

WAC

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 197-11-948 Assumption of lead agency status.

[Statutory Authority: Chapter 43.21C RCW. 85-03-004 (Order 3, Resolution No. 103), § 140-09-185, filed 1/3/85.]

WAC 140-09-200 Fees. The corporation may require the following fees for its activities in accordance with the provisions of this chapter:

The corporation may charge any person for copies of any document prepared under this chapter, and for mailing the document, in a manner provided by chapter 42.17 RCW. [Statutory Authority: Chapter 43.21C RCW. 85-03-004 (Order 3, Resolution No. 103), § 140-09-200, filed 1/3/85.]

WAC 140-09-220 Severability. If any provision of this chapter or its application to any person or circumstance is held invalid, the remainder of this chapter, or the application of the provision to other persons or circumstances, shall not be affected. [Statutory Authority: Chapter 43.21C RCW. 85-03-004 (Order 3, Resolution No. 103), § 140-09-220, filed 1/3/85.]

PART ELEVEN - FORMS

WAC 140-09-230 Adoption by reference. The corporation adopts the following forms and sections by reference:

WAC

- 197-11-960 Environmental checklist.
 197-11-965 Adoption notice.
 197-11-970 Determination of nonsignificance (DNS).

- 197-11-980 Determination of significance and scoping notice (DS).
 197-11-985 Notice of assumption of lead agency status.
 197-11-990 Notice of action.

[Statutory Authority: Chapter 43.21C RCW. 85-03-004 (Order 3, Resolution No. 103), § 140-09-230, filed 1/3/85.]

Title 142 WAC

DAIRY PRODUCTS COMMISSION

Chapter

142-30 Assessment on milk.

Chapter 142-30 WAC

ASSESSMENT ON MILK

WAC

142-30-010 Declaration of purpose—Effective date.

WAC 142-30-010 Declaration of purpose—Effective date. To effectuate the purposes of chapter 15.44 RCW there is hereby levied upon all milk produced in this state an assessment of 0.75 percent of the Class I price for 3.5% butterfat milk, as established in any market area by a market order in effect in that area or by the state department of agriculture in case there is no market order for that area, or an assessment rate not to exceed the rate approved at the most recent referendum that would achieve a ten cent per hundredweight credit to local, state or regional promotion organizations provided by Title I, Subtitle B of the Federal Dairy and Tobacco Adjustment Act of 1983. The effective date of WAC 14-30-010 shall be August 4, 1985. [Statutory Authority: RCW 15.44.130. 85-15-003 (Order 85-4), § 142-30-010, filed 7/5/85. Statutory Authority: Chapter 15.44 RCW. 83-08-019 (Order 83-2), § 142-30-010, filed 3/29/83; Order 2-76, § 142-30-10 (codified as WAC 142-30-010), filed 11/15/76, effective 1/1/77.]

Title 154 WAC

DEFERRED COMPENSATION,
COMMITTEE FOR

Chapters

154-01 Plan established.
 154-04 Definitions.
 154-12 Participation in the plan.

Chapter 154-01 WAC

PLAN ESTABLISHED

WAC

154-01-010 Plan established.

WAC 154-01-010 Plan established. In accordance with the provisions of RCW 41.04.250 et seq., and as provided in Section 457 of the Internal Revenue Code, the state of Washington hereby establishes the deferred compensation plan for employees of the state of Washington and approved political subdivisions of the state of Washington, hereinafter referred to as the "plan." Nothing contained in this plan shall be deemed to constitute an employment agreement between the participant and the employer and nothing contained herein shall be deemed to give a participant any right to be retained in the employ of the employer. [Statutory Authority: RCW 41.04.260. 84-23-022 (Order 84-4), § 154-01-010, filed 11/13/84; 82-13-043 (Order 82-3), § 154-01-010, filed 6/11/82.]

Chapter 154-04 WAC DEFINITIONS

WAC

154-04-010 Employer.
154-04-090 Includible compensation.

WAC 154-04-010 Employer. "Employer" means:

(1) The state of Washington, one of the fifty states of the United States, as described in Section 1.457-2 (c)(1) of the final regulations promulgated under Section 457 of the Internal Revenue Code; and

(2) Approved political subdivisions of the state of Washington. [Statutory Authority: RCW 41.04.260. 84-23-022 (Order 84-4), § 154-04-010, filed 11/13/84; 83-13-044 (Order 83-2), § 154-04-010, filed 6/10/83; 82-13-043 (Order 82-3), § 154-04-010, filed 6/11/82.]

WAC 154-04-090 Includible compensation. "Includible compensation" means for the purposes of the limitation set forth in WAC 154-12-020, compensation for services performed for the employer which (after applying exclusions pursuant to RCW 41.04.440, 41.04.445, and 41.04.450, and Sections 403(b) and 457 of the Internal Revenue Code) is includible in the participant's gross income for Internal Revenue Service tax purposes for the taxable year. The amount of includible compensation shall be determined without regard to any community property laws. [Statutory Authority: RCW 41.04.260. 84-23-022 (Order 84-4), § 154-04-090, filed 11/13/84; 83-13-044 (Order 83-2), § 154-04-090, filed 6/10/83; 82-13-043 (Order 82-3), § 154-04-090, filed 6/11/82.]

Chapter 154-12 WAC PARTICIPATION IN THE PLAN

WAC

154-12-015 Acceptance of interplan transfers.
154-12-020 Deferral limitations.
154-12-030 Catch-up provision.
154-12-050 Modification of deferral.
154-12-105 Repealed.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

154-12-105 Change of investment mode. [Statutory Authority: RCW 41.04.260. 83-13-044 (Order 83-2), § 154-12-105, filed 6/10/83.] Repealed by 84-17-033 (Order 84-2), filed 8/8/84. Statutory Authority: RCW 41.04.260.

WAC 154-12-015 Acceptance of interplan transfers. Pursuant to Section 1.457-(2)(k) of the final regulations promulgated under section 457 of the code, this plan will allow for the acceptance of amounts deferred by participants under plans having met the transfer requirements of section 457 and said regulations. [Statutory Authority: RCW 41.04.260. 84-23-022 (Order 84-4), § 154-12-015, filed 11/13/84; 83-13-044 (Order 83-2), § 154-12-015, filed 6/10/83.]

WAC 154-12-020 Deferral limitations. Except as provided in WAC 154-12-030, the maximum that may be deferred under the plan for any taxable year of a participant shall not exceed the lesser of (1) \$7,500 or (2) 33 1/3% of the participant's includible compensation for the taxable year, or as may be otherwise provided in Section 457 of the Internal Revenue Code or any successor statute of similar import. [Statutory Authority: RCW 41.04.260. 84-23-022 (Order 84-4), § 154-12-020, filed 11/13/84; 83-13-044 (Order 83-2), § 154-12-020, filed 6/10/83; 82-13-043 (Order 82-3), § 154-12-020, filed 6/11/82.]

WAC 154-12-030 Catch-up provision. For one or more of the participant's last three taxable years ending before attaining normal retirement age under the plan, the maximum deferral shall be the lesser of (1) \$15,000 for the taxable year, reduced by any amount excludible from the participant's gross income for the taxable year under Section 403(b) on account of contributions made by your employer, or (2) the sum of (a) the limitations established for purposes of WAC 154-12-020 of the plan for the taxable year (determined without regard to this section), plus (b) so much of the limitation established under WAC 154-12-020 for taxable years before the taxable year as has not theretofore been used under WAC 154-12-020 or 154-12-030; or as may be otherwise provided in Section 457 of the Internal Revenue Code or any successor statute of similar import. A prior taxable year shall be taken into account only if: (i) It begins after December 31, 1978; (ii) the participant was eligible to participate in the plan during all or any portion of the taxable year, and; (iii) compensation deferred (if any) under the plan during the taxable year was subject to a maximum limitation (as established under WAC 154-12-020).

A prior taxable year includes a taxable year in which the participant was eligible to participate in an eligible plan sponsored by another entity, providing that the other entity sponsoring the plan is located within the state of Washington. In no event can the participant elect to have the catch-up provision apply more than once whether or not the full catch-up had been utilized.

[Statutory Authority: RCW 41.04.260, 84-23-022 (Order 84-4), § 154-12-030, filed 11/13/84; 83-13-044 (Order 83-2), § 154-12-030, filed 6/10/83; 82-13-043 (Order 82-3), § 154-12-030, filed 6/11/82.]

WAC 154-12-050 Modification of deferral. A participant may modify his/her deferral no more frequently than twice in any calendar year, unless the committee by specific action authorizes a special additional open change period. Such change may be in the amount of deferral specified and/or the investment mode pursuant to WAC 154-12-010(2). A change in the investment mode may apply to the redirection of amounts previously deferred as well as current deferrals. Such change or changes shall be effective as to any calendar month only if a new participation agreement is executed by the participant and approved by the committee or its designee before the beginning of such calendar month. The committee reserves the right to defer the effective date of any such change or changes. [Statutory Authority: RCW 41.04.260, 84-17-033 (Order 84-2), § 154-12-050, filed 8/8/84; 82-13-043 (Order 82-3), § 154-12-050, filed 6/11/82.]

WAC 154-12-105 Repealed. See Disposition Table at beginning of this chapter.

Title 172 WAC

EASTERN WASHINGTON UNIVERSITY

Chapters

- 172-114 Constitution of associated students.
- 172-144 Special charges--Financial responsibility.
- 172-148 Equal opportunity policy and affirmative action program.
- 172-150 Equal opportunity policy and affirmative action program.
- 172-180 Delegated authorization to hire, dismiss and discipline classified personnel.

Chapter 172-114 WAC

CONSTITUTION OF ASSOCIATED STUDENTS

WAC

- 172-114-040 Article III--Council.
- 172-114-050 Article IV--Elections.

WAC 172-114-040 Article III--Council. (1) The legislative powers of the ASEWU shall be vested in the ASEWU council and may not be transferred.

(2) **Membership.** The members of the ASEWU council shall consist of nine at-large council members, the ASEWU president, the ASEWU executive vice president, and the ASEWU finance vice president. The voting membership of the ASEWU council shall consist of the executive vice president and nine council members, elected by numbered, at-large positions for one year. The council members shall take office on the last day of the quarter in which they are elected, as follows:

Positions 1 through 3 elected fall quarter, positions 4 through 6 elected winter quarter, positions 7 through 9 elected spring quarter. No person shall hold more than one elected position on the council. The ASEWU president and ASEWU finance vice president shall have all council membership rights excluding voting.

(3) **Meetings.** The ASEWU council shall meet not less than four times during each quarter (excluding summer quarter), and special meetings may be called by the ASEWU executive vice president, by one-third of the council members, or by a presentation of a petition to the ASEWU council signed by five percent of the ASEWU. All meetings shall be open to the public. A record shall be kept of the votes taken therein, and copies of the minutes shall be available to any member of the university community upon request.

(a) **Quorum.** The ASEWU council meetings shall have quorum being a majority of the ASEWU council members.

(b) **Proxy voting.** There shall be no proxy voting.

(4) **Legislation.** All legislation shall include: The names of the sponsor(s); date of introduction; committee referred to, if any, disposition and date of disposition; signature of the ASEWU executive vice president and the ASEWU president, or override of his/her veto by the ASEWU council; and shall continue in effect until five years from the last date of signature, an override, or until rescinded.

(5) **Council powers and duties.** The ASEWU council shall have the following policies and duties:

(a) The ASEWU council shall enforce this constitution.

(b) The ASEWU council shall serve as the official representative of ASEWU.

(c) The ASEWU council shall enact all legislation necessary to ensure that its policies are enforced.

(d) The budgeting authority of the ASEWU shall be vested in the ASEWU council and may not be transferred.

(i) The budget shall include all funds, revenues, and reserves; shall be divided into programs, subprograms, and objects of expense and shall include supporting data; shall indicate as to each program, subprogram, or object of expense the actual expenditures of the preceding year; and shall include any proposed capital improvement program for the next six fiscal years.

(ii) Regular budgets shall be those budgets adopted during spring quarter for the following fiscal year. Supplemental budgets shall be all other budget requests made throughout the year. Copies of the budgets shall be delivered to each member of the ASEWU council and be available to any member of the university community upon request.

(iii) Unless otherwise provided by the appropriation legislation, all unexpended and unencumbered appropriations in the current expense appropriation legislation shall lapse at the end of the fiscal year. An appropriation in the capital budget appropriation legislation shall lapse when the project has been completed or abandoned or when no expenditure or encumbrance has been made for three years.