

pursuing under this section, including records of other applicants.

(6) The school district and other public agency's application may be denied, in whole or part, if the district or other public agency fails to request a hearing or the hearing decision upholds the proposed basis for denial.

[Statutory Authority: Chapter 28A.155 RCW. 95-21-055 (Order 95-11), § 392-172-590, filed 10/11/95, effective 11/11/95.]

#### **WAC 392-172-592 Records related to grant funds.**

(1) The superintendent of public instruction and districts shall keep records that show:

- (a) The amount of funds under the grant;
- (b) How the funds were used;
- (c) The total cost of the project;
- (d) The share of that cost provided from other sources;

and

- (e) Other records to facilitate an effective audit.

(2) Records shall be maintained to show program compliance including, records related to the location, evaluation and placement of special education students and the development and implementation of individualized education programs. Program and fiscal information records shall be available to authorized representatives of the office of superintendent of public instruction for the purpose of compliance monitoring under WAC 392-172-504.

(3) Records shall be retained for seven years after completion of the activities for which grant funds were used.

[Statutory Authority: Chapter 28A.155 RCW. 95-21-055 (Order 95-11), § 392-172-592, filed 10/11/95, effective 11/11/95.]

**WAC 392-172-594 Program coordination.** The superintendent of public instruction and districts shall, to the extent possible, coordinate each of its federal projects with other activities that are in the same geographic area served by the project and that serve similar purposes and target groups.

[Statutory Authority: Chapter 28A.155 RCW. 95-21-055 (Order 95-11), § 392-172-594, filed 10/11/95, effective 11/11/95.]

## **Title 399 WAC COMMUNITY, TRADE, AND ECONOMIC DEVELOPMENT (PUBLIC WORKS BOARD)**

### **Chapters**

- 399-10** General provisions.
- 399-20** Public records.
- 399-30** Public works loans and pledges.

### **Chapter 399-10 WAC GENERAL PROVISIONS**

#### **WAC**

399-10-010 Organization and operation of the public works board.

**WAC 399-10-010 Organization and operation of the public works board.** (1) The public works board, hereinafter referred to as the board, is a thirteen-member board appointed by the governor and created pursuant to RCW 43.155.030.

(2) The governor shall appoint one of the general public members of the board as chair. The board may elect such other officers for such terms as it may from time to time deem necessary in accordance with the board's bylaws.

(3) The board's staff support and office space is provided by the Department of Community, Trade, and Economic Development, P.O. Box 48319, Olympia, Washington 98504-8319; phone (360) 753-2200.

[Statutory Authority: RCW 43.155.040(4). 95-11-093, § 399-10-010, filed 5/19/95, effective 6/19/95; 93-22-014, § 399-10-010, filed 10/26/93, effective 11/26/93. Statutory Authority: 1985 c 446 § 10. 85-24-072 (Order 85-17), § 399-10-010, filed 12/4/85.]

### **Chapter 399-20 WAC PUBLIC RECORDS**

#### **WAC**

399-20-020 Definitions.

**WAC 399-20-020 Definitions.** The following definitions shall apply to this chapter:

(1) "Public record" includes any writing containing information relating to the conduct of government or the performance of any governmental or proprietary function prepared, owned, used, or retained by the board regardless of physical form or characteristics.

(2) "Writing" means handwriting, typewriting, printing, photostating and every other means of recording any form of communication or representation, including letters, words, pictures, sounds, symbols, or combinations thereof, and all paper, maps, magnetic or paper tapes, photographic films and prints, magnetic or punched cards, discs, drums and other documents.

(3) "Board" means the public works board, created pursuant to chapter 446, Laws of 1985, and shall also refer to the board's officers and staff, where appropriate.

(4) "Department" means the department of community, trade, and economic development, and shall also refer to the department's staff, where appropriate.

[Statutory Authority: RCW 43.155.040(4). 95-11-093, § 399-20-020, filed 5/19/95, effective 6/19/95. Statutory Authority: 1985 c 446 § 10. 85-24-072 (Order 85-17), § 399-20-020, filed 12/4/85.]

**Chapter 399-30 WAC**  
**PUBLIC WORKS LOANS AND PLEDGES**

**WAC**

399-30-040 Application evaluation procedure and board deliberations.

**WAC 399-30-040 Application evaluation procedure and board deliberations.** (1) The board will consider and prioritize, or disapprove, all applications for loans or financing guarantees at regular or special meetings of the board. The applicant will be notified of meetings at which its application will be considered.

(2) Applications will be evaluated and prioritized in accordance with the following procedures:

(a) Staff will log in all applications as received.

(b) Staff will review all applications for compliance with the minimum qualification requirements of WAC 399-30-030(2). Jurisdictions whose applications do not meet the minimum qualification requirements will be notified in writing of the disqualification.

(c) Staff will perform a preliminary evaluation of all applications which meet the requirements of WAC 399-30-030(2). Applications will be scored according to the number of points awarded for responses provided in the statements of local management efforts and project need.

(i) Not less than sixty points, of a one hundred point total, shall be assigned to responses to questions identified in the application as relating to local management effort.

(ii) The remaining forty points shall be assigned to responses to questions identified in the application as relating to project need.

(d) Staff will provide the board with preliminary evaluation and scoring of the applications. All application materials will be available to the board for their deliberations. The board will develop a ranked list of projects based on the information provided to them by the staff and the applications.

(e) The board may adjust the ranked list in consideration of the following factors:

(i) Geographical balance;

(ii) Economic distress;

(iii) Type of projects;

(iv) Type of jurisdiction;

(v) Other criteria that the board considers advisable.

(f) Staff will verify critical information on each project as required by the board.

(g) In order to ensure fairness to all jurisdictions with applications pending before the board, the board will not accept oral or written testimony from any applicant while deliberating loan priorities, other than specific responses to information requests initiated by the board as provided in (h) of this subsection.

(h) The board may consult with officials of jurisdictions having projects submitted for funding on any issue it wishes to address.

(3) Applicants will be notified in writing of board decisions.

[Statutory Authority: RCW 43.155.040(4), 95-11-093, § 399-30-040, filed 5/19/95, effective 6/19/95; 93-22-015, § 399-30-040, filed 10/26/93, effective 11/26/93; 92-03-052, § 399-30-040, filed 1/13/92, effective 2/13/92. Statutory Authority: RCW 43.155.040, 88-10-009 (Order 88-02),

§ 399-30-040, filed 4/22/88; 87-17-013 (Order 87-16), § 399-30-040, filed 8/10/87; 86-18-009 (Resolution No. 86-12), § 399-30-040, filed 8/21/86. Statutory Authority: 1985 c 446 § 10, 86-03-051 (Resolution No. 85-17), § 399-30-040, filed 1/15/86.]

**Title 415 WAC**  
**RETIREMENT SYSTEMS,**  
**DEPARTMENT OF**

**Chapters**

**415-100 Judicial retirement system.**

**415-104 Law enforcement officers' and fire fighters' retirement system.**

**415-108 Public employees' retirement system.**

**415-112 Teachers' retirement board of trustees.**

**415-113 Portability of public employment benefits.**

**415-115 Assessment of an additional administrative fee.**

**Chapter 415-100 WAC****JUDICIAL RETIREMENT SYSTEM****WAC**

415-100-041 Repealed.

415-100-045 Definition of member.

415-100-051 Married member's benefit selection—Spousal consent required.

415-100-055 Retirement benefit options.

**DISPOSITION OF SECTIONS FORMERLY  
CODIFIED IN THIS CHAPTER**

415-100-041 Background and purpose. [Statutory Authority: RCW 34.05.050 and 1990 c 249, 91-03-013, § 415-100-041, filed 1/7/91, effective 2/7/91.] Repealed by 96-01-047, filed 12/14/95, effective 1/14/96. Statutory Authority: RCW 2.10.146, 41.26.460, 41.32.530, 41.50.050, 41.32.785, 41.40.188 and 41.40.660.

**WAC 415-100-041 Repealed.** See Disposition Table at beginning of this chapter.

**WAC 415-100-045 Definition of member.** (1) "Member" means:

(a) A judge as defined in RCW 2.10.030(2), who elected to exchange survivor benefits, filed the requisite documents with the department pursuant to RCW 2.10.140(2), and is making contributions to the system; or

(b) A former judge as defined in RCW 2.10.030(2), who elected to exchange survivor benefits, filed the requisite documents with the department pursuant to RCW 2.10.140(2), and left accumulated contributions in the system; or

(c) A retiree.

(2) A retiree means any judge, as defined in RCW 2.10.030(2), in receipt of a retirement allowance or other benefit provided by chapter 2.10 RCW resulting from service rendered to an employer.