

[Statutory Authority: RCW 43.06A.030(6). 97-21-066, § 112-10-020, filed 10/14/97, effective 11/14/97.]

WAC 112-10-030 Location. OFCO is located organizationally within the office of the governor, reports directly to the governor, and exercises the powers of the office and duties independently of the secretary of the department of social and health services.

[Statutory Authority: RCW 43.06A.030(6). 97-21-066, § 112-10-030, filed 10/14/97, effective 11/14/97.]

WAC 112-10-040 Authority. OFCO was created and receives its authority from RCW 43.06A.

[Statutory Authority: RCW 43.06A.030(6). 97-21-066, § 112-10-040, filed 10/14/97, effective 11/14/97.]

WAC 112-10-050 Duties. OFCO shall:

(1) Provide information as appropriate on the rights and responsibilities of individuals receiving family and children's services and on the procedures for providing these services.

(2) Investigate administrative acts alleged to be contrary to law, rule, or policy, imposed without an adequate statement of reason, or based on irrelevant, immaterial, or erroneous grounds.

(3) Monitor the procedures of DSHS in carrying out its responsibilities in delivering family and children's services.

(4) Review periodically the facilities and procedures of state institutions serving children and state licensed facilities or residences.

(5) Recommend changes in the procedures for addressing the needs of families and children.

(6) Submit an annual report to the governor and the legislative oversight committee (LOC) analyzing the work of OFCO, including recommendations.

[Statutory Authority: RCW 43.06A.030(6). 97-21-066, § 112-10-050, filed 10/14/97, effective 11/14/97.]

WAC 112-10-060 Implementation of duties. (1) Investigations.

(a) OFCO investigates administrative acts.

(b) OFCO investigations may be initiated based upon receipt of a complaint or on its own initiative.

(c) OFCO may decline to investigate any complaint that is not within the scope and/or priorities of OFCO's policies and resources.

(d) OFCO may conduct its investigation based upon records review, interviews, and any other investigative tools necessary to carry out its duties.

(e) Actions to be taken by OFCO after an investigation may include:

(i) Recommendations to the agency for changes in policy, procedure, or practice that should be implemented to improve service delivery and/or accountability;

(ii) Recommendations to the legislature for legislative enactments that would improve services and/or accountability; and/or

(iii) Recommendations to the governor for legislation, policy, and/or executive order changes that would improve services and/or accountability.

(2) Periodic review of facilities.

(a) OFCO will periodically review the policies and procedures of state institutions serving children and state-licensed or operated facilities where children reside.

(b) OFCO may review physical facilities based upon review of agency records or reports; review of agency policies and procedures; receipt of a complaint; or as patterns raising concern arise through other investigations.

(3) Handling of DSHS records.

(a) As provided by applicable federal and state law, OFCO shall have access to, and permission to copy, all records held or accessible by children's administration that are relevant to any OFCO investigation. Access may be established pursuant to interagency protocol.

(b) Any records received from DSHS shall be deemed to be OFCO investigative records.

(c) The determination of relevance of records held or accessible by DSHS shall be made by OFCO.

(4) Release of confidential records.

(a) OFCO investigative records are confidential and exempt from disclosure under the Public Disclosure Act, chapter 42.17 RCW.

(b) Records received by OFCO shall be maintained as provided for under the law.

(c) Relevant investigative records created by OFCO shall be released to the legislative oversight committee upon request, unless prohibited by law.

(d) The determination of relevance of records to be released to the LOC shall be made by OFCO. This determination may be based on criteria established pursuant to OFCO/LOC protocol.

(e) OFCO shall treat all matters under investigation and investigative records as confidential.

Effective date—

[Statutory Authority: RCW 43.06A.030(6). 97-21-066, § 112-10-060, filed 10/14/97, effective 11/14/97.]

Title 118 WAC MILITARY DEPARTMENT (EMERGENCY MANAGEMENT)

Chapters

118-65 Enhanced 9-1-1 funding.

Chapter 118-65 WAC ENHANCED 9-1-1 FUNDING

WAC

118-65-010	Authority.
118-65-020	Purpose.
118-65-030	Definitions.
118-65-040	Eligible jurisdictions.

118-65-050	Fundable items.
118-65-060	Local plan requirements.
118-65-070	Funding priorities.
118-65-081	Application procedures.
118-65-090	Other rules.

WAC 118-65-010 Authority. This chapter is promulgated pursuant to the authority granted in RCW 38.52.540.

[Recodified as § 118-65-010 by 98-01-064, filed 12/11/97, effective 1/1/98. Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-010, filed 5/11/93, effective 6/11/93.]

WAC 118-65-020 Purpose. RCW 38.52.540 establishes the enhanced 9-1-1 account in the state treasury and specifies that moneys in the account shall be used only to help implement and operate enhanced 9-1-1 state-wide. The purpose of this chapter is to specify by rule the purposes for which moneys may be expended from the enhanced 9-1-1 account.

[Recodified as § 118-65-020 by 98-01-064, filed 12/11/97, effective 1/1/98. Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-020, filed 5/11/93, effective 6/11/93.]

WAC 118-65-030 Definitions. (1) "9-1-1 voice network" means all switches and circuits which provide the connection between the caller's central office and the public safety answering point.

(2) "Address" means an identification of a unique physical location by street name, number, and postal community. If applicable it also includes the identification of separately-occupied subunits, such as apartment or suite numbers, and where appropriate, other information such as building name or floor number which defines a unique physical location.

(3) "Advisory committee" means the E9-1-1 advisory committee established by RCW 38.52.530.

(4) "ALI/DMS (data management system)" means a system of manual procedures and computer programs used to create, store, and update the data required for ALI (automatic location identification) in support of enhanced 9-1-1.

(5) "Alternate routing" means a method by which 9-1-1 calls are routed to a designated alternate location if all E9-1-1 lines to a PSAP are busy.

(6) "Automatic location identification (ALI)" means a feature by which the name and address associated with the calling party's telephone number (identified by ANI feature) is forwarded to the PSAP for display.

(7) "Automatic number identification (ANI)" means a feature that allows for the automatic display of the seven-digit number used to place a 9-1-1 call.

(8) "Central office" means a telephone company facility that houses the switching and trunking equipment serving telephones in a defined area.

(9) "Central office enabling" means the technology that allows the public network telephone switch(s) to recognize and accept the digits 9-1-1.

(10) "Department" means the department of community development.

(11) "Diversity" means a method of assuring continuity of service by using multiple transmission routes to deliver a particular service between two points on a network.

(12) "Master street address guide (MSAG)" means a data base of street names and address ranges within their

associated postal communities defining emergency service zones for 9-1-1 purposes.

(13) "Network performance level monitoring" means steps taken by a telephone company to determine that the network is operating properly.

(14) "Night service" means a feature that automatically forwards all 9-1-1 calls to a PSAP to an alternate directory number assigned for that PSAP. The alternate directory number may be associated with a secondary PSAP or another alternate destination.

(15) "Public safety answering point (PSAP)" means an answering location for 9-1-1 calls originating in a given area. PSAPs are designated as primary or secondary, which refers to the order in which calls are directed for answering.

(16) "Reverse ALI search capability" means the ability to query the ALI data base to electronically obtain the ALI data associated with a known telephone number for purposes of handling an emergency.

(17) "Selective routing" means a feature that permits a 9-1-1 call to be routed to a predesignated public safety answering point (PSAP) based upon the identified telephone number of the calling party and an address associated with that telephone number.

(18) "TDD (telecommunications device for the deaf)" means a telecommunications device that permits typed telephone conversations with or between deaf, hard of hearing, or speech impaired people with a machine at their location.

(19) "Telephone system management information system (TSMIS)" means the equipment that records call volume and usage data that is helpful to a PSAP in their staffing and coverage decisions.

(20) "Traffic studies" means studies performed by a telephone company or others that measure the volume of calls made over the 9-1-1 network.

(21) "Uninterruptible power supply (UPS)" means a system designed to provide power, without delay or transients, during a period when the normal power supply is incapable of performing acceptably. UPS must allow operation for at least thirty minutes after loss of commercial power.

[Recodified as § 118-65-030 by 98-01-064, filed 12/11/97, effective 1/1/98. Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-030, filed 5/11/93, effective 6/11/93.]

WAC 118-65-040 Eligible jurisdictions. The counties of the state of Washington shall be eligible to receive funds from the enhanced 9-1-1 account.

[Recodified as § 118-65-040 by 98-01-064, filed 12/11/97, effective 1/1/98. Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-040, filed 5/11/93, effective 6/11/93.]

WAC 118-65-050 Fundable items. Enhanced 9-1-1 systems are made up of four main components: Network, data base, customer premise equipment (CPE), and operational items. Both the implementation and maintenance costs of these components will be eligible for funding. The following subcomponents within each of these major components will be eligible for funding from the enhanced 9-1-1 account.

(1) **NETWORK:**

- (a) Central office enabling;
- (b) Automatic number identification (ANI) provisioning;
- (c) Selective routing (hardware, software, data base);
- (d) 9-1-1 voice network (B.01/P.01 service level required);
- (e) Automatic location identification (ALI) data link;
- (f) Noncompatible central office switch upgrades;
- (g) Diversity;
- (h) Network performance level monitoring;
- (i) Traffic studies;
- (j) Alternate routing or night service.
- (2) **DATA BASE:**
 - (a) County or regional provided:
 - (i) Addressing (house number, street, postal community) exclusive of house numbering and street signs;
 - (ii) MSAG development and maintenance.
 - (b) Telephone company provided:
 - (i) ALI data base: MSAG development and maintenance; Subscriber record purification.
 - (ii) ALI DMS equipment (for the storage and retrieval of ALI) may be provided by several vendors but the equipment must conform to the interfacing telephone companies standards.
 - (3) **CUSTOMER PREMISE EQUIPMENT:**
 - (a) ANI/ALI display equipment for both primary and secondary PSAPs;
 - (b) Telephone system if existing is incompatible with enhanced 9-1-1;
 - (c) ALI controller;
 - (d) ANI controller;
 - (e) ALI/DMS equipment (must conform to interfacing telephone company's standards);
 - (f) Call detail interface and printer;
 - (g) Telephone system management information system;
 - (h) Radio communications equipment (if necessary as part of a regional or consolidated E9-1-1 system);
 - (i) Uninterruptible power supply (UPS) for telephone system and 9-1-1 equipment;
 - (j) Auxiliary generator to support 9-1-1 emergency telephone service for backup;
 - (k) TDD if existing is incompatible with enhanced 9-1-1;
 - (l) Recording equipment if existing is incompatible with enhanced 9-1-1;
 - (m) Reverse ALI search capability.
 - (4) **OPERATIONAL ITEMS:**
 - (a) Funding necessary to develop the detailed E9-1-1 implementation and budget plan required by the state E9-1-1 office;
 - (b) Call receiver training.
 - (5) **ADDITIONAL ITEMS:**
 - Additional equipment and local requirements will be considered for funding if they are an element in a regional or consolidated E9-1-1 system, including increased PSAP staffing needs directly attributable and documentable as being required for E9-1-1 implementation.

[Recodified as § 118-65-050 by 98-01-064, filed 12/11/97, effective 1/1/98. Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-050, filed 5/11/93, effective 6/11/93.]

WAC 118-65-060 Local plan requirements. Prior to the allocation of funds to a local jurisdiction, other than the allocation of funds to develop local implementation plans and budgets, the local jurisdiction must develop an approved implementation plan and budget. The plans shall detail how each jurisdiction(s) will implement enhanced 9-1-1 in the most efficient and effective manner and shall include a proposed implementation schedule and estimate of required state and local resources. Such documents shall be submitted on forms developed by the department and shall be subject to review and approval by the state enhanced 9-1-1 coordinator with the advice of the advisory committee.

[Recodified as § 118-65-060 by 98-01-064, filed 12/11/97, effective 1/1/98. Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-060, filed 5/11/93, effective 6/11/93.]

WAC 118-65-070 Funding priorities. Within available revenues, funds will be allocated in the manner best calculated, at the discretion of the state enhanced 9-1-1 coordinator, with the advice and assistance of the state enhanced 9-1-1 advisory committee, to facilitate the state-wide implementation and operation of enhanced 9-1-1. This discretion shall be guided by the following factors:

(1) The nature of existing and planned services in the local jurisdiction. Funds will generally be allocated first to those counties without 9-1-1, then to those counties which have some 9-1-1 capability, and then to counties which have fully enhanced 9-1-1;

(2) Priority will be given to those counties proposing to develop consolidated or regional enhanced 9-1-1 systems;

(3) The difference between locally generated revenue and revenue needed to fund services in accordance with the approved local plan and budget;

(4) Funding required in a particular time period for planning purposes;

(5) The differential impacts on local jurisdictions due to the costs and services of enhanced 9-1-1 as provided in tariffs approved by the Washington utilities and transportation commission; and

(6) Such additional factors directly related to implementation and operation of enhanced 9-1-1 state-wide as may be identified within the local jurisdiction's application for funding and are otherwise consistent with these rules.

[Recodified as § 118-65-070 by 98-01-064, filed 12/11/97, effective 1/1/98. Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-070, filed 5/11/93, effective 6/11/93.]

WAC 118-65-081 Application procedures. The department shall develop an application format and applications shall be made in accordance with this format. The department shall further establish a schedule of annual application dates. Funding awards will be made by the department with the advice and assistance of the advisory committee.

[Recodified as § 118-65-081 by 98-01-064, filed 12/11/97, effective 1/1/98. Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-081, filed 5/11/93, effective 6/11/93.]

WAC 118-65-090 Other rules. Through other state agencies, including the Washington utilities and transportation commission, rules have and will be adopted which will

direct the state-wide implementation and operation of enhanced 9-1-1. By this reference, this rule is intended to be consistent with and complementary to these other rules.

[Recodified as § 118-65-090 by 98-01-064, filed 12/11/97, effective 1/1/98. Statutory Authority: RCW 38.52.540. 93-11-039 (Order 93-04), § 365-300-090, filed 5/11/93, effective 6/11/93.]

Title 131 WAC COMMUNITY AND TECHNICAL COLLEGES, BOARD FOR

Chapters

131-16 Faculty and staff personnel.

Chapter 131-16 WAC

FACULTY AND STAFF PERSONNEL

WAC

131-16-010	Designation of community and technical college system retirement plan.
131-16-011	Definitions.
131-16-021	Employees eligible to participate in retirement annuity purchase plan.
131-16-050	Contribution rates established.
131-16-060	Cashability.
131-16-067	Medical expense plans—Definitions.
131-16-068	Medical expense plans authorized.

WAC 131-16-010 Designation of community and technical college system retirement plan. There is hereby established for the eligible employees of the community and technical colleges of the state of Washington and the state board, a retirement plan which shall entitle such employees to purchase retirement annuities from the teachers' insurance annuity association (TIAA) and the college retirement equities fund (CREF), hereafter called the TIAA/CREF plan, subject to the provisions of WAC 131-16-011 through 131-16-066. This retirement plan is intended to comply with the requirements of Section 403(b) of the Internal Revenue Code of 1986, as amended. Notwithstanding the previous sentence, the state board shall reserve the right to modify the plan to qualify under Section 403(a) of the Internal Revenue Code of 1986, as amended.

[Statutory Authority: Chapter 28B.50 RCW. 97-10-069, § 131-16-010, filed 5/5/97, effective 7/8/97. Statutory Authority: RCW 28B.10.400. 91-13-048 (Resolution No. 91-20, Order 129), § 131-16-010, filed 6/14/91, effective 7/15/91; Order 28, § 131-16-010, filed 7/1/74; Order 4, § 131-16-010, filed 10/22/69.]

WAC 131-16-011 Definitions. For the purpose of WAC 131-16-010 through 131-16-066, the following definitions shall apply:

(1) "Participant" means any employee who is eligible to purchase retirement annuities through the TIAA/CREF plan who, as a condition of employment, on and after January 1, 1997, shall participate in the TIAA/CREF plan upon initial eligibility.

(2) "Supplemental retirement benefit" means payments, as calculated in accordance with WAC 131-16-061, made by the state board to an eligible retired participant or designated beneficiary whose retirement benefits provided by the TIAA/CREF plan do not attain the level of the retirement benefit goal established by WAC 131-16-015.

(3) "Year of full-time service" means retirement credit based on full-time employment or the equivalent thereof based on part-time employment in an eligible position for a period of not less than five months in any fiscal year during which TIAA/CREF contributions were made by both the participant and a Washington public higher education institution or the state board or any year or fractional year of prior service in a Washington public retirement system while employed at a Washington public higher education institution: *Provided*, That the participant will receive a pension benefit from such other retirement system: *And provided further*, That not more than one year of full-time service will be credited for service in any one fiscal year.

(4) "Fiscal year" means the period beginning on July 1 of any calendar year and ending on June 30 of the succeeding calendar year.

(5) "Average annual salary" means the amount derived when the salary received during the two consecutive highest salaried fiscal years of full-time service for which TIAA/CREF contributions were made by both the participant and a Washington public higher education institution is divided by two.

(6) "TIAA/CREF retirement benefit" means the amount of annual retirement income derived from a participant's accumulated annuities including dividends at the time of retirement: *Provided*, That solely for the purpose of calculating a potential supplemental retirement benefit, such amount shall be adjusted to meet the assumptions set forth in WAC 131-16-061(2).

(7) "Salary" means all remuneration received by the participant from the employing college district or the state board, including summer quarter compensation, extra duty pay, leave stipends, and grants made by or through the college district or state board; but not including any severance pay, early retirement incentive payment, remuneration for unused sick or personal leave, or remuneration for unused annual or vacation leave in excess of the amount payable for thirty days or two hundred forty hours of service.

(8) "Designated beneficiary" means the surviving spouse of the retiree or, with the consent of such spouse, if any, such other person or persons as shall have an insurable interest in the retiree's life and shall have been nominated by written designation duly executed and filed with the retiree's institution of higher education or the state board.

(9) "State board" means the state board for community college education as created in RCW 28B.50.050.

(10) "Appointing authority" means a college district board of trustees or the state board or the designees of such boards.