standards and ethics, special sex offender sentencing alternative (SSOSA) and special sex offender disposition alternative (SSODA) language needs to be amended. Department of Corrections legislation and court rulings determined that rules should apply to not just the SSOSA and SSODA client, but all clients being seen by the sex offender treatment provider.
- WAC 246-930-431 Expired license, amend reference to "license" to read "certification."
- WAC 246-930-490 Sexual misconduct, special sex offender sentencing alternative (SSOSA) and special sex offender disposition alternative (SSODA) language needs to be amended. Department of Corrections legislation and court rulings determined that rules should apply to not just the SSOSA and SSODA client, but all clients being seen by the sex offender treatment provider.
- WAC 246-930-990 Fees and renewal cycle, this rule clarifies the language in the rule by amending the outdated fee information.
- WAC 246-930-995 Conversion to a birthday renewal cycle, this rule qualifies as covered in WAC 246-12020, Part 2, making the language in part (2) of this rule outdated and no longer necessary.
Statutory Authority for Adoption: RCW 18.155.040. Statute Being Implemented: Chapter 18.155 RCW.
Rule is not necessitated by federal law, federal or state court decision.

Name of Proponent: Department of Health, 310 Israel Road S.E., Tumwater, WA 98501, governmental.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Kitty Slater, 310 Israel Road S.E., Tumwater, WA 98501, (360) 236-4925.

November 16, 2004
Mary C. Selecky
Secretary
AMENDATORY SECTION (Amending WSR 98-05-060, filed $2 / 13 / 98$, effective $3 / 16 / 98$ )

WAC 246-930-020 Underlying credential as a health professional required. (1) Under RCW 18.155.020(1), only credentialed health professionals may be certified as providers.
(2) A person who is credentialed as a health professional in a state or jurisdiction other than Washington may satisfy this requirement by submitting the following:
(a) A copy of the current nonexpired credential issued by the credentialing state;
(b) A copy of the statute, administrative regulation, or other official document of the issuing state which sets forth the minimum requirements for the credential;
(c) A statement from the issuing authority:
(i) That the credential is in good standing;
(ii) That there is no disciplinary action currently pending; and
(iii) Listing any formal discipline actions taken by the issuing authority with regard to the credential;
(d) A statement signed by the applicant, on a form provided by the department, submitting to the jurisdiction of the Washington state courts for the purpose of any litigation involving his or her practice as a sex offender treatment provider;
(e) A statement signed by the applicant on a form provided by the department, that the applicant does not intend to practice the health profession for which he or she is credentialed by another state within the state of Washington without first obtaining an appropriate credential to do so from the state of Washington, except as may be authorized by Washington state law; and
(f) Applicants must complete four clock hours of AIDS education as required in chapter 246-12 WAC, Part 8.
(3) Underlying registration, certification, or licensure shall be maintained in good standing. If an underlying registration, certification, or licensure is not renewed or is revoked, certification as a sex offender treatment provider $\left(\mathrm{C}_{\mathrm{B}}\right)$ ) or affiliate sex offender treatment provider ((,-ef temporary-or provisienal treatment provider)) is revoked. If an underlying registration, certificate or license is suspended, the sex offender treatment provider certification is suspended. If there is a stay of the suspension of an underlying registration, certificate or license the sex offender treatment provider program must independently evaluate the reasonableness of a stay for the sex offender treatment provider.

AMENDATORY SECTION (Amending WSR 94-13-179, filed 6/21/94, effective 7/22/94)

WAC 246-930-200 Application and examination. (1) In order to be certified to practice under this chapter as a provider or affiliate provider in the state of Washington all applicants shall pass an examination approved by the secretary.
(2) An applicant shall meet all education, experience, and training requirements and (be healtheare provider before being allowed)) hold a current health professional credential to qualify to sit for the examination.
(3) Examinations shall be given at a time and place determined by the secretary.
(4) A completed application with the appropriate fee for certification shall be received in the office of the department, no later than sixty days prior to the examination date. All supporting documentation shall be received no later than twenty days prior to the scheduled examination date.
(5) Any applicant who fails to follow written or oral instructions relative to the conduct of the examination, is observed talking or attempting to give or receive information, or attempting to remove materials from the examination or using or attempting to use unauthorized materials during any portion of the examination shall be terminated from the examination and not permitted to complete it.
(6) The department shall approve the method of grading each examination, and apply the method uniformly to all applicants taking the examination.
(7) Applicants will be notified in writing of their examination scores.
(8) Applicant's examination scores are not disclosed to anyone other than the applicant, unless requested to do so in writing by the applicant.
(9) An applicant who fails to make the required grade in the first examination ((is mitled )) may take up to two additional examinations upon the payment of a reexamination fee for each subsequent examination. After failure of three examinations, the secretary may require remedial education before admission to future examinations.

AMENDATORY SECTION (Amending WSR 94-13-179, filed 6/21/94, effective 7/22/94)

WAC 246-930-220 Reexamination. (1) An applicant for certification who has been previously certified shall retake the examination and achieve a passing score as set forth in WAC 246-930-200(6) before recertification ((under any of the following cireumstanees) if:
(a) The applicant has been uncertified voluntarily for more than twenty-four calendar months; or
(b) The applicant's certificate has been revoked or suspended by reason of a disciplinary action by the secretary.
(2) The secretary may require reexamination in any disciplinary order as a condition of reissuing a certificate or confirming certification.
(3) Whenever reexamination is required, the applicant shall pay the examination fees set forth in WAC 246-930990.

AMENDATORY SECTION (Amending WSR 94-13-179, filed 6/21/94, effective 7/22/94)

WAC 246-930-301 Purpose-Professional standards and ethics. (1) Sex offender treatment providers are also credentialed health professionals, and are subject to the standards of practice of their primary field of practice. However, standards of practice vary from profession to profession, and sex offender evaluation and treatment represents significant differences in practice from general mental health interventions.
(2) The standards set forth in WAC 246-930-301 through 246-930-340 apply to all sex offender treatment providers ((evaluating or treating SSOSA- or SSODA-elients)). Failure to comply with these standards ((in providing evaluation andfor freatment SSOSASSODA elients)) may constitute unprofessional conduct pursuant to RCW 18.130.180(7).
(3) Standards of practice specific to this area of specialization are necessary due to the unique characteristics of this area of practice, the degree of control that a provider exercises over the lives of clients, and the community protection issues inherent in this work.

AMENDATORY SECTION (Amending WSR 98-05-060, filed 2/13/98, effective 3/16/98)

WAC 246-930-431 Expired ((ieense)) certification. (1) If the ((lieense)) certification has expired for three years or less, the practitioner must meet the requirements of chapter 246-12 WAC, Part 2.
(2) If the ((fieense)) certification has expired for over three years, the practitioner must:
(a) Successfully pass the examination as provided in WAC 246-930-200;
(b) Meet the requirements of chapter 246-12 WAC, Part 2.

AMENDATORY SECTION (Amending WSR 94-13-179, filed $6 / 21 / 94$, effective $7 / 22 / 94$ )

WAC 246-930-490 Sexual misconduct. (1) ((The)) Sex offender treatment providers shall not engage in sexual contact or sexual activity with ((SSOSA/SSODA)) their clients.
(2) Sexual contact or sexual activity is prohibited with former ((SSOSA/SSODA)) clients for ten years after cessation or termination of professional services.
(3) The sex offender treatment provider shall not engage in sexual contact or sexual activity with any former client if such contact or activity involves the abuse of the sex offender treatment provider and client relationship. Factors to be considered in evaluating if the sex offender treatment provider and client relationship is ((absed)) abusive include, but are not limited to:
(a) The amount of time that has passed since the last therapeutic contact;
(b) The nature and duration of the therapy;
(c) The circumstances of cessation or termination;
(d) The client's personal history;
(e) The client's current mental status;
(f) The likelihood of adverse impact on the client and others; and
(g) Any statements or actions made by the therapist during the course of therapy suggesting or inviting the possibility of a post termination sexual or romantic relationship with the client.
(4) The sex offender treatment provider shall not engage in sexual contact or sexual activity with any person participating in the treatment process of a ( $(S S O S A-S S O D A)$ ) client while the therapy is ongoing.
(5) The sex offender treatment provider shall not engage in sexual contact or sexual activity with any person formally participating in the treatment process, if such contact or activity involves the abuse of the sex offender treatment provider and client relationship. Factors to be considered in evaluating if the sex offender treatment provider and client relationship is ((abused)) abusive include, but are not limited to:
(a) The amount of time that has passed since the last therapeutic contact;
(b) The amount of time that has passed since the last professional contact between the provider and the other person;
(c) The knowledge the provider has obtained about the person because of the professional contact; and
(d) The likelihood of adverse impact on the former client.

AMENDATORY SECTION (Amending WSR 99-08-101, filed 4/6/99, effective 7/1/99)

WAC 246-930-990 Sex offender treatment provider fees and renewal cycle. (1) Certificates must be renewed every year on the practitioner's birthday as provided in chapter 246-12 WAC, Part 2.
(2) The following nonrefundable fees will be charged for:

Title of Fee
Fee
Sex offender treatment provider:
Application and examination $\quad \$ 500.00$
Reexamination 250.00
Initial certification 100.00
Renewal 800.00
Inactive status 300.00
Late renewal penalty $\quad 300.00$
Expired certificate reissuance $\quad 300.00$
Expired inactive certificate reissuance $\quad 150.00$
Duplicate certificate 15.00
((Extensien-fee)) Verification of licensure ((1,475.00)) 15.00
(3) The following nonrefundable fees will be charged for affiliate treatment provider:
Application and examination 200.00

Reexamination 100.00
Renewal 300.00
Inactive status 200.00
Late renewal penalty $\quad 150.00$
Expired affiliate certificate reissuance $\quad 150.00$
Expired inactive affiliate certificate
reissuance
100.00

Duplicate certificate $\quad 15.00$
Extension fee 850.00

## REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 246-930-995 Conversion to a birthday renewal cycle.

## WSR 04-23-004 <br> PERMANENT RULES <br> STATE BOARD OF EDUCATION

[Filed November 4, 2004, 4:20 p.m., effective December 5, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: At the time the state board adopted the high school and beyond plan and culminating graduation requirements (beginning with the graduating class of 2008), the board intended to require implementation of both via a written district policy. The written policy requirement was linked only to the culminating project. This amendment will provide the link to the high school and beyond plan.

Citation of Existing Rules Affected by this Order: Amending WAC 180-51-061.

Statutory Authority for Adoption: RCW 28A.230.090.
Adopted under notice filed as WSR 04-18-100 on September 1, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 1, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: October 22, 2004.
November 3, 2004
Larry Davis
Executive Director

## AMENDATORY SECTION (Amending WSR 04-04-092, filed $2 / 3 / 04$, effective $3 / 5 / 04$ )

WAC 180-51-061 Minimum requirements for high school graduation. (1) The statewide minimum subject areas and credits required for high school graduation, beginning July 1, 2004, for students who enter the ninth grade or begin the equivalent of a four-year high school program, shall be as listed below.
(2) State board of education approved private schools under RCW 28A.305.130(6) may, but are not required to, align their curriculums with the state learning goals under RCW 28A.150.210 or the essential academic learning requirements under RCW 28A.665.060.

| Subject Area | Essential Content | Minimum State Credits ${ }^{\text {1 }}$ | Assessment Includes |
| :---: | :---: | :---: | :---: |
| English <br> - Reading <br> - Writing <br> - Communications <br> (Student Learning Goal 1) | The Essential Academic Learning Requirements through benchmark three, plus content that is determined by the district to be beyond benchmark three level content | 3 | Secondary WASL ${ }^{(z))}$ (beginning 2008) |
| Mathematics <br> (Student Learning Goal 2) | The Essential Academic Learning Requirements through benchmark three, plus content that is determined by the district to be beyond benchmark three level content | 2 | Secondary WASL ${ }^{(2))}$ (beginning 2008) |
| Science <br> - Physical <br> - Life <br> - Earth <br> (Student Learning Goal 2) | The Essential Academic Learning Requirements through benchmark three, plus content that is determined by the district to be beyond benchmark three level content <br> At least one credit in laboratory science, which shall be defined locally | 2 | ((Therssessmentefachieved eompetenee in this-subject area remains at the foeat tevels)) Secondary WASL (beginning 2010) |


| Subject Area | Essential Content | Minimum State Credits ${ }^{1}$ | Assessment Includes |
| :---: | :---: | :---: | :---: |
| Social Studies <br> - Civics <br> - History <br> - Geography <br> (Student Learning Goal 2) | The Essential Academic Learning Requirements through benchmark three, plus content that is determined by the district to be beyond benchmark three level content <br> U.S. history and government, Washington state history and government, and including study of the U.S. and Washington state Constitutions $\left.{ }^{(3)}\right)$ $\underline{2}$ <br> Contemporary world history, geography, and problems ${ }^{(4))}{ }^{4}$ | 2.5 | The assessment of achieved competence in this subject area remains at the local level(5)) 4 |
| Health and Fitness(f)) 5 <br> (Student Learning Goal 2) | The Essential Academic Learning Requirements through benchmark three, plus content that is determined by the district to be beyond benchmark three level content | 2 | The assessment of achieved competence in this subject area remains at the local level $(5)) 4$ |
| Arts <br> (Student Learning Goal 2) | The Essential Academic Learning Requirements through benchmark three, plus content that is determined by the district to be beyond benchmark three level content <br> May be satisfied in the visual or performing arts | 1 | The assessment of achieved competence in this subject area remains at the local level(f) 4 |
| Occupational Education | "Occupational education" means credits resulting from a series of learning experiences designed to assist the student to acquire and demonstrate competency of skills under student learning goal four and which skills are required for success in current and emerging occupations. At a minimum, these competencies shall align with the definition of an exploratory course as proposed or adopted in the career and technical education program standards of the superintendent of public instruction. | 1 | The assessment of achieved competence in this subject area remains at the local level(f)) 4 |


| Subject Area | Essential Content | Minimum State Credits ${ }^{1}$ | Assessment Includes |
| :---: | :---: | :---: | :---: |
| Electives ${ }^{(7)}$ (6) | See footnote \#((7)) (6) | 5.5 | The assessment of achieved competence in this subject area remains at the local level(5)) 4 |
| TOTAL |  | 19 |  |
| Culminating Project ${ }^{(8))} \mathbf{7}$ | See footnote \#((8)) $\underline{7}$ |  | The assessment of achieved competence in this subject area remains at the local level(f)) 4 |
| High School and Beyond $\operatorname{Plan}^{(9))}$ ) | See footnote \#((9)) $\underline{8}$ |  | The assessment of achieved competence in this subject area remains at the local level(5)) 4 |
| Certificate of Academic Achievement or Certificate of Individual Achievement |  |  | Secondary WASL, Washington Alternate Assessment System (WAAS) (See RCW 28A.655.061) |

1 See WAC 180-51-050 for definition of high school credit.
2 ((See WAC 180-54-063 for effective date.
3)) The study of Washington state history and govemment is encouraged to include information on the culture, history, and government of the American Indian people who were the first inhabitants of the state. The study of the U.S. and Washington state Constitutions shall not be waived, but may be fulfilled through an alternative learning experience approved by the school principal pursuant to written district policy. Secondary school students who have completed and passed a state history and government course of study in another state may have the Washington state history and government requirement waived by their principal. For purposes of the Washington state history and government requirement only, the term "secondary school students" shall mean a student who is in one of the grades seven through twelve.
(44) 3 Courses in economics, sociology, civics, political science, international relations, or related courses with emphasis on current problems may be accepted as equivalencies.
( 5 ) 4 Locally determined assessment means whatever assessment or assessments, if any, the district determines are necessary.
((6)) $\mathbf{2}$ The fitmess portion of the requirement shall be met by course work in fitness education. The content of fitmess courses shall be determined locally pursuant to WAC $180-$ $51-025$. Suggested fitness course outlines shall be developed by the office of the superintendent of public instruction. Students may be excused from the physical portion of the fitness requirement pursuant to RCW 28A.230.050. Such excused students shall be required to substitute equivalency credits in accordance with policies of boards of directors of districts, including demonstration of the knowledge portion of the fitmess requirement. "Directed athletics" shall be interpreted to include community-based organized athletics.
((7)) 6 Study in a world language other than English or study in a world culture may satisfy any or all of the required electives.
(8)) 1 Each student shall complete a culminating project for graduation. The project consists of the student demonstrating both their learning competencies and preparations related to learning goals three and four. Each district shall define the process to implement this graduation requirement, including assessment criteria, in written district policy.

Each student shall have an education plan for their high school experience, including what they expect to do the year following graduation.

## WSR 04-23-005

PERMANENT RULES STATE BOARD OF EDUCATION
[Filed November 4, 2004, 4:23 p.m., effective December 5, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: To clarify the requirements by which an out-of-state career and technical education teacher can get a career and technical education teaching certificate in Washington.

Citation of Existing Rules Affected by this Order: Amending WAC 180-77-120.

Statutory Authority for Adoption: RCW 28A.410.010.
Adopted under notice filed as WSR 04-18-101 on September 1, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0 .

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 1, Repealed 0; Pilot Rule Making: New 0, Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: October 22, 2004.

November 3, 2004<br>Larry Davis<br>Executive Director

AMENDATORY SECTION (Amending WSR 02-04-018, filed $1 / 24 / 02$, effective $2 / 24 / 02$ )

WAC 180-77-120 Out-of-state candidates. Out-ofstate applicants shall be eligible for Washington career and technical education certificates if they meet the standards in chapter 180-77 WAC or as follows: Provided, That candidates who apply for a career and technical education certificate who have not successfully completed course work or an in-service program including a minimum of ten clock hours of instruction on issues of abuse, must complete such course work or in-service program as a condition of the issuance of a career and technical education certificate. The content of the course work or in-service program shall discuss the identification of physical, emotional, sexual, and substance abuse, information on the impact of abuse on the behavior and learning abilities of students, discussion of the responsibilities of a teacher to report abuse or provide assistance to students who are victims of abuse, and methods for teaching students about abuse of all types and their prevention.
(1) Initial certificate. The initial certificate shall be issued by the superintendent of public instruction to a candidate who has two thousand hours of paid occupational experience and who meets one of the following:
(a) Qualifies under provisions of the interstate compact;
(b) Holds the appropriate degree and, if applicable, credit hours and/or licensing as set forth in this chapter and has completed a state-approved preparation program at a regionally accredited college or university in the professional field for which the certificate is to be issued and such additional professional fields as required by WAC 180-79A-150(4).
(c) Holds an appropriate career and technical education certificate issued by another state and had practiced at the $P$ 12 level in that respective role outside the state of Washington for three years and has completed competency-based teacher training.
(2) Continuing certificate. The continuing certificate shall be issued on verification that the candidate has met all requirements for initial and continuing certification in the state of Washington.

## WSR 04-23-006 <br> PERMANENT RULES STATE BOARD OF EDUCATION

[Filed November 4, 2004, 4:25 p.m., effective December 5, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: The current rule provides that the waiver can no longer be requested once new state minimum graduation requirements take effect. Since the waiver deals with awarding credit on the basis of competency rather than the Carnegie unit, a matter distinct from the graduation requirements themselves, it appears unnecessary to "repeal" the availability of
this waiver, especially if a district has not adopted a written policy allowing the awarding of high school credit on the basis of competency (see WAC 180-51-050 (1)(b)).

Citation of Existing Rules Affected by this Order: Amending WAC 180-18-055.

Statutory Authority for Adoption: RCW 28A.150.220 and 28A.305.140.

Adopted under notice filed as WSR 04-18-103 on September 1, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 1, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: October 22, 2004.
November 3, 2004
Larry Davis
Executive Director

## AMENDATORY SECTION (Amending WSR 04-04-093, filed $2 / 3 / 04$, effective $3 / 5 / 04$ )

WAC 180-18-055 Alternative high school graduation requirements. (1) The shift from a time and credit based system of education to a standards and performance based education system will be a multiyear transition. In order to facilitate the transition and encourage local innovation, the state board of education finds that current credit-based graduation requirements may be a limitation upon the ability of high schools and districts to make the transition with the least amount of difficulty. Therefore, the state board will provide districts and high schools the opportunity to create and implement alternative graduation requirements.
(2) A school district, or high school with permission of the district board of directors, or approved private high school, desiring to implement a local restructuring plan to provide an effective educational system to enhance the educational program for high school students, may apply to the state board of education for a waiver from one or more of the requirements of chapter 180-51 WAC.
(3) The state board of education may grant the waiver for a period up to four school years((,or until any new graduation requirements-the-state beard of education may adopt take effect, whichever eomes first)).
(4) The waiver application shall be in the form of a resolution adopted by the district or private school board of directors which includes a request for the waiver and a plan for restructuring the educational program of one or more high schools which consists of at least the following information:
(a) Identification of the requirements of chapter 180-51 WAC to be waived;
(b) Specific standards for increased student learning that the district or school expects to achieve;
(c) How the district or school plans to achieve the higher standards, including timelines for implementation;
(d) How the district or school plans to determine if the higher standards are met;
(e) Evidence that the board of directors, teachers, administrators, and classified employees are committed to working cooperatively in implementing the plan;
(f) Evidence that students, families, parents, and citizens were involved in developing the plan; and
(g) Identification of the school years subject to the waiver.
(5) The plan for restructuring the educational program of one or more high schools may consist of the school improvement plans required under WAC 180-16-220, along with the requirements of subsection (4)(a) through (d) of this section.
(6) The application also shall include documentation that the school is successful as demonstrated by indicators such as, but not limited to, the following:
(a) The school has clear expectations for student learning;
(b) The graduation rate of the high school for the last three school years;
(c) Any follow-up employment data for the high school's graduate for the last three years;
(d) The college admission rate of the school's graduates the last three school years;
(e) Use of student portfolios to document student learning;
(f) Student scores on the high school Washington assessments of student learning;
(g) The level and types of family and parent involvement at the school;
(h) The school's annual performance report the last three school years; and
(i) The level of student, family, parent, and public satisfaction and confidence in the school as reflected in any survey done by the school the last three school years.
(7) A waiver of WAC 180-51-060 may be granted only if the district or school provides documentation and rationale that any noncredit based graduation requirements that will replace in whole or in part WAC 180-51-060, will support the state's performance-based education system being implemented pursuant to RCW 28A.630.885, and the noncredit based requirements meet the minimum college core admissions standards as accepted by the higher education coordinating board for students planning to attend a baccalaureate institution.
(8) A waiver granted under this section may be renewed upon the state board of education receiving a renewal request from the school district board of directors. Before filing the request, the school district shall conduct at least one public meeting to evaluate the educational requirements that were implemented as a result of the waiver. The request to the state oard shall include information regarding the activities and programs implemented as a result of the waiver, whether higher standards for students are being achieved, assurances
that students in advanced placement or other postsecondary options programs, such as but not limited to: College in the high school, running start, and tech-prep, shall not be disadvantaged, and a summary of the comments received at the public meeting or meetings.
(9) The state board of education shall notify the state board for community and technical colleges ( $($ (and) ), the higher education coordinating board and the council of presidents of any waiver granted under this section.
(10) Any waiver requested under this section will be granted with the understanding that the state board of education will affirm that students who graduate under alternative graduation requirements have in fact completed state requirements for high school graduation in a nontraditional program.
(11) Any school or district granted a waiver under this chapter shall report annually to the state board of education, in a form and manner to be determined by the board, on the progress and effects of implementing the waiver.

## WSR 04-23-007 <br> PERMANENT RULES STATE BOARD OF EDUCATION

[Filed November 4, 2004, 4:27 p.m., effective December 5, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: Amendments to state board policy to allow teachers with endorsed certificates to add certain additional endorsements to their certificates through successful passage of the Praxis II subject knowledge test (WEST-E).

Citation of Existing Rules Affected by this Order: Amending WAC 180-82A-204.

Statutory Authority for Adoption: RCW 28A.410.010 and 28A.305.130.

Adopted under notice filed as WSR 04-18-105 on September 1, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 2, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 2, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 2, Repealed 0; Pilot Rule Making: New 0 , Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: October 22, 2004.
November 3, 2004
Larry Davis
Executive Director

AMENDATORY SECTION (Amending WSR 03-14-114, filed 6/30/03, effective 7/31/03)

WAC 180-82A-204 Endorsement requirements. (1) Candidates completing endorsements required to obtain a residency certificate, shall complete college/university teacher preparation programs approved by the state board of education pursuant to chapter 180-78A WAC, which include methodology (see WAC 180-78A-264(5)) and field experience/internship (see WAC 180-78A-264(6)) and pursuant to endorsement program approval requirements in this chapter.
(2) In order to add an additional endorsement, the candidate shall:
(a) Have completed a state-approved endorsement program which includes methodology (see WAC 180-78A264(5)) and addresses all endorsement-specific competencies adopted by the state board of education and published by the superintendent of public instruction. The requirement for field experience shall be at the discretion of the college/university. Provided, that in cases where programs require a field experience/internship, the colleges/universities should make every attempt to allow the individual to complete fieldbased requirements for the endorsement within the confines of the individual's teaching schedule; or
(b) Achieve National Board certification in a Washington teaching endorsement area and hold a valid National Board certificate; or
(c) Pass the subject knowledge test approved by the professional educator standards board for the certificate endorsement being sought. The instructional methodology and con-tent-related skills of the desired subject endorsement must be compatible with one or more of the current endorsement(s) on the applicant's teacher certificate, per the list of Pathway 1 endorsements adopted by the state board of education and published by the superintendent of public instruction. The applicant must document a minimum of ninety days teaching experience, in a public or state approved private school, or state agency providing educational services for students, in the endorsement area that is compatible in instructional methodology and content-related skills to the Pathway 1 endorsement: or
(d)(i) Pass the subject knowledge test approved by the professional educator standards board for the certificate endorsement being sought and successfully meet all eligibility criteria and process requirements for Pathway 2 endorsements as adopted by the state board of education and published by the superintendent of public instruction. The desired subject endorsement must be identified as a Pathway 2 endorsement for one or more of the current endorsement(s) on the applicant's teacher certificate, per the list of Pathway 2 endorsements adopted by the state board of education and published by the superintendent of public instruction.
(ii) Teacher preparation programs that offer Pathway 2 endorsement programs shall follow process steps as adopted by the state board of education and published by the superintendent of public instruction to verify successful completion of the Pathway 2 process and to recommend adding the endorsement to the applicant's teacher certificate.
(3) Candidates from out-of-state shall be required to present verification that they completed a state-approved pro-
gram (equivalent to a major) in a Washington endorsement area.
(4) Course work used to meet endorsement requirements must be completed through a regionally accredited college/university.
(5) Only course work in which an individual received a grade of $C(2.0)$ or higher or a grade of pass on a pass-fail system of grading shall be counted toward the course work required for the approved endorsement program.
(6) Nothing within this chapter precludes a college or university from adopting additional requirements as conditions for recommendation, by such college or university, to the superintendent of public instruction for a particular subject area endorsement.

## WSR 04-23-008

PERMANENT RULES STATE BOARD OF EDUCATION
[Filed November 4, 2004, 4:29 p.m., effective December 5, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: The proposed amendments move the last subsection of WAC 180-16-225(3) to WAC 180-16-220(5) to clarify that the certification requirements, including current and valid certificates and endorsements, and the school improvement plan requirements may not be waived.

Citation of Existing Rules Affected by this Order: Amending WAC 180-16-220 and 180-16-225.

Statutory Authority for Adoption: RCW 28A.150.220, 28A.305.140, and 28A.305.130.

Adopted under notice filed as WSR 04-18-106 on September 1, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0 .

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 2, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 2, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 2, Repealed 0; Pilot Rule Making: New 0 , Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: October 22, 2004.
November 3, 2004
Larry Davis
Executive Director

AMENDATORY SECTION (Amending WSR 04-04-093, filed $2 / 3 / 04$, effective $3 / 5 / 04$ )

WAC 180-16-220 Supplemental basic education program approval requirements. The following requirements
are hereby established by the state board of education as related supplemental condition to a school district's entitlement to state basic education allocation funds, as authorized by RCW 28A.150.220(4).
(1) Current and valid certificates. Every school district employee required by WAC 180-79A-140 to possess an education permit, certificate, or credential issued by the superintendent of public instruction for his/her position of employment, shall have a current and valid permit, certificate or credential. In addition, classroom teachers, principals, vice principals, and educational staff associates shall be required to possess endorsements as required by WAC 180-82-105, 180-82-120, and 180-82-125, respectively.
(2) Annual school building approval.
(a) Each school in the district shall be approved annually by the school district board of directors under an approval process determined by the district board of directors.
(b) At a minimum the annual approval shall require each school to have a school improvement plan that is data driven, promotes a positive impact on student learning, and includes a continuous improvement process that shall mean the ongoing process used by a school to monitor, adjust, and update its school improvement plan. For the purpose of this section "positive impact on student learning" shall mean:
(i) Supporting the goal of basic education under RCW 28A.150.210, "...to provide students with the opportunity to become responsible citizens, to contribute to their own economic well-being and to that of their families and communities, and to enjoy productive and satisfying lives...";
(ii) Promoting continuous improvement of student achievement of the state learning goals and essential academic learning requirements; and
(iii) Recognizing nonacademic student learning and growth related, but not limited to: Public speaking, leadership, interpersonal relationship skills, teamwork, self-confidence, and resiliency.
(c) The school improvement plan shall be based on a self-review of the school's program for the purpose of annual building approval by the district. The self-review shall include active participation and input by building staff, students, families, parents, and community members.
(d) The school improvement plan shall address, but is not limited to:
(i) The characteristics of successful schools as identified by the superintendent of public instruction and the educational service districts, including safe and supportive learning environments;
(ii) Educational equity factors such as, but not limited to: Gender, race, ethnicity, culture, language, and physical/mental ability, as these factors relate to having a positive impact on student learning. The state board of education strongly encourages that equity be viewed as giving each student what she or he needs and when and how she or he needs it to reach their achievement potential;
(iii) The use of technology to facilitate instruction and a positive impact on student learning; and
(iv) Parent, family, and community involvement, as these factors relate to having a positive impact on student learning.
(3) Nothing in this section shall prohibit a school improvement plan from focusing on one or more characteristics of effective schools during the ensuing three school years.
(4) School involvement with school improvement assistance under the state accountability system or involvement with school improvement assistance through the federal Elementary and Secondary Education Act shall constitute a sufficient school improvement plan for the purposes of this section.
(5) Nonwaiverable requirements. Certification requirements, including endorsements, and the school improvement plan requirements set forth in subsection (2) of this section may not be waived.

AMENDATORY SECTION (Amending WSR 04-04-093, filed $2 / 3 / 04$, effective $3 / 5 / 04$ )

WAC 180-16-225 Waiver-Substantial lack of classroom space-Grounds and procedure. (1) Grounds. The state board of education may waive one or more of the basic education allocation entitlement requirements set forth in WAC 180-16-200 through 180-16-220(1) only if a school district's failure to comply with such requirement(s) is found by the state board to be caused by substantial lack of classroom space.

As a condition to a waiver based on substantial lack of classroom space the state board will consider and a school district must demonstrate, at least, that the facilities of the school district do not contain enough classroom space or other space that can reasonably be converted into classroom space, and that necessary classroom space may not reasonably be acquired by lease or rental to enable the district to comply with the referenced entitlement requirements.
(2) Waiver procedure. In order to secure a waiver pursuant to subsection (1) of this section a school district must submit a petition together with a detailed explanation and documentation in support of its request not later than thirty days prior to either:
(a) The state board of education meeting immediately preceding commencement of the school year; or
(b) The March (or such other meeting as the state board shall have established) meeting of the board at which the board will consider certifications of compliance and noncompliance with these entitlement requirements.

A school district that can reasonably foresee an inability to comply with entitlement requirements by reason of substantial lack of classroom space should petition for a waiver as early as the state board meeting immediately preceding commencement of the school year in order to allow for the possibility that the request may be denied.
(((3) Nenwaiverable requirements. Certifieatien requirements, ineluding endersements, and the school improvement plan requirement-ferth in WAC 180-16-220(2) may-net be whived:))

## WSR 04-23-009 <br> PERMANENT RULES STATE BOARD OF EDUCATION

[Filed November 4, 2004, 4:31 p.m., effective December 5, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: WAC 180-27-100 Special inspections and testing, until 1997, the prevalent building code in the Western United States has been the Uniform Building Code (UBC). State Building Code Council (SBCC) developed amendments, with the UBC, were adopted by the legislature as the State Building Code; rule refers to the Uniform Building Code. WAC 180-27-120 Costs to be financed entirely with school district funds, this rule lists costs to be born by the local district, such as site acquisition, administration buildings, etc., including project signs. This change will remove the districts from the cost of project signs.

Citation of Existing Rules Affected by this Order: Amending WAC 180-27-100 and 180-27-120.

Statutory Authority for Adoption: RCW 28A.525.020.
Adopted under notice filed as WSR 04-18-107 on Sep-- tember 1, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 2, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 2, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 2, Repealed 0; Pilot Rule Making: New 0 , Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0 , Amended 0 , Repealed 0.

Date Adopted: October 22, 2004.
October 27, 2004
Larry Davis Executive Director

AMENDATORY SECTION (Amending Order 11-83, filed 10/17/83)

WAC 180-27-100 Special inspections and testing. All special inspections and testing to be performed by independent sources as specified in the construction documents shall be matched in addition to the construction costs subject to the approval of the superintendent of public instruction. For the purposes of this section, special inspections shall be those special inspections required under the ( $\left(\begin{array}{l}\text { niferm) }) \\ \text { State }\end{array}\right.$ Building Code.

AMENDATORY SECTION (Amending WSR 98-19-143, filed 9/23/98, effective 10/24/98)

WAC 180-27-120 Costs to be financed entirely with school district funds. The cost of the following areas, facili-
ties, and items shall not be eligible for the state matching purposes:
(1) The cost of area in excess of the space allocations as set forth in WAC 180-27-035;
(2) Acquisition cost of site;
(3) Maintenance and operation;
(4) Alterations, repair, and demolitions, except alterations necessary to connect new construction to an existing building;
(5) Central administration buildings;
(6) Stadia/grandstands;
(7) Costs incidental to advertising for bids, site surveys, soil testing for site purchase, and costs other than those connected directly with the construction of facilities;
(8) Bus garages, except interdistrict cooperatives;
(9) ((Projeet signs;
(107)) Sales and/or use taxes levied by local governmental agencies other than those sales and/or use taxes levied by the state of Washington;
$(((1+7)))(10)$ All costs in excess of state support level factors established by the state board of education for state participation in financing school construction; and/or
$(((12)))(11)$ All costs associated with the purchase, installation, and relocation of portable classrooms.

## WSR 04-23-010 PERMANENT RULES STATE BOARD OF EDUCATION

[Filed November 4, 2004, 4:33 p.m., effective December 5, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: Action by the legislature during the 2004 session established in statute 2008 as the effective date for the certificate of academic achievement (formerly the certificate of mastery- CoM ), amending preexisting statutory CoM provisions. Also the CoM study committee created by the State Board of Education in 2000 completed its work in May 2003.

Citation of Existing Rules Affected by this Order: Repealing WAC 180-51-063 and 180-51-064.

Statutory Authority for Adoption: RCW 28A.230.090.
Adopted under notice filed as WSR 04-18-108 on September 1, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 2.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 2.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 2; Pilot Rule Making: New 0 , Amended 0 , Repeated 0 ; or Other Alternative Rule Making: New 0 , Amended 0, Repealed 0.

Date Adopted: October 22, 2004.
November 3, 2004
Larry Davis
Executive Director

## REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 180-51-063 Certificate of mastery-High school graduation require-ment-Effective date.

WAC 180-51-064 Certificate of masteryValidity and reliability study.

## WSR 04-23-011 <br> PERMANENT RULES <br> STATE BOARD OF EDUCATION

[Filed November 4, 2004, 4:35 p.m., effective December 5, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: Adoption of a proposed new chapter to State Board of Education policies: Chapter 180-88 WAC, Definitions of sexual misconduct, verbal abuse, and physical abuse-Mandatory disclosure-Prohibited agreements, as presented herein. State law (RCW 28A.400.301) makes permanent the emergency adoption required under RCW 28A.400.301.

Statutory Authority for Adoption: RCW 28A.400.301.
Adopted under notice filed as WSR 04-18-110 on September 1, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 6, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovemmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0 .

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 6, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: October 22, 2004.
November 3, 2004
Larry Davis
Executive Director

## Chapter 180-88 WAC

## DEFINITIONS OF SEXUAL MISCONDUCT, VERBAL ABUSE AND PHYSICAL ABUSE-MANDATORY DISCLOSURE_-PROHIBITED AGREEMENTS

## NEW SECTION

WAC 180-88-010 Purpose and authority. (1) The purpose of this chapter is to provide the safest educational environment for children and staff and to implement legislative direction by:
(a) Defining the term "sexual misconduct" for purposes of requiring school districts to forward known information about employee sexual misconduct to prospective school district employers; and
(b) Defining "sexual misconduct," "verbal abuse," and "physical abuse" for purposes of prohibiting school districts from entering into any contract or agreement that has the effect of suppressing information about verbal or physical abuse or sexual misconduct by a present or former employee, or has the effect of expunging such information from employer files.
(2) The authority for this chapter is RCW 28A.400.301.

## NEW SECTION

WAC 180-88-020 Employee-Definition. As used in this chapter, the term "employee" means any employee or former employee of a school district, including all classified employees, all certificated employees, and all substitute employees.

## NEW SECTION

WAC 180-88-030 Student-Definition. For purposes of this chapter, "student" shall have the same meaning as defined in WAC 180-87-040.

## NEW SECTION

WAC 180-88-040 Verbal abuse-Definition. "Verbal abuse" means the use of malicious or hostile language by an employee that results in harm to another if the school district has determined that there is sufficient evidence to conclude that an employee engaged in the conduct and that it resulted in the employee leaving a position with the school district. Under RCW 28A.400.301, a district is prohibited from entering into any contract or agreement that has the effect of suppressing information about the abuse by a present or former employee or has the effect of expunging such information from employer files.

## NEW SECTION

WAC 180-88-050 Physical abuse-Definition. (1) "Physical abuse" means the willful action by an employee of inflicting or attempting to inflict bodily injury against another, or using physical force in excess of what is necessary to restrain a person from harming self or others. To constitute physical abuse, a school district must possess suffi-
cient information to conclude that the employee engaged in the conduct and that it resulted in the employee leaving a position with the school district. Under RCW 28A.400.301, a district is prohibited from entering into any contract or agreement that has the effect of suppressing information about the abuse by a present or former employee or has the effect of expunging such information from employer files.
(2) Authorized use of physical restraints or of aversive interventions consistent with chapter 392-172 WAC shall not constitute physical abuse.

## NEW SECTION

WAC 180-88-060 Sexual misconduct-Definition. "Sexual misconduct" means:
(1) Any sexually exploitive act with or to a student. Sexually exploitive acts include, but are not limited to, the following:
(a) Any sexual advance, verbal, written or physical.
(b) Sexual intercourse, as defined in RCW 9A.44.010.
(c) Sexual contact, i.e., the intentional touching of the sexual or other intimate parts of a student except to the extent necessary and appropriate to attend to the hygienic or health needs of the student.
(d) Any activities determined to be grooming behavior for purposes of establishing a sexual relationship.
(e) The provisions of (a) through (d) of this subsection shall not apply if at the time of the sexual conduct the participants are married to each other.
(2) Indecent exposure, as defined in RCW 9A.88.010.
(3) Sexual harassment of another as defined under local employer policy.
(4) Commission of a criminal sex offense as defined under chapter 9A. 44 RCW.
(5) Sexual abuse or sexual exploitation of any minor as found in any dependency action under chapter 13.34 RCW or in any domestic relations proceeding under Title 26 RCW.
(6) For purposes of this section, sexual misconduct occurs only when a school district determines it has sufficient information to conclude that an employee engaged in the sexual misconduct and it resulted in the employee leaving a position with the school district. Under RCW 28A.400.301, a district is prohibited from entering into any contract or agreement that has the effect of suppressing information about the misconduct of a present or former employee or has the effect of expunging such information from employer files, and a district must forward information regarding sexual misconduct to prospective employing districts.

## WSR 04-23-012 <br> PERMANENT RULES HEALTH CARE AUTHORITY

(Basic Health)
[Order 04-03—Filed November 5, 2004, 11:56 a.m., effective January 1, 2005]

Effective Date of Rule: January 1, 2005.
Purpose: Implementation of health coverage tax credit (HCTC) enrollment through Basic Health, according to the
provisions of chapter 192, Laws of 2004 (ESHB 2797), which is effective January 1,2005 . While these rules are not required by federal law, revisions to current Health Care Authority rules are required in order for Basic Health to meet the federal requirements for state qualified health plans. New WAC 182-25-120 is adopted to provide information to applicants and enrollees concerning how to become a member of Basic Health while participating in the HCTC program.

Citation of Existing Rules Affected by this Order: Amending WAC 182-25-010, 182-25-030, 182-25-040, 182-25-080, and 182-25-090.

Statutory Authority for Adoption: RCW 70.47.050.
Other Authority: Chapter 192, Laws of 2004.
Adopted under notice filed as WSR 04-19-138 on September 22, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 1, Amended 5, Repealed 0; Federal Rules or Standards: New 1, Amended 5, Repealed 0; or Recently Enacted State Statutes: New 1, Amended 5, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 1, Amended 5, Repealed 0.

Date Adopted: October 28, 2004.
November 5, 2004
Melodie Bankers
Rules Coordinator

AMENDATORY SECTION (Amending Order 02-01, filed 8/27/03, effective $10 / 1 / 03$ )

WAC 182-25-010 Definitions. The following definitions apply throughout these rules.
(1) "Administrator" means the administrator of the Washington state health care authority (HCA) or designee.
(2) "Appeal procedure" means a formal written procedure for resolution of problems or concerns raised by enrollees which cannot be resolved in an informal manner to the enrollee's satisfaction.
(3) "Basic health plan" (or "BHP") means the system of enrollment and payment for basic health care services administered by the administrator through managed health care systems.
(4) "BHP Plus" means the program of expanded benefits available to children through coordination between the department of social and health services (DSHS) and basic health plan. Eligibility for BHP Plus is determined by the department of social and health services, based on Medicaid eligibility criteria. To be eligible for the program children must be under age nineteen, with a family income at or below two hundred percent of federal poverty level, as defined by the United States Department of Health and Human Services.

They must be Washington state residents, not eligible for Medicare, and may be required to meet additional DSHS eligibility requirements.
(5) "Co-payment" means a payment indicated in the schedule of benefits which is made by an enrollee to a health care provider or to the MHCS.
(6) "Covered services" means those services and benefits in the BHP schedule of benefits (as outlined in the member handbook issued to the enrollee, or to a subscriber on behalf of the enrollee), which an enrollee shall be entitled to receive from a managed health care system in exchange for payment of premium and applicable co-payments, coinsurance and deductible.
(7) "Disenrollment" means the termination of ((eovered serviees-in)) coverage for a BHP ((fer-q-subseriber ain dependents, if any)) enrollee.
(8) "Effective date of enrollment" means the first date, as established by BHP, on which an enrollee is entitled to receive covered services from the enrollee's respective managed health care system.
(9) "Dependent," as it applies to the subsidized or nonsubsidized programs means:
(a) The subscriber's lawful spouse, not legally separated, who resides with the subscriber; or
(b) The unmarried child of the subscriber or the subscriber's dependent spouse, whether by birth, adoption, legal guardianship, or placement pending adoption, who is:
(i) Younger than age nineteen, and who has not been relinquished for adoption by the subscriber or the subscriber's dependent spouse; or
(ii) Younger than age twenty-three, and a registered student at an accredited secondary school, college, university, technical college, or school of nursing, attending full time, other than during holidays, summer and scheduled breaks; or
(c) A person of any age who is incapable of self-support due to disability, and who is the unmarried child of the subscriber or the subscriber's dependent spouse, whether by birth, adoption, or legal guardianship; or
(d) An unmarried child younger than age nineteen who is residing with the subscriber under an informal guardianship agreement. For a child to be considered a dependent of the subscriber under this provision:
(i) The guardianship agreement must be signed by the child's parent;
(ii) The guardianship agreement must authorize the subscriber to obtain medical care for the child;
(iii) The subscriber must be providing at least fifty percent of the child's support; and
(iv) The child must be on the account for BHP coverage.
(10) "Eligible full-time employee" means an employee who meets all eligibility requirements in WAC 182-25-030 and who is regularly scheduled to work thirty or more hours per week for an employer. The term includes a self-employed individual (including a sole proprietor or a partner of a partnership, and may include an independent contractor) if the individual:
(a) Is regularly scheduled to work thirty hours or more per week; and
(b) Derives at least seventy-five percent of his or her income from a trade or business that is licensed to do business in Washington.

Persons covered under a health benefit plan pursuant to the Consolidated Omnibus Budget Reconciliation Act of 1986 shall not be considered eligible employees for purposes of minimum participation requirements.
(11) "Eligible part-time employee" means an employee who meets all the criteria in subsection (10) of this section, but who is regularly scheduled to work fewer than thirty hours per week for an employer.
(12) "Employee" means one who is in the employment of an employer, as defined by RCW 50.04.080.
(13) "Employer" means an enterprise licensed to do business in Washington state, as defined by RCW 50.04.080, with employees in addition to the employer, whose wages or salaries are paid by the employer.
(14) "Enrollee" means a person who meets all applicable eligibility requirements, who is enrolled in BHP, and for whom applicable premium payments have been made.
(15) "Family" means an individual or an individual and eligible spouse((,-if-net legally separated,)) and dependents. For purposes of eligibility determination and enrollment in ((the plan)) BHP, an individual cannot be a member of more than one family.
(16) "Financial sponsor" means a person, organization or other entity, approved by the administrator, that is responsible for payment of all or a designated portion of the monthly premiums on behalf of a subscriber and any dependents.
(17) "Gross family income" means total cash receipts, as defined in (a) of this subsection, before taxes, from all sources, for subscriber and dependents whether or not they are enrolled in BHP, with the exceptions noted in (b) of this subsection. An average of documented income received over a period of several months will be used for purposes of eligibility determination, unless documentation submitted confirms a change in circumstances so that an average would not be an accurate reflection of current income. A twelve-month average will be used when calculating gambling income, lump-sum payments, and income from capital gains. A twelve-month history of receipts and expenses will be required for calculating self-employment or rental income unless the applicant or enrollee has not owned the business for at least twelve months.
(a) Income includes:
(i) Wages, tips and salaries before any deductions;
(ii) Net receipts from nonfarm self-employment (receipts from a person's own business, professional enterprise, or partnership, after deductions for business expenses). In calculating net self-employment income, deductions will not be allowed for noncash-flow items such as depreciation, amortization, or business use of home, and a net loss from this calculation will not be used to offset other income sources;
(iii) Net receipts from farm self-employment (receipts from a farm which one operates as an owner, renter, or sharecropper, after deductions for farm operating expenses). In calculating net self-employment income, deductions will not be allowed for noncash-flow items such as depreciation, amortization, or business use of home, and a net loss from
this calculation will not be used to offset other income sources;
(iv) Periodic payments from Social Security, railroad retirement, military pension or retirement pay, military disability pensions, military disability payments, government employee pensions, private pensions, unemployment compensation, and strike benefits from union funds;
(v) One-time insurance payments other than reimbursement for a loss, periodic insurance or annuity payments, and compensation for injury other than reimbursement for medical costs, including workers' compensation;
(vi) Public assistance, alimony, child support, and military family allotments;
(vii) Work study, assistantships, or training stipends;
(viii) Dividends and interest accessible to the enrollee without a penalty for early withdrawal;
(ix) Net rental income, net royalties, and net gambling or lottery winnings;
(x) Lump sum inheritances and periodic receipts from estates or trusts; and
(xi) Net income from capital gains.
(b) Income does not include the following types of money received:
(i) Any assets drawn down as withdrawals from a bank, the sale of property, a house or a car;
(ii) Tax refunds, gifts, loans;
(iii) Noncash receipts, such as the employer-paid or union-paid portion of health insurance or other employee fringe benefits, food or housing received in lieu of wages, the value of food and fuel produced and consumed on farms, the imputed value of rent from owner-occupied nonfarm or farm housing, goods or services received due to payments a trust makes to a third party, and such noncash benefit programs as Medicare, Medicaid, food stamps, school lunches, state supplementary payment income that is specifically dedicated to reimburse for services received, and housing assistance;
(iv) Income earned by dependent children with the exception of distributions from a corporation, partnership, or business;
(v) Income of a family member who resides in another household when such income is not available to the subscriber or dependents seeking enrollment in BHP;
(vi) College or university scholarships, grants, and fellowships;
(vii) Payments from the department of social and health services adoption support program authorized under RCW 26.33.320 and 74.13.100 through 74.13.145;
(viii) Documented child care expenses for the care of a dependent child of a subscriber may be deducted (at a rate set by the administrator and consistent with Internal Revenue Service requirements) when calculating gross family income. To qualify for this deduction:
(A) The subscriber and the spouse listed as a dependent on the account, if any, must be employed or attending school full-time during the time the child care expenses were paid; and
(B) Payment may not be paid to a parent or stepparent of the child or to a dependent child of the subscriber or his/her spouse.
(18) "Home care agency" means a private or public agency or organization that administers or provides home care services directly or through a contract arrangement to ill, disabled, or infirm persons in places of temporary or permanent residence, and is licensed by the department of social and health services (DSHS) as a home care agency. In order to qualify, the agency must be under contract with one of the following DSHS programs: Chore, Medicaid Personal Care, Community Options Program Entry System (COPES) or Respite Care (up to level three).
(19) "Institution" means a federal, state, county, city or other government correctional or detention facility or govern-ment-funded facility where health care historically has been provided and funded through the budget of the operating agency, and includes, but is not limited to: Washington state department of corrections institutions; federal, county and municipal government jail and detention institutions; Washington state department of veterans affairs soldiers' and veterans' homes; department of social and health services state hospitals and facilities and juvenile rehabilitation institutions and group homes. An institution does not include: Educational institutions; government-funded acute health care or mental health facilities except as provided above; chemical dependency facilities; and nursing homes.
(20) "Institutionalized" means to be confined, voluntarily or involuntarily, by court order or health status, in an institution, as defined in subsection (19) of this section. This does not include persons on work release or who are residents of higher education institutions, acute health care facilities, alcohol and chemical dependency facilities, or nursing homes.
(21) "Insurance broker" or "agent" means a person who is currently licensed as a disability insurance broker or agent, according to the laws administered by the office of the insurance commissioner under chapter 48.17 RCW.
(22) "Managed health care system" (or "MHCS") means:
(a) Any health care organization (including health care providers, insurers, health care service contractors, health maintenance organizations, or any combination thereof) which has entered into a contract with the HCA to provide basic health care services; or
(b) A self-funded or self-insured method of providing insurance coverage to subsidized enrollees provided under RCW 41.05 .140 and subject to the limitations under RCW 70.47.100(7).
(23) "Maternity benefits through medical assistance," also known as S-Medical, means the coordinated program between BHP and DSHS for eligible pregnant women. This program includes all Medicaid benefits, including maternity coverage. Eligible members must be at or below one hundred eighty-five percent of the federal poverty level. Eligibility for this program is determined by DSHS, based on Medicaid eligibility criteria.
(24) "Medicaid" means the Title XIX Medicaid program administered by the department of social and health services, and includes the medical care programs provided to the "categorically needy" and the "medically needy" as defined in chapter 388-503 WAC.
(25) "Medicare" means programs established by Title XVIII of Public Law 89-97, as amended, "Health Insurance for the Aged and Disabled."
(26) "Nonsubsidized enrollee" or "full premium enrollee" means an individual who enrolls in BHP, as the subscriber or dependent, and who pays or on whose behalf is paid the full costs for participation in BHP, without subsidy from the HCA.
(27) "Open enrollment" means a time period designated by the administrator during which enrollees may enroll additional dependents or apply to transfer their enrollment from one managed health care system to another.
(28) "Participating employee" means an employee of a participating employer or home care agency who has met all the eligibility requirements and has been enrolled for coverage under BHP.
(29) "Participating employer" means an employer who has been approved for enrollment in BHP as an employer group.
(30) "Preexisting condition" means any illness, injury or condition for which, in the six months immediately preceding an enrollee's effective date of enrollment in BHP:
(a) Treatment, consultation or a diagnostic test was recommended for or received by the enrollee; or
(b) Medication was prescribed or recommended for the enrollee; or
(c) Symptoms existed which would ordinarily cause a reasonably prudent individual to seek medical diagnosis, care or treatment.
(31) "Premium" means a periodic payment, (based upen gros family ind ) determined under RCW 70.47.060(2), which an individual, ((their)) an employer $(($ (ff) $)$ a a financial sponsor, or other entity makes to BHP for ((sttbsidizernstidized)) enrollment in BHP.
(32) "Program" means subsidized BHP, nonsubsidized BHP, BHP Plus, ((er)) maternity benefits through medical assistance, or other such category of enrollment specified within this chapter.
(33) "Provider" or "health care provider" means a health care professional or institution duly licensed and accredited to provide covered services in the state of Washington.
(34) "Rate" means the amount, including administrative charges and any applicable premium and prepayment tax imposed under RCW ((48.14.020)) 48.14.0201, negotiated by the administrator with and paid to a managed health care system, to provide BHP health care benefits to enrollees.
(35) "Schedule of benefits" means the basic health care services adopted and from time to time amended by the administrator, which an enrollee shall be entitled to receive from a managed health care system in exchange for payment of premium and applicable co-payments, as described in the member handbook.
(36) "Service area" means the geographic area served by a managed health care system as defined in its contract with HCA.
(37) "Subscriber" is a person who applies to BHP on his/her own behalf ((andff)) or on behalf of his/her dependents, f any, who ((meets all applieable eligibility requirements, is enrelled in BHP, and for whem the menthly premium has been paid)) is responsible for payment of premiums and to
whom BHP sends notices and communications. The subscriber may be a BHP enrollee or the spouse, parent, or guardian of an enrolled dependent and may or may not be enrolled for coverage. Notices to a subscriber and, if applicable, a financial sponsor or employer shall be considered notice to the subscriber and his/her enrolled dependents.
(38) "Subsidized enrollee" or "reduced premium enrollee" means an individual who enrolls in BHP, either as the subscriber or an eligible dependent, whose current gross family income does not exceed twice the federal poverty level as adjusted for family size and determined annually by the federal Department of Health and Human Services, and who receives a premium subsidy from the HCA. To the extent that state funds are specifically appropriated for this purpose, with a corresponding federal match, "subsidized enrollee" also means an individual who enrolls in BHP, either as the subscriber or an eligible dependent, whose current gross family income is more than two hundred percent, but less than two hundred fifty-one percent, of the federal poverty level as adjusted for family size and determined annually by the federal Department of Health and Human Services, and who receives a premium subsidy from the HCA.
(39) "Subsidy" means the difference between the amount of periodic payment the HCA makes to a managed health care system on behalf of a subsidized enrollee, and the amount determined to be the subsidized enrollee's responsibility under RCW 70.47.060(2).
(40) "Washington state resident" or "resident," for purposes of this chapter, means a person who physically resides and maintains a residence in the state of Washington.
(a) To be considered a Washington resident, enrollees who are temporarily out of Washington state for any reason:
(i) May be required to demonstrate their intent to return to Washington state; and
(ii) May not be out of Washington state for more than three consecutive calendar months.
(b) Dependent children who meet the requirements of subsection (9)(b)(ii) of this section and are attending school out-of-state may be considered to be residents if they are out-of-state during the school year, provided their primary residence is in Washington state and they return to Washington state during breaks. Dependent children attending school out-of-state may also be required to provide proof that they pay out-of-state tuition, vote in Washington state and file their federal income taxes using a Washington state address.
(c) "Residence" may include, but is not limited to:
(i) A home the person owns or is purchasing or renting;
(ii) A shelter or other physical location where the person is staying in lieu of a home; or
(iii) Another person's home.

AMENDATORY SECTION (Amending Order 00-04, filed 12/20/00, effective $1 / 20 / 01$ )

WAC 182-25-030 Eligibility. (1) To be eligible for enrollment in BHP, unless otherwise specified elsewhere in this chapter, an individual must be a Washington state resident who is not:
(a) Eligible for free Medicare coverage or eligible to buy Medicare coverage; or
(b) Institutionalized at the time of enrollment.
(2) Persons not meeting these criteria, as evidenced by information submitted on the application for enrollment or otherwise obtained by BHP, will not be enrolled. An enrollee who is no longer a Washington resident, who becomes eligible for free or purchased Medicare, or who is later determined to have failed to meet BHP's eligibility criteria at the time of enrollment, will be disenrolled from the plan as provided in WAC 182-25-090. An enrollee who was not confined to an institution at the time of enrollment, who is subsequently confined to an institution, will not be disenrolled, provided he or she remains otherwise eligible and continues to make all premium payments when due.
(3) Eligibility for BHP Plus and maternity benefits through medical assistance is determined by DSHS, based on Medicaid eligibility criteria.
(4) For subsidized enrollment in BHP, an individual must meet the eligibility criteria in subsection (1) of this section and the definition of "subsidized enrollee" in WAC 182-$25-010$ (38), and must pay, or have paid on his or her behalf, the monthly BHP premium.
(5) To be eligible for nonsubsidized enrollment in BHP, an individual may have any income level, must meet the eligibility criteria in subsection (1) of this section, and must pay, or have paid on their behalf, the full costs for participation in BHP, including the cost of administration, without subsidy from the HCA.
(6)(a) An individual otherwise eligible for enrollment in BHP as a subsidized enrollee may be denied enrollment if the administrator has determined that acceptance of additional enrollment would exceed limits established by the legislature, would jeopardize the orderly development of BHP, or would result in an overexpenditure of BHP funds. An individual otherwise eligible for enrollment in either the subsidized or nonsubsidized program may also be denied enrollment if no MHCS is accepting new enrollment in that program or from the geographic area where the applicant lives.
(b) If the administrator closes or limits subsidized enrollment, to the extent funding is available, BHP will continue to accept and process applications for subsidized enrollment from:
(i) ((Applients whe will pay the futl premitm, provided at least one-MHCS-is neeepting new-nensubsidized-enfoll ment from the-geographie area where the applieant lives;
(ii) Children eligible for BHP Plus;
(iii))) Children eligible for subsidized BHP, who were referred to DSHS for BHP Plus coverage, but were found ineligible for BHP Plus for reasons other than noncompliance;
(((iv))) (ii) Employees of a home care agency group enrolled or applying for coverage under WAC 182-25-060;
(((-v))) (iiii) Eligible individual home care providers;
(((viy))) (iv) Licensed foster care workers;
(((viit))) (v) Limited enrollment of new employer groups; and
(((viii))) (vi) Subject to availability of funding, additional space for enrollment may be reserved for other applicants as determined by the administrator, in order to ensure continuous coverage and service for current individual and group accounts. (For example: Within established guide-
lines, processing routine income changes that may affect subsidy eligibility for current enrollees; adding new family members to an existing account; transferring enrollees between group and individual accounts; restoring coverage for enrollees who are otherwise eligible for continued enrollment under WAC 182-25-090 after a limited suspension of coverage due to late payment or other health care coverage; adding newly hired employees to an existing employer group; or adding new or returning members of federally recognized native American tribes to that tribe's currently approved financial sponsor group.)
(c) If the administrator has closed or limited subsidized enrollment, applicants for subsidized BHP who are not in any of the categories in (b) of this subsection may reserve space on a ((feservation)) waiting list to be processed according to the date the ((feservation)) waiting list request or application is received by BHP. When enrollment is reopened by the administrator, applicants whose names appear on the ((reservation)) waiting list will be notified by BHP of the opportunity to enroll. BHP may require new application forms and documentation from applicants on the ((reservation)) waiting list, or may contact applicants to verify continued interest in applying, prior to determining their eligibility.

## AMENDATORY SECTION (Amending Order 04-05, filed 7/20/04, effective $8 / 20 / 04$ )

WAC 182-25-040 Enrollment in the plan. (1) Any individual applying for enrollment in BHP must submit a signed, completed BHP application for enrollment. Applications for enrollment of children under the age of eighteen must be signed by the child's parent or guardian, who shall also be held responsible for payment of premiums due on behalf of the child. If an applicant is accepted for enrollment, the applicant's signature acknowledges the applicant's obligation to pay the monthly premium in accordance with the terms and conditions identified in the member handbook. Applications for ((subsidized)) BHP Plus enrollment on behalf of children under the age of nineteen ((shall)) will be referred to the department of social and health services for Medicaid eligibility determination((,unless the-family ehooses net to teeess this option)).
(2) Each applicant ((shall)) for subsidized enrollment or BHP Plus must list all eligible dependents (( $* \theta)$ ), whether or not the dependents will be enrolled, and must supply other information and documentation as required by BHP and, where applicable, DSHS medical assistance.
(a) Applicants for subsidized enrollment must provide documentation( $(;))$ showing the amount and sources of ((the applieant's)) their gross family income ((is required)). Income documentation ((will)) must include a copy of the applicant's most recently filed federal income tax form( $(;$ andlor other decumentation-that-shows year-to-date ineome,)) or verification of nonfiling status, and copies of pay stubs or other documents showing income for the most recent thirty days or complete calendar month as of the date of application. Applicants who were not required to file a federal income tax return may be required to provide ((verifieation of nonfiling status:)) other documentation showing year-to-date income. As described in WAC 182-25-010(17), BHP
may use an average of documented income ((reeeivedover $a$ peried of several menths may be required for-purpeses-ef)) when determining eligibility ((determination)).
(b) Applicants for subsidized or nonsubsidized enrollment must provide documentation of Washington state residence, displaying the applicant's name and current address ((is required)), for example, a copy of a current utility bill or rent receipt. Other documentation may be accepted if the applicant does not have a physical residence, for example, a signed statement from a person or other entity who is providing temporary shelter.
(c) BHP may request additional information from applicants for purposes of establishing or verifying eligibility, premium responsibility or MHCS selection.
(d) Submission of incomplete or inaccurate information may delay or prevent an applicant's enrollment in BHP. Intentional submission of false information will result in disenrollment of the subscriber and all enrolled dependents.
(3) Each member may be enrolled in only one BHP account. Each family applying for enrollment must designate a MHCS from which the applicant and all enrolled dependents will receive covered services. All applicants from the same family who are covered under the same account must receive covered services from the same MHCS (with the exception of cases in which a subscriber who is paying for BHP coverage for his/her dependent who lives in a different service area). No applicant will be enrolled for whom designation of a MHCS has not been made as part of the application for enrollment. Procedures for the selection of MHCS are set forth in the BHP member handbook. Generally, enrollees may change from one MHCS to another only during open enrollment or if they are able to show good cause for the transfer, for example, when enrollees move to an area served by a different MHCS or where they would be billed a higher premium for their current MHCS.
(4) When a MHCS assists BHP applicants in the enrollment process, it must provide them with the toll-free number for BHP and information on all MHCS available within the applicant's county of residence and the estimated premiums for each available MHCS.
(5) If specific funding has been appropriated for that purpose, insurance brokers or agents who have met all statutory and regulatory requirements of the office of the insurance commissioner, are currently licensed through the office of the insurance commissioner, and who have completed BHP's training program, will be paid a commission for assisting eligible applicants to enroll in BHP.
(a) Individual policy commission: Subject to availability of funds, and as a pilot program, BHP will pay a one-time fee to any currently licensed insurance broker or agent who sells BHP to an eligible individual applicant if that applicant has not been a BHP member within the previous five years.
(b) Group policy commission: Subject to availability of funds, and as a pilot program, fees paid for the sale of BHP group coverage to an eligible employer will be based on the number of employees in the group for the first and second months of the group's enrollment.
(c) Insurance brokers or agents must provide the prospective applicant with the BHP toll-free information number and inform them of BHP benefits, limitations, exclusions,
waiting periods, co-payments, all MHCSs available to the applicant within his/her county of residence and the estimated premium for each of them.
(d) All statutes and regulations of the office of the insurance commissioner will apply to brokers or agents who sell BHP, except they will not be required to be appointed by the MHCS.
(e) BHP will not pay renewal commissions.
(6) Except as provided in WAC 182-25-030(((6))) (7), applications for enrollment will be reviewed by BHP within thirty days of receipt and those applicants satisfying the eligibility criteria and who have provided all required information, documentation and premium payments will be notified of their effective date of enrollment.
(7)(a) Eligible applicants will be enrolled in BHP in the order in which their completed applications, including all required documentation, have been received by BHP, provided that:
(i) At least one MHCS is accepting new enrollment in the program for which the applicant is applying and from the geographic area where the applicant lives; and
(ii) The applicant also remits full payment of the first premium bill to BHP by the due date specified by BHP.
(b) In the event a ((reservation)) waiting list is implemented, eligible applicants will be enrolled in accordance with WAC 182-25-030(6).
(8) An open enrollment period of at least twenty consecutive days will be held annually. During this open enrollment period, enrollees may apply to enroll additional family members or to transfer their enrollment to a different MHCS, provided the MHCS selected is accepting new enrollment for the enrollee's program in the geographic area where the enrollee lives.
(9) Not all family members are required to apply for enrollment in BHP; however, any family member for whom application for enrollment is not made at the same time that other family members apply, may not subsequently enroll as a family member until the next open enrollment period, unless the subscriber has experienced a "qualifying change in family status." "Qualifying changes in family status" include:
(a) The loss of other health care coverage, for a family member who has previously waived coverage, provided BHP receives the family member's application within thirty days of the loss of other coverage, along with proof of the family member's continuous medical coverage from the date the subscriber enrolled in BHP;
(b) Marriage or assuming custody or dependency of a child or adult dependent (other than newborn or newly adopted children), provided BHP receives the new family member's application within thirty days of the change in family status; ((er))
(c) Addition of an eligible newborn child or a child newly placed for adoption provided BHP receives the child's application for enrollment within sixty days of the date of birth or placement for adoption. These children may be enrolled effective from the date of birth or placement for adoption; or
(d) Addition of a family member who was not previously eligible for coverage, and who has become eligible.
(10) Subscribers must notify BHP of any changes that could affect their eligibility or subsidy or their dependents' eligibility or subsidy:
(a) Within thirty days of the end of the first month of receiving an increased income; or
(b) Within thirty days of a change other than an income change (for example, a change in family size or address).
(11) BHP will verify the continuing eligibility of subsidized enrollees through the recertification process at least once every twelve months. Upon request of BHP, subsidized enrollees must submit evidence satisfactory to BHP, proving their continued eligibility for enrollment and for the premium subsidy they are receiving.
(a) BHP will verify income of subsidized enrollees through comparison with other state and federal agency records or other third-party sources.
(b) If the enrollee's income on record with other agencies or third-party source differs from the income the enrollee has reported to BHP, or if questions arise concerning the documentation submitted, BHP will require updated documentation from the enrollee to prove continued eligibility for the subsidy they are receiving. At that time, BHP may also require updated documentation of residence to complete the recertification process.
(c) Subsidized enrollees who have been enrolled in BHP six months or more and have not provided updated income documentation for at least six months will be required to submit new income documentation if their wage or salary income cannot be compared to an independent source for verification.
(12) In addition to verification of income, subsidized and nonsubsidized enrollees must annually submit documentation satisfactory to BHP of the following:
(a) Washington state residence;
(b) Full-time student status for dependent students age nineteen through twenty-two; and
(c) Medicare ineligibility for enrollees age sixty-five or over.
(13) For good cause such as, but not limited to, when information received indicates a change in income or a source of income the enrollee has not reported, BHP may require enrollees to provide verification required in subsections (11) and (12) of this section more frequently, regardless of the length of time since their last recertification.
(14) Enrollees who fail to comply with a recertification request will be disenrolled, according to the provisions of WAC 182-25-090 (2)(e).
(15) If, as a result of recertification, BHP determines that an enrollee has not reported income or income changes accurately, the enrollee will be subject to the provisions of WAC 182-25-085.

AMENDATORY SECTION (Amending Order 01-08, filed 9/12/02, effective $10 / 13 / 02$ )

WAC 182-25-080 Premiums and co-payments. (1) Subscribers or their employer or financial sponsor shall be responsible for paying the full monthly premium to BHP , on behalf of the subscriber and all enrolled dependents, according to the most current premium schedule. A third party may,
with the approval of the administrator, become a financial sponsor and pay all or a designated portion of the premium on behalf of a subscriber and dependents, if any.
(2) The amount of premium due from or on behalf of a ((subseriber)) subsidized enrollee will be based upon the subscriber's gross family income, the managed health care system selected by the subscriber, rates payable to managed health care systems, and the number and ages of individuals in the subscriber's family.
(3) Once BHP has determined that an applicant andhis/her dependents (if any) are eligible for enrollment, the applicant or employer or financial sponsor will be informed of the amount of the first month's premium for the applicant and his/her enrolled dependents. New enrollees will not be eligible to receive covered services on the effective date of enrollment specified by BHP unless the premium has been paid by the due date given. Thereafter, BHP will bill each subscriber or employer or financial sponsor monthly.
(4) Full payment for premiums due must be received by BHP by the date specified on the premium statement. If BHP does not receive full payment of a premium by the date specified on the premium statement, BHP shall issue a notice of delinquency to the subscriber, at the subscriber's last address on file with BHP or, in the case of group or financial sponsor coverage, to the employer or financial sponsor. If full payment is not received by the date specified in the delinquency notice, the subscriber and enrolled family members will be suspended from coverage for one month. If payment is not received by the due date on the notice of suspension, the subscriber and enrolled family members will be disenrolled effective the date of the initial suspension. If an enrollee's coverage is suspended more than two times in a twelvemonth period, the enrollee will be disenrolled for nonpayment under the provisions of WAC 182-25-090(2). Partial payment of premiums due, payment which for any reason cannot be applied to the correct BHP enrollee's account, or payment by check which is not signed, cannot be processed, or is returned due to nonsufficient funds will be regarded as nonpayment.
(5) Enrollees shall be responsible for paying any required co-payment ${ }_{2}$ coinsurance, or deductible directly to the provider of a covered service ((at the time serviee)) or directly to the MHCS. Repeated failure to pay co-payments, coinsurance, or other cost-sharing in full on a timely basis may result in disenrollment, as provided in WAC 182-25090(2).

## AMENDATORY SECTION (Amending Order 03-05, filed 11/26/03, effective $12 / 27 / 03$ )

WAC 182-25-090 Disenrollment from BHP. (1) An enrollee or employer group may disenroll effective the first day of any month by giving BHP at least ten days prior notice of the intention to disenroll.
(2) BHP may disenroll any enrollee or group from BHP for good cause, which includes:
(a) Failure to meet the eligibility requirements set forth in WAC 182-25-030, 182-25-050, 182-25-060, and 182-25070;
(b) Nonpayment of premium under the provisions of subsection (6) of this section;
(c) Changes in MHCS or program availability when the enrollee's MHCS will no longer be available to him or her and no other MHCS in the area where the enrollee lives is accepting new enrollment in the enrollee's program;
(d) Repeated failure to pay co-payments, coinsurance, or other cost-sharing in full on a timely basis;
(e) Fraud, intentional misrepresentation of information or withholding information that the enrollee knew or should have known was material or necessary to accurately determine their eligibility or premium responsibility, failure to provide requested verification of eligibility or income, or knowingly providing false information;
(f) Abuse or intentional misconduct;
(g) Danger or threat to the safety or property of the MHCS or the health care authority or their staff, providers, patients or visitors; and
(h) Refusal to accept or follow procedures or treatment determined by a MHCS to be essential to the health of the enrollee, when the MHCS has advised the enrollee and demonstrated to the satisfaction of BHP that no professionally acceptable alternative form of treatment is available from the MHCS.
(3) In addition to being disenrolled, any enrollee who knowingly provides false information to BHP or to a participating managed health care system may be held financially responsible for any covered services fraudulently obtained through BHP.
(4) At least ten days prior to the effective date of disenrollment under subsection (2)(a) and (c) through (h) of this section, BHP will send enrollees written notice of disenrollment.
(a) The notice of disenrollment will:
(i) State the reason for the disenrollment;
(ii) State the effective date of the disenrollment;
(iii) Describe the procedures for disenrollment; and
(iv) Inform the enrollee of his or her right to appeal the disenrollment decision as set forth in WAC 182-25-100 and 182-25-105.
(b) The notice of disenrollment will be sent to both the employer or sponsor and to all members of an employer group, home care agency group or financial sponsor group that is disenrolled under these provisions. Enrollees affected by the disenrollment of a group account will be offered coverage under individual accounts. Coverage under individual accounts will not begin unless the premium for individual coverage is paid by the due date for the coverage month. A one-month break in coverage may occur for enrollees who choose to transfer to individual accounts.
(5) Enrollees covered under BHP Plus or receiving maternity benefits through medical assistance will not be disenrolled from those programs when other family members lose BHP coverage, as long as they remain eligible for those programs.
(6) Under the provisions of this subsection, BHP will suspend or disenroll enrollees and groups who do not pay their premiums when due, including amounts owed for subsidy overpayment, if any. Partial payment or payment by
check which cannot be processed or is returned due to nonsufficient funds will be regarded as nonpayment.
(a) At least ten days before coverage will lapse, BHP will send a delinquency notice to each subscriber whose premium payment has not been received by the due date. The delinquency notice will include a final due date and a notice that BHP coverage will lapse unless payment is received by the final due date.
(b) Except as provided in (c) of this subsection, coverage will be suspended for one month if an enrollee's premium payment is not received by the final due date, as shown on the delinquency notice. BHP will send written notice of suspension to the subscriber, which will include:
(i) The effective date of the suspension;
(ii) The due date by which payment must be received to restore coverage after the one-month suspension;
(iii) Notification that the subscriber and any enrolled dependents will be disenrolled if payment is not received by the final due date; and
(iv) Instructions for filing an appeal under WAC 182-25105.
(c) Enrollees whose premium payment has not been received by the delinquency due date, and who have been suspended twice within the previous twelve months will be disenrolled for nonpayment as of the effective date of the third suspension.
(d) Enrollees who are suspended and do not pay the premium for the next coverage month by the due date on the notice of suspension will be immediately disenrolled and issued a notice of disenrollment, which will include:
(i) The effective date of the disenrollment; and
(ii) Instructions for filing an appeal under WAC 182-25105.
(7)(a) Unless otherwise specified in this chapter, enrollees who voluntarily disenroll or are disenrolled from BHP may not reenroll for a period of twelve months from the date their coverage ended and until all other requirements for enrollment have been satisfied. An exception to this provision will be made for:
(i) Enrollees who left BHP for other health insurance, who are able to provide proof of continuous coverage from the date of disenrollment, and who apply to reenroll in BHP within thirty days of losing the other coverage;
(ii) Enrollees who left BHP because they lost eligibility and who subsequently become eligible to reenroll; and
(iii) Persons enrolling in subsidized BHP, who had enrolled and subsequently disenrolled from nonsubsidized BHP under subsection (1) or (2)(b) of this section while waiting on a reservation list for subsidized coverage.
(iv) Enrollees who were disenrolled by BHP because no MHCS was contracted to serve the program in which they were enrolled in the geographic area where they live; these enrollees may reenroll, provided all enrollment requirements are met, if a MHCS begins accepting enrollment for their program in their area or if they become eligible and apply for another BHP program.
(v) Enrollees who were disenrolled for failing to provide requested documentation of income or eligibility, who had attempted to comply with the request but were unable to meet the due date, and who provide all required documentation
within six months of disenrollment and are eligible to reenroll.
(b) An enrollee who is required to wait twelve months for reenrollment under (a) of this subsection may not reenroll prior to the end of the required twelve-month wait. If an enrollee satisfies the required twelve-month wait after applying for subsidized coverage and while waiting to be offered coverage, enrollment will not be completed until funding is available to enroll him or her.

## NEW SECTION

WAC 182-25-120 Basic health plan coverage for health coverage tax credit eligible enrollees. (1) "Health coverage tax credit eligible enrollee" or "HCTC enrollee" means an individual or qualified dependent determined by the federal Department of the Treasury to be eligible for a tax credit, as defined under RCW 70.47.020 (3) and (4). In the event that the federal health coverage tax credit program is no longer available, HCTC enrollment in BHP will end.
(2) Eligibility for HCTC enrollment, as subscriber or dependent, is determined by the federal Health Coverage Tax Credit program. HCTC enrollees must provide proof of eligibility for HCTC enrollment, but are not required to also meet the eligibility criteria in WAC 182-25-030.
(3) Unless the enrollee has applied for, is eligible, and has enrolled as a subsidized enrollee, the monthly premium due from or on behalf of an HCTC enrollee will be the full cost charged by the MHCS for coverage, plus the administrative cost of providing BHP coverage and the premium tax under RCW 48.14.0201.
(4) HCTC enrollees may pay the full premium for coverage to BHP or, if they are claiming the HCTC advance tax credit, may pay their portion of the premium to the federal HCTC program of the Internal Revenue Service (IRS) by the date required by the IRS.
(5) With the exception of subsections (3) and (7) of this section, subsidized enrollees who are HCTC eligible will be subject to the rules for subsidized enrollees.
(6) Notice of disenrollment will be sent to the HCTC enrollees for whom the premium has not been paid. This notice will be sent prior to the month of coverage, but will not be subject to the notification requirements in WAC 182-25$090(6)$. If payment is received no later than the first day of the month of coverage, the enrollee's coverage for that month will be reinstated.
(7) The nine-month waiting period for treatment of preexisting conditions will be waived for HCTC enrollees who have had three months or more of creditable coverage, as defined under Public Law 104-191, without a break in coverage of more than sixty-two consecutive days at the time of application. Subsidized enrollees who are HCTC eligible, who provide proof of that eligibility to their MHCS, will be treated as HCTC enrollees for purposes of determining whether the preexisting condition waiting period can be waived.
(8) HCTC enrollees who disenroll may return to HCTC enrollment without being subject to the provisions of WAC 182-25-090(7).
(9) Because eligibility for the HCTC program is determined by the federal HCTC program at the Internal Revenue Service, BHP will not review appeals of eligibility for the HCTC program. Instructions on appealing an HCTC eligibility determination are available through the HCTC customer contact center.

WSR 04-23-025

## PERMANENT RULES

DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
[Filed November 8, 2004, 4:07 p.m., effective December 9, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: To amend WAC 388-450-0185 Does the department count all of my income to determine my eligibility and benefits for Basic Food?, 388-450-0190 How does the department figure my shelter cost income deduction for Basic Food?, 388-450-0195 Utility allowances for Basic Food programs, and 388-478-0060 What are the income limits and maximum benefit amounts for Basic Food?, in order to update income, benefit, and deduction standards for the Washington Basic Food program. These changes are necessary to comply with federal requirements for the food stamp program: When effective, these permanent rules will replace emergency rules filed as WSR 04-19-114.

Citation of Existing Rules Affected by this Order: Amending WAC 388-450-0185, 388-450-0190, 388-4500195, and 388-478-0060.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057.

Adopted under notice filed as WSR 04-19-111 on September 21, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 4, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0 , Amended 0 , Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0 , Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0 , Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 4, Repealed 0.

Date Adopted: November 3, 2004.
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 03-21-030, filed 10/7/03, effective 12/1/03)

WAC 388-450-0185 Does the department count all of my income to determine my eligibility and benefits for Basic Food? We subtract the following amounts from your assistance unit's (AU's) countable income before we determine your Basic Food benefit amount:
(1) A standard deduction based on the number of people in your AU under WAC 388-408-0035:

Eligible and ineligible AU

| members | Standard deduction |
| :---: | :---: |
| 1 | $\$ 134$ |
| 2 | $\$ 134$ |
| 3 | $\$ 134$ |
| 4 | $\$ 134$ |
| 5 | $\$((149)) \underline{153}$ |
| 6 or more | $\$((+74) \underline{175}$ |

(2) Twenty percent of your AU's gross earned income (earned income deduction);
(3) Your AU's expected monthly dependent care expense as described below:
(a) The dependent care must be needed for AU member to:
(i) Keep work, look for work, or accept work;
(ii) Attend training or education to prepare for employment; or
(iii) Meet employment and training requirements under chapter 388-444 WAC.
(b) We subtract allowable dependent care expenses that are payable to someone outside of your AU:
(i) Up to two hundred dollars for each dependent under age two; and
(ii) Up to one hundred seventy-five dollars for each dependent age two or older.
(4) Medical expenses over thirty-five dollars a month owed or anticipated by an elderly or disabled person in your AU as allowed under WAC 388-450-0200.
(5) Legally obligated current or back child support paid to someone outside of your AU:
(a) For a person who is not in your AU ; or
(b) For a person who is in your AU to cover a period of time when they were not living with you.
(6) A portion of your shelter costs as described in WAC 388-450-0190.

AMENDATORY SECTION (Amending WSR 04-07-138, filed $3 / 22 / 04$, effective $5 / 1 / 04$ )

WAC 388-450-0190 How does the department figure my shelter cost income deduction for Basic Food? The department calculates your shelter cost income deduction as follows:
(1) First, we add up the amounts your assistance unit (AU) must pay each month for shelter. We do not count any overdue amounts, late fees, penalties or any amount you pay ahead of time as an allowable cost. We count the following
expenses as an allowable shelter cost in the month the expense is due:
(a) Monthly rent, lease, and mortgage payments;
(b) Property taxes;
(c) Homeowner's association or condo fees;
(d) Homeowner's insurance for the building only;
(e) Utility allowance your AU is eligible for under WAC 388-450-0195;
(f) Out-of-pocket repairs for the home if it was substantially damaged or destroyed due to a natural disaster such as a fire or flood;
(g) Expense of a temporarily unoccupied home because of employment, training away from the home, illness, or abandonment caused by a natural disaster or casualty loss if your:
(i) AU intends to return to the home;
(ii) AU has current occupants who are not claiming the shelter costs for Basic Food purposes; and
(iii) AU's home is not being leased or rented during your AU's absence.
(2) Second, we subtract all deductions your AU is eligible for under WAC 388-450-0185 (1) through (5) from your AU's gross income. The result is your AU's net income.
(3) Finally, we subtract one-half of your AU's net income from your AU's total shelter costs. The result is your excess shelter costs. Your AU's shelter cost deduction is the excess shelter costs:
(a) Up to a maximum of three hundred ((seventy-eight)) eighty-eight dollars if no one in your AU is elderly or disabled ( ( and you-were found-eligible for benefits-or-were reeertified for benefits eitheren or after Mareh 1, 2001)); or
(b) The entire amount if ((semene)) an eligible person in your AU is elderly or disabled, even if the amount is over three hundred ((seventy-ight)) eighty-eight dollars.

AMENDATORY SECTION (Amending WSR 03-21-030, filed 10/7/03, effective 12/1/03)

WAC 388-450-0195 Utility allowances for Basic Food programs. (1) For Basic Food, "utilities" include the following:
(a) Heating and cooking fuel;
(b) Cooling and electricity;
(c) Water and sewer;
(d) Garbage and trash collection; and
(e) Basic telephone service.
(2) The department uses the amounts below if you have utility costs separate from your rent or mortgage payment. We add your utility allowance to your rent or mortgage payment to determine your total shelter costs. We use total shelter costs to determine your Basic Food benefits.
(a) If you have heating or cooling costs, you get a standard utility allowance (SUA) that depends on your assistance unit's size.

| Assistance Unit (AU) Size | Utility Allowance |
| :---: | :---: |
| 1 | $\$((\mathcal{8 7 )}) \underline{278}$ |
| 2 | $\$((295)) \underline{287}$ |
| 3 | $\$((304)) \underline{295}$ |
| 4 | $\$((313)) \underline{304}$ |

Assistance Unit (AU) Size
5
6 or more

Utility Allowance
\$((324)) 312
\$((330)) 321
(b) If your AU does not qualify for the SUA and you have utility costs other than telephone costs, you get a limited utility allowance (LUA) of two hundred ((twenty-three)) twenty-two dollars.
(c) If your AU has only telephone costs and no other utility costs, you get a telephone utility allowance (TUA) of ((thinty-six)) thirty-seven dollars.

AMENDATORY SECTION (Amending WSR 03-21-030, filed $10 / 7 / 03$, effective $12 / 1 / 03$ )

WAC 388-478-0060 What are the income limits and maximum benefit amounts for Basic Food? If your assistance unit (AU) meets all other eligibility requirements for Basic Food, your AU must have income at or below the limits in column $B$ and $C$ to get Basic Food, unless you meet one of the exceptions listed below. The maximum monthly food assistance benefit your AU could receive is listed in column D.

EFFECTIVE ((10-1-2003)) 10-1-04

Column A
Number of Eligible AU Members
1

2

3 $((1,654))$
1,698 ( 1,994 )) $\underline{2,043}$ $((2,334))$

2,387 ( $(2,674)$ ) 2,732 ( $(3,014))$ 3,076 ( $(3,354))$

3,421
( $(3,695))$
3,766
((4,036))
4,111
$+((341))$
Column C
Maximum Net
Monthly Income
$\$((749))$
$((1,019))$
$\underline{776}$
$((1,272))$
$\underline{1,306}$
$((1,534))$
$\underline{1,571}$
$((1,795))$
$\underline{1,836}$
$((2,057))$
$\underline{2,101}$
$((2,319))$
$\underline{2,366}$
$((2,580))$
$\underline{2,631}$
$((z, 842))$
$\underline{2,896}$
$((3,104))$
$\underline{3,161}$
$+((-262))$
$\underline{2655}$

| Column D | Column E |
| :---: | :---: |
| Maximum | 165\% of Poverty |
| Allotment | Level |
| \$((141)) | \$( 1,235 ) |
| 149 | 1,281 |
| ((259)) | ((1,667)) |
| $\underline{274}$ | $\underline{1.718}$ |
| ((374)) | ( $(2,099)$ ) |
| 393 | 2,155 |
| ((471)) | ( $(2,53 \theta)$ ) |
| 499 | 2,592 |
| ((560)) | ( $(2,9,62)$ ) |
| 592 | 3,030 |
| ((672)) | ( $3,3,34$ ) |
| 711 | 3,467 |
| ((743)) | ((3,826)) |
| 786 | 3,904 |
| ((849)) | ((4,257)) |
| 898 | 4,341 |
| ((955)) | ((4,689)) |
| 1,010 | 4,779 |
| ((4,064)) | ( 5,124 ) |
| 1,112 | 5,217 |
| $+((106))$ | + ((432)) |
| 112 | 438 |

WSR 04-23-026
PERMANENT RULES DEPARTMENT OF

## SOCIAL AND HEALTH SERVICES

(Economic Services Administration)
[Filed November 8, 2004, 4:09 p.m., effective December 9, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: To repeal WAC 388-492-0010 Washington state combined application program (WASHCAP) definitions; and to amend WAC 388-492-0020 What is WASHCAP?, 388-492-0030 Who can get WASHCAP?, 388-4920040 Can I choose whether I get WASHCAP or Basic Food?, 388-492-0050 How do I apply for Washington state combined application program (WASHCAP) benefits?, 388-4920060 How do I get my Washington state combined application program (WASHCAP) benefits?, 388-492-0070 How
are my Washington state combined application program (WASHCAP) benefits calculated?, 388-492-0080 Where do I report changes?, 388-492-0090 How often does my Washington state combined application program (WASHCAP) case need to be reviewed?, 388-492-0100 How is my eligibility for Washington state combined application programs (WASHCAP) reviewed?, 388-492-0110 What happens if my Washington state combined application program (WASHCAP) benefits end?, 388-492-0120 What happens to my Washington state combined application program (WASHCAP) benefits if I am disqualified? and 388-492-0130 What can I do if I disagree with a decision the department made about my Washington state combined application program (WASHCAP) benefits?, in order to continue a federal waiver governing the state's combined application project that provides simplified access to food assistance for certain SSI recipients. The rules are being updated to comply with an amended Food and Nutrition Services waiver in effect since February 6, 2004. Rules are also being updated to amend program language and to implement federal rules that require the department to adjust the shelter deductions for food benefits every year based on the Consumer Price Index. When effective, the permanent rules will replace emergency rules filed as WSR 04-19-116.

Citation of Existing Rules Affected by this Order: Repealing WAC 388-492-0010; and amending WAC 388-492-0020, 388-492-0030, 388-492-0040, 388-492-0050, 388-492-0060, 388-492-0070, 388-492-0080, 388-492-0090, 388-492-0100, 388-492-0110, 388-492-0120, and 388-4920130.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.510, 74.08.090.

Adopted under notice filed as WSR 04-19-112 on September 21, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 12, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 1.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 12, Repealed 1.

Date Adopted: November 3, 2004.
Brian H. Lindgren, Manager Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 02-15-148, filed $7 / 22 / 02$, effective $9 / 1 / 02$ )

WAC 388-492-0020 What ((is)) are WASHCAP food benefits? WASHCAP ((stands-for)) means the Washington State Combined Application program.
(1) WASHCAP is a simplified food ((assistamee program for clients that are-eligible for SSI from SSA and meet some other basic requirements:
(1) If you live in Washingten state and get SSI, SSA asks you if you-want to get food assistance benefits. If you-meet the requirements of WAC 388-492-0030, you-will get your foed assistanee benefits through WASHCAP)) benefits program for certain Supplemental Security Income (SSI) recipients. Unless specifically stated in this WAC chapter WASHCAP food benefits follow all the program requirements of the Basic Food program as described under WAC 388-400-0040.
(2) ((If you-are-eligible for WASHCAP, SSA electronieally sends us the information-we need to open-your benefits. You-de net have to ge to-yeur leeal cemmunity-serviees offiee to apply for feed asoistanee benefits.
(3) While you get WASHCAP benefits, you-must repert atl changes tosSA. SSA autematieally shares your information we need for your WWASHCAP benefits. You-can report ehanges to your WASHCAP worker, but you do not have-te de-se. See WAC $388-492-0080$ regarding changes to shelter eests)) Social Security Administration (SSA) asks you if you want to get food benefits when you apply for SSI in Washington state.
(3) If you meet the requirements of WAC 388-492-0030, you will get WASHCAP food benefits unless you can choose Basic Food benefits under WAC 388-492-0040.
(4) If you are eligible for WASHCAP food benefits under WAC 388-492-0030, SSA electronically sends us the information we need to open your WASHCAP food benefits.
(5) WASHCAP food benefits begin the first month after the month you are eligible for ongoing SSI.
(6) You do not have to go to your local community services office (CSO) to apply for WASHCAP.
(7) If you want Basic Food benefits before WASHCAP food benefits begin, you can apply at your local CSO, home and community services office (HCS), or SSA.
(8) While you get WASHCAP food benefits, you must report all changes to SSA.
(9) SSA shares the changes you report to them with your WASHCAP worker.
(10) You do not have to report changes to your WASHCAP worker. See WAC 388-492-0080.

AMENDATORY SECTION (Amending WSR 02-15-148, filed $7 / 22 / 02$, effective $9 / 1 / 02$ )

WAC 388-492-0030 Who can get WASHCAP? (1) ((When you apply for food assistanee,)) You can get WASHCAP food benefits ((when-you-are eighteen years of age or older-and:
(a) Are eligible to receive federal SSI benefits;
(b) Live alene-or-SSA considers you as a-single household
(e) Buy and eook your food-separately from others you Hivewith;
(d) Denet have any earned ineome-
(2) You-are not eligible for WASHCAP if:
(a) You live in an institution; or
(b) You-are under age-twenty-two and you-live-in the same heme as-yeur parents)) if:
(a) You are eligible to receive federal SSI benefits; and
(b) You are eighteen years of age or older; and
(c) You live alone, or SSA considers you as a single household; or
(d) You live with others but buy and cook your food separately from them; and
(e) You do not have earned income when you apply for SSI; or
(f) You already get WASHCAP food benefits and become employed and receive earned income for less than three consecutive months; or
(g) You already get WASHCAP and move to an institution for ninety days or less.
(2) You are not eligible for WASHCAP food benefits if:
(a) You live in an institution:
(b) You are under age eighteen:
(c) You live with your spouse:
(d) You are under age twenty-two and you live with your parent(s) who are getting Basic Food benefits;
(e) You begin working after you have been approved for WASHCAP and have earned income for more than three consecutive months;
(f) You live with others and do not buy and cook your food separately from them; or
(g) You are ineligible for Basic Food benefits under WAC 388-400-0040 (13)(b) and (e).
(3) We accept SSA information about your WASHCAP eligibility unless you prove the information is not accurate.

AMENDATORY SECTION (Amending WSR 03-21-030, filed $10 / 7 / 03$, effective $12 / 1 / 03$ )

WAC 388-492-0040 Can I choose whether I get WASHCAP food benefits or Basic Food benefits? You can choose to have Basic Food benefits instead of WASHCAP food benefits when:
(1) You would get more benefits from the Basic Food program.
(2) You may get more benefits in the Basic Food program when:
(a) Your shelter costs are more than five hundred ((fetrteen)) twenty-seven dollars a month. We count the following items as a shelter cost:
(((囚))) (i) Rent or mortgage;

((fe))) (iii) Homeowner's insurance (for the building only); or
(((d))) (iv) Mandatory homeowner's association or condo fees.
$(((2)))$ (b) Your out-of pocket medical expenses are more than thirty-five dollars a month ( $(\stackrel{ }{ }$
(3) You-would get mere benefits from-being in the Basie Feod program; of

[^1]AMENDATORY SECTION (Amending WSR 02-15-148, filed $7 / 22 / 02$, effective $9 / 1 / 02$ )

WAC 388-492-0050 How do I apply for ((Weohing tomstate-embined applieation-pregram- -$)$ )WASHCAP( $\Theta$ benefits))? (1) You apply for WASHCAP food benefits at Social Security Administration (SSA) when you apply for Supplemental Security Income (SSI).
(2) If you want food ((assistanee)) benefits, your SSA worker will ask you ((questions-for)) WASHCAP food eligibility questions when you have your SSI interview.
(((2))) (3) If you are eligible for WASHCAP food benefits, your benefits will start the first of the month after the month you ((stat-getting-on-going)) are eligible for ongoing SSI benefits.
(((3))) (4) If you need food ((assistanee)) benefits in five days or less, you must apply for expedited ((serviee)) services at:
(a) Your local community services office (CSO);
(b) Your local home and community services office (HCS) if you get long-term care services; or
(c) The SSA ((distriet)) office if you give them an application for Basic Food expedited services when you apply for SSI. SSA forwards the Basic Food ((assine)) application to the local CSO to process.
(((4))) (5) If you want Basic Food ((assistanee)) benefits before you get SSI, you must apply ((fer-regular-feed-assistane)) at:
(a) SSA if you give them ((@n)) a Basic Food application ((for feed assistanee)) when you apply for SSI;
(b) Your local CSO; or
(c) Your local HCS office if you get long-term care services.
(((5))) (6) If you already receive SSI and want WASHCAP food benefits, you can apply at:
(a) Your SSA office:
(b) Your local CSO ;
(c) Your local HCS office if you get long-term care services.
(7) If you get ((regularfoed assistanee)) Basic Food benefits, these benefits will continue:
(a) Through the end of your certification period; or
(b) Through the month before your WASHCAP food benefits start.
(((6))) (8) If your ((fegular feed assistance ends)) Basic Food benefits end before you are eligible for WASHCAP food benefits, you must reapply ((fer)) to continue these benefits ((
(7)).
(9) If you get ((fegular food assistanee)) Basic Food benefits and you become eligible for WASHCAP food benefits, we will automatically change your Basic Food benefits to WASHCAP food benefits.

AMENDATORY SECTION (Amending WSR 02-15-148, filed 7/22/02, effective $9 / 1 / 02$ )

WAC 388-492-0060 How do I get my ( $\left(\begin{array}{l}\text { Vashingten }\end{array}\right.$ ttate-eombined-eppplieatien-ppegran- -() )WASHCAP( $(\theta)$ ) food benefits? (1) If you are eligible for WASHCAP, you
will get your food ((assistanee)) benefits through electronic benefits transfer (EBT).
(2) The department issues your EBT food ((assistanee)) benefits according to WAC 388-412-0025.

AMENDATORY SECTION (Amending WSR 03-21-030, filed 10/7/03, effective $12 / 1 / 03$ )

WAC 388-492-0070 How are my ((Weshingten-state eombined-appliention-pregram- - ) WASHCAP $(\Theta)$ ) food benefits calculated? We calculate your ((WASHCAP)) food benefits as follows:
(1) We begin with your gross income. (( Seeial Seeurity Administratien(SSA) tells us how mueh-ineome you have.)))
(2) We subtract one hundred thirty-four dollars from your gross income to get your countable income.
(3) We figure your shelter cost as follows:
(a) If SSA tells us you pay three hundred ((two)) nineteen dollars or more a month for shelter, we use three hundred ((twenty-one)) twenty-nine dollars as your shelter cost; or
(b) If SSA tells us you pay less than three hundred ((\%) )) nineteen dollars for shelter, we use one hundred ((fifty-five)) fifty-nine dollars as your shelter cost; and
(c) We add the current standard utility allowance under WAC 388-450-0195 to determine your total shelter cost.
(4) We figure your shelter deduction by subtracting one half of your countable income from your shelter cost.
(5) We figure your net income by subtracting your shelter deduction from your countable income.
(6) We figure your WASHCAP food benefits (allotment) by:
(a) Multiplying your net income by thirty percent and rounding up to the next whole dollar; and
(b) Subtracting the result from the maximum allotment under WAC 388-478-0060.
(c) If you are eligible for WASHCAP, ( (you assistanee unit)) you will get at least ten dollars in food benefits each month.

AMENDATORY SECTION (Amending WSR 02-15-148, filed 7/22/02, effective 9/1/02)

WAC 388-492-0080 Where do I report changes? (1) You report all changes to Social Security Administration (SSA) according to their reporting requirements. Social Security reports these changes to your ((department of-seciat and health serviees (DSHS)) WASHCAP worker.
(2) SSA will not accept or report shelter costs changes to WASHCAP until SSA does its redetermination.
$(((2)))$ (3) You do not have to report any changes to ((PSHS)) your WASHCAP worker.
$(((3)))$ (4) You can choose to report the following changes to your ((Washington-eombined-application project () )WASHCAP ( $(\not))$ ) worker to see if you will get more food ((assistance)) benefits.
(a) A change in your address;
(b) An increase in your shelter costs; or
(c) An increase in your out-of-pocket medical expenses.
$(((4)))(5)$ If changes are reported to DSHS, proof ((will)) may be required.
(6) If you report a change that could increase the amount of your food benefits, we will not increase the benefit amount if we have asked for proof and it has not been provided.

AMENDATORY SECTION (Amending WSR 02-15-148, filed 7/22/02, effective $9 / 1 / 02$ )

WAC 388-492-0090 How often ((dees my-Washing-ton-otate-eombined-applieation-program- - ) do my WASHCAP( (--ease)) food benefits need to be reviewed? (1) Your eligibility for WASHCAP food benefits must be reviewed at least every twenty-four months.
(2) Your certification period is the amount of time your assistance unit is eligible for WASHCAP food benefits.

AMENDATORY SECTION (Amending WSR 02-15-148, filed $7 / 22 / 02$, effective $9 / 1 / 02$ )

WAC 388-492-0100 How is my eligibility for ((Wash-ington-state-embined-applieation-program-()) WASHCAP ( $(\underset{)}{ })$ food benefits reviewed? (1) If Social Security Administration (SSA) reviews your Supplemental Security Income (SSI) eligibility, they will also complete your review for WASHCAP ((benefits)). SSA sends us this information electronically and we will automatically extend your WASHCAP certification period.
(2) If SSA does not review your SSI eligibility, we will mail you a one-page application two months before your WASHCAP benefits end. You must complete and return this application to the WASHCAP unit or your local home and community services office (HCS).
(3) We do WASHCAP reviews by mail. If you bring your WASHCAP application to the local office, we will process the application as follows:
(a) If you get long-term care services, your local HCS office will process your application; or
(b) If you do not get long-term care services, the local office will forward your application to the WASHCAP central unit.
(4) If we get your completed one-page application after your WASHCAP food benefits end, we will reopen your benefits back to the first of the month if:
(a) We get your application form within thirty days from the end of your certification period; and
(b) You are still eligible for WASHCAP food benefits.
(5) If we get your completed one-page application form more than thirty days after your benefits end, your WASHCAP food benefits open the first of the next month after you turn in your application and SSA shows you are eligible for WASHCAP in their system.
(6) If your application is not complete, we will return it to you to complete.
(((6)-If you-are ne lenger eligible for WASHCAP benefits, we will deeide if you-are eligible fer regular foed assis tanee. We may ask youto give us mere infermation-er veri fieation if we cannet make a-decision-with the information we have.
(7) If we get your eompleted-one-page application form more than thirty days after your benefits end, your WASH GAP benefits open the first of the next menth after you-ium
in your application and-SSA shews you are eligible for WASHCAP in their-System.
(8))) (7) If you want ((regular)) Basic Food ((assistanee)) benefits while you are waiting for WASHCAP food benefits, you must apply for these benefits at the local CSO or HCS office.

AMENDATORY SECTION (Amending WSR 02-15-148, filed $7 / 22 / 02$, effective $9 / 1 / 02$ )

WAC 388-492-0110 What happens if my ((Wheshing ton-state-embined-appliention-program-())WASHCAP( $(9)$ ) food benefits end? (1) If your WASHCAP food benefits end because you did not have the review required under WAC 388-492-0100, you must finish the required review or apply for Basic Food ((assistanee)) benefits at:
(a) Your local community services office (CSO); or
(b) Your home and community services (HCS) office.
(2) If your WASHCAP benefits end because you are disqualified ((for $388-400-0040$ (13)(b) or (e), you are not eligible for ((fegular)) Basic Food ((assistanee.)) benefits and:
(a) If you get medical assistance, we will send your medical assistance case to your local office(( $(:)$ );
(b) If you are a HCS client, your medical case will remain at HCS.
(3) If your WASHCAP benefits end ((beressA stopped your SSI benefits)) for any other reason:
(a) We will send you an application for ((regular)) Basic Food ((assistane and)) benefits along with:
(i) Information about what you must verify in order to get benefits; and
( (tell you-where to take you- appliention to find-out if you are eligible for benefits))
(ii) The address of your local CSO. If you are an HCS client, your case will remain at your HCS office.
(b) ( You-will-still reeeive the same medieal-benefits until we deeide what medien programs you ure eligible for under-WAC 388-418-0025.
(4) If your WASHCAP benefits end for any other reason:
(a)-We-will-send you an applieation for regular-foed assistance along with:
(i) The address of yourlocateffiee; and
(ii) Infermation about what you must verify in order to get benefits.
(b) If you get medieal assistanee, we will send your medieal assistanee case to the loen offiee unless you are aHCS elient;
(e) For the (tfe)) For the local CSO to decide if you are eligible for Basic Food ((assistee)) benefits, you must:
(i) Finish the application process for Basic Food ((assistee)) benefits under chapter 388-406 WAC; and
(ii) Have an interview for Basic Food ((essistanee)) benefits under WAC 388-452-0005.
(c) If you get medical assistance, we will send your medical case to the local CSO unless you are an HCS client;
(d) If your WASHCAP benefits closed because SSA ended your SSI, you will still receive the same medical benefits until we decide what medical program you are eligible for under WAC 388-418-0025.

AMENDATORY SECTION (Amending WSR 02-15-148, filed $7 / 22 / 02$, effective $9 / 1 / 02$ )

WAC 388-492-0120 What happens to my ( (W/Whing ton-state embined-applieation-program-())WASH$\mathbf{C A P}(\Theta)$ ) benefits if I am disqualified? (1) If you are disqualified from receiving SSI for any reason, you will not be able to get WASHCAP ((foed)) benefits. See WAC 388-4920030, Who can get WASHCAP?
(2) If you are disqualified from receiving Basic Food ((assistanee)) for any reason, you will not get WASHCAP food benefits. This includes clients who:
(a) Are ineligible ((for food-assistanee)) under WAC 388-400-0040(((9))) (13)(b) and (e) and 388-442-0010; or
(b) Did not cooperate with quality assurance as required under WAC ((388-465-001)) 388-464-0001.

AMENDATORY SECTION (Amending WSR 02-15-148, filed $7 / 22 / 02$, effective $9 / 1 / 02$ )

WAC 388-492-0130 What can I do if I disagree with a decision the department made about my ((Whathingten statembined-appliention program-()) WASHCAP( $(9)$ ) benefits? (1) If you disagree with a decision about your benefits, you may ask for a fair hearing.
(2) You can ask for a hearing by contacting the WASHCAP central unit, home and community service office or any responsible department or office of administrative hearings employee.
(3) See chapter ((388-08)) 388-02 WAC for information on the fair hearing process.

## REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 388-492-0010 Washington state combined application program (WASHCAP) definitions.

WSR 04-23-027
PERMANENT RULES
DEPARTMENT OF

## SOCIAL AND HEALTH SERVICES

(Economic Services Administration)
[Filed November 8, 2004, 4:12 p.m., effective December 9, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: To amend WAC 388-400-0005 Who is eligible for temporary assistance for needy families? and $388-400-$ 0025 General assistance-Unemployable-General eligibility requirements, which are rules related to eligibility for the temporary assistance for needy families (TANF) and General assistance-Unemployable programs. These summary rules are being updated to reflect changes under the department's simplified reporting initiative.

Citation of Existing Rules Affected by this Order: Amending WAC 388-400-0005 and 388-400-0025.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.510.

Other Authority: SB 6411 (chapter 54, Laws of 2004).
Adopted under notice filed as WSR 04-19-131 on September 21, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 1, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 1, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0 , Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0 , Amended 0 , Repealed 0.

Date Adopted: November 3, 2004.
Brian H. Lindgren, Manager Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 04-15-057, filed 7/13/04, effective 8/13/04)

WAC 388-400-0005 Who is eligible for temporary assistance for needy families? (1) You can get temporary assistance for needy families (TANF), if you:
(a) Can be in a TANF/SFA assistance unit as allowed under WAC 388-408-0015 through 388-408-0030;
(b) Meet the citizenship/alien status requirements of WAC 388-424-0001;
(c) Live in the state of Washington. A child must live with a caretaker relative, guardian, or custodian who meets the state residency requirements of WAC 388-468-0005;
(d) Do not live in a public institution unless specifically allowed under RCW 74.08.025;
(e) Meet TANF/SFA:
(i) Income requirements under chapter $388-450 \mathrm{WAC}$;
(ii) Resource requirements under chapter 388-470 WAC; and
(iii) Transfer of property requirements under chapter 388-488 WAC.
(f) Assign your rights to child support as required under WAC 388-422-0005;
(g) Cooperate with the division of child support (DCS) as required under WAC 388-422-0010 by helping them:
(i) Prove who is the father of children applying for or getting TANF or SFA; and
(ii) Collect child support.
(h) Tell us your Social Security number as required under WAC 388-476-0005;
(i) Cooperate in a review of your eligibility as required under WAC 388-434-0005;
(j) Cooperate in a quality assurance review as required under WAC 388-464-0001;
(k) Participate in the WorkFirst program as required under chapter 388-310 WAC; (((nd)))
(1) Report changes of circumstances as required under WAC 388-418-0005 and
(m) Complete a six-month report and provide proof of any changes as required under WAC 388-418-0011.
(2) If you are an adult and do not have a child living with you, you must be pregnant and meet the requirements of WAC 388-462-0010.
(3) If you are an unmarried pregnant teen or teen parent:
(a) Your living arrangements must meet the requirements of WAC 388-486-0005; and
(b) You must attend school as required under WAC 388-486-0010.
(4) In addition to rules listed in subsection (1) of this section, a child must meet the following rules to get TANF:
(a) Meet the age requirements under WAC 388-4040005; and
(b) Live in the home of a relative, court-ordered guardian, court-ordered custodian, or other adult acting in loco parentis as required under WAC 388-454-0005; or
(c) If the child lives with a parent or other adult relative that provides care for the child, that adult cannot have used up their sixty-month lifetime limit of TANF or SFA cash benefits as defined in WAC 388-484-0005.
(5) You cannot get TANF if you have been:
(a) Convicted of certain felonies and other crimes under WAC 388-442-0010; or
(b) Convicted of unlawful practices to get public assistance under WAC 388-446-0005 or 388-446-0010.

AMENDATORY SECTION (Amending WSR 04-15-057, filed $7 / 13 / 04$, effective $8 / 13 / 04$ )

WAC 388-400-0025 Who is eligible for general assis-tance_unemployable((-Gemerateligibility-requirementst)) benefits? (1) You can get general assistance-unemployable (GAU) benefits if you:
(a) ((Yeu)) Are incapacitated as required under WAC 388-448-0010 through 388-448-0120;
(b) ( $(\mathrm{Y} \circ \mathrm{u})$ ) Are at least eighteen years old or, if under eighteen, a member of a married couple;
(c) ( $(\mathrm{Y} \odot \mathrm{u})$ ) Are in financial need according to GAU income and resource rules in chapters 388-450, 388-470 and 388-488 WAC;
(d) $((\mathrm{Y} u \mathrm{u}))$ Meet the general assistance citizenship/alien status requirements under WAC 388-424-0015(2);
(e) $((Y \in u))$ Provide a Social Security number as required under WAC 388-476-0005;
(f) ((You)) Reside in the state of Washington as required under WAC 388-468-0005;
(g) $((Y \odot u)) \underline{U n d e r g o ~ a ~ t r e a t m e n t ~ a n d ~ r e f e r r a l ~ a s s e s s m e n t ~}$ as provided under WAC 388-448-0130 through 388-4480150;
(h) ((You)) Assign interim assistance as provided under WAC 388-448-0210;
(i) Report changes of circumstances as required under WAC 388-418-0005; and
(j) Complete a six-month report and provide proof of any changes as required under WAC 388-418-0011.
(2) You cannot get GAU benefits if:
(a) You are eligible for temporary assistance for needy families (TANF) benefits;
(b) You are eligible for state family assistance (SFA) benefits unless you are not eligible under WAC 388-4000010;
(c) You have the ability to, but refuse to meet a TANF or SFA eligibility rule;
(d) You are eligible for supplemental security income (SSI) benefits;
(e) You are an ineligible spouse of an SSI recipient; or
(f) You were denied benefits or your benefits were terminated by the Social Security Administration (SSA) for failing to follow a SSI program rule or application requirement.
(3) The assistance unit will be established according to WAC 388-408-0010.
(4) You may be eligible for GAU if you reside in a public institution. A "public institution" is an institution that is supported by public funds, and a governmental unit either is responsible for it or exercises administrative control over it. Your eligibility will depend upon the type of institution you are in.
(a) If you reside in a public institution and are otherwise eligible for GAU, you may be eligible for general assistance if you are:
(i) A patient in a public medical institution; or
(ii) A patient in a public mental institution and are:
(A) Sixty-five years of age or older; or
(B) Twenty years of age or younger.
(b) You are not eligible for GAU when you are in the custody of or confined in a public institution such as a state penitentiary or county jail including placement:
(i) In a work release program; or
(ii) Outside of the institution.

## WSR 04-23-040 PERMANENT RULES DEPARTMENT OF FISH AND WILDLIFE

[Order 04-300-Filed November 10, 2004, 11:58 a.m., effective December 11, 2004]

Effective Date of Rule: Thirty-one days after filing.
Purpose: Repeal wildlife taken on reservation rule.
Citation of Existing Rules Affected by this Order: Repealing WAC 232-12-224.

Statutory Authority for Adoption: RCW 77.12.047.
Adopted under notice filed as WSR 04-17-081 on August 16, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0 , Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0 , Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: November 5, 2004.
Susan Yeager
for Will Roehl, Chair
Fish and Wildlife Commission

## REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 232-12-224 Possession of wildlife off an Indian reservation legally possessed on reservation. (Order 165)

## WSR 04-23-043 PERMANENT RULES DEPARTMENT OF AGRICULTURE

[Filed November 10, 2004, 4:31 p.m., effective December 11, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: This rule-making order amends chapter 16-675 WAC by (1) increasing the fees charged by the metrology laboratory for inspection, tolerance testing and calibration of weighing and measuring standards above the Office of Financial Management (OFM) fiscal growth factor; (2) increasing the fees charged for the inspection and testing of weighing or measuring devices when requested by the devise owner within the OFM fiscal growth factor for fiscal year 2005 (3.03\%); and (3) rewriting the language using a format that makes the rule easier to use and understand.

Citation of Existing Rules Affected by this Order: Repealing WAC 16-675-010, 16-675-020, 16-675-030, $16-$ 675-040, 16-675-050, and 16-675-060.

Statutory Authority for Adoption: Chapters 19.94 and 34.05 RCW.

Adopted under notice filed as WSR 04-19-122 on September 21, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 2, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 5, Amended 0, Repealed 6.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 7, Amended 0, Repealed 6.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Mak-
ing: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 7, Amended 0, Repealed 6.

Date Adopted: November 10, 2004.
Valoria H. Loveland
Director

## NEW SECTION

WAC 16-675-015 What is the purpose of this chapter? The purpose of this chapter is to implement:
(1) RCW 19.94.216(1) and 19.94.325(2), which allows the director of the Washington state department of agriculture to establish reasonable fees for inspection, tolerance testing and calibration services performed on weights and measures standards by the metrology laboratory; and
(2) RCW 19.94.175(3), which allows the director to establish fees for inspecting and testing weighing and measuring devices when the inspections and tests are specifically requested by the device's owner.

## NEW SECTION

WAC 16-675-025 What definitions apply to this chapter? The following definitions apply to this chapter.
"Calibration" means the comparison of a measurement standard or instrument with another standard or instrument to detect, correlate, report, or eliminate, by adjustment, any inaccuracy of the compared standard or instrument.
"Department" means the Washington state department of agriculture (WSDA).
"Director" means the director of the department or the director's designated representative.
"Laboratory" means the metrology laboratory operated by the department.
"Tolerance testing" means a measurement operation performed to determine whether the actual value of a standard, artifact, or instrument is within a permitted tolerance of its nominal value.

## NEW SECTION

WAC 16-675-035 What condition must your weights and measures standards be in when they are submitted to the laboratory for testing or calibration? Weights and measures standards submitted to the laboratory for tolerance testing or calibration must be in a physical condition that allows the laboratory to perform the requested service.

## NEW SECTION

WAC 16-675-037 Does the laboratory repair weights and measures standards brought in for testing and calibration? (1) Weights and measures standards, whose physical condition, prevents the laboratory from performing the requested service may be:
(a) Returned to the sender at the sender's expense; or
(b) Repaired, if possible, by the laboratory.
(2) When possible, the laboratory will make repairs:
(a) At the rate of one hundred dollars per hour; and
(b) Only after a signed written repair agreement between the department and the owner of the weights or measures standard is concluded.
(3) All repair fees charged by the laboratory are in addition to any testing or calibration fees charged by the laboratory.

## NEW SECTION

WAC 16-675-045 What fees does the laboratory charge for the services it performs? The metrology laboratory charges the following fees for services performed:

| Service Performed | Fee |
| :--- | :--- |
| Inspection, tolerance testing <br> and calibration services per- <br> formed at the metrology lab- <br> oratory | $\$ 100.00$ per hour |
| Inspection, tolerance testing <br> and calibration services per- <br> formed at other than the <br> metrology laboratory | $\$ 100.00$ per hour plus mile- <br> age and per diem at the rates <br> established by the office of <br> financial management <br> (OFM) when the service is <br> performed |
| Any service provided by the <br> laboratory | Minimum one-half hour <br> charge |

## NEW SECTION

WAC 16-675-055 What fees are charged when the inspecting and testing of a weighing or measuring device is specifically requested by the device's owner? The fees in the following table apply to inspecting and testing weighing or measuring devices when the inspection or test is:
(1) Specifically requested by the device's owner or his/her representative; or
(2) Performed on devices used by an agency or institution that receives money from the legislature or the federal government.

| Weighing and Measuring <br> Device | Inspection and/or Testing <br> Fee |
| :--- | ---: |
| Small scales "zero to four <br> hundred pounds capacity" | $\$ 15.95$ per scale |
| Intermediate scales "four <br> hundred pounds to five <br> thousand pounds capacity" | $\$ 53.20$ per scale |
| Large scales "over five thou- <br> sand pounds capacity" | $\$ 133.02$ per scale |
| Large scales with supple- <br> mental devices | $\$ 159.62$ per scale |
| Railroad track scales | $\$ 1,064.19$ per scale |
| Liquid fuel meters with <br> flows of less than twenty <br> gallons per minute | $\$ 15.95$ per meter |


| Weighing and Measuring <br> Device | Inspection and/or Testing <br> Fee |
| :--- | :---: |
| Liquid fuel meters with <br> flows of at least twenty but <br> not more than one hundred <br> fifty gallons per minute | $\$ 53.20$ per meter |
| Fuel meters with flows over <br> one hundred fifty gallons <br> per minute | $\$ 159.62$ per meter |
| Liquid petroleum gas meters <br> with one-inch diameter or <br> smaller dispensers | $\$ 53.20$ per meter |
| Liquid petroleum gas meters <br> with greater than one-inch <br> diameter dispensers | $\$ 159.62$ per meter |
| Inspection services not cov- <br> ered by the above special <br> inspection fees | $\$ 35.91$ per hour for labor <br> and travel time <br> (minimum one hour charge) |

## NEW SECTION

WAC 16-675-065 What requirements apply to testing railroad track scales in Washington state? (1) All railroad track scale owners in Washington state must provide a suitable:
(a) Facility or facilities for testing track scales;
(b) Car or other device for testing track scales.
(2) The department must use the car, device, or facility provided to test the accuracy of all track scales.
(3) Track scale owners (railroad companies) must move the car, device, or facility to locations designated by the department without charge.
(4) The cost of providing and maintaining the car, device, or facility must be equitably and reasonably apportioned by the department among all railroad track scale owners.

## REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 16-675-010
Purpose.
WAC 16-675-020
WAC 16-675-030

WAC 16-675-040
WAC 16-675-050

WAC 16-675-060
Definitions.
Condition of submitted weights and measures.

Schedule of laboratory fees.
Special inspection and testing fees.
nity College's library pereeives itself as chatlenger to ath attempta at ensership andlor proseription of views of either patren er authors beeatuse it is an edurational institution for demoeratic living.)) (1) Highline Community College library, through its role of supporting free expression and free access to ideas, assists the college in achieving the college's mission of superior education for its diverse community. The library provides both on-site and remote access to information and knowledge. The library endeavors to provide access to books and other materials of value for their wide range of information, interest, viewpoints and enlightenment on the problems and issues of our times. Just as the library's doors remain open to all individuals, regardless of age, ability, gender, sexual orientation, race, religion, national origin or socio-political views, so the library's collection remains open to all material regardless of author's age, ability, gender, sexual orientation, race, religion, national origin or socio-political viewpoint. Further, Highline Community College library, as part of an educational institution in a democratic society, perceives itself as challenger to all attempts at censorship and/or proscription of views of either patron or creator.
(2) The library maintains, and makes available to all users, written policies and procedures on:
(a) Collection development;
(b) Hours of service;
(c) Circulation periods;
(d) Availability of resources;
(e) Borrowing and access;
(f) Fees:
(g) Consideration and complaint processes; and
(h) Protection of library records.

AMENDATORY SECTION (Amending Order 012, filed 10/31/75)

WAC 132I-168A-050 ((Boprower-elasifieationt)) Library use, Consistent with a community college ((being the symbelof a community's reeognition of the value of edtueation, the library ets Highline eollege's emissary to-all these aeknowledging that value and actively-seeking it. Within this prineiple are readily identifiable groups that have varying demands uponexisting failities. Thesegroups are as fellows:
(1) Currently enfolled students
(2) All faeuty and staff of Highline Community-College
(3) The community at large whieh ineludes former students and graduated alumni
(4) Other libraries

Patrons-wishing to retain anmymity against future searehe flibrafy reeords may make speeial arfangements to eheek materials a dispesable book eard. Books, paekages, briefeases and similar reeeptacles aresubjeet to inspeetion upon leaving the library. Library privileges may be refused to patrens whe repeatedly eawse disturbanees and have been forewarned of the pessibility of sueh etetion)) as an active and integral part of the community, the library's materials and services are a public resource available to the surrounding community. Within this principle, the library's primary clientele are students. faculty, and staff of Highline Community College. The library also welcomes students
from other Washington community and technical colleges and the community at large. The resources of the library are also available for sharing with other libraries within the state and globally.

AMENDATORY SECTION (Amending WSR 92-15-115, filed $7 / 21 / 92$, effective $8 / 21 / 92$ )

WAC 132I-168A-090 Schedule of ((fines)) fees and charges. (( $(1)$ Fines. The sehedule of fines and ehafges-is pested at the cireulation desk-and is available through the effie of the direetor of the librafy. All patrons are subjeet to uniferm applieation of this sehedule. There are no fines tev ied for overdue materiats that are in regular eireulation. Fines are eharged for overdtu-reserve, overnight, referenee and speeiarcollections materials as follown:
(a) For materials under two to twenty-four hour eireula tion, fines are levied a rate of $\$ .25$ flibrafy hour up through the first four hours inclusive and $\$$. 10 Olibrary hour thereafter.
(b) Formaterials under three day loan, fines areleviedat a rate of $\$ .50 /$ ibrary day.
(e) For periodieals, fines are-levied at a rate-ef $\$ .254$ library day per item up to a maximum-of $\$ 2.00$.
(2) Damage and replacement eharges.
(a) Damage charges for-all library materials, regardless of elassifieation, will refleet the cost-of repair but will not exeed the eost of replacement. Damages to speeial colleetion materials will be determined by the direetor of the librafy of his delegate. Charges for damaged reprints refleet the eur-renteopy-mathine rates.
(b) Replaeement eharges are $\$ 2.00$ over the eurfent list priee of the lost or missing item. This fate for replacement applies to all librafy materialseept:
(i) Vertieal file materials whieb are assessed $\$ 2.00$ per item;
(ii) Special collection materials-which are-assessed- ws determined by the direetor of the library or his delegate, and;
(iii) Periodieal materials-which are assessed at $\$ 2.00$ above the eurrent list priee for each periodieal in additionto which bound periodicals will have an additional eharge for ied to reflee the est freplaeement and the eost of binding in volumes.
(3) Notifieation of overdue materials-will be by mail to the address listed on the book eard, registration roster or in the effiee of the registrar. Notiee of materials placed-on reserve may be by telephene and/or by mail. Respensibility for correet address information lies with the patfon exelusively.
(4) Anyone owing over a total-of $\$ 50.00$ in fines, damt ages and/er replacemen eharges shatl have library privileges withheld as notified, in writing, by the direetor of the library or his delegate.
(5) Failure to return library materiats and/or to settle disputes coneerning fines, damage replacement fees by the end of the quarter during whieh the material-weireulated or the fineor fee was ineurred may restlit in having library priv ileges suspended until the dispute is satisfaetorily settled.
( 6 ) Fines aerue from the first day or hour ouch materiats are overdue.
(7) Failure to aeeommedate a librafy heldor reelll effert may result in fines or similar appropriate diseiplines.
(8)-College-employee whe are-terminating their employment at Highline Community College may have outstanding fine and/or charges deduted from final paycheeks or-may have finnl payeheeks-withheld untill- eharges are paid.)) The schedule of fines and charges is posted at the library circulation desk and is available through the office of the dean of instructional resources. All patrons are subject to uniform application of this schedule.
(1) Damage charges. Damage charges for all library materials, regardless of type or classification, will reflect the cost of repair but will not exceed the cost of replacement. Damage charges for special collection materials will be determined by the dean of instructional resources.
(2) Replacement charges are levied for lost or nonreturned items, and for damaged items where the cost of repair exceeds the cost of replacement. Replacement charges are based on the current purchase price of the item plus the itemprocessing fee outlined in the schedule of fees and charges.

AMENDATORY SECTION (Amending WSR 92-15-115, filed 7/21/92, effective $8 / 21 / 92$ )

WAC 132I-168A-100 Appeals of ((fines)) fees and charges. (1) Library patrons wishing to appeal ((fines)) fees and/or charges assessed by the library may do so by completing library forms found at the circulation desk. Completed forms are to be filed with (( $⿴$-ibratian ) the director of circulation services at the plaza level circulation desk. Failure to file this form within ((twenty library)) one day((s)) of the assessment of the fine or charge in question or within ((twenty)) one day ((s)) of the time the library patron was made aware of the ( $(\mathrm{fine})$ ) fee or should have been aware of the ((fine)) fee shall be deemed a waiver of the right to appeal.
(2) Upon receipt of a properly filed request for a brief adjudicative proceeding, the ((ibrarian)) dean of instructional resources shall conduct a hearing. Within ten days of such hearing, the ((fibraiaf)) dean shall serve the patron with an initial order either upholding or denying the patron's appeal. Such order shall comply with the requirements of RCW 34.05.485 and WAC 10-08-210.
(3) If the initial order is considered unsatisfactory, the library patron may file an appeal with the ((apprepriate dean)) vice-president of academic affairs or his or her designee. Such request shall be made in writing, shall clearly state the grounds for the appeal, and shall be postmarked within twenty-one days of the date of service of the initial order. Failure to file this request within twenty-one ((ibrafy)) days shall be deemed as acceptance of the disposition proposed by the ((direeter)) dean.
(4) The ((dean's)) vice-president's decision shall be final.

## REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 132I-168A-030 Definition of terms.

WAC 132I-168A-040
WAC 132I-168A-060
WAC 132I-168A-070
WAC 132I-168A-080

Classification of materials.
Periods of circulation.
Holds, recalls and searches.
Return of library materials.

AMENDATORY SECTION (Amending Order 020, filed 6/26/84)

WAC 132I-116-020 Definitions. As used in this document, the following words shall mean:
(1) College: Highline Community College, or any additional community college hereafter established with Community College District 9, state of Washington, and collectively, those responsible for its control and operations.
(2) College community: Trustees, students, employees, and guests on college owned or controlled facilities.
(3) College facilities: Includes any or all property controlled or operated by the college.
(4) Student: Includes all persons attending or enrolled at the college, both full time and part time.
(5) Campus police chief: An employee of Highline Community College District 9, state of Washington, who is responsible to the vice-president for administration for campus security, safety, parking, and traffic control.
(6) Vehicle: An automobile, truck, motor-driven cycle, scooter, or any vehicle powered by an engine. Also included will be bicycles and other nonengine vehicles.
(7) Visitor: Any person(s) who comes on to the campus as guest(s) or to visit the campus for meetings and/or other purposes.
(8) School year: Unless otherwise designated, the time period commencing with the summer quarter of the community college calendar year and extending through the subsequent fall, winter, and spring quarters.

AMENDATORY SECTION (Amending Order 020, filed 6/26/84)

WAC 132I-116-040 Parking and traffic responsibility. The vice-president for administration is responsible for parking and traffic management on campus. In general, the responsibility is delegated to the ((empurpeliee)) safety and security chief who is to coordinate with the ((deaf)) vicepresident of students. Likewise, duly appointed ((eampus)) safety and security officers and other safety and security employees of Highline Community College shall be delegated the authority to enforce all college parking and traffic regulations.

## AMENDATORY SECTION (Amending Order 020, filed 6/26/84)

WAC 132I-116-050 Permits required for vehicles on campus. No person shall park or leave any vehicle, whether attended or unattended, upon the campus of Highline Community College without a permit issued by the ((eampus)) safety and security office. All persons parking on the campus will be given a reasonable time to secure a temporary or permanent permit from the ((eampus)) safety and security office.
(1) A valid permit is:
(a) A current Highline Community College vehicle permit displayed in accordance with instructions.
(b) A temporary or guest permit authorized by the ((eampus)) safety and security office and displayed in accordance with instructions.
(2) Parking permits are not transferable, except as provided in WAC 132I-116-100.
(3) The college reserves the right to refuse the issuance of a parking permit.

## AMENDATORY SECTION (Amending Order 020, filed 6/26/84)

WAC 132I-116-070 Authorization for issuance of permits. The ((eampus)) safety and security office is authorized to issue parking permits to students, faculty, and staff members of the college pursuant to the following regulations:
(1) Students may be issued a parking permit upon the registration of his vehicle with the ((eampus)) safety and security office at the beginning of each academic period.
(2) Faculty and staff members may be issued a parking permit upon the registration of their vehicles at the time they begin their employment at the college.
(3) Full-time faculty and staff personnel may be issued a second car permit for another personally owned vehicle. A condition of issuance is that at no time will more than one vehicle be parked on campus.
(4) Car pool permits ((fnay-be purehased by)) are issued to faculty, staff, and students. A car pool is defined as being from two to five persons. One transferable permit will be issued by the ((eampus)) safety and security office for each car pool. This permit is transferable only among the registered members of the car pool. This permit will be displayed in accordance with the instructions provided with the permit. A condition of issuance is that at no time will more than one vehicle owned by members of the pool be parked on campus.
(5) ((Campus)) Safety and security may issue temporary and special parking permits when such permits are necessary to enhance the business or operation of the college.
(6) Any permit-holder may obtain temporary parking permits at the ((eampus)) safety and security office without charge for an unregistered vehicle when necessary due to the nonavailability of his registered vehicle.

AMENDATORY SECTION (Amending WSR 92-15-115, filed $7 / 21 / 92$, effective $8 / 21 / 92$ )

WAC 132I-116-090 Display of permit. ((The parking permit isoued by the college-shall be permanently affixed on the inside of the rear window-on the lewer left eomer directly behind the driver. If the-vehiele-is a cenvertible-or-a truek eamper, or has no permanently fixed rear window, the permit shall be displayed-en the frent-windshield.)) Permits must be hung in the front window from the rearview mirror. Permits not displayed in accordance with the provisions of this section shall not be valid and vehicles displaying the improper placed permit shall be subject to citation. Permits shall be displayed on the front fender of a motorcycle, scooter, or bicycle.

AMENDATORY SECTION (Amending Order 020, filed 6/26/84)

WAC 132I-116-100 Transfer of permits. Parking permits are ((net)) transferable between vehicles registered to the permit holder. ((If a vehiele is soldor traded, a new permit will be issued to the-permit helder at no additional cest if the permit holder does the fellowing:
(1) Records invalid permit number;
(2) Removes invalid permit;
(3) Brings invalid permit or remnant thereof and-permit number to the eampus security offiee. This-office-shat then isstre the permit holder a new parking permit. Subject vehicle will then beregistered under the new number.
(4))) Permits may be reissued as authorized by the ((eampus peliee)) safety and security chief.

AMENDATORY SECTION (Amending Order 003, filed 9/27/73)

WAC 132I-116-130 Responsibility of person to whom permit issued. The person to whom a permit is issued is responsible for all violations of the parking and traffic rules and regulations involving the vehicle for which the permit was issued ((and to whieh it was affixed:)). Provided, however, that such responsibility shall not relieve other persons who violate these rules and regulations. In the event that a vehicle in violation is not registered with the college, the current registered owner will be responsible for the violation(s) of the campus regulations.

AMENDATORY SECTION (Amending Order 020, filed 6/26/84)

WAC 132I-116-150 Parking within designated spaces. (1) Any person parking a vehicle on Highline Community College property shall park his vehicle in designated parking areas only. These areas are marked by a curb, white lines, or signs. Parking on or over a line constitutes a violation.
(2) No vehicle may be parked any place where official signs prohibit parking, or within ten feet of a fire hydrant; on any area which has been landscaped or designed for landscaping; or any cement walkway or unpaved pathway designated for pedestrian use, except for the purposes of maintenance by an appropriate Highline Community College employee or by an agent from an outside firm employed by Highline Community College, or in the case of emergency vehicles.
(3) No motorcycles, motorized bicycles, scooters, or bicycles shall be parked inside a building, near a building, or on a path or sidewalk. Bicycles must be secured to racks as provided.
(4) Vehicles which have been parked in excess of 72 hours and which appear to be inoperative or abandoned may be impounded and stored at the expense of either or both owner and operator thereof.
(5) Personnel who require parking longer than normal parking hours may apply through the safety and security office for permission.
(6) All vehicles shall follow traffic arrows and other markings established for the purposes of directing traffic on campus.
(7) No vehicle shall be parked so as to occupy any portion of more than one parking space or stall as designated within the parking area. The fact that other vehicles may have been so parked as to require the vehicle parked to occupy a portion or more than one space or stall shall not constitute an excuse for a violation of this section.
(8) ((Designated parking areas on eampus forstudent use will be open frem 6:30 a m. to $10: 45 \mathrm{p}$.m., Monday through Friday. In addition, the Midwny-Drive in Theater parking lot (when designated), is wailable for student parking between 7:30 a m. and $5: 00 \mathrm{p} . \mathrm{m}$., Menday through Friday.
$(9)$ ) No vehicle shall be parked on the campus except in those areas set aside and designated pursuant to WAC 132I-116-140.

AMENDATORY SECTION (Amending Order 020, filed 6/26/84)

WAC 132I-116-190 Regulatory signs and directions. The ((eampus peliee)) safety and security chief is authorized to erect signs, barricades, and other structures and to paint marks or other directions upon the entry ways and streets on campus and upon the various parking lots owned or operated by the college. Such signs, barricades, structures, markings, and directions shall be so made and placed as to best effectuate the objectives of these rules and regulations, in the opinion of the vice-president for administration or his designee. Drivers of vehicles shall observe and obey the signs, barricades, structures, markings, and directions erected pursuant to this section. Drivers shall also comply with the directions given them by the ((eampus)) safety and security officer or other ((eampus)) safety and security personnel in the control and regulation of traffic.

AMENDATORY SECTION (Amending Order 020, filed 6/26/84)

WAC 132I-116-210 Pedestrian's right of way. (1) The operator of a vehicle shall yield right of way, slowing down or stopping, if need be, to ((se)) yield to any pedestrian, but no pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible or unsafe for the driver to yield.
(2) Whenever any vehicle slows or stops so as to yield to pedestrian traffic, the operator of any other vehicle approaching from the rear shall not overtake and pass such a vehicle which has slowed or stopped to yield to pedestrian traffic.
(3) Where a sidewalk is provided, pedestrian shall proceed upon such a sidewalk.

AMENDATORY SECTION (Amending Order 020, filed 6/26/84)

WAC 132I-116-222 Impounding of vehicles. Any vehicle parked upon lands devoted to the educational, recreational, or parking activities of Highline Community College in violation of these regulations, including the motor vehicle and other traffic laws of the state of Washington and the traf-
fic code of the city of Des Moines as incorporated in WAC 132I-116-030, may be impounded and taken to such place for storage as the ((empus )) safety and security chief selects. The expense of such impounding and storage shall be charged to the owner or operator of the vehicle and paid by him prior to its release. The college and its employees shall not be liable for loss or damage of any kind resulting from such immobilization, impounding, and/or storage.

Impounding of vehicles shall include but not be limited to the following:
(1) Blocking roadway which blocks the flow of traffic;
(2) Blocking walkway which impedes the flow of pedestrian traffic;
(3) Blocking a fire hydrant or ((fire-land [lanef)) firelane;
(4) Creating a safety hazard in the opinion of the ((emmpus poliee)) safety and security chief or his designee;
(5) Blocking another legally parked car;
(6) Parking in a marked "tow-away" zone;
(7) Having an accumulation of four outstanding parking/traffic violations;
(8) Illegally parking in a handicapped parking space.

AMENDATORY SECTION (Amending Order 020, filed 6/26/84)

WAC 132I-116-230 Report of accident. The operator of any vehicle involved in an accident on campus resulting in injury to or death of any person or ((tetalor elaimed)) damage to either ((er beth)) vehicles of ((any ament)) $\$ 500.00$ or more, shall within 24 hours report such accident to the ((empuspoliee)) safety and security chief. This does not relieve any person so involved in an accident from his responsibility to file a state of Washington motor vehicle accident report within 24 hours after such accident.

AMENDATORY SECTION (Amending Order 020, filed 6/26/84)

WAC 132I-116-240 Specific traffic and parking regulations and restrictions authorized. Upon special occasions or during emergencies, the ((eampuspoliee)) safety and security chief is authorized to impose additional traffic and parking regulations and restrictions consistent with the objectives specified in WAC 132I-116-010.

AMENDATORY SECTION (Amending Order 020, filed 6/26/84)

WAC 132I-116-260 Issuance of traffic citations. Upon the violation(s) of any of the rules and regulations contained in this document the ((empoliee)) safety and security chief or subordinates are authorized to issue traffic citations, setting forth the date, the approximate time, permit number, license number, name of permit holder, infraction, officer, and schedule of fines. Such traffic citations may be served by attaching or affixing a copy thereof in some prominent place outside such vehicle or by personally serving the operator. Violation(s) of the college parking and traffic rules and regulations refers to:
(1) No parking permit displayed. Highline Community College parking ((deed)) permit is necessary when parking in any area on campus. The permit must be prominently displayed.
(2) Failure to stop at stop sign/signals. The failure to bring a vehicle to a complete stop at properly erected and identified stop signs/signals.
(3) Failure to yield right of way. The fact of depriving another vehicle or pedestrian of the right of way at an intersection or crosswalk.
(4) Improper parking. Parking a vehicle in areas that are intended for purposes more than parking, i.e., fire lanes, driveways, sidewalks, lawns, or taking more than one parking stall.
(5) Parking in the wrong area. Parking in faculty/staff areas, disabled persons area, or visitor area and/or any other area differing from the locations indicated on the issued permit.
(6) Negligent/reckless driving. The operation of a vehicle in such a manner as to place person(s) or property in danger of injury or grievous harm.
(7) Speeding. The operation of a vehicle in such a manner as to exceed the posted speed limits.
(8) Wrong way on one-way roadways. Upon a roadway so designated for one-way traffic, a vehicle shall be driven only in the direction designated at all or such times as shall be indicated by official traffic control devices.
(9) Permits not displayed pursuant to the provisions of this chapter shall not be valid.
(10) Other violations. Clearly indicated and an actual violation of the law or traffic ordinances. The violation must be recorded in the space provided on HCC parking/traffic citation.

AMENDATORY SECTION (Amending WSR 92-15-115, filed 7/21/92, effective $8 / 21 / 92$ )

WAC 132I-116-270 Fines and penalties. (1) Fines may be levied for all violations of the rules and regulations contained in WAC 132I-116-260.

In addition to a fine imposed under these regulations, illegally parked vehicle(s) may be taken to a place for storage as the ((eampuspliee)) safety and security chief selects. The expenses of such impoundings and storage shall be the responsibility of the registered owner or driver of the vehicle. The college shall not be liable for loss or damage of any kind resulting from such impounding and storage.
(2) Parking and traffic fines and penalties schedule shall be adopted by the board of trustees.
(3) An accumulation of traffic violations by a student shall be cause for disciplinary action, and the ((dean)) vicepresident of students may initiate disciplinary proceedings against such students.
(4) An accumulation of traffic violations by faculty or staff members shall be turned over to the controller for the collection of fines not received by the vice-president for administration, or his designee.
(5) Parking and traffic violations will be processed by the college. Parking and traffic fines are to be paid to the ((eampus)) safety and security office.
(6) ((The sehedule ffines shall be reviewed by aparking advisery eommittee appeinted by the student affairs eouneil as requested by the dean of students of the viee president
(7))) Parking and traffic fines shall be charged for offenses as indicated in a separate document.
((f8))) (7) In the event a student fails or refuses to pay a fine, the following may result:
(a) Student may not be eligible to register;
(b) Student may not be able to obtain a transcript or his grades or credits;
(c) Student may not receive a degree until all fines are paid;
(d) Student may be denied future parking privileges;
(e) Vehicle may be impounded.
$((\Theta)))(8)$ Parking and traffic fines are due twenty days from the date of citation. Provided that if an appeal is taken, such fine shall be due twenty days from the date of service upon the violator of the result of the appeal.

AMENDATORY SECTION (Amending WSR 92-15-115, filed 7/21/92, effective 8/21/92)

WAC 132I-116-275 Schedule of fines and penalties. Highline Community College parking and traffic fine schedule ((is fellows:
** Parkedin wreng area (student
instaffervisiter area)
** Parked in no parking zone 5.00
** Parked in firelane 5.00
** improperly parked-i.e., parkedinaman ner to obstruet traffie; eeeupying morethat one space or over separater line; beeked into stall(must be headin); spaenot designatedfor parking
** Noeurrent HCC parking permit displayed $\quad 5.00$

* Noparking permit displayed (Fine willbe redreed to one dollar if the itation is returned to the empus seeurity fficeWithin five seheol days frem date of isstr ane andaeurrent parking perminis pieked upduring the five sehoolday period.)
First violation only:
** all of the fibeve fine $\$ 5.00$ for the first effense, and all subsequenteffenses are $\$ 15.00$ each.

| No-urfent handieap permit | \$25.09 |
| :---: | :---: |
| Speeding | 10.00 |
| Reekless/fnegligent driving | 10.00 |
| Failure to-yield right of way | 10.00 |
| Failuretostop-ferstop-sigh | 10.00 |
| Wreng way-on-one-wayroad | 10.00 |
| $\theta$ thers-i.e., use of permit for-whieleother thanto which registered, improper display-of permit; useef forged, lest,-er-stolen permit | 5.00 |

Effective-Winter-Quafter 1992))
is listed in the Highline Community College budget book on file in the Highline Community College library and adopted by the board of trustees.

AMENDATORY SECTION (Amending WSR 92-15-115, filed 7/21/92, effective $8 / 21 / 92$ )

WAC 132I-116-285 Schedule of parking fees. Highline Community College parking fees are ((As) follows:

## Parking Fees:

## Students registered for 0 -5 eredits

Students registered for 6 or more erredits
Part time feeully and staff
Full time faeuly and-staff
Metereyeles, metorbikes,seenters
Additional, replaement/seendear
Car peel permits (5-0r mere people)
Baeh additional wehicle in car peot
(5-rmerepeeple)
Senier eitizens registefing under fuition waiver
Annual permits (4-quarters)
Annual permit (3 quarters)
Speeial rates (surnmer quarters)
$\$ 5.09$ per quartef $\$ 8.00$ per quarter $\$ 5.09$ per-quarter $\$ 8.00$ per quarter $\$ 5.00$ per quarter $\$ 3.00$ per quarter

No-eharge
listed in the Highline Community College budget book on file in the Highline Community College library and adopted by the board of trustees.
((All-other-registered-students, i.e., community serviee self-supperting pregrams, GED-willpay $\mathbf{4} \$ .25$ daily fee,-any other exeeptions must see the empus peliee ehief in the eam-pus-security-offiee. These fees inelude the-state-sales tax as required:))

AMENDATORY SECTION (Amending WSR 92-15-115, filed $7 / 21 / 92$, effective $8 / 21 / 92$ )

WAC 132I-116-300 Appeal of fines and penalties. Any fines and penalties levied against a violator of the rules and regulations set forth herein, may be appealed. The appeal must be made in writing, within twenty calendar days from the date of the citation, to the ((eampus peliee)) safety and security chief, who will:
(1) Review the appeal to determine whether a satisfactory solution, to all parties, can be reached without further administrative action.
(2) If the appellant is not satisfied with the decision of the ((eampus-peliee)) safety and security chief, an appeal may be made, in writing, to the college's vice-president for administration within twenty-one calendar days of the appellant's receipt of the decision. Within twenty working days from the receipt of any such appeal, the college's vice-president for administration shall render a written decision. The ((dean-of administration's)) decision will be final.
(3) The final legal recourse for an appellant is to the Washington state superior court system.
(4) In the event that the appeal involves an impounded vehicle, the owner of such vehicle shall have the right to a hearing within forty-eight hours of a request, or the first workday after impoundment if the vehicle is impounded on a

Friday or on a Thursday if a three-day weekend, whichever is longer, for such, before the ((eampus pelice)) safety and security chief. The owner of the vehicle shall also be entitled to a release of his vehicle upon payment of a bond in the amount of the sum of the impoundment costs and the total of all fines due and owing. If at the hearing it is shown that the vehicle was improperly impounded, the owner of the vehicle shall be entitled to a refund of the costs of impoundment.
(5) In all appeals under this section, the appellant carries the burden of proof, which shall be a preponderance of the evidence.

## WSR 04-23-058 <br> PERMANENT RULES

EMPLOYMENT SECURITY DEPARTMENT
[Filed November 15, 2004, 9:28 a.m., effective December 16, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: To amend rules to comply with the provisions of chapter 4, Laws of 2003 2nd sp.s. (2ESB 6097). The changes in the law made it necessary to define terms regarding ownership transfers, to clarify employer reporting requirements, to specify the order in which employer payments are applied, to set penalties for employers filing late or incomplete tax returns, to clarify conditions for relief of benefit charges and conditions when employers will be assessed $100 \%$ of charges.

Citation of Existing Rules Affected by this Order: Amending WAC 192-300-050, 192-310-010, 192-310-025, 192-310-030, and 192-320-070.

Statutory Authority for Adoption: RCW 50.12.010, 50.12.040, 50.12.042.

Adopted under notice filed as WSR 04-10-113 on May 5, 2004.

A final cost-benefit analysis is available by contacting Juanita Myers, P.O. Box 9046, Olympia, 98507-9046, phone (360) 902-9665, fax (360) 902-9799, e-mail jmyers@esd.wa.gov.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 2, Amended 5, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 2, Amended 5, Repealed 0.

Date Adopted: November 12, 2004.
Dr. Sylvia P. Mundy
Commissioner

AMENDATORY SECTION (Amending WSR 00-05-068, filed $2 / 15 / 00$, effective $3 / 17 / 00$ )

WAC 192-300-050 Predecessor-successor relationship defined. This section applies only to those individuals and organizations that meet the definition of an employer contained in RCW 50.04.080.
(1) Predecessor. You are a "predecessor" if, during any calendar year, you transfer any of the following to another individual or organization:
(a) All, or a portion, of your operating assets as defined in subsection (3) below; or
(b) A separate unit or branch of your trade or business.
(2) Successor. You are a "successor" if, during any calendar year, you acquire substantially all of a predecessor employer's operating assets. You are a "partial successor" if, during any calendar year, you acquire:
(a) A portion of a predecessor employer's operating assets, or
(b) A separate unit or branch of a predecessor employer's trade or business.
(3) Operating assets. "Operating assets" include the properties you use in the normal course of business operations to generate your operating income. They may include properties that are real or personal, and tangible or intangible. Examples include land, buildings, machinery, equipment, stock of goods, merchandise, fixtures, or goodwill. Employees are not operating assets.
(4) Transfer of assets. Transfers from a predecessor to a successor employer may occur by sale, lease, gift, or any legal process, except those listed in subsection (((5))) (6) below.
(5) Simultaneous acquisition. For purposes of successor simultaneous acquisition, the term "simultaneous" means all transfers that occurred as a result of the business acquisition or reorganization, beginning when the acquisition started and ending when the primary entity is transferred.
(6) Exceptions. A predecessor-successor relationship will not exist:
(a) For the purposes of chapter 50.24 RCW (payment of taxes), when the property is acquired through court proceedings, including bankruptcies, to enforce a lien, security interest, judgment, or repossession under a security agreement unless the court specifies otherwise;
(b) For the purposes of chapter 50.29 RCW (experience rating), when any four consecutive quarters, one of which includes the acquisition date, pass without reportable employment by either the predecessor, successor, or a combination of both.

AMENDATORY SECTION (Amending WSR 98-14-068, filed 6/30/98, effective 7/31/98)

WAC 192-310-010 Employer reports-RCW 50.12.070. (1) Master application. Every person or entity, which has one or more individuals performing services for it in the state of Washington, must file a master application with the department ((a master-applieation)) in a format prescribed by the commissioner.
(2) Quarterly tax and wage reports:
(a) Tax report. Each employer must file a quarterly tax report with the commissioner listing the total wages paid to all individuals in its employ during that calendar quarter.
(b) Report of employee's wages. Each employer must file a quarterly report of employee's wages with the commissioner. This report must list each employee by name, social security number, hours worked, and wages paid during that calendar quarter.
(c) Format. The quarterly tax and wage reports must be filed in ((a))) one of the following formats ((preseribed by the emmissioner.)):
(i) Electronically, using the current version of ULFastTax, UIWebTax, or ICESA Washington; or (ii) Paper forms supplied by the department (or a certified version of those forms).
(d) Due dates. The((y)) quarterly tax and wage reports are due by the last day of the month following the end of the calendar quarter being reported. Calendar quarters end on March 31, June 30, September 30 and December 31 of each year. Therefore, reports are due by April 30, July 31, October 31, and January 31, respectively. Exceptions to the time and manner of filing the report must be approved in advance by the commissioner.
(((d)) e) Termination of business. Each employer who ceases business or whose account is closed by the department must immediately file:
(i) A tax report for the current calendar quarter which covers tax payments due to the date such account is closed;
(ii) A report of employee's wages for the current calendar quarter which includes all wages paid to the date such account is closed.
(( $(3)$ Repert form instrutions. All-form-preparation instruetions issued by the employment seeurity-department have the same foree and effeet if they had been ineoppofated int this regulation.))

AMENDATORY SECTION (Amending WSR 98-14-068, filed 6/30/98, effective 7/31/98)

WAC 192-310-025 Application of payments. (1) A payment received with a tax report will be applied to the quarter for which the report is filed. A payment exceeding the legal fees, penalties, interests and taxes due for that quarter will be applied to any other debt as provided in subsection (2). If no debt exists, a credit statement will be issued for any overpayments.
(2) A payment received without a tax report will be applied in the following order of priority, beginning with the oldest quarter:
(a) ((Lien fees)) Costs of audit and collection.
(b) ((Warfant fees)) Penalties for willful misrepresentation of payroll.
(c) ( (Eataxrepent penalty)) Lien fees.
(d) ( (tate tax payment penalty)) Warrant fees.
(e) ((Interest charges)) Late tax report penalty.
(f) ((Tax-payments-)) Penalties for incomplete reporting or reporting using incorrect format.
(g) Late tax payment penalty.
(h) Interest charges.
(i) Tax payments.

AMENDATORY SECTION (Amending WSR 98-14-068, filed 6/30/98, effective 7/31/98)

WAC 192-310-030 Reports and tax payments subject to penalty. (1) Late (( $\mathbf{\Psi})$ ) tax reports. An employer who files a ((tarete)) tax report as described in WAC 192-310-010 (2)(a) but does not file it within the time frame prescribed in WAC 192-310-010 (2)(c) is subject to a penalty of ((ten)) twenty-five dollars per violation, unless the penalty is waived by the department.
(2) Incomplete Tax Reports. An employer is required to file the report required by WAC 192-310-010 in a complete manner and in the format required by the commissioner.
(a) An "incomplete report" is defined as any report submitted by either a contributory or reimbursable employer where:
(i) The entire wage report is not submitted timely; or
(ii) A required element is not reported (social security number, name, hours worked, or wages paid); or
(iii) A significant number of employees are not reported; or
(iv) A significant number of any given element is not reported such as, but not limited to, missing social security numbers, names, hours, wages; or
(v) Either the employer reference number or Unified Business Identifier (UBI) number is not included with the tax or wage report.
(b) An "incorrect format" means any report that is not submitted in the format required by the commissioner under WAC 192-310-010(c).
(3) Penalty for filing an incomplete or incorrect format tax report. An employer who fails to file a report required by RCW 50.12 .070 is subject to penalty as follows:
(a) Incomplete tax report. The penalty for filing an incomplete tax report will be two hundred fifty dollars or ten percent of the quarterly contributions for each occurrence, whichever is less. When no quarterly tax is due and an employer has submitted an incomplete report, the following schedule will apply:

| (i) | 1st Occurrence | $\$ 75.00$ |
| :--- | :--- | ---: |
| (iii) | 2nd Occurrence | $\$ 150.00$ |
| (iii) | 3rd and subsequent occurrences | $\$ 250.00$ |

(b) Filing tax report in an incorrect format. The penalty for filing a tax report in an incorrect format will be two hundred fifty dollars or ten percent of the quarterly contributions for each occurrence, whichever is less. When no quarterly tax is due and an employer has submitted a tax report in an incorrect format, the following schedule will apply:

| (i) | 1st Occurrence | $\$ 150.00$ |
| :--- | :--- | :--- |
| (ii) | 2nd and subsequent occurrences | $\$ 250.00$ |

(4) Knowingly misrepresenting amount of payroll. If an employer knowingly misrepresents to the department the amount of his or her payroll, upon which contributions under this title are based, the employer is liable for a penalty of ten times the difference between the contributions paid, if any, and the amount of contributions the employer should have paid for the period. This penalty is in addition to the amount the employer should have paid. The employer is also liable to the department for the reasonable expenses of auditing his
or her books and collecting such sums as provided in WAC 192-340-100.
$(((2)))$ (5) Report of employee's wages. Any decision to assess a penalty for filing a late or incomplete report of employee's wages as described in WAC 192-310-010 (2)(b) will be made on an individual basis by the chief administrative officer of the tax branch as provided in RCW 50.12.220.
(((3))) (6) Delinquent tax payments. For purposes of RCW 50.12.220, tax payments are delinquent as provided in WAC 192-310-020 and RCW 1.12.070.
(( (4) Late penally. Fer tax payment due wages paid, a-minimum $\$ 10.00$ penally will be assessed for late pay ments.
(5)) (7) Penalty waivers. The department may, for good cause, waive penalties in the following situations:
(a) The return was filed on time but inadvertently mailed to another agency;
(b) The delinquency was due to an action of an employee of the department, such as providing incorrect information to the employer when the source can be identified, or not furnishing proper forms to permit the filing of tax reports or the payment of taxes on time;
(c) The delinquency was caused by the death or serious illness, before the filing deadline, of the employer, a member of the employer's immediate family, the employer's accountant, or a member of the accountant's immediate family;
(d) The delinquency was caused by the accidental destruction of the employer's place of business or business records; or
(e) The department finds the employer to be out of compliance during an employer-requested audit, but the department determines the employer made a good faith effort to comply with all applicable laws and rules.
$((f()))(8)$ Waiver requests. A request for a waiver of penalties must be written, contain all pertinent facts, be accompanied by available proof, and be filed through a tax office. In all cases the burden of proving the facts is on the employer.
$(((7)))(9)$ Extensions. The department, for good cause, may extend the due date for filing a report. The employer must make a deposit with the department in an amount equal to the estimated tax liability for the reporting period or periods for which the extension is granted. This deposit will be credited to the employer's account and applied to the employer's debt. The amount of the deposit is subject to approval by the department.

AMENDATORY SECTION (Amending WSR 00-05-069, filed $2 / 15 / 00$, effective $3 / 17 / 00$ )

WAC 192-320-070 Conditions for relief of benefit charges due to a voluntary quit. (1) For claims with an effective date prior to January 4, 2004, ((A)) a contributionpaying non-local government base year employer, who has not been granted relief of charges under RCW $50.2((\theta)) 9.020$ ( $3((z))$ ) may request relief of charges for a voluntary quit not attributable to the employer under RCW 50.29.020(4)((3))) and WAC 192-320-065.
(2) For claims with an effective date on or after January 4, 2004, a contribution-paying non-local government base
year employer, who has not been granted relief of charges under RCW 50.29.021(3), may request relief of charges for a voluntary quit not attributable to the employer under RCW 50.29.021(4) and WAC 192-320-065.
(3(()))) Reasons for a voluntary quit not attributable to the employer. A claimant may have been denied unemployment benefits for voluntarily quitting work without good cause, but subsequently requalify for unemployment benefits through work and earnings. Even if the claimant has requalified for benefits, the following reasons for leaving work will be considered reasons not attributable to the employer ((may include, but are net limited to)):
(a) The claimant's illness or disability or the illness, disability or death of a member(s) of the claimant's immediate family;
(b) The claimant's domestic responsibilities;
(c) Accepting a job with another employer;
(d) Relocating for a spouse's employment;
(e) Starting or resuming school or training;
(f) Being in jail;
(g) The distance to the job site when the job was accepted and the distance at the time of the quit remained the same, or the job location may have changed; but the distance traveled or difficulty of travel was not increased;
(h) Being dissatisfied with wages, hours or other working conditions generally known when the job was accepted; and the working conditions are determined suitable for the occupation in the claimant's labor market.
(4((3))) Reasons for a voluntary quit considered attributable to employer are those work-related factors of such a compelling nature as to cause a reasonably prudent person to leave employment. The work factors must have been reported to the employer if the employer has reasons not to be aware of the conditions, and the employer failed to improve the factors within a reasonable period of time. The reason for quitting may or may not have been determined good cause for voluntarily leaving work under RCW 50.20.050. For benefit charging purposes, however, ((S)) such work-related factors may include, but are not limited to:
(a) Change in work location which causes an increase in distance and/or difficulty of travel, but only if it is clearly greater than is customary for workers in the individual's classification and labor market;
(b) Deterioration of work site safety provided the employee has reported such safety deterioration to the employer; and the employer has failed to correct the hazards within a reasonable period of time;
(c) Employee skills no longer required for the job;
(d) Unreasonable hardship on the health or morals of the employee;
(e) Reductions in hours;
(f) Reduction in pay;
(g) Notification of impending layoff; and
(h) Such other work-related factors as the commissioner may deem pertinent.

## NEW SECTION

WAC 192-320.075 Charges to the separating employer-RCW 50.29.021 (2)(c). (1) If a claimant volun-
tarily quits work to accept a job with a new employer, $100 \%$ of benefits paid on the claim will be charged to the new employer when this new employer is the claimant's last employer, a base period employer, and a contribution-paying employer.
(2) If a claimant quits work because of the working conditions listed in this subsection, the employer from whom the separation occurred will be charged for $100 \%$ of benefits paid on the claim if the employer is the claimant's last employer, a base period employer, and a contribution-paying employer. These working conditions include:
(a) A reduction in the individual's usual compensation of $25 \%$ or more under WAC 192-150-115;
(b) A reduction in the individual's usual hours of $25 \%$ or more under WAC 192-150-120;
(c) A change in the work location which caused a substantial increase in distance or difficulty of travel under WAC 192-150-125;
(d) A deterioration in the individual's worksite safety under WAC 192-150-130;
(e) Illegal activities in the individual's worksite under WAC 192-150-135; or
(f) The individual's usual work was changed to work that violates the individual's religious convictions or sincere moral beliefs under WAC 192-150-140.
(3) Benefits based on wages paid by the following entities will not be charged to the experience-rating account of the separating employer as described in subsections (1) and (2) if they were earned:
(a) In another state;
(b) From a local government employer;
(c) From the federal government; or
(d) From any branch of the United States military.

## NEW SECTION

WAC 192-340-100 Reasonable audit expensesRCW 50.12.220 (1)(b). Reasonable expenses for auditing an employer's books and collecting taxes may include:
(1) Salaries and benefits based on the payrolls documented for state staff conducting the audit (including reporting and follow-up costs);
(2) Communication costs such as telephone charges for arranging the audit, e-mails, mail or similar communication services;
(3) Travel costs for expenses such as transportation, lodging, subsistence and related items incurred by state employees traveling for the purpose of conducting the audit. Such costs may be charged on an actual cost basis or on a per diem or mileage basis in lieu of actual costs incurred, or on a combination of the two, provided the method used is applied to an entire trip, and results in charges consistent with those normally allowed by the department;
(4) Customary standard commercial airfare costs (coach or equivalent);
(5) Costs for materials and supplies (including the costs of producing reports and audit findings);
(6) Equipment costs necessary for conducting the audit;
(7) Collection costs, including court costs, lien and warrant fees, and related costs; and
(8) Other costs which the department establishes that are directly related to the audit or collection of the penalty (i.e. appeal costs).

## WSR 04-23-062 <br> PERMANENT RULES DEPARTMENT OF FISH AND WILDLIFE

[Order 04-299—Filed November 15, 2004, 2:18 p.m., effective June 1, 2005]

Effective Date of Rule: June 1, 2005.
Purpose: Amend miscellaneous hydraulic project rule.
Citation of Existing Rules Affected by this Order: Amending WAC 220-110-035.

Statutory Authority for Adoption: RCW 77.12.047.
Adopted under notice filed as WSR 04-17-013 on August 5, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: November 5, 2004.
Susan Yeager
for Will Roehl, Chair
Fish and Wildlife Commission

AMENDATORY SECTION (Amending Order 97-84, filed 6/4/97, effective 7/5/97)

WAC 220-110-035 Miscellaneous hydraulic projects-Permit requirements and exemptions. (1) Operators of mechanical or hydraulic clam harvesters shall be required to obtain an HPA and comply with provisions of WAC 220-52-018, and shall obtain and comply with the provisions of the department's permit to operate a clam harvesting machine.
(2) An activity conducted solely for the removal or control of spartina does not require an HPA. An activity conducted solely for the removal or control of purple loosestrife and which is performed with hand-held tools, hand-held equipment, or equipment carried by a person when used does not require an HPA. Any other activity conducted solely for the removal or control of aquatic noxious weeds or aquatic beneficial plants shall require either a copy of the current

Aquatic Plants and Fish pamphlet HPA available from the department or an individual HPA.
(3) The installation, by hand or hand-held tools, of small scientific markers, oyster stakes, boundary markers, or property line markers does not require an HPA.
(4) Driving a vehicle or operating equipment on or across an established ford does not require an HPA. However, ford repair with equipment or construction work waterward of the ordinary high water lines requires an HPA. Driving a vehicle or operating equipment on or across wetted stream beds at areas other than established fords requires an HPA. HPAs for new fords issued subsequent to January 1995 shall require that the entry and exit points of the ford not exceed one hundred feet upstream or downstream of each other.
(5) A person conducting a remedial action under a consent decree, order, or agreed order, pursuant to chapter 70.105D RCW, and the department of ecology when it conducts a remedial action, are exempt from the procedural requirements of the Hydraulic Code. Compliance with the substantive provisions of the Hydraulic Code is required.
(6) The technical and special provisions of an individual or a pamphlet HPA shall be followed by the permit holder, equipment operator(s), and other individuals conducting the project.
(7) The legislature expressed the intent in RCW 76.09.030(2) for closer integration of the forest practices and hydraulics permitting processes. Pursuant to chapter 76.09 RCW, the forest practices board has adopted rules that include fish protection measures normally included in hydraulic project approvals for projects in nonfish bearing waters. Based on the fish protection measures contained in chapters 222-16, 222-24 and 222-30 WAC, and fish protection measures contained in the forest practices board manual described in WAC 222-12-090, forest practices, as defined in chapter 76.09 RCW, conducted under an approved forest practices application or notification issued by the department of natural resources, and conducted in or across type Np or Ns waters as defined in WAC 222-16-030 (Type 4 or Type 5 Waters, respectively, as defined in WAC 222-16-031), do not require an HPA.

## WSR 04-23-070 PERMANENT RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Aging and Disability Services Administration)
[Filed November 15, 2004, 3:58 p.m., effective December 16, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: The purpose of amending these rules is to reflect the correct administrative names as well as correct language changes due to the new HCBS (home and community based services) waiver. In addition, the proposed rules will clarify procedures and requirements. See below for a list of amended rules and the subject of the amendments. See below for changes from the CR-102 proposed rule.

Citation of Existing Rules Affected by this Order: Amending
$\left.\begin{array}{|l|l|}\hline \text { WAC \# } & \text { Subject of Amendment } \\ \hline 388-820-020 & \begin{array}{l}\text { Adds definitions of ADSA, HCBS, } \\ \text { POC and RCS; updates correct } \\ \text { administrative names; deletes the } \\ \text { definition of community alternatives } \\ \text { program. }\end{array} \\ \hline 388-820-030 & \begin{array}{l}\text { Adds minimal rights guaranteed to } \\ \text { residents of CRS [RCS]. }\end{array} \\ \hline \begin{array}{l}388-820-040,388- \\ 820-090,388-820- \\ 140,388-820-180, \\ 388-820-190,388- \\ 820-200,388-820- \\ 240,388-820-290, \\ 388-820-360,388- \\ 820-880,388-820-\end{array} & \begin{array}{l}\text { Updates correct administrative } \\ \text { names. } \\ 890,388-820-900, \\ 388-820-910,388- \\ 820-920, \text { and } 388- \\ 820-930\end{array}\end{array} \begin{array}{l}\text { 388-820-150 }\end{array} \begin{array}{l}\text { Updates correct administrative } \\ \text { names and clarifies DDD's role of } \\ \text { initial certification. }\end{array}\right\}$

| WAC \# | Subject of Amendment |
| :--- | :--- |
| $388-820-330$ | Updates correct administrative <br> names; correct language changes <br> due to the new HCBS waiver; and <br> adds staff training with regards to <br> ISP/POC. |
| $388-820-400,388-$ <br> $820-520,388-820-$ <br> $530,388-820-540$, <br> $388-820-550,388-$ <br> $820-560,388-820-$ <br> $630,388-820-650$, <br> and $388-820-720$ | Correct language changes due to the <br> new HCBS waiver. |
| $388-820-405$ | Corrects grammatical error. |
| $388-820-430$ | Deletes reference to the contract. |
| $388-820-440$ | Deletion of "DSHS approved" and <br> adds "state law." |

Statutory Authority for Adoption: RCW 71A. 12.030 and 71A.12.080.

Other Authority: Chapter 71A. 12 RCW.
Adopted under notice filed as WSR 04-19-022 on September 7, 2004.

Changes Other than Editing from Proposed to Adopted Version:

| WAC \# | Subject of Amendment |
| :--- | :--- |
| $388-820-190$ | Department will delete language, "princi- <br> ples and procedures of RCS," in subsection <br> (1). |
| $388-820-210$ | Department will delete language, "princi- <br> ples and procedures of RCS," in subsection <br> (1). |
| $388-820-930$ | The department will amend WAC 388-820- <br> (4) and (5) <br> $930(4)$ and (5) to clarify the process of <br> exceptions to the rules (ETRs). The depart- <br> ment will delete "60 calendar days" in sub- <br> section (5) and replace with "10 working <br> days" and will add "20 working days" in <br> subsection (4) for a total of 30 working <br> days, divided between DDD and RCS as <br> follows: <br> (4) "DDD will send their recommendations <br> of the exceptions of the requirements to <br> RCS within 20 working days." <br> (5) "The RCS director or designee will <br> approve or deny the request in writing <br> within 10 working-days after receiving the <br> recommendation from DDD." |

The changes were the result of comments received.
Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 38, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 38, Repealed 0.

Date Adopted: November 10, 2004.
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit


#### Abstract

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 04-24 issue of the Register.


## WSR 04-23-085 PERMANENT RULES DEPARTMENT OF

## SOCIAL AND HEALTH SERVICES

(Aging and Disability Services Administration)
[Filed November 16, 2004, 4:33 p.m., effective December 17, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: The purpose of amending this rule is to be consistent with recent federal clarification and state law requirement concerning physician visits and delegation of tasks in skilled nursing facilities and nursing facilities.

Citation of Existing Rules Affected by this Order: Amending WAC 388-97-125 Nursing homes-Physician services.

Statutory Authority for Adoption: RCW 18.51.070 and 74.42.620.

Other Authority: RCW 74.42.200, 42 C.F.R. 483.40.
Adopted under notice filed as WSR 04-20-056 on October 1,2004 .

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 1, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0 , Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: November 15, 2004.
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 00-06-028, filed $2 / 24 / 00$, effective $3 / 26 / 00$ )

WAC 388-97-125 Physician services. (1) The nursing home must ensure that the resident is seen by the physician whenever necessary.
(2) Except as specified in RCW 74.42.200, a physician must personally approve in writing a recommendation that an individual be admitted to a nursing home.
$(((2)))$ (3) The nursing home must ensure that:
(a) Except as specified in RCW 74.42.200, the medical care of each resident is supervised by a physician;
(b) Another physician supervises the medical care of residents when their attending physician is unavailable; and
(c) Physician services are provided twenty-four hours per day, in case of emergency.
(((3))) (4) The physician must:
(a) ((Review the resident's total program-of eare, ineltht ing medieations and treatments, at each federally-required visit;
(b))) Write, sign and date progress notes at each visit; ((and
(e))
(b) Sign and date all orders((-
(4))); and
(c) In Medicare and Medicare/Medicaid certified facilities, review the resident's total program of care, including medications and treatments, at each federally required visit.
(5) Except as specified in subsections (( $(5)$ and $))(6)_{2}(7)$, and (9) of this section, a physician may delegate tasks to a physician's assistant or advanced registered nurse practitioner who is:
(a) Licensed by the state;
(b) Acting within the scope of practice as defined by state law; and
(c) Under the supervision of the physician.
(((5))) (6) The physician may not delegate a task when the delegation is prohibited under state law or by the facility's own policies.
(( $(6)$ In the Medieare certified pertion of the facility))
(7) If the resident's primary payor source is Medicare, the physician may:
(a) Alternate federally required physician visits between personal visits by:
(i) The physician; and
(ii) An advanced registered nurse practitioner or physician's assistant; and
(b) Not delegate responsibility for the initial required physician visit. This initial visit must occur within the first thirty days of admission to the facility.
$\left.\left(\left({ }^{7}\right) \mathrm{If}\right)\right)$
(8) If the resident's payor source is Medicaid((-eertified fursing facilities)), the physician may delegate any federally required physician task, including tasks which the regulations specify must be performed personally by the physician, to a physician's assistant or advanced registered nurse practitioner who is not an employee of the facility but who is working in collaboration with a physician.
$(((8)))$ (9) If the resident's payor source is not Medicare or Medicaid:
(a) In the Medicare only certified facility or in the Medicare certified area of a Medicare/Medicaid facility, the physician may alternate federally required physician visits between personal visits by the physician and an advanced registered nurse practitioner or physician's assistant. The physician may not delegate responsibility for the initial required physician visit.
(b) In the Medicaid only certified facility or in the Medicaid certified area of a Medicare/Medicaid facility, the phy-
sician may delegate any federally required physician task, including tasks which the regulations specify must be performed personally by the physician, to a physician's assistant or advanced registered nurse practitioner who is not an employee of the facility but who is working in collaboration with a physician.
(10) The following table describes the physician visit requirements related to Medicare or Medicaid certified area and payor type.

|  | Beds in Medicare only certified area | Beds in Medicare/Medicaid certified area | Beds in Medicaid only certified area |
| :---: | :---: | :---: | :---: |
| Payor source: Medicare | Initial by physician; <br> Physician may delegate alternate visits | Initial by physician; Physician may delegate alternate visits | N/A |
| Payor source: Medicaid | N/A | Delegate all tasks <br> Nonemployee | Delegate all tasks Nonemployee |
| Payor source: <br> Others: such as insurance, pri- <br> yate pay, Veteran Affairs | Initial by physician; <br> Physician may delegate alternate visits | Initial by physician; <br> Physician may delegate alternate visits | Delegate all tasks Nonemployee |

(11) The attending physician, or the physician-designated advanced registered nurse practitioner or physician's assistant must:
(a) Participate in the interdisciplinary plan of care process as described in WAC 388-97-090;
(b) Provide to the resident, or where applicable the resident's surrogate decision maker, information so that the resident can make an informed consent to care or refusal of care (see WAC 388-97-060); and
(c) Order resident self-medication when appropriate.
$(((9)))(12)$ The nursing home must obtain from the physician the following medical information before or at the time of the resident's admission:
(a) A summary or summaries of the resident's current health status, including history and physical findings reflecting a review of systems;
(b) Orders, as necessary for medications, treatments, diagnostic studies, specialized rehabilitative services, diet, and any restrictions related to physical mobility; and
(c) Plans for continuing care and discharge.

## WSR 04-23-093 <br> PERMANENT RULES DEPARTMENT OF HEALTH

[Filed November 17, 2004, 9:24 a.m., effective December 18, 2004]
Effective Date of Rule: Thirty-one days after filing.
Purpose: To bring radiation protection regulations into conformance with the United States Nuclear Regulatory Commission rules for calculating radiation exposure to very small areas of skin.

Citation of Existing Rules Affected by this Order: Amending WAC 246-220-010 and 246-221-010.

Statutory Authority for Adoption: RCW 70.98.050.
Adopted under notice filed as WSR 04-19-159 on September 22, 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 2, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0 , Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 2, Repealed 0.

Date Adopted: November 16, 2004.
M. C. Selecky

Secretary
AMENDATORY SECTION (Amending WSR 01-05-110, filed $2 / 21 / 01$, effective $3 / 24 / 01$ )

WAC 246-221-010 Occupational dose limits for adults. (1) The licensee or registrant shall control the occupational dose to individual adults, except for planned special exposures pursuant to WAC 246-221-030, to the following dose limits:
(a) An annual limit, which is the more limiting of:
(i) The total effective dose equivalent being equal to 0.05 Sv ( 5 rem ); or
(ii) The sum of the deep dose equivalent and the committed dose equivalent to any individual organ or tissue other than the lens of the eye being equal to 0.50 Sv ( 50 rem ).
(b) The annual limits to the lens of the eye, to the skin of the whole body, and to the skin of the extremities which are:
(i) A lens dose equivalent of $0.15 \mathrm{~Sv}(15 \mathrm{rem})$; and
(ii) A shallow dose equivalent of 0.50 Sv ( 50 rem) to the skin of the whole body or to the skin of any extremity.
(2) Doses received in excess of the annual limits, including doses received during accidents, emergencies, and planned special exposures, must be subtracted from the limits specified in WAC 246-221-030 for planned special exposures that the individual may receive during the current year and during the individual's lifetime.
(3) The assigned deep dose equivalent ((and-shallow dosequivalent)) shall be for the portion of the body receiving the highest exposure. The assigned shallow dose equivalent shall be the dose averaged over the contiguous ten square centimeters of skin receiving the highest exposure. The deep dose equivalent, lens dose equivalent and shallow dose equivalent may be assessed from surveys or other radiation measurements for the purpose of demonstrating compliance with the occupational dose limits, if the individual monitoring device was not in the region of highest potential exposure, or the results of individual monitoring are unavailable.
(4) Derived air concentration (DAC) and annual limit on intake (ALD) values are specified in WAC 246-221-290 and may be used to determine the individual's dose and to demonstrate compliance with the occupational dose limits.
(5) Notwithstanding the annual dose limits, the licensee shall limit the soluble uranium intake by an individual to 10 milligrams in a week in consideration of chemical toxicity.
(6) The licensee or registrant shall reduce the dose that an individual may be allowed to receive in the current year by the amount of occupational dose received while employed by any other person during the current year as determined in accordance with WAC 246-221-020.

AMENDATORY SECTION (Amending WSR 01-05-110, filed $2 / 21 / 01$, effective $3 / 24 / 01$ )

WAC 246-220-010 Definitions. As used in these regulations, these terms have the definitions set forth below. Additional definitions used only in a certain part will be found in that part.
(1) "Absorbed dose" means the energy imparted by ionizing radiation per unit mass of irradiated material. The units of absorbed dose are the gray (Gy) and the rad.
(2) "Accelerator produced material" means any material made radioactive by exposing it in a particle accelerator.
(3) "Act" means Nuclear energy and radiation, chapter 70.98 RCW.
(4) "Activity" means the rate of disintegration or transformation or decay of radioactive material. The units of activity are the becquerel $(\mathrm{Bq})$ and the curie $(\mathrm{Ci})$.
(5) "Adult" means an individual eighteen or more years of age.
(6) "Agreement state" means any state with which the United States Nuclear Regulatory Commission has entered into an effective agreement under section 274 b . of the Atomic Energy Act of 1954, as amended (73 Stat. 689).
(7) "Airborne radioactive material" means any radioactive material dispersed in the air in the form of particulates, dusts, fumes, mists, vapors, or gases.
(8) "Airborne radioactivity area" means a room, enclosure, or operating area in which airborne radioactive material exists in concentrations (a) in excess of the derived air concentration (DAC) specified in WAC 246-221-290, Appendix

A, or (b) to such a degree that an individual present in the area without respiratory protective equipment could exceed, during the hours an individual is present in a week, an intake of 0.6 percent of the annual limit on intake (ALI) or twelve DAC-hours.
(9) "Air purifying respirator" means a respirator with an air-purifying filter, cartridge, or canister that removes specific air contaminants by passing ambient air through the airpurifying element.
(10) "Alert" means events may occur, are in progress, or have occurred that could lead to a release of radioactive material but that the release is not expected to require a response by offsite response organizations to protect persons offsite.
(11) "Annual limit on intake" (ALI) means the derived limit for the amount of radioactive material taken into the body of an adult worker by inhalation or ingestion in a year. ALI is the smaller value of intake of a given radionuclide in a year by the reference man that would result in a committed effective dose equivalent of 0.05 Sv ( 5 rem ) or a committed dose equivalent of 0.5 Sv ( 50 rem ) to any individual organ or tissue. ALI values for intake by ingestion and by inhalation of selected radionuclides are given in WAC 246-221-290.
(12) "Assigned protection factor" (APF) means the expected workplace level of respiratory protection that would be provided by a properly functioning respirator or a class of respirators to properly fitted and trained users. Operationally, the inhaled concentration can be estimated by dividing the ambient airborne concentration by the APF.
(13) "Atmosphere-supplying respirator" means a respirator that supplies the respirator user with breathing air from a source independent of the ambient atmosphere, and includes supplied-air respirators (SARs) and self-contained breathing apparatus (SCBA) units.
(14) "Background radiation" means radiation from cosmic sources; naturally occurring radioactive materials, including radon, except as a decay product of source or special nuclear material, and including global fallout as it exists in the environment from the testing of nuclear explosive devices or from past nuclear accidents such as Chernobyl that contribute to background radiation and are not under the control of the licensee. "Background radiation" does not include sources of radiation from radioactive materials regulated by the department.
(15) "Becquerel" (Bq) means the SI unit of activity. One becquerel is equal to 1 disintegration or transformation per second ( $\mathrm{s}^{-1}$ ).
(16) "Bioassay" means the determination of kinds, quantities or concentrations, and, in some cases, the locations of radioactive material in the human body, whether by direct measurement, in vivo counting, or by analysis and evaluation of materials excreted or removed from the human body. For purposes of these regulations, "radiobioassay" is an equivalent term.
(17) "Byproduct material" means: (a) Any radioactive material (except special nuclear material) yielded in or made radioactive by exposure to the radiation incident to the process of producing or utilizing special nuclear material, and (b) the tailings or wastes produced by the extraction or concentration of uranium or thorium from any ore processed primarily for its source material content, including discrete sur-
face wastes resulting from uranium or thorium solution extraction processes. Underground ore bodies depleted by these solution extraction operations do not constitute "byproduct material" within this definition.
(18) "Calendar quarter" means not less than twelve consecutive weeks nor more than fourteen consecutive weeks. The first calendar quarter of each year shall begin in January and subsequent calendar quarters shall be so arranged such that no day is included in more than one calendar quarter and no day in any one year is omitted from inclusion within a calendar quarter. No licensee or registrant shall change the method of determining calendar quarters for purposes of these regulations except at the beginning of a calendar year.
(19) "Calibration" means the determination of (a) the response or reading of an instrument relative to a series of known radiation values over the range of the instrument, or (b) the strength of a source of radiation relative to a standard.
(20) "CFR" means Code of Federal Regulations.
(21) "Class" means a classification scheme for inhaled material according to its rate of clearance from the pulmonary region of the lung. Materials are classified as $D, W$, or $Y$, which applies to a range of clearance half-times: For Class D, Days, of less than ten days, for Class W, Weeks, from ten to one hundred days, and for Class Y, Years, of greater than one hundred days. For purposes of these regulations, "lung class" and "inhalation class" are equivalent terms. For "class of waste" see WAC 246-249-040.
(22) "Collective dose" means the sum of the individual doses received in a given period of time by a specified population from exposure to a specified source of radiation.
(23) "Committed dose equivalent" $\left(\mathrm{H}_{\mathrm{T} 5_{0}}\right)$ means the dose equivalent to organs or tissues of reference (T) that will be received from an intake of radioactive material by an individual during the fifty-year period following the intake.
(24) "Committed effective dose equivalent" $\left(\mathrm{H}_{\mathrm{E} ._{0}}\right)$ is the sum of the products of the weighting factors applicable to each of the body organs or tissues that are irradiated and the committed dose equivalent to each of these organs or tissues $\left(\mathrm{H}_{\mathrm{E}, 50}=\boldsymbol{\Sigma} \mathrm{w}_{\mathbf{T}}, \mathrm{H}_{\mathbf{T}, 50}\right)$.
(25) "Constraint" or dose constraint means a value above which specified licensee actions are required.
(26) "Controlled area." See "Restricted area."
(27) "Curie" means a unit of quantity of radioactivity. One curie ( Ci ) is that quantity of radioactive material which decays at the rate of $3.7 \times 10^{10}$ transformations per second (tps).
(28) "Declared pregnant woman" means a woman who has voluntarily informed the licensee or registrant, in writing, of her pregnancy, and the estimated date of conception. The declaration remains in effect until the declared pregnant woman withdraws the declaration in writing or is no longer pregnant.
(29) "Deep dose equivalent" $\left(\mathrm{H}_{\mathrm{d}}\right)$, which applies to external whole body exposure, means the dose equivalent at a tissue depth of 1 centimeter ( $1000 \mathrm{mg} / \mathrm{cm}^{2}$ ).
(30) "Demand respirator" means an atmosphere-supplying respirator that admits breathing air to the facepiece only when a negative pressure is created inside the facepiece by inhalation.
(31) "Department" means the department of health, division of radiation protection, which has been designated as the state radiation control agency.
(32) "Depleted uranium" means the source material uranium in which the isotope Uranium-235 is less than 0.711 percent by weight of the total uranium present. Depleted uranium does not include special nuclear material.
(33) "Derived air concentration" (DAC) means the concentration of a given radionuclide in air which, if breathed by the reference man for a working year of two thousand hours under conditions of light work, results in an intake of one ALI. For purposes of these regulations, the condition of light work is an inhalation rate of 1.2 cubic meters of air per hour for two thousand hours in a year. DAC values are given in WAC 246-221-290.
(34) "Derived air concentration-hour" (DAC-hour) means the product of the concentration of radioactive material in air, expressed as a fraction or multiple of the derived air concentration for each radionuclide, and the time of exposure to that radionuclide, in hours. A licensee or registrant may take two thousand DAC-hours to represent one ALI, equivalent to a committed effective dose equivalent of 0.05 Sv (5 rem).
(35) "Disposable respirator" means a respirator for which maintenance is not intended and that is designed to be discarded after excessive breathing resistance, sorbent exhaustion, physical damage, or end-of-service-life renders it unsuitable for use. Examples of this type of respirator are a disposable half-mask respirator or a disposable escape-only self-contained breathing apparatus (SCBA).
(36) "Dose" is a generic term that means absorbed dose, dose equivalent, effective dose equivalent, committed dose equivalent, committed effective dose equivalent, total organ dose equivalent, or total effective dose equivalent. For purposes of these regulations, "radiation dose" is an equivalent term.
(37) "Dose commitment" means the total radiation dose to a part of the body that will result from retention in the body of radioactive material. For purposes of estimating the dose commitment, it is assumed that from the time of intake the period of exposure to retained material will not exceed fifty years.
(38) "Dose equivalent" $\left(\mathrm{H}_{\mathrm{T}}\right)$ means the product of the absorbed dose in tissue, quality factor, and all other necessary modifying factors at the location of interest. The units of dose equivalent are the sievert ( Sv ) and rem.
(39) "Dose limits" means the permissible upper bounds of radiation doses established in accordance with these regulations. For purposes of these regulations, "limits" is an equivalent term.
(40) "Dosimetry processor" means a person that processes and evaluates individual monitoring devices in order to determine the radiation dose delivered to the monitoring devices.
(41) "dpm" meanș disintegrations per minute. See also "curie."
(42) "Effective dose equivalent" $\left(\mathrm{H}_{\bar{E}}\right)$ means the sum of the products of the dose equivalent to each organ or tissue $\left(H_{T}\right)$ and the weighting factor ( $W_{T}$ ) applicable to each of the body organs or tissues that are irradiated $\left(\mathrm{H}_{\mathrm{E}}=\Sigma \mathrm{w}_{\mathrm{T}} \mathrm{H}_{\mathrm{T}}\right)$.
(43) "Embryo/fetus" means the developing human organism from conception until the time of birth.
(44) "Entrance or access point" means any opening through which an individual or extremity of an individual could gain access to radiation areas or to licensed radioactive materials. This includes entry or exit portals of sufficient size to permit human entry, without respect to their intended use.
(45) "Exposure" means (a) being exposed to ionizing radiation or to radioactive material, or (b) the quotient of $\Delta \mathrm{Q}$ by $\Delta \mathrm{m}$ where " $\Delta \mathrm{Q}$ " is the absolute value of the total charge of the ions of one sign produced in air when all the electrons (negatrons and positrons) liberated by photons in a volume element of air having mass " $\Delta \mathrm{m}$ " are completely stopped in air. The special unit of exposure is the roentgen ( R ) and the SI equivalent is the coulomb per kilogram. One roentgen is equal to $2.58 \times 10^{-4}$ coulomb per kilogram of air.
(46) "Exposure rate" means the exposure per unit of time, such as roentgen per minute and milliroentgen per hour.
(47) "External dose" means that portion of the dose equivalent received from any source of radiation outside the body.
(48) "Extremity" means hand, elbow, arm below the elbow, foot, knee, and leg below the knee.
(49) "Filtering facepiece" (dust mask) means a negative pressure particulate respirator with a filter as an integral part of the facepiece or with the entire facepiece composed of the filtering medium, not equipped with elastomeric sealing surfaces and adjustable straps.
(50) "Fit factor" means a quantitative estimate of the fit of a particular respirator to a specific individual, and typically estimates the ratio of the concentration of a substance in ambient air to its concentration inside the respirator when worn.
(51) "Fit test" means the use of a protocol to qualitatively or quantitatively evaluate the fit of a respirator on an individual.
(52) "Former United States Atomic Energy Commission (AEC) or United States Nuclear Regulatory Commission (NRC) licensed facilities" means nuclear reactors, nuclear fuel reprocessing plants, uranium enrichment plants, or critical mass experimental facilities where AEC or NRC licenses have been terminated.
(53) "Generally applicable environmental radiation standards" means standards issued by the United States Environmental Protection Agency (EPA) under the authority of the Atomic Energy Act of 1954, as amended, that impose limits on radiation exposures or levels, or concentrations or quantities of radioactive material, in the general environment outside the boundaries of locations under the control of persons possessing or using radioactive material.
(54) "Gray" (Gy) means the SI unit of absorbed dose. One gray is equal to an absorbed dose of 1 joule/kilogram ( 100 rad ).
(55) "Healing arts" means the disciplines of medicine, dentistry, osteopathy, chiropractic, podiatry, and veterinary medicine.
(56) "Helmet" means a rigid respiratory inlet covering that also provides head protection against impact and penetration.
(57) "High radiation area" means any area, accessible to individuals, in which radiation levels from radiation sources external to the body could result in an individual receiving a dose equivalent in excess of $1 \mathrm{mSv}(0.1 \mathrm{rem})$ in one hour at 30 centimeters from any source of radiation or 30 centimeters from any surface that the radiation penetrates. For purposes of these regulations, rooms or areas in which diagnostic Xray systems are used for healing arts purposes are not considered high radiation areas.
(58) "Hood" means a respiratory inlet covering that completely covers the head and neck and may also cover portions of the shoulders and torso.
(59) "Human use" means the intentional internal or external administration of radiation or radioactive material to human beings.
(60) "Immediate" or "immediately" means as soon as possible but no later than four hours after the initiating condition.
(61) "IND" means investigatory new drug for which an exemption has been claimed under the United States Food, Drug and Cosmetic Act (Title 21 CFR).
(62) "Individual" means any human being.
(63) "Individual monitoring" means the assessment of:
(a) Dose equivalent (i) by the use of individual monitoring devices or (ii) by the use of survey data; or
(b) Committed effective dose equivalent (i) by bioassay or (ii) by determination of the time-weighted air concentrations to which an individual has been exposed, that is, DAChours.
(64) "Individual monitoring devices" (individual monitoring equipment) means devices designed to be worn by a single individual for the assessment of dose equivalent such as film badges, thermoluminescent dosimeters (TLDs), pocket ionization chambers, and personal ("lapel") air sampling devices.
(65) "Inspection" means an official examination or observation by the department including but not limited to, tests, surveys, and monitoring to determine compliance with rules, regulations, orders, requirements and conditions of the department.
(66) "Interlock" means a device arranged or connected such that the occurrence of an event or condition is required before a second event or condition can occur or continue to occur.
(67) "Internal dose" means that portion of the dose equivalent received from radioactive material taken into the body.
(68) "Irretrievable source" means any sealed source containing licensed material which is pulled off or not connected to the wireline downhole and for which all reasonable effort at recovery, as determined by the department, has been expended.
(69) "Lens dose equivalent" (LDE) applies to the external exposure of the lens of the eye and is taken as the dose equivalent at a tissue depth of 0.3 centimeters ( $300 \mathrm{mg} / \mathrm{cm}^{2}$ ).
(70) "License" means a license issued by the department in accordance with the regulations adopted by the department.
(71) "Licensed material" means radioactive material received, possessed, used, transferred, or disposed under a general or specific license issued by the department.
(72) "Licensee" means any person who is licensed by the department in accordance with these regulations and the act.
(73) "Licensing state" means any state with regulations equivalent to the suggested state regulations for control of radiation relating to, and an effective program for, the regulatory control of NARM and which has been granted final designation by the Conference of Radiation Control Program Directors, Inc.
(74) "Loose-fitting facepiece" means a respiratory inlet covering that is designed to form a partial seal with the face.
(75) "Lost or missing licensed material" means licensed material whose location is unknown. This definition includes licensed material that has been shipped but has not reached its planned destination and whose location cannot be readily traced in the transportation system.
(76) "Member of the public" means an individual except when the individual is receiving an occupational dose.
(77) "Minor" means an individual less than eighteen years of age.
(78) "Monitoring" means the measurement of radiation, radioactive material concentrations, surface area activities or quantities of radioactive material and the use of the results of these measurements to evaluate potential exposures and doses. For purposes of these regulations, radiation monitoring and radiation protection monitoring are equivalent terms.
(79) "NARM" means any naturally occurring or acceler-ator-produced radioactive material. It does not include byproduct, source, or special nuclear material. For the purpose of meeting the definition of a Licensing State by the Conference of Radiation Control Program Directors, Inc. (CRCPD), NARM refers only to discrete sources of NARM. Diffuse sources of NARM are excluded from consideration by the CRCPD for Licensing State designation purposes.
(80) "Natural radioactivity" means radioactivity of naturally occurring nuclides.
(81) "NDA" means a new drug application which has been submitted to the United States Food and Drug Administration.
(82) "Negative pressure respirator" (tight-fitting) means a respirator in which the air pressure inside the facepiece is negative during inhalation with respect to the ambient air pressure outside the respirator.
(83) "Nonstochastic effect" means a health effect, the severity of which varies with the dose and for which a threshold is believed to exist. Radiation-induced cataract formation is an example of a nonstochastic effect. For purposes of these regulations, a "deterministic effect" is an equivalent term.
(84) "Nuclear Regulatory Commission" (NRC) means the United States Nuclear Regulatory Commission or its duly authorized representatives.
(85) "Occupational dose" means the dose received by an individual in the course of employment in which the individual's assigned duties involve exposure to radiation or to radioactive material from licensed and unlicensed sources of radiation, whether in the possession of the licensee, registrant, or other person. Occupational dose does not include dose received: From background radiation, from any medical
administration the individual has received, from exposure to individuals administered radioactive material and released pursuant to chapters 246-239 and 246-240 WAC, from voluntary participation in medical research programs, or as a member of the public.
(86) "Ore refineries" means all processors of a radioactive material ore.
(87) "Particle accelerator" means any machine capable of accelerating electrons, protons, deuterons, or other charged particles in a vacuum and of discharging the resultant particulate or other radiation into a medium at energies usually in excess of 1 MeV .
(88) "Permittee" means a person who has applied for, and received, a valid site use permit for use of the low-level waste disposal facility at Hanford, Washington.
(89) "Person" means any individual, corporation, partnership, firm, association, trust, estate, public or private institution, group, agency, political subdivision of this state, any other state or political subdivision or agency thereof, and any legal successor, representative, agent or agency of the foregoing, but shall not include federal government agencies.
(90) "Personal supervision" means supervision such that the supervisor is physically present at the facility and in such proximity that contact can be maintained and immediate assistance given as required.
(91) "Personnel monitoring equipment." See individual monitoring devices.
(92) "Pharmacist" means an individual licensed by this state to compound and dispense drugs, and poisons.
(93) "Physician" means an individual licensed by this state to prescribe and dispense drugs in the practice of medicine.
(94) "Planned special exposure" means an infrequent exposure to radiation, separate from and in addition to the annual occupational dose limits.
(95) "Positive pressure respirator" means a respirator in which the pressure inside the respiratory inlet covering exceeds the ambient air pressure outside the respirator.
(96) "Powered air-purifying respirator" (PAPR) means an air-purifying respirator that uses a blower to force the ambient air through air-purifying elements to the inlet covering.
(97) "Practitioner" means an individual licensed by the state in the practice of a healing art (i.e., physician, dentist, podiatrist, chiropractor, etc.).
(98) "Pressure demand respirator" means a positive pressure atmosphere-supplying respirator that admits breathing air to the facepiece when the positive pressure is reduced inside the facepiece by inhalation.
(99) "Public dose" means the dose received by a member of the public from exposure to sources of radiation under the licensee's or registrant's control or to radiation or radioactive material released by the licensee. Public dose does not include occupational dose or doses received from background radiation, from any medical administration the individual has received, from exposure to individuals administered radioactive material and released pursuant to chapters 246-239 and 246-240 WAC, or from voluntary participation in medical research programs.
(100) "Qualified expert" means an individual who has demonstrated to the satisfaction of the department he/she has the knowledge, training, and experience to measure ionizing radiation, to evaluate safety techniques, and to advise regarding radiation protection needs. The department reserves the right to recognize the qualifications of an individual in specific areas of radiation protection.
(101) "Qualitative fit test" (QLFT) means a pass/fail fit test to assess the adequacy of respirator fit that relies on the individual's response to the test agent.
(102) "Quality factor" (Q) means the modifying factor, listed in Tables I and II, that is used to derive dose equivalent from absorbed dose.

TABLE I
QUALITY FACTORS AND ABSORBED DOSE EQUIVALENCIES

| TYPE OF RADIATION | Quality Factor <br> (Q) | Absorbed Dose Equal to A Unit Dose Equivalent ${ }^{a}$ |
| :---: | :---: | :---: |
| X , gamma, or beta radiation and high-speed electrons | 1 | 1 |
| Alpha particles, multiplecharged particles, fission fragments and heavy particles of unknown charge | 20 | 0.05 |
| Neutrons of unknown energy | 10 | 0.1 |
| High-energy protons | 10 | 0.1 |

a Absorbed dose in rad equal to 1 rem or the absorbed dose in gray equal to 1 Sv .

If it is more convenient to measure the neutron fluence rate rather than to determine the neutron dose equivalent rate in sievert per hour or rem per hour as required for Table I, then 0.01 Sv ( 1 rem ) of neutron radiation of unknown energies may, for purposes of these regulations, be assumed to result from a total fluence of 25 million neutrons per square centimeter incident upon the body. If sufficient information exists to estimate the approximate energy distribution of the neutrons, the licensee or registrant may use the fluence rate per unit dose equivalent or the appropriate $Q$ value from Table II to convert a measured tissue dose in gray or rad to dose equivalent in sievert or rem.

TABLE II
MEAN QUALITY FACTORS, Q, AND FLUENCE PER UNIT DOSE
EQUIVALENT FOR MONOENERGETIC NEUTRONS

| Neutron <br> Energy <br> $(\mathrm{MeV})$ | Quality <br> Factor <br> $(Q)$ | Fluence per Unit <br> Dose Equivalent <br> $($ neutrons <br> $\left.\mathrm{cm}^{-2} \mathrm{rem}^{-1}\right)$ | Fluence per Unit <br> Dose Equivalent <br> $($ neutrons <br> $\left.\mathrm{cm}^{-2} \mathrm{~Sv}^{-1}\right)$ |
| :---: | :---: | :---: | :---: |
| (thermal) $2.5 \times 10^{-8}$ | 2 | $980 \times 10^{6}$ | $980 \times 10^{8}$ |
| $1 \times 10^{-7}$ | 2 | $980 \times 10^{6}$ | $980 \times 10^{8}$ |
| $1 \times 10^{-6}$ | 2 | $810 \times 10^{6}$ | $810 \times 10^{8}$ |
| $1 \times 10^{-5}$ | 2 | $810 \times 10^{6}$ | $810 \times 10^{8}$ |
| $1 \times 10^{-4}$ | 2 | $840 \times 10^{6}$ | $840 \times 10^{8}$ |
| $1 \times 10^{-3}$ | 2 | $980 \times 10^{6}$ | $980 \times 10^{8}$ |
| $1 \times 10^{-2}$ | 2.5 | $1010 \times 10^{6}$ | $1010 \times 10^{8}$ |
| $1 \times 10^{-1}$ | 7.5 | $170 \times 10^{6}$ | $170 \times 10^{8}$ |
| $5 \times 10^{-1}$ | 11 | $39 \times 10^{6}$ | $39 \times 10^{8}$ |

$\left.\begin{array}{cccc}\hline \begin{array}{c}\text { Neutron } \\ \text { Energy } \\ (\mathrm{MeV})\end{array} & \begin{array}{c}\text { Quality } \\ \text { Factor } \\ (Q)\end{array} & \begin{array}{c}\text { Fluence per Unit } \\ \text { Dose Equivalent } \\ (\text { neutrons } \\ \left.\mathrm{cm}^{-2} \mathrm{rem}^{-1}\right)\end{array} & \begin{array}{c}\text { Fluence per Unit } \\ \text { Dose Equivalent }\end{array} \\ (\text { neutrons } \\ \left.\mathrm{cm}^{-2} \mathrm{~Sv}^{-1}\right)\end{array}\right]$
a Value of quality factor $(Q)$ at the point where the dose equivalent is maximum in a $30-\mathrm{cm}$ diameter cylinder tissue-equivalent phantom.
b Monoenergetic neutrons incident normally on a $30-\mathrm{cm}$ diameter cylinder tissue-equivalent phantom.
(103) "Quantitative fit test" (QNFT) means an assessment of the adequacy of respirator fit by numerically measuring the amount of leakage into the respirator.
(104) "Quarter" means a period of time equal to onefourth of the year observed by the licensee, approximately thirteen consecutive weeks, providing that the beginning of the first quarter in a year coincides with the starting date of the year and that no day is omitted or duplicated in consecutive quarters.
(105) "Rad" means the special unit of absorbed dose. One rad equals one-hundredth of a joule per kilogram of material; for example, if tissue is the material of interest, then 1 rad equals 100 ergs per gram of tissue. One rad is equal to an absorbed dose of $100 \mathrm{erg} / \mathrm{gram}$ or 0.01 joule/kilogram ( 0.01 gray).
(106) "Radiation" means alpha particles, beta particles, gamma rays, X rays, neutrons, high-speed electrons, highspeed protons, and other particles capable of producing ions. For purposes of these regulations, ionizing radiation is an equivalent term. Radiation, as used in these regulations, does not include magnetic fields or nonionizing radiation, such as radiowaves or microwaves, visible, infrared, or ultraviolet light,
(107) "Radiation area" means any area, accessible to individuals, in which radiation levels could result in an individual receiving a dose equivalent in excess of 0.05 mSv ( 0.005 rem ) in one hour at thirty centimeters from the source of radiation or from any surface that the radiation penetrates.
(108) "Radiation machine" means any device capable of producing ionizing radiation except those devices with radioactive materials as the only source of radiation.
(109) "Radiation safety officer" means an individual who has the knowledge and responsibility to apply appropriate radiation protection regulations and has been assigned such responsibility by the licensee or registrant.
(110) "Radiation source." See "Source of radiation."
(111) "Radioactive material" means any material (solid, liquid, or gas) which emits radiation spontaneously.
(112) "Radioactive waste" means any radioactive material which is no longer of use and intended for disposal or treatment for the purposes of disposal.
(113) "Radioactivity" means the transformation of unstable atomic nuclei by the emission of radiation.
(114) "Reference man" means a hypothetical aggregation of human physical and physiological characteristics determined by international consensus. These characteristics may be used by researchers and public health workers to standardize results of experiments and to relate biological insult to a common base.
(115) "Registrable item" means any radiation machine except those exempted by RCW 70.98.180 or exempted by the department pursuant to the authority of RCW 70.98.080.
(116) "Registrant" means any person who is registered by the department or is legally obligated to register with the department in accordance with these regulations and the act.
(117) "Registration" means registration with the department in accordance with the regulations adopted by the department.
(118) "Regulations of the United States Department of Transportation" means the regulations in 49 CFR Parts 170189, 14 CFR Part 103, and 46 CFR Part 146.
(119) "Rem" means the special unit of any of the quantities expressed as dose equivalent. The dose equivalent in rem is equal to the absorbed dose in rad multiplied by the quality factor ( $1 \mathrm{rem}=0.01 \mathrm{~Sv}$ ).
(120) "Research and development" means: (a) Theoretical analysis, exploration, or experimentation; or (b) the extension of investigative findings and theories of a scientific or technical nature into practical application for experimental and demonstration purposes, including the experimental production and testing of models, devices, equipment, materials, and processes. Research and development does not include the internal or external administration of radiation or radioactive material to human beings.
(121) "Respiratory protective equipment" means an apparatus, such as a respirator, used to reduce an individual's intake of airborne radioactive materials.
(122) "Restricted area" means any area to which access is limited by the licensee or registrant for purposes of protecting individuals against undue risks from exposure to radiation and radioactive material. "Restricted area" shall not include any areas used for residential quarters, although a separate room or rooms in a residential building may be set apart as a restricted area.
(123) "Roentgen" (R) means the special unit of exposure. One roentgen equals $2.58 \times 10^{-4}$ coulombs/kilogram of air.
(124) "Sanitary sewerage" means a system of public sewers for carrying off waste water and refuse, but excluding sewage treatment facilities, septic tanks, and leach fields owned or operated by the licensee or registrant.
(125) "Sealed source" means any radioactive material that is encased in a capsule designed to prevent leakage or the escape of the radioactive material.
(126) "Self-contained breathing apparatus" (SCBA) means an atmosphere-supplying respirator for which the breathing air source is designed to be carried by the user.
(127) "Shallow dose equivalent" $\left(\mathrm{H}_{8}\right)$, which applies to the external exposure of the skin of the whole body or the skin of an extremity, means the dose equivalent at a tissue depth of 0.007 centimeter ( $7 \mathrm{mg} / \mathrm{cm}^{2}$ ) ((averagedoveran area of 1 -square eentimeter)).
(128) "SI" means an abbreviation of the International System of Units.
(129) "Sievert" means the SI unit of any of the quantities expressed as dose equivalent. The dose equivalent in sievert is equal to the absorbed dose in gray multiplied by the quality factor ( $1 \mathrm{~Sv}=100 \mathrm{rem}$ ).
(130) "Site area emergency" means events may occur, are in progress, or have occurred that could lead to a significant release of radioactive material and that could require a response by offsite response organizations to protect persons offsite.
(131) "Site boundary" means that line beyond which the land or property is not owned, leased, or otherwise controlled by the licensee or registrant.
(132) "Source container" means a device in which radioactive material is transported or stored.
(133) "Source material" means: (a) Uranium or thorium, or any combination thereof, in any physical or chemical form, or (b) ores which contain by weight one-twentieth of one percent ( 0.05 percent) or more of (i) uranium, (ii) thorium, or (iii) any combination thereof. Source material does not include special nuclear material.
(134) "Source material milling" means the extraction or concentration of uranium or thorium from any ore processing primarily for its source material content.
(135) "Source of radiation" means any radioactive material, or any device or equipment emitting or capable of producing ionizing radiation.
(136) "Special nuclear material" means:
(a) Plutonium, uranium-233, uranium enriched in the isotope 233 or in the isotope 235, and any other material that the United States Nućlear Regulatory Commission, pursuant to the provisions of section 51 of the Atomic Energy Act of 1954, as amended, determines to be special nuclear material, but does not include source material; or
(b) Any material artificially enriched in any of the foregoing, but does not include source material.
(137) "Special nuclear material in quantities not sufficient to form a critical mass" means uranium enriched in the isotope U-235 in quantities not exceeding three hundred fifty grams of contained U-235; Uranium-233 in quantities not exceeding two hundred grams; Plutonium in quantities not exceeding two hundred grams; or any combination of them in accordance with the following formula: For each kind of special nuclear material, determine the ratio between the quantity of that special nuclear material and the quantity specified above for the same kind of special nuclear material. The sum of such ratios for all of the kinds of special nuclear material in combination shall not exceed " 1 " (i.e., unity). For example, the following quantities in combination would not exceed the limitation and are within the formula:
$\frac{175 \text { (grams contained U-235) }}{350}+$
$\frac{50 \text { (grams U-233) }}{200}+$
$\frac{50(\text { grams Pu) }}{200}<1$
(138) "Stochastic effect" means a health effect that occurs randomly and for which the probability of the effect occurring, rather than its severity, is assumed to be a linear function of dose without threshold. Hereditary effects and cancer incidence are examples of stochastic effects. For purposes of these regulations, probabilistic effect is an equivalent term.
(139) "Supplied-air respirator" (SAR) or "airline respirator" means an atmosphere-supplying respirator for which the source of breathing air is not designed to be carried by the user.
(140) "Survey" means an evaluation of the radiological conditions and potential hazards incident to the production, use, release, disposal, or presence of sources of radiation. When appropriate, such evaluation includes, but is not limited to, tests, physical examinations, calculations and measurements of levels of radiation or concentration of radioactive material present.
(141) "Test" means (a) the process of verifying compliance with an applicable regulation, or (b) a method for determining the characteristics or condition of sources of radiation or components thereof.
(142) "These regulations" mean all parts of the rules for radiation protection of the state of Washington.
(143) "Tight-fitting facepiece" means a respiratory inlet covering that forms a complete seal with the face.
(144) "Total effective dose equivalent" (TEDE) means the sum of the deep dose equivalent for external exposures and the committed effective dose equivalent for internal exposures.
(145) "Total organ dose equivalent" (TODE) means the sum of the deep dose equivalent and the committed dose equivalent to the organ or tissue receiving the highest dose.
(146) "United States Department of Energy" means the Department of Energy established by Public Law 95-91, August 4, 1977, 91 Stat. 565, 42 U.S.C. 7101 et seq., to the extent that the department exercises functions formerly vested in the United States Atomic Energy Commission, its chairman, members, officers and components and transferred to the United States Energy Research and Development Administration and to the administrator thereof pursuant to sections 104 (b), (c) and (d) of the Energy Reorganization Act of 1974 (Public Law 93-438, October 11, 1974, 88 Stat. 1233 at 1237, 42 U.S.C. 5814 effective January 19, 1975) and retransferred to the Secretary of Energy pursuant to section 301(a) of the Department of Energy Organization Act (Public Law 95-91, August 4, 1977, 91 Stat. 565 at 577-578, 42 U.S.C. 7151, effective October 1, 1977).
(147) "Unrefined and unprocessed ore" means ore in its natural form prior to any processing, such as grinding, roasting, beneficiating, or refining.
(148) "Unrestricted area" (uncontrolled area) means any area which is not a restricted area. Areas where the external dose exceeds 2 mrem in any one hour or where the public dose, taking into account occupancy factors, will exceed 100 mrem total effective dose equivalent in any one year must be restricted.
(149) "User seal check" (fit check) means an action conducted by the respirator user to determine if the respirator is properly seated to the face. Examples include negative pressure check, positive pressure check, irritant smoke check, or isoamyl acetate check.
(150) "Very high radiation area" means an area, accessible to individuals, in which radiation levels from radiation sources external to the body could result in an individual receiving an absorbed dose in excess of $5 \mathrm{~Gy}(500 \mathrm{rad})$ in one hour at one meter from a source of radiation or one meter from any surface that the radiation penetrates.
(151) "Waste handling licensees" mean persons licensed to receive and store radioactive wastes prior to disposal and/or persons licensed to dispose of radioactive waste.
(152) "Week" means seven consecutive days starting on Sunday.
(153) "Weighting factor" $w_{T}$ for an organ or tissue (T) means the proportion of the risk of stochastic effects resulting from irradiation of that organ or tissue to the total risk of stochastic effects when the whole body is irradiated uniformly. For calculating the effective dose equivalent, the values of $w_{\mathrm{T}}$ are:

ORGAN DOSE WEIGHTING FACTORS

| ORGAN DOSE WEIGHTING FACTORS |  |
| :--- | :---: |
| Organ or |  |
| Tissue | $\mathrm{w}_{\mathrm{T}}$ |
| Gonads | 0.25 |
| Breast | 0.15 |
| Red bone marrow | 0.12 |
| Lung | 0.12 |
| Thyroid | 0.03 |
| Bone surfaces | 0.03 |
| Remainder | $0.30^{\circ}$ |
| Whole Body | $1.00^{\mathrm{b}}$ |

a 0.30 results form 0.06 for each of 5 "remainder" organs, excluding the skin and the lens of the eye, that receive the highest doses.
b For the purpose of weighting the external whole body dose, for adding it to the internal dose, a single weighting factor, $\mathrm{w}_{\mathrm{T}}=\mathbf{1 . 0}$, has been specified. The use of other weighting factors for external exposure will be approved on a case-by-case basis until such time as specific guidance is issued.
(154) "Whole body" means, for purposes of external exposure, head, trunk including male gonads, arms above the elbow, or legs above the knee.
(155) "Worker" means an individual engaged in activities under a license or registration issued by the department and controlled by a licensee or registrant but does not include the licensee or registrant. Where the licensee or registrant is an individual rather than one of the other legal entities defined under "person," the radiation exposure limits for the worker also apply to the individual who is the licensee or registrant. If students of age eighteen years or older are subjected
routinely to work involving radiation, then the students are considered to be workers. Individuals of less than eighteen years of age shall meet the requirements of WAC 246-221050.
(156) "Working level" (WL) means any combination of short-lived radon daughters in 1 liter of air that will result in the ultimate emission of $1.3 \times 10^{5} \mathrm{MeV}$ of potential alpha particle energy. The short-lived radon daughters are - for radon-222: polonium-218, lead-214, bismuth-214, and polo-nium-214; and for radon-220: polonium-216, lead-212, bis-muth-212, and polonium-212.
(157) "Working level month" (WLM) means an exposure to one working level for one hundred seventy hours two thousand working hours per year divided by twelve months per year is approximately equal to one hundred seventy hours per month.
(158) "Year" means the period of time beginning in January used to determine compliance with the provisions of these regulations. The licensee or registrant may change the starting date of the year used to determine compliance by the licensee or registrant provided that the change is made at the beginning of the year and that no day is omitted or duplicated in consecutive years.

WSR 04-23-001
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE
[Order 04-297—Filed November 3, 2004, 4:03 p.m., effective November 3, 2004, 11:59 p.m.]

Effective Date of Rule: November 3, 2004, 11:59 p.m.
Purpose: Amend commercial fishing rules.
Citation of Existing Rules Affected by this Order: Repealing WAC 220-47-31100W and 220-47-31100X; and amending WAC 220-47-311.

Statutory Authority for Adoption: RCW 77.12.047.
Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The Hood Canal chum run size has been updated from 550,000 to 836000 . This regulation adds one day of purse seine fishing to take advantage of this higher than expected chum abundance. Treaty-tribe comanagers have been consulted and agreed to this increase in fishing. There is insufficient time to make this a part of the permanent rules process. This fishery is not expected to exceed chinook or summer chum bycatch levels modeled during the preseason process.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 2.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0 , Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: November 3, 2004.

> Evan Jacoby for Jeff Koenings Director

## NEW SECTION

WAC 220-47-31100X Purse seine-Open periods. (1) Notwithstanding the provisions of Chapter 220-47-311 WAC, effective 11:59 November 3, 2004 through 11:59 November 5, 2004, it is unlawful to take, fish for or possess salmon taken for commercial purposes in Puget Sound Salmon Management and Catch Reporting Areas 7, 7A, 12 or 12B except in accordance with the open periods, mesh size, areas, species restrictions, notification, and landing requirements set forth in this section, provided that unless otherwise
amended, all permanent rules for all other catch reporting areas remain in effect:

| AREA | TIME | - |  | DATE(S) |
| :--- | :--- | :--- | :--- | :--- |
| 7\&7A: | 7AM | - | 5 PM with use of | $11 / 4,11 / 5$ |
|  |  |  | operating recov- <br> ery box |  |
|  | 7AM | - | $2: 30$ PM without <br> recovery box | $11 / 4,11 / 5$ |
| 12 \& 12B | 7 AM | - | 5 PM | $11 / 4$ |

In Area 7 \& 7A Chinook and Coho salmon must be released or placed in an operating recovery box until the fish has recovered or death has occurred. All Chinook and coho must be released alive or dead. In Areas 12 and 12B Chinook Salmon must be released.

## REPEALER

The following section of the Washington Administrative Code is repealed effective 11:59 p.m. November 3, 2004:

WAC 220-47-31100W Purse seine-Open periods. (04-295)
The following section of the Washington Administrative Code is repealed effective 12:01 a.m. November 6, 2004:

WAC 220-47-31100X Purse seine-Open periods.

## WSR 04-23-002 <br> EMERGENCY RULES DEPARTMENT OF LICENSING

[Filed November 4, 2004, 11:41 a.m., effective November 4, 2004.]
Effective Date of Rule: Immediately.
Purpose: Add new section to chapter 308-20 WAC regulating cosmetologists, barbers, manicurists and estheticians. The purpose is to add a new section, which will establish a procedure for appealing an examination failure.

Citation of Existing Rules Affected by this Order: New section WAC 308-20-123 Examination appeal.

Statutory Authority for Adoption: RCW 18.16.030, 43.24.023.

Under RCW 34.05 .350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: RCW 18.16.030(7) requires the department to establish by rule the procedures for an appeal of an examination failure. Currently there is not an appeals process in rule. The department believes that in the best interest of the public an appeals process must be established immediately.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or

Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0 , Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: November 4, 2004.
Trudie Touchette
Administrator

## NEW SECTION

WAC 308-20-123 Examination appeal. (1) An applicant who has received a failing score on the written or practical examination shall be eligible to appeal to the department for a review of the examination results. The department shall only consider appeals regarding significant procedural errors or adverse environmental conditions during the test administration.
(2) The appeal shall be filed with the department within fifteen days after the date of notification of examination results. The appeal shall be made in writing, and shall state the reason for appeal.
(3) The review of the appeal shall be conducted by one or more department staff, or the department's designee, to determine if there is clear and convincing evidence to sustain the applicant's appeal. The director or director's designee shall make the final determination on the appeal.
(4) Within thirty days after the department has made a determination on the appeal, the applicant shall be notified in writing of the results.
(5) In acting on appeals, the department may take such action as it deems appropriate.

## WSR 04-23-013 <br> EMERGENCY RULES <br> DEPARTMENT OF <br> FISH AND WILDLIFE

[Order 04-296-Filed November 5, 2004, 2:32 p.m., effective November 11, 2004, 12:01 a.m.]

Effective Date of Rule: November 11, 2004, 12:01 a.m. Purpose: Amend personal use fishing rules.
Citation of Existing Rules Affected by this Order: Repealing WAC $220-56-36000 \mathrm{C}$; and amending WAC 220-56-360.

Statutory Authority for Adoption: RCW 77.12.047.
Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of
notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Survey results show that adequate clams are available for harvest in Razor Clam Areas 1, 2 and those portions of Razor Clam Area 3 opened for harvest. Washington Department of Health has certified clams from these beaches to be safe for human consumption. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0 , Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: November 5, 2004.
Jeff Koenings Director
by J. Wadsworth

## NEW SECTION

WAC 220-56-36000C Razor clams-Areas and seasons. Notwithstanding the provisions of WAC 220-56-360, it is unlawful to dig for or possess razor clams taken for personal use from any beach in Razor Clam Areas 1, 2, or 3, except as provided for in this section:

1. Effective 12:01 p.m. November 11 through 11:59 p.m. November 13, 2004, razor clam digging is allowed in Razor Clam Area 1, Razor Clam Area 2 and that portion of Razor Clam Area 3 that is between the Grays Harbor North Jetty (Grays Harbor County) and the southern boundary of the Quinault Indian Reservation (Grays Harbor County). Digging is allowed from 12:01 p.m. to 11:59 p.m. each day only.
2. It is unlawful to dig for razor clams at any time in Long Beach, Twin Harbors Beach or Copalis Beach Clam sanctuaries defined in WAC 220-56-372.

## REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. November 14, 2004:

WAC 220-56-36000C Razor clams—Areas and seasons.

## WSR 04-23-014 <br> EMERGENCY RULES <br> DEPARTMENT OF <br> FISH AND WILDLIFE

[Order 04-298-Filed November 5, 2004, 2:33 p.m., effective November 5, 2004, 11:59 p.m.]

Effective Date of Rule: November 5, 2004, 11:59 p.m.
Purpose: Amend commercial fishing regulations.
Citation of Existing Rules Affected by this Order: Repealing WAC 220-47-31100X, 220-47-31100Y, 220-4741100 Y and 220-47-41100Z; and amending WAC 220-47311 and 220-47-411.

Statutory Authority for Adoption: RCW 77.12.047.
Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: It is estimated that there are sufficient harvestable fish remaining in the nontreaty share in Areas 7 and 7A to sustain one additional week of fishing at expected effort and catch levels. Treaty-tribe comanagers have been consulted and agreed to this increase in fishing. In Areas 8,10 and 11 it is estimated that the harvestable share will have been taken. This fishery is not expected to exceed chinook or summer chum by-catch levels modeled during the preseason process. There is insufficient time to promulgate permanent rules.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 2, Amended 0, Repealed 4.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0 , Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: November 5, 2004.

> Jeff Koenings
> Director
> by Larry Peck

## NEW SECTION

WAC 220-47-31100Y Purse seine-Open periods. (1) Notwithstanding the provisions of Chapter 220-47-311 WAC, effective 11:59 p.m. November 5 through November 12, 2004, it is unlawful to take, fish for or possess salmon taken for commercial purposes in Puget Sound Salmon Management and Càtch Reporting Areas 7, 7A, 10, 11 or 12C except in accordance with the open periods, mesh size, areas, species restrictions, notification, and landing requirements
set forth in this section, provided that unless otherwise amended, all permanent rules for all other catch reporting areas remain in effect:

| AREA | TIME | - |  | DATE(S) |
| :---: | :---: | :---: | :---: | :---: |
| 7\&7A: | 7AM | - | 5PM with use of operating recovery box | $\begin{aligned} & 11 / 8,11 / 9,11 / 10, \\ & 11 / 11,11 / 12 \end{aligned}$ |
|  | 7AM | - | 2:30PM without recovery box | $\begin{aligned} & 11 / 8,11 / 9,11 / 10, \\ & 11 / 11,11 / 12 \end{aligned}$ |
| 10\&11 |  |  |  | Closed |
| 12C |  |  |  | Closed |

Chinook and Coho salmon must be released or placed in an operating recovery box until the fish has recovered or death has occurred. All Chinook and coho must be released alive or dead.

## REPEALER

The following section of the Washington Administrative Code is repealed effective 11:59 p.m. November 5, 2004:

WAC 220-47-31100X Purse seine-Open periods. (04-297)

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. November 13, 2004:

> WAC 220-47-31100Y Purse seine-Open periods.

## NEW SECTION

WAC 220-47-41100Z Gill net-Open periods. Notwithstanding the provisions of Chapter 220-47-411 WAC, effective 11:59 p.m. November 5 through November 12, 2004, it is unlawful to take, fish for or possess salmon taken for commercial purposes in Puget Sound Salmon Management and Catch Reporting Areas 7, 7A, 10 or 11 or 12C except in accordance with the open periods, mesh size, areas, species restrictions, notification, and landing requirements set forth in this section, provided that unless otherwise amended, all permanent rules for all other catch reporting areas remain in effect:

| AREA | TIME | - |  | DATE(S) | MINIMUM MESH |
| :--- | :--- | :--- | :--- | :--- | :--- |
| 7,7A: | 7AM | - | $7 P M$ | $11 / 8,11 / 9,11 / 10$, | $61 / 4^{\prime \prime}$ |
|  |  |  |  | $11 / 11,11 / 12$ |  |
| 10,11 |  |  | Closed |  |  |
| 12C |  |  | Closed |  |  |

(2) Fishing vessel operators must be in possession of a "Fish Friendly" Best Fishing Practices certification card documenting attendance of a Best Fishing Practices workshop to participate in any area 7 or 7A salmon fishery.

## REPEALER

The following section of the Washington Administrative code is repealed effective 11:59 p.m. November 5, 2004:

$$
\begin{array}{ll}
\text { WAC 220-47-41100Y } & \begin{array}{l}
\text { Gill net-Open periods. (04- } \\
295)
\end{array}
\end{array}
$$

The following section of the Washington Administrative code is repealed effective 12:01 a.m. November 13, 2004:

WAC 220-47-41100Z Gill net-Open periods.

## WSR 04-23-024 <br> EMERGENCY RULES DEPARTMENT OF SOCLAL AND HEALTH SERVICES

(Children's Administration)
[Filed November 8, 2004, 4:04 p.m., effective November 8, 2004]
Effective Date of Rule: Immediately.
Purpose: The department is adopting a new subchapter in chapter 388-25 WAC that allows Children's Administration to participate in the state supplementary payment (SSP) program. Children's Administration began paying this income supplement to eligible foster children January 1, 2004.

Statutory Authority for Adoption: RCW 74.04.050.
Other Authority: Chapter 371, Laws of 2002 (2001-03 Supplemental Budget - ESSB 6387), RCW 74.04.600 and 74.13.031.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest; and that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: Immediate adoption is necessary to preserve the public health and general welfare by allowing the state to continue to receive federal financial participation (FFP) for its Medicaid program under Title XIX of the Social Security Act. The loss of FFP would effectively terminate medical assistance under Title XIX for low-income families and individuals in the state of Washington. Children's Administration has elected to begin participation in the SSP as of January 1, 2004, to prevent the loss of FFP through contributing to Washington state's maintenance of effort requirement. This action will also directly benefit foster children served through this division. Emergency adoption of these rules is necessary to implement ESSB 6387, to comply with the requirements of federal law cited above, and to implement the 2004 plan for Children's Administration to participate in disbursing state supplementary payments, which was approved by the federal government on February 13, 2004. Children's Administration has filed a notice of intent to adopt permanent rules, WSR 04-07-059. Additional time is required to continue with the rule drafting and public participation process. Children's Administration is using input from eligible recipients and their representative payees on this state supplementary payment program to prepare the proposed rules, which we anticipate filing soon.

Number of Sections Adopted in Order to Comply with Federal Statute: New 6, Amended 0, Repealed 0; Federal

Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0 .

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0 , Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 6, Amended 0, Repealed 0.

Date Adopted: November 3, 2004.
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

## STATE SUPPLEMENTARY PAYMENT PROGRAM

## NEW SECTION

WAC 388-25-1000 What is the State Supplementary Payment (SSP) that is administered by the children's administration (CA)? The State Supplementary Payment (SSP) is a state-paid cash assistance program for specific eligible foster children with the children's administration.

## NEW SECTION

WAC 388-25-1010 What are the eligibility requirements for the CA/SSP program? To be eligible to receive CA/SSP, you must be a foster child eligible for and receiving Supplemental Security Income (SSI), receiving behavior rehabilitation services (BRS) for out-of-home placement services for all or part of a month, and not be eligible for foster care reimbursement under Title IV-E of the Social Security Act (42 U.S.C. 670).

## NEW SECTION

WAC 388-25-1020 When will my eligibility for CA/ SSP be determined? The SSP eligibility verification process is usually done during the month following your potential eligibility for an SSP payment. You will receive a monthly SSP payment when all of the eligibility criteria (WAC 388-251010) have been verified.

## NEW SECTION

WAC 388-25-1030 How will I know if I am eligible to receive a CA/SSP payment? Once you have been identified as eligible for a CA/SSP payment, CA will send out written notification to representative payees, legal guardians, and children age eighteen and above.

## NEW SECTION

WAC 388-25-1040 Can I apply for the CA/SSP program if I am not identified by CA as eligible for the CA/ SSP program? You can apply through children's administra-
tion to determine your eligibility for CA/SSP, but eligibility is limited to those meeting the eligibility requirements in WAC 388-25-1010.

## NEW SECTION

WAC 388-25-1050 What are my appeal rights if CA determines that I am not eligible for CA/SSP? You have the right to appeal children's administration's denial, termination, or reduction of eligibility for the CA/SSP under RCW 74.13.045 and chapter 34.05 RCW and chapter 388-02 WAC.

## WSR 04-23-038 EMERGENCY RULES DEPARTMENT OF <br> SOCIAL AND HEALTH SERVICES

(Children's Administration)
[Filed November 9, 2004, 3:49 p.m., effective November 9, 2004]
Effective Date of Rule: Immediately.
Purpose: The purpose of the emergency filing of amended, new and repealed rules of chapter 388-25 WAC, Child welfare services-Foster care, is to comply with new statute (chapter 183, Laws of 2004) regarding changes to child support collections, including the good cause exemption of the best interest of the child.

Citation of Existing Rules Affected by this Order: Repealing WAC 388-25-0230; and amending WAC 388-250225.

Statutory Authority for Adoption: RCW 74.08.090 and 74.20.040.

Other Authority: Chapter 183, Laws of 2004; RCW 74.20.040, 74.13.020.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest; and that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: Amendments to chapter 38825 WAC, Child welfare services-Foster care, are needed due to changes in statute, chapter 183, Laws of 2004. Permanent rule making could not be completed in time to meet the statutory effective date of July 1,2004 . This notice continues emergency rules filed as WSR 04-15-082. A notice to adopt permanent rules on this subject has been filed as WSR 04-08068. Progress is moving forward on the development of permanent rules. A stakeholder meeting was held on November 2,2004 , to discuss final draft language.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 5, Amended 1, Repealed 1.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 5, Amended 1, Repealed 1.

Date Adopted: November 4, 2004.
Brian H. Lindgren, Manager Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 01-08-047, filed $3 / 30 / 01$, effective $4 / 30 / 01$ )

WAC 388-25-0225 What cases must ((the-depart ment refer)) be referred to the division of child support (DCS)? (( 1 ) The DCES offiee must refer to the division- of ehild suppert every foster eare-placement in-whieh-DCFS partieipates in payment for eare, exeept:
(a) Cases, if ant, in whieh the division-of ehild-suppert has-determined if)) Each case where the department participates in the payment of foster care must be referred to the division of child support, except when:
(1) Pursuing collection would not be cost effective ((te purste-edlection)), including placements of seventy-two hours or less; ( (өf
(b) Cases-xempt by lat fremeollection aetion;-0F
(2) The-ehildren's-administratien must refer to DCS eases in whieh the department determines that suffieient-geod eaturexists to net pursuecollection. The fellewing eenstitute good eause for requesting that DCS net pursue-eolleetion action on fester care eases referred to DCS:
(a) The department's-division-of develepmental disabilities (DPD) has determined that the child is developmentally disabled. DCS-still must establish paternity.
(b) The parent or other legally-obligated persen, or the parent or-other person's child, speuse, or speuse's-child-was the-vietim of the-offense for-which the-ehild was-eommitted to the-eustedy of the jurenile-rehabilitation administration (JRA) and the-ehild is being plaeed direetly inte-fester-care from a JRA facility until this placement episede eleses.
(e) Adeption proeeedings-for the child are pending in ceuft of the eustedial parent is being helped by a private-or public ageney to decide if the ehild will be placed-for adeption.
(d) The ehild was coneeived as aresult of ineest-0r-rape and-establishing paternity-would not be in the chitd's best interest:
(e) The-juvenile-or Tribal-eourt in the-dependeney proeeeding finds that the parents-will be unable to comply with an agreed-reuniffeation plan with the child due to the finant eial hafdship caused by paying child-suppert. The-seciat worker alse may determine that financial hardship eaused by paying ehild suppert will-delay or prevent family reunifieatien.
(f) The eustodial parent and/or the ehild may be placedin danger as a restly of the presence of or petential for demestie abuse perpetrated by the-ther parent or respensible persen))
(2) Pursuing collection is exempt by law; or
(3) A child with developmental disabilities is eligible for admission to or discharged from a residential habilitation center as defined by RCW 71A.10.020(8), unless the child is placed as a result of an action taken under chapter 13.34 RCW.

## NEW SECTION

WAC 388-25-0226 Does children's administration refer foster care cases to the division of child support where "good cause" exists? The children's administration must refer to the division of child support foster care cases in which sufficient good cause exists to not pursue collection or establish support or paternity.

## NEW SECTION

WAC 388-25-0227 What constitutes good cause for not pursuing the collection or establishment of child support or paternity? Children's administration uses the following criteria to determine whether sufficient good cause exists for requesting that DCS not pursue collection or establish child support or paternity on foster care cases:
(1) It is not in the child's best interest;
(2) The parent or other legally obligated person, or the parent or other person's child, spouse, or spouse's child was the victim of the offense for which the child was committed to the custody of the juvenile rehabilitation administration (JRA) and the child is being placed directly into foster care from a JRA facility until this placement episode closes;
(3) Adoption proceedings for the child are pending in court or the custodial parent is being helped by a private or public agency to decide if the child will be placed for adoption;
(4) The child was conceived as a result of incest or rape and establishing paternity would not be in the child's best interest;
(5) The juvenile or Tribal court in the dependency proceeding finds that the parents will be unable to comply with an agreed reunification plan with the child due to the financial hardship caused by paying child support. The social worker also may determine that financial hardship caused by paying child support will delay or prevent family reunification; or
(6) The custodial parent and/or the child may be placed in danger as a result of the presence of or potential for domestic abuse perpetrated by the person that the division of child support would be pursuing for collection action.

## NEW SECTION

WAC 388-25-0228 Does the division of child support pursue collection or establish child support or paternity on cases in which good cause has been determined? If children's administration determines that there is good cause the division of child support does not pursue collection or establish support or paternity on a foster care case.

## NEW SECTION

WAC 388-25-0229 Who may request a good cause determination? The department or a parent, including an adoptive parent or legal guardian, may initiate a request for good cause determination at any time.

## NEW SECTION

WAC 388-25-0231 When may a good cause determination be requested? A request for determination of good cause may be made at any time.

## REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 388-25-0230
Are adoption support cases exempt from referral to the division of child support (DCS) for collection?

## WSR 04-23-048 <br> EMERGENCY RULES <br> BOARD OF PILOTAGE COMMISSIONERS

[Filed November 12, 2004, 8:50 a.m., effective November 12, 2004]
Effective Date of Rule: Immediately.
Purpose: To modify pilot license limitations in order to enable a newly licensed Grays Harbor pilot, during his/her first year, to perform pilotage services on vessels having a higher gross tonnage. To allow a pilot to perform pilotage services in certain cases and with prior board approval on vessels not permitted by his/her restricted license.

Citation of Existing Rules Affected by this Order: Amending WAC 363-116-082 Limitations on new pilots.

Statutory Authority for Adoption: RCW 88.16.105.
Other Authority: RCW 88.16.035.
Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Currently there is only one pilot who holds an unrestricted license in the Grays Harbor pilotage district. A new pilot has been licensed but with a five-year spread of license limitations. In the event the pilot without license limitations is not available, a safety concern could result. Therefore, it is necessary to allow a pilot with license limitations to provide pilotage services in special circumstances.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: November 4, 2004.

Peggy Larson<br>Administrator

AMENDATORY SECTION (Amending WSR 99-08-003, filed $3 / 25 / 99$, effective $4 / 25 / 99$ )

WAC 363-116-082 Limitations on new pilots. (1) The following limitations shall apply to a newly licensed pilot during his/her first five years of active service. Except where otherwise noted, the pilotage assignment may include docking and undocking of vessels within the tonnage limitations. For purposes of this section, the term "tanker" shall in addition to tankers include any combination of tug and tank barge, and any tonnage restrictions thereon shall be calculated by including the gross tonnage of the tug and tank barge combined. All tonnages referred to are international tonnages.
(2) Progressive lifting of tonnage limitations requires a newly licensed pilot to satisfactorily pilot vessels under the direct supervision of a five-year pilot on the familiarization/ training trips listed below. This veteran pilot shall complete and submit an evaluation form for each trip a new pilot performs. All of these trips must, if practical, be completed during the last ninety days of the license year.
(3) Puget Sound pilotage district - License limitations.
(a) First year:
(i) Not authorized to pilot loaded petroleum tankers.
(ii) Not authorized to pilot any vessels in excess of $25,000 \mathrm{gt}$ or $660^{\prime}$ in length.
(iii) Not authorized to pilot any passenger vessels in excess of $5,000 \mathrm{gt}$.
(b) Second year:
(i) Not authorized to pilot loaded petroleum tankers in excess of $25,000 \mathrm{gt}$.
(ii) Not authorized to pilot any vessels in excess of $30,000 \mathrm{gt}$.
(c) Third year:
(i) Not authorized to pilot loaded petroleum tankers in excess of $32,000 \mathrm{gt}$.
(ii) Not authorized to pilot any vessels in excess of 45,000 gt.
(d) Fourth year:
(i) Not authorized to pilot loaded petroleum tankers in excess of $38,000 \mathrm{gt}$.
(ii) Not authorized to pilot any vessels in excess of $60,000 \mathrm{gt}$.
(e) Fifth year:
(i) Not authorized to pilot loaded petroleum tankers in excess of $45,000 \mathrm{gt}$.
(ii) Not authorized to pilot any vessels in excess of 75,000 gt.
(4) Puget Sound pilotage district - Familiarization/training trips.
(a) Prior to the expiration of the FIRST license year, a new pilot must make three familiarization/training trips, two of which shall involve docking loaded petroleum tankers of not more than $30,000 \mathrm{gt}$; and the third trip shall involve a waterway transit of a vessel between 25,000 and $35,000 \mathrm{gt}$.
(b) Prior to the expiration of the SECOND license year, a new pilot must make three familiarization/training trips, two of which shall involve docking loaded petroleum tankers of between 25,000 and $32,000 \mathrm{gt}$; and the third trip shall involve the docking of a vessel between 30,000 and $45,000 \mathrm{gt}$ other than a loaded petroleum tanker.
(c) Prior to the expiration of the THIRD license year, a new pilot must make three familiarization/training trips, one of which shall involve docking a loaded petroleum tanker of between 32,000 and $38,000 \mathrm{gt}$; and two trips shall involve the docking of vessels between 45,000 and 60,000 gt other than loaded petroleum tankers.
(d) Prior to the expiration of the FOURTH license year, a new pilot must make three familiarization/training trips, one of which shall involve docking a loaded petroleum tanker of between 38,000 and $45,000 \mathrm{gt}$; and two trips shall involve the docking of vessels between 60,000 and $75,000 \mathrm{gt}$ other than loaded petroleum tankers.
(e) Prior to the expiration of the FIFTH license year, a new pilot must make three familiarization/training trips which shall involve two trips docking and one trip anchoring loaded petroleum tankers of $55,000 \mathrm{gt}$ or larger.
(f) All of these trips must be complete trips between one port and another port, or between the pilot station and a port.
(5) Grays Harbor pilotage district - License limitations.
(a) First year:
(i) Not authorized to pilot loaded tankers carrying chemical or petroleum products.
(ii) Not authorized to pilot any vessels in excess of ((17,500)) 25,000 gt.
(iii) Not authorized to pilot loaded or partially loaded vessels through the Chehalis River bridge.
(b) Second year:
(i) Not authorized to pilot loaded tankers carrying chemical or petroleum products in excess of $10,000 \mathrm{gt}$.
(ii) Not authorized to pilot any vessels in excess of 20,000 gt.
(c) Third year: Not authorized to pilot any vessels in excess of $22,500 \mathrm{gt}$.
(d) Fourth year: Not authorized to pilot any vessels in excess of $25,000 \mathrm{gt}$.
(e) Fifth year: Not authorized to pilot any vessels in excess of $30,000 \mathrm{gt}$.
(f) Notwithstanding subsection (8) of this section, upon determination that a bona fide safety concern may result from no pilot without license restrictions being available within a reasonable time to pilot a vessel requiring pilotage services, the chair or acting chair of the board, on a single trip basis, may authorize a newly licensed pilot holding a restricted
license to provide pilotage services to the vessel, irrespective of the tonnage, service or location of the assigned berth of the vessel.
(6) Grays Harbor pilotage district - Familiarization/ training trips.
(a) Prior to the expiration of the FIRST license year, a new pilot must make ten familiarization/training trips. Eight of these trips shall be through the Chehalis River bridge on loaded or partially loaded vessels. The other trips may be elsewhere on the waterway but shall be on vessels in excess of $17,500 \mathrm{gt}$.
(b) Prior to the expiration of the SECOND license year, a new pilot must make three familiarization/training trips on vessels in excess of $20,000 \mathrm{gt}$. Two of these trips shall involve docking and passage to or from the sea buoy; and one of these trips shall involve turning the vessel in the waterway.
(c) Prior to the expiration of the THIRD license year, a new pilot must make three familiarization/training trips on vessels in excess of $25,000 \mathrm{gt}$ to or from the sea buoy. Two of these trips shall involve docking these vessels.
(d) Prior to the expiration of the FOURTH license year, a new pilot must make three familiarization/training trips on vessels in excess of $27,500 \mathrm{gt}$ or on the nearest larger size vessels available. Two of these trips shall involve docking these vessels; and one of these trips shall involve turning the vessel in the waterway.
(e) Prior to the expiration of the FIFTH license year, a new pilot must make three familiarization/training trips on vessels in excess of $32,500 \mathrm{gt}$ or on the nearest larger size vessels available.
(7) The initial license shall contain the limitations contained above and list the date of commencement and expiration of such periods. If a newly licensed pilot is unable to pilot for forty-five days or more in any one of the five years, he shall notify the board and request a revised schedule of limitations.
(8) No pilot shall be dispatched to, or accept an assignment on, any vessel which exceeds the limitations of his/her license. On vessels in which there is more than one pilot assigned, the license limitations shall apply only to the pilot in charge.
(9) All limitations on a new pilot's license shall be lifted at the beginning of the sixth year of piloting provided he/she has submitted to the board a statement attesting to the fact that he/she has completed all the required familiarization/ training requirements and the vessel simulator courses required.

## WSR 04-23-054 EMERGENCY RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Medical Assistance Administration)
[Filed November 12, 2004, 4:08 p.m., effective November 12, 2004]
Effective Date of Rule: Immediately.
Purpose: To adopt rules for the reimbursement of bariatric surgery.

Citation of Existing Rules Affected by this Order: Amending WAC 388-531-0150, 388-531-0200, 388-5310650, and 388-531-1600.

Statutory Authority for Adoption: RCW 74.08.090, 74.09.520.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Recent studies of gastric bypass surgeries in Washington show an increased likelihood of complications. Specifically for Medical Assistance Administration (MAA) clients following gastric bypass surgery, recent statistics shows a $2.1 \%$ in-hospital mortality rate (compared to $0.9 \%$ for all other patients in Washington state) and a $3.6 \%$ thirty-day mortality rate following the surgery (compared to $1.7 \%$ for all other Washington state patients). The mortality rates for MAA clients in both instances are more than double that of other patients. The national mortality rate from peer-reviewed literature for gastric bypass surgery is between $0 \%$ and $1 \%$.

Because evidence shows that surgeon experience and competence is one of the most important factors in predicting the likelihood of complications, rules are needed immediately to establish standards for selection of surgeons and hospitals performing gastric bypass surgery for MAA clients. Rules are also needed immediately to establish medial necessity criteria and pre- and post-operative requirements for clients that would further prevent the likelihood of complications.

This continues the emergency rule that is currently in effect under WSR 04-15-090 while MAA completes the permanent rule-making process begun under WSR 04-12-093. MAA anticipates filing the permanent rule proposal (CR102) in December 2004.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 1, Amended 4, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 1, Amended 4, Repealed 0.

Date Adopted: November 9, 2004.
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 01-01-012, filed $12 / 6 / 00$, effective $1 / 6 / 01$ )

WAC 388-531-0150 Noncovered physician-related services-General and administrative. (1) Except as provided in WAC 388-531-0100 and subsection (2) of this section, MAA does not cover the following:
(a) Acupuncture, massage, or massage therapy;
(b) Any service specifically excluded by statute;
(c) Care, testing, or treatment of infertility, frigidity, or impotency. This includes procedures for donor ovum, sperm, womb, and reversal of vasectomy or tubal ligation;
(d) Cosmetic treatment or surgery, except for medically necessary reconstructive surgery to correct defects attributable to trauma, birth defect, or illness;
(e) Experimental or investigational services, procedures, treatments, devices, drugs, or application of associated services, except when the individual factors of an individual client's condition justify a determination of medical necessity under WAC 388-501-0165;
(f) Hair transplantation;
(g) Marital counseling or sex therapy;
(h) More costly services when MAA determines that less costly, equally effective services are available;
(i) Vision-related services listed as noncovered in chapter 388-544 WAC;
(j) Payment for body parts, including organs, tissues, bones and blood, except as allowed in WAC 388-531-1750;
(k) Physician-supplied medication, except those drugs administered by the physician in the physician's office;
(I) Physical examinations or routine checkups, except as provided in WAC 388-531-0100;
(m) Routine foot care. This does not include clients who have a medical condition that affects the feet, such as diabetes or arteriosclerosis obliterans. Routine foot care includes, but is not limited to:
(i) Treatment of mycotic disease;
(ii) Removal of warts, corns, or calluses;
(iii) Trimming of nails and other hygiene care; or
(iv) Treatment of flat feet;
(n) Except as provided in WAC 388-531-1600, weight reduction and control services, procedures, treatments, devices, drugs, products, gym memberships, equipment for the purpose of weight reduction, or the application of associated services.
(o) Nonmedical equipment; and
(p) Nonemergent admissions and associated services to out-of-state hospitals or noncontracted hospitals in contract areas.
(2) MAA covers excluded services listed in (1) of this subsection if those services are mandated under and provided to a client who is eligible for one of the following:
(a) The EPSDT program;
(b) A Medicaid program for qualified Medicare beneficiaries (QMBs); or
(c) A waiver program.

## AMENDATORY SECTION (Amending WSR 01-01-012, filed $12 / 6 / 00$, effective $1 / 6 / 01$ )

WAC 388-531-0200 Physician-related services requiring prior authorization. (1) MAA requires prior authorization for certain services. Prior authorization includes expedited prior authorization (EPA) and limitation extension (LE). See WAC 388-501-0165.
(2) The EPA process is designed to eliminate the need for telephone prior authorization for selected admissions and procedures.
(a) The provider must create an authorization number using the process explained in MAA's physician-related billing instructions.
(b) Upon request, the provider must provide supporting clinical documentation to MAA showing how the authorization number was created.
(c) Selected nonemergent admissions to contract hospitals require EPA. These are identified in MAA billing instructions.
(d) Procedures requiring expedited prior authorization include, but are not limited to, the following:
(i) Bladder repair;
(ii) Hysterectomy for clients age forty-five and younger, except with a diagnosis of cancer(s) of the female reproductive system;
(iii) Outpatient magnetic resonance imaging (MRI) and magnetic resonance angiography (MRA);
(iv) Reduction mammoplasties/mastectomy for geynecomastia; and
(v) Strabismus surgery for clients eighteen years of age and older.
(3) MAA evaluates new technologies under the procedures in WAC 388-531-0550. These require prior authorization.
(4) Prior authorization is required for the following:
(a) Abdominoplasty;
(b) All inpatient hospital stays for acute physical medicine and rehabilitation (PM\&R);
(c) Cochlear implants, which also:
(i) For coverage, must be performed in an ambulatory surgery center (ASC) or an inpatient or outpatient hospital facility; and
(ii) For reimbursement, must have the invoice attached to the claim;
(d) Diagnosis and treatment of eating disorders for clients twenty-one years of age and older;
(e) Osteopathic manipulative therapy in excess of MAA's published limits;
(f) Panniculectomy;
(g) ((Surgieal proeedures related to weight loss or reduetien)) Bariatric surgery (see WAC 388-531-1600); and
(h) Vagus nerve stimulator insertion, which also:
(i) For coverage, must be performed in an inpatient or outpatient hospital facility; and
(ii) For reimbursement, must have the invoice attached to the claim.
(5) MAA may require a second opinion and/or consultation before authorizing any elective surgical procedure.
(6) Children six year of age and younger do not require authorization for hospitalization.

AMENDATORY SECTION (Amending WSR 01-01-012, filed $12 / 6 / 00$, effective $1 / 6 / 01$ )

WAC 388-531-0650 Hospital physician-related services not requiring authorization when provided in MAAapproved centers of excellence or hospitals authorized to provide the specific services. MAA covers the following services without prior authorization when provided in MAAapproved centers of excellence. MAA issues periodic publications listing centers of excellence. These services include the following:
(1) All transplant procedures specified in WAC 388-550-1900;
(2) Chronic pain management services, including outpatient evaluation and inpatient treatment, as described under WAC 388-550-2400. See also WAC 388-531-0700;
(3) Sleep studies including but not limited to polysomnograms for clients one year of age and older. MAA allows sleep studies only in outpatient hospital settings as described under WAC 388-550-6350. See also WAC 388-531-1500; and
(4) Diabetes education, in a DOH -approved facility, per WAC 388-550-6300 ( $($ and
(5) MAA approved-struetured weight loseprograms. See atse-WAC 388-531-1600)).

AMENDATORY SECTION (Amending WSR 01-01-012, filed $12 / 6 / 00$, effective $1 / 6 / 01$ )

WAC 388-531-1600 ((Struetured-weight lese physi-eion-pelated-serwiees)) Bariatric surgery. (MAA eovers struetured-outpatient-weight loss-only-threugh-an-MAAapproved program)) (1) The medical assistance administration (MAA) pays for bariatric surgery for eligible clients when:
(a) The surgery is medically necessary as defined in WAC 388-500-0005:
(b) The provisions of this section are met; and
(c) The surgery is performed in a hospital with a bariatric surgery program, and the hospital:
(i) Is located in the state of Washington; and
(ii) Meets the requirements of WAC 388-550-2301.
(2) If bariatric surgery is requested or prescribed under the EPSDT program, MAA evaluates it as a covered service under EPSDT's standard of coverage that requires the service to be:
(a) Medically necessary;
(b) Safe and effective; and
(c) Not experimental.
(3) MAA authorizes payment for bariatric surgery and bariatric surgery-related services in three stages:
(a) Stage one - initial assessment of client:
(b) Stage two - evaluation for surgery and successful completion of a medically structured diet and exercise program; and

## (c) Stage three - bariatric surgery.

Stage one - initial assessment
(4) Any MAA provider who is licensed to practice medicine in the state of Washington may examine a client requesting bariatric surgery to ascertain if the client meets the criteria listed in subsection (5) of this section.
(5) Bariatric surgery is appropriate when the client meets all of the following criteria:
(a) The client is between twenty-one and fifty-nine years of age;
(b) The client has a body mass index (BMI) of thirty-five or greater:
(c)The client is diagnosed with one of the following:
(i) Diabetes mellitus;
(ii) Degenerative joint disease of a major weight bearing joint(s) (the client must be a candidate for joint replacement surgery if weight loss is achieved); or
(iii) Other rare co-morbid conditions (such as pseudo tumor cerebri) in which there is medical evidence that surgery is medically necessary and that the benefits of surgery outweigh the risk of surgical mortality.
(d) The client has an absence of other medical conditions such as multiple sclerosis (MS) that would increase the client's risk of surgical mortality or morbidity.
(6) If a client meets the criteria in subsection (5) of this section, the provider must request prior authorization from MAA before referring the client to stage two of the bariatric surgery authorization process. The provider must attach a medical report to the request for prior authorization with supporting documentation that the client meets the stage one criteria in subsections (4) and (5) of this section.

## Stage two - evaluations and diet/exercise program

(7) After receiving prior authorization from MAA to begin stage two of the bariatric surgery authorization process, the client must:
(a) Undergo a comprehensive psychosocial evaluation performed by a psychiatrist, licensed psychiatric ARNP, or licensed independent social worker with a minimum of two years postmasters' experience in a mental health setting. Upon completion, the results of the evaluation must be forwarded to MAA. The comprehensive psychosocial evaluation must include:
(i) An assessment of the client's mental status or illness to:
(A) Evaluate the client for the presence of substance abuse problems or psychiatric illness which would preclude the client from participating in presurgical dietary requirements or post-surgical lifestyle changes; or
(B) Document that the client has been successfully treated for psychiatric illness and has been stabilized for at least six months and/or has been rehabilitated and is free from any drug abuse (e.g., alcoholism, illegal drugs, etc.) and has been drug-free for a period of at least one year.
(ii) An assessment and certification of the client's ability to comply with the postoperative requirements such as lifelong required dietary changes and regular follow-up.
(b) Undergo an internal medicine evaluation performed by an intemist to assess the client's preoperative condition and mortality risk. Upon completion, the internist must forward the results of the evaluation to MAA.
(c) Undergo a surgical evaluation by the surgeon who will perform the bariatric surgery (see subsection (11) of this section for surgeon requirements). Upon completion, the surgeon must forward the results of the surgical evaluation to MAA and to the licensed medical provider who is supervis-
ing the client's diet and exercise program (refer to WAC 388-531-1600(7)(d)(ii)).
(d) Enroll in a medically structured diet and exercise program within one hundred and eighty days after receiving authorization from MAA to begin stage two. If the client does not enroll in a medically structured diet and exercise program within one hundred and eighty days from the date of MAA's initial authorization, MAA will cancel the authorization. The client or the client's provider must reapply for prior authorization from MAA to restart stage two.
(i) The purpose of the medically structured diet and exercise program is to demonstrate the client's ability to adhere to the radical and lifelong behavior changes and strict diet that are required after bariatric surgery.
(ii) The medically structured diet and exercise program must:
(A) Be supervised by a licensed medical provider who has a core provider agreement with MAA;
(B) Include monthly visits to the medical provider;
(C) Include counseling twice a month by a registered dietician referred to by the treating provider or surgeon; and
(D) Be at least six months in duration.
(iii) Documentation of the following requirements must be retained in the client's medical file. Copies of the documentation must be forwarded to MAA upon completion of stage two. MAA will evaluate the documentation and authorize the client for surgery if the stage two requirements were successfully completed.
(A) The provider must document the client's compliance in keeping scheduled appointments, the client's progress by serial weight recording, and client's outcome of at least five percent loss of initial body weight;
(B) For diabetic clients, the provider must document the efforts in diabetic control or stabilization;
(C) The registered dietician must document the client's compliance (or noncompliance) in keeping scheduled appointments, and the client's progress by regular journal reporting and regular exercise;
(D) The client must keep a comprehensive journal of active participation in the medically structured diet and exercise program including the activities under (d)(iii)(A), (d)(iii)(B) if appropriate, and (d)(iii)(C) of this subsection.
(8) If the client fails to complete all of the requirements of subsection (7) of this section, MAA will not authorize stage three - bariatric surgery.
(9) MAA grants authorization for stage two once every twelve months preoperative, per client. If the client does not successfully complete all of the stage two criteria, the client or the client's provider must reapply for prior authorization from MAA to begin stage two.

## Stage three - bariatric surgery

(10) MAA may withdraw authorization of payment for bariatric surgery at any time up to the actual surgery if MAA determines that the client is not complying with the requirements of this section.
(11) A surgeon who performs bariatric surgery for medical assistance clients must:
(a) Have a signed core provider agreement with MAA;
(b) Have a valid medical license in the state of Washington; and
(c) Be affiliated with a bariatric surgery program that meets the requirements of WAC 388-550-2301.
(12) For hospital requirements for stage three - bariatric surgery, see WAC 388-530-2301.

## NEW SECTION

WAC 388-550-2301 Hospital and medical criteria requirements for bariatric surgery. (1) The medical assistance administration (MAA) pays a hospital for bariatric surgery and bariatric surgery-related services only when:
(a) The client qualifies for bariatric surgery by successfully completing all requirements under WAC 388-5311600;
(b) The client continues to meet the criteria to qualify for bariatric surgery under WAC 388-531-1600 up to the actual surgery date; and
(c) The hospital providing the bariatric surgery and bariatric surgery-related services meets the requirements in this section and other applicable WAC.
(2) A hospital must meet the following requirements in order to be reimbursed for bariatric surgery and bariatric sur-gery-related services provided to an eligible medical assistance client. The hospital must:
(a) Be located in Washington state and have a current core provider agreement with MAA.
(b) Have an established bariatric surgery program in operation under which at least one hundred bariatric surgery procedures have been performed. The program must have been in operation for at least five years and be under the direction of an experienced board-certified surgeon. In addition, MAA requires the bariatric surgery program to:
(i) Have a mortality rate of two percent or less;
(ii) Have a morbidity rate of fifteen percent or less;
(iii) Document patient follow-up for at least five years post surgery;
(iv) Have an average weight loss of fifty percent or more achieved by patients at five years post surgery; and
(v) Have a re-operation or revision rate of five percent or less.
(c) Submit documents to MAA that verify the performance requirements listed in this section. The hospital must receive approval from MAA prior to performing a bariatric surgery for a medical assistance client.
(3) MAA waives the program requirements listed in subsection (2)(b) of this section if the hospital participates in a statewide bariatric surgery quality assurance program such as the Clinical Outcomes Assessment Program (COAP).
(4) See WAC 388-531-1600(11) for requirements for surgeons who perform bariatric surgery.
(5) Authorization does not guarantee payment. Authorization for bariatric surgery and bariatric surgery-related services is valid only if:
(a) The client is eligible on the date of service; and
(b) The provider meets the criteria in this section and other applicable WAC to perform bariatric surgery and/or to provide bariatric surgery-related services.

## WSR 04-23-055 <br> EMERGENCY RULES DEPARTMENT OF

 SOCLAL AND HEALTH SERVICES(Economic Services Administration)
[Filed November 12, 2004, 4:10 p.m., effective November 12, 2004]
Effective Date of Rule: Immediately.
Purpose: The Division of Child Support (DCS) is amending WAC 388-14A-8100 to remove subsection (2), dealing with the enforcement of support obligations for children with developmental disabilities who are in foster care. Changes to this rule are necessary because of amendments to RCW 13.34.160, 14.34.270, 74.13.031, 74.13.350, and 74.20A. 030 in the 2004 legislative session (chapter 183, Laws of 2004). Under prior statutes, DCS was prohibited from enforcing child support obligations for children with developmental disabilities when the children were in foster care. Statutory changes now allow for enforcement of support obligations for those children under certain circumstances. DCS must remove the blanket statement in its rules to allow us to comply with these changes.

Citation of Existing Rules Affected by this Order: Amending WAC 388-14A-8100.

Statutory Authority for Adoption: RCW 13.34.160(3), 14.34.270(7), 74.08.090, 74.13.031(11), 74.13.350, 74.20A.030(4), and 74.20A. 310 .

Other Authority: Chapter 183, Laws of 2004.
Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest; and that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: Under prior statutes, DCS was prohibited from enforcing child support obligations for children with developmental disabilities when the children were in foster care. In an effort to provide clear statements of policy for the public, WAC 388-14A-8100(2) therefore stated that "DCS does not enforce or establish support obligations for children in foster care who have been certified as eligible for DDD services." Since statutory changes now allow for enforcement of support obligations for those children under certain circumstances, DCS must remove the blanket statement in its rules or else we cannot establish or enforce these support obligations. Enforcement of support obligations for these children serves the public interest and legislative intent of having all parents be responsible for the care and support of their children; failure of DCS to establish or enforce support as required by statute may result in a violation of the state plan under Title IV-D of the federal Social Security Act, which could jeopardize the funding of the state's child support enforcement program.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 1, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: November 8, 2004.
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 01-03-089, filed $1 / 17 / 01$, effective $2 / 17 / 01$ )

WAC 388-14A-8100 Are there special rules for setting child support for children in foster care? (( $( \pm))$ ) Child support obligations for children in foster care are set under chapter 26.19 RCW, just like any other support obligation.
(( $(2)$ Thedivision of ehild-stippert does notestablish -or enforee suppert obligations for ehildren in fester eare-whe have been eertified aseligible for DDD serviees:))

## WSR 04-23-056 <br> EMERGENCY RULES DEPARTMENT OF FISH AND WILDLIFE

[Order 04-301—Filed November 12, 2004, 4:21 p.m., effective November 12, 2004, 11:59 p.m.]

Effective Date of Rule: November 12, 2004, 11:59 p.m. Purpose: Amend commercial fishing rules.
Citation of Existing Rules Affected by this Order: Repealing WAC 220-47-31100Y and 220-47-41100Z; and amending WAC 220-47-311 and 220-47-411.

Statutory Authority for Adoption: RCW 77.12.047.
Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: It is estimated that the nontreaty share of harvestable chum has been taken in these areas. Treaty-tribe comanagers have been consulted. There is insufficient time to make this a part of the permanent rules process.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 2, Amended 0, Repealed 2.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: November 12, 2004.

Evan Jacoby<br>for Jeff Koenings<br>Director

## NEW SECTION

WAC 220-47-31100Z Purse seine-Open periods. Notwithstanding the provisions of Chapter 220-47-311 WAC, effective 11:59 p.m. November 12, 2004 until further notice it is unlawful to take, fish for or possess salmon taken for commercial purposes in Puget Sound Salmon Management and Catch Reporting Areas 10, 11, 12, 12B or 12C except in accordance with the open periods, mesh size, areas, species restrictions, notification, and landing requirements set forth in this section, provided that unless otherwise amended, all permanent rules for all other catch reporting areas remain in effect:

| AREA | TIME | DATE(S) |
| :--- | :--- | :--- |
| 10\&11 |  | Closed |
| 12\&12B |  | Closed |
| 12C |  | Closed |

## REPEALER

The following section of the Washington Administrative Code is repealed effective 11:59 p.m. November 12, 2004:

WAC 220-47-31100Y Purse seine-Open periods.

## NEW SECTION

WAC 220-47-41100A Gill net-Open periods. Notwithstanding the provisions of Chapter 220-47-411 WAC, effective 11:59 p.m November 12, 2004 until further notice it is unlawful to take, fish for or possess salmon taken for commercial purposes in Puget Sound Salmon Management and Catch Reporting Areas 10, 11, 12, 12B or 12C except in accordance with the open periods, mesh size, areas, species restrictions, notification, and landing requirements set forth in this section, provided that unless otherwise amended, all permanent rules for all other catch reporting areas remain in effect:

| AREA | TIME | DATE(S) |
| :--- | :--- | :--- |
| 10,11 |  | MINIMUM MESH |
| 12,12B |  | Closed |
| 12C |  | Closed |
| 12" |  |  |

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

## REPEALER

The following section of the Washington Administrative code is repealed effective 11:59 p.m. November 12, 2004:

WAC 220-47-41100Z Gill net-Open periods.

> WSR 04-23-069
> EMERGENCY RULES
> DEPARTMENT OF
> SOCIAL AND HEALTH SERVICES
> (Medical Assistance Administration)
[Filed November 15, 2004, 3:57 p.m., effective November 15, 2004]
Effective Date of Rule: Immediately.
Purpose: Amending WAC 388-519-0110 Spenddown of excess income for the medically needy program, to add that unpaid medical expenses as well as paid medical expenses can be used to reduce spenddown due to excess income during the base period. This rule will keep Washington state in compliance with federal regulations.

Citation of Existing Rules Affected by this Order: Amending WAC 388-519-0110.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057, and 74.08.090.

Under RCW 34.05.350 the agency for good cause finds that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: The state must comply with the federal program rule 42 C.F.R. 435.831 in order to continue receiving federal funds.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 1, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: November 10, 2004.
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 98-16-044, filed 7/31/98,effective 9/1/98)

WAC 388-519-0110 Spenddown of excess income for the medically needy program. (1) The person applying for MN medical coverage chooses a three month or a six month base period for spenddown calculation. The months must be
consecutive calendar months unless one of the conditions in subsection (4) of this section apply.
(2) A person's base period begins on the first day of the month of application, subject to the exceptions in subsection (4) of this section.
(3) A separate base period may be made for a retroactive period. The retroactive base period is made up of the three calendar months immediately prior to the month of application.
(4) A base period may vary from the terms in subsections (1), (2), or (3) of this section if:
(a) A three month base period would overlap a previous eligibility period; or
(b) A client is not or will not be resource eligible for the required base period; or
(c) The client is not or will not be able to meet the TANF-related or SSI-related requirement for the required base period; or
(d) The client is or will be eligible for categorically needy (CN) coverage for part of the required base period; or
(e) The client was not otherwise eligible for MN coverage for each of the months of the retroactive base period.
(5) The amount of a person's "spenddown" is calculated by the department. The MN countable income from each month of the base period is compared to the MNIL. The excess income from each of the months in the base period is added together to determine the "spenddown" for the base period.
(6) If income varies and a person's MN countable income falls below the MNIL for one or more months, the difference is used to offset the excess income in other months of the base period. If this results in a spenddown amount of zero dollars and cents, see WAC 388-519-0100(5).
(7) Once a person's spenddown amount is known, their qualifying medical expenses are subtracted from that spenddown amount to determine the date of eligibility. The following medical expenses are used to meet spenddown:
(a) First, Medicare and other health insurance deductibles, coinsurance charges, enrollment fees, or copayments;
(b) Second, medical expenses which would not be covered by the MN program;
(c) Third, hospital expenses paid by the person during the base period;
(d) Fourth, hospital expenses, regardless of age, owed by the applying person;
(e) Fifth, other medical expenses, potentially payable by the MN program, which have been paid by the applying person during the base period; and
(f) Sixth, other medical expenses, potentially payable by the MN program which are owed by the applying person.
(8) If a person meets the spenddown obligation at the time of application, they are eligible for MN medical coverage for the remainder of the base period. The beginning date of eligibility would be determined as described in WAC 388-416-0020.
(9) If a person's spenddown amount is not met at the time of application, they are not eligible until they present evidence of additional expenses which meets the spenddown amount.
(10) To be counted toward spenddown, medical expenses must:
(a) Not have been used to meet a previous spenddown; and
(b) Not be the confirmed responsibility of a third party. The entire expense will be counted unless the third party confirms its coverage within:
(i) Forty-five days of the date of the service; or
(ii) Thirty days after the base period ends; and
(c) Meet one of the following conditions:
(i) Be an unpaid liability at the beginning of the base period and be for services for:
(A) The applying person; or
(B) A family member legally or blood-related and living in the same household as the applying person.
(ii) Be for services or products received ((and)) either paid ((fer)) or unpaid during the base period; or
(iii) Be for services received and paid for during a previous base period if that client payment was made necessary due to delays in the certification for that base period.
(11) An exception to the provisions in subsection (10) of this section exists. Medical expenses the person owes are applied to spenddown even if they were paid by or are subject to payment by a publicly administered program during the base period. To qualify, the program cannot be federally funded or make the payments of a person's medical expenses from federally matched funds. The expenses do not qualify if they were paid by the program before the first day of the base period.
(12) The following medical expenses which the person owes are applied to spenddown. Each dollar of an expense or obligation may count once against a spenddown cycle that leads to eligibility for MN coverage:
(a) Charges for services which would have been covered by the department's medical programs as described in chapter 388-529 WAC, less any confirmed third party payments which apply to the charges; and
(b) Charges for some items or services not typically covered by the department's medical programs, less any third party payments which apply to the charges. The allowable items or services must have been provided or prescribed by a licensed health care provider; and
(c) Medical insurance and Medicare copayments or coinsurance (premiums are income deductions under WAC 388-519-0100(4)); and
(d) Medical insurance deductibles including those Medicare deductibles for a first hospitalization in sixty days.
(13) Medical expenses may be used more than once if:
(a) The person did not meet their total spenddown amount and did not become eligible in that previous base period; and
(b) The medical expense was applied to that unsuccessful spenddown and remains an unpaid bill.
(14) To be considered toward spenddown, written proof of medical expenses must be presented to the department. The deadline for presenting medical expense information is thirty days after the base period ends unless good cause for delay can be documented.
(15) Once a person meets their spenddown and they are issued a medical identification card for MN coverage, newly
identified expenses cannot be considered toward that spenddown. Once the application is approved and coverage begins the beginning date of the certification period cannot be changed due to a clients failure to identify or list medical expenses.

> WSR 04-23-071
> EMERGENCY RULES
> DEPARTMENT OF FISH AND WILDLIFE
[Order 04-302-Filed November 15, 2004, 4:14 p.m., effective November $15,2004]$

Effective Date of Rule: Immediately.
Purpose: Amend recreational fishing rules.
Citation of Existing Rules Affected by this Order: Amending WAC 220-56-265.

Statutory Authority for Adoption: RCW 77.12.047.
Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This change is needed for orderly fisheries. The current mesh size restriction is confusing, especially regarding the measurement of wire mesh. Changing the regulation by one-eighths inch will not diminish our conservation goals but result in a more orderly fishery until permanent rules can be developed. There is insufficient time to make this a part of the permanent rules process.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: November 15, 2004.

> J. P. Koenings
> Director
> by Larry Peck
anchovies and smelt taken for personal use in marine waters except with hand dip net gear not exceeding 36 inches across the bag frame having a maximum mesh size of three-eights inch measured knot to the nearest knot or one-half inch measured corner to the next nearest corner for wire mesh, and forage fish jigger gear having not more than three treble or nine single hooks.

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

## WSR 04-23-072 <br> EMERGENCY RULES <br> DEPARTMENT OF <br> FISH AND WILDLIFE

[Order 04-303—Filed November 15, 2004, 4:15 p.m., effective November $15,2004]$

Effective Date of Rule: Immediately.
Purpose: Amend commercial fishing rules.
Citation of Existing Rules Affected by this Order: Repealing WAC $220-88 \mathrm{C}-04000 \mathrm{E}$; and amending WAC 220-88C-040.

Statutory Authority for Adoption: RCW 77.12.047.
Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Quotas have not been fulfilled. There is insufficient time to make this a part of the permanent rules process.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: November 15, 2004.
J. P. Koenings

Director

## NEW SECTION

WAC 220-56-26500A Forage fish-Lawful gear. Notwithstanding the provisions of Chapter 220-56-265 WAC, effective immediately until further notice it is unlawful to take, fish for an possess herring, candlefish, pilchards,

## NEW SECTION

WAC 220-88C-04000E Coastal pilchard fisherySeasons and lawful catch. Notwithstanding the provisions of WAC 220-88C-040, effective immediately
(1) The coastal pilchard fishery season is open to purse seine fishing until November 30, 2004. Fishing under an experimental commercial fishery permit for pilchard is closed within three miles of shore.

## REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. December 1, 2004.

WAC 220-88C-04000E Coastal pilchard fisherySeasons and lawful catch.

## WSR 04-23-083 <br> EMERGENCY RULES <br> DEPARTMENT OF FISH AND WILDLIFE <br> [Order 04-304—Filed November 16, 2004, 3:31 p.m., effective November 19, 2004, 8:00 a.m.]

Effective Date of Rule: November 19, 2004, 8:00 a.m. Purpose: Amend commercial fishing rules.
Citation of Existing Rules Affected by this Order: Repealing WAC $220-52-04000 \mathrm{E}$; and amending WAC 220 -52-040.

Statutory Authority for Adoption: RCW 77.12.047.
Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Pot limit changes for the commercial crab fishery in the Puget Sound licensing district are to maintain commercial harvest allocation objectives. Pot limitations are the primary tool for in-season adjustments of the fishery and may reflect a change in conditions such as harvest rates, or state/treaty balances. There is insufficient time to promulgate permanent rule.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: November 16, 2004.

> J. P. Koenings
> Director

## NEW SECTION

WAC 220-52-04000F Commercial crab fisheryLawful and unlawful gear, methods, and other unlawful acts. Notwithstanding the provisions of WAC 220-52-040:
(1) Effective 6:00 p.m. November 19, 2004 until further notice, it is unlawful for any person to fish for crabs for commercial purposes with more than 50 pots per license, per buoy tag number in Marine Fish Shellfish Catch Reporting Areas $20 \mathrm{~A}, 20 \mathrm{~B}, 21 \mathrm{~A}, 21 \mathrm{~B}, 22 \mathrm{~A}$, and 22B. The remaining 50 buoy tags per license must be onboard the designated vessel and available for inspection in the pot limited areas.
(2) Effective immediately until further notice, it is unlawful for any person to fish for crabs for commercial purposes with more than 75 pots per license, per buoy tag number in Marine Fish Shellfish Catch Reporting Areas 23C, 29, 23D, 25A, 25E, 24A, 24B, 24C, 24D, and 26A-E. The remaining 25 buoy tags per license must be onboard the designated vessel and available for inspection in the pot limited areas.

## REPEALER

The following section of the Washington Administrative Code is repealed 6:00 p.m. November 19, 2004 :

WAC 220-52-04000E Commercial crab fisheryLawful and unlawful gear, methods, and other unlawful acts. (04-288)

## WSR 04-23-084 <br> EMERGENCY RULES <br> DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Aging and Disability Services Administration)
[Filed November 16, 2004, 4:28 p.m., effective November 16, 2004]
Effective Date of Rule: Immediately.
Purpose: The Division of Developmental Disabilities has received approval from the federal Centers for Medicare and Medicaid Services (CMS) to implement four home and community based service (HCBS) waivers, which replace the current community alternatives program (CAP) waiver.

These rules will clarify eligibility, provider qualifications and client appeal rights. This filing includes new WAC 388-825-125 through 388-825-165 and 388-825-300 through $388-825-400$. These rules separate the rules on provider qualifications and appeals from the new rules contained in chapter 388-845 WAC and replace the emergency rules related to WAC 388-825-120 and new WAC 388-825-125 through 388-825-165 and 388-825-300 through 388-825-400 filed as WSR 04-16-019. The new rules contained in chapter 388-845 WAC are contained in emergency filing WSR 04-20-018.

Citation of Existing Rules Affected by this Order: Repealing WAC 388-825-170, 388-825-180, 388-825-190, 388-825-260, 388-825-262, 388-825-264, 388-825-266, 388 -825-268, 388-825-270, 388-825-272, 388-825-276, 388-825-

278, 388-825-280, 388-825-282 and 388-825-294; and amending WAC 388-825-120.

Statutory Authority for Adoption: RCW 71A.12.030, 71A.12.120.

Other Authority: Chapter 71A. 12 RCW.
Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest; and that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: The approval of the HCBS waivers by CMS required the department to implement new rules by April 1, 2004, to protect the health and welfare of eligible clients by ensuring no interruption in services to current participants in the CAP waiver occurs, and to ensure a continuation of federal matching funds under 42 C.F.R. 441, Subpart G Home and Community Based Services-Waiver Requirements.

These rules were originally filed on an emergency basis as WSR 04-08-020. The department has filed a notice of intent to adopt permanent rules as WSR 03-20-103. Ongoing negotiations with CMS and the need to obtain extensive feedback from stakeholders have delayed the filing of proposed rules for adoption on a permanent basis until the negotiations are completed and the feedback is obtained.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 29, Amended 1, Repealed 15; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 29, Amended 1, Repealed 15.

Date Adopted: November 15, 2004.

## Brian H. Lindgren, Manager

Rules and Policies Assistance Unit
Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 04-24 issue of the Register.

## WSR 04-23-086 EMERGENCY RULES DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Aging and Disability Services Administration)
[Filed November 16, 2004, 4:36 p.m., effective November 16, 2004]

## Effective Date of Rule: Immediately.

Purpose: Revise the existing emergency rule, filed as WSR 04-21-062, to include provisions for children under the age of six. WSR 04-21-062 inadvertently excluded this population. These rules limit the required inventory of client and agency planning (ICAP) eligibility review of persons eligible for and receiving services from the Division of Developmental Disabilities (DDD); expand eligibility criteria to retain eligibility for persons not meeting current ICAP scores and clarify language to prevent incorrect decisions of denial or termination. A notice of intent to adopt rules has been filed as WSR 02-07-107 to adopt permanent rules. Constituent meetings and constituent feedback are occurring and the intent is to file the CR-102 proposed rule-making notice soon.

Citation of Existing Rules Affected by this Order: Amending WAC 388-825-030.

Statutory Authority for Adoption: RCW 71A.12.030, 71A12.120 [71A.12.120].

## Other Authority: Chapter 71A. 12 RCW.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: When the ICAP is readministered, many clients lose eligibility and services necessary for their or the community's health and safety. These rules eliminate the required ICAP reviews every twenty-four months for persons currently eligible under ICAP rules and who are receiving paid services from DDD, thus preventing their termination from DDD paid services until permanent rules can be adopted. Other amended ICAP review times will better ensure transition of services.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0 , Amended 0, Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: November 15, 2004.
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 02-16-014, filed $7 / 25 / 02$, effective $8 / 25 / 02$ )

WAC 388-825-030 Eligibility for services. (1) A developmental disability is a condition which meets all of the following:
(a) A condition defined as mental retardation, cerebral palsy, epilepsy, autism, or another neurological or other condition as described under WAC 388-825-030;
(b) Originates before the individual reaches eighteen years of age;
(c) Is expected to continue indefinitely; and
(d) Results in a substantial handicap.
(2) Mental retardation is a condition resulting in significantly subaverage general intellectual functioning as evidenced by:
(a) A diagnosis of mental retardation documented by a licensed psychologist or certified school psychologist; and
(b) A substantial handicap when the individual has an intelligence quotient score of more than two standard deviations below the mean using the Stanford-Binet, Wechsler, or Leiter International Performance Scale; and
(c) An intelligence quotient score which is not:
(i) Expected to improve with treatment, instruction, or skill acquisition above the established level; or
(ii) Attributable to mental illness or other psychiatric condition; and
(d) Meeting the requirements of developmental disability under subsection (1)(b) and (c) of this section.
(3) Cerebral palsy is a condition evidenced by:
(a) A diagnosis of cerebral palsy by a licensed physician; and
(b) A substantial handicap when, after forty-eight months of age:
(i) An individual needs direct physical assistance in two or more of the following activities:
(A) Eating;
(B) Dressing;
(C) Bathing;
(D) Toileting; or
(E) Mobility; or
(ii) An individual meets the requirements under subsection (6)(b) of this section; and
(c) Meeting the requirements under subsection (1)(b) and (c) of this section.
(4) Epilepsy is a condition evidenced by:
(a) A diagnosis of epilepsy by a board-eligible neurologist, including documentation the condition is chronic; and
(b) The presence of partially controlled or uncontrolled seizures; and
(c) A substantial handicap when the individual:
(i)(A) Requires the presence of another individual to monitor the individual's medication, and is certified by a physician to be at risk of serious brain damage/trauma without direct physical assistance from another individual; or
(B) In the case of individuals eighteen years of age or older only, requires the presence of another individual to monitor the individual's medication, and is unable to monitor the individual's own medication resulting in risk of medication toxicity or serious dosage side effects threatening the individual's life; or
(ii) Meets the requirements under subsection (6)(b) of this section; and
(d) Meeting the requirements under subsection (1)(b) and (c) of this section.
(5) Autism is a condition evidenced by:
(a) A specific diagnosis, by a board-eligible psychiatrist or licensed clinical psychologist, of autistic disorder, a particular diagnostic subgroup of the general diagnostic category pervasive developmental disorders; and
(b) A substantial handicap shown by:
(i) The presence of significant deficits of social and communication skills and marked restriction of activities of daily living, as determined by one or more of the following persons with at least one year's experience working with autistic individuals:
(A) Licensed psychologists;
(B) Psychiatrists;
(C) Social workers;
(D) Certified communication disorder specialists;
(E) Registered occupational therapists;
(F) Case managers;
(G) Certificated educators; and
(H) Others; or
(ii) Meeting the requirements under subsection (6)(b) of this section; and
(c) Meeting the requirements under subsection (1)(b) and (c) of this section.
(6) Another neurological or other condition closely related to mental retardation, or requiring treatment similar to that required for individuals with mental retardation is a condition evidenced by:
(a)(i) Impairment of the central nervous system as diagnosed by a licensed physician; and
(ii) A substantial handicap when, after forty-eight months of age, an individual needs direct physical assistance with two or more of the following activities:
(A) Eating;
(B) Dressing;
(C) Bathing;
(D) Toileting; or
(E) Mobility; and
(iii) An intelligence quotient score of at least one and one-half standard deviations below the mean, using the Wechsler Intelligence Scale, the Stanford-Binet, or the Leiter International Performance Scale; and
(iv) Meeting the requirements under subsection (1)(b) and (c) of this section; or
(b) A condition evidenced by:
(i) An intelligence quotient score at least one and onehalf standard deviations below the mean, using the Wechsler Intelligence Scale, the Stanford-Binet, or the Leiter International Performance Scale; or
(ii) If the individual's intelligence score is higher than one and one-half standard deviations below the mean, then current or previous eligibility for participation in special education, under WAC 392-172-114 through 392-172-150, shall be demonstrated. Such participation shall not currently or at eighteen years of age be solely due to one or more of the following:
(A) Psychiatric impairment;
(B) Serious emotional/behavioral disturbance; or
(C) Orthopedic impairment; and
(iii) A substantial handicap when a standard score of more than two standard deviations below the mean in each of four domains of the adaptive behavior section of the Inventory for Client and Agency Planning (ICAP) is obtained, the domains identified as:
(A) Motor skills;
(B) Social and communication skills;
(C) Personal living skills;
(D) Community living skills; and
(iv) There is no evidence of other conditions or impairments unrelated to the eligible condition currently affecting adaptive functioning:
(v) Meets the requirements under subsection (1)(b) and (c) of this section;
(vi) A child who does not meet the ICAP scoring criteria in (iii) above, can retain eligibility if the child meets the criteria in (viii) below, if the child is currently eligible under WAC 388-825-030 (6)(c);
(vii) The ICAP is ((administered-at least every twenty four-menths; and
(v) Is net attributable to mental-iltness, persenality and behavioraldiserders, or other psyehintric conditions; and
(vi) Meets the requirements under subsection ( 1 )(b) and (e) of this-seetion; or)) readministered to eligible persons in the following circumstances:
(A) Prior to age eighteen if the child is receiving paid services from the division of developmental disabilities (DDD); or
(B) Prior to transition from foster care into adult services at age eighteen or older; or
(C) Prior to the initial authorization of DDD paid services for persons not currently receiving paid services from DDD; or
(D) If the department discovers the evidence used to make the most recent eligibility determination is insufficient. in error, fraudulent, or new information becomes available that does not support your current eligibility.
(viii) Persons previously eligible under subsection (6)(b) of this section who are found ineligible under subsection (6)(b)(vii) of this section will retain eligibility for DDD if they meet all of the following criteria in (A), (B), and (C) below:
(A) There is evidence of a diagnosis of a condition or disorder resulting in significant limitations in both cognitive and adaptive functioning:
(I) The diagnosis of the condition or disorder must be made by a licensed physician, licensed psychologist or neurologist and is due to a neurological condition, central nervous system disorder involving the brain or spinal column, or chromosomal disorder.
(II) The diagnosis is excluded if it is a psychiatric disorder that has not been scientifically established as due to a neurological condition, central nervous system disorder involving the brain or spinal column, or chromosomal disorder.
(B) There is evidence that the eligible condition or disorder results in significant limitations in cognitive functioning as evidenced by a full scale intelligence quotient (FSIO) of
1.5 or more standard deviations below the mean. If the person does not meet this FSIQ evidence, then there must be evidence of:
(I) A delay of at least twenty-five percent of the chronological age in two academic areas at the time of the most current testing; or
(II) In the absence of school records to substantiate (B)(I) of this subsection, the department may review and accept other information.
(C) If criteria is met under (A) and (B) above, and there is no evidence of other conditions or impairments unrelated to the eligible condition currently affecting adaptive functioning, the following evidence will determine if the eligible condition or disorder results in a substantial limitation in adaptive functioning:
(I) A Vineland administered by a qualified person within the past two years resulting in an adaptive behavior composite score of sixty-nine; or
(II) An ICAP administered by the department resulting in a broad independence score at or below the score specific to the age of the applicant at the time of the administration of the ICAP. The score specific to age is as follows:

| Age | Score at or below |
| :---: | :---: |
| $\underline{6}$ | $\underline{449}$ |
| $\underline{7}$ | $\underline{456}$ |
| $\underline{8}$ | $\underline{463}$ |
| $\underline{9}$ | $\underline{469}$ |
| $\underline{10}$ | $\underline{476}$ |
| $\underline{41}$ | $\underline{482}$ |
| $\underline{12}$ | $\underline{487}$ |
| $\underline{13}$ | $\underline{492}$ |
| $\underline{14}$ | $\underline{497}$ |
| $\underline{501}$ |  |
| $\underline{16}$ | $\underline{505}$ |
| $\underline{509}$ |  |

(c) A child under six years of age at risk of developmental disability, as measured by developmental assessment tools and administered by qualified professionals, showing a substantial handicap as evidenced by one of the following:
(i) A delay of at least twenty-five percent of the chronological age in one or more developmental areas between birth and twenty-four months of age; or
(ii) A delay of at least twenty-five percent of the chronological age in two or more developmental areas between twenty-five and forty-eight months of age; or
(iii) A delay of at least twenty-five percent of the chronological age in three or more developmental areas between forty-nine and seventy-two months of age; and
(iv) Such eligibility shall be subject to review at any time, but at least at thirty-six months of age and at least sev-enty-two months of age;
(v) Developmental areas as described in subsection (6)(c) of this section are:
(A) Fine or gross motor skills;
(B) Self-help skills;
(C) Expressive and receptive communication skills, including American sign language skills;
(D) Social skills; and
(E) Cognitive, academic, or problem-solving skills.
(vi) Qualified professionals, as described in subsection (6)(c) of this section, include, but are not limited to, the following professionals with at least one year's experience and training in the field of child development and preferably in the area of developmental disabilities:
(A) Licensed physicians;
(B) Licensed psychologists;
(C) Certified communication disorder specialists;
(D) Registered occupational therapists;
(E) Licensed physical therapists;
(F) Case managers;
(G) Registered public health nurses; and
(H) Educators.
(vii) Any standardized developmental assessment tool may be used if the tool:
(I) Is reasonably reliable and valid by professional standards; and
(II) Demonstrates the information required to make a determination of the developmental delay; or
(d) A child under six years of age having a diagnosis of Down Syndrome.

## WSR 04-23-087 <br> EMERGENCY RULES SECRETARY OF STATE

[Filed November 16, 2004, 4:40 p.m., effective November 16, 2004]
Effective Date of Rule: Immediately.
Purpose: To clarify and define the purpose by which the Secretary of State certifies voting systems and to add testing procedures for new electronic voting equipment required by new federal law.

Citation of Existing Rules Affected by this Order: Amending WAC 434-333-010 through 434-333-300; and new sections WAC 434-230-175, 434-230-177, 434-253085, and 434-261-045.

Statutory Authority for Adoption: RCW 29A.12.020.
Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest; and that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: New state law as of April 1, 2004, defined how primary ballots would be counted. Several of the counties' tabulation systems cannot count ballots according to the new law without an upgrade to their systems. This change in law necessitated a more detailed emergency certification process in order to implement the primary this year. New federal law (Help America Vote Act of 2002) also requires the use of disability access devices at each poll site.

As counties move to these electronic systems, new procedures for testing are needed in WAC.

Number of Sections Adopted in Order to Comply with Federal Statute: New 14, Amended 3, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 2, Amended 3, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 17, Amended 21, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 33, Amended 27, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Date Adopted: November 16, 2004.

Steve Excell<br>Assistant Secretary of State

## NEW SECTION

WAC 434-230-175 Direct recording electronic ballots. The electronic record produced and counted by poll-site direct recording electronic voting devices is the official record of each vote for election purposes. The paper record produced as a requirement in WAC 434-333-020(6) must be stored and maintained for use only in the following specified circumstances:
(1) In the event of a mandatory hand recount of votes under RCW 29A.64.020;
(2) In the event of a requested recount under RCW 29A.64.010;
(3) By order of the county canvassing board; and
(4) By order of a court of competent jurisdiction.

## NEW SECTION

WAC 434-230-177 Preservation of paper records of poll-site based electronic voting devices. The paper records produced by poll-site direct recording electronic voting devices are subject to all of the requirements of chapter 29A. 60 RCW for ballot handling, preservation, reconciliation, transit to the counting center, and storage. The paper records must be preserved in the same manner and for the same period of time as ballots.

## NEW SECTION

WAC 434-253-085 Voter leaving an electronic voting device during voting process. A voter voting on a poll-site based electronic voting system may not leave the device during the voting process except to verify his or her ballot, or to request assistance from the precinct election officers, until the voting process is completed.

## NEW SECTION

WAC 434-261-045 Procedures before counting sessions begin. Before the first ballot counting session in each election, a report must be produced demonstrating that the system contains no vote data before commencement of counting ballots. At the completion of each ballot counting session, the ballot counting system must produce a report of the results compiled that includes date and time information. Before commencing any additional ballot counting session, a report of the results contained in the system must be produced that includes date and time information. This report must be compared with the report produced at the end of the previous ballot counting session to ensure that no changes have been made to the vote data in the interim period. This comparison must be performed in the presence of political party observers if representatives have been appointed by their respective political parties and are present at the time of comparison. This procedure must be employed for subsequent counting sessions. Nothing in this section precludes the county auditor from zeroing individual devices in subsequent counting sessions if a report is created after each session and before the next, with the results being merged into the total.

AMENDATORY SECTION (Amending WSR02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-010 Certification of vote tallying equipment. All voting systems, voting devices, and vote tallying systems must be certified and approved by the secretary of state before they can be used ((or-seld)) in Washington state. In order for a system to be certified in Washington state, it must meet the applicable federal ((Elections-Commission)) standards, must comply with Washington state law, and must be certified and in use in at least one other state.

## NEW SECTION

WAC 434-333-013 Voting systems review board. Certification reviews and recommendations may be made to the secretary by the voting systems review board. The voting systems review board will include independent expert(s) in computer science or information technology, recognized expert(s) in election administration, and representative(s) of the public at large. The members of the review board will be appointed to a two-year term by the secretary of state beginning in January 2005. Traveling expenses and any necessary lodging will be provided to the local election official by the secretary. The duties of the voting systems review board will include, but not be limited to: Conducting a review of initial system applications as outlined in WAC 434-333-035; reviewing and examining the equipment (ref. WAC 434-333045 to 434-333-055); and chairing the public hearing (WAC 434-333-060).

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-015 Initial application for certification. ((A vendor may apply to the-secretary of state at any time-during the-year. Hewever,)) Any person or corporation
(applicant) owning or representing a voting system or a vote tabulating system, part of a system, equipment, materials or procedure may apply in writing to the secretary of state for certification between December 1st and May 30th each year. Certification examinations and hearings will only be performed in the period between ((the end of the legislative sessien)) January 1st and ((August)) July 15th of each year. The application shall include at least the following information:
(1) Information about the vendor, ((łecation, custemer lists, and proderet lists)) business address, customer references, and list of election products.
(2) Information about the product that is being reviewed, version numbers, release numbers, operating and maintenance manuals, training materials, technical and operational specifications((, installed eustomer lists, ete)).
(3) ((The-vendor-shall-inelude-ertifieation-doeuments fer all other states that have eertified the equipment.
(4) The-vender shall-provide-reperts-for all tests cendueted, on the produet being reviewed fer certification, by any independent testing autherity or laberatery. The independent atutherity must meet the eriteria established by the Federal Eleetions Commission forsuth agents.
(5) The vender shall provide-doeumentation proving that the produet meets the Federal-Elections Commission Veting Equipment guidelines.
(6) The-vendor shall-identify-what pertion-of the-seftwafe remains preprietary.
(7) A menetary-depesit-as-deseribed-in-WAC 434-34025 [434-333-025].)) Documentation of all other states that have tested, certified and used the equipment in a binding election. The information included should state how long the system has been used in the state and must include version numbers of the operating system, software, and firmware in use, date and jurisdiction of use in a binding election and must disclose any reports compiled by state or local government concerning the performance of the system.
(4) A monetary deposit as described in WAC 434-333050.
(5) A copy of a letter from the applicant, to each independent testing authority (ITA), which:
(a) Directs the ITA to send a copy of the completed ITA qualification report to the secretary of state;
(b) Authorizes the ITA to discuss testing procedures and findings with the secretary of state; and
(c) Authorizes the ITA to allow the secretary of state to review all records of any qualification testing conducted on the voting system or its components.
(6) A technical data package (TDP) conforming to the 2002 FEC Federal Voting Systems Standards (FVSS). Vol. II, Sec. 2 standards that includes:
(a) Identification of all COTS hardware and software products and communications services used in the operation of the voting system (ref. FVSS, 2.2.1.e).
(b) System functionality description (ref. FVSS, 2.3).
(c) System security specification (ref. FVSS, 2.6).
(d) System operations procedures (ref. FVSS, 2.8).
(e) System maintenance procedures (ref. FVSS, 2.9).
(f) Personnel deployment and training requirements (ref. FVSS, 2.10).
(g) Configuration management plan (ref. FVSS, 2.11).
(h) System change notes (if applicable, ref. FVSS, 2.13). (i) System change list, if any, of modifications currently in development.
(j) System usability testing report.
(7) The source code of an electronic voting system must be placed in escrow in the state of Washington and be accessible by the secretary of state under prescribed conditions allowing source code review for system verification.
(8) Identification of all documents, or portions of documents, containing proprietary information not approved for public release. The secretary of state shall agree to use proprietary information solely for the purpose of analyzing and testing the system, and shall agree to refrain from otherwise using the proprietary information or disclosing it to any other person or agency without the prior written consent of the vendor, to the extent permitted by law unless disclosure is legally compelled.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-020 ((Additionalinformation-and equipment required.)) Voting system requirements. ((The vendor shatl provide working model of the equipment that is being revieved to the seeretary of state for the duration of the review. The secretary of state may, at the expense of the vendor, contraet with independent testing athorities or labefateries, experts in mechanieal engineering, eleetrieal engineering, or data proeessing while examining the equipment:)) No voting device or its component software may be certified by the secretary of state unless it:
(1) Secures to the voter secrecy in the act of voting:
(2) Permits the voter to vote for any person for any office and upon any measure that he or she has the right to vote for;
(3) Permits the voter to vote for all the candidates of one party or in part for the candidates of one or more other parties;
(4) Correctly registers all votes cast for any and all persons and for or against any and all measures;
(5) Provides that a vote for more than one candidate cannot be cast by one single operation of the voting device or vote tally system except when voting for president and vicepresident of the United States;
(6) Beginning on January 1, 2006, a poll site-based electronic voting system, at the time of voting, produces a machine countable paper record for each vote that may be reviewed by any voter before finalizing his or her vote, as a part of the voting process;
(7) The paper record of each electronic vote may not be removed by the voter, but may be accepted or rejected. If the device is programmed to display the ballot in multiple languages, the paper record produced must be printed in the language used by each voter:
(8) Except for functions or capabilities unique to this state, has been tested and approved by the appropriate independent testing authority approved by the federal election assistance commission or its statutory successor;
(9) Correctly counts votes on ballots on which the proper number of votes have been marked for any office or issue;
(10) Ignores votes marked for any office or issue where more than the allowable number of votes have been marked, but correctly counts the properly voted portions of the ballot:
(11) Accumulates a count of the specific number of ballots tallied for each precinct, total votes by candidate for each office, and total votes for and against each issue of the ballot in that precinct:
(12) Produces precinct and cumulative totals in printed form;
(13) Ballot counting systems must be secured physically and electronically against unauthorized access:
(14) Ballot counting systems must not be connected to, or operated on, any electronic network including, but not limited to, internal office networks, the internet, or the world wide web;
(15) A network may be used as an internal, integral part of the ballot counting system but that network must not be connected to any other network, the internet, or the world wide web;
(16) Wireless communications may not be used in any way in a ballot counting system;
(17) All elements of the ballot counting systems must be capable of being secured with lock and seal when not in use;
(18) Transfer of information from the ballot counting system may be made by telephonic transmission only after the creation of disk, tape, or other physical means of communication;
(19) All electronic voting systems must meet Washington state disability access standards;
(20) All electronic voting systems software in escrow must be the exact same as that tested and certified by the federal independent testing authority and may be verified by matching the system's digital software signature, when available.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-025 ((Vendor deperit foremmination expensest)) Closing an incomplete application. (The vendor shall pay the secretary of state a deposit to reimburse the cest of any eontrat for consultation or any other unfreoverableests asseciated with the mination of a vating gystem ormpent.)) Upon receipt of an application, the secretary of state shall examine the application for completeness. If the application is not complete, the secretary of state shall notify the applicant in writing within thirty days of the information required to complete the application. The secretary of state will deem the application to be closed, if thirty days after notifying the vendor in writing of an incomplete application, the secretary of state has not received all information requested from the vendor. Closure of an application shall not prevent the applicant from submitting a new application to the secretary of state.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-035 ((Publie hearingr)) Elements to be considered in the review of an application. ( $(\because$ nly the seeretary of state is satisfied that the equipment being exam-
ined meets all-of the guidelines for certifieationshall-apublie hearing be-seheduled. The publie hearing will be-seheduled at the convenience of the-secretary of state. At the hearing the vendor will be-expected to demonstrate the equipment and explain its function. The vendor will be expeeted to answer questions from the secretary of state staff as well as any-other persons in attendance. The-vendor may be asked to-submit answersin-writing if the-secretary of state is net satisfied with the eempleteness of answers given at the hearing:)) Upon receipt of a completed application, the voting systems review board shall evaluate the application. This evaluation shall include, but is not limited to:
(1) A review of Revised Code of Washington sections which address the application (chapter 29A. 40 RCW );
(2) A review of applicable federal standards which address the application;
(3) A copy of the approved qualification test results released directly to the secretary of state by the federally approved independent testing authority (ITA);
(4) A review, if applicable, of reports or other materials from prior hearings on the proposed system, procedure, or modification either in whole or in part;
(5) A review, if applicable, of any procedures manuals, guidelines or other materials adopted for use with the system addressed by the application;
(6) A review of any effect the application will have on the security of the voting system;
(7) A review of any effect the application will have on the accuracy of the voting system;
(8) A review of any effect the application will have on the ease and convenience with which voters use the system;
(9) A review of any effect the application will have on the timeliness of vote reporting; and
(10) A review of any effect the application will have on the overall efficiency of the voting system.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-045 ((Modifieation-0feertified-equipments guideline for-reewaminntiont)) Additional information and equipment required. ((Any modifieation, ehange, or improvement to a voting system-or-compenent that impairs its aecuracy, efficieney,or eapaeity-or extends its functien may require-examination or certifieation before it may be used-or-seld-in-Washingten state.)) The vendor shall provide a working model of the equipment that is being reviewed to the voting systems review board for the duration of the review. The board may, at the expense of the vendor, contract with independent testing authorities or laboratories, experts in mechanical engineering, electrical engineering, or data processing while examining the equipment.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-050 ((Appliention-for-eertifiention-0F examination of modified-voting systems-or-devieesr)) Vendor deposit for examination expenses. ((A vendor-may apply to the seeretary of state for the review of $a$ medifieation of an-existing eertified system at any time-during the year.

Evaluation of the need for recertification or examination-will eceur at the convenience-of the secretafy-of state. If pessible the secretary of state-will foeus-review and examination on the modified eompenent of the-equipment or system. If the system, or its eomponent, is found to be sufficiently modified that it requires examination-or recertifieation, the process for eriginal certifieation shall be followed. Certification exami-nations-and hearings wilt-only be performed in the period between the end-of the legislative-session and August 15th-of each-year. The applieation for examination of a modifieation shall inelude at least the following information:
(1) Information-about the-vendor, location, customer lists, and product lists.
(2) Information about the produet that is being reviewed, version numbers, release numbers, operating and maintenance mantals, training materials, teehnieal-and-operationat speeifientiens, installe eustomer lists, ete-
(3) The-vendor-shall include-entification-documents-for all other states that have eftified the equipment.
(4) The-vender-shatl provide reperts for-all tests condueted, on the produret being reviewed for certification, by any independent testing autherity or laboratery. The independent autherity must meet the-eriteria established by the Federal Elections-Commission for sueh agents.
(5) The vender shall provide decumentation proving that the produet meets the Federal-Elections-Commission veting equipment guidelines.
( 6 ) Adocument prepared by the vendor that deseribes in eomplete-operational and-technieal-detail-all differences between the originally certified equipment or system and the modified equipment or system.
(7) The-vender shall identify what pertion of the-seftware remains proprietary.
(8) A menetary depesit as deseribed in-WAC 434-34 025 [434-333-025].)) The vendor shall pay the secretary of state a deposit to reimburse the cost of any contract for consultation or any other unrecoverable costs associated with the examination of a voting system or component.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-055 ((Areeptaneetesting of reting oys-tems-and)) Examination of equipment. ((Whenever-a eounty aequires a new-system or an upgrade to an existing system that has been-eertified-by the seeretary of state, the county must perform-aeceptance tests-of the equipment before it may be used to count votes at any election. The equipment must be-operating eorreetly, pass-all tests and must be-substantially the same-as the-equipment certified by the-secretafy of state. The minimum testing standards are deseribed as follows:
(1) The model number, version number, release number, and any-other number, name-or-deseription that identifies the produet must be the same as the identifying numbers for the produet that has been certified by the-seeretafy-of state-
(2) The-county-must receive-all mantals, and-training neeessary for the proper operation of the-system:
(3) The county shall perform a-series of functional- and programming tests that will-test-all funtions of the-ballet
eeunting system. This must inelude preeessing a-substantiat number of test ballets of various prepuneh or ballot eodes, ineluding split precinets, retated races, multiple candidates, precinct committee offieer local races, eumulative reperts, preeinet reperts, eanvass-reperts, and any other tests the eounty elections attherity finds neeessafy.)) The examination consists of a series of functional application tests designed to insure that the system or equipment meets all guidelines and laws. The examination may include an additional independent testing authority test if the voting systems review board is not satisfied with the documentation made available by the vendor. The examination shall include the set-up and conduct of two mock elections. The vendor shall provide ballot materials and programming to create these elections.
(1) The first election shall replicate an even-year primary, using consolidated ballots for the major political parties and including PCO contests.
(2) The second election shall replicate an odd-year general election, to test the use of split precincts.

All test elections shall feature at least ten precincts with at least ten ballots in each precinct. The tests must include ballots of various ballot codes, including multiple candidates, cumulative reports, precinct reports, and canvass reports, as detailed in the test plan provided by the secretary of state.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-060 ((Inelusion-of the federaleleetion eemmiscien-atanderde-for-voting equipmentr)) Public hearing. ( $($ The Federal-Election Commission standards coneerning voting systems and seftware-escrew are hereby included by reference exeept where otherwise-modified by these rules and the Revised-Code of Washington.)) The public hearing will be scheduled at the convenience of the secretary of state. At the hearing the vendor will be expected to demonstrate the equipment and explain its function. The vendor will be available to answer questions from the voting systems review board as well as any other persons in attendance. The vendor may be asked to submit answers in writing if the voting systems review board is not satisfied with the completeness of answers given at the hearing.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-065 ((begie-and-aeetraey-test-cont duetz)) Issuance of certification. ((The eounty-shall provide adequate personnel to-preperly-operate the ballet eounting equipment. Whenever possible, the equipment-should be operated during the-test by the same persons-whe-will be responsible for the ballot eount on election-day. If any-errer in programming of mechamical function is detected, the cause shall be determined and corrected, and an errorless test eompleted before the primary or eleetion.)) After the secretary of state is satisfied that the system meets all requirements, a report or certification will be issued. Notification of certification will be sent by the secretary of state to all counties within thirty days of the issuance of certification. If the system fails to meet any of the requirements, the vendor will be
notified and given thirty days to submit an improved version of the system. The improved version will be tested as if it had not been seen by the office of the secretary of state.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-070 ((Logieand-aeetraey-test-obseryerst)) Certification may be conditioned. ((The offieiallegie and aceuraey test-shatl be-observed by-at least one represen tative of each major political party, if representatives have been appeinted by the parties and are present at the test. The party observers shall be-instrueted as election-observers, by the county auditer. The-offieial Hogic-and-aecuracy-test-shatl be-opente-andidates, the press, and the publie. If any ebserver hinders or disturbs-the-logie-and aeeuracy test proeess, the eounty auditer of representative may remove that observer from the test area. An-observer-whe has-been removed from a legie and-aectraey-test may atse be barred frem future tests. The absenee of observers shatl not delay-or stop the test from being endreted:)) Any certification may contain additional requirements of one or more actions or procedures, as determined by the review of the application and equipment.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-075 ((Legie-and-queuraey-testing-of Foting qyotems and-equipment-State-primery and gen-erat-eleetientr)) Modification of certified equipment. guidelines for administrative approval. ((At least three days before each state primary or general eleetion the effiee of the secretary of state shall provide fer a test of the pregramming for the vote-tallying system to be used at that primary or election. The-test sheuld verify that the-system-will correetly eount the-voter east for all eandidater-and all mea sures appearing on the ballet. The-test-shall-also verify-that the machine(s) is/arefunetiening to speeifieations:)) The secretary of state may approve an application for modification of certified equipment administratively where he or she determines that the application does not:
(1) Materially affect the lawful conduct, accuracy, efficiency, capacity or security of elections:
(2) Materially affect the convenience to the voter of the elections process; or
(3) Otherwise result in significant modification to existing procedures in extending the equipment's functionality.

An application approved administratively will not require examination by the voting systems review board.

## NEW SECTION

WAC 434-333-080 Application for administrative approval of modified voting systems or devices. The application for review of a modification of an existing certified system shall include at least the following information:
(1) Information about the vendor.
(2) Information about the product that is being reviewed, version numbers, and release numbers. The application must also highlight all changes to the operating and maintenance
manuals, training materials, and technical and operational specifications required by the modifications being reviewed to completely update them to the current version.
(3) The vendor shall include certification documents for all other states that have certified the equipment with the modifications.
(4) The vendor shall provide reports for all tests conducted, on the product modification(s) being reviewed for certification, by any independent testing authority or laboratory. The independent authority must meet the criteria established by the election assistance commission for such agents.
(5) The vendor shall provide documentation proving that the product with the modification(s) meets the applicable federal voting equipment guidelines.
(6) A document prepared by the vendor that describes in complete operational and technical detail all differences between the originally certified equipment or system and the modified equipment or system.
(7) A monetary deposit as described in WAC 434-333050.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-085 ((Gogie-and-qeeurney-test-sehed-uling-and-preperation-State-primary-and-general-eleetionr)) Recertification of modified voting systems or devices, ((Prier to each state primary and generat election the effiee of the secretary of state-will prepare achedule of logie and aeeufacy tests. The-offiee of the seeretary of state-witt netify-each county-of the-date and-time of their test at least thirty days before the primary-or election. The eounty is respensible for preparing the-eunting system-and testing it befere the actual logie and aecuracy test. The ballet eounting system-shall be fully programmed, eleaned, maintained, tested and funetional befere the official legie-and-aecuracy test. The county-shall netify the parties, the press, the publie, and eandidates of the date and time of the test.)) If the system, or its component, is found to be sufficiently modified under the guidelines of WAC 434-333-075 that it requires an examination of the equipment by the voting systems review board and a public hearing, the secretary of state will notify the applicant in writing that the applicant must initiate the certification process outlined in WAC 434-333-015 through 434-333-065.

AMENDATORY SECTION (Amending WSR 02-09-007 [04-15-089], filed 4/4/02 [7/16/04], effective 4/4/02 [8/16/04])

WAC 434-333-090 ((Hegie-and-aeeuraey-test-eentifi-eation-State-primary-and-general-eleetient)) Restricted period, ( The county auditer or deputy, and, if present, the effiee of the secretary of state representative and any politieal party-observers shall-ertify that the test has been cendueted in aeeordanee with RCW 29-33.350. Copies of this certifieatien shall be retained by the seeretary of state and the county auditer. All programming materials, lest results, and test bat lets-shall be-securely-sealed until the day-of the primary-or eleetion. These items may be sealed and stered separately.

If, fer any-reasen, any-changes are made to the ballet counting programming after the offieial logic and aecuracy test, an emergeney legie and aeeuracy test must be condueted purstant to-WAC 434-334-082 (434-333-082\})) No modification, change, or other alteration to a voting or vote tabulating material, equipment, or component shall receive administrative approval or certification from July 15 th until November 30th.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

AMENDATORY SECTION (Amending WSR 02-09-007, filed $4 / 4 / 02$, effective $4 / 4 / 02$ )

WAC 434-333-095 (( Hegie and-neeuraey-testing-of woting syotemo-and-equipment-Speeial-eleetioner)) Emergency approval. ((At-least three days-befere each-specialelection the programming for the vete tallying system-to beused at that eleetion shall be tested for logie and aceuraey. The test should verify that the system will eorreetly eount the wetes-cast-for all candidates-and-all-measures-appearing on the ballet. The test shall be condueted by processing a preat dited-greup-of ballets, marked with a predetermined number of votes, for each eandidate and for or against each measure. For each-offiee-where there-are-two- mer eandidates-and for-eah measure there-will be an undervote and-overvote.)) Emergency approval for modifications of an existing voting or vote tabulating system, or equipment may be obtained from the secretary of state during the restricted period if failure to modify the system will materially affect the lawful conduct, efficiency, accuracy, or security of the upcoming election.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-100 ((Legie-and-qeeupaey-test-deek preparatien-Speeial-eleetionst)) Application information for emergency approval. ( When new test deek is required under WAC - $434-334-095$ [434-333-095], the test deek or deeks used for the offieial legie and deeurney test will be prepared by the eeunty-eleetions-offiee-)) During the restricted period, an applicant may apply in writing to the secretary of state for emergency approval of a modification of an existing certified system. The application must include a complete description of all modifications to the system that are required. The application must also include a description of how failure to modify the system will materially affect the lawful conduct, efficiency, accuracy, or security of the upcoming election. If the secretary of state determines that an emergency situation exists after a review of the application, the examination, and testing of proposed modifications will be expedited by the secretary of state to meet the needs of the upcoming election. The emergency approval will waive the requirement that the modifications be certified by the national ITA pending final approval.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-105 ((Legiennd-neeuraey test seheduling and-preparation-Speeiatelection-)) Final approval. ( The eounty-is responsible for preparing the ceunting system and testing it before the official logie and aeeuracy test. The ballet eernting system shall be fully programmed, eleaned and maintained, tested, and functional before the official logie-and-aceuracy test. The eunty shall netify the parties, the press, the public, and eandid of the date and time of the effieial logie and aeeuracy test.)) The applicant must submit an application that incorporates a permanent fix to the problem covered by the emergency approval in time to be approved under the normal application guidelines (ref. WAC 434-333-075) the following year. This application will be reviewed under the application guidelines.

## NEW SECTION

WAC 434-333-107 Provisional approval of modifications required for the $\mathbf{2 0 0 4}$ Washington partisan primary. The secretary of state has been informed by the counties and the vendors that some or all of the voting systems currently certified and in use must be modified prior to use in the upcoming partisan primary in order to use those voting systems to meet the requirements of the partisan primary passed in the 2004 legislative session. In order to insure the lawful conduct, efficiency, accuracy, and security of the upcoming partisan primary and general election, the secretary of state will adopt the following procedures:
(1) The requirement that the modifications be certified by national ITA will be waived (ref. WAC 434-333-020(8)).
(2) The state shall perform a series of functional and programming tests on the modified software that will test all functions of the ballot counting system. Tests will simulate both the partisan primary and general election. The tests will include all possible combinations of choices that a voter may make to select a party choice on the consolidated ballot. The tests will include processing a substantial number of test ballots of various ballot codes covering all precincts, including split precincts, multiple candidates, precinct committee officer local races, cumulative reports, precinct reports, and canvass reports.
(3) Counties using provisionally certified software will conduct a post-election logic and accuracy test of their system.
(4) Where a county is using DRE equipment as a component of the voting system, they must follow the provisions of WAC 434-333-250 through 434-333-280.
(5) The approval for use of the modified system will be valid only for the 2004 primary and general election.
(6) If applicable, the vendor will incorporate the modifications into the next release of their system to be certified by the national ITA and reviewed under the initial application guidelines (ref. WAC 434-333-015) as early as possible in 2005 but no later than July 15, 2005.

AMENDATORY SECTION (Amending WSR 02-09-007 [04-15-089], filed 4/4/02 [7/16/04], effective 4/4/02 [8/16/04])

WAC 434-333-110 ((Legiendineewracy-test eertifi-eation-Speeial-eleetiont)) Judicial review of agency action. ( (The anty ebservers, if present, shall certify that the test has been eondueted in aecordance with RCW 29.33.350. Copies of this eertification shall be retained by the county auditer-All programming materians, official test results, and test ballots-shall be securely sealed until the day of the primary or election. These items may be sealed and stored separately.

If, for-any-reason, any-changes are made to the ballet eounting programming after the offieial logie and aeeuracy test, an emergeney logie and neeurary test must be conducted pursuant to WAC 434-334-082 [434-333-082+)) Any of the following decisions entered pursuant to this chapter are final decisions of the secretary as to which no further review by the agency is available, subject to judicial review pursuant to chapter 34.05 RCW :
(1) The issuance or denial of certification pursuant to WAC 434-333-065:
(2) The issuance or denial of administrative approval of a modification pursuant to WAC 434-333-075;
(3) The issuance or denial of recertification of a modified system or component pursuant to WAC 434-333-085; and
(4) A final order entered pursuant to WAC 434-333-105.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

## NEW SECTION

WAC 434-333-115 Acceptance testing of voting systems and equipment. Whenever a county acquires a new system or an upgrade to an existing system that has been certified by the secretary of state, the county must perform acceptance tests of the equipment before it may be used to count votes at any election. The equipment must be operating correctly, pass all tests and must be the same as the equipment certified by the secretary of state. The minimum testing standards are described as follows:
(1) The model number, version number, release number, and any other number, name or description that identifies the product must be the same as the identifying numbers for the product that has been certified by the secretary of state.
(2) The county must receive all manuals, and training necessary for the proper operation of the system.
(3) The county shall perform a series of functional and programming tests that will test all functions of the ballot counting system. This must include processing a substantial number of test ballots of various ballot codes, including split precincts, multiple candidates, precinct committee officer local races, cumulative reports, precinct reports, canvass reports, and any other tests the county elections authority finds necessary.
(4) The county auditor shall certify the results of acceptance testing to the secretary of state, including version numbers of hardware, software, and firmware installed and tested.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-120 ((Legie ond neemfay test prept ration-Stateprimary and-generat-eleetion-Puneheard (aters)) Inclusion of the federal standards for voting equipment. ((The test deek or deeks used for the offieiat togie and aceuracy test are maintained by the eounty auditer. Information-describing the candidates,-0ffiees, ballot formats, ballet pesitions, pages applicable-or planning matrix; neeurate list of prepunches, list of the number of appearanees of each effiee and each rotation, and all other information required to-select the test preeinets and prediet the results flust be vailable the ffiee of the secretary of state the very latest by the 30th day prior to the primary or election. If a county is delayed due to complieations related to lawsuits or late filing periods, the county should advise the offiee of the seeretary of state before the 30 th day prier to the primary or eleetion.)) The 2002 election assistance commission standards concerning voting systems and software escrow are hereby included by reference except where otherwise modified by these rules and the Revised Code of Washington. After January 1, 2005, in order to get administrative approval of modifications to systems currently certified under 1990 standards, the entire voting system must be tested and approved under the 2002 standards.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-125 ((Pumeheard-test deek maintenomee and sterager)) Decertification of voting systems and vote tabulating systems. (Each eounty employing a puneh-eard-balloting system shall maintain-a permanent-deek of fogi and neeurney test ballots. The est bullots shallemtnina distinet pattern of vetes. The deek may be used for alllofficial togie andaceuracytests and for programming tests eondueted in preparation for fffieial logie and neeuracy tests. The per manent test deek-shall be maintained in seeure storage exeept When being used for atual testing.)) (1) The secretary of state may decertify a voting system or vote tabulating system or any component thereof and withdraw authority for its future use or sale in Washington if, at any time after certification:
(a) He or she determines that the system or component fails to meet the standards set forth in state or federal law, including, but not limited to, this chapter; or
(b) He or she determines that the system or component was materially misrepresented in the certification application; or
(c) He or she determines that the vendor has installed unauthorized modifications to the certified software or hardware.
(2) The secretary shall provide notice of the decertification in writing to the original applicant for certification of the system or component or successor (if known), and to all county auditors, and shall also post it to the secretary's website. The notice shall specify the reasons why the certification of the system is being rescinded and the date on which the decertification is to become effective. The effective date
shall not be less than five days after issuance of the notice, but may be delayed to any date the secretary finds reasonable.
(3) The original applicant or its successor or any county auditor may request in writing that the secretary reconsider the decision to decertify within thirty days after the issuance of the notice or at least ninety days prior to the effective date of the decertification, whichever is later.
(4) Reconsideration of the decision to decertify shall proceed as an adjudicative proceeding pursuant to chapter 34.05 RCW.
(a) The secretary adopts the model rules of procedure as set forth in chapter $10-08 \mathrm{WAC}$, except as they may be inconsistent with this chapter. The proceeding may be conducted as an emergency adjudicative proceeding pursuant to RCW 34.05.479 if the secretary finds that immediate action is required to preserve the integrity of the electoral process.
(b) The secretary shall designate the presiding officer.
(c) The decertification is suspended pending resolution of the administrative proceeding, unless the secretary finds, following notice and opportunity for written or oral input (which may be expedited), that the public interest requires that the decertification not be suspended.
(d) The argument in favor of decertification may be presented by an employee of the secretary or by an assistant attorney general. Other parties may be represented by a certified election administrator or by any person permitted to appear by WAC 434-180-560.
(e) An order issued by the presiding officer shall be regarded as an initial order unless the secretary, assistant secretary, deputy secretary, or director of elections presides, in which case the decision of the presiding officer shall be final and no further review is available within the agency.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-130 ((Pumeheard-test-preeinet-selee-tion-State primary and generaleleetiontr)) Definition of official logic and accuracy test. (Prier the fficiallegie and aceuracy test the offiee of the seeretary of state-shall feview the election materials provided by the eounty and seleet a representative-sample-of preeinets and ballet-styles sufficient to cover elloffices andissues entained in the election. The representative sample shall-censtitute the official logie and neeuraly test. This provision dee not limil the abit ity of the offie of the seeretary of state endut a complete test of every precinet if eonditions warfant.)) As used in this chapter, "official logic and accuracy test" means the test performed in accordance with RCW 29.33.350 (29A.12.130).

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-135 ((Pumeheardtectingrequirements prior tooffieinHogie ndeeuraey-test)) Logic and accuracy test conduch. (Prior to the effieial logie and necuray test, each eounty employing a puncheard balloting system shall thoroughly test all programming and system components. The est must at lest verify the office programming by theroughly testing each individuat-ffiee, test the ballor style togie to insure that all-offiees are-included in the intended
preeinets and-eombinations, and verify that the programis teeumulating all- offices. The eunty-nuditer-or-deputyshall eertify that these tests have been eompleted prior to the offteinHogie and neeuraey test.)) The county shall provide adequate personnel to properly operate the ballot counting equipment. Whenever possible, the equipment should be operated during the test by the same persons who will be responsible for the ballot count on election day. If any error in programming or mechanical function is detected, the cause shall be determined and corrected, and an errorless test completed before the primary or election.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-140 ((Deffitiontr)) Logic and accuracy test observers. (For optien ean wing Sytems:
(1) "Veting response area"-means the area-defined by ballot instruetions whieh the veter plaees their mark indieate their vote.
(2) "Seanning urea" means the portions-of each ballot that the system seans in order to read the vote marks made by veters.
(3) "Batlot-marking eade" means-the eaded patterns printed on ballots intended to identify ballet styles to the bat toteounting system.)) The official logic and accuracy test shall be observed by at least one representative of each major political party if representatives have been appointed by the parties and are present at the test. The party observers shall be instructed as election observers, by the county auditor. The official logic and accuracy test shall be open to candidates, the media, and the public. If any observer hinders or disturbs the logic and accuracy test process, the county auditor or representative may remove that observer from the test area. An observer who has been removed from a logic and accuracy test may also be barred from future tests. The absence of observers shall not delay or stop the test from being conducted.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-145 ((togie-and-neeuraey-test-deek preparation-Stateprimary and generaleleetion-Optiealseansyoterst)) Logic and accuracy testing of voting systems and equipment-State primary and general election. ( The test deck or deeks used for the official logie and aeeuracy test for optieal sean systems may, at the diseretion of the secretary of state, be prepared by either the ffice of the seeretary of state, the eounty, or the vendor. Infermation deseribing the andidates, offices, ballot formats, ballot pest tions, ballot styles, list of the number of appearanees of each effiee and each rotation, and allo ther infermation required to ereate the test deeks must be available to the offiee of the seeFetary of stateby the 20 th day prior to the primary-oreleetion. Ifacounty is delayed due to eomplientions related to lawsuits or late filing perieds, the eounty-should advise the offiee of the seeretary of state before the 20 th day prior to the primary or eleetion:)) At least three days before each state primary or general election the office of the secretary of state shall provide for a test of the programming for the vote tallying sys-
tem to be used at that primary or election. The test should verify that the system will correctly count the votes cast for all candidates and all measures appearing on the ballot. The test shall also verify that the machine(s) is/are functioning to specifications.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-150 ((Optieatsean-test-ballot selee-tion-State primary-and-general-eleetionar)) Procedure for conduct of delayed primary or general election emergency logic and accuracy test. ((Prier to the official logie and aeetracy test the offiee of the seeretary of stateshall feview the provided-election materials with the eoment and selee a representative sample baller-styles-sufficient to eover all-effices and issues antaned in the election. This representative sample shall constitte the offieial-logie and aeetracy test. This provision does not limit the ability of the effice of the seeretary of state ondue armplete test of every preeinet if eondition warfant. If the offie of the seeretary is proparing the test deek, the ounty auditer shall send blank ballots of the eeleeted balletstyles to the iffie of the seeretary-of state as seon the ballots are available.)) If the official logic and accuracy test cannot be completed at the scheduled time and place, an emergency test shall be scheduled by the county auditor. The emergency test must be conducted and properly completed prior to the processing of any official ballots through the tabulating system. If no representative of the office of the secretary of state is able to attend the emergency test, the county auditor and another member of the county canvassing board or their designated representative shall observe the test and certify the results. Observers and notification shall be provided for pursuant to WAC 434-333-140 and 434-333-155.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-155 ( (Optiealsean read-hend-adjustment otandards -nd-tegtst)) Logic and accuracy test scheduling and preparation-State primary and general election. (Prior to all state primaries, read heads of optient sean-entraleounting systems-shall be eleaned- and tested to insure that the reader is functioning within system-standards.)) Prior to each state primary and general election, the office of the secretary of state will prepare a schedule of logic and accuracy tests. The office of the secretary of state will notify each county of the date and time of their test at least thirty days before the primary or election. The county is responsible for preparing the counting system and testing it before the actual logic and accuracy test. The ballot counting system shall be fully programmed, cleaned, maintained, tested, and functional before the official logic and accuracy test. The county shall notify the parties and media of the date and time of the test.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-160 ( $($ Optienlsennreadheadandbal-totsean-arealignment teoter)) Logic and accuracy test certification-State primary and general election. ((Prier to all-official logie and aceuracy tests, a test-shall be eonduted by each county employing an optical sean balloting system to eonfirm that the reting response areas printeden all ballot faces are aligned properly with the seanning area of the ballot eounter. This test should also confirm that all ballot marking ade are being properly interpreted by the ballot eunter.)) The county auditor or deputy, and, if present, the office of the secretary of state representative and any political party observers shall certify that the test has been conducted in accordance with RCW 29.33.350. This certification shall include verification of the version number of all software, firmware, and hardware of the voting system used. Copies of this certification shall be retained by the secretary of state and the county auditor and may be posted by electronic media. Programming materials, test results, and test ballots shall be securely sealed until the day of the primary or election. These items may be sealed and stored separately.

If, for any reason, any changes are made to the ballot counting programming after the official logic and accuracy test, an emergency logic and accuracy test must be conducted pursuant to WAC 434-333-150.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-165 ((Optieat-sean-bellot-marking eode program-est)) Logic and accuracy testing of voting systems and equipment-Special elections. (Prior to the effieial logie and neeuraey test each county employing an optiell sean balleting system shall theroughly test all programming and systemeompenents. The test must at least verify the offiee programming by thoroughly testing each indi-vidual-offiee, testing the ballot style logie to insure that-all effiees are ineluded on the intended ballet faees, and verify that the program is aceumulating all offices. The county auditor of deputy shall eertify that these tests have been eompleted prier to the effieial logie and neeuracy test.)) At least three days before each special election, the programming for the vote tallying system to be used at that election shall be tested for logic and accuracy. The test should verify that the system will correctly count the votes cast for all candidates and all measures appearing on the ballot. The test shall be conducted by processing a preaudited group of ballots, marked with a predetermined number of votes, for each candidate and for or against each measure. For each office where there are two or more candidates and for each measure there will be an undervote and overvote.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-170 ((Preeinet-based-optieatsean batpreounter preporntionand testingrs)) Logic and accuracy est deck preparation-Special elections. (All logie and aeeuracy testing of preeinet based systems-shall be per-
formed by the eounty-during the preparation of the preeinet ballot counters prior to system distribution. As each ballet eounter is pregrammed and setup for distribution a test of the ballot eounter and ballot styles shall be performed. It shall be established by these tests that the ballot counter(s) are funetioning within system-standards. All ballot styles programmed for each maehine shall-be proeessed by-ach machine in order to insure that the maehine is correctly eounting and aceumulating every office. The tests shall- alse establish that the printed ballet voter respense areas are correetly aligned with the seanning area. After all tests are performed and the machine is ready for distribution, the machine shall be sealed and the seal number recorded. This willserve as the effieiel logie and neeuracy test of these poll site ballot eunters.)) When a new test deck is required under WAC 434-333-165, the test deck or decks used for the official logic and accuracy test will be prepared by the county elections office.

AMENDATORY SECTION (Amending WSR 02-09-007, filed 4/4/02, effective 4/4/02)

WAC 434-333-175 ((PoH-site-besed-optientsean batlet eountertest notiees, observers, and log of proesst)) Logic and accuracy test scheduling and preparationSpecial election, ( $A$ logstall be ereated during the testing of the pell site based ballet counters. The log shall reeord the time and place of eneh test, the preeinet number(s), seal number and machine number of each ballot eounter and the initials of each persen testing and-observing the test for each machine. This log shatl be included in the offieial logie and aceuracy test materials. The proeesse deribed in-WAC 434-334-170 [434-333-170]-shallbe opento observation and subject to all netiee and bservers pursuant to WAC -434 $334-070$ [434-333-070] - $434-334-085$ (434-333-085].)) The county is responsible for preparing the counting system and testing it before the official logic and accuracy test. The ballot counting system shall be fully programmed, cleaned and maintained, tested, and functional before the official logic and accuracy test. The county shall notify the parties and media of the date and time of the official logic and accuracy test.

## NEW SECTION

WAC 434-333-180 Logic and accuracy test certifica-tion-Special election. The county auditor or deputy and any political party observers, if present, shall certify that the test has been conducted in accordance with RCW 29.33.350. Copies of this certification shall be retained by the county auditor. This certification shall include verification of the version number of all software, firmware, and hardware of the voting system used and may be published on electronic media. All programming materials, official test results, and test ballots shall be securely sealed until the day of the primary or election. These items may be sealed and stored separately.

If, for any reason, any changes are made to the ballot counting programming after the official logic and accuracy test, an emergency logic and accuracy test must be conducted pursuant to WAC 434-333-150.

## PUNCHCARD SYSTEMS

## NEW SECTION

WAC 434-333-185 Logic and accuracy test prepara-tion-State primary and general election-Punchcard systems. The test deck or decks used for the official logic and accuracy test are maintained by the county auditor. Information describing the candidates, offices, ballot formats, ballot positions, pages applicable or planning matrix, accurate list of prepunches, list of the number of appearances of each office, and all other information required to select the test precincts and predict the results must be available to the office of the secretary of state at the very latest by the 30th day prior to the primary or election. If a county is delayed due to complications related to lawsuits or late filing periods, the county should advise the office of the secretary of state before the 30th day prior to the primary or election.

## NEW SECTION

WAC 434-333-190 Punchcard test deck maintenance and storage. Each county employing a punchcard balloting system shall maintain a permanent deck of logic and accuracy test ballots. The test ballots shall contain a distinct pattern of votes. The deck may be used for all official logic and accuracy tests and for programming tests conducted in preparation for official logic and accuracy tests. The permanent test deck shall be maintained in secure storage except when being used for actual testing.

## NEW SECTION

WAC 434-333-195 Punchcard adjustment standards and tests. Prior to all official logic and accuracy tests, a test must be conducted by each county employing a punchcard balloting system to confirm the ballot stock to be used in the election meets system specifications for card weight, thickness and length. The test should also confirm that the prepunches and voting response areas are being read properly by the ballot counter.

## NEW SECTION

WAC 434-333-200 Punchcard test precinct selec-tion-State primary and general elections. Prior to the official logic and accuracy test the office of the secretary of state shall review the election materials provided by the county and select a representative sample of precincts and ballot styles sufficient to cover all offices and issues contained in the election. The representative sample shall constitute the official logic and accuracy test. This provision does not limit the ability of the office of the secretary of state to conduct a complete test of every precinct if conditions warrant.

## NEW SECTION

WAC 434-333-205 Punchcard testing requirements prior to official logic and accuracy test. Prior to the official logic and accuracy test, each county employing a punchcard
balloting system shall thoroughly test all programming and system components. The test must at least verify the office programming by thoroughly testing each individual office, test the ballot style logic to insure that all offices are included in the intended precincts and combinations, and verify that the program is accumulating all offices. The county auditor or deputy shall certify that these tests have been completed prior to the official logic and accuracy test.

## OPTICAL SCAN SYSTEMS

## NEW SECTION

WAC 434-333-210 Definitions. For optical scan voting systems:
(1) "Voting response area" means the area defined by ballot instructions on which the voter places their mark to indicate their vote.
(2) "Scanning area" means the portions of each ballot that the system scans in order to read the vote marks made by voters.
(3) "Ballot marking code" means the coded patterns printed on ballots intended to identify ballot styles to the ballot counting system.

## NEW SECTION

WAC 434-333-215 Logic and accuracy test deck preparation-State primary and general election-Optical scan systems. The test deck or decks used for the official logic and accuracy test for optical scan systems may, at the discretion of the secretary of state, be prepared by either the office of the secretary of state, the county, or the vendor. Information describing the candidates, offices, ballot formats, ballot positions, ballot styles, list of the number of appearances of each office, and all other information required to create the test decks must be available to the office of the secretary of state by the 20th day prior to the primary or election. If a county is delayed due to complications related to lawsuits or late filing periods, the county should advise the office of the secretary of state before the 20th day prior to the primary or election.

## NEW SECTION

WAC 434-333-220 Optical scan test ballot selec-tion-State primary and general election. Prior to the official logic and accuracy test the office of the secretary of state shall review the provided election materials with the county and select a representative sample of ballot styles sufficient to cover all offices and issues contained in the election. This representative sample shall constitute the official logic and accuracy test. This provision does not limit the ability of the office of the secretary of state to conduct a complete test of every precinct if conditions warrant. If the office of the secretary of state is preparing the test deck, the county auditor shall send blank ballots of the selected ballot styles to the office of the secretary of state as soon as the ballots are available.

## NEW SECTION

WAC 434-333-225 Optical scan read head adjustment standards and tests. Prior to all state primaries, read heads of optical scan central counting systems shall be cleaned and tested to insure that the reader is functioning within system standards.

## NEW SECTION

WAC 434-333-230 Optical scan read head and ballot scan area alignment tests. Prior to all official logic and accuracy tests, a test shall be conducted by each county employing an optical scan balloting system to confirm that the voting response areas printed on all ballot faces are aligned properly with the scanning area of the ballot counter. This test should also confirm that all ballot marking codes are being properly interpreted by the ballot counter.

## NEW SECTION

WAC 434-333-235 Optical scan ballot marking code program test. Prior to the official logic and accuracy test each county employing an optical scan balloting system shall thoroughly test all programming and system components. The test must at least verify the office programming by thoroughly testing each individual office, testing the ballot style logic to insure that all offices are included on the intended ballot faces, and verify that the program is accumulating all offices. The county auditor or deputy shall certify that these tests have been completed prior to the official logic and accuracy test.

## POLL SITE-BASED OPTICAL SCAN DEVICES

## NEW SECTION

WAC 434-333-240 Poll site-based optical scan ballot counter preparation and testing. All logic and accuracy testing of poll site-based systems shall be performed by the county during the preparation of the precinct ballot counters prior to system distribution. As each ballot counter is programmed and set up for distribution a test of the ballot counter and ballot styles shall be performed. It shall be established by these tests that the ballot counter(s) are functioning within system standards. All ballot styles programmed for each machine shall be processed by each machine in order to insure that the machine is correctly counting and accumulating every office. The tests shall also establish that the printed ballot voter response areas are correctly aligned with the scanning area. After all tests are performed and the machine is ready for distribution, the machine shall be sealed and the seal number recorded. This will serve as the official logic and accuracy test of these poll site ballot counters.

## NEW SECTION

WAC 434-333-245 Poll site-based optical scan ballot counter test notices, observers, and log of process. A log shall be created during the testing of the poll site-based ballot counters. The log shall record the time and place of each test,
the precinct number(s), seal number and machine number of each ballot counter and the initials of each person testing and observing the test for each machine. This $\log$ shall be included in the official logic and accuracy test materials. The processes described in WAC 434-333-240 shall be open to observation and subject to all notices and observers pursuant to WAC 434-333-140 and 434-333-155.

## DIRECT RECORDING ELECTRONIC VOTING SYSTEMS

## NEW SECTION

WAC 434-333-250 Definitions. For direct recording electronic voting systems:
"Access device" is the device that is used by the voter to access the ballot at a direct recording electronic voting device. It may be a card or other media.
"Calibration" is the touch screen setting on direct recording electronic voting systems that controls the voter response area.
"Controller" is a component of a direct recording electronic voting system that allows the poll worker to add information to an access device so that a voter can access the correct ballot style.
"Parallel monitoring" is a process designed to detect potential presence of malicious code in the software of a voting machine. It requires a specific number of voting machines to be removed from random poll sites before voting begins. These machines are then test-voted throughout election day.
"Response area" is the area on the ballot face that records the voter's choice.
"Touch screen" is a type of computer interface on a voting device that allows the voter to touch the screen to make a choice.
"Voter verified paper record" is a paper record of a voter's choices to be verified before vote is cast.

## NEW SECTION

WAC 434-333-255 Logic and accuracy test plan preparation-State primary and general electionDirect recording electronic systems. The test plan used for the official preelection logic and accuracy test for direct recording electronic systems may be prepared by either the office of the secretary of state or the county. Information describing the candidates, offices, ballot formats, ballot styles, list of the number of appearances of each office, and all other information required to create the test plan must be available to the office of the secretary of state by the 20th day prior to the primary or election. If a county is delayed due to complications related to lawsuits or late filing periods, the county should advise the office of the secretary of state before the 20th day prior to the primary or election.

## NEW SECTION

WAC 434-333-260 Direct recording electronic test ballot selection-State primary and general election. Prior to the official logic and accuracy test the office of the secre-
tary of state shall review the provided election materials with the county and select a representative sample of ballot styles sufficient to cover all offices and issues contained in the election. This representative sample shall constitute the official preelection logic and accuracy test. This provision does not limit the ability of the office of the secretary of state to conduct a complete test of every precinct if conditions warrant.

## NEW SECTION

WAC 434-333-265 Direct recording electronic calibration adjustment standards and tests. Prior to all state primaries and elections, calibration settings of all direct recording electronic devices using touch screen technology shall be tested to insure that the response areas are functioning within system standards.

## NEW SECTION

WAC 434-333-270 Direct recording electronic voting response area tests. Prior to all official logic and accuracy tests, and prior to programming the poll-site direct recording electronic devices, a test shall be conducted by each county employing a direct recording electronic balloting system to confirm that the voting response areas indicated on all ballot faces are programmed correctly. The county shall test all ballot styles on at least one device to insure that the programming is correctly counting and accumulating every office and candidate.

## NEW SECTION

WAC 434-333-275 Direct recording electronic ballot marking code program test. Prior to all official logic and accuracy tests each county employing a direct recording electronic balloting system shall thoroughly test all programming and system components. The test must verify the office programming by thoroughly testing each individual office, testing the ballot style logic to insure that all offices are included on the intended ballot faces, and verify that the program is accumulating all offices. The county auditor or deputy shall certify that these tests have been completed prior to the official logic and accuracy test.

## NEW SECTION

WAC 434-333-280 Direct recording electronic system logic and accuracy test notices, and observers. At the discretion of the secretary of state, a county may conduct its official preelection logic and accuracy test of the county's direct recording electronic system at a date and time prior to the logic and accuracy test of the county's optical scan system. The official preelection logic and accuracy test of the county's direct recording electronic system shall be open to observation and subject to all notices and observers pursuant to WAC 434-333-140 and 434-333-155. The results of the test shall be included in the official logic and accuracy test materials and combined with the results of all other voting systems used by the county to confirm an adequate integration of the systems.

## POLL SITE-BASED DIRECT RECORDING ELECTRONIC DEVICES

## NEW SECTION

WAC 434-333-285 Poll site-based direct recording electronic voting device preparation and testing. All logic and accuracy testing of poll site-based direct recording electronic systems shall be performed by the county prior to system distribution. A representative from the secretary of state's office may attend these tests in whole or in part. As each voting device is programmed and set up for distribution a test of the response area, the ballot styles, and ballot counter shall be performed. It shall be established by these tests that the device and the tabulation software is functioning within system standards. A minimum of one ballot of each ballot style cast at a poll site shall be tested on the machines deployed at that poll site. The tests shall also establish that the voter response areas of each touch screen, if used, are correctly calibrated. This test shall also confirm that all ballot styles appropriate to the poll site to which the device will be deployed are properly issued by the controller. After all functionality tests are performed and the machine is ready for distribution, each machine shall be sealed and the seal number recorded. This will serve as the official logic and accuracy test of these poll site direct recording electronic devices.

## NEW SECTION

WAC 434-333-290 Poll site-based direct recording electronic device test notices, observers, and log of process. A log shall be created during the testing of the poll sitebased direct recording electronic machines. The log shall record the time and place of each test, the precinct number(s), seal number and machine number of each voting device and the initials of each person testing and observing the test for each machine. This $\log$ shall be included in the official logic and accuracy test materials. The processes described in WAC 434-333-170 shall be open to observation and subject to all notices and observers pursuant to WAC 434-333-140 and 434-333-155.

## NEW SECTION

WAC 434-333-295 Parallel monitoring test. On election day, in each county using direct recording electronic voting devices without a voter verified paper record at the poll sites, parallel monitoring will be conducted in the following manner: One machine shall be removed from one percent (rounded up) of poll sites, chosen by lot, before voting begins. These machines will be attended by secretary of state personnel throughout the day and test votes will be cast by individuals selected by the county auditor, in a predetermined manner for results comparison at the end of the day. A record of votes cast may be kept by videotape for verification. All results of this test will be made public.

## NEW SECTION

WAC 434-333-300 Post election test. Following election day, in each county using direct recording electronic vot-
ing devices at the poll sites, a post election logic and accuracy test will be conducted on the devices selected for the parallel monitoring test (ref. WAC 434-333-295). This test will be substantially the same as the preelection logic and accuracy test, pursuant to WAC 434-333-285 through 434-333-290.

## WSR 04-23-092 <br> EMERGENCY RULES <br> DEPARTMENT OF HEALTH

(Board of Pharmacy)
[Filed November 17, 2004, 9:21 a.m., effective November 17, 2004]
Effective Date of Rule: Immediately.
Purpose: The proposed rule will alleviate a serious problem in nursing home/extended care facilities concerning the mass accumulation of outdated, discontinued, or unwanted controlled substance prescriptions. Currently, these facilities do not have a legitimate method to destroy these prescriptions. The proposed amendment will address the problem by allowing pharmacies to obtain a controlled substance registration to receive outdated, discontinued, and/or unwanted controlled substances from nursing home/extended care facilities.

Citation of Existing Rules Affected by this Order: Amending WAC 246-865-060.

Statutory Authority for Adoption: RCW 18.64.005.
Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The board has determined that the accumulation of outdated, unwanted, and deteriorated controlled substance prescriptions in nursing homes and/or extended care facilities poses a threat to public health and safety. Large amounts of controlled substances in these facilities provide an opportunity for staff members to divert and abuse these substances. Adoption of the rule amendment will protect the public from the illegal distribution of controlled substances.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 1, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0 , Repealed 0 ; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Date Adopted: June 1, 2004.
October 1, 2004
George Roe
Board Chair

AMENDATORY SECTION (Amending WSR 94-02-077, filed $1 / 5 / 94$, effective $2 / 5 / 94$ )

WAC 246-865-060 Pharmaceutical services. (1) Administration of pharmaceutical services.
(a) There shall be provision for timely delivery of drugs and biologicals from a pharmacy so a practitioner's orders for drug therapy can be implemented without undue delay.
(b) Unless the nursing home operates a licensed pharmacy and employs a director of pharmaceutical services, the nursing home shall have a written agreement with one or more licensed pharmacists who provide for pharmaceutical consultant services. The staff pharmacist or consultant pharmacist supervises the entire spectrum of pharmaceutical services in the nursing home.
(c) There shall be a pharmaceutical services committee whose membership includes at least a staff or consultant pharmacist, a physician, the director of nursing or his/her designee, and the administrator or his/her designee. The pharmaceutical services committee develops and maintains written policies and procedures for safe and effective drug therapy, distribution, control, and use which are current and followed in practice.
(d) Reference material regarding the use of medication, adverse reactions, toxicology, and poison control center information shall be available to facility staff.
(e) There shall be procedures established for the reporting and recording of medication errors and adverse drug reactions.
(2) A staff pharmacist or consultant pharmacist shall be responsible for coordinating pharmaceutical services which include:
(a) Provision of pharmaceutical services evaluations and recommendations to the administrative staff.
(b) On-site reviews to ensure that drug handling and utilization procedures are carried out in conformance with recognized standards of practice.
(c) Regularly reviewing each resident's therapy to screen for potential or existing drug therapy problems and documenting recommendations.
(d) Provision of drug information to the nursing home staff and physicians as needed.
(e) Planning and participating in the nursing home staff development program.
(f) Consultation regarding resident care services with other departments.
(3) Security and storage of drugs.
(a) The nursing home shall store drugs under proper conditions of sanitation, temperature, light, moisture, ventilation, segregation, and security as defined by regulation and accepted standards of practice.
(b) All drugs shall be stored in locked cabinets, rooms, or carts, and shall be accessible only to personnel licensed to administer or dispense drugs.
(c) Schedule III controlled substances shall be stored apart from other drugs on a separate shelf or in a separate compartment or cabinet, provided, however, Schedule III controlled substances may be stored with Schedule II controlled substances. Schedule III controlled substances can be stored with other drugs when distributed in a unit dose drug distribution system.
(d) Drugs for external use shall be stored apart from drugs for internal use, on a separate shelf or in a separate compartment or cabinet. Any shelf, compartment, or separate cabinet used for storage of external drugs shall be clearly labeled to indicate it is to be used for external drugs only.
(e) At all times, all keys to drug boxes, cabinets, and rooms shall be carried by persons legally authorized to administer drugs and on duty on the premises.
(f) If a supplemental dose kit within a unit dose drug distribution system is provided it must comply with WAC 246-865-040.
(g) If an emergency kit is provided, it shall comply with Washington state board of pharmacy regulations WAC 246-865-020 and 246-865-030.
(4) Labeling of drugs.
(a) The label for each legend drug which is not dispensed in a unit dose shall have the name and address of the pharmacy from which the drug was dispensed; the prescription number; the physician's name; the resident's full name; the date of issue; the initials of the dispensing pharmacist; the name and strength of the drug; a controlled substances schedule, if any; the amount (e.g., number of tablets or cc's) of the drug dispensed, and the expiration date. In the case of a compounded drug which contains Schedule II or III controlled substances, the quantity of each controlled substance per cc or teaspoonful shall be shown on the label.
(b) In a unit dose drug distribution system, a clear, legible label shall be printed or affixed securely to each unit dose package. Each unit dose drug label shall include: the name, strength and, for each unit dose package, the dosage amount of the drug; the expiration date for any time-dated drug; the lot or control number; and controlled substances schedule number, if any. Each individual drug compartment shall be labeled with the full name of the resident whose drug the compartment contains and the name of the resident's physician.
(c) Nonlegend drugs shall be clearly labeled with at least the patient's name, date of receipt by the facility, as well as display a manufacturer's original label or a pharmacy label if repackaged by the pharmacist. Nonlegend drugs supplied by the extended care facility pursuant to WAC 388-88-050 need not be labeled with the patient's name.
(d) A label on a container of drugs shall not be altered or replaced except by the pharmacist. Drug containers having soiled, damaged, incomplete, or makeshift labels shall be returned to the pharmacy for relabeling or disposal. Drugs in containers having no labels or illegible labels shall be destroyed.
(5) Control and accountability.
(a) The nursing home shall maintain and follow written procedures which provide for the accurate control and accountability of all drugs in the nursing home.
(b) No drugs may be returned from the nursing home to a pharmacy except as provided in paragraph (4)(d) or if the drug is returned in unopened unit dose packages.
(c) Drugs shall be released to a resident upon discharge only on specific written authorization of the attending physician. A receipt containing information sufficient to document the drug's destination, the person who received the drug, and the name and quantity of drugs released shall be entered in the resident's health record.
(d) All of an individual resident's drugs including Schedule III, IV and V controlled substances, that are discontinued by the physician and remain unused, shall be destroyed by a licensed nurse employee of the nursing home in the presence of a witness within 90 days after having been discontinued, and accurate records of destruction maintained except ((frem)) for drugs which are sealed in unit dose packages or when procedures in subsection (7) of this section are utilized.
(e) Outdated, unapproved, contaminated, deteriorated, adulterated, or recalled drugs shall not be available for use in the nursing home.
(f) Except in the case of Schedule II controlled substances and drugs which are sealed in unit dose packages, drugs which remain in the nursing home after the patient has died or been discharged, and drugs in containers with illegible or missing labels, shall be immediately and irretrievably disposed of by a licensed nurse employee in the presence of a witness and proper records maintained of such disposal. Destruction of Schedule II drugs shall be handled in accordance with (6)(g). Unit dose packages may be returned to the pharmacy.
(6) Special requirements for controlled substances.
(a) All Schedule II controlled substances shall be stored in separately keyed and locked secure storage within a drug facility.
(b) Schedule III controlled substances shall be stored apart from other drugs and may be stored on a separate shelf, drawer, or compartment with Schedule II controlled substances.
(c) There shall be a record book for Schedule II and Schedule III controlled substances which shall be a bound book with consecutively numbered pages in which complete records of receipt and withdrawal of Schedule II and III controlled substances are maintained.
(d) At least once each 24 hours, the amount of all Schedule II controlled substances stored in the facility shall be counted by at least two persons who are legally authorized to administer drugs. A similar count shall be made of all Schedule III controlled substances at least weekly. Records of counts shall be entered in the Schedule II and III controlled substances book(s).
(e) When a resident is discharged, a record of release for any Schedule II or III controlled substances released shall be entered on the appropriate page for the given drug in the controlled substances record book.
(f) Any discrepancy in actual count of Schedule II or III controlled substances and the record shall be documented in the Schedule II or III controlled substances books and reported immediately to the responsible supervisor who shall investigate the discrepancy. Any discrepancy which has not been corrected within seven calendar days shall be reported
to the consultant pharmacist and the Washington state board of pharmacy.
(g) Discontinued Schedule II controlled substances and all Schedule II controlled substances which remain after the discharge or death of residents shall:
(i) Be destroyed at the nursing home within 30 days by two of the following individuals: A licensed pharmacist, the director of nursing or a registered nurse designee, and a registered nurse employee of the nursing home with appropriate documentation maintained, or
(ii) Be destroyed at the nursing home by a representative of the Washington state board of pharmacy if so requested by the board or the nursing home, or
(iii) Be returned to a pharmacy authorized to receive Schedule II controlled substances as provided in subsection (7) of this section.
(h) A nursing home may establish procedures which vary from those paragraphs (6)(a)(g) if they are using a unit dose drug distribution system and if that system provides for the accurate accounting, by the nursing home and the supplying pharmacy, of the receipt and disposition of all Schedule II and III controlled substances.
(7) Return of controlled substances to contracted pharmaceutical services pharmacy.
(a) The board may issue a controlled substance registration solely for the purpose of return and disposal of excess and unusable controlled substances to a contracted pharmacy which provides services under subsection (1)(b) of this section.
(b) The applicant pharmacy shall submit its policies and procedures to the board identifying the extended care facility(ies) with which it contracts and specifying its methods of accountability, including periodic controlled substances audits. The contracted pharmacy is responsible for ensuring compliance with the policies and procedures. Revisions of its policies and procedures must be submitted to the board.
(c) The distribution of excess and unusable controlled substances from the extended care facility is limited to:
(i) The contracted pharmacy issued a controlled substances registration under this section, or
(ii) A state and DEA licensed reverse distributor employed by the contracted pharmacy.
(d) The board may rescind the registration issued under this section for failure of the contracted pharmacy to comply with the requirements of this section. The proceedings to rescind the registration shall be conducted consistent with chapter 34.05 RCW . The failure to comply may also serve as grounds for disciplinary action against licenses under chapter 18.130 RCW .
(8) Drug administration.
(a) Staff shall follow written procedures which provide for the safe handling and administration of drugs to residents.
(i) Drugs shall be administered only by persons licensed to administer drugs.
(ii) The resident shall be identified prior to administraion.
(b) All drugs shall be identified up to the point of administration.
(c) Drugs shall be prepared immediately prior to administration and administered by the same person who prepares them except under a unit dose system.
(d) Drug administration shall be documented as soon as possible after the act of administration, and shall include:
(i) Verification of administration
(ii) Reasons for ordered doses not taken
(iii) Reasons for administration of, and response to drugs given on ((and)) an as needed basis (PRN).
(e) Drug orders shall be received only by a licensed nurse and administered only on the written or verbal order of a practitioner. Verbal orders shall be signed by the prescribing practitioner in a timely manner.
(f) The self-administration of medication program shall provide evidence of:
(i) Assessment of the resident's capabilities
(ii) Instructions for administration
(iii) Monitoring of progress and compliance with orders
(iv) Safe storage of drugs.





WSR 04-23-003 ENERGY FACILITY SITE
EVALUATION COUNCIL
[Filed November 4, 2004, 4:06 p.m.]
On October 11, 2004, the Energy Facility Site Evaluation Council (EFSEC) filed with your office new and revised sections of Title 463 WAC. In our filing it was EFSEC's intent to have many of the chapters and sections recodified. Please recodify the following sections:

Old WAC number
WAC 463-38-005
WAC 463-38-025
WAC 463-38-0625
WAC 463-42-021
WAC 463-42-101
WAC 463-42-116
WAC 463-42-117
WAC 463-42-296
WAC 463-42-297
WAC 463-42-333
WAC 463-42-536
WAC 463-42-537

New WAC number
WAC 463-76-005
WAC 463-76-025
WAC 463-76-0625
WAC 463-60-021
WAC 463-60-101
WAC 463-60-116
WAC 463-60-117
WAC 463-60-296
WAC 463-60-297
WAC 463-60-333
WAC 463-60-536
WAC 463-60-537
Allen J. Fiksdal EFSEC Manager

WSR 04-23-019
nOTICE OF PUBLIC MEETINGS

## DEPARTMENT OF

INFORMATION SERVICES
[Memorandum-November 3, 2004]
The Information Services Board will be holding their regularly scheduled meeting on November 10, 2004, in the James R. Larson Forum Building, 605 East 11th Street, Olympia, WA. The meeting begins at 1:00.

The board will meet informally for lunch prior to the official meeting in the academy classroom, which is located in the same building.

For further information please contact Laurel McMillan at (360) 902-3566.

WSR 04-23-020
NOTICE OF PUBLIC MEETINGS BELLINGHAM TECHNICAL COLLEGE
[Memorandum-November 8, 2004]
The regularly scheduled meeting of the board of trustees of Bellingham Technical College will be held on Thursday, November 17, 2004, 9:00-11:00 a.m., in the College Services Board Room on the Bellingham Technical College campus. Call 752-8334 for information.

# WSR 04-23-021 <br> NOTICE OF PUBLIC MEETINGS <br> EVERETT COMMUNITY COLLEGE <br> [Memorandum-November 2, 2004] 

## NOTIFICATION OF SPECLAL MEETING

The board of trustees of Everett Community College will hold a special workshop with college employees on November 8,2004 , to discuss program mix, upper division options and preferred future of EvCC . No action will be taken.

$$
\begin{array}{ll}
\text { 4:00 p.m. - 6:00 p.m. } & \begin{array}{l}
\text { Special Workshop } \\
\\
\\
\text { EvCC Shuksan Hall, Room } 141
\end{array}
\end{array}
$$

# WSR 04-23-022 <br> NOTICE OF PUBLIC MEETINGS EVERETT COMMUNITY COLLEGE <br> [Memorandum-November 1, 2004] 

## NOTIFICATION OF SPECLAL MEETING

The board of trustees of Everett Community College will meet with the College's Small Strategic Planning Group on November 10,2004 . No action will be taken.

$$
\begin{array}{ll}
\text { 3:00-4:00 p.m. } & \text { Everett Community College } \\
& \text { Olympus Board Room }
\end{array}
$$

WSR 04-23-023
NOTICE OF PUBLIC MEETINGS OFFICE OF THE GOVERNOR
(Clemency and Pardons Board)
[Memorandum-November 3, 2004]
The Washington State Clemency and Pardons Board hereby files with the Code Reviser the following change in meeting notice:

The scheduled December 10, 2004, meeting of the Clemency and Pardons Board has been rescheduled and will be held on December 9 and December 10, 2004. The meeting will be held in the John A. Cherberg Building, Hearing Room 4, Olympia, Washington, starting at 10:00 a.m.

WSR 04-23-028
INTERPRETIVE STATEMENT
DEPARTMENT OF REVENUE
[Filed November 9, 2004, 11:58 a.m.]

## ISSUANCE OF INTERPRETIVE STATEMENT

This announcement of the issuance of this interpretive statement is being published in the Washington State Register pursuant to the requirements of RCW 34.05.230(4).

The Department of Revenue has issued the following excise tax advisory:

## ETA 2018.04.240 Alternative credit computation formula Seasonal employment manufacturers

Chapter 82.62 RCW provides business and occupation (B\&O) tax credits to certain persons engaged in manufacturing, commercial testing, or research and development activities in specific rural areas. One of the requirements for these credits is that the person must increase employment positions at a facility by $15 \%$ or more over the previous calendar year. This excise tax advisory explains how an employer, who regularly operates only on a seasonal basis, and who hires more than $50 \%$ of its employees on a seasonal basis, determines if the $15 \%$ employment increase requirement to receive the credit has been met.

A copy of this document is available via the internet at http://www.dor.wa.gov/content/laws/eta/eta.aspx or a request for copies may be directed to Roseanna Hodson, Interpretations and Technical Advice Unit, P.O. Box 47453, Olympia, WA 98504-7453, phone (360) 570-6119, fax (360) 586-5543.

Alan R. Lynn<br>Rules Coordinator

WSR 04-23-030
NOTICE OF PUBLIC MEETINGS STATE INVESTMENT BOARD
[Memorandum-November 5, 2004]
Pursuant to WAC 287-01-030, this is to notify you that the Washington State Investment Board's regular board meetings for 2005 will be held on the third Thursday of each month, beginning at 9:30 a.m. at the board's office, located at 2100 Evergreen Park Drive S.W., Olympia, WA.

If you have any questions, please feel free to call Kristi Walters at (360) 956-4612.

## WSR 04-23-031 <br> RULES OF COURT <br> STATE SUPREME COURT

[November 5, 2004]

| IN THE MATTER OF THE ADOPTION | , | ORDER |
| :--- | :--- | :--- |
| OF THE AMENDMENTS TO APR 11, | , | NO. $25700-\mathrm{A}-799$ |
| REGULATIONS 110 |  |  |

The Washington State Bar Association having recommended the adoption of the proposed amendments to Regulations 110 to APR 11, and the Court having determined that the proposed amendments as amended will aid in the prompt and orderly administration of justice and further determined that an emergency exists which necessitates an early adoption;

Now, therefore, it is hereby
ORDERED:
(a) That the amendments as amended as attached hereto are adopted.
(b) That pursuant to the emergency provisions of GR 9(i), the amendments as amended to Regulations 110 of APR

11, will be published in the Washington Register, Washington State Bar Association and Administrative Office of the Court's websites and, in addition to the above, the amendments as amended will also be published in the Washington Reports and will become effective upon publication.

DATED at Olympia, Washington this 5th day of November 2004.

|  | Alexander, C.J. |
| :--- | :--- | :--- |
| Johnson, J. | Bridge, J. |
| Madsen, J. | Chambers, J. |
| Sanders, J. | Owens, J. |
| Ireland, J. | Fairhurst, J. |

## Regulation 110. Exemptions, Waivers, Modifications

(a) As a general proposition, all active members of the Bar Association are required to comply with the provisions of APR 11. The alternative to compliance is transfer to inactive status. The CLE Board may grant extensions, waivers or modifications of the time deadlines or education requirements specified in APR 11 and these Regulations Applications for extensions, waivers or modifications shall be made in writing and supported by a sworn statement in the form of an affidavit or declaration.
(b) Undue Hardship, Age, Pratiee or Disability. Exemptions from the continuing legal education requirement, or waiver, or modification of such requirement, based upon undue hardship, age or disability should be granted only sparingly. Consequently, before the CLE Board will consider granting an application for exemption, waiver or modification based upon these grounds, the applicant must establish to the satisfaction of the CLE Board that (1) such condition of undue hardship, age, or disability warrants granting an exemption, waiver, or modification; and (2) the applicant has not been in and will not be engaged in the unsupervised practice of law during the relevant period.

Reviser's note: The typographical error in the above material occurred in the copy filed by the State Supreme Court and appears in the Register pursuant to the requirements of RCW 34.08.040.

## WSR 04-23-032 <br> NOTICE OF PUBLIC MEETINGS BELLINGHAM TECHNICAL COLLEGE

[Memorandum-November 9, 2004]

## Amended Notice

The regularly scheduled meeting of the board of trustees of Bellingham Technical College will be held on Thursday, November 18, 2004, 9:00-11:00 a.m., in the College Services Board Room on the Bellingham Technical College campus. Call 752-8334 for information.

## WSR 04-23-033 NOTICE OF PUBLIC MEETINGS EVERETT COMMUNITY COLLEGE

[Memorandum-November 9, 2004]

## NOTIFICATION OF SPECIAL MEETING

The board of trustees of Everett Community College will start their regularly scheduled meeting on November 10, 2004, at 5:30 p.m.

## WSR 04-23-034 <br> INTERPRETIVE OR POLICY STATEMENT DEPARTMENT OF SOCIAL AND HEALTH SERVICES

[Filed November 9, 2004, 3:45 p.m.]

## DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Numbered Memorandum 04-79 MAA.
Subject: Prescription drug program: Preferred drug list, drug limitations, and expedited prior authorization updates.

Effective Date: November 3, 2004.
Document Description: Effective for claims with dates of service on and after December 6, 2004 (unless otherwise noted), the Medical Assistance Administration (MAA) will implement the following changes to the prescription drug program:

- Therapeutic drug class to be implemented as part of the Washington preferred drug list;
- Addition to the list of limitations on certain drugs; and
- Additions to the expedited prior authorization codes and criteria.
To receive a copy of the interpretive or policy statement, contact Barbara Salmon, Rules and Publications Section, Department of Social and Health Services, Medical Assistance Administration, Division of Policy and Analysis, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 7251349 or go to website http://maa.dshs.wa.gov/download/publicationsfees.htm (click on "Numbered Memos," "Year 2004"), TDD 1-800-848-5429, fax (360) 586-9727, e-mail salmobl@dshs.wa.gov.

November 8, 2004
Ann Myers, Manager
Rules and Publications Section

## WSR 04-23-035 <br> INTERPRETIVE OR POLICY STATEMENT DEPARTMENT OF <br> SOCIAL AND HEALTH SERVICES

[Filed November 9, 2004, 3:46 p.m]

## DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Numbered Memorandum 04-78 MAA.
Subject: Mandatory managed care program for GAU clients in King and Pierce counties.

Effective Date: October 25, 2004.

Document Description: Effective for dates of service on and after December 1, 2004, Medical Assistance Administration (MAA) will enroll all general assistance-unemployable (GAU) clients residing in King and Pierce counties in a mandatory managed care program with Community Health Plan of Washington (CHPW).

To receive a copy of the interpretive or policy statement, contact Barbara Salmon, Rules and Publications Section, Department of Social and Health Services, Medical Assistance Administration, Division of Policy and Analysis, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 7251349 or go to website http://maa.dshs.wa.gov/download/publicationsfees.htm (click on "Numbered Memos," "Year 2004"), TDD 1-800-848-5429, fax (360) 586-9727, e-mail salmobl@dshs.wa.gov.

November 8, 2004
Ann Myers, Manager
Rules and Publications Section

WSR 04-23-036
INTERPRETIVE OR POLICY STATEMENT DEPARTMENT OF SOCIAL AND HEALTH SERVICES
[Filed November 9, 2004, 3:47 p.m.]

## DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Numbered Memorandum 04-77 MAA.
Subject: Prescription drug program: PA and limitation updates.

Effective Date: November 28, 2004.
Document Description: Effective the week of November 1, 2004, and after (unless otherwise noted), the Medical Assistance Administration (MAA) will implement the following changes to the prescription drug program:

- Additions to the expedited prior authorization (EPA) codes and criteria;
- Addition to the list of limitations on certain drugs; and
- Termination of dual support for point-of-sale.

To receive a copy of the interpretive or policy statement, contact Barbara Salmon, Rules and Publications Section, Department of Social and Health Services, Medical Assistance Administration, Division of Policy and Analysis, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 7251349 or go to website http://maa.dshs.wa.gov/download/publicationsfees.htm (click on "Numbered Memos," "Year 2004"), TDD 1-800-848-5429, fax (360) 586-9727, e-mail salmobl@dshs.wa.gov.

November 8, 2004
Ann Myers, Manager
Rules and Publications Section

WSR 04-23-041

## NOTICE OF PUBLIC MEETINGS <br> HIGHER EDUCATION COORDINATING BOARD <br> [Memorandum-November 5, 2004]

In accordance with RCW 28B.80.420, 42.30.075, and WAC 250-10-070, the Higher Education Coordinating Board approved the following board meeting schedule for 2005, at its regular meeting held October 21, 2004. Public notice is given before each meeting, including any changes in date, time, and venue.

If anyone wishes to request disability accommodations, notice should be given to the Higher Education Coordinating Board, at least ten days in advance of the meeting in question. Notice may be given by phone at (360) $753-7800$ or fax (360) 753-7808.

2005 Board Meeting Calendar

| Date | Location |
| :---: | :---: |
| January 27, Thursday | State Investment Board Building Board Room 2700 Evergreen Parkway N.W. Olympia, 98505 |
| March 4, Friday HECB Advisory Council | General Administration Building Auditorium 210 11th Avenue S.W. Olympia, 98504 |
| April 5, Tuesday | Utilities and Transportation Commission Chandler Plaza Building Commission Hearing Room 206 1300 South Evergreen Park Drive S.W. Olympia, 98504 |
| June 23, <br> Thursday HECB Advisory Council | Pierce College, Puyallup College Center Building Multi-purpose Room 1601 39th Avenue S.E. Puyallup, 98374 |
| July 28, Thursday | Yakima Valley Community College Deccio Higher Education Center Parker Room 16th Avenue and Nob Hill Boulevard Yakima, 98907 |
| September 22, Thursday HECB Advisory Council | Pacific Lutheran University <br> University Center <br> Regency Room <br> 1010 122nd South <br> Tacoma, 98447 |
| October 27, Thursday | Central Washington University <br> Barge 412 <br> 400 East University Way <br> Ellensburg, 98926 |
| December 13, Tuesday HECB Advisory Council | University of Washington, Tacoma 1900 Commerce <br> Tacoma, 98402 |

# WSR 04-23-045 <br> NOTICE OF PUBLIC MEETINGS <br> CONVENTION AND TRADE CENTER 

[Memorandum-November 10, 2004]
A regular meeting of the Washington State Convention and Trade Center board of directors will be held on Tuesday, November 16, 2004, at 2:00 p.m. in Room 2B of the Convention Center, 800 Convention Place, Seattle.

If you have any questions regarding this meeting, please call (206) 694-5000.

## WSR 04-23-046 NOTICE OF PUBLIC MEETINGS SHORELINE COMMUNITY COLLEGE <br> [Memorandum-November 10, 2004]

In compliance with the Open Public Meetings Act, this serves as notice of the official regular meeting schedule of the board of trustees of Shoreline Community College from January 2005 through December 2005.

Please call (206) 546-4552 or e-mail Michele Foley at mfoley@shoreline.edu if you have [need] further information.

## BOARD OF TRUSTEES MEETING SCHEDULE FOR 2005

Board bylaws state that regular meetings of the board of trustees will be held on the fourth Wednesday' of each month.

These are the proposed meeting dates
for calendar year 2005:

| Winter Quarter 2005 |
| :--- |
| January 26, 2005 |
| February 23, 2005 |
| March 16, 20051 |
| Spring Quarter 2005 |
| April 27, 2005 |
| May 25, 2005 |
| June 22, 2005 |
| Fall Quarter 2005 |
| September 28, 2005 |
| October 26, 2005 |
| December 7, 2005 |

[^2]
## WSR 04-23-047 <br> NOTICE OF PUBLIC MEETINGS CONSERVATION COMMISSION

[Memorandum-November 9, 2004]

## PUBLIC MEETINGS NOTICE FOR 2005

WAC 135-04-020 provides that the Washington State Conservation Commission shall hold regular bimonthly meetings on the third Thursday of the month at various locations in the state of Washington. The schedule for 2005 was adopted by the Conservation Commission at its September 16, 2004, meeting held in Sunnyside, Washington. The regular business Conservation Commission meetings are held on the third Thursday of every other month with the exception of the November/December meeting. The regular meeting is held on the Wednesday following the Washington Association of Conservation Districts annual meeting.

The commission has regularly held a field tour and interaction dinner a day prior to the regular business meeting (Wednesday) with the exception of the November/December meeting. These will be considered as special meetings:

| Wednesday | 1-5 p.m. | Field Tour <br> (special meeting) |
| :---: | :--- | :--- |
|  | $6-8$ p.m. | Interaction Dinner <br> (special meeting) |
| Thursday | $8: 30$ a.m. - | Business Meeting <br> (regular meeting) |
|  | $4: 30$ p.m. |  |

The 2005 meeting schedule for the Conservation Commission will be:

| Date | Time | Lacation |
| :---: | :---: | :---: |
| January 19, 2005 Special Meeting | 1-5 p.m. Field Tour 6-8 p.m. Interaction Dinner | Field Tour and no host Interaction Dinner coordinated by: <br> Lewis County Conservation District 1554 Bishop Road Chehalis, WA (360) 748-0083 |
| January 20, 2005 Regular Meeting | 8:30 a.m. - 4:30 p.m. <br> WSCC Business <br> Meeting | Best Western Park <br> Place Inn <br> Heritage Room <br> 201 S.W. Interstate Ave- <br> nue <br> Chehalis, WA |
| March 16, 2005 Special Meeting | 1-5 p.m. Field Tour 6-8 p.m. Interaction Dinner | Field Tour and no host Interaction Dinner coordinated by: <br> Thurston Conservation District 2400 Bristol Court S.W., Suite 100 Olympia, WA (360) 754-3588 |
| March 17, 2005 Regular Meeting | 8:30 a.m. - 4:30 p.m. <br> WSCC Business <br> Meeting | Washington State Department of Ecology Room ROA-34/36 300 Desmond Drive S.E. Lacey, WA |


| Date | Time |
| :--- | :--- |
| May 17, 2005 | $1-5$ p.m. Field Tour |
| Special Meeting | $6-8$ p.m. Interaction |
|  | Dinner |

## Location

Field Tour and no host Interaction Dinner coordinated by:
Whitman Conservation
District
805 South Vista Point
Drive, Suite 2
Colfax, WA
(509) 397-4636 ext. 3

| May 18, 2005 | 8:30 a.m. - 4:30 p.m. | Best Western Inn |
| :---: | :---: | :---: |
| Planning | WSCC Planning | louse River Room |
| Meeting | Meeting | 701 North Main Street Colfax, WA |
| May 19, 2005 <br> Regular Meeting | 8:30 a.m. - 4:30 p.m. | Best Western Inn |
|  | WSCC Business | Palouse River Room |
|  | Meeting | 701 North Main Street Colfax, WA |
| July 20, 2005 <br> Special Meeting | 1-5 p.m. Field Tour | Field Tour and no host |
|  | 6-8 p.m. Interaction Dinner | Interaction Dinner coordinated by: |
|  |  | Moses Lake Conservation District 528 West Broadway Moses Lake, WA (509) 765-5667 |
| July 21, 2005 Regular Meeting | 8:30 a.m. - 4:30 p.m. | Best Western Lake Inn |
|  | WSCC Business | Surf Room |
|  | Meeting | 3000 West Marina Drive |
|  |  | Moses Lake, WA |
| September 14, 2005 Special Meeting | 1-5 p.m. Field Tour | Field Tour and no host |
|  | 6-8 p.m. Work Session | Interaction Dinner coordi- |
|  |  | Clallam Conservation <br> District |
|  |  | 111 East 3rd, Room 2A |
|  |  | Port Angeles, WA |
|  |  | (360) 452-1912 ext. 5 |

September 15, 2005 8:30 a.m. - 4:30 p.m.
Regular Meeting
WSCC Business Meeting

November 30, 2005 12:30-4:30 p.m. WSCC Business Meeting
a.m. to 1:30 p.m., in the Commission's Main Hearing

Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA.

In all other aspects the notice filed on September 17, 2003, remains in effect.

WSR 04-23-059
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
NATURAL RESOURCES
(Natural Heritage Advisory Council)
[Memorandum-November 12, 2004]
The Natural Heritage Advisory Council will meet on the following dates:

January 19, 2005
9:30 a.m. to 4:30 p.m.
Natural Resources Building
1111 Washington Street S.E.
Room 259
March 24, 2005
9:30 a.m. to 4:30 p.m. Natural Resources Building 1111 Washington Street S.E. Room 172
May 19-20, 2005
Field trip - to be determined 9:30 a.m. to 4:30 p.m. Natural Resources Building 1111 Washington Street S.E. Room 175A

Regular council business generally includes consideration of proposals for new natural areas, additions to existing natural areas, and management activities within existing natural areas.

For further information contact the Department of Natural Resources, Natural Heritage Program, 1111 Washington Street S.E., Olympia, WA 98504-7014, (360) 902-1661.

WSR 04-23-061
NOTICE OF PUBLIC MEETINGS DEPARTMENT OF LICENSING
(Title and Registration Advisory Committee) [Memorandum-November 15, 2004]

The next Title and Registration Advisory Committee (TRAC) meeting is:

DATE: $\quad$ November 23, 2004
TIME: 1:30 p.m. - 3:30 p.m.
PLACE: John L. O'Brien Building House Hearing Room A
Olympia, Washington

# WSR 04-23-063 <br> INTERPRETIVE OR POLICY STATEMENT DEPARTMENT OF SOCIAL AND HEALTH SERVICES <br> [Filed November 15, 2004, 3:51 p.m.] 

## DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Numbered Memorandum 04-81 MAA.
Subject: Prescription drug program: Maximum allowable cost update.

Effective Date: December 1, 2004.
Document Description: Effective for dates of service on and after December 1, 2004, the Medical Assistance Administration (MAA) will implement the following changes to the prescription drug program:

1. New additions to the maximum allowable cost (MAC) list;
2. Adjustments to existing MAC; and
3. Deletions from the MAC list.

To receive a copy of the interpretive or policy statement, contact Barbara Salmon, Rules and Publications Section, Department of Social and Health Services, Medical Assistance Administration, Division of Policy and Analysis, P.O. Box 45533, Olympia, WA 98504-5533, phone (360) 7251349 or go to website http://maa.dshs.wa.gov/download/publicationsfees.htm (click on "Numbered Memos," "Year 2004"), TDD 1-800-848-5429, fax (360) 586-9727, e-mail salmobl@dshs.wa.gov.

November 9, 2004
Ann Myers, Manager
Rules and Publications Section

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WSR 04-23-074
OFFICE OF
INSURANCE COMMISSIONER
[Filed November 15, 2004, 4:47 p.m.]
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| Patricia D. Petersen |  | Wendy Galloway |
| :---: | :---: | :---: |
| Chief Hearing Officer(360) 725-7105 |  | Administrative Assistant (360) 725-7002 |
|  |  | wendyg@oic.wa.gov |
| In the Matter of: | ) |  |
|  | ) | NO. G2004-73 |
| PROGRESSIVE NORTHWESTERN INSURANCE CO., | ) |  |
|  | ) | NOTICE OF HEARING ON |
|  | ) | APPLICATION FOR REDOMES- <br> TICATION |
|  | ) |  |
| Insurers. | $)$ |  |

TO: John Andrew Barbagallo, Director
Progressive Northwestern Insurance
Company
625 Alpha Drive
Highland Heights, Ohio 44143

Mike Yuth, Assistant General Counsel Progressive Northwestern Corporate Law Department 6300 Wilson Mills Road, N72
Mayfield Village, Ohio 44143
Karen Kosuda, Compliance Manager I Progressive Corporate Law Department
6300 Wilson Mills Road, N72,
Mayfield Village, Ohio 44143
Melvin N. Sorensen, Attorney
Carney Badley Spellman, P.S.
700 Fifth Avenue, \#5800
Seattle, Washington 98104-5017

AND TO: Mike Kreidler, Insurance Commissioner
Michael G. Watson, Chief Deputy Insurance Commissioner
Jim Odiorne, Deputy Commissioner,
Company Supervision
Marshall McGinnis, Manager,
Company Licensing Manager
John F. Hamje, Staff Attorney,
Legal Affairs Division
Post Office Box 40255
Olympia, Washington 98504-0255
On August 24, 2004, Progressive Northwestern Insurance Company filed an Application for Redomestication with the Office of the Insurance Commissioner (Commissioner), and on September 10, 2004, the undersigned received and filed a request for hearing from the Commissioner relative to this Application for Redomestication.

Pursuant to RCW 48.07.210(2), Progressive Northwestern seeks the approval of the Commissioner to transfer its corporate domicile from the state of Washington to the state of Ohio.

The redomestication of Progressive Northwestern Insurance Company is controlled by Title 48 RCW and, specifically, RCW 48.07.210(2). Pursuant to RCW 48.07.210(2), after providing thirty days advance written notice of its plan to the Commissioner and upon the written approval of the Commissioner in advance of the proposed transfer date, any domestic insurer of this state may transfer its domicile to any other state in which it is admitted to transact the business of insurance. As further provided in RCW 48.07.210(2), [t he commissioner shall approve any proposed transfer of domicile unless the commissioner determines after a hearing, pursuant to such notice as the commissioner may require, that the transfer is not in the best interests of the public or the insurer's policyholders in this state. Finally, pursuant to RCW 48.07.210(2), upon transfer of domicile, the insurer ceases to be a domestic insurer of this state and, if otherwise qualified under the laws of this state, the Commissioner shall admit the insurer to do business in this state as a foreign insurer.

Accordingly, YOU ARE HEREBY NOTIFIED that a hearing will be held commencing on Monday, December 6, 2004
at 10:00 a.m., Pacific Standard Time, in the Office of Insurance Commissioner, 5000 Capitol Blvd., Tumwater, Washington 98501. Pursuant to the authority given to the undersigned, the undersigned will hear and determine this matter and will enter the final order herein. The purpose of this hearing, which will include all parties, is to consider the Application for Redomestication of Progressive Northwestern Insurance Company. Pursuant to RCW 48.07.210(2), approval of these applications are conditioned, in part, upon a finding by the undersigned, based upon evidence presented by testimony and documents at the hearing, that there has been reasonable notice given, and that the redomestication is in the best interest of the public and Progressive Northwestern Insurance Company's policyholders. The Commissioner will be represented by John F. Hamje, Staff Attorney for the Office of the Insurance Commissioner, whose address is Office of the Insurance Commissioner, Legal Affairs, P.O. Box 40255, Olympia, Washington 98504-0255 and whose telephone number is (360) 725-7046. Progressive Northwestern Insurance Company will be represented by Mike Yuth, Assistant General Counsel, whose address is 6300 Wilson Mills Road, N72, Mayfield Village, Ohio 44143 and whose telephone number is (440) 395-3771, and by local counsel Melvin N. Sorenson, Attorney at Law, whose address is 700 Fifth Avenue, \#5800, Seattle, Washington 98104-5017 and whose telephone number is (206) 622-8020.

Please note that any interested individual or entity may indicate his/her or its support, or objection, to this proposed redomestication by submitting a letter to the undersigned at the above address by U.S. mail or by fax to the undersigned at (360) 664-2782 on or before 10:00 a.m. Pacific Standard Time on December 6, 2004 to the undersigned at the above address. Interested individuals and entities may include in their letters a request to be included in the hearing by telephone or in person in order to present their positions orally.

The hearing will be held under the authority granted by the Commissioner by Chapter 48.04 RCW and RCW 48.07.210. As above, RCW 48.07.210 indicates the findings which must be made before approval will be given to this proposed redomestication.

The basic facts relied upon are those set forth in the Application for Redomestication of Progressive Northwestern Insurance Company, with attachments, which has been filed with the Commissioner. The Application, with attachments, will be made part of the record of this proceeding. The Commissioner has not taken, and will not take, any position on this matter prior to entry of the hearing order.

The hearing will be governed by the Administrative Procedure Act, Chapter 34.05 RCW, and the model rules of procedure contained in Chapter 10-08 WAC. All parties may be represented at the hearing. They may examine witnesses and fully respond and present evidence and argument on all issues involved.

As required by RCW 34.05.434 (2)(i), you are advised that a party who fails to attend or participate in any stage of the pro-
ceeding may be held in default in accordance with Chapter 34.05 RCW.

Pursuant to WAC 10-08-040(2) and in accordance with ch. 2.42 RCW, if a limited English speaking or hearing impaired or speech impaired party or witness needs an interpreter, a qualified interpreter will be appointed. There will be no cost to the party or witness therefore, except as may be provided by ch. 2.42 RCW. A Request for Interpreter form is attached to the original of this Notice, with instructions thereon.
Patricia D. Petersen, Presiding Officer, who serves as Chief Hearing Officer for the Office of the Insurance Commissioner, has been designated to hear and determine this matter. Her address is Office of Insurance Commissioner, P.O. Box 40255, Olympia, Washington 98504-0255. Her telephone number is (360) 725-7105. All interested individuals and entities who have questions or concerns concerning this proceeding should direct them to her Administrative Assistant, Wendy Galloway, at the same address. Ms. Galloway's telephone number is (360) 725-7002.
entered at olympia, washington this 22nd day of October, 2004.

Patricia D. Petersen
Chief Hearing Officer
Presiding Officer

[^3]
# WSR 04-23-081 <br> NOTICE OF PUBLIC MEETINGS <br> DEPARTMENT OF FINANCIAL INSTITUTIONS <br> [Memorandum-November 13, 2004] 

## Escrow Commission Meetings

Second Tuesday of 1st month of each quarter for 2005 (normally):

| Tuesday, | 9 a.m. | Highline Community College |
| :--- | :--- | :--- |
| January 11, 2005 | 12 noon | Des Moines |
| Tuesday, | 9 a.m. - | Highline Community College |
| April 12, 2005 | 12 noon | Des Moines |
| Tuesday, | 9 a.m. - | Highline Community College |
| July 12, 2005 | 12 noon | Des Moines |
| Tuesday, | 9 a.m. | Highline Community College |
| October 11, 2005 | 12 noon | Des Moines |

## WSR 04-23-082 NOTICE OF PUBLIC MEETINGS <br> LAW ENFORCEMENT OFFICERS' AND FIRE FIGHTERS' PLAN 2 RETIREMENT BOARD

 [Memorandum-November 15, 2004]
## 2005 LEOFF Plan 2 Retirement Board Meeting Schedule

The Law Enforcement Officers' and Fire Fighters' Plan 2 Retirement Board has scheduled their meetings for the upcoming year.

Please feel free to contact Jessica Burkhart at (360) 586 2322 or by e-mail at Jessica.burkhart@leoff.wa.gov should you have any questions.

All meetings of the Law Enforcement Officers' and Fire Fighters' Plan 2 Retirement Board will be held in the boardroom of the Washington State Investment Board, 2100 Evergreen Park Drive S.W., Olympia, WA, from 9:30 a.m. - 3:00 p.m. unless otherwise noted.

Wednesday, January 26, 2005
Wednesday, February 23, 2005
Wednesday, March 23, 2005
Wednesday, April 27, 2005
Wednesday, May 25, 2005
Thursday, June 23, 2005
Wednesday, July 27, 2005
Wednesday, August 24, 2005
Wednesday, September 28, 2005
Wednesday, October 26, 2005
Wednesday, November 16, 2005
(Washington Counties Building)
Thursday, December 8, 2005

> WSR 04-23-088
> RULES COORDINATOR OFFICE OF INSURANCE COMMISSIONER
> [Filed November 17, 2004, 8:26 a.m.]

As of November 17, 2004, and until further notice, please show Kacy Scott as rules coordinator of the Insurance Commissioner's Office.

Kacy's phone number is (360) 725-7041, fax (360) 5863109, e-mail Kacys@oic.wa.gov, mailing address P.O. Box 40255, Olympia, WA 98504-0255.

## WSR 04-23-094 <br> NOTICE OF PUBLIC MEETINGS MARINE EMPLOYEES' COMMISSION <br> [Memorandum-November 16, 2004]

Notice of 2005 Marine Employees' Commission Public Meetings

The following is the schedule of the year 2005 monthly meetings of the Marine Employees' Commission (MEC) adopted by the MEC at its public meeting on October 22, 2004:

| MONTH | $\frac{\text { DAY }}{}$ | LOCATION |
| :--- | :--- | :--- |
| January | 28 | Olympia |
| *February | 25 | Olympia |
| March | 18 | Olympia |
| April | 22 | Olympia |
| *May | 20 | Seattle |
| June | 24 | Seattle |
| July | 29 | Seattle |
| August | 26 | Seattle |
| *September | 23 | Seattle |
| October | 28 | Seattle |
| November | NO MEETING |  |
| *December | 9 | Seattle |

All meetings will begin at 10:00 a.m. The location of meetings scheduled in Seattle will be determined at a later time. Meetings scheduled in Olympia will be held in the Second Floor Conference Room, Evergreen Plaza Building, 711 Capitol Way South, Olympia.

Special Needs: For special accommodations or to request auxiliary aid, please contact the MEC office at least ten days in advance of the event at (360) 586-6354 (voice) or (360) 586-0820 (fax).
*Quarterly Management Team meetings will be held immediately following these commission meetings.

## WSR 04-23-096 <br> DEPARTMENT OF ECOLOGY

[Filed November 17, 2004, 10:06 a.m.l
PUBLIC NOTICE
Public Workshops and Hearings to Accept Comments on the Concentrated Animal Feeding Operation (CAFO) General Permit

The Department of Ecology is proposing to issue a general permit to cover concentrated animal feeding operations (CAFO). The old dairy general permit will expire in March 2005. The Department of Ecology has revised the permit and is proposing to reissue the permit on March 2, 2005. The revised permit is called the "Concentrated Animal Feeding Operations (CAFO) National Pollutant Discharge Elimina-
tion System (NPDES) and State Waste Discharge General Permit."

The draft permit and fact sheet are available for review and public comment from December 1, 2004, to January 28, 2005. The Department of Ecology will host four informational workshops and public hearings on its proposed permit. The public is encouraged to give written comments during the public comment period or oral comments at the public hearings.

A recent revision to the federal NPDES rules by the Environmental Protection Agency changed the requirements for CAFOs under the Clean Water Act. In the revised rule, all CAFOs must apply for an NPDES permit and implement a nutrient management plan. In addition, the new rule has requirements for appropriate storage of manure, as well as expectations for proper land application practices.

Purpose of the General Permit: The proposed general permit covers discharges of wastewater from CAFOs to waters of Washington state. Under federal and state water quality law (federal Clean Water Act and state Water Pollution Control Act), a permit is required for the discharge of wastewater. The proposed permit addresses these legal requirements and controls the discharge of pollutants to protect surface water and ground water quality in Washington state.

A general permit is used instead of a series of individual permits when the permitted facilities are similar. Individual facilities that receive coverage under the general permit are required to comply with the terms and conditions of the permit.

Applying for a Permit: Facilities covered under the existing dairy general permit who reapplied for permit coverage will be covered under the proposed CAFO permit unless notified by the Department of Ecology. New or currently nonpermitted facilities may obtain coverage under the general permit by submitting a complete permit application to the Department of Ecology. The application is available online at www.ecy.wa.gov/programs/wq/permits/cafo.

Requesting Copies of the Permit: You can request copies of the proposed permit and fact sheet by contacting Diane Dent, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, phone (360) 407-6616, fax (360) 4076426, e-mail dden461 @ecy.wa.gov.

The proposed permit and fact sheet are also available online at www.ecy.wa.gov/programs/wq/permits/cafo.

Submitting Written and Oral Comments: The Department of Ecology will accept written and oral comments on the draft CAFO general permit and fact sheet. Comments should reference specific text when possible. Comments may address the following:

- Technical issues,
- Accuracy and completeness of information,
- The scope of facilities proposed for coverage,
- Adequacy of environmental protection and permit conditions, or
- Any other concern that would result from issuance of the revised permit.
Please submit written comments to Andrew Kolosseus, Department of Ecology, P.O. Box 47600, Olympia, WA

98504-7600, phone (360) 407-7543, fax (360) 407-6426, email akol461@ecy.wa.gov.

Written comments must be postmarked no later than midnight, Friday, January 28, 2005. Faxed and e-mailed comments must be received by midnight, Friday, January 28, 2005. Oral comments can be made by attending and testifying at the public hearings.

Public Workshops/Hearings: The workshops begin at 6 p.m. The hearings will begin when the workshop ends. The purpose of the workshops is to explain the general permit, what has changed from the previous permit, and answer questions. The purpose of the hearings is to provide an opportunity for people to give formal comments on the proposed permit. The public workshops and hearings on the draft general permit are: Yakima: Wednesday, January 5, 2005, 6-9 p.m., Yakima Area Arboretum, 1401 Arboretum Drive; Spokane: Thursday, January 6, 2005, 6-9 p.m., Spokane Falls Community College, Student Union Building \#17, 3410 West Fort George Wright Drive; Mt. Vernon: Monday, January 10, 2005, 6-9 p.m., Skagit County PUD, 1415 Freeway Drive; and Longview: Wednesday, January 12, 2005, 6-9 p.m., Cowlitz County PUD, 961 12th Avenue.

Issuing the Final CAFO General Permit: The Department of Ecology will issue the final permit after it considers all public comments. Ecology expects to issue the general permit on March 2, 2005. It will be effective thirty days later. When the Department of Ecology issues the permit, it will send the responses to comments to everyone who commented.

Who would be covered by the permit? The permit covers all concentrated animal feeding operations (CAFOs) as defined by federal regulations. There are three types of CAFOs: large CAFOs, medium CAFOs, and designated CAFOs.

Large CAFOs: A lot or facility is defined as a large CAFO if it meets all of the following three conditions:
(a) It has animals (other than aquatic animals) that have been, are, or will be stabled or confined and fed or maintained for a total of forty-five days or more in any twelve-month period,
(b) Crops, vegetation, forage growth, or post-harvest residues are not sustained in the normal growing season over any portion of the lot or facility where animals are confined, and
(c) It stables or confines as many as or more than the number of animals specified in any of the following categories:
(i) 700 mature dairy cows, whether milked or dry;
(ii) 1,000 veal calves;
(iii) 1,000 cattle other than mature dairy cows or veal calves. Cattle includes but is not limited to heifers, steers, bulls and cow/calf pairs;
(iv) 2,500 swine each weighing 55 pounds or more;
(v) 10,000 swine each weighing less than 55 pounds;
(vi) 500 horses;
(vii) 10,000 sheep or lambs;
(viii) 55,000 turkeys;
(ix) 30,000 laying hens or broilers, if the operation uses a liquid manure handling system;
(x) 125,000 chickens (other than laying hens), if the operation uses other than a liquid manure handling system;
(xi) 82,000 laying hens, if the operation uses other than a liquid manure handling system;
(xii) 30,000 ducks (if the operation uses other than a liquid manure handling system); or
(xiii) 5,000 ducks (if the operation uses a liquid manure handling system).

Medium CAFOs: A lot or facility is defined as a medium CAFO if it meets all of the following four conditions:
(a) It has animals (other than aquatic animals) that have been, are, or will be stabled or confined and fed or maintained for a total of forty-five days or more in any twelve-month period,
(b) Crops, vegetation, forage growth, or post-harvest residues are not sustained in the normal growing season over any portion of the lot or facility where animals are confined,
(c) It stables or confines the number of animals that falls within any of the following ranges:
(i) 200 to 699 mature dairy cows, whether milked or dry;
(ii) 300 to 999 veal calves;
(iii) 300 to 999 cattle other than mature dairy cows or veal calves. Cattle includes but is not limited to heifers, steers, bulls and cow/calf pairs;
(iv) 750 to 2,499 swine each weighing fifty-five pounds or more;
(v) 3,000 to 9,999 swine each weighing less than fiftyfive pounds;
(vi) 150 to 499 horses;
(vii) 3,000 to 9,999 sheep or lambs;
(viii) 16,500 to 54,999 turkeys;
(ix) 9,000 to 29,999 laying hens or broilers, if the operation uses a liquid manure handling system;
(x) 37,500 to 124,999 chickens (other than laying hens), if the operation uses other than a liquid manure handling system;
(xi) 25,000 to 81,999 laying hens, if the operation uses other than a liquid manure handling system;
(xii) 10,000 to 29,999 ducks (if the operation uses other than a liquid manure handling system); or
(xiii) 1,500 to 4,999 ducks (if the operation uses a liquid manure handling system); and
(d) Either one of the following conditions are met:
(i) Pollutants are discharged into waters of the state through a man-made ditch or other similar man-made device; or
(ii) Pollutants are discharged directly into waters of the state which originate outside of and pass over, across, or through the facility or otherwise come into direct contact with the animals confined in the operation.

Designated CAFOs: A lot or facility may be designated as a CAFO by the department if:
(a) It has animals (other than aquatic animals) that have been, are, or will be stabled or confined and fed or maintained for a total of forty-five days or more in any twelve-month period;
(b) Crops, vegetation, forage growth, or post-harvest residues are not sustained in the normal growing season over any portion of the lot or facility where animals are confined;
(c) Either one of the following conditions are met:
(i) Pollutants are discharged into waters of the state through a man-made ditch or other similar man-made device; or
(ii) Pollutants are discharged directly into waters of the state which originate outside of and pass over, across, or through the facility or otherwise come into direct contact with the animals confined in the operation; and
(d) It is determined to be a significant contributor of pollutants to waters of the state. A "Significant contributor of pollution" includes, but is not limited to, a facility directly discharging pollutants that causes or contributes to a violation of state Surface water quality standards (chapter 173201A WAC), state Ground water quality standards, (chapter 173-200 WAC), or chapter 90.48 RCW (Water pollution control).

If you have special accommodation needs or require a copy of the permit and fact sheet in an alternative format, please contact Andrew Kolosseus at (360) 407-7543. If you are a person with a speech or hearing impairment, call 711 or 800-833-6388 for TTY.

WSR 04-23-098

## INTERPRETIVE OR POLICY STATEMENT

DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
[Filed November 17, 2004, 11:16 a.m.]

## DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: Policy Clarification Memo 04-007.
Subject: Providing services when paternity has not been established and an alleged father dies prior to the entry of a paternity order.

Effective Date: October 27, 2004.
Document Description: This PCM explains to staff how to provide services when paternity has not been established and an alleged father dies prior to the entry of a paternity order.

To receive a copy of the interpretive or policy statement, contact Susan Reams, Technical Writer, Department of Social and Health Services, DCS Policy Office, P.O. Box 45860, Olympia, WA 98504, phone (360) 664-5278, e-mail sreams@dshs.wa.gov.

November 10, 2004
Susan Reams

## KEY TO TABLE

This table covers the current calendar year through this issue of the Register and should be used to locate rules amended, adopted, or repealed subsequent to the publication date of the latest WAC or Supplement.

```
Symbols:
    AMD = Amendment of existing section
    A/R = Amending and recodifying a section
DECOD = Decodification of an existing section
    NEW = New section not previously codified
OBJECT = Notice of objection by Joint Administrative
                Rules Review Committee
        PREP = Preproposal comments
    RE-AD = Readoption of existing section
RECOD = Recodification of previously codified section
        REP = Repeal of existing section
RESCIND = Rescind of existing section
REVIEW = Review of previously adopted rule
    SUSP = Suspending an existing section
```

Suffixes:
$-\mathrm{C}=$ Continuance of previous proposal
$-\mathrm{E}=$ Emergency action
-P = Proposed action
$-S=$ Supplemental notice
-W = Withdrawal of proposed action
-X = Expedited rule making
$-X A=$ Expedited adoption
$-\mathrm{XR}=$ Expedited repeal
No suffix means permanent action
WAC \# Shows the section number under which an agency rule is or will be codified in the Washington Administrative Code.
WSR \# Shows the issue of the Washington State Register where the document may be found; the last three digits identify the document within the issue.

| WAC\# | ACTION | WSR\# | WAC\# | ACTION | WSR \# | WAC\# | ACTION | WSR\# |
| :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: | :---: |
| 1-21-070 | AMD | 04-02-071 | 4-25-650 | PREP | 04-08-033 | 4-25-782 | AMD-P | 04-17-087 |
| 4. 25-400 | PREP | 04-08-033 | 4. 25-650 | AMD-P | 04-17-085 | 4-25-782 | AMD-S | 04-22-098 |
| 4.25-400 | AMD-P | 04-17-085 | 4-25-650 | AMD-S | 04-22-096 | 4-25.783 | PREP | 04-08-033 |
| $4-25-400$ | AMD-S | 04-22-096 | 4-25-660 | PREP | 04-08-033 | 4-25-783 | AMD-P | 04-17-085 |
| 4-25-410 | PREP | 04-08-033 | $4.25-660$ | AMD-P | 04-17-085 | 4. 25.783 | AMD-S | 04-22-096 |
| 4. $25-410$ | AMD-P | 04-17-085 | 4-25-660 | AMD-S | 04-22-096 | 4. 25.790 | PREP | 04-08-033 |
| 4. 25-410 | AMD-S | 04-22-096 | 4-25-661 | PREP | 04-08-033 | 4.25.790 | AMD-P | 04-17-085 |
| 4-25-510 | PREP | 0408-033 | 4. 25-661 | AMD-P | 04-17-085 | 4. 25.790 | AMD-S | 04-22-096 |
| 4-25-510 | AMD-P | 04-17-085 | 4-25-661 | AMD-S | 04-22-096 | 4.25-791 | PREP | 04-08-033 |
| 4. $25-510$ | AMD-S | 04-22-096 | 4-25-670 | PREP | 04-08-033 | 4-25-791 | AMD-P | 04-17-085 |
| 4-25-530 | PREP | 04-06-085 | 4-25-670 | AMD-P | 04-17-085 | 4-25-791 | AMD-S | 04-22-096 |
| 4. $25-530$ | AMD-P | 04-17-086 | 4-25-670 | AMD-S | 04-22-096 | 4-25-792 | PREP | 04-08-033 |
| 4. 25-530 | AMD-S | 04-22-097 | 4-25-710 | PREP | 04-08-033 | 4-25-792 | AMD-P | 04-17-085 |
| 4-25-540 | PREP | 04-08-033 | 4-25-710 | AMD-P | 04-17-085 | 4-25-792 | AMD-S | 04-22-096 |
| 4-25-540 | AMD-P | 04-17-085 | 4-25-710 | AMD-S | 04-22-096 | 4-25-793 | PREP | 04-08-033 |
| 4-25-540 | AMD-S | 04-22-096 | 4-25-720 | PREP | 04-08-033 | 4-25-793 | AMD-P | 04-17-085 |
| 4. 25-550 | PREP | 04-08-033 | 4-25-720 | AMD-P | 04-17-085 | 4-25-793 | AMD-S | 04-22-096 |
| 4-25-550 | AMD-P | 04-17-085 | 4-25-720 | AMD-S | 04-22-096 | 4.25-795 | PREP | 04-08-033 |
| 4-25-550 | AMD-S | 04-22-096 | 4-25-721 | PREP | 04-08-033 | 4-25-795 | AMD-P | 04-17-085 |
| 4-25-551 | PREP | 04-08-033 | 4-25-721 | AMD-P | 04-17-085 | 4.25-795 | AMD-S | 04-22-096 |
| 4-25-551 | AMD-P | 04-17-085 | 4-25-721 | AMD-S | 04-22-096 | 4. 25-820 | PREP | 04-11-033 |
| 4-25-551 | AMD-S | 04-22-096 | 4-25-730 | PREP | 04-08-033 | 4-25-820 | AMD-P | 04-17-087 |
| 4-25-610 | PREP | 04-08-033 | 4-25-730 | AMD-P | 04-17-085 | 4. $25-820$ | AMD-S | 04-22-098 |
| 4-25-610 | AMD-P | 04-17-085 | 4-25-730 | AMD-S | 04-22-096 | 4-25-830 | PREP | 04-08-033 |
| $4-25-610$ | AMD-S | 04-22-096 | 4. 25-735 | PREP | 04-08-033 | 4-25-830 | AMD-P | 04-17-085 |
| 4-25-620 | PREP | 04-08-033 | 4-25-735 | AMD-P | 04-17-085 | 4-25-830 | AMD-S | 04-22-096 |
| 4-25.620 | AMD-P | 04-17-085 | 4. 25-735 | AMD-S | 04-22-096 | 4-25-831 | PREP | 04-08-033 |
| 4-25-620 | AMD-S | 04-22-096 | 4.25-745 | PREP | 04-08-033 | 4-25-831 | AMD-P | 04-17-085 |
| 4-25-626 | PREP | 04-08-033 | 4-25-745 | AMD-P | 04-17-085 | 4-25-831 | AMD-S | 04-22-096 |
| 4-25-626 | AMD-P | 04-17-085 | $4.25-745$ | AMD-S | 04-22-096 | 4.25-910 | PREP | 04-08-033 |
| 4-25-626 | AMD-S | 04-22-096 | 4.25-746 | PREP | 04-08-033 | 4-25-910 | AMD-P | 04-17-085 |
| 4-25-630 | PREP | 04-08-033 | $4.25-746$ | AMD-P | 04-17-085 | 4-25-910 | AMD-S | 04-22-096 |
| 4.25 .630 | AMD-P | 04-17-085 | 4. 25.746 | AMD-S | 04-22-096 | 16.08-003 | NEW | 04-02-063 |
| $4.25-630$ | AMD-S | 04-22-096 | 4. 25.750 | PREP | 04-08-033 | 16-08-004 | NEW | 04-02-063 |
| $4.25-631$ | PREP | 04-08-033 | 4. $25-750$ | AMD-P | 04-17-085 | 16-54-030 | AMD-E | 04-15-021 |
| 4-25-631 | AMD-P | 04-17.085 | 4-25-750 | AMD-S | 04-22-096 | 16-157-020 | AMD-X | 04-16-092 |
| 4-25-631 | AMD-S | 04-22-096 | $4.25-756$ | PREP | 04-11-033 | 16-170-010 | NEW-P | 04-05-119 |
| 4-25-640 | PREP | 04-08-033 | 4-25-756 | AMD-P | 04-17-087 | 16-170-010 | NEW | 04-08-062 |
| 4-25-640 | AMD-P | 04-17-085 | 4-25-756 | AMD-S | 04-22-098 | 16-170-020 | NEW-P | 04-05-119 |
| 4-25-640 | AMD-S | 04-22-096 | 4-25-782 | PREP | 04-11-033 | 16-170-020 | NEW | 04-08-062 |
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Table of WAC Sections Affected

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| 16-170-030 | NEW | 04-08-062 | 16-230-270 | REP-X | 04-13-058 | 16-231-145 | PREP | 04-03-004 |
| 16-170-035 | NEW-P | 04-05-119 | 16-230-270 | REP | 04-18-023A | 16-231-149 | PREP | 04-03-004 |
| 16-170-035 | NEW | 04-08-062 | 16-230-281 | REP-X | 04-13-058 | 16-231-153 | PREP | 04-03-004 |
| 16-170-037 | NEW-P | 04-05-119 | 16-230-281 | REP | 04-18-023A | 16-231-156 | PREP | 04-03-004 |
| 16-170-037 | NEW | 04-08-062 | 16-230-290 | REP-X | 04-13-058 | 16-231-159 | PREP | 04-03-004 |
| 16-170-040 | NEW-P | 04-05-119 | 16-230-290 | REP | 04-18-023A | 16-231-162 | PREP | 04-03-004 |
| 16-170-040 | NEW | 04-08-062 | 16-230-400 | PREP | 04-03-004 | 16-231-165 | PREP | 04-03-004 |
| 16-170-050 | NEW-P | 04-05-119 | 16-230-410 | PREP | 04-03-004 | 16-231-168 | PREP | 04-03-004 |
| 16-170-050 | NEW | 04-08-062 | 16-230-420 | PREP | 04-03-004 | 16-231-171 | PREP | 04-03-004 |
| 16-170-060 | NEW-P | 04-05-119 | 16-230-430 | PREP | 04-03-004 | 16-231-174 | PREP | 04-03-004 |
| 16-170-060 | NEW | 04-08-062 | 16-230-440 | PREP | 04-03-004 | 16-231-177 | PREP | 04-03-004 |
| 16-170-070 | NEW-P | 04-05-119 | 16-230-450 | PREP | 04-03-004 | 16-231-180 | PREP | 04-03-004 |
| 16-170-070 | NEW | 04-08-062 | 16-230-460 | PREP | 04-03-004 | 16-231-183 | PREP | 04-03-004 |
| 16-170-075 | NEW-P | 04-05-119 | 16-230-470 | PREP | 04-03-004 | 16-231-200 | PREP | 04-03-004 |
| 16-170-075 | NEW | 04-08-062 | 16-230-600 | PREP | 04-03-004 | 16-231-205 | PREP | 04-03-004 |
| 16-170-080 | NEW-P | 04-05-119 | 16-230-605 | PREP | 04-03-004 | 16-231-210 | PREP | 04-03-004 |
| 16-170-080 | NEW | 04-08-062 | 16-230-610 | PREP | 04-03-004 | 16-231-215 | PREP | 04-03-004 |
| 16-170-090 | NEW-P | 04-05-119 | 16-230-615 | PREP | 04-03-004 | 16-231-220 | PREP | 04-03-004 |
| 16-170-090 | NEW | 04-08-062 | 16-230-620 | PREP | 04-03-004 | 16-231-225 | PREP | 04-03-004 |
| 16-170-100 | NEW-P | 04-05-119 | 16-230-625 | PREP | 04-03-004 | 16-231-230 | PREP | 04-03-004 |
| 16-170-100 | NEW | 04-08-062 | 16-230-630 | PREP | 04-03-004 | 16-231-235 | PREP | 04-03-004 |
| 16-170-110 | NEW-P | 04-05-119 | 16-230-635 | PREP | 04-03-004 | 16-231-300 | PREP | 04-03-004 |
| 16-170-110 | NEW | 04-08-062 | 16-230-640 | PREP | 04-03-004 | 16-231-305 | PREP | 04-03-004 |
| 16-170-115 | NEW-P | 04-05-119 | 16-230-645 | PREP | 04-03-004 | 16-231-310 | PREP | 04-03-004 |
| 16-170-115 | NEW | 04-08-062 | 16-230-650 | PREP | 04-03-004 | 16-231-315 | PREP | 04-03-004 |
| 16-170-120 | NEW-P | 04-05-119 | 16-230-655 | PREP | 04-03-004 | 16-231-320 | PREP | 04-03-004 |
| 16-170-120 | NEW | 04-08-062 | 16-230-660 | PREP | 04-03-004 | 16-231-325 | PREP | 04-03-004 |
| 16-170-125 | NEW-P | 04-05-119 | 16-230-665 | PREP | 04-03-004 | 16-231-330 | PREP | 04-03-004 |
| 16-170-125 | NEW | 04-08-062 | 16-230-670 | PREP | 04-03-004 | 16-231-335 | PREP | 04-03-004 |
| 16-170-130 | NEW-P | 04-05-119 | 16-230-673 | PREP | 04-03-004 | 16-231-400 | PREP | 04-03-00 |
| 16-170-130 | NEW | 04-08-062 | 16-230-675 | PREP | 04-03-004 | 16-231-405 | PREP | 04-03-004 |
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| 16-170-140 | NEW-P | 04-05-119 | 16-230-813 | PREP | 04-03-004 | 16-231-415 | PREP | 04-03-004 |
| 16-170-140 | NEW | 04-08-062 | 16-230-815 | PREP | 04-03-004 | 16-231-420 | PREP | 04-03-004 |
| 16-170-145 | NEW-P | 04-05-119 | 16-230-820 | PREP | 04-03-004 | 16-231-425 | PREP | 04-03-004 |
| 16-170-145 | NEW | 04-08-062 | 16-230-825 | PREP | 04-03-004 | 16-231-500 | PREP | 04-03-004 |
| 16-170-150 | NEW-P | 04-05-119 | 16-230-830 | PREP | 04-03-004 | 16-231-505 | PREP | 04-03-004 |
| 16-170-150 | NEW | 04-08-062 | 16-230-835 | PREP | 04-03-004 | 16-231-510 | PREP | 04-03-004 |
| 16-170-155 | NEW-P | 04-05-119 | 16-230-835 | PREP | 04-13-057 | 16-231-515 | PREP | 04-03-004 |
| 16-170-155 | NEW | 04-08-062 | 16-230-840 | PREP | 04-03-004 | 16-231-520 | PREP | 04-03-004 |
| 16-170-170 | NEW-P | 04-05-119 | 16-230-845 | PREP | 04-03-004 | 16-231-525 | PREP | 04-03-004 |
| 16-170-170 | NEW | 04-08-062 | 16-230-850 | PREP | 04-03-004 | 16-231-530 | PREP | 04-03-004 |
| 16-170-175 | NEW-P | 04-05-119 | 16-230-855 | PREP | 04-03-004 | 16-231-600 | PREP | 04-03-004 |
| 16-170-175 | NEW | 04-08-062 | 16-230-860 | PREP | 04-03-004 | 16-231-605 | PREP | 04-03-004 |
| 16-170-180 | NEW-P | 04-05-119 | 16-230-860 | PREP | 04-13-057 | 16-231-610 | PREP | 04-03-004 |
| 16-170-180 | NEW | 04-08-062 | 16-230-861 | PREP | 04-03-004 | 16-231-613 | PREP | 04-03-004 |
| 16-218 | PREP | 04-19-121 | 16-230-862 | PREP | 04-03-004 | 16-231-615 | PREP | 04-03-004 |
| 16-219-010 | REP-X | 04-13-059 | 16-230-863 | PREP | 04-03-004 | 16-231-620 | PREP | 04-03-004 |
| 16-219-010 | REP | 04-18-024 | 16-230-864 | PREP | 04-03-004 | 16-231-700 | PREP | 04-03-004 |
| 16-219-100 | REP-X | 04-06-073 | 16-230-866 | PREP | 04-03-004 | 16-231-705 | PREP | 04-03-004 |
| 16-219-100 | REP | 04-10-105 | 16-230-868 | PREP | 04-03-004 | 16-231-710 | PREP | 04-03-004 |
| 16-219-105 | REP-X | 04-06-073 | 16-231-100 | PREP | 04-03-004 | 16-231-715 | PREP | 04-03-004 |
| 16-219-105 | REP | 04-10-105 | 16-231-105 | PREP | 04-03-004 | 16-231-720 | PREP | 04-03-004 |
| 16-228-1220 | PREP | 04-03-005 | 16-231-107 | PREP | 04-03-004 | 16-231-725 | PREP | 04-03-004 |
| 16-228-1231 | PREP | 04-03-004 | 16-231-110 | PREP | 04-03-004 | 16-231-800 | PREP | 04-03-004 |
| 16-228-1250 | PREP | 04-03-004 | 16-231-115 | PREP | 04-03-004 | 16-231-805 | PREP | 04-03-004 |
| 16-229 | PREP | 04-14-102 | 16-231-119 | PREP | 04-03-004 | 16-231-810 | PREP | 04-03-004 |
| 16-230-250 | REP-X | 04-13-058 | 16-231-125 | PREP | 04-03-004 | 16-231-815 | PREP | 04-03-004 |
| 16-230-250 | REP | 04-18-023A | 16-231-130 | PREP | 04-03-004 | 16-231-820 | PREP | 04-03-004 |
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| 16-231-840 | PREP | 04-03-004 | 16-301-365 | AMD-P | 04-05-118 | 16-324-740 | REP | 04-12-026 |
| 16-231-900 | PREP | 04-03-004 | 16-301-365 | AMD | 04-08-043 | 16-324-750 | REP-X | 04-07-170 |
| 16-231-905 | PREP | 04-03-004 | 16-301-375 | AMD-P | 04-05-118 | 16-324-750 | REP | 04-12-026 |
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| 16-231-912 | PREP | 04-03-004 | 16-301-380 | AMD-P | 04-05-118 | 16-328-011 | AMD-P | 04-13-150 |
| 16-231-915 | PREP | 04-03-004 | 16-301-380 | AMD | 04-08-043 | 16-328-011 | AMD | 04-17-039 |
| 16-231-920 | PREP | 04-03-004 | 16-301-395 | AMD-P | 04-05-118 | 16-333 | PREP | 04-09-081 |
| 16-231-925 | PREP | 04-03-004 | 16-301-395 | AMD | 04-08-043 | 16-333-041 | AMD-P | 04-13-149 |
| 16-231-930 | PREP | 04-03-004 | 16-301-396 | NEW-P | 04-05-118 | 16-333-041 | AMD | 04-17-038 |
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| 16-232-020 | PREP | 04-03-004 | 16-301-420 | AMD | 04-08-043 | 16-354.040 | AMD. x | 04-19-124 |
| 16-232-025 | PREP | 04-03-004 | 16-301-430 | AMD-P | 04-05-118 | 16-354-050 | AMD-X | 04-19-124 |
| 16-232-027 | PREP | 04-03-004 | 16-301-430 | AMD | 04-08-043 | 16-390-005 | NEW-P | 04-08-128 |
| 16-232-030 | PREP | 04-03-004 | 16.301-435 | AMD-P | 04-05-118 | 16-390-005 | NEW | 04-11-078 |
| 16-232-035 | PREP | 04-03-004 | 16-301-435 | AMD | 04-08-043 | 16-390-010 | NEW-P | 04-08-128 |
| 16-232-041 | PREP | 04-03-004 | 16-301-440 | AMD-P | 04-05-118 | 16-390-010 | NEW | 04-11-078 |
| 16-232-044 | PREP | 04-03-004 | 16-301-440. | AMD - | 04-08-043 | 16-390-020 | NEW-P | 04-08-128 |
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| 16-232-059 | PREP | 04-03-004 | 16-301-460 | REP-P | 04-05-118 | 16-390-040 | NEW | 04-11-078 |
| 16-232-062 | PREP | 04-03-004 | 16-301-460 | REP | 04-08-043 | 16-390-060 | NEW-P | 04-08-128 |
| 16-232-065 | PREP | 04-03-004 | 16-301-465 | REP-P | 04-05-118 | 16-390-060 | NEW | 04-11-078 |
| 16-232-068 | PREP | 04-03-004 | 16-301-465 | REP | 04-08-043 | 16.390-100 | NEW-P | 04-08-128 |
| 16-232-071 | PREP | 04-03-004 | 16-301-470 | REP-P | 04-05-118 | 16-390-100 | NEW | 04-11-078 |
| 16-232-074 | PREP | 04-03-004 | 16-301-470 | REP | 04-08-043 | 16-390-150 | NEW-P | 04-08-128 |
| 16-232-077 | PREP | 04-03-004 | 16-301-475 | REP-P | 04-05-118 | 16-390-150 | NEW | 04-11-078 |
| 16-232-100 | PREP | 04-03-004 | 16-301-475 | REP | 04-08-043 | 16-390-200 | NEW-P | 04-08-128 |
| 16-232-105 | PREP | 04-03-004 | 16-301-480 | REP-P | 04-05-118 | 16-390-200 | NEW | 04-11-078 |
| 16-232-110 | PREP | 04-03-004 | 16-301-480 | REP | 04-08-043 | 16-390-210 | NEW-P | 04-08-128 |
| 16-232-115 | PREP | 04-03-004 | 16-301-485 | REP-P | 04-05-118 | 16-390-210 | NEW | 04-11-078 |
| 16-232-120 | PREP | 04-03-004 | 16-301-485 | REP | 04-08-043 | 16-390-220 | NEW-P | 04-08-128 |
| 16-232-200 | PREP | 04-03-004 | 16-302-385 | AMD-P | 04-05-120 | 16-390-220 | NEW | 04-11-078 |
| 16-232-205 | PREP | 04-03-004 | 16-302-385 | AMD | 04-08-044 | 16-390-230 | NEW-P | 04-08-128 |
| 16-232-210 | PREP | 04-03-004 | 16-302-685 | AMD | 04-06-018 | 16-390-230 | NEW | 04-11-078 |
| 16-232-215 | PREP | 04-03-004 | 16-303-340 | AMD | 04-06-029 | 16-390-240 | NEW-P | 04-08-128 |
| 16-232-220 | PREP | 04-03-004 | 16-303-340 | PREP | 04-22-094 | 16-390-240 | NEW | 04-11-078 |
| 16-232-225 | PREP | 04-03-004 | 16-319-001 | PREP | 04-22-093 | 16-390-242 | NEW-P | 04-08-128 |
| 16-232-300 | PREP | 04-03-004 | 16-319-002 | PREP | 04-22-093 | 16-390-242 | NEW | 04-11-078 |
| 16-232-305 | PREP | 04-03-004 | 16-319-003 | PREP | 04-22-093 | 16-390-245 | NEW-P | 04-08-128 |
| 16-232-310 | PREP | 04-03-004 | 16-319-004 | PREP | 04-22-093 | 16-390-245 | NEW | 04-11-078 |
| 16-232-315 | PREP | 04-03-004 | 16-319-006 | PREP | 04-22-093 | 16-390-250 | NEW-P | 04-08-128 |
| 16-237-195 | PREP | 04-22-095 | 16-319-007 | PREP | 04-22-093 | 16-390-250 | NEW | 04-11-078 |
| 16-250-155 | PREP | 04-06-074 | 16-319-041 | AMD | 04-06-028 | 16-390-260 | NEW-P | 04-08-128 |
| 16-250-155 | AMD-P | 04-11-093 | 16-319-041 | PREP | 04-22-093 | 16-390-260 | NEW | 04-11-078 |
| 16-250-155 | AMD | 04-14-076 | 16-324-375 | AMD-X | 04-07-170 | 16-390-270 | NEW-P | 04-08-128 |
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| 16-252-155 | AMD-P | 04-11-093 | 16-324-393 | AMD-X | 04-07-170 | 16-390-280 | NEW-P | 04-08-128 |
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| 16-301-250 | AMD | 0406-019 | 16-324-398 | AMD-X | 04-07-170 | 16-400-007 | REP-P | 04-08-128 |
| 16-301-265 | AMD | 04-06-019 | 16-324-398 | AMD | 04-12-026 | 16-400-007 | REP | 04-11-078 |
| 16-301-270 | AMD | 04-06-019 | 16-324-720 | REP-X | 04-07-170 | 16-400-008 | REP-P | 04-08-128 |
| 16-301-310 | AMD | 04-06-019 | 16-324-720 | REP | 04-12-026 | 16-400-008 | REP | 04-11-078 |
| 16-301-325 | AMD | 04-06-019 | 16-324-730 | REP-X | 04-07-170 | 16-400-010 | REP-P | 04-08-128 |
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| 16-400-060 | REP-P | 04-08-128 | 16-450-044 | NEW | 04-05-117 | 16-512-006 | NEW | 04-07-128 |
| 16-400-060 | REP | 04-11-078 | 16-450-046 | NEW | 04-05-117 | 16-512-010 | AMD | 04-07-128 |
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| 16-400-150 | REP | 04-11-078 | 16-450-070 | NEW | 04-05-117 | 16-512-050 | AMD | 04-07-128 |
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| 16-402-040 | NEW | 04-09-084 | 16-470-130 | PREP | 04-21-082 | 16-529-130 | REP-P | 04-19-120 |
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| 16-450-024 | NEW | 04-05-117 | 16-481-070 | AMD-P | 04-13-147 | 16-532-110 | AMD-W | 04-10-075 |

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| 16-536-005 | NEW | 04-17-021 | 16-675-025 | NEW-P | 04-19-122 | 36-14-010 | NEW-P | 04-13-144 |
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| 173-175-020 | AMD-P | 04-09-109 | 173-300-140 | AMD-X | 04-11-067 | 173-303-802 | AMD-P | 04-14-094 |
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| 173-300-075 | NEW-X | 04-11-067 | 173-303-64680 | NEW-P | 04-14-094 | 173-400-175 | NEW-P | 04-20-105 |
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| 173-430 | PREP | 04-13-125 | 180-43 | PREP | 04-12-110 | 180-77A | PREP | 04-08-056 |
| 173-433 | PREP-W | 04-10-010 | 180-44 | PREP | 04-12-109 | 180-78A | PREP | 04-08-056 |
| 173-434 | PREP-W | 04-10-010 | 180-46 | PREP | 04-09-065 | 180-78A-010 | AMD-P | 04-15-113 |
| 173-503 | PREP | 04-06-027 | 180-46-005 | REP-W | 04-07-081 | 180-78A-010 | AMD | 04-21-038 |
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| 173-700 | PREP | 04-15-045 | 180-46-045 | REP-W | 04-07-081 | 180-78A-270 | AMD | 04-21-038 |
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| 180-16-227 | AMD | 04-04-093 | 180-51-035 | AMD | 04-20-093 | 180-78A-509 | NEW | 04-21-038 |
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| 180-18-055 | AMD | 04-23-006 | 180-51-053 | NEW | 04-20-093 | 180-78A-540 | AMD | 04-21-038 |
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| 180-20 | PREP | 04-12-113 | 180-51-061 | AMD-P | 04-18-100 | 180-79A-006 | AMD-P | 04-15-117 |
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| 180-20-101 | AMD-P | 04-04-087 | 180-51-064 | REP | 04-23-010 | 180-79A-140 | AMD-P | 04-15-042 |
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| 180-20-111 | AMD-P. | 04-04-087 | 180-55 | PREP | 04-12-108 | 180-79A-145 | AMD-P | 04-15-114 |
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| 180-24 | PREP | 04-12-112 | 180-55-020 | AMD | 04-04-093 | 180-79A-213 | AMD | 04-04-011 |
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| 180-25 | PREP | 04-12-111 | 180-55-150 | REP | 04-04-093 | 180-79A-221 | AMD | 04-21-040 |
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| 180-79A-231 | PREP | 04-04-084 | 181-01-002 | AMD-P | 04-19-147 | 182-12-136 | NEW | 04-18-039 |
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| 180-82 | PREP | 04-08-056 | 182-08-160 | REP-P | 04-13-156 | 182-12-171 | NEW-P | 04-13-156 |
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| 180-85-077 | AMD | 04-15-120 | 182-08-200 | AMD | 04-18-039 | 182-12-220 | REP | 04-18-039 |
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| 180-88-030 | NEW-P | 04-15-111 | 182-12-112 | NEW-P | 04-13-156 | 182-20-400 | AMD | 04-03-006 |
| 180-88-030 | NEW-E | 04-18-102 | 182-12-112 | NEW | 04-18-039 | 182-25-010 | AMD-P | 04-19-138 |
| 180-88-030 | NEW-S | 04-18-110 | 182-12-115 | PREP | 04-11-011 | 182-25-010 | AMD | 04-23-012 |
| 180-88-030 | NEW | 04-23-011 | 182-12-117 | REP-P | 04-13-156 | 182-25-030 | AMD-P | 04-19-138 |
| 180-88-040 | NEW-P | 04-15-111 | 182-12-117 | REP | 04-18-039 | 182-25-030 | AMD | 04-23-012 |
| 180-88-040 | NEW-E | 04-18-102 | 182-12-118 | REP-P | 04-13-156 | 182-25-040 | AMD-X | 04-11-039 |
| 180-88-040 | NEW-S | 04-18-110 | 182-12-118 | REP | 04-18-039 | 182-25-040 | AMD | 04-15-109 |
| 180-88-040 | NEW | 04-23-011 | 182-12-119 | REP-P | 04-13-156 | 182-25-040 | AMD-P | 04-19-138 |
| 180-88-050 | NEW-P | 04-15-111 | 182-12-119 | REP | 04-18-039 | 182-25-040 | AMD | 04-23-012 |
| 180-88-050 | NEW-E | 04-18-102 | 182-12-121 | AMD-P | 04-13-156 | 182-25-080 | AMD-P | 04-19-138 |
| 180-88-050 | NEW-S | 04-18-110 | 182-12-121 | AMD | 04-18-039 | 182-25-080 | AMD | 04-23-012 |
| 180-88-050 | NEW | 04-23-011 | 182-12-123 | NEW-P | 04-13-156 | 182-25-090 | AMD-P | 04-19-138 |
| 180-88-060 | NEW-P | 04-15-111 | 182-12-123 | NEW | 04-18-039 | 182-25-090 | AMD | 04-23-012 |
| 180-88-060 | NEW-E | 04-18-102 | 182-12-124 | REP-P | 04-13-156 | 182-25-120 | NEW-P | 04-19-138 |
| 180-88-060 | NEW-S | 04-18-110 | 182-12-124 | REP | 04-18-039 | 182-25-120 | NEW | 04-23-012 |
| 180-88-060 | NEW | 04-23-011 | 182-12-128 | NEW-P | 04-13-156 | 182-50-001 | NEW | 04-06-021 |
| 180-90 | PREP | 04-12-107 | 182-12-128 | NEW | 04-18-039 | 182-50-005 | NEW | 04-06-021 |
| 180-95 | PREP | 04-12-106 | 182-12-131 | NEW-P | 04-13-156 | 182. 50-010 | NEW | 04-06-021 |
| 0-96 | PREP | 04-12-105 | 182-12-131 | NEW | 04-18-039 | 182-50-015 | NEW | 04-06-021 |
| 180-97 | PREP | 04-12-104 | 182-12-132 | REP-P | 04-13-156 | 182-50-025 | NEW | 04-06-021 |
| 181-01 | PREP | 04-16-098 | 182-12-132 | REP | 04-18-039 | 182-50-030 | NEW | 04-06-021 |
| 181-01-002 | NEW-P | 04-04-105 | 182-12-133 | NEW-P | 04-13-156 | 182-50-035 | NEW | 04-06-021 |

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| 192-04-040 | AMD-E | 04-02-039 | 192-16-016 | AMD-P | 04-10-114 | 192-33 | PREP | 04-15-034 |
| 192-04-040 | AMD-E | 04-10-071 | 192-16-016 | AMD-E | 04-19-016 | 192-100-010 | NEW-E | 04-02-039 |
| 192-04-040 | AMD-P | 04-10-114 | 192-16-019 | REP-E | 04-02-039 | 192-100-010 | NEW-E | 04-10-071 |
| 192-04-040 | AMD-E | 04-19-016 | 192-16-019 | REP-E | 04-10-071 | 192-100-010 | NEW-P | 04-10-114 |
| 192-04-050 | AMD-E | 04-02-039 | 192-16-019 | REP-P | 04-10-114 | 192-100-010 | NEW-E | 04-19-016 |
| 192-04-050 | AMD-E | 04-10-071 | 192-16-019 | REP-E | 04-19-016 | 192-100-020 | NEW-E | 04-02-039 |
| 192-04-050 | AMD-P | 04-10-114 | 192-16-023 | REP-E | 04-02-039 | 192-100-020 | NEW-P | 04-10-114 |
| 192-04-050 | AMD-E | 04-19-016 | 192-16-023 | REP-E | 04-10-071 | 192-100-020 | NEW-E | 04-19-016 |
| 192-12-011 | REP-E | 04-02-039 | 192-16-023 | REP-P | 04-10-114 | 192-100-030 | NEW-E | 04-02-039 |
| 192-12-011 | REP-E | 04-10-071 | 192-16-023 | REP-E | 04-19-016 | 192-100-030 | NEW-P | 04-10-114 |
| 192-12-011 | REP-P | 04-10-114 | 192-23-014 | REP-E | 04-02-039 | 192-100-030 | NEW-E | 04-19-016 |
| 192-12-011 | REP-E | 04-19-016 | 192-23-014 | REP-E | 04-10-071 | 192-100-035 | NEW-P | 04-10-114 |
| 192-12-012 | REP-E | 04-02-039 | 192-23-014 | REP-P | 04-10-114 | 192-100-035 | NEW-E | 04-19-016 |
| 192-12-012 | REP-E | 04-10-071 | 192-23-014 | REP-E | 04-19-016 | 192-110-200 | NEW-E | 04-02-039 |
| 192-12-012 | REP-P | 04-10-114 | 192-23-015 | REP-E | 04-02-039 | 192-110-200 | NEW-P | 04-10-114 |
| 192-12-012 | REP-E | 04-19-016 | 192-23-015 | REP-E | 04-10-071 | 192-110-200 | NEW-E | 04-19-016 |
| 192-12-020 | REP-E | 04-02-039 | 192-23-015 | REP-P | 04-10-114 | 192-110-210 | NEW-E | 04-02-039 |
| 192-12-020 | REP-E | 04-10-071 | 192-23-015 | REP-E | 04-19-016 | 192-110-210 | NEW-E | 04-10-071 |
| 192-12-020 | REP-P | 04-10-114 | 192-23-016 | REP-E | 04-02-039 | 192-110-210 | NEW-P | 04-10-114 |
| 192-12-020 | REP-E | 04-19-016 | 192-23-016 | REP-E | 04-10-071 | 192-110-210 | NEW-E | 04-19-016 |
| 192-12-180 | REP-E | 04-02-039 | 192-23-016 | REP-P | 04-10-114 | 192-120-050 | NEW-E | 04-02-039 |
| 192-12-180 | REP-E | 04-10-071 | 192-23-016 | REP-E | 04-19-016 | 192-120-050 | NEW-E | 04-10-071 |
| 192-12-180 | REP-P | 04-10-114 | 192-23-017 | REP-E | 04-02-039 | 192-120-050 | NEW-P | 04-10-114 |
| 192-12-180 | REP-E | 04-19-016 | 192-23-017 | REP-E | 04-10-071 | 192-120-050 | NEW-E | 04-19-016 |
| 192-12-184 | REP-E | 04-02-039 | 192-23-017 | REP-P | 04-10-114 | 192-130-060 | NEW-E | 04-02-039 |
| 192-12-184 | REP-E | 04-10-071 | 192-23-017 | REP-E | 04-19-016 | 192-130-060 | NEW-E | 04-10-071 |
| 192-12-184 | REP-P | 04-10-114 | 192-23-019 | REP-E | 04-02-039 | 192-130-060 | NEW-P | 04-10-114 |
| 192-12-184 | REP-E | 04-19-016 | 192-23-019 | REP-E | 04-10-071 | 192-130-060 | NEW-E | 04-19-016 |
| 192-12-190 | REP-E | 04-02-039 | 192-23-019 | REP-P | 04-10-114 | 192-130-065 | NEW-E | 04-02-039 |
| 192-12-190 | REP-E | 04-10-071 | 192-23-019 | REP-E | 04-19-016 | 192-130-065 | NEW-E | 04-10-07 |
| 192-12-190 | REP-P | 04-10-114 | 192-23-061 | REP-E | 04-02-039 | 192-130-065 | NEW-P | 04-10-114 |
| 192-12-190 | REP-E | 04-19-016 | 192-23-061 | REP-E | 04-10-071 | 192-130-065 | NEW-E | 04-19-016 |
| 192-12-300 | REP-E | 04-02-039 | 192-23-061 | REP-P | 04-10-114 | 192-130-070 | NEW-E | 04-02-039 |
| 192-12-300 | REP-E | 04-10-071 | 192-23-061 | REP-E | 04-19-016 | 192-130-070 | NEW-E | 04-10-071 |
| 192-12-300 | REP-P | 04-10-114 | 192-23-096 | REP-E | 04-02-039 | 192-130-070 | NEW-P | 04-10-114 |
| 192-12-300 | REP-E | 04-19-016 | 192-23-096 | REP-E | 04-10-071 | 192-130-070 | NEW-E | 04-19-016 |
| 192-12-310 | REP-E | 04-02-039 | 192-23-096 | REP-P | 04-10-114 | 192-130-080 | NEW-E | 04-02-039 |
| 192-12-310 | REP-E | 04-10-071 | 192-23-096 | REP-E | 04-19-016 | 192-130-080 | NEW-E | 04-10-071 |
| 192-12-310 | REP-P | 04-10-114 | 192-23-800 | REP-E | 04-02-039 | 192-130-080 | NEW-P | 04-10-114 |
| 192-12-310 | REP-E | 04-19-016 | 192-23-800 | REP-E | 04-10-071 | 192-130-080 | NEW-E | 04-19-016 |
| 192-12-320 | REP-E | 04-02-039 | 192-23-800 | REP-P | 04-10-114 | 192-140-070 | NEW-E | 04-02-039 |
| 192-12-320 | REP-E | 04-10-071 | 192-23-800 | REP-E | 04-19-016 | 192-140-070 | NEW-E | 04-10-071 |
| 192-12-320 | REP-P | 04-10-114 | 192-23-810 | REP-E | 04-02-039 | 192-140-070 | NEW-P | 04-10-114 |
| 192-12-320 | REP-E | 04-19-016 | 192-23-810 | REP-E | 04-10-071 | 192-140-070 | NEW-E | 04-19-016 |
| 192-12-330 | REP-E | 04-02-039 | 192-23-810 | REP-P | 04-10-114 | 192-140-075 | NEW-E | 04-02-039 |
| 192-12-330 | REP-E | 04-10-071 | 192-23-810 | REP-E | 04-19-016 | 192-140-075 | NEW-E | 04-10-071 |
| 192-12-330 | REP-P | 04-10-114 | 192-28-105 | REP-E | 04-02-039 | 192-140-075 | NEW-P | 04-10-114 |
| 192-12-330 | REP-E | 04-19-016 | 192-28-105 | REP-E | 04-10-071 | 192-140-075 | NEW-E | 04-19-016 |
| 192-12-340 | REP-E | 04-02-039 | 192-28-105 | REP-P | 04-10-114 | 192-140-080 | NEW-E | 04-02-039 |
| 192-12-340 | REP-E | 04-10-071 | 192-28-105 | REP-E | 04-19-016 | 192-140-080 | NEW-E | 04-10-071 |
| 192-12-340 | REP-P | 04-10-114 | 192-28-110 | REP-E | 04-02-039 | 192-140-080 | NEW-P | 04-10-114 |
| 192-12-340 | REP-E | 04-19-016 | 192-28-110 | REP-E | 04-10-071 | 192-140-080 | NEW-E | 04-19-016 |
| 192-16-009 | AMD-E | 04-02-039 | 192-28-110 | REP-P | 04-10-114 | 192-140-085 | NEW-E | 04-02-039 |
| 192-16-009 | AMD-E | 04-10-071 | 192-28-110 | REP-E | 04-19-016 | 192-140-085 | NEW-E | 04-10-071 |
| 192-16-009 | AMD-P | 04-10-114 | 192-28-115 | REP-E | 04-02-039 | 192-140-085 | NEW-P | 04-10-114 |
| 192-16-009 | AMD-E | 04-19-016 | 192-28-115 | REP-E | 04-10-071 | 192-140-085 | NEW-E | 04-19-016 |
| 192-16-015 | AMD-E | 04-02-039 | 192-28-115 | REP-P | 04-10-114 | 192-140-090 | NEW-E | 04-02-039 |
| 192-16-015 | AMD-E | 04-10-071 | 192-28-115 | REP-E | 04-19-016 | 192-140-090 | NEW-E | 04-10-071 |
| 192-16-015 | AMD-P | 04-10-114 | 192-28-120 | REP-E | 04-02-039 | 192-140-090 | NEW-P | 04-10-114 |
| 192-16-015 | AMD-E | 04-19-016 | 192-28-120 | REP-E | 04-10-071 | 192-140-090 | NEW-E | 04-19-016 |
| 192-16-016 | AMD-E | 04-02-039 | 192-28-120 | REP-P | 04-10-114 | 192-140-100 | NEW-E | 04-02-039 |

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| 192-140-100 | NEW-E | 04-19-016 | 192-150-140 | NEW-E | 04-10-071 | 192-200-030 | NEW-E | 04-19-016 |
| 192-140-120 | NEW-E | 04-02-039 | 192-150-140 | NEW-P | 04-10-114 | 192-220-010 | NEW-E | 04-02-039 |
| 192-140-120 | NEW-E | 04-10-071 | 192-150-140 | NEW-E | 04-19-016 | 192-220-010 | NEW-E | 04-10-071 |
| 192-140-120 | NEW-P | 04-10-114 | 192-150-150 | NEW-E | 04-02-039 | 192-220-010 | NEW-P | 04-10-114 |
| 192-140-120 | NEW-E | 04-19-016 | 192-150-150 | NEW-E | 04-10-071 | 192-220-010 | NEW-E | 04-19-016 |
| 192-140-200 | NEW-E | 04-02-039 | 192-150-150 | NEW-P | 04-10-114 | 192-220-020 | NEW-E | 04-02-039 |
| 192-140-200 | NEW-E | 04-10-071 | 192-150-150 | NEW-E | 04-19-016 | 192-220-020 | NEW-E | 04-10-071 |
| 192-140-200 | NEW-P | 04-10-114 | 192-150-200 | NEW-E | 04-02-039 | 192-220-020 | NEW-P | 04-10-114 |
| 192-140-200 | NEW-E | 04-19-016 | 192-150-200 | NEW-E | 04-10-071 | 192-220-020 | NEW-E | 04-19-016 |
| 192-140-210 | NEW-E | 04-02-039 | 192-150-200 | NEW-P | 04-10-114 | 192-220-030 | NEW-E | 04-02-039 |
| 192-140-210 | NEW-E | 04-10-071 | 192-150-200 | NEW-E | 04-19-016 | 192-220-030 | NEW-E | 04-10-071 |
| 192-140-210 | NEW-P | 04-10-114 | 192-150-205 | NEW-E | 04-02-039 | 192-220-030 | NEW-P | 04-10-114 |
| 192-140-210 | NEW-E | 04-19-016 | 192-150-205 | NEW-E | 04-10-071 | 192-220-030 | NEW-E | 04-19-016 |
| 192-150-050 | AMD-E | 04-02-039 | 192-150-205 | NEW-P | 04-10-114 | 192-230-100 | NEW-E | 04-02-039 |
| 192-150-050 | AMD-E | 04-10-071 | 192-150-205 | NEW-E | 04-19-016 | 192-230-100 | NEW-E | 04-10-071 |
| 192-150-050 | AMD-P | 04-10-114 | 192-150-210 | NEW-E | 04-02-039 | 192-230-100 | NEW-P | 04-10-114 |
| 192-150-050 | AMD-E | 04-19-016 | 192-150-210 | NEW-E | 04-10-071 | 192-230-100 | NEW-E | 04-19-016 |
| 192-150-055 | AMD-E | 04-02-039 | 192-150-210 | NEW-P | 04-10-114 | 192-240-035 | AMD-E | 04-02-039 |
| 192-150-055 | AMD-E | 04-10-071 | 192-150-210 | NEW-E | 04-19-016 | 192-240-035 | AMD-E | 04-10-071 |
| 192-150-055 | AMD-P | 04-10-114 | 192-150-215 | NEW-E | 04-02-039 | 192-240-035 | AMD-P | 04-10-114 |
| 192-150-055 | AMD-E | 04-19-016 | 192-150-215 | NEW-E | 04-10-071 | 192-240-035 | AMD-E | 04-19-016 |
| 192-150-060 | AMD-E | 04-02-039 | 192-150-215 | NEW-P | 04-10-114 | 192-240-040 | AMD-E | 04-02-039 |
| 192-150-060 | AMD-E | 04-10-071 | 192-150-215 | NEW-E | 04-19-016 | 192-240-040 | AMD-E | 04-10-071 |
| 192-150-060 | AMD-P | 04-10-114 | 192-150-220 | NEW-E | 04-02-039 | 192-240-040 | AMD-P | 04-10-114 |
| 192-150-060 | AMD-E | 04-19-016 | 192-150-220 | NEW-E | 04-10-071 | 192-240-040 | AMD-E | 04-19-016 |
| 192-150-065 | AMD-E | 04-02-039 | 192-150-220 | NEW-P | 04-10-114 | 192-300-050 | AMD-E | 04-02-039 |
| 192-150-065 | AMD-E | 04-10-071 | 192-150-220 | NEW-E | 04-19-016 | 192-300-050 | AMD-E | 04-10-071 |
| 192-150-065 | AMD-P | 04-10-114 | 192-180-010 | AMD-E | 04-02-039 | 192-300-050 | AMD.P | 04-10-113 |
| 92-150-065 | AMD-E | 04-19-016 | 192-180-010 | AMD-E | 04-10.071 | 192-300-050 | AMD-E | 04-19-016 |
| 192-150-085 | AMD-E | 04-02-039 | 192-180-010 | AMD-P | 04-10-114 | 192-300-050 | AMD | 04-23-058 |
| 192-150-085 | AMD-E | 04-10-071 | 192-180-010 | AMD-E | 04-19-016 | 192-310-010 | AMD-E | 04-02-039 |
| 192-150-085 | AMD-P | 04-10-114 | 192-180-015 | AMD-E | 04-02.039 | 192-310-010 | AMD-E | 04-10-071 |
| 192-150-085 | AMD-E | 04-19-016 | 192-180-015 | AMD-E | 04-10-071 | 192-310-010 | AMD-P | 04-10-113 |
| 192-150-090 | AMD-E | 04-02-039 | 192-180-015 | AMD-P | 04-10-114 | 192-310-010 | AMD-E | 04-19-016 |
| 192-150-090 | AMD-E | 04-10-071 | 192-180-015 | AMD-E | 04-19-016 | 192-310-010 | AMD | 04-23-058 |
| 192-150-090 | AMD-P | 04-10-114 | 192-180-020 | AMD-E | 04-02-039 | 192-310-025 | AMD-E | 04-02-039 |
| 192-150-090 | AMD-E | 04-19-016 | 192-180-020 | AMD-E | 04-10-071 | 192-310-025 | AMD-E | 04-10-071 |
| 192-150-110 | NEW-E | 04-02-039 | 192-180-020 | AMD-P | 04-10-114 | 192-310-025 | AMD-P | 04-10-113 |
| 192-150-110 | NEW-E | 04-10-071 | 192-180-020 | AMD-E | 04-19-016 | 192-310-025 | AMD-E | 04-19-016 |
| 192-150-110 | NEW-P | 04-10-114 | 192-180-025 | AMD-E | 04-02-039 | 192-310-025 | AMD | 04-23-058 |
| 192-150-110 | NEW-E | 04-19-016 | 192-180-025 | AMD-E | 04-10-071 | 192-310-030 | AMD-E | 04-02-039 |
| 192-150-115 | NEW-E | 04-02-039 | 192-180-025 | AMD-P | 04-10-114 | 192-310-030 | AMD-E | 04-10-071 |
| 192-150-115 | NEW-E | 04-10-071 | 192-180-025 | AMD-E | 04-19-016 | 192-310-030 | AMD-P | 04-10-113 |
| 192-150-115 | NEW-P | 04-10-114 | 192-180-030 | AMD-E | 04-02-039 | 192-310-030 | AMD-E | 04-19-016 |
| 192-150-115 | NEW-E | 04-19-016 | 192-180-030 | AMD-E | 04-10.071 | 192-310-030 | AMD | 04-23-058 |
| 192-150-120 | NEW-E | 04-02-039 | 192-180-030 | AMD-P | 04-10-114 | 192-320-070 | AMD-E | 04-02-039 |
| 192-150-120 | NEW-E | 04-10-071 | 192-180-030 | AMD-E | 04-19-016 | 192-320-070 | AMD-E | 04-10-071 |
| 192-150-120 | NEW-P | 04-10-114 | 192-180-040 | NEW-E | 04-02-039 | 192-320-070 | AMD-P | 04-10-113 |
| 192-150-120 | NEW-E | 04-19-016 | 192-180-040 | NEW-E | 04-10-071 | 192-320-070 | AMD-E | 04-19-016 |
| 192-150-125 | NEW-E | 04-02-039 | 192-180-040 | NEW-P | 04-10-114 | 192-320-070 | AMD | 04-23-058 |
| 192-150-125 | NEW-E | 04-10-071 | 192-180-040 | NEW-E | 04-19-016 | 192-320-075 | NEW-E | 04-02-039 |
| 192-150-125 | NEW-P | 04-10-114 | 192-200-005 | NEW-E | 04-02-039 | 192-320-075 | NEW-E | 04-10-071 |
| 192-150-125 | NEW-E | 04-19-016 | 192-200-005 | NEW-E | 04-10-071 | 192-320-075 | NEW-P | 04-10-113 |
| 192-150-130 | NEW-E | 04-02-039 | 192-200-005 | NEW-P | 04-10-114 | 192-320-075 | NEW-E | 04-19-016 |
| 192-150-130 | NEW-E | 04-10-071 | 192-200-005 | NEW-E | 04-19-016 | 192-320-075 | NEW | 04-23-058 |
| 192-150-130 | NEW-P | 04-10-114 | 192-200-010 | NEW-E | 04-02-039 | 192-340-100 | NEW-E | 04-02-039 |
| 92-150-130 | NEW-E | 04-19-016 | 192-200-010 | NEW-E | 04-10-071 | 192-340-100 | NEW-E | 04-10-071 |
| 192-150-135 | NEW-E | 04-02-039 | 192-200-010 | NEW-P | 04-10-114 | 192-340-100 | NEW-P | 04-10-113 |
| 192-150-135 | NEW-E | 04-10-071 | 192-200-010 | NEW-E | 04-19-016 | 192-340-100 | NEW-E | 04-19-016 |
| 192-150-135 | NEW-P | 04-10-114 | 192-200-030 | NEW-E | 04-02-039 | 192-340-100 | NEW | 04-23-058 |

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| 196-09 | PREP | 04-15-050 | 199-08-320 | NEW-E | 04-10-002 | 199-08-495 | NEW-E | 04-10-002 |
| 196-09.010 | AMD | 04-04-001 | 199-08-320 | NEW-P | 04-18-015 | 199. 08-495 | NEW-P | 04-18-015 |
| 196-09-050 | NEW | 04-04-001 | 199-08-325 | NEW-E | 04-10-002 | 199.08-500 | NEW-E | 04-10-002 |
| 196-09-055 | NEW | 04-04-001 | 199.08-325 | NEW-P | 04-18-015 | 199-08-500 | NEW-P | 04-18-015 |
| 196-09-060 | NEW | 04-04-001 | 199.08-335 | NEW-E | 04-10-002 | 199.08-510 | NEW-E | 04-10-002 |
| 196-09-100 | NEW | 04-04-001 | 199.08-335 | NEW-P | 04-18-015 | 199.08-510 | NEW-P | 04-18-015 |
| 196.09-110 | NEW | 04-04-001 | 199.08-340 | NEW-E | 04-10-002 | 199-08-515 | NEW-E | 04-10-002 |
| 196-09-120 | NEW | 04-04-001 | 199.08-340 | NEW-P | 04-18-015 | 199.08-515 | NEW-P | 04-18-015 |
| 196-12-005 | NEW | 04-04-001 | 199-08-350 | NEW-E | 04-10-002 | 199.08-520 | NEW-E | 04-10-002 |
| 196-12-010 | AMD | 04-04-001 | 199-08-350 | NEW-P | 04-18-015 | 199.08-520 | NEW-P | 04-18-015 |
| 196-12-020 | AMD | 04-04-001 | 199.08-385 | NEW-E | 04-10-002 | 199-08-525 | NEW-E | 04-10-002 |
| 196-12-030 | AMD | 04-04-001 | 199.08-385 | NEW-P | 04-18-015 | 199.08-525 | NEW-P | 04-18-015 |
| 196-12-045 | AMD | 04-04-001 | 199.08-390 | NEW-E | 04-10-002 | 199-08-535 | NEW-E | 04-10-002 |
| 196-12-050 | AMD | 04-04-001 | 199-08-390 | NEW-P | 04-18-015 | 199-08-535 | NEW-P | 04-18-015 |
| 196-12-055 | NEW | 04-04-001 | 199-08-395 | NEW-E | 04-10-002 | 199-08-540 | NEW-E | 04-10-002 |
| 196-12-065 | NEW | 04-04-001 | 199-08-395 | NEW-P | 04-18-015 | 199.08-540 | NEW-P | 04-18-015 |
| 196-16-006 | NEW | 04-04-001 | 199.08-400 | NEW-E | 04-10-002 | 199.08-545 | NEW-E | 04-10-002 |
| 196-16-007 | AMD | 04-04-001 | 199.08-400 | NEW-P | 04-18-015 | 199-08-545 | NEW-P | 04-18-015 |
| 196-16-010 | AMD | 04-04-001 | 199-08-405 | NEW-E | 04-10-002 | 199-08-550 | NEW-E | 04-10-002 |
| 196-16-020 | AMD | 04-04-001 | 199.08-405 | NEW-P | 04-18-015 | 199-08-550 | NEW-P | 04-18-015 |
| 196-16-031 | AMD | 04-04-001 | 199.08-410 | NEW-E | 04-10-002 | 199-08-555 | NEW-E | 04-10-002 |
| 196-16-035 | NEW | 04-04-001 | 199.08-410 | NEW-P | 04-18-015 | 199-08-555 | NEW-P | 04-18-015 |
| 196-20-005 | NEW-P | 04-04-027 | 199-08-415 | NEW-E | 04-10-002 | 199-08-565 | NEW-E | 04-10-002 |
| 196-20-005 | NEW | 04-10-067 | 199.08-415 | NEW-P | 04-18-015 | 199-08-565 | NEW-P | 04-18-015 |
| 196-20-010 | AMD-P | 04-04-027 | 199.08-420 | NEW-E | 04-10-002 | 199-08-570 | NEW-E | 04-10-002 |
| 196-20-010 | AMD | 04-10-067 | 199-08-420 | NEW-P | 04-18-015 | 199-08-570 | NEW-P | 04-18-015 |
| 196-20-020 | AMD-P | 04-04-027 | 199-08-425 | NEW-E | 04-10-002 | 199-08-580 | NEW-E | 04-10-002 |
| 196-20-020 | AMD | 04-10-067 | 199.08-425 | NEW-P | 04-18-015 | 199-08-580 | NEW-P | 04-18-015 |
| 196-20-030 | AMD-P | 04-04-027 | 199.08-426 | NEW-E | 04-10-002 | 204-74A | PREP | 04-17-132 |
| 196-20-030 | AMD | 04-10-067 | 199.08-426 | NEW-P | 04-18-015 | 204-74A-040 | AMD-P | 04-21-021 |
| 196-21-005 | NEW | 04-04-001 | 199-08-427 | NEW-E | 04-10-002 | 204-74A-050 | AMD-P | 04-21-021 |
| 196-21-010 | AMD | 04-04-001 | 199-08-427 | NEW-P | 04-18-015 | 204-74A-060 | AMD-P | 04-21-021 |
| 196-21-020 | AMD | 04-04-001 | 199-08-428 | NEW-E | 04-10-002 | 204-91A | PREP | 04-10-054 |
| 196-21-030 | AMD | 04-04-001 | 199.08-428 | NEW-P | 04-18-015 | 204-91A-030 | AMD-P | 04-13-040 |
| 196-23 | PREP | 04-10-011 | 199-08-429 | NEW-E | 04-10-002 | 204-91A-030 | AMD | 04-20-021 |
| 196-23-070 | AMD | 04-04-001 | 199.08-429 | NEW-P | 04-18-015 | 204-91A-040 | AMD-P | 04-13-040 |
| 196-24-041 | REP | 04-04-001 | 199.08-430 | NEW-E | 04-10-002 | 204-91A-040 | AMD | 04-20-021 |
| 196-24-080 | REP | 04-04-001 | 199-08-430 | NEW-P | 04-18-015 | 204-91A-050 | AMD-P | 04-13-040 |
| 196-24-085 | REP | 04-04-001 | 199.08-435 | NEW-E | 04-10-002 | 204-91A-050 | AMD | 04-20-021 |
| 196-24-100 | REP | 04-04-001 | 199.08-435 | NEW-P | 04-18-015 | 204-91A-060 | AMD-P | 04-13-040 |
| 196-24-105 | REP | 04-04-001 | 199.08-440 | NEW-E | 04-10-002 | 204-91A-060 | AMD | 04-20-021 |
| 196-24-110 | REP-W | 04-05-061 | 199.08-440 | NEW-P | 04-18-015 | 204-91A-070 | AMD-P | 04-13-040 |
| 196-25-001 | AMD | 04-04-001 | 199.08-445 | NEW-E | 04-10-002 | 204-91A-070 | AMD | 04-20-021 |
| 196-25-002 | AMD-W | 04-05-061 | 199.08-445 | NEW-P | 04-18-015 | 204-91A-080 | AMD-P | 04-13-040 |
| 196-25-005 | AMD | 04-04-001 | 199.08-450 | NEW-E | 04-10-002 | 204-91A-080 | AMD | 04-20-021 |
| 196-25-010 | AMD | 04-04-001 | 199-08-450 | NEW-P | 04-18-015 | 204-91A-090 | AMD-P | 04-13-040 |
| 196-25-020 | REP | 04-04-001 | 199-08-455 | NEW-E | 04-10-002 | 204-91A-090 | AMD | 04-20-021 |
| 196-25-030 | REP | 04-04-001 | 199-08-455 | NEW-P | 04-18-015 | 204-91A-120 | AMD-P | 04-13-040 |
| 196-25-040 | AMD-W | 04-05-061 | 199.08-460 | NEW-E | 04-10-002 | 204-91A-120 | AMD | 04-20-021 |
| 196-25-050 | AMD | 04-04-001 | 199.08-460 | NEW-P | 04-18-015 | 204-91A-130 | AMD-P | 04-13-040 |
| 196-25-100 | REP | 04-04-001 | 199-08-465 | NEW-E | 04-10-002 | 204-91A-130 | AMD | 04-20-021 |
| 196-26A | PREP | 04-10-011 | 199.08-465 | NEW-P | 04-18-015 | 204-91A-140 | AMD-P | 04-13-040 |
| 196-26A | PREP | 04-15-079 | 199.08-470 | NEW-E | 04-10-002 | 204-91A-140 | AMD | 04-20-021 |
| 196-27A-025 | NEW-W | 04-05-061 | 199-08-470 | NEW-P | 04-18-015 | 204-91A-170 | AMD-P | 04-13-040 |
| 199-08-300 | NEW-E | 04-10-002 | 199-08-475 | NEW-E | 04-10-002 | 204-91A-170 | AMD | 04-20-021 |
| 199-08-300 | NEW-P | 04-18-015 | 199-08-475 | NEW-P | 04-18-015 | 204-96-010 | AMD | 04-07-012 |
| 199-08-305 | NEW-E | 04-10-002 | 199-08-480 | NEW-E | 04-10-002 | 208-680A-040 | AMD-P | 04-19-158 |
| 199.08-305 | NEW-P | 04-18-015 | 199-08-480 | NEW-P | 04-18-015 | 208-680A-040 | AMD-C | 04-22-087 |
| 199.08-310 | NEW-E | 04-10-002 | 199-08-485 | NEW-E | 04-10-002 | 208-680E-025 | NEW-P | 04-19-158 |
| 199-08-310 | NEW-P | 04-18-015 | 199-08-485 | NEW-P | 04-18-015 | 208-680E-025 | NEW-C | 04-22-087 |
| 199-08-315 | NEW-E | 04-10-002 | 199-08-490 | NEW-E | 04-10-002 | 208-680F-020 | AMD-P | 04-19-158 |

Table of WAC Sections Affected

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| 208-680G-050 | AMD-P | 04-19-157 | 208-690-150 | NEW-P | 04-11-110 | 220-24-04000M | NEW-E | 04-11-052 |
| 208-680G-050 | AMD-C | 04-22-086 | 208-690-150 | NEW | 04-15-005 | 220-24-04000M | REP-E | 04-11-052 |
| 208-690-010 | NEW-E | 04-07-182 | 208-690-160 | NEW-E | 04-07-182 | 220-24-04000N | NEW-E | 04-12-011 |
| 208-690-010 | NEW-P | 04-11-110 | 208-690-160 | NEW-P | 04-11-110 | 220-24-04000N | REP-E | 04-12-011 |
| 208-690-010 | NEW | 04-15-005 | 208-690-160 | NEW | 04-15-005 | 220-24-04000P | NEW-E | 04-14-009 |
| 208-690-020 | NEW-E | 04-07-182 | 208-690-170 | NEW-E | 04-07-182 | 220-24-04000P | REP-E | 04-14-009 |
| 208-690-020 | NEW-P | 04-11-110 | 208-690-170 | NEW-P | 04-11-110 | 220-24-04000Q | NEW-E | 04-14-092 |
| 208-690-020 | NEW | 04-15-005 | 208-690-170 | NEW | 04-15-005 | 220-24-04000Q | REP-E | 04-14-092 |
| 208-690-030 | NEW-E | 04-07-182 | 208-690-180 | NEW-E | 04-07-182 | 220-24-04000Q | REP-E | 04-15-086 |
| 208-690-030 | NEW-P | 04-11-110 | 208-690-180 | NEW-P | 04-11-110 | 220-24-04000R | NEW-E | 04-15-086 |
| 208-690-030 | NEW | 04-15-005 | 208-690-180 | NEW | 04-15-005 | 220-24-04000R | REP-E | 04-18-022 |
| 208-690-031 | NEW-E | 04-07-182 | 212-17-060 | AMD-E | 04-11-061 | 220-24-04000S | NEW-E | 04-18-022 |
| 208-690-031 | NEW-P | 04-11-110 | 212-17-060 | PREP | 04-21-003 | 220-24-04000S | REP-E | 04-18-022 |
| 208-690-035 | NEW-E | 04-07-182 | 212-17-480 | NEW-E | 04-11-061 | 220-24-04000S | REP-E | 04-19-023 |
| 208-690-035 | NEW-P | 04-11-110 | 212-17-480 | PREP | 04-21-003 | 220.24-04000T | NEW-E | 04-19-023 |
| 208-690-035 | NEW | 04-15-005 | 212-17-485 | NEW-E | 04-11-061 | 220-24-04000T | REP-E - | 04-19-023 |
| 208-690-040 | NEW-E | 04-07-182 | 212-17-485 | PREP | 04-21-003 | 220-32-05100A | NEW-E | 04-15-133 |
| 208-690-040 | NEW-P | 04-11-110 | 212-17-490 | NEW-E | 04-11-061 | 220-32-05100A | REP-E | 04-15-133 |
| 208-690-040 | NEW | 04-15-005 | 212-17-490 | PREP | 04-21-003 | 220-32-05100B | NEW-E | 04-18-016 |
| 208-690-045 | NEW-E | 04-07-182 | 212-17-495 | NEW-E | 04-11-061 | 220-32-05100B | REP-E | 04-19-084 |
| 208-690-045 | NEW-P | 04-1 1-110 | 212-17-495 | PREP | 04-21-003 | 220-32-05100C | NEW-E | 04-19-084 |
| 208-690-045 | NEW | 04-15-005 | 212-17-500 | NEW-E | 04-11-061 | 220-32-05100C | REP-E | 04-20-014 |
| 208-690-050 | NEW-E | 04-07-182 | 212-17-500 | PREP | 04-21-003 | 220-32-05100D | NEW-E | 04-20-014 |
| 208-690-050 | NEW-P | 04-11-110 | 212-17-505 | NEW-E | 04-11-061 | 220-32-05100D | REP-E | 04-20-063 |
| 208-690-050 | NEW | 04-15-005 | 212-17-505 | PREP | 04-21-003 | 220-32-05100E | NEW-E | 04-20-063 |
| 208-690-060 | NEW-E | 04-07-182 | 212-17-510 | NEW-E | 04-11-061 | 220-32-05100E | REP-E | 04-21-020 |
| 208-690-060 | NEW-P | 04-11-110 | 212-17-510 | PREP | 04-21-003 | 220-32-05100F | NEW-E | 04-21-020 |
| 208-690-060 | NEW | 04-15-005 | 212-17-515 | NEW-E | 04-11-061 | 220-32-05100F | REP-E | 04-22-063 |
| 208-690-070 | NEW-E | 04-07-182 | 212-17-515 | PREP | 04-21-003 | 220-32-05100G | NEW-E | 04-22-063 |
| 208-690-070 | NEW-P | 04-11-110 | 212-17-520 | NEW-E | 04-11-061 | 220-32-05100P | NEW-E | 04-03-075 |
| 208-690-070 | NEW | 04-15-005 | 212-17-520 | PREP | 04-21-003 | 220-32-05100P | REP-E | 04-03-075 |
| 208-690-075 | NEW-E | 04-07-182 | 212-17-525 | NEW-E | 04-11-061 | 220-32-05100P | REP-E | 04-04-053 |
| 208-690-075 | NEW-P | 04-11-110 | 212-17-525 | PREP | 04-21-003 | 220-32-05100Q | NEW-E | 04-04-053 |
| 208-690-075 | NEW | 04-15-005 | 212-17-530 | NEW-E | 04-11-061 | 220-32-05100Q | REP-E | 04-04-053 |
| 208-690-080 | NEW-E | 04-07-182 | 212-17-530 | PREP | 04-21-003 | 220-32-05100Q | REP-E | 04-07-027 |
| 208-690-080 | NEW-P | 04-11-110 | 212-17-535 | NEW-E | 04-11-061 | 220-32-05100R | NEW-E | 04-07-027 |
| 208-690-080 | NEW | 04-15-005 | 212-17-535 | PREP | 04-21-003 | 220-32-05100R | REP-E | 04-07-027 |
| 208-690-090 | NEW-E | 04-07-182 | 212-17-540 | NEW-E | 04-11-061 | 220-32-05100S | NEW-E | 04-10-064 |
| 208-690-090 | NEW-P | 04-11-110 | 212-17-540 | PREP | 04-21-003 | 220-32-05100S | REP-E | 04-10-064 |
| 208-690-090 | NEW | 04-15-005 | 212-80 | PREP | 04-17-131 | 220-32-05100T | NEW-E | 04-11-022 |
| 208-690-100 | NEW-E | 04-07-182 | 220-12-020 | AMD | 04-07-009 | 220-32-05100T | REP-E | 04-11-022 |
| 208-690-100 | NEW-P | 04-11-110 | 220-16-270 | AMD | 04-07-009 | 220-32-05100T | REP-E | 04-11-074 |
| 208-690-100 | NEW | 04-15-005 | 220-16-470 | AMD-X | 04-12-073 | 220-32-05100U | NEW-E | 04-11-074 |
| 208-690-110 | NEW-E | 04-07-182 | 220-16-470 | AMD | 04-16-126 | 220-32-05100U | REP-E | 04-11-074 |
| 208-690-110 | NEW-P | 04-11-110 | 220-16-47000B | NEW-E | 04-10-034 | 220-32-05100U | REP-E | 04-12-021 |
| 208-690-110 | NEW | 04-15-005 | 220-16-550 | AMD | 04-07-009 | 220-32-05100V | NEW-E | 04-12-021 |
| 208-690-112 | NEW-E | 04-07-182 | 220-16-800 | NEW | 04-07-009 | 220-32-05100V | REP-E | 04-12-021 |
| 208-690-112 | NEW-P | 04-11-110 | 220-16-800 | NEW-W | 04-14-085 | 220-32-05100W | NEW-E | 04-13-065 |
| 208-690-112 | NEW | 04-15-005 | 220-16-810 | NEW | 04-07-009 | 220-32-05100W | REP-E | 04-13-117 |
| 208-690-115 | NEW-E | 04-07-182 | 220-16-810 | NEW-W | 04-14-085 | 220-32-05100X | NEW-E | 04-13-117 |
| 208-690-115 | NEW-P | 04-11-110 | 220-16-820 | NEW-W | 04-14-085 | 220-32-05100X | REP-E | 04-13-117 |
| 208-690-115 | NEW | 04-15-005 | 220-16-830 | NEW-W | 04-14-085 | 220-32-05100X | REP-E | 04-14-046 |
| 208-690-120 | NEW-E | 04-07-182 | 220-16-840 | NEW-W | 04-14-085 | 220-32-05100Y | NEW-E | 04-14-046 |
| 208-690-120 | NEW-P | 04-11-110 | 220-16-850 | NEW-W | 04-14-085 | 220-32-05100Y | REP-E | 04-14-046 |
| 208-690-120 | NEW | 04-15-005 | 220-20-013 | NEW-P | 04-21-056 | 220-32-05100Y | REP-E | 04-15-051 |
| 208-690-130 | NEW-E | 04-07-182 | 220-20-056 | REP | 04-10-108 | 220-32-05100Z | NEW-E | 04-15-051 |
| 208-690-130 | NEW-P | 04-11-110 | 220-20-080 | AMD | 04-08-025 | 220-32-05100Z | REP-E | 04-15-051 |
| 208-690-130 | NEW | 04-15-005 | 220-20-100 | AMD-W | 04-14-085 | 220-32-05100Z | REP-E | 04-15-133 |
| 208-690-140 | NEW-E | 04-07-182 | 220-22-40000F | NEW-E | 04-13-024 | 220-32-06000B | NEW-E | 04-10-064 |
| 208-690-140 | NEW-P | 04-11-110 | 220-24-04000L | NEW-E | 04-10-001 | 220-32-06000B | REP-E | 04-10-064 |
| 208-690-140 | NEW | 04-15-005 | 220-24-04000L | REP-E | 04-10-001 | 220-33-01000A | NEW-E | 04-08-011 |

Table of WAC Sections Affected

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| 220-33-01000B | NEW-E | 04-08-026 | 220-40-02700E | REP-E | 04-20-016 | 220-47-602 | NEW-E | 04-16-049 |
| 220-33-01000B | REP-E | 04-09-021 | 220-40-02700F | NEW-E | 04-20-016 | 220-47-602 | REP-E | 4-16-072 |
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| $220-33-01000 \mathrm{C}$ | REP-E | 04-11-001 | 220.44 .05000 A | NEW-E | 04-03-010C | 220-47-603 | REP-E | 04-17-02 |
| 220-33-01000 D | EW-E | 04-11-075 | 220-44-05000A | REP-E | 04-12-012 | 220-47-604 | NEW-E | 04-17-028 |
| 220-33-01000D | REP-E | 04-11-075 | 220-44-05000B | NEW-E | 04-12-012 | 220-47-604 | REP-E | 04-18-008 |
| 220-33-01000 | NEW-E | 0414.048 | 220-44-05000B | REP-E | 04-21-002 | 220-47-605 | NEW-E | 04-18-008 |
| 220-33-01000E | REP-E | 04.14.048 | 220-44-05000 | NEW-E | 04-21-002 | 220-47-605 | REP-E | 04-18-084 |
| 220-33-01000F | NEW-E | 04-16-067 | 220-44-05000Z | REP-E | 04-03-010C | 220-47-606 | NEW-E | 04-18-084 |
| 220-33-01000F | REP-E | 04-16-067 | 220-47-301 | AMD-X | 04-12-129 | 220-47-606 | REP-E | 04-19-066 |
| 220-33-01000F | REP-E | 04-17-069 | 220-47-301 | AMD | 04-16-125 | 220-47-607 | NEW-E | 04-19-066 |
| 220-33-01000G | NEW-E | 04-17-091 | 220-47-302 | AMD-X | 04-12-129 | 220-47-607 | REP-E | 04-20-011 |
| 220-33-01000G | REP-E | 04-17-091 | 220-47-302 | AMD | 04-16-125 | 220-47-608 | NEW-E | 04-20-011 |
| $220-33-01000 \mathrm{H}$ | NEW-E | 04-18-007 | 220-47-303 | AMD-X | 04-12-129 | 220-47-608 | REP-E | 04-20-011 |
| $220-33-01000 \mathrm{H}$ | REP-E | 04-18-007 | 220-47-303 | AMD | 04-16-125 | 220-48-01500T | NEW-E | 04-07-029 |
| 220-33-01000I | NEW-E | 04-18-020 | 220-47-307 | AMD-X | 04-12-129 | 220-48-01500T | REP-E | 04-14-047 |
| 220-33-01000I | REP-E | 04-18-020 | 220-47-307 | AMD | 04-16-125 | 220-48-01500U | NEW-E | 04.14047 |
| 220-33-010003 | NEW-E | 04-18-037 | 220-47-311 | AMD-X | 04-12-129 | 220-48-029 | AMD-P | 04-13-005 |
| 220-33-010005 | REP-E | 04-19-083 | 220-47-311 | AMD | 04-16-125 | 220-48-029 | AMD | 04-17-098 |
| $220-33-01000 \mathrm{~K}$ | NEW-E | 04-19-083 | 220-47-31100T | NEW-E | 04-21-044 | 220-48-02900D | NEW-E | 04-05-056 |
| 220-33-010 | RE | 04-20-003 | 220-47-31100T | REP-E | 04-21-044 | 220-48-02900D | REP-E | 04-13-055 |
| 220-33-010 | NE | 04-20-003 | 220-47-31100U | NEW-E | 04-22-018 | 220-48-02900E | NEW-E | 04-13-055 |
| 220-33-01000 | RE | 0420-015 | 220-47-31100U | Rep-E | 04-22-018 | 220-48-02900F | NEW-E | 04-14007 |
| 220-33-01000M | NE | 04-20-015 | 220-47-31100V | NEW-E | 04-22-022 | 220-48-032 | AMD-P | 04-13-005 |
| 220-33-01000M | RE | 04-20-040 | 220-47-31100V | REP-E | 04-22-022 | 220-48-032 | AMD | 04-17-098 |
| $220-33-01000$ | NEW-E | 04-20-040 | 220-47-31100w | NEW-E | 04-22-062 | 220-48-03200C | NEW-E | 04-05-056 |
| $220.33-01000 \mathrm{~N}$ | REP-E | 04-20-064 | 220-47-31100W | REP-E | 04-22-062 | 220-48-03200C | REP-E | 04-13-055 |
| 220-33-01000P | NEW-E | 04-20-064 | 220-47-31100w | REP-E | 04-23-001 | 220-48-03200D | NEW-E | 04-13-055 |
| 220-33-01000P | REP-E | 04-21-075 | 220-47-31100x | NEW-E | 04-23-001 | 220-48-03200E | NEW-E | 04-14-007 |
| 220-33-010000 | REP-E | 04-04-071 | 220-47-31100x | REP-E | 04-23-001 | 220-48-062 | AMD-P | 04-13-005 |
| 220-33-01000Q | NEW-E | 04-21-075 | 220. 47-31100X | REP-E | 04-23-014 | 220-48-062 | AMD | 04-17-098 |
| 220-33-01000R | NEW-E | 0404-071 | 220-47-31100Y | NEW-E | 04-23-014 | 220-48-06200C | NEW-E | 04-05-056 |
| 220-33-01000R | REP-E | 04-04-071 | 220-47-31100Y | REP-E | 04-23-014 | 220-48-06200C | REP-E | 04-13-055 |
| 220-33-01000s | NEW-E | 04-06-002 | 220-47-31100Y | REP-E | 04-23-056 | 220-48-06200D | NEW-E | 04-13-055 |
| 220-33-01000s | REP-E | 04-06-002 | 220-47-31100Z | NEW-E | 04-23-056 | 220-49-020 | AMD-P | 04-13-005 |
| 220-33-01000S | REP-E | 04-06-059 | 220-47-325 | AMD-X | 04-12-129 | 220-49-020 | AMD | 04-17-098 |
| 220-33-01000T | NEW-E | 04-06-059 | 220-47-325 | AMD | 04-16-125 | 220-49-02000P | NEW-E | 04-05-056 |
| 220-33-01000T | REP-E | 04-07-008 | 220-47-401 | AMD-X | 04-12-129 | 220-49-02000P | REP-E | 04-13-055 |
| 220-33-01000U | NEW-E | 04-07-008 | 220-47-401 | AMD | 04-16-125 | 220-49-02000Q | NEW-E | 04-13-055 |
| 220-33-01000U | REP-E | 04-07-028 | 220-47-411 | AMD-X | 04-12-129 | 220-49-023 | AMD-P | 04-13-163 |
| 220-33-01000V | NEW-E | 04-07-028 | 220-47-411 | AMD | 04-16-125 | 220-49-023 | AMD | 04-17-089 |
| 220-33-01000V | REP-E | 04-07-050 | 220-47-41100A | NEW-E | 04-23-056 | 220-49-056 | AMD-P | 04-13-005 |
| 220-33-01000 W | NEW-E | 04-07-050 | 220-47-41100V | NEW-E | 04-21-018 | 220-49-056 | AMD | 04-17-098 |
| 220-33-01000 W | REP-E | 04-07-078 | 220-47-41100V | REP-E | 04-21-018 | 220-49-05600C | NEW-E | 04-05-056 |
| 220-33-01000x | NEW-E | 04-07-078 | 220-47-41100V | REP-E | 04-22-018 | 220-49-05600C | REP-E | 04-13-055 |
| 220-33-01000x | REP-E | 04-07-118 | 220-47-41100W | NEW-E | 04-22-018 | 220-49-05600D | NEW-E | 04-13-055 |
| 220-33-01000Y | NEW-E | 04-07-118 | 220-47-41100W | REP-E | 04-22-018 | 220-52-03000U | NEW-E | 04-11-051 |
| 220-33-01000Y | REP-E | 04-07-169 | 220-47-41100W | REP-E | 04-22-022 | 220-52-03000U | REP-E | 04-11-051 |
| 220-33-010002 | NEW-E | 04-07-169 | 220-47-41100x | NEW-E | 04-22-022 | 220-52-03000V | NEW-E | 04-14-004 |
| 220-33-010002 | REP-E | 04-08-011 | 220-47-41100X | REP-E | 04-22-022 | 220-52-03000V | REP-E | 04-14-004 |
| 220-33-03000U | NEW-E | 04-09-018 | 220-47-41100Y | NEW-E | 04-22-062 | 220-52-03000W | NEW-E | 04-16-031 |
| 220-33-03000U | REP-E | 04-09-018 | 220-47-41100Y | REP-E | 04-22-062 | 220-52-03000W | REP-E | 04-16-031 |
| 220-33-04000U | REP-E | 04-07-117 | 220-47-41100Y | REP-E | 04-23-014 | 220-52-03000W | REP-E | 04-16-127 |
| 220-33-04000 ${ }^{\text {V }}$ | NEW-E | 04-07-117 | 220-47-41100Z | NEW-E | 04-23-014 | 220-52-03000W | REP-E | 04-17-055 |
| 220-33-04000 V | REP-E | 04-07-117 | 220-47-41100Z | REP-E | 04-23-014 | 220-52-03000X | NEW-E | 04-16-127 |
| 220-33-070 | NEW-W | 04-10-074 | 220-47-41100Z | REP-E | 04-23-056 | 220-52-03000X | REP-E | 04-17-055 |
| 220-36-023 | AMD-X | 04-11-109 | 220-47-428 | AMD-X | 04-12-129 | 220-52-03000Y | NEW-E | 04-18-052 |
| 220-36-023 | AMD | 04-16-013 | 220-47-428 | AMD | 04-16-125 | 220-52-03000Y | Rep-E | 04-18-052 |
| 220-40-027 | AMD-X | 04-11-109 | 220-47-430 | REP-X | 04-12-129 | 220-52-04000A | NEW-E | 04-13-024 |
| 220-40-027 | AMD | 04-16-013 | 220-47-430 | REP | 04-16-125 | 220-52-04000A | REP-E | 04-13-024 |
| 220-40-02700 | NEW-E | 04-19-059 | 220-47-601 | NEW-E | 04-16-030 | 220-52-04000B | NEW-E | 04-13-060 |


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| 220-52-04000C | REP-E | 04-20-034 | 220-52-05100Q | REP-E | 04-11-044 | 220-56-150 | AMD | 04-07-009 |
| 220-52-04000D | NEW-E | 04-20-034 | 220-52-05100R | NEW-E | 04-11-044 | 220-56-156 | AMD-P | 04-19-064 |
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| 220-52-04000E | NEW-E | 04-22-002 | 220-52-05100S | NEW-E | 04-13-007 | 220-56-180 | AMD-X | 04-11-119 |
| 220-52-04000E | REP-E | 04-23-083 | 220-52-05100S | REP-E | 04-13-027 | 220-56-18000C | NEW-E | 04-10-034 |
| 220-52-04000F | NEW-E | 04-23-083 | 220-52-05100T | NEW-E | 04-13-027 | 220-56-195 | AMD-X | 04-11-119 |
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| 220-52-04000W | NEW-E | 04-05-014 | 220-52-05100V | NEW-E | 04-14-058 | 220-56-235 | AMD | 04-07-009 |
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| 220-52-04000X | REP-E | 04-07-013 | 220-52-05100W | REP-E | 04-15-087 | 220-56-235 | AMD | 04-17-098 |
| 220-52-04000Y | NEW-E | 04-07-013 | 220-52-05100X | NEW-E | 04-15-087 | 220-56-23500S | NEW-E | 04-05-057 |
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| 220-52-04000Z | NEW-E | 04-07-019 | 220-52-05100Y | NEW-E | 04-15-132 | 220-56-23500T | NEW-E | 04-07-006 |
| 220-52-04600D | REP-E | 04-03-049 | 220-52-05100Y | REP-E | 04-16-022 | 220-56-23500T | REP-E | 04-07-006 |
| 220-52-04600F | REP-E | 04-05-007 | 220-52-05100Z | NEW-E | 04-16-022 | 220-56-23500U | NEW-E | 04-13-056 |
| 220-52-04600G | NEW-E | 04-03-049 | 220-52-05100Z | REP-E | 04-16-048 | 220-56-250 | AMD | 04-07-009 |
| 220-52-04600G | REP-E | 04-06-042 | 220-52-07100D | NEW-E | 04-03-031 | 220-56-250 | AMD-W | 04-10-073 |
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| 220-52-04600N | REP-E | 04-13-024 | 220-52-07100K | REP-E | 04-20-047 | 220-56-25500Q | NEW-E | 04-14-024 |
| 220-52-04600P | NEW-E | 04-13-060 | 220-52-073 | AMD-P | 04-13-033 | 220-56-25500Q | REP-E | 04-16-004 |
| 220-52-04600P | REP-E | 04-13-060 | 220-52-073 | AMD | 04-17-096 | 220-56-25500R | NEW-E | 04-16-004 |
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| 220-52-04600R | NEW-E | 04-21-045 | 220-52-07300K | REP-E | 04-03-074 | 220-56-267 | AMD-P | 04-13-005 |
| 220-52-05100A | NEW-E | 04-16-048 | 220-52-07300L | NEW-E | 04-03-074 | 220-56-267 | AMD | 04-17-098 |
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| 220-52-05100B | NEW-E | 04-16-073 | 220-52-07300M | NEW-E | 04-20-006 | 220-56-26700B | REP-E | 04-13-056 |
| 220-52-05100B | REP-E | 04-16-089 | 220-55-061 | NEW-P | 04-05-068 | 220-56-26700C | NEW-E | 04-13-056 |
| 220-52-05100C | NEW-E | 04-16-089 | 220-55-061 | NEW | 04-08-063 | 220-56-270 | AMD-P | 04-13-005 |
| 220-52-05100C | REP-E | 04-17-004 | 220-55-115 | AMD-P | 04-13-061 | 220-56-270 | AMD | 04-17-098 |
| 220-52-05100D | NEW-E | 04-17-004 | 220-55-115 | AMD | 04-17-097 | 220-56-27000R | REP-E | 04-07-116 |
| 220-52-05100D | REP-E | 04-17-014 | 220-56-100 | AMD-W | 04-05-060 | 220-56-27000R | REP-E | 04-07-123 |
| 220-52-05100E | NEW-E | 04-17-014 | 220-56-100 | AMD | 04-07-009 | 220-56-27000S | NEW-E | 04-05-057 |
| 220-52-05100E | REP-E | 04-17-055 | 220-56-100 | AMD-X | 04-11-119 | 220-56-27000S | REP-E | 04-13-056 |
| 220-52-05100F | NEW-E | 04-17-055 | 220-56-10000C | NEW-E | 04-10-034 | 220-56-27000T | NEW-E | 04-07-116 |
| 220-52-05100F | REP-E | 04-17-095 | 220-56-115 | AMD | 04-07-009 | 220-56-27000T | REP-E | 04-07-116 |
| 220-52-05100G | NEW-E | 04-17-095 | 220-56-115 | AMD-P | 04-19-117 | 220-56-27000T | REP-E | 04-07-123 |
| 220-52-05100G | REP-E | 04-18-131 | 220-56-118 | NEW | 04-07-009 | 220-56-27000U | NEW-E | 04-07-123 |
| 220-52-05100H | NEW-E | 04-18-131 | 220-56-118 | AMD-P | 04-19-117 | 220-56-27000U | REP-E | 04-07-123 |
| 220-52-05100H | REP-E | 04-19-096 | 220-56-123 | AMD-X | 04-11-119 | 220-56-27000V | NEW-E | 04-13-056 |
| 220-52-05100I | NEW-E | 04-19-096 | 220-56-128 | AMD-X | 04-11-119 | 220-56-282 | AMD | 04-07-009 |
| 220-52-05100I | REP-E | 04-21-030 | 220-56-128 | AMD-P | 04-13-005 | 220-56-282 | AMD-P | 04-19-117 |
| 220-52-05100J | NEW-E | 04-21-030 | 220-56-128 | AMD | 04-17-098 | 220-56-310 | AMD | 04-07-009 |
| 220-52-05100J | REP-E | 04-22-048 | 220-56-128 | AMD-P | 04-19-117 | 220-56-310 | AMD-P | 04-13-023 |
| 220-52-05100P | NEW-E | 04-09-007 | 220-56-12800H | NEW-E | 04-10-034 | 220-56-310 | AMD | 04-17-088 |

Table of WAC Sections Affected

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Table of WAC Sections Affected

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| 222-08-050 | NEW | 04-05-122 | 232-12-014 | AMD | 04-11-036 | 232-28-335 | AMD | 04-11-036 |
| 222-08-060 | NEW | 04-05-122 | 232-12-019 | AMD | 04-07-009 | 232-28-337 | AMD-P | 04-05-116 |
| 222-08-070 | NEW | 04-05-122 | 232-12-021 | AMD-E | 04-17-060 | 232-28-337 | AMD | 04-11-036 |
| 222-08-080 | NEW | 04-05-122 | 232-12-021 | AMD-P | 04-21-095 | 232-28-33700B | NEW-E | 04-19-025 |
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| 222-08-120 | NEW | 04-05-122 | 232-12-054 | AMD-P | 04-05-106 | 232-28-341 | AMD-P | 04-13-169 |
| 222-08-130 | NEW | 04-05-122 | 232-12-054 | AMD | 04-11-036 | 232-28-341 | AMD | 04-21-036 |
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| 222-08-150 | RECOD | 04-05-122 | 232-12-064 | AMD | 04-11-036 | 232-28-351 | AMD | 04-11-036 |
| 222-08-160 | RECOD | 04-05-122 | 232-12-06800B | NEW-E | 04-19-058 | 232-28-35100B | NEW-E | 04-22-004 |
| 222-12-090 | AMD | 04-05-087 | 232-12-129 | AMD-P | 04-21-096 | 232-28-352 | AMD-P | 04-05-108 |
| 222-16-010 | AMD | 04-05-087 | 232-12-168 | AMD | 04-07-009 | 232-28-352 | AMD | 04-11-036 |
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| 230-02-030 | AMD | 04-17-066 | 232-12-224 | REP-C | 04-17-081 | 232-28-427 | REP-P | 04-13-171 |
| 230-02-035 | AMD-X | 04-12-038 | 232-12-224 | REP | 04-23-040 | 232-28-427 | REP | 04-17-061 |
| 230-02-035 | AMD | 04-17-066 | 232-12-243 | AMD-P | 04-13-165 | 232-28-428 | NEW-P | 04-13-171 |
| 230-02-205 | AMD-P | 04-15-049 | 232-12-243 | AMD | 04-21-036 | 232-28-428 | NEW | 04-17-061 |
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| 230-04-192 | REP-P | 04-05-078 | 232-12-275 | AMD | 04-20-020 | 232-28-619 | AMD-X | 04-11-069 |
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| 230-04-196 | REP-P | 04-05-078 | 232-12-31500L | NEW-E | 04-08-065 | 232-28-619 | AMD-P | 04-13-094 |
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| 230-40-070 | PREP | 04-04-061 | 232-16-610 | NEW | 04-17-061 | 232-28-61900B | REP-E | 04-15-044 |
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| 230-40-823 | AMD | 04-06-058 | 232-28-282 | AMD | 04-11-036 | 232-28-61900F | REP-E | 04-11-073 |
| 230-40-825 | AMD-P | 04-11-089 | 232-28-284 | NEW-P | 04-21-097 | 232-28-61900F | NEW-E | 04-16-021 |
| 230-40-825 | AMD-P | 04-19-021 | 232-28-285 | NEW-P | 04-13-170 | 232-28-61900F | REP-E | 04-18-085 |
| 230-40-825 | AMD | 04-19-070 | 232-28-285 | NEW | 04-21-036 | 232-28-61900G | NEW-E | 04-03-047 |
| 230-40-825 | AMD | 04-19-137 | 232-28-291 | AMD-P | 04-21-099 | 232-28-61900G | REP-E | 04-03-047 |
| 232-12-004 | AMD-P | 04-05-099 | 232-28-29100B | NEW-E | 04-19-011 | 232-28-61900G | REP-E | 04-04-028 |
| 232-12-004 | AMD | 04-11-036 | 232-28-333 | AMD-P | 04-05-113 | 232-28-61900G | NEW-E | 04-11-003 |
| 232-12-005 | NEW-P | 04-05-099 | 232-28-333 | AMD-W | 04-18-075 | 232-28-61900G | REP-E | 04-11-003 |

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| 232-28-61900G | NEW-E | 04-16-023 | 232-28-61900S | NEW-E | 04-08-013 | 232-28-62100P | NEW-E | 04-13-068 |
| 232-28-61900G | REP-E | 04-17-136 | 232-28-61900S | NEW-E | 04-13-164 | 232-28-62100P | REP-E | 04-17-005 |
| 232-28-61900H | NEW-E | 04-04-028 | 232-28-61900S | REP-E | 04-14-008 | 232-28-62100Q | NEW-E | 04-17-005 |
| 232-28-61900H | REP-E | 04-04-028 | 232-28-61900S | NEW-E | 04-20-038 | 232-28-62100Q | REP-E | 04-17-005 |
| 232-28-61900H | REP-E | 04-05-032 | 232-28-61900S | REP-E | 04-20-038 | 236-12-290 | AMD-P | 04-05-101 |
| 232-28-61900H | NEW-E | 04-11-021 | 232-28-61900T | NEW-E | 04-08-049 | 236-12-290 | AMD | 04-18-064 |
| 232-28-61900H | REP-E | 04-11-021 | 232-28-61900T | REP-E | 04-08-049 | 236-12-470 | PREP | 04-10-112 |
| 232-28-61900H | NEW-E | 04-16-069 | 232-28-61900T | NEW-E | 04-14-008 | 236-12-470 | AMD-P | 04-19-057 |
| 232-28-61900H | REP-E | 04-19-006 | 232-28-61900T | REP-E | 04-14-091 | 236-22-010 | AMD-P | 04-20-084 |
| 232-28-61900I | NEW-E | 04-04-060 | 232-28-61900T | NEW-E | 04-20-046 | 236-22-010 | DECOD-P | 04-20-084 |
| 232-28-619001 | NEW-E | 04-11-050 | 232-28-61900U | NEW-E | 04-09-047 | 236-22-020 | AMD-P | 04-20-084 |
| 232-28-61900I | REP-E | 04-11-050 | 232-28-61900U | REP-E | 04-14-059 | 236-22-020 | DECOD-P | 04-20-084 |
| 232-28-61900I | NEW-E | 04-16-041 | 232-28-61900U | NEW-E | 04-20-082 | 236-22-030 | AMD-P | 04-20-084 |
| 232-28-61900I | REP-E | 04-16-041 | 232-28-61900U | REP-E | 04-20-082 | 236-22-030 | DECOD-P | 04-20-084 |
| 232-28-61900J | NEW-E | 04-05-015 | 232-28-61900V | NEW-E | 04-09-019 | 236-22-031 | AMD-P | 04-20-084 |
| 232-28-61900J | REP-E | 04-05-015 | 232-28-61900 V | REP-E | 04-09-019 | 236-22-031 | DECOD-P | 04-20-084 |
| 232-28-61900J | NEW-E | 04-11-076 | 232-28-61900V | NEW-E | 04-21-017 | 236-22-032 | DECOD-P | 04-20-084 |
| 232-28-61900J | REP-E | 04-11-076 | 232-28-61900V | REP-E | 04-21-017 | 236-22-033 | DECOD-P | 04-20-084 |
| 232-28-61900J | NEW-E | 04-16-068 | 232-28-61900W | NEW-E | 04-09-023 | 236-22-034 | AMD-P | 04-20-084 |
| 232-28-61900K | NEW-E | 04-05-033 | 232-28-61900W | REP-E | 04-09-023 | 236-22-034 | DECOD-P | 04-20-084 |
| 232-28-61900K | REP-E | 04-05-033 | 232-28-61900W | REP-E | 04-09-103 | 236-22-035 | DECOD-P | 04-20-084 |
| 232-28-61900K | REP-E | 04-07-026 | 232-28-61900W | NEW-E | 04-14-057 | 236-22-036 | AMD-P | 04-20-084 |
| 232-28-61900K | NEW-E | 04-12-013 | 232-28-61900W | NEW-E | 04-22-061 | 236-22-036 | DECOD-P | 04-20-084 |
| 232-28-61900K | REP-E | 04-12-013 | 232-28-61900W | REP-E | 04-22-061 | 236-22-037 | AMD-P | 04-20-084 |
| 232-28-61900K | NEW-E | 04-17-070 | 232-28-61900X | NEW-E | 04-09-022 | 236-22-037 | DECOD-P | 04-20-084 |
| 232-28-61900K | REP-E | 04-17-070 | 232-28-61900X | REP-E | 04-09-022 | 236-22-038 | AMD-P | 04-20-084 |
| 232-28-61900L | NEW-E | 04-05-048 | 232-28-61900X | NEW-E | 04-14-059 | 236-22-038 | DECOD-P | 04-20-084 |
| 232-28-61900L | REP-E | 04-05-048 | 232-28-61900X | REP-E | 04-15-022 | 236-22-040 | DECOD-P | 04-20-084 |
| 232-28-61900L | NEW-E | 04-12-033 | 232-28-61900X | NEW-E | 04-22-064 | 236-22-050 | AMD-P | 04-20-084 |
| 232-28-61900L | REP-E | 04-12-033 | 232-28-61900Y | NEW-E | 04-09-048 | 236-22-050 | DECOD-P | 04-20-084 |
| 232-28-61900L | NEW-E | 04-17-137 | 232-28-61900Y | REP-E | 04-11-072 | 236-22-060 | AMD-P | 04-20-084 |
| 232-28-61900L | REP-E | 04-17-137 | 232-28-61900Y | NEW-E | 04-14-049 | 236-22-060 | DECOD-P | 04-20-084 |
| 232-28-61900M | NEW-E | 04-07-007 | 232-28-61900Y | REP-E | 04-16-005 | 236-22-070 | AMD-P | 04-20-084 |
| 232-28-61900M | REP-E | 04-07-007 | 232-28-61900Z | NEW-E | 04-09-049 | 236-22-070 | DECOD-P | 04-20-084 |
| 232-28-61900M | NEW-E | 04-12-060 | 232-28-61900Z | REP-E | 04-09-049 | 236-22-080 | AMD-P | 04-20-084 |
| 232-28-61900M | REP-E | 04-14-049 | 232-28-61900Z | REP-E | 04-10-005 | 236-22-080 | DECOD-P | 04-20-084 |
| 232-28-61900M | NEW-E | 04-19-006 | 232-28-61900Z | NEW-E | 04-14-091 | 236-22-100 | AMD-P | 04-20-084 |
| 232-28-61900M | REP-E | 04-19-118 | 232-28-620 | AMD-X | 04-11-079 | 236-22-100 | DECOD-P | 04-20-084 |
| 232-28-61900N | NEW-E | 04-07-004 | 232-28-620 | AMD | 04-16-006 | 236-22-200 | AMD-P | 04-20-084 |
| 232-28-61900N | REP-E | 04-07-004 | 232-28-62000P | NEW-E | 04-10-034 | 236-22-200 | DECOD-P | 04-20-084 |
| 232-28-61900N | NEW-E | 04-13-035 | 232-28-62000P | REP-E | 04-13-142 | 236-22-210 | AMD-P | 04-20-084 |
| 232-28-61900N | REP-E | 04-13-035 | 232-28-62000Q | NEW-E | 04-13-142 | 236-22-210 | DECOD-P | 04-20-084 |
| $232 \cdot 28-61900 \mathrm{~N}$ | NEW-E | 04-19-063 | 232-28-62000Q | REP-E | 04-15-110 | 236-51-001 | NEW | 04-07-104 |
| 232-28-61900P | NEW-E | 04-07-026 | 232-28-62000R | NEW-E | 04-15-110 | 236-51-005 | NEW | 04-07-104 |
| 232-28-61900P | REP-E | 04-07-026 | 232-28-62000R | REP-E | 04-17-059 | 236-51-006 | NEW | 04-07-104 |
| 232-28-61900P | REP-E | 04-09-049 | 232-28-62000S | NEW-E | 04-17-059 | 236-51-010 | NEW | 04-07-104 |
| 232-28-61900P | NEW-E | 04-13-054 | 232-28-62000S | REP-E | 04-18-021 | 236-51-100 | NEW | 04-07-104 |
| 232-28-61900P | REP-E | 04-13-054 | 232-28-62000T | NEW-E | 04-18-021 | 236-51-110 | NEW | 04-07-104 |
| 232-28-61900P | NEW-E | 04-19-118 | 232-28-62000T | REP-E | 04-18-021 | 236-51-115 | NEW | 04-07-104 |
| 232-28-61900P | REP-E | 04-20-039 | 232-28-62000T | REP-E | 04-18-053 | 236-51-120 | NEW | 04-07-104 |
| 232-28-61900Q | NEW-E | 04-07-067 | 232-28-62000U | NEW-E | 04-18-053 | 236-51-200 | NEW | 04-07-104 |
| 232-28-61900Q | REP-E | 04-07-067 | 232-28-62000U | REP-E | 04-18-053 | 236-51-205 | NEW | 04-07-104 |
| 232-28-619000 | NEW-E | 04-13-064 | 232-28-62000U | REP-E | 04-19-014 | 236-51-210 | NEW | 04-07-104 |
| 232-28-61900Q | REP-E | 04-13-164 | 232-28-62000V | NEW-E | 04-19-014 | 236-51-215 | NEW | 04-07-104 |
| 232-28-61900Q | NEW-E | 04-20-039 | 232-28-62000V | REP-E | 04-19-014 | 236-51-220 | NEW | 04-07-104 |
| 232-28-61900R | NEW-E | 04-08-005 | 232-28-62000V | REP-E | 04-19-035 | 236-51-225 | NEW | 04-07-104 |
| 232-28-61900R | REP-E | 04-08-005 | 232-28-62000W | NEW-E | 04-19-035 | 236-51-300 | NEW | 04-07-104 |
| 232-28-61900R | REP-E | 04-08-013 | 232-28-62000W | REP-E | 04-19-035 | 236-51-302 | NEW | 04-07-104 |
| 232-28-61900R | NEW-E | 04-13-069 | 232-28-621 | AMD-X | 04-11-079 | 236-51-305 | NEW | 04-07-104 |
| 232-28-61900R | REP-E | 04-16-021 | 232-28-621 | AMD | 04-16-006 | 236-51-306 | NEW | 04-07-104 |
| 232-28-61900R | NEW-E | 04-20-036 | 232-28-62100N | NEW-E | 04-10-034 | 236-51-310 | NEW | 04-07-104 |
| 232-28-61900R | REP-E | 04-20-046 | 232-28-62100N | REP-E | 04-13-068 | 236-51-320 | NEW | 04-07-104 |

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| 236-51-405 | NEW | 04-07-104 | 246-101-201 | AMD-P | 04-20-067 | 246-215-151 | NEW-P | 04-16-109 |
| 236-51-410 | NEW | 04-07-104 | 246-101-301 | PREP | 04-12-119 | 246-215-151 | NEW | 04-22-111 |
| 236-51-500 | NEW | 04-07-104 | 246-101-301 | AMD-E | 04-16-099 | 246-215-160 | REP-P | 04-16-109 |
| 236-51-502 | NEW | 04-07-104 | 246-101-301 | AMD-P | 04-20-067 | 246-215-160 | REP | 04-22-111 |
| 236-51-505 | NEW | 04-07-104 | 246-215-001 | AMD-P | 04-16-109 | 246-215-170 | REP-P | 04-16-109 |
| 236-51-510 | NEW | 04-07-104 | 246-215-001 | AMD | 04-22-111 | 246-215-170 | REP | 04-22-111 |
| 236-51-515 | NEW | 04-07-104 | 246-215-005 | NEW-P | 04-16-109 | 246-215-180 | REP-P | 04-16-109 |
| 236-51-600 | NEW | 04-07-104 | 246-215-005 | NEW | 04-22-111 | 246-215-180 | REP | 04-22-111 |
| 236-51-605 | NEW | 04-07-104 | 246-215-010 | REP-P | 04-16-109 | 246-215-181 | NEW-P | 04-16-109 |
| 236-51-610 | NEW | 04-07-104 | 246-215-010 | REP | 04-22-111 | 246-215-181 | NEW | 04-22-111 |
| 236-51-615 | NEW | 04-07-104 | 246-215-011 | NEW-P | 04-16-109 | 246-215-190 | REP-P | 04-16-109 |
| 236-51-620 | NEW | 04-07-104 | 246-215-011 | NEW | 04-22-111 | 246-215-190 | REP | 04-22-111 |
| 236-51-700 | NEW | 04-07-104 | 246-215-020 | REP-P | 04-16-109 | 246-215-191 | NEW-P | 04-16-109 |
| 236-51-710 | NEW | 04-07-104 | 246-215-020 | REP | 04-22-111 | 246-215-191 | NEW | 04-22-111 |
| 236-51-715 | NEW | 04-07-104 | 246-215-021 | NEW-P | 04-16-109 | 246-215-200 | AMD-P | 04-16-109 |
| 236-51-720 | NEW | 04-07-104 | 246-215-021 | NEW | 04-22-111 | 246-215-200 | AMD | 04-22-111 |
| 236-51-725 | NEW | 04.07-104 | 246-215-030 | REP-P | 04-16-109 | 246-215-210 | AMD-P | 04-16-109 |
| 236-51-730 | NEW | 04-07-104 | 246-215-030 | REP | 04-22-111 | 246-215-210 | AMD | 04-22-111 |
| 236-51-735 | NEW | 04-07-104 | 246-215-031 | NEW-P | 04-16-109 | 246-215-220 | AMD-P | 04-16-109 |
| 236-51-740 | NEW | 04-07-104 | 246-215-031 | NEW | 04-22-111 | 246-215-220 | AMD | 04-22-111 |
| 236-51-745 | NEW | 04-07-104 | 246-215-040 | REP-P | 04-16-109 | 246-215-230 | REP-P | 04-16-109 |
| 242-02-210 | AMD-P | 04-18-111 | 246-215-040 | REP | 04-22-111 | 246-215-230 | REP | 04-22-111 |
| 242-02-210 | AMD | 04-21-046 | 246-215-041 | NEW-P | 04-16-109 | 246-215-240 | AMD-P | 04-16-109 |
| 242-02-230 | AMD-P | 04-18-111 | 246-215-041 | NEW | 04-22-111 | 246-215-240 | AMD | 04-22-111 |
| 242-02-230 | AMD | 04-21-046 | 246-215-050 | REP-P | 04-16-109 | 246-215-250 | REP-P | 04-16-109 |
| 242-02-240 | AMD-P | 04-18-111 | 246-215-050 | REP | 04-22-111 | 246-215-250 | REP | 04-22-111 |
| 242-02-240 | AMD | 04-21-046 | 246-215-051 | NEW-P | 04-16-109 | 246-215-251 | NEW-P | 04-16-109 |
| 242-02-250 | AMD-P | 04-18-111 | 246-215-051 | NEW | 04-22-111 | 246-215-251 | NEW | 04-22-111 |
| 242-02-250 | AMD | 04-21-046 | 246-215-060 | REP-P | 04-16-109 | 246-215-260 | AMD-P | 04-16-109 |
| 242-02-270 | AMD-P | 04-18-111 | 246-215-060 | REP | 04-22-111 | 246-215-260 | AMD | 04-22-111 |
| 242-02-270 | AMD | 04-21-046 | 246-215-061 | NEW-P | 04-16-109 | 246-215-270 | REP-P | 04-16-109 |
| 242-02-280 | AMD-P | 04-18-111 | 246-215-061 | NEW | 04-22-111 | 246-215-270 | REP | 04-22-111 |
| 242-02-280 | AMD | 04-21-046 | 246-215-070 | REP-P | 04-16-109 | 246-215-280 | AMD-P | 04-16-109 |
| 242-02-310 | AMD-P | 04-18-111 | 246-215-070 | REP | 04-22-111 | 246-215-280 | AMD | 04-22-111 |
| 242-02-310 | AMD | 04-21-046 | 246-215-071 | NEW-P | 04-16-109 | 246-215-290 | AMD-P | 04-16-109 |
| 242-02-320 | AMD-P | 04-18-111 | 246-215-071 | NEW | 04-22-111 | 246-215-290 | AMD | 04-22-111 |
| 242-02-320 | AMD | 04-21-046 | 246-215-080 | REP-P | 04-16-109 | 246-215-300 | AMD-P | 04-16-109 |
| 242-02-340 | AMD-P | 04-18-111 | 246-215-080 | REP | 04-22-111 | 246-215-300 | AMD | 04-22-111 |
| 242-02-340 | AMD | 04-21-046 | 246-215-081 | NEW-P | 04-16-109 | 246-215-311 | NEW-P | 04-16-109 |
| 242-02-52001 | AMD-P | 04-18-111 | 246-215-081 | NEW | 04-22-111 | 246-215-311 | NEW | 04-22-111 |
| 242-02-52001 | AMD | 04-21-046 | 246-215-090 | REP-P | 04-16-109 | 246-217-010 | PREP-W | 04-06-020 |
| 242-02-893 | AMD-P | 04-18-111 | 246-215-090 | REP | 04-22-111 | 246-217-010 | AMD-P | 04-09-056 |
| 242-02-893 | AMD | 04-21-046 | 246-215-091 | NEW-P | 04-16-109 | 246-217-010 | AMD-C | 04-11-097 |
| 246-01 | PREP | 04-06-043 | 246-215-091 | NEW | 04-22-111 | 246-217-010 | AMD | 04-16-100 |
| 246-08 | PREP | 04-06-043 | 246-215-100 | REP-P | 04-16-109 | 246-217-015 | PREP-W | 04-06-020 |
| 246-50 | PREP | 04-23-089 | 246-215-100 | REP | 04-22-111 | 246-220-010 | AMD-P | 04-19-159 |
| 246-50-001 | AMD-W | 04-02-066 | 246-215-110 | REP-P | 04-16-109 | 246-220-010 | AMD | 04-23-093 |
| 246-50-005 | NEW-W | 04-02-066 | 246-215-110 | REP | 04-22-111 | 246-221-010 | AMD-P | 04-19-159 |
| 246-50-010 | AMD-W | 04-02-066 | 246-215-120 | REP-P | 04-16-109 | 246-221-010 | AMD | 04-23-093 |
| 246-50-020 | AMD-W | 04-02-066 | 246-215-120 | REP | 04-22-111 | 246-232-020 | AMD | 04-04-055 |
| 246-50-030 | AMD-W | 04-02-066 | 246-215-121 | NEW-P | 04-16-109 | 246-232-040 | AMD | 04-04-055 |
| 246-50-035 | NEW-W | 04-02-066 | 246-215-121 | NEW | 04-22-111 | 246-232-050 | AMD | 04-04-055 |
| 246-50-040 | REP-W | 04-02-066 | 246-215-130 | REP-P | 04-16-109 | 246-232-060 | AMD | 04-04-055 |
| 246-50-990 | AMD-W | 04-02-066 | 246-215-130 | REP | 04-22-111 | 246-233-001 | AMD | 04-04-055 |
| 246-100-166 | PREP | 04-15-148 | 246-215-131 | NEW-P | 04-16-109 | 246-233-005 | NEW | 04-04-055 |
| 246-101-015 | PREP | 04-12-119 | 246-215-131 | NEW | 04-22-111 | 246-233-015 | NEW | 04-04-055 |
| 246-101-015 | AMD-P | 04-20-067 | 246-215-140 | REP-P | 04-16-109 | 246-233-020 | AMD | 04-04-055 |
| 246-101-101 | PREP | 04-12-119 | 246-215-140 | REP | 04-22-111 | 246-233-025 | NEW | 04-04-055 |
| 246-101-101 | AMD-E | 04-16-099 | 246-215-141 | NEW-P | 04-16-109 | 246-233-030 | NEW | 04-04-055 |
| 246-101-101 | AMD-P | 04-20-067 | 246-215-141 | NEW | 04-22-111 | 246-233-035 | NEW | 04-04-055 |
| 246-101-201 | PREP | 04-12-119 | 246-215-150 | REP-P | 04-16-109 | 246-233-040 | NEW | 04-04-055 |

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| 246-320-370 | NEW | 04-11-057 | 246-809.720 | NEW | 04-06-011 | 246-840-850 | AMD-E | 04-05-043 |
| 246-320-990 | AMD-P | 04-13-161 | $246-812$ | PREP | 04-12-120 | 246-840-850 | AMD-P | 04-09-057 |
| 246-320-990 | AMD | 04-19-141 | 246-815-020 | AMD-P | 04-12-122 | 246-840-850 | AMD | 04-13-053 |
| 246-322-990 | AMD-P | 04-13-161 | 246-815-020 | AMD | 04-20-049 | 246-840-860 | AMD-E | 04-05-043 |
| 246-322-990 | AMD | 04-19-141 | 246-815-050 | AMD-P | 04-12-122 | 246-840-860 | AMD-P | 04-09-057 |
| 246-323-990 | AMD-P | 04-14-066 | 246-815-050 | AMD | 04-20-049 | 246-840-860 | AMD | 04-13-053 |
| 246-323-990 | AMD | 04-19-140 | 246-815-100 | AMD-P | 04-12-122 | 246-840-870 | AMD-E | 04-05-043 |
| 246-324-990 | AMD-P | 04-13-161 | 246-815-100 | AMD | 04-20-049 | 246-840-870 | AMD-P | 04-09-057 |
| 246-324-990 | AMD | 04-19-141 | 246-815-110 | AMD-P | 04-12-122 | 246-840-870 | AMD | 04-13-053 |
| 246-325-990 | AMD-P | 04-13-161 | 246-815-110 | AMD | 04-20-049 | 246-840-880 | AMD-E | 04-05-043 |
| 246-325-990 | AMD | 04-19-141 | 246-815-115 | AMD-P | 04-12-122 | 246-840-880 | AMD-P | 04-09-057 |
| 246-326-990 | AMD-P | 04-13-161 | 246-815-115 | AMD | 04-20-049 | 246-840-880 | AMD | 04-13-053 |
| 246-326-990 | AMD | 04-19-141 | 246-815-990 | AMD-P | 04-18-093 | 246-840-890 | AMD-E | 04-05-043 |
| 246-329-990 | AMD-P | 04-13-161 | 246-817-135 | PREP | 04-08-096 | 246-840-890 | AMD-P | 04-09-057 |
| 246-329-990 | AMD | 04-19.141 | 246-817-180 | PREP | 04-15-151 | 246-840-890 | AMD | 04-13-053 |
| 246-335-990 | PREP | 04-09-054 | 246-817-440 | PREP | 04-08-095 | 246-840-900 | REP-E | 04-05-043 |
| 246-335-990 | AMD-P | 04-13-160 | 246-817-560 | PREP | 04-09-055 | 246-840-900 | AMD-P | 04-09-057 |
| 246-335-990 | AMD | 04-19-142 | 246-828-030 | REP | 04-02-068 | 246-840-900 | AMD | 04-13-053 |
| 246-338-010 | AMD-X | 04-22-114 | 246-828-045 | AMD | 04-02-068 | 246-840-905 | NEW-P | 04-09-057 |
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| 246-360-150 | AMD-P | 04-12-117 | 246-834-990 | AMD | 04-22-113 | 246-851-170 | AMD | 04-21-077 |
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| 246-360-200 | AMD-P | 04-12-117 | 246-840-010 | AMD | 04-13-053 | 246-851-580 | NEW | 04-12-127 |
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| 246-915-120 | PREP | 04-07-176 | 246-924-515 | NEW-P | 04-08-098 | 251-01-305 | AMD | 04-15-020 |
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| 246-915-160 | AMD-P | 04-08-046 | 246-930-020 | AMD-X | 04-23-091 | 251-01-382 | AMD | 04-15-020 |
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| 251-30-010 | AMD-P | 04-07-188 | 257-05-100 | NEW-P | 04-17-138 | 260-36-120 | AMD | 04-07-075 |
| 251-30-010 | DECOD-P | 04-07-188 | 257-05-120 | NEW-P | 04-17-138 | 260-36-120 | PREP | 04-22-008 |
| 251-30-010 | RECOD-P | 04-07-188 | 257-05-130 | NEW-P | 04-17-138 | 260-36-180 | PREP | 04-22-011 |
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| 260-48-620 | AMD-P | 04-04-048 | 260-70-630 | AMD | 04-05-095 | 284-03-070 | AMD | 04-15-157 |
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| 284-34-105 | NEW-P | 04-23-073 | 286-42-080 | NEW-P | 04-20-097 | 296-17 | PREP | 04-22-122 |
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| 296-155-617 | REP-P | 04-12-071 | 296-302-03003 | REP-P | 04-03-085 | 296-305-04501 | PREP | 04-08-090 |
| 296-155-617 | REP | 04-20-079 | 296-302-03003 | REP | 04-14-028 | 296-305-04501 | PREP | 04-1 1-062 |
| 296-155-61701 | REP-P | 04-12-071 | 296-302-035 | REP-P | 04-03-085 | 296-305-05503 | AMD-X | 04-20-080 |
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| 296-155-61705 | REP-P | 04-12-071 | 296-302-045 | REP-P | 04-03-085 | 296-307 | AMD-C | 04-21-066 |
| 296-155-61705 | REP | 04-20-079 | 296-302-045 | REP | 04-14-028 | 296-307-018 | AMD-P | 04-15-107 |
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| 296-155-61711 | REP | 04-20-079 | 296-302-05503 | REP | 04-14-028 | 296-307-03920 | AMD-P | 04-15-107 |
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| 296-155-61713 | REP | 04-20-079 | 296-302-060 | REP | 04-14-028 | 296-307-061 | AMD-P | 04-15-107 |
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Table of WAC Sections Affected

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| 296-806-46514 | NEW | 04-14-028 | 296-806-48042 | NEW | 04-14-028 | 296-809-40002 | NEW | 04-03-08 |
| 296-806-46516 | NEW-P | 04-03-085 | 296-806-48044 | NEW-P | 04-03-085 | 296-809-40004 | NEW | 04-03-08 |
| 296-806-46516 | NEW | 04-14-028 | 296-806-48044 | NEW | 04-14-028 | 296-809-500 | NEW | 04-03-08 |
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| 296-809-800 | NEW | 04-03-081 | 296-823-18050 | AMD | 04-12-070 | 296-843-18015 | NEW | 04-02-053 |
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| 296-816-100 | NEW | 04-14-026 | 296-823-18055 | AMD | 04-12-070 | 296-843-190 | NEW | 04-02-053 |
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| 296-816-200 | NEW | 04-14-026 | 296-823-200 | AMD | 04-12-070 | 296-843-200 | NEW | 04-02-053 |
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| 296-816-20005 | NEW | 04-14-026 | 296-824-40005 | AMD-X | 04-20-080 | 296-843-20010 | NEW | 04-02-053 |
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| 296-816-20010 | NEW | 04-14-026 | 296-824-70005 | AMD-X | 04-20-080 | 296-843-20020 | NEW | 04-02-053 |
| 296-816-20015 | NEW-P | 04-07-159 | 296-824-800 | AMD-X | 04-20-080 | 296-843-20025 | NEW | 04-02-053 |
| 296-816-20015 | NEW | 04-14-026 | 296-829-100 | NEW | 04-09-099 | 296-843-20030 | NEW | 04-02-053 |
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| 296-816-20020 | NEW | 04-14-026 | 296-829-20005 | NEW | 04-09-099 | 296-843-210 | NEW | 04-02-053 |
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| 296-816-300 | NEW | 04-14-026 | 296-829-300 | NEW | 04-09-099 | 296-843-220 | NEW | 04-02-053 |
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| 296-823-11010 | AMD-X | 04-07-158 | 296-829-400 | NEW | 04-09-099 | 296-843-300 | NEW | 04-02-053 |
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| 296-823-12010 | AMD-X | 04-07-158 | 296-829-40010 | NEW | 04-09-099 | 296-848-200 | NEW-P | 04-18-077 |
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| 296-823-14065 | AMD-X | 04-07-158 | 296-841-20010 | AMD | 04-18-079 | 296-848-40025 | NEW-P | 04-18-077 |
| 296-823-14065 | AMD | 04-12-070 | 296-841-20020 | AMD-X | 04-11-064 | 296-848-40030 | NEW-P | 04-18-077 |
| 296-823-15010 | AMD-X | 04-07-158 | 296-841-20020 | AMD | 04-18-079 | 296-848-40040 | NEW-P | 04-18-077 |
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| 296-823-15015 | AMD-X | 04-07-158 | 296-841-20025 | NEW | 04-18-079 | 296-848-500 | NEW-P | 04-18-077 |
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| 296-823-16005 | AMD | 04-12-070 | 296-843-120 | NEW | 04-02-053 | 296-849-11050 | NEW-P | 04-15-106 |
| 296-823-16010 | AMD-X | 04-07-158 | 296-843-12005 | NEW | 04-02-053 | 296-849-11065 | NEW-P | 04-15-106 |
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| 314-17-095 | AMD-P | 04-08-111 | 316-25-130 | AMD | 04-20-083 | 316-35-050 | AMD | 04-20-083 |
| 314-17-095 | AMD | 04-18-038 | 316-25-140 | AMD-X | 04-16-091 | 316-35-090 | AMD-X | 04-16-091 |
| 314-17-105 | AMD-P | 04-08-111 | 316-25-140 | AMD | 04-20-083 | 316-35-090 | AMD | 04-20-083 |
| 314-17-105 | AMD | 04-18-038 | 316-25-170 | AMD-X | 04-16-091 | 316-35-110 | AMD-X | 04-16-091 |
| 314-19 | PREP | 04-12-128 | 316-25-170 | AMD | 04-20-083 | 316-35-110 | AMD | 04-20-083 |
| 314-19-005 | AMD-P | 04-16-124 | 316-25-190 | AMD-X | 04-16-091 | 316-35-130 | AMD-X | 04-16-091 |
| 314-19-015 | AMD-P | 04-16-124 | 316-25-190 | AMD | 04-20-083 | 316-35-130 | AMD | 04-20-083 |
| 314-19-020 | AMD-P | 04-16-124 | 316-25-210 | AMD-X | 04-16-091 | 316-35-160 | AMD-X | 04-16-091 |
| 314-19-030 | AMD-P | 04-16-124 | 316-25-210 | AMD | 04-20-083 | 316-35-160 | AMD | 04-20-083 |
| 314-19-035 | AMD-P | 04-16-124 | 316-25-220 | AMD-X | 04-16-091 | 316-35-170 | AMD-X | 04-16-091 |
| 314-19-040 | AMD-P | 04-16-124 | 316-25-220 | AMD | 04-20-083 | 316-35-170 | AMD | 04-20-083 |
| 314-20 | PREP | 04-08-105 | 316-25-230 | AMD-X | 04-16-091 | 316-35-190 | AMD-X | 04-16-091 |
| 314-20 | PREP | 04-19-153 | 316-25-230 | AMD | 04-20-083 | 316-35-190 | AMD | 04-20-083 |
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| 314-20-020 | AMD | 04-06-007 | 316-25-250 | AMD | 04-20-083 | 316-35-210 | AMD | 04-20-083 |
| 314-20-020 | AMD-P | 04-15-161 | 316-25-270 | AMD-X | 04-16-091 | 316-35-230 | AMD-X | 04-16-091 |
| 314-20-020 | PREP | 04-19-152 | 316-25-270 | AMD | 04-20-083 | 316-35-230 | AMD | 04-20-083 |
| 314-20-030 | AMD-P | 04-15-161 | 316-25-290 | AMD-X | 04-16-091 | 316-35-250 | AMD-X | 04-16-091 |
| 314-20-030 | PREP | 04-19-152 | 316-25-290 | AMD | 04-20-083 | 316-35-250 | AMD | 04-20-083 |

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| 326-02-030 | AMD | 04-08-093 | 352-32 | PREP | 04-06-089 | 356-10-020 | AMD-P | 04-11-114 |
| 326-02.034 | AMD-P | 04-07-041 | 352-32 | PREP | 04-14-079 | 356-10-020 | AMD | 04-15-018 |
| 326-02.034 | AMD | 04-13-032 | 352-32 | PREP | 04-16-079 | 356-10-045 | AMD-P | 04-11-114 |
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| 326-02-040 | AMD | 04-08-093 | 352-32-030 | AMD-W | 04-10-076 | 356-14-010 | AMD-P | 04-11-114 |
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| 326-02-045 | AMD | 04-08-093 | 352-32-155 | AMD-P | 04-21-103 | 356-14-031 | AMD-P | 04-11-114 |
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| 326-20-125 | AMD | 04-08-074 | 356-05-477 | AMD-P | 04-11-114 | 356-30-260 | AMD-P | 04-11-114 |
| 326-20-160 | AMD-P | 04-02-043 | 356-05-477 | AMD | 04-15-018 | 356-30-260 | AMD | 04-15-018 |
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| 326-20-173 | AMD-P | 04-02-043 | 356-05-479 | AMD | 04-15-018 | 356-30-330 | AMD | 04-11-046 |
| 326-20-173 | AMD | 04-08-093 | 356-06-003 | AMD-P | 04-11-114 | 356-39-010 | AMD-P | 04-11-114 |
| 326-20-180 | AMD-P | 04-02-043 | 356-06-003 | AMD | 04-15-018 | 356-39-010 | AMD | 04-15-018 |
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| 332-44-020 | REP-X | 04-19-086 | 356-06-080 | REP | 04-15-018 | 356-46-090 | AMD | 04-15-018 |
| 332-44-030 | REP-X | 04-19-086 | 356-06-100 | AMD-P | 04-11-114 | 356-46-100 | AMD-P | 04-11-114 |
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| 356-60-020 | RECOD-P | 04-07-188 | 357-01-195 | NEW-P | 04-13-179 | 357-04-115 | NEW-P | 04-13-180 |
| 356-60-020 | AMD | 04-11-045 | 357-01-200 | NEW-P | 04-13-179 | 357-04-120 | NEW-P | 04-13-180 |
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| 356-60-060 | REP-P | 04-07-188 | 357-01-305 | NEW-P | 04-13-179 | 357-10-020 | NEW | 04-07-052 |
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| 357-16-135 | NEW-P | 04-13-183 | 357-19-250 | NEW-P | 04-13-031 | 357-22-040 | NEW-P | 04-13-185 |
| 357-16-140 | NEW-P | 04-13-183 | 357-19-255 | NEW-P | 04-13-031 | 357-22-045 | NEW-P | 04-13-185 |
| 357-16-150 | NEW-P | 04-13-183 | 357-19-260 | NEW-P | 04-13-031 | 357-25-005 | NEW-P | 04-13-186 |
| 357-16-155 | NEW-P | 04-13-183 | 357-19-265 | NEW-P | 04-13-031 | 357-25-010 | NEW-P | 04-13-186 |
| 357-16-160 | NEW-P | 04-13-183 | 357-19-270 | NEW-P | 04-13-031 | 357-25-015 | NEW-P | 04-13-186 |
| 357-16-170 | NEW-P | 04-13-183 | 357-19-280 | NEW-P | 04-13-031 | 357-25-020 | NEW-P | 04-13-186 |
| 357-16-170 | NEW-C | 04-18-122 | 357-19-285 | NEW-P | 04-13-031 | 357-25-030 | NEW-P | 04-13-186 |
| 357-16-175 | NEW-P | 04-13-183 | 357-19-290 | NEW-P | 04-13-031 | 357-25-035 | NEW-P | 04-13-186 |
| 357-16-175 | NEW-C | 04-18-122 | 357-19-295 | NEW-P | 04-13-031 | 357-25-040 | NEW-P | 04-13-186 |
| 357-16-177 | NEW-P | 04-18-121 | 357-19-297 | NEW-P | 04-13-031 | 357-25-045 | NEW-P | 04-13-186 |
| 357-16-180 | NEW-P | 04-13-183 | 357-19-305 | NEW-P | 04-13-031 | 357-25-050 | NEW-P | 04-13-186 |
| 357-16-180 | NEW-C | 04-18-122 | 357-19-310 | NEW-P | 04-13-031 | 357-25-055 | NEW-P | 04-13-186 |
| 357-16-190 | NEW-P | 04-13-183 | 357-19-315 | NEW-P | 04-13-031 | 357-26-005 | NEW-P | 04-13-187 |
| 357-16-195 | NEW-P | 04-13-183 | 357-19-320 | NEW-P | 04-13-031 | 357-26-010 | NEW-P | 04-13-187 |
| 357-16-200 | NEW-P | 04-13-183 | 357-19-325 | NEW-P | 04-13-031 | 357-26-015 | NEW-P | 04-13-187 |
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| 357-19-015 | NEW-P | 04-13-031 | 357-19-360 | NEW-P | 04-13-031 | 357-28-015 | NEW-P | 04-13-029 |
| 357-19-017 | NEW-P | 04-13-031 | 357-19-365 | NEW-P | 04-13-031 | 357-28-020 | NEW-P | 04-13-029 |
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| 357-19-025 | NEW-P | 04-13-031 | 357-19-373 | NEW-P | 04-13-031 | 357-28-030 | NEW-P | 04-13-029 |
| 357-19-030 | NEW-P | 04-13-031 | 357-19-375 | NEW-P | 04-13-031 | 357-28-035 | NEW-P | 04-13-029 |
| 357-19-040 | NEW-P | 04-13-031 | 357-19-377 | NEW-P | 04-13-031 | 357-28-040 | NEW-P | 04-13-029 |
| 357-19-045 | NEW-P | 04-13-031 | 357-19-380 | NEW-P | 04-13-031 | 357-28-045 | NEW-P | 04-13-029 |
| 357-19-050 | NEW-P | 04-13-031 | 357-19-385 | NEW-P | 04-13-031 | 357-28-050 | NEW-P | 04-13-029 |
| 357-19-060 | NEW-P | 04-13-031 | 357-19-388 | NEW-P | 04-13-031 | 357-28-055 | NEW-P | 04-13-029 |
| 357-19-065 | NEW-P | 04-13-031 | 357-19-395 | NEW-P | 04-13-031 | 357-28-060 | NEW-P | 04-13-029 |
| 357-19-070 | NEW-P | 04-13-031 | 357-19-400 | NEW-P | 04-13-031 | 357-28-065 | NEW-P | 04-13-029 |
| 357-19-075 | NEW-P | 04-13-031 | 357-19-410 | NEW-P | 04-13-031 | 357-28-070 | NEW-P | 04-13-029 |
| 357-19-080 | NEW-P | 04-13-031 | 357-19-420 | NEW-P | 04-13-031 | 357-28-075 | NEW-P | 04-13-029 |
| 357-19-085 | NEW-P | 04-13-031 | 357-19-425 | NEW-P | 04-13-031 | 357-28-080 | NEW-P | 04-13-029 |
| 357-19-090 | NEW-P | 04-13-031 | 357-19-430 | NEW-P | 04-13-031 | 357-28-090 | NEW-P | 04-13-029 |
| 357-19-095 | NEW-P | 04-13-031 | 357-19-435 | NEW-P | 04-16-113 | 357-28-095 | NEW-P | 04-13-029 |
| 357-19-100 | NEW-P | 04-13-031 | 357-19-440 | NEW-P | 04-16-113 | 357-28-100 | NEW-P | 04-13-029 |
| 357-19-105 | NEW-P | 04-13-031 | 357-19-441 | NEW-P | 04-16-113 | 357-28-110 | NEW-P | 04-13-029 |
| 357-19-110 | NEW-P | 04-13-031 | 357-19-442 | NEW-P | 04-16-113 | 357-28-115 | NEW-P | 04-13-029 |
| 357-19-115 | NEW-P | 04-13-031 | 357-19-443 | NEW-P | 04-16-113 | 357-28-120 | NEW-P | 04-13-029 |
| 357-19-117 | NEW-P | 04-13-031 | 357-19-444 | NEW-P | 04-16-113 | 357-28-125 | NEW-P | 04-13-029 |
| 357-19-120 | NEW-P | 04-13-031 | 357-19-445 | NEW-P | 04-16-113 | 357-28-130 | NEW-P | 04-13-029 |
| 357-19-135 | NEW-P | 04-13-031 | 357-19-446 | NEW-P | 04-16-113 | 357-28-135 | NEW-P | 04-13-029 |
| 357-19-140 | NEW-P | 04-13-031 | 357-19-447 | NEW-P | 04-16-113 | 357-28-140 | NEW-P | 04-13-029 |
| 357-19-145 | NEW-P | 04-13-031 | 357-19-448 | NEW-P | 04-16-113 | 357-28-145 | NEW-P | 04-13-029 |
| 357-19-155 | NEW-P | 04-13-031 | 357-19-450 | NEW-P | 04-16-113 | 357-28-150 | NEW-P | 04-13-029 |
| 357-19-160 | NEW-P | 04-13-031 | 357-19-455 | NEW-P | 04-13-031 | 357-28-155 | NEW-P | 04-13-029 |
| 357-19-165 | NEW-P | 04-13-031 | 357-19-460 | NEW-P | 04-13-031 | 357-28-160 | NEW-P | 04-13-029 |
| 35 | NEW-P | 04-13-031 | 357-19-465 | NEW-P | 04-13-031 | 357-28-165 | NEW-P | 04-13-029 |

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| 357-28-180 | NEW-P | 04-13-029 | 357-37-080 | NEW-P | 04-13-189 | 357-46-020 | NEW-P | 04-13-030 |
| 357-28-185 | NEW-P | 04-13-029 | 357-40-010 | NEW-P | 04-13-190 | 357-46-020 | NEW | 04-18-114 |
| 357-28-190 | NEW-P | 04-13-029 | 357-40-010 | NEW | 04-18-113 | 357-46-025 | NEW-P | 04-13-030 |
| 357-28-195 | NEW-P | 04-13-029 | 357-40-015 | NEW-P | 04-13-190 | 357-46-025 | NEW | 04-18-114 |
| 357-28-200 | NEW-P | 04-13-029 | 357-40-015 | NEW | 04-18-113 | 357-46-030 | NEW-P | 04-13-030 |
| 357-28-205 | NEW-P | 04-13-029 | 357-40-020 | NEW-P | 04-13-190 | 357. 46-030 | NEW | 04-18-114 |
| 357-28-210 | NEW-P | 04-13-029 | 357-40-020 | NEW | 04-18-113 | 357-46-035 | NEW-P | 04-13-030 |
| 357-28-220 | NEW-P | 04-13-029 | 357-40-025 | NEW-P | 04-13-190 | 357-46-035 | NEW | 04-18-114 |
| 357-28-225 | NEW-P | .04-13-029 | 357-40-025 | NEW | 04-18-113 | 357-46-040 | NEW-P | 04-13-030 |
| 357-28-230 | NEW-P | 04-13-029 | 357-40-030 | NEW-P | 04-13-190 | 357-46-040 | NEW | 04-18-1 14 |
| 357-28-235 | NEW-P | 04-13-029 | 357-40-030 | NEW | 04-18-113 | 357-46-045 | NEW-P | 04-13-030 |
| 357-28-240 | NEW-P | 04-13-029 | 357-40-035 | NEW-P | 04-13-190 | 357-46-045 | NEW | 04-18-114 |
| 357-28-245 | NEW-P | 04-13-029 | 357-40-035 | NEW | 04-18-113 | 357-46-050 | NEW-P | 04-13-030 |
| 357-28-250 | NEW-P | 04-13-029 | 357-40-040 | NEW-P | 04-13-190 | 357-46-050 | NEW | 04-18-114 |
| 357-28-252 | NEW-P | 04-13-029 | 357-40-040 | NEW | 04-18-113 | 357-46-060 | NEW-P | 04-13-030 |
| 357-28-255 | NEW-P | 04-13-029 | 357-40-045 | NEW-P | 04-13-190 | 357-46-060 | NEW | 04-18-1 14 |
| 357-28-260 | NEW-P | 04-13-029 | 357-40-045 | NEW | 04-18-113 | 357. 46-070 | NEW-P | 04-13-030 |
| 357-28-265 | NEW-P | 04-13-029 | 357-40-050 | NEW-P | 04-13-190 | 357-46-070 | NEW | 04-18-114 |
| 357-28-275 | NEW-P | 04-13-029 | 357-40-050 | NEW-W | 04-18-115 | 357-46-075 | NEW-P | 04-13-030 |
| 357-28-280 | NEW-P | 04-13-029 | 357-40-055 | NEW-P | 04-13-190 | 357-46-075 | NEW | 04-18-114 |
| 357-28-285 | NEW-P | 04-13-029 | 357-40-055 | NEW-W | 04-18-115 | 357-46-080 | NEW-P | 04-13-030 |
| 357-28-295 | NEW-P | 04-13-029 | 357-40-060 | NEW-P | 04-13-190 | 357-46-080 | NEW | 04-18-114 |
| 357-28-300 | NEW-P | 04-13-029 | 357-40-060 | NEW-W | 04-18-115 | 357-46-085 | NEW-P | 04-13-030 |
| 357-28-310 | NEW-P | 04-13-029 | 357-40-065 | NEW-P | 04-13-190 | 357-46-085 | NEW | 04-18-114 |
| 357-28-315 | NEW-P | 04-13-029 | 357-40-065 | NEW-W | 04-18-115 | 357-46-090 | NEW-P | 04-13-030 |
| 357-28-325 | NEW-P | 04-13-029 | 357-43-001 | NEW-P | 04-13-191 | 357-46-090 | NEW | 04-18-114 |
| 357-34-005 | NEW-P | 04-13-188 | 357-43-005 | NEW-P | 04-13-191 | 357-46-095 | NEW-P | 04-13-030 |
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| 357-34-015 | NEW-P | 04-13-188 | 357-43-008 | NEW-P | 04-20-113 | 357-46-100 | NEW-P | 04-13-030 |
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| 357-34-025 | NEW-P | 04-13-188 | 357-43-015 | NEW-P | 04-13-191 | 357-46-105 | NEW-P | 04-13-030 |
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| 357-34-055 | NEW-P | 04-12-087 | 357-43-040 | NEW-P | 04-13-191 | 357-46-115 | NEW | 04-18-114 |
| 357-34-055 | NEW | 04-15-015 | 357-43-045 | NEW-P | 04-13-191 | 357-46-120 | NEW-P | 04-13-030 |
| 357-34-060 | NEW-P | 04-13-188 | 357-43-050 | NEW-P | 04-13-191 | 357-46-120 | NEW | 04-18-114 |
| 357-34-065 | NEW-P | 04-13-188 | 357-43-055 | NEW-P | 04-13-191 | 357-46-125 | NEW-P | 04-13-030 |
| 357-34-070 | NEW-P | 04-12-087 | 357-43-060 | NEW-P | 04-13-191 | 357-46-125 | NEW | 04-18-114 |
| 357-34-070 | NEW | 04-15-015 | 357-43-065 | NEW-P | 04-13-191 | 357-46-130 | NEW-P | 04-13-030 |
| 357-34-075 | NEW-P | 04-12-087 | 357-43-070 | NEW-P | 04-13-191 | 357-46-130 | NEW | 04-18-114 |
| 357-34-075 | NEW | 04-15-015 | 357-43-075 | NEW-P | 04-13-191 | 357-46-135 | NEW-P | 04-13-030 |
| 357-34-080 | NEW-P | 04-12-087 | 357-43-080 | NEW-P | 04-13-191 | 357-46-135 | NEW | 04-18-114 |
| 357-34-080 | NEW-W | 04-15-014 | 357-43-085 | NEW-P | 04-13-191 | 357-46-140 | NEW-P | 04-13-030 |
| 357-34-085 | NEW-P | 04-12-087 | 357-43-090 | NEW-P | 04-13-191 | 357-46-140 | NEW-S | 04-18-125 |
| 357-34-085 | NEW | 04-15-015 | 357-43-090 | NEW-W | 04-18-117 | 357-46-145 | NEW-P | 04-13-030 |
| 357-34-090 | NEW-P | 04-13-188 | 357-43-095 | NEW-P | 04-13-191 | 357-46-145 | NEW | 04-18-114 |
| 357-37-010 | NEW-P | 04-13-189 | 357-43-095 | NEW-C | 04-18-123 | 357-46-147 | NEW-P | 04-18-120 |
| 357-37-015 | NEW-P | 04-13-189 | 357-43-100 | NEW-P | 04-13-191 | 357-46-150 | NEW-P | 04-13-030 |
| 357-37-020 | NEW-P | 04-13-189 | 357-43-100 | NEW-C | 04-18-123 | 357-46-150 | NEW | 04-18-114 |
| 357-37-025 | NEW-P | 04-13-189 | 357-43-105 | NEW-P | 04-13-191 | 357. 46-155 | NEW-P | 04-13-030 |
| 357-37-030 | NEW-P | 04-13-189 | 357-43-110 | NEW-P | 04-13-191 | 357. 46-155 | NEW | 04-18-114 |
| 357-37-035 | NEW-P | 04-13-189 | 357-43-115 | NEW-P | 04-13-191 | 357-46-160 | NEW-P | 04-13-030 |
| 357-37-040 | NEW-P | 04-13-189 | 357-46-005 | NEW-P | 04-13-030 | 357-46-160 | NEW | 04-18-114 |
| 357-37-045 | NEW-P | 04-13-189 | 357-46-005 | NEW | 04-18-114 | 357-46-165 | NEW-P | 04-13-030 |
| 357-37-050 | NEW-P | 04-13-189 | 357-46-010 | NEW-P | 04-13-030 | 357-46-165 | NEW | 04-18-114 |
| 357-37-055 | NEW-P | 04-13-189 | 357-46-010 | NEW | 04-18-114 | 357-46-170 | NEW-P | 04-13-030 |
| 357-37-060 | NEW-P | 04-13-189 | 357-46-010 | AMD-P | 04-20-114 | 357-46-170 | NEW | 04-18-114 |
| 357-37-065 | NEW-P | 04-13-189 | 357-46-012 | NEW-P | 04-20-114 | 357-46-175 | NEW-P | 04-13-030 |
| 357-37-070 | NEW-P | 04-13-189 | 357-46-015 | NEW-P | 04-13-030 | 357-46-175 | NEW | 04-18-114 |

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| 357-46-185 | NEW-P | 04-13-030 | 357-52-210 | NEW-P | 04-18-118 | 365-230-170 | NEW-P | 04-05-062 |
| 357-46-185 | NEW | 04-18-114 | 357-52-215 | NEW-P | 04-18-118 | 365-230-170 | NEW | 04-10-037 |
| 357-46-190 | NEW-P | 04-13-030 | 357-52-220 | NEW-P | 04-18-118 | 365-230-180 | NEW-P | 04-05-062 |
| 357-46-190 | NEW | 04-18-114 | 357-52-225 | NEW-P | 04-18-118 | 365-230-180 | NEW | 04-10-037 |
| 357-46-195 | NEW-P | 04-13-030 | 357-52-230 | NEW-P | 04-18-118 | 365-230-190 | NEW-P | 04-05-062 |
| 357-46-195 | NEW | 04-18-114 | 357-52-235 | NEW-P | 04-18-118 | 365-230-190 | NEW | 04-10-037 |
| 357-46-200 | NEW-P | 04-13-030 | 357-52-240 | NEW-P | 04-18-118 | 365-230-200 | NEW-P | 04-05-062 |
| 357-46-200 | NEW | 04-18-114 | 357-52-245 | NEW-P | 04-18-118 | 365-230-200 | NEW | 04-10-037 |
| 357-46-205 | NEW-P | 04-13-030 | 357-52-250 | NEW-P | 04-18-118 | 365-230-210 | NEW-P | 04-05-062 |
| 357-46-205 | NEW | 04-18-114 | 357-52-255 | NEW-P | 04-18-118 | 365-230-210 | NEW | 04-10-037 |
| 357-46-210 | NEW | 04-18-114 | 357-52-260 | NEW-P | 04-18-118 | 365-230-220 | NEW-P | 04-05-062 |
| 357-46-215 | NEW | 04-18-114 | 357-52-265 | NEW-P | 04-18-118 | 365-230-220 | NEW | 04-10-037 |
| 357-46-220 | NEW | 04-18-114 | 363-116-070 | AMD-P | 04-10-030 | 365-230-230 | NEW-P | 04-05-062 |
| 357-46-225 | NEW | 04-18-114 | 363-116-070 | AMD | 04-14-017 | 365-230-230 | NEW | 04-10-037 |
| 357-49-010 | NEW-P | 04-13-192 | 363-116-082 | AMD-E | 04-23-048 | 365-230-240 | NEW-P | 04-05-062 |
| 357-49-010 | NEW-S | 04-18-127 | 363-116-185 | AMD-P | 04-10-031 | 365-230-240 | NEW | 04-10-037 |
| 357-49-015 | NEW-P | 04-13-192 | 363-116-185 | AMD | 04-14-018 | 365-230-250 | NEW-P | 04-05-062 |
| 357-49-015 | NEW-C | 04-18-126 | 363-116-300 | AMD-P | 04-08-008 | 365-230-250 | NEW | 04-10-037 |
| 357-49-020 | NEW-P | 04-13-192 | 363-116-300 | AMD | 04-12-014 | 365-230-260 | NEW-P | 04-05-062 |
| 357-49-020 | NEW-C | 04-18-126 | 365-110-035 | AMD-X | 04-17-139 | 365-230-260 | NEW | 04-10-037 |
| 357-52-005 | NEW-P | 04-18-119 | 365-230-010 | NEW-P | 04-05-062 | 365-230-270 | NEW-P | 04-05-062 |
| 357-52-010 | NEW-P | 04-18-119 | 365-230-010 | NEW | 04-10-037 | 365-230-270 | NEW | 04-10-037 |
| 357-52-015 | NEW-P | 04-18-119 | 365-230-015 | NEW-P | 04-05-062 | 371-08 | PREP | 04-15-009 |
| 357-52-020 | NEW-P | 04-18-119 | 365-230-015 | NEW | 04-10-037 | 371-08-305 | AMD-E | 04-15-010 |
| 357-52-025 | NEW-P | 04-18-119 | 365-230-016 | NEW-P | 04-05-062 | 371-08-306 | NEW | 04-03-001 |
| 357-52-030 | NEW-P | 04-18-119 | 365-230-016 | NEW | 04-10-037 | 371-08-315 | AMD | 04-03-001 |
| 357-52-035 | NEW-P | 04-18-119 | 365-230-020 | NEW-P | 04-05-062 | 371-08-335 | AMD-E | 04-15-010 |
| 357-52-040 | NEW-P | 04-18-119 | 365-230-020 | NEW | 04-10-037 | 388-02-0215 | AMD-E | 04-07-090 |
| 357-52-045 | NEW-P | 04-18-119 | 365-230-030 | NEW-P | 04-05-062 | 388-02-0215 | AMD-E | 04-15-056 |
| 357-52-050 | NEW-P | 04-18-119 | 365-230-030 | NEW | 04-10-037 | 388-02-0215 | AMD-P | 04-20-042 |
| 357-52-055 | NEW-P | 04-18-119 | 365-230-035 | NEW-P | 04-05-062 | 388-11-032 | PREP-W | 04-07-112 |
| 357-52-060 | NEW-P | 04-18-119 | 365-230-035 | NEW | 04-10-037 | 388-11-045 | PREP-W | 04-07-112 |
| 357-52-065 | NEW-P | 04-18-119 | 365-230-040 | NEW-P | 04-05-062 | 388-11-048 | PREP-W | 04-07-112 |
| 357-52-070 | NEW-P | 04-18-119 | 365-230-040 | NEW | 04-10-037 | 388-11-205 | PREP-W | 04-07-112 |
| 357-52-075 | NEW-P | 04-18-119 | 365-230-050 | NEW-P | 04-05-062 | 388-14-045 | PREP-W | 04-07-112 |
| 357-52-077 | NEW-P | 04-18-119 | 365-230-050 | NEW | 04-10-037 | 388-14-450 | PREP-W | 04-07-112 |
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| 357-52-085 | NEW-P | 04-18-119 | 365-230-060 | NEW | 04-10-037 | 388-14A | PREP | 04-19-129 |
| 357-52-090 | NEW-P | 04-18-119 | 365-230-070 | NEW-P | 04-05-062 | 388-14A-1020 | PREP | 04-06-053 |
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| 357-52-100 | NEW-P | 04-18-118 | 365-230-080 | NEW-P | 04-05-062 | 388-14A-1020 | PREP | 04-09-036 |
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| 357-52-110 | NEW-P | 04-18-118 | 365-230-090 | NEW-P | 04-05-062 | 388-14A-1020 | AMD-E | 04-14-054 |
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| 357-52-125 | NEW-P | 04-18-118 | 365-230-100 | NEW | 04-10-037 | 388-14A-3350 | PREP | 04-19-130 |
| 357-52-130 | NEW-P | 04-18-118 | 365-230-110 | NEW-P | 04-05-062 | 388-14A-3370 | PREP | 04-09-036 |
| 357-52-135 | NEW-P | 04-18-118 | 365-230-110 | NEW | 04-10-037 | 388-14A-3600 | PREP | 04-09-036 |
| 357-52-140 | NEW-P | 04-18-118 | 365-230-120 | NEW-P | 04-05-062 | 388-14A-3810 | PREP | 04-06-053 |
| 357-52-145 | NEW-P | 04-18-118 | 365-230-120 | NEW | 04-10-037 | 388-14A-3810 | PREP | 04-09-036 |
| 357-52-150 | NEW-P | 04-18-118 | 365-230-130 | NEW-P | 04-05-062 | 388-14A-4040 | AMD-E | 04-07-057 |
| 357-52-155 | NEW-P | 04-18-118 | 365-230-130 | NEW | 04-10-037 | 388-14A-4040 | AMD-P | 04-13-139 |
| 357-52-160 | NEW-P | 04-18-118 | 365-230-132 | NEW-P | 04-05-062 | 388-14A-4040 | AMD-E | 04-14-054 |
| 357-52-165 | NEW-P | 04-18-118 | 365-230-132 | NEW | 04-10-037 | 388-14A-4040 | AMD | 04-17-119 |
| 357-52-170 | NEW-P | 04-18-118 | 365-230-134 | NEW-P | 04-05-062 | 388-14A-4100 | PREP-W | 04-07-022 |
| 357-52-175 | NEW-P | 04-18-118 | 365-230-134 | NEW | 04-10-037 | 388-14A-4100 | AMD-E | 04-07-057 |
| 357-52-180 | NEW-P | 04-18-118 | 365-230-140 | NEW-P | 04-05-062 | 388-14A-4100 | PREP | 04-07-062 |
| 357-52-185 | NEW-P | 04-18-118 | 365-230-140 | NEW | 04-10-037 | 388-14A-4100 | AMD-P | 04-13-139 |
| 357-52-190 | NEW-P | 04-18-118 | 365-230-150 | NEW-P | 04-05-062 | 388-14A-4100 | AMD-E | 04-14-054 |
| 357-52-195 | NEW-P | 04-18-118 | 365-230-150 | NEW | 04-10-037 | 388-14A-4100 | AMD | 04-17-119 |

Table of WAC Sections Affected

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| 388-14A-4110 | AMD-E | 04-07-057 | 388-14A-4160 | NEW-E | 04-07-057 | 388-27-0135 | AMD | 04-06-024 |
| 388-14A-4110 | PREP | 04-07-062 | 388-14A-4160 | NEW-P | 04-13-139 | 388-27-0155 | AMD-E | 04-03-018 |
| 388-14A-4110 | AMD-P | 04-13-139 | 388-14A-4160 | NEW-E | 04-14-054 | 388-27-0155 | AMD | 04-06-024 |
| 388-14A-4110 | AMD-E | 04-14-054 | 388-14A-4160 | NEW | 04-17-119 | 388-27-0160 | AMD-E | 04-03-018 |
| 388-14A-4110 | AMD | 04-17-119 | 388-14A-4165 | NEW-E | 04-07-057 | 388-27-0160 | AMD | 04-06-024 |
| 388-14A-4119 | NEW-E | 04-20-001 | 388-14A-4165 | NEW-P | 04-13-139 | 388-27-0165 | AMD-E | 04-03-018 |
| 388-14A-4120 | PREP-W | 04-07-022 | 388-14A-4165 | NEW-E | 04-14-054 | 388-27-0165 | AMD | 04-06-024 |
| 388-14A-4120 | AMD-E | 04-07-057 | 388-14A-4165 | NEW | 04-17-119 | 388-27-0175 | AMD-E | 04-03-018 |
| 388-14A-4120 | PREP | 04-07-062 | 388-14A-4170 | NEW-E | 04-07-057 | 388-27-0175 | AMD | 04-06-024 |
| 388-14A-4120 | AMD-P | 04-13-139 | 388-14A-4170 | NEW-P | 04-13-139 | 388-27-0190 | AMD-E | 04-03-018 |
| 388-14A-4120 | AMD-E | 04-14-054 | 388-14A-4170 | NEW-E | 04-14-054 | 388-27-0190 | AMD | 04-06-024 |
| 388-14A-4120 | AMD | 04-17-119 | 388-14A-4170 | NEW | 04-17-119 | 388-27-0195 | AMD-E | 04-03-018 |
| 388-14A-4121 | NEW-E | 04-07-057 | 388-14A-4175 | NEW-E | 04-07-057 | 388-27-0195 | AMD | 04-06-024 |
| 388-14A-4121 | NEW-P | 04-13-139 | 388-14A-4175 | NEW-P | 04-13-139 | 388-27-0200 | AMD-E | 04-03-018 |
| 388-14A-4121 | NEW-E | 04-14-054 | 388-14A-4175 | NEW-E | 04-14-054 | 388-27-0200 | AMD | 04-06-024 |
| 388-14A-4121 | NEW | 04-17-119 | 388-14A-4175 | NEW | 04-17-119 | 388-27-0210 | AMD-E | 04-03-018 |
| 388-14A-4122 | NEW-E | 04-07-057 | 388-14A-4180 | NEW-E | 04-20-001 | 388-27-0210 | AMD | 04-06-024 |
| 388-14A-4122 | NEW-P | 04-13-139 | 388-14A-5000 | PREP | 04-07-166 | 388-27-0215 | AMD-E | 04-03-018 |
| 388-14A-4122 | NEW-E | 04-14-054 | 388-14A-5001 | PREP | 04-08-069 | 388-27-0215 | AMD | 04-06-024 |
| 388-14A-4122 | NEW | 04-17-119 | 388-14A-6300 | PREP | 04-09-036 | 388-27-0220 | AMD-E | 04-03-018 |
| 388-14A-4123 | NEW-E | 04-07-057 | 388-14A-6300 | PREP | 04-19-099 | 388-27-0220 | AMD | 04-06-024 |
| 388-14A-4123 | NEW-P | 04-13-139 | 388-14A-8100 | PREP | 04-23-037 | 388-27-0225 | REP-E | 04-03-018 |
| 388-14A-4123 | NEW-E | 04-14-054 | 388-14A-8100 | AMD-E | 04-23-055 | 388-27-0225 | REP | 04-06-024 |
| 388-14A-4123 | NEW | 04-17-119 | 388-25 | PREP | 04-07-059 | 388-27-0230 | AMD-E | 04-03-018 |
| 388-14A-4124 | NEW-E | 04-07-057 | 388-25-0225 | PREP | 04-08-068 | 388-27-0230 | AMD | 04-06-024 |
| 388-14A-4124 | NEW-P | 04-13-139 | 388-25-0225 | AMD-E | 04-15-082 | 388. 27-0235 | REP-E | 04-03-018 |
| 388-14A-4124 | NEW-E | 04-14-054 | 388-25-0225 | AMD-E | 04-23-038 | 388-27-0235 | REP | 04-06-024 |
| 388-14A-4124 | NEW | 04-17-119 | 388-25-0226 | PREP | 04-08-068 | 388-27-0240 | REP-E | 04-03-018 |
| 388-14A-4125 | NEW-E | 04-07-057 | 388-25-0226 | NEW-E | 04-15-082 | 388-27-0240 | REP | 04-06-024 |
| 388-14A-4125 | NEW-P | 04-13-139 | 388-25-0226 | NEW-E | 04-23-038 | 388-27-0245 | REP-E | 04-03-018 |
| 388-14A-4125 | NEW-E | 04-14-054 | 388-25-0227 | NEW-E | 04-15-082 | 388-27-0245 | REP | 04-06-024 |
| 388-14A-4125 | NEW | 04-17-119 | 388-25-0227 | NEW-E | 04-23-038 | 388-27-0270 | REP-E | 04-03-018 |
| 388-14A-4126 | NEW-E | 04-07-057 | 388-25-0228 | NEW-E | 04-15-082 | 388-27-0270 | REP | 04-06-024 |
| 388-14A-4126 | NEW-P | 04-13-139 | 388-25-0228 | NEW-E | 04-23-038 | 388-61-001 | AMD-P | 04-16-105 |
| 388-14A-4126 | NEW-E | 04-14-054 | 388-25-0229 | NEW-E | 04-23-038 | 388-61-001 | AMD | 04-21-028 |
| 388-14A-4126 | NEW | 04-17-119 | 388-25-0230 | PREP | 04-08-068 | 388-71 | PREP | 04-19-100 |
| 388-14A-4130 | PREP-W | 04-07-022 | 388-25-0230 | REP-E | 04-15-082 | 388-71-0100 | AMD-P | 04-13-138 |
| 388-14A-4130 | AMD-E | 04-07-057 | 388-25-0230 | REP-E | 04-23-038 | 388-71-0100 | AMD | 04-19-136 |
| 388-14A-4130 | PREP | 04-07-062 | 388-25-0231 | NEW-E | 04-23-038 | 388-71-0105 | AMD-E | 04-06-039 |
| 388-14A-4130 | AMD-P | 04-13-139 | 388-25-1000 | NEW-E | 04-07-091 | 388-71-0105 | AMD-P | 04-13-138 |
| 388-14A-4130 | AMD-E | 04-14-054 | 388-25-1000 | NEW-E | 04-15-055 | 388-71-0105 | AMD-E | 04-14-013 |
| 388-14A-4130 | AMD | 04-17-119 | 388-25-1000 | NEW-E | 04-23-024 | 388-71-0105 | AMD | 04-19-136 |
| 388-14A-4135 | NEW-E | 04-07-057 | 388-25-1010 | NEW-E | 04-07-091 | 388-71-0110 | AMD-P | 04-13-138 |
| 388-14A-4135 | NEW-P | 04-13-139 | 388-25-1010 | NEW-E | 04-15-055 | 388-71-0110 | AMD | 04-19-136 |
| 388-14A-4135 | NEW-E | 04-14-054 | 388-25-1010 | NEW-E | 04-23-024 | 388-71-0115 | AMD-P | 04-13-138 |
| 388-14A-4135 | NEW | 04-17-119 | 388-25-1020 | NEW-E | 04-07-091 | 388-71-0115 | AMD | 04-19-136 |
| 388-14A-4140 | NEW-E | 04-07-057 | 388-25-1020 | NEW-E | 04-15-055 | 388-71-0116 | NEW-E | 04-06-039 |
| 388-14A-4140 | NEW-P | 04-13-139 | 388-25-1020 | NEW-E | 04-23-024 | 388-71-0116 | NEW-E | 04-14-013 |
| 388-14A-4140 | NEW-E | 04-14-054 | 388-25-1030 | NEW-E | 04-07-091 | 388-71-0120 | REP-P | 04-13-138 |
| 388-14A-4140 | NEW | 04-17-119 | 388-25-1030 | NEW-E | 04-15-055 | 388-71-0120 | REP | 04-19-136 |
| 88-14A-4143 | NEW-E | 04-07-057 | 388-25-1030 | NEW-E | 04-23-024 | 388-71-01205 | NEW-P | 04-13-138 |
| 88-14A-4143 | NEW-P | 04-13-139 | 388-25-1040 | NEW-E | 04-07-091 | 388-71-01205 | NEW | 04-19-136 |
| 888-14A-4143 | NEW-E | 04-14-054 | 388-25-1040 | NEW-E | 04-15-055 | 388-71-0121 | NEW-P | 04-13-138 |
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| 888-14A-4145 | NEW-E | 04-14-054 | 388-25-1050 | NEW-E | 04-23-024 | 388-71-01215 | NEW-P | 04-13-138 |
| 888-14A-4145 | NEW | 04-17-119 | 388-27-0120 | AMD-E | 04-03-018 | 388-71-01215 | NEW | 04-19-136 |
| 88-14A-4150 | NEW-E | 04-07-057 | 388-27-0120 | AMD | 04-06-024 | 388-71-01220 | NEW-P | 04-13-138 |
| 888-14A-4150 | NEW-P | 04-13-139 | 388-27-0130 | AMD-E | 04-03-018 | 388-71-01220 | NEW | 04-19-136 |
| 88-14A-4150 | NEW-E | 04-14-054 | 388-27-0130 | AMD | 04-06-024 | 388-71-01225 | NEW-P | 04-13-138 |

Table of WAC Sections Affected

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Table of WAC Sections Affected

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| 388-72A-0065 | AMD | 04-19-103 | 388-72A-0095 | AMD-P | 04-14-099 | 388-78A-0240 | REP-P | 04-11-116 |
| 388-72A-0069 | NEW-E | 04-09-094 | 388-72A-0095 | AMD-E | 04-15-013 | 388-78A-0240 | REP | 04-16-065 |
| 388-72A-0069 | NEW-P | 04-14-099 | 388-72A-0095 | AMD | 04-19-103 | 388-78A-0250 | REP-P | 04-11-116 |
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| 388-72A-0069 | NEW | 04-19-103 | 388-72A-0100 | AMD-P | 04-10-101 | 388-78A-0260 | REP-P | 04-11-116 |
| 388-72A-0070 | AMD-E | 04-09-094 | 388-72A-0100 | AMD | 04-16-029 | 388-78A-0260 | REP | 04-16-065 |
| 388-72A-0070 | AMD-P | 04-14-099 | 388-72A-01 15 | NEW-E | 04-09-094 | 388-78A-0270 | REP-P | 04-11-116 |
| 388-72A-0070 | AMD-E | 04-15-013 | 388-72A-0115 | NEW-P | 04-14-099 | 388-78A-0270 | REP | 04-16-065 |
| 388-72A-0070 | AMD | 04-19-103 | 388-72A-0115 | NEW-E | 04-15-013 | 388-78A-0280 | REP-P | 04-11-116 |
| 388-72A-0075 | REP-E | 04-09-094 | 388-72A-0115 | NEW | 04-19-103 | 388-78A-0280 | REP | 04-16-065 |
| 388-72A-0075 | REP-P | 04-14-099 | 388-72A-0120 | NEW-P | 04-14-099 | 388-78A-0290 | REP-P | 04-11-116 |
| 388-72A-0075 | REP-E | 04-15-013 | 388-72A-0120 | NEW-E | 04-15-013 | 388-78A-0290 | REP | 04-16-065 |
| 388-72A-0075 | REP | 04-19-103 | 388-72A-0120 | NEW | 04-19-103 | 388-78A-0300 | REP-P | 04-11-116 |
| 388-72A-0080 | AMD-E | 04-09-094 | 388.78A | PREP | 04-06-072 | 388-78A-0300 | REP | 04-16-065 |
| 388-72A-0080 | AMD-P | 04-14-099 | 388-78A | PREP | 04-07-189 | 388-78A-0310 | REP-P | 04-11-116 |
| 388-72A-0080 | AMD-E | 04-15-013 | 388-78A | PREP-W | 04-08-034 | 388-78A-0310 | REP | 04-16-065 |
| 388-72A-0080 | AMD | 04-19-103 | 388-78A-0010 | REP-P | 04-11-116 | 388-78A-0320 | REP-P | 04-11-116 |
| 388-72A-0081 | NEW-E | 04-09-094 | 388-78A-0010 | REP | 04-16-065 | 388-78A-0320 | REP | 04-16-065 |
| 388-72A-0081 | NEW-P | 04-14-099 | 388-78A-0020 | REP-P | 04-11-116 | 388-78A-0330 | REP-P | 04-11-116 |
| 388-72A-0081 | NEW-E | 04-15-013 | 388-78A-0020 | REP | 04-16-065 | 388-78A-0330 | REP | 04-16-065 |
| 388-72A-0081 | NEW | 04-19-103 | 388-78A-0030 | REP-P | 04-11-116 | 388-78A-0340 | REP-P | 04-11-116 |
| 388-72A-0082 | NEW-E | 04-09-094 | 388-78A-0030 | REP | 04-16-065 | 388-78A-0340 | REP | 04-16-065 |
| 388-72A-0082 | NEW-P | 04-14-099 | 388-78A-0040 | REP-P | 04-11-116 | 388-78A-0350 | REP-P | 04-11-116 |
| 388-72A-0082 | NEW-E | 04-15-013 | 388-78A-0040 | REP | 04-16-065 | 388-78A-0350 | REP | 04-16-065 |
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| 388-72A-0083 | NEW-E | 04-09-094 | 388-78A-0050 | REP | 04-16-065 | 388-78A-0360 | REP | 04-16-065 |
| 388-72A-0083 | NEW-P | 04-14-099 | 388-78A-0060 | REP-P | 04-11-116 | 388-78A-0370 | REP-P | 04-11-116 |
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| 388-72A-0084 ${ }^{\text { }}$ | NEW-E | 04-09-094 | 388-78A-0070 | REP | 04-16-065 | 388-78A-0380 | REP | 04-16-065 |
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| 388-72A-0085 | AMD-P | 04-14-099 | 388-78A-0100 | REP-P | 04-11-116 | 388-78A-0410 | REP-P | 04-11-116 |
| 388-72A-0085 | AMD-E | 04-15-013 | 388-78A-0100 | REP | 04-16-065 | 388-78A-0410 | REP | 04-16-065 |
| 388-72A-0085 | AMD | 04-19-103 | 388-78A-0110 | REP-P | 04-11-116 | 388-78A-0420 | REP-P | 04-11-116 |
| 388-72A-0086 | NEW-E | 04-09-094 | 388-78A-0110 | REP | 04-16-065 | 388-78A-0420 | REP | 04-16-065 |
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| 388-72A-0086 | NEW-S | 04-11-086 | 388-78A-0130 | REP-P | 04-11-116 | 388-78A-0440 | REP-P | 04-11-116 |
| 388-72A-0086 | NEW-W | 04-14-096 | 388-78A-0130 | REP | 04-16-065 | 388-78A-0440 | REP | 04-16-065 |
| 388-72A-0086 | NEW-P | 04-14-099 | 388-78A-0140 | REP-P | 04-11-116 | 388-78A-0450 | REP-P | 04-11-116 |
| 388-72A-0086 | NEW-E | 04-15-013 | 388-78A-0140 | REP | 04-16-065 | 388-78A-0450 | REP | 04-16-065 |
| 388-72A-0086 | NEW | 04-19-103 | 388-78A-0150 | REP-P | 04-11-116 | 388-78A-0460 | REP-P | 04-11-116 |
| 388-72A-0087 | NEW-E | 04-09-094 | 388-78A-0150 | REP | 04-16-065 | 388.78A-0460 | REP | 04-16-065 |
| 388-72A-0087 | NEW-P | 04-14-099 | 388-78A-0160 | REP-P | 04-11-116 | 388-78A-0470 | REP-P | 04-11-116 |
| 388-72A-0087 | NEW-E | 04-15-013 | 388-78A-0160 | REP | 04-16-065 | 388-78A-0470 | REP | 04-16-065 |
| 388-72A-0087 | NEW | 04-19-103 | 388-78A-0170 | REP-P | 04-11-116 | 388-78A-0480 | REP-P | 04-11-116 |
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| 388-72A-0090 | AMD-P | 04-14-099 | 388-78A-0180 | REP-P | 04-11-116 | 388-78A-0490 | REP-P | 04-11-116 |
| 388-72A-0090 | AMD-E | 04-15-013 | 388-78A-0180 | REP | 04-16-065 | 388-78A-0490 | REP | 04-16-065 |
| 388-72A-0090 | AMD | 04-19-103 | 388-78A-0190 | REP-P | 04-11-116 | 388-78A-0500 | REP-P | 04-11-116 |
| 388-72A-0092 | NEW-E | 04-09-094 | 388-78A-0190 | REP | 04-16-065 | 388-78A-0500 | REP | 04-16-065 |
| 388-72A-0092 | NEW-P | 04-14-099 | 388-78A-0200 | REP-P | 04-11-116 | 388-78A-0510 | REP-P | 04-11-116 |
| 388-72A-0092 | NEW-E | 04-15-013 | 388-78A-0200 | REP | 04-16-065 | 388-78A-0510 | REP | 04-16-065 |
| 388-72A-0092. | NEW | 04-19-103 | 388-78A-0210 | REP-P | 04-11-116 | 388-78A-0520 | REP-P | 04-11-116 |
| 388-72A-0095 | AMD-E | 04-09-094 | 388-78A-0210 | REP | 04-16-065 | 388-78A-0520 | REP | 04-16-065 |
| 388-72A-0095 | AMD-P | 04-10-097 | 388-78A-0220 | REP-P | 04-11-116 | 388-78A-0530 | REP-P | 04-11-116 |
| 388-72A-0095 | AMD-W | 04-11-082 | 388-78A-0220 | REP | 04-16-065 | 388-78A-0530 | REP | 04-16-065 |
| 388-72A-0095 | AMD-S | 04-11-086 | 388-78A-0230 | REP-P | 04-11-116 | 388-78A-0540 | REP-P | 04-11-116 |

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| 388-78A-0550 | REP-P | 04-11-116 | 388-78A-0840 | REP-P | 04-11-116 | 388-78A-1150 | REP-P | 04-11-116 |
| 388-78A-0550 | REP | 04-16-065 | 388-78A-0840 | REP | 04-16-065 | 388-78A-1150 | REP | 04-16-065 |
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| 388-78A-0560 | REP | 04-16-065 | 388.78A-0850 | REP | 04-16-065 | 388. 78A-1160 | REP | 04-16-065 |
| 388-78A-0570 | REP-P | 04-11-116 | 388-78A-0860 | REP-P | 04-11-116 | 388-78A-1170 | REP-P | 04-11-116 |
| 388-78A-0570 | REP | 04-16-065 | 388-78A-0860 | REP | 04-16-065 | 388-78A-1170 | REP | 04-16-065 |
| 388-78A-0580 | REP-P | 04-11-116 | 388-78A-0870 | REP-P | 04-11-116 | 388. 78A-1180 | REP-P | 04-11-116 |
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| 388-78A-0590 | REP-P | 04-11-116 | 388-78A-0880 | REP-P | 04-11-116 | 388-78A-1190 | REP-P | 04-11-116 |
| 388.78A-0590 | REP | 04-16-065 | 388-78A-0880 | REP | 04-16-065 | 388-78A-1190 | REP | 04-16-065 |
| 388. 78A-0600 | REP-P | 04-11-116 | 388-78A-0890 | REP-P | 04-11-116 | 388-78A-1200 | REP-P | 04-11-116 |
| $388-78 \mathrm{~A}-0600$ | REP | 04-16-065 | 388.78A-0890 | REP | 04-16-065 | 388-78A-1200 | REP | 04-16-065 |
| 388.78A-0605 | REP-P | 04-11-116 | 388-78A-0900 | REP-P | 04-11-116 | 388-78A-1210 | REP-P | 04-11-116 |
| 388-78A-0605 | REP | 04-16-065 | 388. 78A-0900 | REP | 04-16-065 | 388-78A-1210 | REP | 04-16-065 |
| 388-78A-0610 | REP-P | 04-11-116 | 388.78A-0910 | REP-P | 04-11-116 | 388-78A-1220 | REP-P | 04-11-116 |
| 388-78A-0610 | REP | 04-16-065 | 388-78A-0910 | REP | 04-16-065 | 388-78A-1220 | REP | 04-16-065 |
| 388-78A-0620 | REP-P | 04-11-116 | $388.78 \mathrm{~A}-0920$ | REP-P | 04-11-116 | 388-78A-1230 | REP-P | 04-11-116 |
| 388-78A-0620 | REP | 04-16-065 | 388-78A-0920 | REP | 04-16-065 | 388-78A-1230 | REP | 04-16-065 |
| 388-78A-0630 | REP-P | 04-11-116 | 388.78A-0930 | REP-P | 04-11-116 | 388-78A-2010 | NEW-P | 04-11-116 |
| 388.78A-0630 | REP | 04-16-065 | 388-78A-0930 | REP | 04-16-065 | 388-78A-2010 | NEW | 04-16-065 |
| 388. 78A-0635 | REP-P | 04-11-116 | 388-78A-0940 | REP-P | 04-11-116 | 388-78A-2020 | NEW-P | 04-11-116 |
| 388-78A-0635 | REP | 04-16-065 | 388. 78A-0940 | REP | 04-16-065 | 388-78A-2020 | NEW | 04-16-065 |
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| 388-78A-0660 | REP-P | 04-1-116 | 388. 78A-0970 | REP-P | 04-11-116 | 388-78A-2050 | NEW-P | 04-11-116 |
| 388-78A-0660 | REP | 04-16-065 | 388-78A-0970 | REP | 04-16-065 | 388-78A-2050 | NEW | 04-16-065 |
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| 388-78A-0690 | REP | 04-16-065 | 388-78A-1000 | REP | 04-16-065 | 388-78A-2080 | NEW | 04-16-065 |
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| 388-78A-0700 | REP | 04-16-065 | 388-78A-1010 | REP | 04-16-065 | 388-78A-2090 | NEW | 04-16-065 |
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| 388-78A-0710 | REP | 04-16-065 | 388-78A-1020 | REP | 04-16-065 | 388-78A-2100 | NEW | 04-16-065 |
| 388-78A-0720 | REP-P | 04-11-116 | 388-78A-1030 | REP-P | 04-11-116 | 388.78A-2110 | NEW-P | 04-11-116 |
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| 388-78A-0730 | REP-P | 04-11-116 | 388-78A-1040 | REP-P | 04-11-116 | 388.78A-2120 | NEW-P | 04-11-116 |
| 388-78A-0730 | REP | 04-16-065 | 388-78A-1040 | REP | 04-16-065 | 388-78A-2120 | NEW | 04-16-065 |
| 388-78A-0740 | REP-P | 04-11-116 | 388-78A-1050 | REP-P | 04-11-116 | 388-78A-2130 | NEW-P | 04-11-116 |
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| 388-78A-0760 | REP-P | 04-11-116 | 388-78A-1070 | REP-P | 04-11-116 | 388-78A-2150 | NEW-P | 04-11-116 |
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| 388-78A-0770 | REP | 04-16-065 | 388-78A-1080 | REP | 04-16-065 | 388-78A-2160 | NEW | 04-16-065 |
| 388-78A-0780 | REP-P | 04-11-116 | 388-78A-1090 | REP-P | 04-11-116 | 388-78A-2170 | NEW-P | 04-11-116 |
| 388-78A-0780 | REP | 04-16-065 | 388-78A-1090 | REP | 04-16-065 | 388-78A-2170 | NEW | 04-16-065 |
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| 388-78A-0790 | REP | 04-16-065 | 388-78A-1100 | REP | 04-16-065 | 388-78A-2180 | NEW | 04-16-065 |
| 388-78A-0800 | REP-P | 04-11-116 | 388-78A-1110 | REP-P | 04-11-116 | 388-78A-2190 | NEW-P | 04-11-116 |
| 388-78A-0800 | REP | 04-16-065 | 388-78A-1110 | REP | 04-16-065 | 388-78A-2190 | NEW | 04-16-065 |
| 388-78A-0810 | REP-P | 04-11-116 | 388-78A-1120 | REP-P | 04-11-116 | 388-78A-2200 | NEW-P | 04-11-116 |
| 388-78A-0810 | REP | 04-16-065 | 388-78A-1120 | REP | 04-16-065 | 388-78A-2200 | NEW | 04-16-065 |
| 388-78A-0820 | REP-P | 04-11-116 | 388-78A-1130 | REP-P | 04-11-116 | 388-78A-2210 | NEW-P | 04-11-116 |
| 388-78A-0820 | REP | 04-16-065 | 388-78A-1130 | REP | 04-16-065 | 388-78A-2210 | NEW | 04-16-065 |
| 388-78A-0830 | REP-P | 04-11-116 | 388-78A-1140 | REP-P | 04-11-116 | 388-78A-2220 | NEW-P | 04-11-116 |

Table of WAC Sections Affected

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| 388-78A-2230 | NEW | 04-16-065 | 388-78A-2540 | NEW | 04-16-065 | 388-78A-2850 | NEW | 04-16-065 |
| 388-78A-2240 | NEW-P | 04-11-116 | 388-78A-2550 | NEW-P | 04-11-116 | 388-78A-2860 | NEW-P | 04-11-116 |
| 388-78A-2240 | NEW | 04-16-065 | 388-78A-2550 | NEW | 04-16-065 | 388-78A-2860 | NEW | 04-16-065 |
| 388-78A-2250 | NEW-P | 04-11-116 | 388-78A-2560 | NEW-P | 04-11-116 | 388-78A-2870 | NEW-P | 04-11-116 |
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| 388-78A-2260 | NEW-P | 04-11-116 | 388-78A-2570 | NEW-P | 04-11-116 | 388-78A-2880 | NEW-P | 04-11-116 |
| 388-78A-2260 | NEW | 04-16-065 | 388-78A-2570 | NEW | 04-16-065 | 388-78A-2880 | NEW | 04-16-065 |
| 388-78A-2270 | NEW-P | 04-11-116 | 388-78A-2580 | NEW-P | 04-11-116 | 388-78A-2890 | NEW-P | 04-11-116 |
| 388-78A-2270 | NEW | 04-16-065 | 388-78A-2580 | NEW | 04-16-065 | 388-78A-2890 | NEW | 04-16-065 |
| 388-78A-2280 | NEW-P | 04-11-116 | 388-78A-2590 | NEW-P | 04-11-116 | 388-78A-2900 | NEW-P | 04-11-116 |
| 388-78A-2280 | NEW | 04-16-065 | 388-78A-2590 | NEW | 04-16-065 | 388-78A-2900 | NEW | 04-16-065 |
| 388-78A-2290 | NEW-P | 04-11-116 | 388-78A-2600 | NEW-P | 04-11-116 | 388-78A-2910 | NEW-P | 04-11-116 |
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| 388-78A-2300 | NEW-P | 04-11-116 | 388-78A-2610 | NEW-P | 04-11-116 | 388-78A-2920 | NEW-P | 04-11-116 |
| 388-78A-2300 | NEW | 04-16-065 | 388-78A-2610 | NEW | 04-16-065 | 388-78A-2920 | NEW | 04-16-065 |
| 388-78A-2310 | NEW-P | 04-11-116 | 388-78A-2620 | NEW-P | 04-11-116 | 388-78A-2930 | NEW-P | 04-11-116 |
| 388-78A-2310 | NEW | 04-16-065 | 388-78A-2620 | NEW | 04-16-065 | 388-78A-2930 | NEW | 04-16-065 |
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| 388-78A-2330 | NEW-P | 04-11-116 | 388-78A-2640 | NEW-P | 04-11-116 | 388-78A-2950 | NEW-P | 04-11-116 |
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| 388-78A-2340 | NEW-P | 04-11-116 | 388-78A-2650 | NEW-P | 04-11-116 | 388-78A-2960 | NEW-P | 04-11-116 |
| 388-78A-2340 | NEW | 04-16-065 | 388-78A-2650 | NEW | 04-16-065 | 388-78A-2960 | NEW | 04-16-065 |
| 388-78A-2350 | NEW-P | 04-11-116 | 388-78A-2660 | NEW-P | 04-11-116 | 388.78A-2970 | NEW-P | 04-11-116 |
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| 388-78A-2420 | NEW-P | 04-11-116 | 388-78A-2730 | NEW-P | 04-11-116 | 388-78A-3040 | NEW-P | 04-11-116 |
| 388-78A-2420 | NEW | 04-16-065 | 388-78A-2730 | NEW | 04-16-065 | 388-78A-3040 | NEW | 04-16-065 |
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| 388-78A-2440 | NEW | 04-16-065 | 388-78A-2750 | NEW | 04-16-065 | 388-78A-3060 | NEW | 04-16-065 |
| 388-78A-2450 | NEW-P | 04-11-116 | 388-78A-2760 | NEW-P | 04-11-116 | 388-78A-3070 | NEW-P | 04-11-116 |
| 388-78A-2450 | NEW | 04-16-065 | 388-78A-2760 | NEW | 04-16-065 | 388-78A-3070 | NEW | 04-16-065 |
| 388-78A-2460 | NEW-P | 04-11-116 | 388-78A-2770 | NEW-P | 04-11-116 | 388-78A-3080 | NEW-P | 04-11-116 |
| 388-78A-2460 | NEW | 04-16-065 | 388-78A-2770 | NEW | 04-16-065 | 388-78A-3080 | NEW | 04-16-065 |
| 388-78A-2470 | NEW-P | 04-11-116 | 388-78A-2780 | NEW-P | 04-11-116 | 388-78A-3090 | NEW-P | 04-11-116 |
| 388-78A-2470 | NEW | 04-16-065 | 388-78A-2780 | NEW | 04-16-065 | 388-78A-3090 | NEW | 04-16-065 |
| 388-78A-2480 | NEW-P | 04-11-116 | 388-78A-2790 | NEW-P | 04-11-116 | 388-78A-3100 | NEW-P | 04-11-116 |
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| 388-78A-2490 | NEW-P | 04-11-116 | 388-78A-2800 | NEW-P | 04-11-116 | 388-78A-3110 | NEW-P | 04-11-116 |
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Table of WAC Sections Affected

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| 388-78A-3160 | NEW | 04-16-065 | 388-96-779 | REP-P | 04-17-144 | 388-110-080 | REP | 04-16-063 |
| 388-78A-3170 | NEW-P | 04-11-116 | 388-96-779 | REP | 04-21-027 | 388-110-090 | AMD-P | 04-13-021 |
| 388-78A-3170 | NEW | 04-16-065 | 388-96-780 | REP-P | 04-17-144 | 388-110-090 | AMD | 04-16-063 |
| 388-78A-3180 | NEW-P | 04-11-116 | 388-96-780 | REP | 04-21-027 | 388-110-100 | AMD-P | 04-13-021 |
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| 388-78A-3190 | NEW-P | 04-11-116 | 388-96-782 | AMD | 04-21-027 | 388-110-120 | AMD-P | 04-13-021 |
| 388-78A-3190 | NEW | 04-16-065 | 388-96-783 | NEW-P | 04-17-144 | 388-110-120 | AMD | 04-16-063 |
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| 388-78A-3200 | NEW | 04-16-065 | 388-96-901 | AMD-P | 04-17-144 | 388-110-140 | AMD | 04-16-063 |
| 388-78A-3210 | NEW-P | 04-11-116 | 388-96-901 | AMD | 04-21-027 | 388-110-140 | AMD | 04-18-001 |
| 388-78A-3210 | NEW | 04-16-065 | 388-96-904 | AMD-P | 04-17-144 | 388-110-150 | AMD-P | 04-13-021 |
| 388-78A-3220 | NEW-P | 04-11-116 | 388-96-904 | AMD | 04-21-027 | 388-110-150 | AMD | 04-16-063 |
| 388-78A-3220 | NEW | 04-16-065 | 388-97-017 | PREP | 04-12-095 | 388-110-170 | REP-P | 04-13-021 |
| 388-78A-3230 | NEW-P | 04-11-116 | 388-97-017 | AMD-P | 04-17-107 | 388-110-170 | REP | 04-16-063 |
| 388-78A-3230 | NEW | 04-16-065 | 388-97-017 | AMD | 04-20-055 | 388-110-180 | REP-P | 04-13-021 |
| 388-96 | PREP | 04-08-133 | 388-97-125 | PREP | 04-06-055 | 388-110-180 | REP | 04-16-063 |
| 388-96-117 | AMD-P | 04-17-144 | 388-97-125 | AMD-P | 04-20-056 | 388-110-190 | REP-P | 04-13-021 |
| 388-96-117 | AMD | 04-21-027 | 388-97-125 | AMD | 04-23-085 | 388-110-190 | REP | 04-16-063 |
| 388-96-217 | AMD-P | 04-17-144 | 388-105 | PREP | 04-10-089 | 388-110-200 | REP-P | 04-13-021 |
| 388-96-217 | AMD | 04-21-027 | 388-105 | PREP | 04-18-066 | 388-110-200 | REP | 04-16-063 |
| 388-96-218 | AMD-P | 04-17-144 | 388-105 | PREP | 04-20-100 | 388-110-220 | AMD-P | 04-13-021 |
| 388-96-218 | AMD | 04-21-027 | 388-105 | PREP-W | 04-20-102 | 388-110-220 | AMD | 04-16-063 |
| 388-96-369 | AMD-P | 04-17-144 | 388-105-0005 | AMD-P | 04-04-044 | 388-110-220 | AMD | 04-18-001 |
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| 388-155-080 | REP-W | 04-18-046 | 388-155-310 | REP | 04-18-082 | 388-155-992 | REP | 04-18-082 |
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| 388-295-1070 | AMD | 04-09-093 | 388-296-0240 | NEW-P | 04-07-134 | 388-296-0550 | NEW-P | 04-07-134 |
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| 388-295-1110 | AMD | 04-09-093 | 388-296-0250 | NEW-P | 04-07-134 | 388-296-0560 | NEW-P | 04-07-134 |
| 388-295-2010 | AMD-P | 04-05-084 | 388-296-0250 | NEW | 04-18-082 | 388-296-0560 | NEW | 04-18-082 |
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| 388-295-4010 | AMD-P | 04-05-084 | 388-296-0290 | NEW | 04-18-082 | 388-296-0600 | NEW | 04-18-082 |
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| 388-295-5030 | AMD-P | 04-05-084 | 388-296-0310 | NEW-W | 04-18-046 | 388-296-0620 | NEW | 04-18-082 |
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| 388-295-5150 | AMD-P | 04-05-084 | 388-296-0320 | NEW | 04-18-082 | 388-296-0630 | NEW | 04-18-082 |
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| 388-295-7010 | AMD-P | 04-05-084 | 388-296-0340 | NEW-P | 04-07-134 | 388-296-0650 | NEW-P | 04-07-134 |
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| 388-296-0190 | NEW | 04-18-082 | 388-296-0490 | NEW-P | 04-07-134 | 388-296-0840 | NEW-P | 04-07-134 |
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| 388-550-1750 | REP | 04-20-058 | 388-553-200 | NEW-C | 04-02-055 | 388-820-250 | AMD | 04-23-070 |
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| 388-550-2598 | AMD-P | 04-21-061 | 388-553-300 | NEW | 04-11-007 | 388-820-260 | AMD | 04-23-070 |
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| 388-550-2800 | AMD-P | 04-16-017 | 388-553-400 | NEW | 04-11-007 | 388-820-290 | AMD-P | 04-19-022 |
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| 388-550-3100 | AMD-P | 04-08-123 | 388-554-500 | NEW-P | 04-23-067 | 388-820-330 | AMD | 04-04-043 |
| 388-550-3100 | AMD | 04-13-048 | 388-554-600 | NEW-P | 04-23-067 | 388-820-330 | AMD-P | 04-19-022 |
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| 388-550-3800 | PREP | 04-13-105 | 388-554-800 | NEW-P | 04-23-067 | 388-820-340 | AMD | 04-04-043 |
| 388-550-3800 | AMD-P | 04-17-114 | 388-720-0020 | AMD-C | 04-02-059 | 388-820-350 | AMD | 04-04-043 |
| 388-550-4800 | AMD-P | 04-16-017 | 388-720-0020 | AMD | 04-05-080 | 388-820-360 | AMD-P | 04-19-022 |
| 388-550-4800 | AMD | 04-19-113 | 388-800-0048 | AMD-P | 04-10-099 | 388-820-360 | AMD | 04-23-070 |
| 388-550-4900 | PREP | 04-03-090 | 388-800-0048 | AMD | 04-15-057 | 388-820-400 | AMD | 04-04-043 |
| 388-550-4900 | AMD-P | 04-08-124 | 388-820 | PREP | 04-13-106 | 388-820-400 | AMD-P | 04-19-022 |
| 388-550-4900 | AMD | 04-12-044 | 388-820-020 | AMD | 04-04-043 | 388-820-400 | AMD | 04-23-070 |
| 388-550-5000 | PREP | 04-03-090 | 388-820-020 | AMD-P | 04-19-022 | 388-820-405 | NEW | 04-04-043 |
| 388-550-5100 | PREP | 04-03-090 | 388-820-020 | AMD | 04-23-070 | 388-820-405 | AMD-P | 04-19-022 |
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| 388-550-5450 | NEW | 04-19-113 | 388-820-086 | NEW | 04-04-043 | 388-820-540 | AMD-P | 04-19-022 |
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| 388-550-5900 | REP-P | 04-17-112 | 388-820-090 | AMD-P | 04-19-022 | 388-820-550 | AMD | 04-04-043 |
| 388-550-5900 | REP | 04-20-058 | 388-820-090 | AMD | 04-23-070 | 388-820-550 | AMD-P | 04-19-022 |

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| 388-825-310 | NEW-E | 04-08-020 | 388-827-0185 | AMD-P | 04-12-102 | 388-845-0050 | NEW-E | 04-16-019 |
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| 388-825-315 | NEW-E | 04-08-020 | 388-827-0410 | AMD | 04-15-094 | 388-845-0055 | NEW-E | 04-16-019 |
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| 388-825-320 | NEW-E | 04-08-020 | 388-835-0085 | AMD | 04-16-018 | 388-845-0060 | NEW-E | 04-16-019 |
| 388-825-320 | NEW-E | 04-16-019 | 388-835-0090 | AMD-E | 04-10-016 | 388-845-0060 | NEW-E | 04-20-018 |
| 388-825-320 | NEW-E | 04-23-084 | 388-835-0090 | AMD-P | 04-12-099 | 388-845-0065 | NEW-E | 04-08-020 |
| 388-825-325 | NEW-E | 04-08-020 | 388-835-0090 | AMD | 04-16-018 | 388-845-0065 | NEW-E | 04-16-019 |
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| 388-825-330 | NEW-E | 04-08-020 | 388-835-0100 | AMD | 04-16-018 | 388-845-0070 | NEW-E | 04-16-019 |
| 388-825-330 | NEW-E | 04-16-019 | 388-835-0115 | AMD-E | 04-10-016 | 388-845-0070 | NEW-E | 04-20-018 |
| 388-825-330 | NEW-E | 04-23-084 | 388-835-0115 | AMD-P | 04-12-099 | 388-845-0075 | NEW-E | 04-08-020 |
| 388-825-335 | NEW-E | 04-08-020 | 388-835-0115 | AMD | 04-16-018 | 388-845-0075 | NEW-E | 04-16-019 |
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| 388-825-375 | NEW-E | 04-08-020 | 388-837-9040 | NEW | 04-16-018 | 388-845-0110 | NEW-E | 04-16-019 |
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| 388-825-375 | NEW-E | 04-23-084 | 388-845-0010 | NEW-E | 04-16-019 | 388-845-0115 | NEW-E | 04-08-020 |
| 388-825-380 | NEW-E | 04-08-020 | 388-845-0010 | NEW-E | 04-20-018 | 388-845-0115 | NEW-E | 04-16-019 |
| 388-825-380 | NEW-E | 04-16-019 | 388-845-0015 | NEW-E | 04-08-020 | 388-845-0115 | NEW-E | 04-20-018 |
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| 388-825-385 | NEW-E | 04-08-020 | 388-845-0015 | NEW-E | 04-20-018 | 388-845-0120 | NEW-E | 04-16-019 |
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| 388-825-400 | NEW-E | 04-08-020 | 388-845-0030 | NEW-E | 04-20-018 | 388-845-0210 | NEW-E | 04-16-019 |
| 388-825-400 | NEW-E | 04-16-019 | 388-845-0035 | NEW-E | 04-08-020 | 388-845-0210 | NEW-E | 04-20-018 |
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| 388-826 | PREP | 04-17-104 | 388-845-0035 | NEW-E | 04-20-018 | 388-845-0215 | NEW-E | 04-16-019 |
| 388-827 | PREP | 04-08-070 | 388-845-0040 | NEW-E | 04-08-020 | 388-845-0215 | NEW-E | 04-20-018 |
| 88-827-0110 | AMD-P | 04-12-102 | 388-845-0040 | NEW-E | 04-16-019 | 388-845-0220 | NEW-E | 04-08-020 |
| 388-827-0110 | AMD | 04-15-094 | 388-845-0040 | NEW-E | 04-20-018 | 388-845-0220 | NEW-E | 04-16-019 |
| 388-827-0115 | AMD-P | 04-12-102 | 388-845-0045 | NEW-E | 04-08-020 | 388-845-0220 | NEW-E | 04-20-018 |
| 388-827-0115 | AMD | 04-15-094 | 388-845-0045 | NEW-E | 04-16-019 | 388-845-0300 | NEW-E | 04-08-020 |

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| 388-845-0305 | NEW-E | 04-08-020 | 388-845-0910 | NEW-E | 04-20-018 | 388-845-1605 | NEW-E | 04-16-019 |
| 388-845-0305 | NEW-E | 04-16-019 | 388-845-1000 | NEW-E | 04-08-020 | 388-845-1605 | NEW-E | 04-20-018 |
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| 388-845-0310 | NEW-E | 04-20-018 | 388-845-1010 | NEW-E | 04-16-019 | 388-845-1615 | NEW-E | 04-08-020 |
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| 388-845-0405 | NEW-E | 04-08-020 | 388-845-1015 | NEW-E | 04-20-018 | 388-845-1620 | NEW-E | 04-16-019 |
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| 388-845-0405 | NEW-E | 04-20-018 | 388-845-1100 | NEW-E | 04-16-019 | 388-845-1700 | NEW-E | 04-08-020 |
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| 388-845-0410 | NEW-E | 04-16-019 | 388-845-1105 | NEW-E | 04-08-020 | 388-845-1700 | NEW-E | 04-20-018 |
| 388-845-0410 | NEW-E | 04-20-018 | 388-845-1105 | NEW-E | 04-16-019 | 388-845-1705 | NEW-E | 04-08-020 |
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| 388-845-0500 | NEW-E | 04-20-018 | 388-845-1110 | NEW-E | 04-16-019 | 388-845-1710 | NEW-E | 04-08-020 |
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| 388-845-0510 | NEW-E | 04-08-020 | 388-845-1200 | NEW-E | 04-20-018 | 388-845-1800 | NEW-E | 04-16-019 |
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| 388-845-0610 | NEW-E | 04-20-018 | 388-845-1305 | NEW-E | 04-16-019 | 388-845-1905 | NEW-E | 04-08-020 |
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| 388-845-0805 | NEW-E | 04-08-020 | 388-845-1410 | NEW-E | 04-20-018 | 388-845-2010 | NEW-E | 04-16-019 |
| 388-845-0805 | NEW-E | 04-16-019 | 388-845-1500 | NEW-E | 04-08-020 | 388-845-2010 | NEW-E | 04-20-018 |
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| 388-845-0810 | NEW-E | 04-16-019 | 388-845-1505 | NEW-E | 04-08-020 | 388-845-2100 | NEW-E | 04-20-018 |
| 388-845-0810 | NEW-E | 04-20-018 | 388-845-1505 | NEW-E | 04-16-019 | 388-845-2105 | NEW-E | 04-08-020 |
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| 388-845-0820 | NEW-E | 04-20-018 | 388-845-1510 | NEW-E | 04-16-019 | 388-845-2110 | NEW-E | 04-08-020 |
| 388-845-0900 | NEW-E | 04-08-020 | 388-845-1510 | NEW-E | 04-20-018 | 388-845-2110 | NEW-E | 04-16-019 |
| 388-845-0900 | NEW-E | 04-16-019 | 388-845-1515 | NEW-E | 04-08-020 | 388-845-2110 | NEW-E | 04-20-018 |
| 388-845-0900 | NEW-E | 04-20-018 | 388-845-1515 | NEW-E | 04-16-019 | 388-845-2200 | NEW-E | 04-08-020 |
| 388-845-0905 | NEW-E | 04-08-020 | 388-845-1515 | NEW-E | 04-20-018 | 388-845-2200 | NEW-E | 04-16-019 |
| 388-845-0905 | NEW-E | 04-16-019 | 388-845-1600 | NEW-E | 04-08-020 | 388-845-2200 | NEW-E | 04-20-018 |
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| 388-845-3015 | NEW-E | 04-16-019 | 388-865-0545 | REP-W | 04-08-028 | 392-142-130 | REP-P | 04-05-054 |
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| 388-845-3032 | NEW-E | 04-16-019 | 388-865-0575 | NEW | 04-07-014 | 392-143-030 | AMD-P | 04-05-055 |
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| 388-845-3070 | NEW-E | 04-20.018 | 390-16-207 | AMD-P | .04-08-086 | 392-143-065 | REP-P | 04-05-055 |
| 388-845-3075 | NEW-E | 04-20-018 | 390-16-207 | AMD | 04-12-054 | 392-143-065 | REP | 04-08-117 |
| 388-845-3080 | NEW-E | 04-20-018 | 390-16-238 | AMD-P | 04-08-086 | 392-143-070 | AMD-P | 04-05-055 |
| 388-845-3085 | NEW-E | 04-20-018 | 390-16-238 | AMD | 04-12-055 | 392-143-070 | AMD | 04-08-117 |
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| 388-845-4000 | NEW-E | 04-20-018 | 390-17-310 | AMD-P | 04-22-057 | 399. 30-060 | AMD | 04-09-085 |
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| 434-263-100 | NEW-P | 04-13-016 | 434-333-085 | AMD-E | 04-23-087 | 434-333-195 | NEW-E | 04-15-088 |
| 434-263-100 | NEW | 04-16-037 | 434-333-090 | AMD-X | 04-10-084 | 434-333-195 | NEW-E | 04-17-003 |
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| 434-291-170 | AMD-X | 04-12-003 | 434-333-105 | AMD-E | 04-15-088 | 434-333-210 | NEW-E | 04-15-088 |
| 434-291-170 | AMD | 04-15-089 | 434-333-105 | AMD-E | 04-23-087 | 434-333-210 | NEW-E | 04-17-003 |
| 434-324-060 | AMD-X | 04-10-084 | 434-333-107 | NEW-E | 04-15-088 | 434-333-210 | NEW-E | 04-23-087 |
| 434-324-060 | AMD | 04-15-089 | 434-333-107 | NEW-E | 04-23-087 | 434-333-215 | NEW-E | 04-15-088 |
| 434-324-065 | AMD-X | 04-10-084 | 434-333-110 | AMD-X | 04-10-084 | 434-333-215 | NEW-E | 04-17-003 |
| 434-324-065 | AMD | 04-15-089 | 434-333-110 | AMD-E | 04-15-088 | 434-333-215 | NEW-E | 04-23-087 |
| 434-324-085 | AMD-X | 04-10-084 | 434-333-110 | AMD | 04-15-089 | 434-333-220 | NEW-E | 4-15-088 |
| 434-324-085 | AMD | 04-15-089 | 434-333-110 | AMD-E | 04-23-087 | 434-333-220 | NEW-E | 04-17-003 |
| 434-324-095 | AMD-X | 04-10-084 | 434-333-115 | NEW-E | 04-15-088 | 434-333-220 | NEW-E | 04-23-087 |
| 434-324-095 | AMD | 04-15-089 | 434-333-115 | NEW-E | 04-23-087 | 434-333-225 | NEW-E | 04-15-088 |
| 434-324-110 | AMD-X | 04-10-084 | 434-333-120 | AMD-E | 04-15-088 | 434-333-225 | NEW-E | 4-17-003 |
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| 434-324-115 | AMD-X | 04-10-084 | 434-333-125 | AMD-E | 04-15-088 | 434-333-230 | NEW-E | 04-15-088 |
| 434-324-115 | AMD | 04-15-089 | 434-333-125 | AMD-E | 04-23-087 | 434-333-230 | NEW-E | 04-17-003 |
| 434-324-120 | AMD-X | 04-10-084 | 434-333-130 | AMD-E | 04-15-088 | 434-333-230 | NEW-E | 04-23-087 |
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| 434-324-130 | AMD-X | 04-10-084 | 434-333-130 | AMD-E | 04-23-087 | 434-333-235 | NEW-E | 04-17-003 |
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| 434-324-140 | AMD-X | 04-10-084 | 434-333-135 | AMD-E | 04-17-003 | 434-333-240 | NEW-E | 04-15-088 |
| 434-324-140 | AMD | 04-15-089 | 434-333-135 | AMD-E | 04-23-087 | 434-333-240 | NEW-E | 04-17-003 |
| 434-326-015 | AMD-X | 04-10-084 | 434-333-140 | AMD-E | 04-15-088 | 434-333-240 | NEW-E | 04-23-087 |
| 434-326-015 | AMD | 04-15-089 | 434-333-140 | AMD-E | 04-17-003 | 434-333-245 | NEW-E | 04-15-088 |
| 434-333-010 | AMD-E | 04-15-088 | 434-333-140 | AMD-E | 04-23-087 | 434-333-245 | NEW-E | 04-17-003 |
| 434-333-010 | AMD-E | 04-23-087 | 434-333-145 | AMD-E | 04-15-088 | 434-333-245 | NEW-E | 04-23-087 |
| 434-333-013 | NEW-E | 04-15-088 | 434-333-145 | AMD-E | 04-17-003 | 434-333-250 | NEW-E | 04-15-088 |
| 434-333-013 | NEW-E | 04-23-087 | 434-333-145 | AMD-E | 04-23-087 | 434-333-250 | NEW-E | 04-17-003 |
| 434-333-015 | AMD-E | 04-15-088 | 434-333-150 | AMD-E | 04-15-088 | 434-333-250 | NEW-E | 04-23-087 |
| 434-333-015 | AMD-E | 04-23-087 | 434-333-150 | AMD-E | 04-17-003 | 434-333-255 | NEW-E | 04-15-088 |
| 434-333-020 | AMD-E | 04-15-088 | 434-333-150 | AMD-E | 04-23-087 | 434-333-255 | NEW-E | 04-17-003 |
| 434-333-020 | AMD-E | 04-23-087 | 434-333-155 | AMD-E | 04-15-088 | 434-333-255 | NEW-E | 04-23-087 |
| 434-333-025 | AMD-E | 04-15-088 | 434-333-155 | AMD-E | 04-17-003 | 434-333-260 | NEW-E | 04-15-088 |
| 434-333-025 | AMD-E | 04-23-087 | 434-333-155 | AMD-E | 04-23-087 | 434-333-260 | NEW-E | 04-17-003 |
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| 434-333-035 | AMD-E | 04-23-087 | 434-333-160 | AMD-E | 04-17-003 | 434-333-265 | NEW-E | 04-15-088 |
| 434-333-045 | AMD-E | 04-15-088 | 434-333-160 | AMD-E | 04-23-087 | 434-333-265 | NEW-E | 04-17-003 |
| 434-333-045 | AMD-E | 04-23-087 | 434-333-165 | AMD-E | 04-15-088 | 434-333-265 | NEW-E | 04-23-087 |
| 434-333-050 | AMD-E | 04-15-088 | 434-333-165 | AMD-E | 04-17-003 | 434-333-270 | NEW-E | 04-15-088 |
| 434-333-050 | AMD-E | 04-23-087 | 434-333-165 | AMD-E | 04-23-087 | 434-333-270 | NEW-E | 04-17-003 |
| 434-333-055 | AMD-E | 04-15-088 | 434-333-170 | AMD-E | 04-15-088 | 434-333-270 | NEW-E | 04-23-087 |
| 434-333-055 | AMD-E | 04-23-087 | 434-333-170 | AMD-E | 04-17-003 | 434-333-275 | NEW-E | 04-15-088 |
| 434-333-060 | AMD-E | 04-15-088 | 434-333-170 | AMD-E | 04-23-087 | 434-333-275 | NEW-E | 04-17-003 |
| 434-333-060 | AMD-E | 04-23-087 | 434-333-175 | AMD-E | 04-15-088 | 434-333-275 | NEW-E | 04-23-087 |
| 434-333-063 | AMD-X | 04-10-084 | 434-333-175 | AMD-E | 04-17-003 | 434-333-280 | NEW-E | 04-15-088 |
| 434-333-063 | AMD | 04-15-089 | 434-333-175 | AMD-E | 04-23-087 | 434-333-280 | NEW-E | 04-17-003 |
| 434-333-065 | AMD-E | 04-15-088 | 434-333-180 | NEW-E | 04-15-088 | 434-333-280 | NEW-E | 04-23-087 |
| 434-333-065 | AMD-E | 04-23-087 | 434-333-180 | NEW-E | 04-17-003 | 434-333-285 | NEW-E | 04-15-088 |
| 434-333-070 | AMD-E | 04-15-088 | 434-333-180 | NEW-E | 04-23-087 | 434-333-285 | NEW-E | 04-17-003 |
| 434-333-070 | AMD-E | 04-23-087 | 434-333-185 | NEW-E | 04-15-088 | 434-333-285 | NEW-E | 04-23-087 |
| 434-333-075 | AMD-E | 04-15-088 | 434-333-185 | NEW-E | 04-17-003 | 434-333-290 | NEW-E | 04-15-088 |
| 434-333-075 | AMD-E | 04-23-087 | 434-333-185 | NEW-E | 04-23-087 | 434-333-290 | NEW-E | 04-17-003 |
| 434-333-080 | NEW-E | 04-15-088 | 434-333-190 | NEW-E | 04-15-088 | 434-333-290 | NEW-E | 04-23-087 |

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| 434-333-295 | NEW-E | 04-17-003 | 448-13-070 | REP-P | 04-16-062 | 448-16-150 | NEW-P | 04-16-062 |
| 434-333-295 | NEW-E | 04-23-087 | 448-13-070 | REP | 04-19-144 | 448-16-150 | NEW | 04-19-144 |
| 434-333-300 | NEW-E | 04-15-088 | 448-13-080 | REP-P | 04-16-062 | 448-16-160 | NEW-P | 04-16-062 |
| 434-333-300 | NEW-E | 04-17-003 | 448-13-080 | REP | 04-19-144 | 448-16-160 | NEW | 04-19-144 |
| 434-333-300 | NEW-E | 04-23-087 | 448-13-090 | REP-P | 04-16-062 | 456-09 | PREP | 04-21-035 |
| 434-369-005 | AMD-X | 04-10-084 | 448-13-090 | REP | 04-19-144 | 456-10 | PREP | 04-21-035 |
| 434-369-005 | AMD | 04-15-089 | 448-13-100 | REP-P | 04-16-062 | 458-10-050 | AMD-P | 04-21-092 |
| 434-369-010 | AMD-X | 04-10-084 | 448-13-100 | REP | 04-19-144 | 458-12-050 | AMD-P | 04-20-109 |
| 434-369-010 | AMD | 04-15-089 | 448-13-110 | REP-P | 04-16-062 | 458-12-110 | AMD-P | 04-20-109 |
| 434-369-020 | AMD-X | 04-10-084 | 448-13-110 | REP | 04-19-144 | 458-12-320 | REP-X | 04-21-091 |
| 434-369-020 | AMD | 04-15-089 | 448-13-120 | REP-P | 04-16-062 | 458-16-1000 | PREP | 04-16-055 |
| 434-369-050 | AMD-X | 04-10-084 | 448-13-120 | REP | 04-19-144 | 458-16-1000 | NEW-E | 04-20-062 |
| 434-369-050 | AMD | 04-15-089 | 448-13-130 | REP-P | 04-16-062 | 458-18-220 | AMD-X | 04-19-078 |
| 434-369-060 | AMD-X | 04-10-084 | 448-13-130 | REP | 04-19-144 | 458-20-102 | AMD-X | 04-11-035 |
| 434-369-060 | AMD | 04-15-089 | 448-13-140 | REP-P | 04-16-062 | 458-20-102 | AMD | 04-17-024 |
| 434-379-010 | AMD-X | 04-10-084 | 448-13-140 | REP | 04-19-144 | 458-20-104 | PREP | 04-05-102 |
| 434-379-010 | AMD | 04-15-089 | 448-13-150 | REP-P | 04-16-062 | 458-20-104 | AMD-P | 04-11-024 |
| 434-381-120 | AMD-X | 04-10-084 | 448-13-150 | REP | 04-19-144 | 458-20-104 | AMD | 04-14-052 |
| 434-381-120 | AMD | 04-15-089 | 448-13-160 | REP-P | 04-16-062 | 458-20-110 | PREP | 04-14-031 |
| 434-390-010 | NEW-E | 04-22-046 | 448-13-160 | REP | 04-19-144 | 458-20-110 | AMD-P | 04-19-076 |
| 434-390-020 | NEW-E | 04-22-046 | 448-13-170 | REP-P | 04-16-062 | 458-20-141 | AMD-P | 04-19-074 |
| 434-390-030 | NEW-E | 04-22-046 | 448-13-170 | REP | 04-19-144 | 458-20-144 | AMD-P | 04-19-080 |
| 434-390-040 | NEW-E | 04-22-046 | 448-13-180 | REP-P | 04-16-062 | 458-20-150 | AMD-X | 04-11-041 |
| 434-390-050 | NEW-E | 04-22-046 | 448-13-180 | REP | 04-19-144 | 458-20-150 | AMD | 04-17-023 |
| 434-390-060 | NEW-E | 04-22-046 | 448-13-190 | REP-P | 04-16-062 | 458-20-151 | AMD-X | 04-11-042 |
| 434-390-070 | NEW-E | 04-22-046 | 448-13-190 | REP | 04-19-144 | 458-20-151 | AMD | 04-17-022 |
| 434-390-080 | NEW-E | 04-22-046 | 448-13-200 | REP-P | 04-16-062 | 458-20-168 | PREP | 04-13-092 |
| 434-390-090 | NEW-E | 04-22-046 | 448-13-200 | REP | 04-19-144 | 458-20-17803 | NEW-P | 04-19-079 |
| 434-390-100 | NEW-E | 04-22-046 | 448-13-210 | REP-P | 04-16-062 | 458-20-186 | PREP | 04-03-101 |
| 434-390-110 | NEW-E | 04-22-046 | 448-13-210 | REP | 04-19-144 | 458-20-186 | AMD-P | 04-14-061 |
| 434-390-120 | NEW-E | 04-22-046 | 448-13-220 | REP-P | 04-16-062 | 458-20-18601 | PREP | 04-03-101 |
| 434-840-005 | AMD-X | 04-10-084 | 448-13-220 | REP | 04-19-144 | 458-20-190 | AMD-P | 04-19-098 |
| 434-840-005 | AMD | 04-15-089 | 448-13-225 | REP-P | 04-16-062 | 458-20-191 | REP-P | 04-19-098 |
| 446-20-600 | PREP | 04-13-133 | 448-13-225 | REP | 04-19-144 | 458-20-196 | PREP | 04-11-118 |
| 446-20-600 | AMD-P | 04-17-068 | 448-16-010 | NEW-P | 04-16-062 | 458-20-196 | AMD-P | 04-20-033 |
| 446-20-610 | PREP | 04-19-003 | 448-16-010 | NEW | 04-19-144 | 458-20-198 | PREP | 04-11-118 |
| 446-20-630 | PREP | 04-19-001 | 448-16-020 | NEW-P | 04-16-062 | 458-20-198 | AMD-P | 04-20-033 |
| 446-65-010 | PREP | 04-19-002 | 448-16-020 | NEW | 04-19-144 | 458-20-207 | AMD-X | 04-08-009 |
| 446-65-010 | AMD-P | 04-23-018 | 448-16-030 | NEW-P | 04-16-062 | 458-20-207 | AMD | 04-13-091 |
| 448-13 | PREP | 04-12-050 | 448-16-030 | NEW | 04-19-144 | 458-20-208 | AMD-X | 04-11-020 |
| 448-13-010 | REP-P | 04-16-062 | 448-16-040 | NEW-P | 04-16-062 | 458-20-208 | AMD | 04-17-025 |
| 448-13-010 | REP | 04-19-144 | 448-16-040 | NEW | 04-19-144 | 458-20-228 | PREP | 04-21-090 |
| 448-13-020 | AMD-E | 04-12-051 | 448-16-050 | NEW-P | 04-16-062 | 458-20-240 | AMD-X | 04-19-075 |
| 448-13-020 | REP-P | 04-16-062 | 448-16-050 | NEW | 04-19-144 | 458-20-243 | PREP | 04-18-034 |
| 448-13-020 | REP | 04-19-144 | 448-16-060 | NEW-P | 04-16-062 | 458-20-252 | PREP | 04-02-070 |
| 448-13-020 | AMD-E | 04-19-145 | 448-16-060 | NEW | 04-19-144 | 458-20-255 | PREP | 04-13-037 |
| 448-13-030 | REP-P | 04-16-062 | 448-16-070 | NEW-P | 04-16-062 | 458-20-255 | AMD-P | 04-18-036 |
| 448-13-030 | REP | 04-19-144 | 448-16-070 | NEW | 04-19-144 | 458-20-263 | PREP | 04-10-004 |
| 448-13-035 | REP-P | 04-16-062 | 448-16-080 | NEW-P | 04-16-062 | 458-20-263 | AMD-P | 04-18-035 |
| 448-13-035 | REP | 04-19-144 | 448-16-080 | NEW | 04-19-144 | 458-20-265 | PREP | 04-02-070 |
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| 448-13-040 | REP | 04-19-144 | 448-16-090 | NEW | 04-19-144 | 458-30-262 | AMD-X | 04-19-077 |
| 448-13-050 | REP-P | 04-16-062 | 448-16-100 | NEW-P | 04-16-062 | 458-30-262 | AMD-W | 04-20-115 |
| 448-13-050 | REP | 04-19-144 | 448-16-100 | NEW | 04-19-144 | 458-30-262 | AMD-X | 04-20-116 |
| 448-13-055 | REP-P | 04-16-062 | 448-16-110 | NEW-P | 04-16-062 | 458-30-590 | AMD-X | 04-20-117 |
| 448-13-055 | REP | 04-19-144 | 448-16-110 | NEW | 04-19-144 | 458-40-540 | AMD-P | 04-23-077 |
| 448-13-056 | REP-P | 04-16-062 | 448-16-120 | NEW-P | 04-16-062 | 458-40-610 | PREP | 04-11-034 |
| 448-13-056 | REP | 04-19-144 | 448-16-120 | NEW | 04-19-144 | 458-40-610 | PREP | 04-15-145 |
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| 448-13-060 | REP | 04-19-144 | 448-16-130 | NEW | -04-19-144 | 458-40-640 | AMD-P | 04-10-109 |
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| 458-40-660 | AMD | 04-14-033 | 463-18-040 | REP-P | 04-13-154 | 463-28-030 | AMD-P | 04-13-154 |
| 458-40-660 | PREP | 04-18-128 | 463-18-040 | REP | 04-21-013 | 463-28-030 | AMD | 04-21-013 |
| 458-40-660 | AMD-P | 04-23-078 | 463-18-050 | AMD-P | 04-13-154 | 463-28-090 | REP-P | 04-13-154 |
| 458-40-680 | PREP | 04-11-034 | 463-18-050 | AMD | 04-21-013 | 463-28-090 | REP | 04-21-013 |
| 458-40-680 | PREP | 04-15-145 | 463-18-060 | REP-P | 04-13-154 | 463-30 | AMD-P | 04-13-154 |
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| 463-06-050 | AMD-P | 04-13-154 | 463-22 | AMD | 04-21-013 | 463-30-055 | REP | 04-21-013 |
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| 463-06-060 | AMD | 04-21-013 | 463-22-020 | AMD-P | 04-13-154 | 463-30-080 | AMD-P | 04-13-154 |
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| 463-06-080 | AMD-P | 04-13-154 | 463-22-030 | AMD | 04-21-013 | 463-30-090 | AMD | 04-21-013 |
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| 463-06-120 | AMD-P | 04-13-154 | 463-22-100 | NEW | 04-21-013 | 463-30-093 | NEW | 04-21-013 |
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| 463-06-130 | REP-P | 04-13-154 | 463-26 | AMD | 04-21-013 | 463-30-120 | AMD | 04-21-013 |
| 463-06-130 | REP | 04-21-013 | 463-26-010 | AMD-P | 04-13-154 | 463-30-200 | AMD-P | 04-13-154 |
| 463-06-140 | REP-P | 04-13-154 | 463-26-010 | AMD | 04-21-013 | 463-30-200 | AMD | 04-21-013 |
| 463-06-140 | REP | 04-21-013 | 463-26-020 | AMD-P | 04-13-154 | 463-30-250 | AMD-P | 04-13-154 |
| 463-06-150 | AMD-P | 04-13-154 | 463-26-020 | AMD | 04-21-013 | 463-30-250 | AMD | 04-21-013 |
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| 463-06-160 | REP-P | 04-13-154 | 463-26-025 | NEW | 04-21-013 | 463-30-251 | NEW | 04-21-013 |
| 463-06-160 | REP | 04-21-013 | 463-26-035 | NEW-P | 04-13-154 | 463-30-252 | NEW-P | 04-13-154 |
| 463-06-170 | AMD-P | 04-13-154 | 463-26-035 | NEW | 04-21-013 | 463-30-252 | NEW | 04-21-013 |
| 463-06-170 | AMD | 04-21-013 | 463-26-040 | REP-P | 04-13-154 | 463-30-253 | NEW-P | 04-13-154 |
| 463-10-010 | AMD-P | 04-13-154 | 463-26-040 | REP | 04-21-013 | 463-30-253 | NEW | 04-21-013 |
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| 463-14-020 | AMD | 04-21-013 | 463-26-070 | REP-P | 04-13-154 | 463-30-280 | REP-P | 04-13-154 |
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| 463-14-030 | AMD | 04-21-013 | 463-26-080 | REP-P | 04-13-154 | 463-30-320 | AMD-P | 04-13-154 |
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| 463-18-020 | AMD-P | 04-13-154 | 463-28 | AMD-P | 04-13-154 | 463-30-410 | REP-P | 04-13-154 |
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| 463-42-536 | DECOD | 04-23-003 | 463-50-040 | AMD-P | 04-13-154 | 463-60-045 | RECOD-P | 04-13-154 |
| 463-42-537 | NEW-P | 04-13-154 | 463-50-040 | AMD | 04-21-013 | 463-60-045 | RECOD | 04-21-013 |
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| 463-42-625 | DECOD-P | 04-13-154 | 463-54 | AMD-P | 04-13-154 | 463-60-065 | RECOD-P | 04-13-154 |
| 463-42-625 | REP-P | 04-13-154 | 463-54 | AMD | 04-21-013 | 463-60-065 | RECOD | 04-21-013 |
| 463-42-625 | REP | 04-21-013 | 463-54-010 | AMD-P | 04-13-154 | 463-60-075 | RECOD-P | 04-13-154 |
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| 463-42-645 | REP | 04-21-013 | 463-54-010 | DECOD | 04-21-013 | 463-60-085 | RECOD | 04-21-013 |
| 463-42-655 | DECOD-P | 04-13-154 | 463-54-020 | AMD-P | 04-13-154 | 463-60-095 | RECOD-P | 04-13-154 |
| 463-42-655 | REP-P | 04-13-154 | 463-54-020 | DECOD-P | 04-13-154 | 463-60-095 | RECOD | 04-21-013 |
| 463-42-655 | REP | 04-21-013 | 463-54-020 | AMD | 04-21-013 | 463-60-101 | RECOD | 04-23-003 |
| 463-42-665 | DECOD-P | 04-13-154 | 463-54-020 | DECOD | 04-21-013 | 463-60-105 | RECOD-P | 04-13-154 |
| 463-42-665 | REP-P | 04-13-154 | 463-54-030 | DECOD-P | 04-13-154 | 463-60-105 | RECOD | 04-21-013 |
| 463-42-665 | REP | 04-21-013 | 463-54-030 | DECOD | 04-21-013 | 463-60-1 15 | RECOD-P | 04-13-154 |
| 463-42-675 | DECOD-P | 04-13-154 | 463-54-040 | AMD-P | 04-13-154 | 463-60-115 | RECOD | 04-21-013 |
| 463-42-675 | REP-P | 04-13-154 | 463-54-040 | DECOD-P | 04-13-154 | 463-60-116 | RECOD | 04-23-003 |
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| 463-42-680 | DECOD-P | 04-13-154 | 463-54-040 | DECOD | 04-21-013 | 463-60-125 | RECOD-P | 04-13-154 |
| 463-42-680 | REP-P | 04-13-154 | 463-54-050 | AMD-P | 04-13-154 | 463-60-125 | RECOD | 04-21-013 |
| 463-42-680 | REP | 04-21-013 | 463-54-050 | DECOD-P | 04-13-154 | 463-60-135 | RECOD-P | 04-13-154 |
| 463-42-685 | DECOD-P | 04-13-154 | 463-54-050 | AMD | 04-21-013 | 463-60-135 | RECOD | 04-21-013 |
| 463-42-685 | REP-P | 04-13-154 | 463-54-050 | DECOD | 04-21-013 | 463-60-145 | RECOD-P | 04-13-154 |
| 463-42-685 | REP | 04-21-013 | 463-54-060 | AMD-P | 04-13-154 | 463-60-145 | RECOD | 04-21-013 |
| 463-42-690 | DECOD-P | 04-13-154 | 463-54-060 | DECOD-P | 04-13-154 | 463-60-155 | RECOD-P | 04-13-154 |
| 463-42-690 | REP-P | 04-13-154 | 463-54-060 | AMD | 04-21-013 | 463-60-155 | RECOD | 04-21-013 |
| 463-42-690 | REP | 04-21-013 | 463-54-060 | DECOD | 04-21-013 | 463-60-165 | RECOD-P | 04-13-154 |
| 463-43 | AMD-P | 04-13-154 | 463-54-070 | AMD-P | 04-13-154 | 463-60-165 | RECOD | 04-21-013 |
| 463-43 | AMD | 04-21-013 | 463-54-070 | DECOD-P | 04-13-154 | 463-60-175 | RECOD-P | 04-13-154 |
| 463-43-010 | AMD-P | 04-13-154 | 463-54-070 | AMD | 04-21-013 | 463-60-175 | RECOD | 04-21-013 |
| 463-43-010 | AMD | 04-21-013 | 463-54-070 | DECOD | 04-21-013 | 463-60-185 | RECOD-P | 04-13-154 |
| 463-43-020 | AMD-P | 04-13-154 | 463-54-080 | DECOD-P | 04-13-154 | 463-60-185 | RECOD | 04-21-013 |
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| 463-43-040 | AMD-P | 04-13-154 | 463-54-080 | REP | 04-21-013 | 463-60-195 | RECOD | 04-21-013 |
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| 463-43-050 | AMD-P | 04-13-154 | 463-58-010 | AMD | 04-21-013 | 463-60-205 | RECOD | 04-21-013 |
| 463-43-050 | AMD | 04-21-013 | 463-58-020 | AMD-P | 04-13-154 | 463-60-215 | RECOD-P | 04-13-154 |
| 463-43-060 | AMD-P | 04-13-154 | 463-58-020 | AMD | 04-21-013 | 463-60-215 | RECOD | 04-21-013 |
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| 463-60-235 | RECOD | 04-21-013 | 463-64-010 | NEW-P | 04-13-154 | 463-72-010 | NEW | 04-21-013 |
| 463-60-245 | RECOD-P | 04-13-154 | 463-64-010 | NEW | 04-21-013 | 463-72-020 | NEW-P | 04-13-154 |
| 463-60-245 | RECOD | 04-21-013 | 463-64-020 | NEW-P | 04-13-154 | 463-72-020 | NEW | 04-21-013 |
| 463-60-255 | RECOD-P | 04-13-154 | 463-64-020 | NEW | 04-21-013 | 463-72-030 | NEW-P | 04-13-154 |
| 463-60-255 | RECOD | 04-21-013 | 463-64-030 | NEW-P | 04-13-154 | 463-72-030 | NEW | 04-21-013 |
| 463-60-265 | RECOD-P | 04-13-154 | 463-64-030 | NEW | 04-21-013 | 463-72-040 | NEW-P | 04-13-154 |
| 463-60-265 | RECOD | 04-21-013 | 463-64-040 | NEW-P | 04-13-154 | 463-72-040 | NEW | 04-21-013 |
| 463-60-275 | RECOD-P | 04-13-154 | 463-64-040 | NEW | 04-21-013 | 463-72-050 | NEW-P | 04-13-154 |
| 463-60-275 | RECOD | 04-21-013 | 463-64-050 | NEW-P | 04-13-154 | 463-72-050 | NEW | 04-21-013 |
| 463-60-285 | RECOD-P | 04-13-154 | 463-64-050 | NEW | 04-21-013 | 463-72-060 | NEW-P | 04-13-154 |
| 463-60-285 | RECOD | 04-21-013 | 463-64-060 | NEW-P | 04-13-154 | 463-72-060 | NEW | 04-21-013 |
| 463-60-295 | RECOD-P | 04-13-154 | 463-66-010 | RECOD-P | 04-13-154 | 463-72-070 | NEW-P | 04-13-154 |
| 463-60-295 | RECOD | 04-21-013 | 463-66-020 | RECOD-P | 04-13-154 | 463-72-070 | NEW | 04-21-013 |
| 463-60-296 | RECOD | 04-23-003 | 463-66-020 | RECOD | 04-21-013 | 463-72-080 | NEW-P | 04-13-154 |
| 463-60-297 | RECOD | 04-23-003 | 463-66-030 | RECOD-P | 04-13-154 | 463-72-080 | NEW | 04-21-013 |
| 463-60-302 | RECOD-P | 04-13-154 | 463-66-030 | RECOD | 04-21-013 | 463-74-010 | RECOD-P | 04-13-154 |
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| 463-60-312 | RECOD-P | 04-13-154 | 463-66-040 | RECOD | 04-21-013 | 463-74-020 | RECOD-P | 04-13-154 |
| 463-60-312 | RECOD | 04-21-013 | 463-66-050 | RECOD-P | 04-13-154 | 463-74-020 | RECOD | 04-21-013 |
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| 463-60-322 | RECOD | 04-21-013 | 463-66-060 | RECOD-P | 04-13-154 | 463-74-030 | RECOD | 13 |
| 463-60-332 | RECOD-P | 04-13-154 | 463-66-060 | RECOD | 04-21-013 | 463-74-040 | RECOD-P | 04-13-154 |
| 463-60-332 | RECOD | 04-21-013 | 463-66-070 | RECOD-P | 04-13-154 | 463-74-040 | RECOD | 04-21-013 |
| 463-60-333 | RECOD | 04-23-003 | 463-66-070 | RECOD | 04-21-013 | 463-76-005 | RECOD | 04-23-003 |
| 463-60-342 | RECOD-P | 04-13-154 | 463-66-080 | RECOD-P | 04-13-154 | 463-76-010 | RECOD-P | 54 |
| 463-60-342 | RECOD | 04-21-013 | 463-66-080 | RECOD | 04-21-013 | 463-76-010 | RECOD | -13 |
| 463-60-352 | RECOD-P | 04-13-154 | 463-66-090 | RECOD-P | 04-13-154 | 463-76-020 | RECOD-P | -13-154 |
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| 463-60-362 | RECOD-P | 04-13-154 | 463-66-100 | RECOD-P | 04-13-154 | 463-76-030 | RECOD-P | 54 |
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| 463-60-372 | RECOD | 04-21-013 | 463-68-010 | NEW | 04-21-013 | 463-76-032 | RECOD-P | 04-13-154 |
| 463-60-382 | RECOD-P | 04-13-154 | 463-68-020 | NEW-P | 04-13-154 | 463-76-032 | RECOD | 04-21-013 |
| 463-60-385 | RECOD-P | 04-13-154 | 463-68-020 | NEW | 04-21-013 | 463-76-033 | RECOD-P | 04-13-154 |
| 463-60-435 | RECOD-P | 04-13-154 | 463-68-030 | NEW-P | 04-13-154 | 463-76-033 | RECOD | 04-21-013 |
| 463-60-525 | RECOD-P | 04-13-154 | 463-68-030 | NEW | 04-21-013 | 463-76-034 | RECOD-P | 04-13-154 |
| 463-60-535 | RECOD-P | 04-13-154 | 463-68-040 | NEW-P | 04-13-154 | 463-76-034 | RECOD | 013 |
| 463-60-535 | RECOD | 04-21-013 | 463-68-040 | NEW | 04-21-013 | 463-76-040 | RECOD-P | 04-13-154 |
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| 463-60-537 | RECOD | 04-23-003 | 463-68-050 | NEW | 04-21-013 | 463-76-041 | RECOD | 04-21-013 |
| 463-60-625 | RECOD-P | 04-13-154 | 463-68-060 | NEW-P | 04-13-154 | 463-76-042 | RECOD-P | 04-13-154 |
| 463-60-645 | RECOD-P | 04-13-154 | 463-68-060 | NEW | 04-21-013 | 463-76-042 $463-76-043$ | RECOD | 04-21-013 04-13-154 |
| 463-60-655 | RECOD-P | 04-13-154 | 463-68-070 | NEW-P | 04-13-154 | 463-76-043-76-043 | RECOD | 04-21-013 |
| 463-60-665 | RECOD-P | 04-13-154 | 463-68-070 463-68-080 | NEW-P | 04-21-013 | 463-76-050 | RECOD-P | 04-13-154 |
| 463-60-675 | RECOD-P | 04-13-154 | 463-68-080 | NEW-P NEW | -04-13-154 | 463-76-051 | RECOD-P | 04-13-154 |
| 463-60-680 | RECOD-P | 04-13-154 | 463-68-080 | RECOD-P | 04-13-154 | 463-76-051 | RECOD | 04-21-013 |
| 463-60-685 | RECOD-P | 04-13-154 | 463-70-010 | RECOD | 04-21-013 | 463-76-052 | RECOD-P | 04-13-154 |
| 463-62-010 | NEW-P | 04-13-154 | 463-70-020 | RECOD-P | 04-13-154 | 463-76-052 | RECOD | 04-21-013 |
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| 463-62-020 | NEW | 04-21-013 | 463-70-030 | RECOD | 04-21-013 | 463-76-054 | RECOD-P | 04-13-154 |
| 463-62-030 | NEW-P | 04-13-154 | 463-70-040 | RECOD-P | 04-13-154 | 463-76-054 | RECOD | 04-21-013 |
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| 463-62-060 | NEW-P | 04-13-154 | 463-70-070 | RECOD-P | 04-13-154 | 463-76-062 | RECOD-P | 04-13-154 |
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| 463-76-063 | RECOD-P | 04-13-154 | 468-100-306 | AMD | 04-08-041 | 478-1 16-301 | AMD-P | 04-07-127 |
| 463-76-063 | RECOD | 04-21-013 | 468-100-306 | AMD-W | 04-12-066 | 478-116-301 | AMD | 04-13-086 |
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| 463-78-005 | RECOD-P | 04-13-154 | 478-1 16-051 | AMD-P | 04-07-127 | 478-1 16-670 | AMD-P | 04-07-127 |
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| 463-78-020 | RECOD-P | 04-13-154 | 478-116-101 | AMD-P | 04-07-127 | 478-168-160 | AMD-P | 04-09-076 |
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| 463-78-090 | RECOD-P | 04-13-154 | 478-116-116 | AMD-P | 04-07-127 | 478-168-190 | AMD-P | 04-09-076 |
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| 463-78-100 | RECOD-P | 04-13-154 | 478-116-125 | AMD-P | 04-07-127 | 478-168-270 | AMD-P | 04-09-076 |
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| 463-78-115 | RECOD-P | 04-13-154 | 478-116-141 | AMD-P | 04-07-127 | 478-168-294 | REP-P | 04-09-076 |
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| 468-38-265 | PREP | 04-09-067 | 478-1 16-181 | AMD | 04-13-086 | 478-168-330 | REP | 04-19-036 |
| 468-38-265 | AMD-E | 04-13-011 | 478-116-184 | AMD-P | 04-07-127 | 478-168-340 | REP-P | 04-09-076 |
| 468-38-265 | AMD-P | 04-13-012 | 478-116-184 | AMD | 04-13-086 | 478-168-340 | REP | 04-13-087 |
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| 468-70-070 | AMD | 04-16-056 | 478-116-227 | AMD | 04-13-086 | 478-168-390 | AMD | 04-13-087 |
| 468-70-070 | AMD-E | 04-16-061 | 478-116-251 | AMD-P | 04-07-127 | 479-12-130 | PREP | 04-12-064 |
| 468-70-085 | REP-E | 04-09-014 | 478-116-251 | AMD | 04-13-086 | 479-12-130 | AMD-E | 04-12-065 |
| 468-70-085 | REP-P | 04-13-045 | 478-116-253 | AMD-P | 04-07-127 | 479-12-130 | AMD-P | 04-15-164 |
| 468-70-085 | .REP | 04-16-056 | 478-116-253 | AMD | 04-13-086 | 479-12-130 | AMD | 04-19-108 |
| 468-70-085 | REP-E | 04-16-061 | 478-116-255 | AMD-P | 04-07-127 | 479-12-150 | PREP | 04-20-054 |
| 468-95-315 | NEW-P | 04-05-016 | 478-116-255 | AMD | 04-13-086 | 479-12-430 | PREP | 04-12-064 |
| 468-95-315 | NEW | 04-08-010 | 478-116-271 | AMD-P | 04-07-127 | 479-12-430 | AMD-E | 04-12-065 |

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| 479-12-430 | AMD | 04-19-108 | 480-90-244 | NEW-P | 04-18-129 | 480-100-023 | AMD-P | 04-18-129 |
| 479-14-130 | PREP | 04-12-064 | 480-90-245 | NEW-P | 04-18-129 | 480-100-207 | NEW-P | 04-18-129 |
| 479-14-130 | AMD-E | 04-12-065 | 480-90-248 | NEW-P | 04-18-129 | 480-100-208 | AMD | 04-05-031 |
| 479-14-130 | AMD-P | 04-15-164 | 480-90-252 | NEW-P | 04-18-129 | 480-100-208 | REP-P | 04-18-129 |
| 479-14-130 | AMD | 04-19-108 | 480-90-257 | NEW-P | 04-18-129 | 480-100-209 | NEW-P | 04-18-129 |
| 479-14-180 | PREP | 04-20-054 | 480-90-262 | NEW-P | 04-18-129 | 480-100-218 | REP-P | 04-18-129 |
| 480-30-110 | AMD | 04-05-031 | 480-90-264 | NEW-P | 04-18-129 | 480-100-242 | NEW-P | 04-18-129 |
| 480-51-100 | AMD | 04-05-031 | 480-90-268 | NEW-P | 04-18-129 | 480-100-244 | NEW-P | 04-18-129 |
| 480-60-035 | PREP | 04-21-047 | 480-90-275 | NEW-P | 04-18-129 | 480-100-245 | NEW-P | 04-18-129 |
| 480-62 | PREP | 04-05-103 | 480-90-999 | AMD-P | 04-18-129 | 480-100-248 | NEW-P | 04-18-129 |
| 480-62-125 | AMD-P | 04-05-104 | 480-92-016 | AMD-P | 04-18-129 | 480-100-252 | NEW-P | 04-18-129 |
| 480-62-125 | AMD | 04-11-023 | 480-92-021 | AMD-P | 04-18-129 | 480-100-257 | NEW-P | 04-18-129 |
| 480-62-218 | NEW-P | 04-15-140 | 480-92-050 | AMD-P | 04-18-129 | 480-100-262 | NEW-P | 04-18-129 |
| 480-62-218 | NEW-C | 04-17-057 | 480-92-055 | NEW-P | 04-18-129 | 480-100-264 | NEW-P | 04-18-129 |
| 480-62-218 | NEW-C | 04-21-037 | 480-93 | AMD-C | 04-21-048 | 480-100-268 | NEW-P | 04-18-129 |
| 480-62-218 | NEW-C | 04-23-053 | 480-93-002 | REP-P | 04-15-141 | 480-100-275 | NEW-P | 04-18-129 |
| 480-62-300 | AMD | 04-05-031 | 480-93-005 | AMD-P | 04-15-141 | 480-100-282 | NEW-P | 04-18-129 |
| 480-62-320 | AMD-P | 04-05-104 | 480-93-007 | NEW-P | 04-15-141 | 480-100-287 | NEW-P | 04-18-129 |
| 480-62-320 | AMD | 04-11-023 | 480-93-008 | NEW-P | 04-15-141 | 480-100-999 | AMD-P | 04-18-129 |
| 480-70-041 | AMD-P | 04-18-129 | 480-93-009 | NEW-P | 04-15-141 | 480-110 | PREP | 04-08-132 |
| 480-70-051 | AMD-P | 04-18-129 | 480-93-010 | REP-P | 04-15-141 | 480-110-205 | AMD-P | 04-18-129 |
| 480-70-076 | AMD | 04-05-031 | 480-93-012 | NEW-P | 04-15-141 | 480-110-215 | AMD-P | 04-18-129 |
| 480-70-077 | NEW-P | 04-18-129 | 480-93-015 | AMD-P | 04-15-141 | 480-110-225 | AMD-P | 04-18-129 |
| 480-70-078 | NEW-P | 04-18-129 | 480-93-017 | AMD-P | 04-15-141 | 480-110-227 | NEW-P | 04-18-129 |
| 480-70-079 | NEW-P | 04-18-129 | 480-93-018 | AMD-P | 04-15-141 | 480-110-235 | AMD-P | 04-18-129 |
| 480-70-396 | PREP | 04-16-120 | 480-93-020 | AMD-P | 04-15-141 | 480-110-245 | AMD-P | 04-18-129 |
| 480-70-396 | AMD-P | 04-19-148 | 480-93-030 | REP-P | 04-15-141 | 480-110-261 | NEW-P | 04-18-129 |
| 480-70-396 | AMD | 04-22-040 | 480-93-040 | AMD-P | 04-15-141 | 480-110-265 | REP-P | 04-18-129 |
| 480-70-401 | PREP | 04-16-120 | 480-93-080 | AMD-P | 04-15-141 | 480-110-275 | AMD | 04-05-031 |
| 480-70-401 | AMD-P | 04-19-148 | 480-93-082 | REP-P | 04-15-141 | 480-110-275 | REP-P | 04-18-129 |
| 480-70-401 | AMD | 04-22-040 | 480-93-100 | AMD-P | 04-15-141 | 480-110-285 | REP-P | 04-18-129 |
| 480-73-010 | NEW-P | 04-18-129 | 480-93-110 | AMD-P | 04-15-141 | 480-110-295 | REP-P | 04-18-129 |
| 480-73-020 | NEW-P | 04-18-129 | 480-93-111 | REP-P | 04-15-141 | 480-110-335 | AMD-P | 04-18-129 |
| 480-73-030 | NEW-P | 04-18-129 | 480-93-112 | REP-P | 04-15-141 | 480-1 10-355 | AMD-P | 04-18-129 |
| 480-73-040 | NEW-P | 04-18-129 | 480-93-115 | AMD-P | 04-15-141 | 480-110-365 | AMD-P | 04-18-129 |
| 480-73-050 | NEW-P | 04-18-129 | 480-93-120 | REP-P | 04-15-141 | 480-1 10-375 | AMD-P | 04-18-129 |
| 480-73-060 | NEW-P | 04-18-129 | 480-93-124 | AMD-P | 04-15-141 | 480-110-385 | AMD-P | 04-18-129 |
| 480-73-110 | NEW-P | 04-18-129 | 480-93-130 | AMD-P | 04-15-141 | 480-1 10-395 | AMD-P | 04-18-129 |
| 480-73-120 | NEW-P | 04-18-129 | 480-93-140 | AMD-P | 04-15-141 | 480-1 10-415 | AMD-P | 04-18-129 |
| 480-73-130 | NEW-P | 04-18-129 | 480-93-150 | REP-P | 04-15-141 | 480-110-425 | AMD-P | 04-18-129 |
| 480-73-140 | NEW-P | 04-18-129 | 480-93-155 | AMD-P | 04-15-141 | 480-110-431 | NEW-P | 04-18-129 |
| 480-73-150 | NEW-P | 04-18-129 | 480-93-160 | AMD-P | 04-15-141 | 480-1 10-433 | NEW-P | 04-18-129 |
| 480-73-160 | NEW-P | 04-18-129 | 480-93-170 | AMD-P | 04-15-141 | 480-1 10-445 | AMD-P | 04-18-129 |
| 480-73-170 | NEW-P | 04-18-129 | 480-93-175 | AMD-P | 04-15-141 | 480-1 10-456 | NEW-P | 04-18-129 |
| 480-73-180 | NEW-P | 04-18-129 | 480-93-178 | NEW-P | 04-15-141 | 480-110-457 | NEW-P | 04-18-129 |
| 480-73-190 | NEW-P | 04-18-129 | 480-93-180 | AMD-P | 04-15-141 | 480-1 10-459 | NEW-P | 04-18-129 |
| 480-73-200 | NEW-P | 04-18-129 | 480-93-183 | REP-P | 04-15-141 | 480-110-465 | AMD-P | 04-18-129 |
| 480-73-210 | NEW-P | 04-18-129 | 480-93-184 | REP-P | 04-15-141 | 480-1 10-475 | REP-P | 04-18-129 |
| 480-73-999 | NEW-P | 04-18-129 | 480-93-185 | AMD-P | 04-15-141 | 480-110-485 | AMD-P | 04-18-129 |
| 480-75-240 | PREP | 04-17-056 | 480-93-186 | AMD-P | 04-15-141 | 480-1 10-495 | REP-P | 04-18-129 |
| 480-80 | PREP | 04-03-118 | 480-93-18601 | AMD-P | 04-15-141 | 480-110-505 | NEW-P | 04-18-129 |
| 480-80-123 | AMD-P | 04-17-133 | 480-93-187 | AMD-P | 04-15-141 | 480-110-515 | NEW-P | 04-18-129 |
| 480-80-204 | AMD-P | 04-17-133 | 480-93-188 | AMD-P | 04-15-141 | 480-1 10-525 | NEW-P | 04-18-129 |
| 480-80-206 | AMD-P | 04-17-133 | 480-93-190 | REP-P | 04-15-141 | 480-1 10-535 | NEW-P | 04-18-129 |
| 480-90-008 | AMD-P | 04-18-129 | 480-93-200 | AMD-P | 04-15-141 | 480-110-545 | NEW-P | 04-18-129 |
| 480-90-023 | AMD-P | 04-18-129 | 480-93-210 | REP-P | 04-15-141 | 480-110-555 | NEW-P | 04-18-129 |
| 480-90-207 | NEW-P | 04-18-129 | 480-93-220 | REP-P | 04-15-141 | 480-110-565 | NEW-P | 04-18-129 |
| 480-90-208 | AMD | 04-05-031 | 480-93-223 | AMD-P | 04-15-141 | 480-110-575 | NEW-P | 04-18-129 |
| 480-90-208 | REP-P | 04-18-129 | 480-93-230 | AMD-P | 04-15-141 | 480-110-999 | AMD-P | 04-18-129 |
| 480-90-209 | NEW-P | 04-18-129 | 480-93-240 | PREP | 04-17-056 | 480-120 | PREP | 04-03-118 |
| 480-90-218 | REP-P | 04-18-129 | 480-93-999 | AMD-P | 04-15-141 | 480-120-015 | AMD-P | 04-18-129 |

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| 480-120-034 | NEW-P | 04-17-133 | 480-120-389 | NEW-P | 04-18-129 | 495D-120-010 | REP-P | 04-11-103 |
| 480-120-112 | AMD-P | 04-17-133 | 480-120-395 | NEW-P | 04-18-129 | 495D-120-010 | REP | 04-16-003 |
| 480-120-122 | AMD-P | 04-17-133 | 480-120-399 | NEW-P | 04-18-129 | 495D-120-020 | REP-P | 04-11-103 |
| 480-120-128 | AMD-P | 04-17-133 | 480-120-402 | AMD-P | 04-17-133 | 495D-120-020 | REP | 04-16-003 |
| 480-120-146 | AMD-S | 04-03-117 | 480-120-414 | AMD-P | 04-17-133 | 495D-120-030 | REP-P | 04-11-103 |
| 480-120-146 | AMD | 04-09-068 | 480-120-439 | AMD-P | 04-17-133 | 495D-120-030 | REP | 04-16-003 |
| 480-120-147 | AMD-P | 04-17-133 | 480-120-450 | AMD-P | 04-17-133 | 495D-120-040 | REP-P | 04-11-103 |
| 480-120-147 | AMD-S | 04-22-072 | 480-120-450 | PREP | 04-23-051 | 495D-120-040 | REP | 04-16-003 |
| 480-120-147 | AMD-C | 04-23-052 | 480-120-540 | AMD-P | 04-17-133 | 495D-120-045 | REP-P | 04-11-103 |
| 480-120-161 | AMD-P | 04-17-133 | 480-120-999 | AMD-P | 04-17-133 | 495D-120-045 | REP | 04-16-003 |
| 480-120-166 | AMD-P | 04-17-133 | 480-121-063 | AMD-P | 04-18-129 | 495D-120-050 | REP-P | 04-11-103 |
| 480-120-172 | AMD-P | 04-17-133 | 480-122 | PREP | 04-04-021 | 495D-120-050 | REP | 04-16-003 |
| 480-120-173 | AMD-P | 04-17-133 | 480-122-020 | AMD-P | 04-17-133 | 495D-120-060 | REP-P | 04-11-103 |
| 480-120-174 | AMD-P | 04-17-133 | 480-122-060 | REP-P | 04-17-133 | 495D-120-060 | REP | 04-16-003 |
| 480-120-196 | AMD-P | 04-17-133 | 480-146-240 | REP-P | 04-18-129 | 495D-120-070 | REP-P | 04-11-103 |
| 480-120-201 | REP-P | 04-17-133 | 480-146-250 | REP-P | 04-18-129 | 495D-120-070 | REP | 04-16-003 |
| 480-120-202 | NEW-P | 04-17-133 | 480-146-260 | REP-P | 04-18-129 | 495D-120-080 | REP-P | 04-11-103 |
| 480-120-203 | REP-P | 04-17-133 | 480-146-270 | REP-P | 04-18-129 | 495D-120-080 | REP | 04-16-003 |
| 480-120-204 | REP-P | 04-17-133 | 480-146-280 | REP-P | 04-18-129 | 495D-120-085 | REP-P | 04-11-103 |
| 480-120-205 | REP-P | 04-17-133 | 480-146-290 | REP-P | 04-18-129 | 495D-120-085 | REP | 04-16-003 |
| 480-120-206 | REP-P | 04-17-133 | 480-146-300 | REP-P | 04-18-129 | 495D-120-090 | REP-P | 04-11-103 |
| 480-120-207 | REP-P | 04-17-133 | 480-146-310 | REP-P | 04-18-129 | 495D-120-090 | REP | 04-16-003 |
| 480-120-208 | REP-P | 04-17-133 | 480-146-320 | REP-P | 04-18-129 | 495D-120-100 | REP-P | 04-11-103 |
| 480-120-209 | REP-P | 04-17-133 | 480-146-330 | REP-P | 04-18-129 | 495D-120-100 | REP | 04-16-003 |
| 480-120-211 | REP-P | 04-17-133 | 480-146-340 | REP-P | 04-18-129 | 495D-120-110 | REP-P | 04-11-103 |
| 480-120-212 | REP-P | 04-17-133 | 480-146-350 | REP-P | 04-18-129 | 495D-120-110 | REP | 04-16-003 |
| 480-120-213 | REP-P | 04-17-133 | 480-146-360 | REP-P | 04-18-129 | 495D-120-120 | REP-P | 04-11-103 |
| 480-120-214 | REP-P | 04-17-133 | 480-146-370 | REP-P | 04-18-129 | 495D-120-120 | REP | 04-16-003 |
| 480-120-215 | REP-P | 04-17-133 | 480-146-380 | REP-P | 04-18-129 | 495D-120-130 | REP-P | 04-11-103 |
| 480-120-216 | REP-P | 04-17-133 | 484-10-045 | AMD-X | 04-14-051 | 495D-120-130 | REP | 04-16-003 |
| 480-120-253 | AMD-P | 04-17-133 | 484-10-045 | AMD | 04-19-026 | 495D-120-140 | REP-P | 04-11-103 |
| 480-120-262 | AMD-P | 04-17-133 | 484-10-050 | AMD-X | 04-14-051 | 495D-120-140 | REP | 04-16-003 |
| 480-120-301 | REP-P | 04-18-129 | 484-10-050 | AMD | 04-19-026 | 495D-120-170 | REP-P | 04-11-103 |
| 480-120-302 | REP-P | 04-17-133 | 484-20-010 | AMD-X | 04-14-051 | 495D-120-170 | REP | 04-16-003 |
| 480-120-303 | AMD | 04-05-031 | 484-20-010 | AMD | 04-19-026 | 495D-120-180 | REP-P | 04-11-103 |
| 480-120-303 | REP-P | 04-18-129 | 484-20-015 | AMD-X | 04-14-051 | 495D-120-180 | REP | 04-16-003 |
| 480-120-304 | AMD | 04-05-031 | 484-20-015 | AMD | 04-19-026 | 495D-120-190 | REP-P | 04-11-103 |
| 480-120-304 | REP-P | 04-18-129 | 484-20-035 | AMD-X | 04-14-051 | 495D-120-190 | REP | 04-16-003 |
| 480-120-305 | REP-P | 04-18-129 | 484-20-035 | AMD | 04-19-026 | 495D-120-200 | REP-P | 04-11-103 |
| 480-120-311 | REP-P | 04-18-129 | 484-20-040 | AMD-X | 04-14-051 | 495D-120-200 | REP | 04-16-003 |
| 480-120-321 | REP-P | 04-18-129 | 484-20-040 | AMD | 04-19-026 | 495D-121-010 | NEW-P | 04-11-103 |
| 480-120-322 | REP-P | 04-18-129 | 484-20-045 | AMD-X | 04-14-051 | 495D-121-010 | NEW | 04-16-003 |
| 480-120-322 | REP-S | 04-22-072 | 484-20-045 | AMD | 04-19-026 | 495D-121-020 | NEW-P | 04-11-103 |
| 480-120-322 | REP-C | 04-23-052 | 484-20-065 | AMD-X | 04-14-051 | 495D-121-020 | NEW | 04-16-003 |
| 480-120-323 | REP-P | 04-18-129 | 484-20-065 | AMD | 04-19-026 | 495D-121-030 | NEW-P | 04-11-103. |
| 480-120-325 | NEW-P | 04-18-129 | 484-20-087 | AMD-X | 04-14-051 | 495D-121-030 | NEW | 04-16-003 |
| 480-120-331 | $\because$ NEW-P | 04-18-129 | 484-20-087 | AMD | 04-19-026 | 495D-121-040 | NEW-P | 04-11-103 |
| 480-120-335 | NEW-P | 04-18-129 | 484-20-103 | AMD-X | 04-14-051 | 495D-121-040 | NEW | 04-16-003 |
| 480-120-339 | $\because$ NEW-P | 04-18-129 | 484-20-103 | AMD | 04-19-026 | 495D-121-050 | NEW-P | 04-11-103 |
| 480-120-344 | $\because$ NEW-P | 04-18-129 | 484-20-105 | AMD-X | 04-14-051 | 495D-121-050 | NEW | 04-16-003 |
| 480-120-349 | - NEW-P | 04-18-129 | 484-20-105 | AMD | 04-19-026 | 495D-121-060 | NEW-P | 04-11-103 |
| 480-120-349 | NEW-S | 04-22-072 | 484-20-116 | AMD-X | 04-14-051 | 495D-121-060 | NEW | 04-16-003 |
| 80-120-349 | - NEW-C | 04-23-052 | 484-20-116 | AMD | 04-19-026 | 495D-121-070 | NEW-P | 04-11-103 |
| 880-120-352 | NEW-P | 04-18-129 | 484-20-120 | AMD-X | 04-14-051 | 495D-121-070 | NEW | 04-16-003 |
| 80-120-355 | NEW-P | 04-18-129 | 484-20-120 | AMD | 04-19-026 | 495D-121-080 | NEW-P | 04-11-103 |
| 80-120-359 | $\because$ NEW-P | 04-17-133 | 495A-121-011 | AMD-P | 04-07-150 | 495D-121-080 | NEW | 04-16-003 |
| 80-120-365 | $\because$ NEW-P | 04-18-129 | 495A-121-011 | AMD | 04-11-043 | 495D-121-090 | NEW-P | 04-11-103 |
| 80-120-369 | $\because$ NEW-P | 04-18-129 | 495A-121-041 | AMD-P | 04-07-150 | 495D-121-090 | NEW | 04-16-003 |
| 80-120-375 | NEW-P | 04-18-129 | 495A-121-041 | AMD | 04-11-043 | 495D-121-100 | NEW-P | 04-11-103 |
| 80-120-379 | NEW-P | 04-18-129 | 495A-121-044 | AMD-P | 04-07-150 | 495D-121-100 | NEW | 04-16-003 |
| 80-120-382 | NEW-P | 04-18-129 | 495A-121-044 | AMD | 04-11-043 | 495D-121-110 | NEW-P | 04-11-103 |

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| 495D-121-120 | NEW | 04-16-003 |  |  |  |  |  |  |
| 495D-121-130 | NEW-P | 04-11-103 |  |  |  |  |  |  |
| 495D-121-130 | NEW | 04-16-003 |  |  |  |  |  |  |
| 495D-121-140 | NEW-P | 04-11-103 |  |  |  |  |  |  |
| 495D-121-140 | NEW | 04-16-003 |  |  |  |  |  |  |
| 495D-121-150 | NEW-P | 04-11-103 |  |  |  |  |  |  |
| 495D-121-150 | NEW | 04-16-003 |  |  |  |  |  |  |
| 495D-121-160 | NEW-P | 04-11-103 |  |  |  |  |  |  |
| 495D-121-160 | NEW | 04-16-003 |  |  |  |  |  |  |
| 495D-121-170 | NEW-P | 04-11-103 |  |  |  |  |  |  |
| 495D-121-170 | NEW | 04-16-003 |  |  |  |  |  |  |
| 495D-121-180 | NEW-P | 04-11-103 |  |  |  |  |  |  |
| 495D-121-180 | NEW | 04-16-003 |  |  |  |  |  |  |
| 495D-121-190 | NEW-P | 04-11-103 |  |  |  |  |  |  |
| 495D-121-190 | NEW | 04-16-003 |  |  |  |  |  |  |
| 495D-121-200 | NEW-P | 04-11-103 |  |  |  |  |  |  |
| 495D-121-200 | NEW | 04-16-003 |  |  |  |  |  |  |
| 495D-121-210 | NEW-P | 04-11-103 |  |  |  |  |  |  |
| 495D-121-210 | NEW | 04-16-003 |  |  |  |  |  |  |
| 495D-121-220 | NEW-P | 04-11-103 |  |  |  |  |  |  |
| 495D-121-220 | NEW | 04-16-003 |  |  |  |  |  |  |
| 495D-121-230 | NEW-P | 04-11-103 |  |  |  |  |  |  |
| 495D-121-230 | NEW | 04-16-003 |  |  |  |  |  |  |
| 495D-121-240 | NEW-P | 04-11-103 |  |  |  |  |  |  |
| 495D-121-240 | NEW | 04-16-003 |  |  |  |  |  |  |
| 495D-121-250 | NEW-P | 04-11-103 |  |  |  |  |  |  |
| 495D-121-250 | NEW | 04-16-003 |  |  |  |  |  |  |
| 495D-121-260 | NEW-P | 04-11-103 |  |  |  |  |  |  |
| 495D-121-260 | NEW | 04-16-003 |  |  |  |  |  |  |
| 516-60-001 | AMD-P | 04-03-073 |  |  |  |  |  |  |
| 516-60-001 | AMD | 04-09-106 |  |  |  |  |  |  |
| 516-60-010 | NEW-P | 04-03-073 |  |  |  |  |  |  |
| 516-60-010 | NEW | 04-09-106 |  |  |  |  |  |  |

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| ACADEMIC ACHIEVEMENT AND ACCOUNTABILITY COMMISSION |  |  | Hop commission board rules meetings | PERMMISCMISC | $\begin{aligned} & 104-10-059 \\ & 04-03-012 \end{aligned}$ |
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| High school graduation and dropout rates | PREP | 04-20-108 |  |  |  |
| Meetings | MISC | 04-01-113 |  |  |  |
| ACCOUNTANCY, BOARD OF |  |  | Hops | PREP | 04-19-121 |
|  |  |  | Horticulture | EXPE | 04-19-124 |
| Administration |  |  |  | EXP | 04-19-124 |
| fees | PERM | -04-01-076 | apples plant tagging | PREP | 04-18-009 |
|  | PREP | 04-06-085 |  | PREP | 04-02-054 |
|  | PROP | 04-17-086 |  | PROP | 04-06-083 |
|  | PROP | 04-22-097 |  | PERM | 04-09-084 |
| Meetings <br> Rules review and updates | MISC | 04-01-077 | planting stock certification program | PREP | 04-06-080 |
|  | PREP | 04-08-033 | keeping | PREP | 04-06-082 |
|  | PREP | 04-11-033 |  | PREP | 04-07-045 |
|  | PROP | 04-17-085 |  | EMER | 04-07-046 |
|  | PROP | 04-17-087 |  | PROP | 04-11-111 |
|  | PROP | 04-22-096 |  | PERM | 04-14-090 |
|  | PROP | 04-22-098 |  | EMER | 04-14-103 |
| ACTUARY, OFFICE OF THE STA TE Meetings | MISC |  | winter pears, controlled atmosphere storage requirements | PROP | 04-01-185 |
|  |  | 04-15-096 |  | PERM | 04-05-117 |
|  |  |  | Livestock |  | - |
| ADMINISTRA TIVE HEARINGS, OFFICE OF <br> Firearms in facilities |  | 04-20-032 | inspection and identification | PERM | 04-01-171 |
|  | PREP |  | livestock nutrient management program (LNMP) | EMER | 04-01-014 |
|  |  |  |  | PERM | 04-02-063 |
| ADVANCED TUITION PAYMENT, COMMITTEE ON |  |  | vesicular stomatitis | EMER | 04-15-021 |
|  |  |  | Mint commission |  |  |
|  | MISC | 04-15-035 | marketing order | PROP | 04-20-099 |
|  | MISC | 04-18-057 | Noxious weed control board |  |  |
|  | MISC | 04-19-019 | meetings | MISC | 04-04-032 |
|  |  |  | noxious weed list | EXPE | 04-07-021 |
| AFRICAN AMERICAN AFFAIRS, COMMISSION ON |  |  |  | PREP | 04-10-111 |
| Meetings | MISC | 04-01-148 |  | PERM | 04-13-014 |
|  |  |  |  | PREP | 04-13-015 |
| AGING AND ADULT SERVICES(See SOCIAL AND HEATH SERVICES, DEPARTMENT OF) |  |  |  | PROP | 04-14-104 |
|  |  |  |  | PERM | 04-19-004 |
|  |  |  |  | PROP | 04-20-028 |
| AGRICULTURE, DEPARTMENT OF |  |  | Nursery inspection fees | PREP | 04-04-108 |
| Alfalfa seed commission |  |  |  | PROP | 04-07-172 |
| marketing order | PROP | 04-19-120 |  | PREP | 04-09-079 |
| meetings | MISC | 04-06-015 |  | PERM | 04-11-026 |
| Apples | PREP | 04-18-009 |  | PROP | 04-13-146 |
| Asparagus | EMER | 04-18-029 | Organic food standards and certification national list changes | PERM | 04-17-037 |
| Barley commission marketing orders |  |  |  | EXPE | 04-16-092 |
|  | PERM | 04-16-026 | Pea and lentil commission |  | 04-16-0,2 |
| meetings | MISC | 04-03-013 | market order | PROP | 04-04-107 |
| Beef commissionmeetings |  |  |  | PERM | 04-17-021 |
|  | MISC | 04-03-028 | Peetings | MISC | 04-18-063 |
|  | MISC | 04-06-016 | Pesticides and herbicides |  |  |
|  | MISC | 04-07-072 | near schools or hospitals |  |  |
|  | MISC | 04-13-013 | Benton County | PREP | 04-13-057 |
|  | MISC | 04-21-007 | bulk pesticides, containment | PREP | 04-14-102 |
| Blueberry commission meetings |  |  | ethyl parathion | EXPE | 04-06-073 |
|  | MISC | 04-04-064 |  | PERM | 04-10-105 |
| Calibration services, special inspection and testing fees |  |  | glyphosate application microencapsulated methyl parathion | MISC | 04-22-003 $04-13-058$ |
|  | PREP | 04-09-083 |  | PERM | 04-18-023A |
|  | PERM | 04-23-043 | phytotoxicity | PREP | 04-03-004 |
| Caneberry planting stock | PREP | 04-09-081 | spartina treatment | MISC | 04-11-120 |
|  | PROP | 04-13-149 |  | MISC | 04-13-072 |
|  | PERM | 04-17-038 |  | MISC | 04-16-032 |
| Commercial feed and pet food | PREP | 04-06-074 | ziram | MISC | 04-19-061 |
|  | PROP | 04-11-093 | zram | PERM | 04-18-024 |
|  | PERM | 04-14-076 | Poultry | PERM | 04-18-024 |
| Commission Merchant Act <br> Commodity storage warehouses and grain dealers | PREP PREP | 04-23-095 | slaughtering pastured chickens | PROP | 04-05-119 |
|  | PREP | 04-22-095 |  | PERM | 04-08-062 |
| Dairy products commission meetings | MISC | 04-03-008 | Quarantine agricultural pests |  |  |
| Forest reproductive material certification and fees | MIS | 04-03-008 |  | PREP PROP | $\begin{aligned} & 04-09-080 \\ & 04-13-148 \end{aligned}$ |
|  | PROP | 04-01-180 |  | PERM | 04-17-036 |
|  | PERM | $04-06-028$ $04-22-093$ | annual bluegrass | PROP | 04-01-182 |
| Fruit and vegetable program | PROP | 04-08-128 | apple maggot | PERM 0 | 04-06-019 |
|  | PERM | 04-11-078 | apple maggor | PROP | 04-01-202 |
| Fryer commission marketing order meetings | PREP 0 | 04-19-123 |  | PERM 0 | 04-09-027 |
|  |  |  |  | PREP 0 | 04-21-082 |
|  | PERM | $04-07-128$ $04-22-035$ | fees and charges | EXPE 0 | 04-21-083 |
|  |  | 04-22-035 | grape phylloxera | PREP 0 | 04-09-078 |

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|  | PROP | $\begin{aligned} & 04-07-082 \\ & 04-07-083 \end{aligned}$ |  | MISC | $\begin{aligned} & 04-01-006 \\ & 04-03-007 \end{aligned}$ |
|  | PROP | 04-07-084 |  | MISC | 04-09-050 |
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| CASCADIA COMMUNITY COLLEGE |  |  |  | MISC | 04-14-020 |
| Hazing sanctions | PREP | 04-22-125 |  | MISC | 04-17-012 |
| Meetings | MISC | 04-19-007 |  | MISC | 04-23-047 |
| Rules revisions and updates | PREP | 04-22-125 | CONVENTION AND TRADE CENTER |  |  |
|  |  |  |  | MISC | 04-01-017 |
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| Parking regulations | PREP | 04-09-071 |  | MISC | 04-12-074 |
|  | PROP | 04-14-063 |  | MISC | 04-13-120 |
|  | PERM | 04-17-067 |  | MISC | 04-15-095 |
| Rules coordinator |  |  |  | MISC | 04-17-032 |
|  | MISC | 04-16-002 |  | MISC | 04-19-087 |
| Tobacco use in university buildings | PROP PERM | $04-06-014$ |  | MISC | 04-23-045 |
| CENTRALIA COLLEGE |  |  | CORRECTIONS, DEPARTMENT OF |  |  |
|  |  |  | Meetings | MISC | 04-01-103 |
| Policy and procedure update | MISC | $\begin{aligned} & 04-21-001 \\ & 04-10-052 \end{aligned}$ | Prisons |  |  |
|  | PRERM | 04-19-062 | discipline tobacco | $\begin{aligned} & \text { PREP } \\ & \text { PROP } \end{aligned}$ | $\begin{aligned} & 04-01-167 \\ & 04-05-076 \end{aligned}$ |
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|  |  |  | MISC | 04-01-173 |
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|  |  | 04-01-153 | SEPA | PROP | 04-16-103 |
| CLOVER PARK TECHNICAL COLLEGE <br> Meetings |  | 04-20-025 | COUNTY ROAD ADMINISTRATION BOARD |  |  |
|  | MISC |  | Meetings | $\xrightarrow{\text { MISC }}$ | 04-11-018 |
| CODE REVISER'S OFFICE |  |  | Regional prioritization of RAP projects | PERM | 04-05-001 |
| Ergonomics rules, Initiative 841 | MISC | 04-01-012 | Rules coordinator | MISC | 04-01-172 |
| Quarterly reports |  |  | CRIMINAL JUSTICE TRAINING COMMISSION |  |  |
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| 04-07-04-12 See Issue 04-13 |  |  |  | PROP | 04-09-069 |
| 04-13-04-18 See Issue 04-19 |  |  |  | PRERM | 04-13-071 |
| Rule-making process | PERM | 04-02-071 | Business office address | PROP | 04-02-040 |
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|  | PERM | 04-06-033 |  | PROP | 04-16-112 |
|  | MISC | 04-19-054 | In-service training | PREP | 04-18-013 |
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| Public records disclosure | PREM | 04-05-049 | Javenile corrections officer academy | PROP | 04-19-048 |
|  | PERM | 04-10-038 | Juvenile residential counselors acaderny | PREP | 04-15-144 |
|  |  |  |  | PROP | 04-19-049 |
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| Economic development commission | MRSC | 04-21-087 | Readmission to basic academy |  |  |
| Lead-based paint accreditation and certification | PROP | $\begin{aligned} & 04-05-062 \\ & 04-10-037 \end{aligned}$ |  | PREP | -04-11-054 |
| Low-income home energy assistance program | MISC | 04-09-073 |  | PERM | 04-19-050 |
| Public hearings | MISC | 04-07-124 | Rules |  |  |
| Public works board | M1SC | 04-03-045 | review | PREP | 04-23-015 |
|  | EXPE | 04-05-024 |  | PREP | 04-23-016 |
|  | PERM | 04-09-085 |  |  |  |
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| COMMUNITY AND TECHNICAL COLLEGES, BOARD FOR |  |  | Emergency expulsion of students | PERM | 04-02-002 |
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| revisions required by EHB 1403 | PREP | $04-03-032$ $04-07-095$ | DEVELOPMENTAL DISABLIITIES |  |  |
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|  | PROP | 04-07-093 | EASTERN WASHINGTON STATE HISTORICAL SOCIETY |  |  |
|  | PERM | 04-11-027 | Meetings | MISC | 04-20-026 |

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|  | MISC | 04-01-047 |  | MISC | 04-12-034 |
|  | MISC | 04-03-078 | Toxic cleanup program | MISC | 01-22-043 |
|  | MISC | 04-04-025 |  | MISC | 04-13-062 |
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|  | MISC | 04-09-075 | fees | PREP | 04-01-116 |
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|  | MISC | 04-14-005 |  | PERM | 04-15-046 |
|  | MISC | 04-14-021 | fresh fruit packing industry | MISC | 04-11-049 |
|  | MISC | 04-14-086 | issuance | MISC | 04-12-085 |
|  | MISC | 04-19-041 | upland fin-fish hatching and rearing | MISC | 04-19-088 |
|  | MISC | 04-19-107 | Water quality assessment | MISC | 04-03-020 |
|  | MISC | 04-20-065 | Water qually assessment | MISC | 04-21-093 |
|  | MISC | 04-21-042 | Wetland mitigation banking | PREP | 04-15-045 |
| ECOLOGY, DEPARTMENT OF PREP $04-13-125$ ECONOMIC DEVELOPMENT FINANCE AUTHORITY |  |  |  |  |  |
| Agricultural burning | PREP | 04-13-125 | Meetings | MISC | 04-03-079 |
| Carbon dioxide mitigation program for fossil <br> fueled thermal electric generating facilitios <br> PROP 04-21-070 |  |  |  |  |  |
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| Columbia River water management program | PREP | 04-11-038 | Meetings | MISC | 04-01-061 |
| Dam safety | PRERM | 04-16-122 | Meting | MISC | 04-03-029 |
| Dangerous waste federal regulations |  |  |  | MISC | 04-06-049 |
|  | PREP | 04-04-101 |  | MISC | 04-13-079 |
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| Elwha-Dungeness instream resources protection | PREP | 04-07-129 |  |  |  |
| Entiat River Basin (WRIA 46) | PREP | 04-17-134 | Education, STATE BOARD OF |  |  |
| Fine particulate matter areas, designation of public hearings | MISC | 04-01-115 |  | PREP | $04-15-043$ |
| Industrial stormwater general permit | MISC | 04-16-121 | Bus driver qualifications | PROP | 04-04-087 |
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|  | PREP | 04-23-042 | Certification, standards | PERM | 04-04-009 |
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|  | MISC | 04-01-078 |  | PERM | 04-04-012 |
| NPDES permit |  |  |  | PREP | 04-04-084 |
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| public notice of intent to issue | MISC | 04-13-126 |  | PREP | 04-08-056 |
| Persistent biocumulative toxic substances | PREP | 04-23-039 |  | PROP | 04-15-042 |
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|  | MISC | 04-19-151 | Classified staff, unprofessional conduct | PREP | 04-09-064 |
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|  | MISC | $04-14-095$ $04-10-010$ | Courses of study and equivalency | PREP | 04-01-045 $04-04-086$ |
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[^0]:    ${ }^{\omega}$ Log scale conversions Western and Eastem Washington. See conversion methods WAC 458-40-680.
    (2) Includes Alaska-Cedar.
    (3) Includes Westem Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, Subalpine Fir, and all Spruce. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
    (4) Stumpage value per ton.
    (I) Stumpage value per 8 lineal feet or portion thereof.
    ${ }^{6}$ Stumpage value per lineal foot.

[^1]:    (4) You-arewaiting to reeeive-WASHCAPbenefits)).

[^2]:    ${ }^{1}$ Board meets third Wednesday in March.
    ${ }^{2}$ Combines November and December 2005.

[^3]:    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 in the Register pursuant to the requirements of RCW 34.08.040.

