

Title 82 WAC

FINANCIAL MANAGEMENT, OFFICE OF

(Formerly: Office of Program Planning and Fiscal Management)

Chapters

82-04	Wage overpayment adjudicative hearings.
82-05	Petition process for adoption, repeal or amendment of an agency rule.
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82-16-110	Moneys available for claims. [Order II, Regulation 11, filed 12/7/64.] Repealed by Order 5, filed 4/28/69, effective 5/30/69 and Emergency Order 4, filed 3/27/69.
82-16-900	Appendix A—Certificate of tort claim settlement. [Statutory Authority: RCW 4.92.170. 79-09-057 (Order 43), § 82-16-900, filed 8/24/79; Order 5, Appendix A, (codified as WAC 82-16-900), filed 4/28/69, effective 5/30/69; Emergency Order 4, filed 3/27/69.] Repealed by 98-01-022, filed 12/8/97, effective 1/8/98.
82-16-9001	Appendix B—Attorney general's certificate on tort judgment. [Statutory Authority: RCW 4.92.170. 79-09-057 (Order 43), § 82-16-9001, filed 8/24/79; Order 5, Appendix B (codified as WAC 82-16-9001), filed 4/28/69, effective 5/30/69; Emergency Order 4, filed 3/27/69.] Repealed by 98-01-022, filed 12/8/97, effective 1/8/98.

Chapter 82-24 MOVING EXPENSES

82-24-010	Purpose. [Statutory Authority: RCW 43.03.120. 79-09-056 (Order 42), § 82-24-010, filed 8/24/79, effective 10/1/79; Order 3, § 82-24-010, filed 4/4/68, effective 5/6/68.] Repealed by 98-18-017, filed 8/21/98, effective 9/21/98.
82-24-020	Definitions. [Statutory Authority: RCW 43.03.120. 79-09-056 (Order 42), § 82-24-020, filed 8/24/79, effective 10/1/79; Order 3, § 82-24-020, filed 4/4/68, effective 5/6/68.] Repealed by 98-18-017, filed 8/21/98, effective 9/21/98.
82-24-030	Per diem and mileage expenses. [Order 3, § 82-24-030, filed 4/4/68, effective 5/6/68.] Repealed by 98-18-017, filed 8/21/98, effective 9/21/98.
82-24-040	Transferred employees qualified to receive allowable moving expenses. [Order 3, § 82-24-040, filed 4/4/68, effective 5/6/68.] Repealed by 98-18-017, filed 8/21/98, effective 9/21/98.
82-24-050	New employees qualified to receive allowable moving expenses. [Statutory Authority: RCW 43.03.120. 79-09-056 (Order 42), § 82-24-050, filed 8/24/79, effective 10/1/79; Order 3, § 82-24-050, filed 4/4/68, effective 5/6/68.] Repealed by 98-18-017, filed 8/21/98, effective 9/21/98.
82-24-060	Responsibilities of agency head. [Statutory Authority: RCW 43.03.120. 79-09-056 (Order 42), § 82-24-060, filed 8/24/79, effective 10/1/79; Order 3, § 82-24-060, filed 4/4/68, effective 5/6/68.] Repealed by 98-18-017, filed 8/21/98, effective 9/21/98.
82-24-070	Responsibilities of state traffic manager, division of purchasing. [Order 3, § 82-24-070, filed 4/4/68, effective 5/6/68.] Repealed by 98-18-017, filed 8/21/98, effective 9/21/98.
82-24-080	Moving household goods by common carrier. [Statutory Authority: RCW 43.03.110 and 43.03.120. 87-06-012 (Order 87-64), § 82-24-080, filed 2/20/87. Statutory Authority: RCW 43.03.120. 79-09-056 (Order 42), § 82-24-080, filed 8/24/79, effective 10/1/79; Order 3, § 82-24-080, filed 4/4/68, effective 5/6/68.] Repealed by 98-18-017, filed 8/21/98, effective 9/21/98.
82-24-090	Moving household goods in rental equipment. [Statutory Authority: RCW 43.03.110 and 43.03.120. 87-06-012 (Order 87-64), § 82-24-090, filed 2/20/87. Statutory Authority: RCW 43.03.120. 79-09-056 (Order 42), § 82-24-090, filed 8/24/79, effective 10/1/79; Order 3, § 82-24-090, filed 4/4/68, effective 5/6/68.] Repealed by 98-18-017, filed 8/21/98, effective 9/21/98.
82-24-100	Moving household goods in state-owned vehicles. [Statutory Authority: RCW 43.03.120. 79-09-056 (Order 42), § 82-24-100, filed 8/24/79, effective 10/1/79; Order 3, § 82-24-100, filed 4/4/68, effective 5/6/68.] Repealed by 98-18-017, filed 8/21/98, effective 9/21/98.
82-24-110	Mobile home moves. [Statutory Authority: RCW 43.03.110 and 43.03.120. 87-06-012 (Order 87-64), §

DISPOSITION OF CHAPTERS FORMERLY CODIFIED IN THIS TITLE

Chapter 82-16 PAYMENT OF TORT CLAIMS AGAINST THE STATE

82-16-001	Promulgation. [Order II, § 82-16-001, filed 12/7/64.] Repealed by Order 5, filed 4/28/69, effective 5/30/69 and Emergency Order 4, filed 3/27/69.
82-16-010	Director—Agency head—Defined. [Statutory Authority: RCW 4.92.170. 79-09-057 (Order 43), § 82-16-010, filed 8/24/79; Order 32, § 82-16-010, filed 7/19/76; Order II, Regulation 1, filed 12/7/64.] Repealed by 98-01-022, filed 12/8/97, effective 1/8/98.
82-16-020	Directors' authority to pay exclusive—Certification of claims and judgment. [Statutory Authority: RCW 4.92.170. 79-09-057 (Order 43), § 82-16-020, filed 8/24/79; Order 32, § 82-16-020, filed 7/19/76; Order 5, § 82-16-020, filed 4/28/69, effective 5/30/69; Emergency Order 4, filed 3/27/69; Order II, Regulation 2, filed 12/7/64.] Repealed by 98-01-022, filed 12/8/97, effective 1/8/98.
82-16-030	Forwarding settlements and judgments for payment—Forms. [Order II, Regulation 3, filed 12/7/64.] Repealed by 98-01-022, filed 12/8/97, effective 1/8/98.
82-16-040	Payments, to whom made—Satisfaction of judgments. [Order II, Regulation 4, filed 12/7/64.] Repealed by 98-01-022, filed 12/8/97, effective 1/8/98.
82-16-050	Agencies and funds charged. [Order 32, § 82-16-050, filed 7/19/76; Order II, Regulation 5, filed 12/7/64.] Repealed by 98-01-022, filed 12/8/97, effective 1/8/98.
82-16-060	Charge where more than one agency involved. [Order II, Regulation 6, filed 12/7/64.] Repealed by 98-01-022, filed 12/8/97, effective 1/8/98.
82-16-070	Reimbursements to tort claims account. [Order 5, § 82-16-070, filed 4/28/69, effective 5/30/69; Emergency Order 4, filed 3/27/69; Order II, Regulation 7, filed 12/7/64.] Repealed by 98-01-022, filed 12/8/97, effective 1/8/98.
82-16-080	Relief from obligation to reimburse. [Order II, Regulation 8, filed 12/7/64.] Repealed by 98-01-022, filed 12/8/97, effective 1/8/98.
82-16-090	Reports to legislature. [Statutory Authority: RCW 4.92.170. 79-09-057 (Order 43), § 82-16-090, filed 8/24/79; Order 5, § 82-16-090, filed 4/28/69, effective 5/30/69; Emergency Order 4, filed 3/27/69; Order II, Regulation 9, filed 12/7/64.] Repealed by 98-01-022, filed 12/8/97, effective 1/8/98.
82-16-100	Additional records to provide supporting information. [Order II, Regulation 10, filed 12/7/64.] Repealed by 98-01-022, filed 12/8/97, effective 1/8/98.

	82-24-110, filed 2/20/87. Statutory Authority: RCW 43.03.120. 79-09-056 (Order 42), § 82-24-110, filed 8/24/79, effective 10/1/79; Order 3, § 82-24-110, filed 4/4/68, effective 5/6/68.] Repealed by 98-18-017, filed 8/21/98, effective 9/21/98.		12/2/83; 81-10-020 (Order 50), § 82-28-080, filed 4/28/81; 80-06-074 (Order 49), § 82-28-080, filed 5/22/80; 80-04-021 (Order 46), § 82-28-080, filed 3/14/80; 79-04-010 (Order 41), § 82-28-080, filed 3/12/79, effective 4/15/79; 78-06-027 (Order 39), § 82-28-080, filed 5/18/78, effective 7/1/78; Order 35, § 82-28-080, filed 9/1/77; Order 30, § 82-28-080, filed 6/1/76; Order 18, § 82-28-080, filed 6/24/74; Order 8, § 82-28-080, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.
82-24-120	Damage claim procedure. [Order 3, § 82-24-120, filed 4/4/68, effective 5/6/68.] Repealed by 98-18-017, filed 8/21/98, effective 9/21/98.		
82-24-130	Payment of moving expenses. [Statutory Authority: RCW 43.03.110 and 43.03.120. 87-06-012 (Order 87-64), § 82-24-130, filed 2/20/87. Statutory Authority: RCW 43.03.120. 81-10-021 (Order 52), § 82-24-130, filed 4/28/81, effective 6/1/81; 79-09-056 (Order 42), § 82-24-130, filed 8/24/79, effective 10/1/79; Order 3, § 82-24-130, filed 4/4/68, effective 5/6/68.] Repealed by 98-18-017, filed 8/21/98, effective 9/21/98.	82-28-090	Miscellaneous travel expenses. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-090, filed 12/2/83; Order 8, § 82-28-090, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.
Chapter 82-28 TRAVEL REGULATIONS		82-28-100	Leave of absence during travel. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-100, filed 12/2/83; Order 8, § 82-28-100, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.
82-28-010	Control of travel. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-010, filed 12/2/83; 79-04-010 (Order 41), § 82-28-010, filed 3/12/79, effective 4/15/79; Order 30, § 82-28-010, filed 6/1/76; Order 14, § 82-28-010, filed 7/27/71; Order 8, § 82-28-010, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.	82-28-110	Travel for convenience of employee. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-110, filed 12/2/83; Order 14, § 82-28-110, filed 7/27/71; Order 8, § 82-28-110, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.
82-28-020	Conventions and conferences. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-020, filed 12/2/83; Order 30, § 82-28-020, filed 6/1/76; Order 8, § 82-28-020, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.	82-28-120	Submission of travel expense vouchers. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-120, filed 12/2/83; Order 8, § 82-28-120, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.
82-28-030	Applicability of regulations. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-030, filed 12/2/83; Order 8, § 82-28-030, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.	82-28-130	Receipts and information required in support of travel expense vouchers. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-130, filed 12/2/83; 79-04-010 (Order 41), § 82-28-130, filed 3/12/79, effective 4/15/79; Order 15, § 82-28-130, filed 2/16/72; Order 14, § 82-28-130, filed 7/27/71; Order 8, § 82-28-130, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.
82-28-040	Basis for reimbursement. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-040, filed 12/2/83; 79-04-010 (Order 41), § 82-28-040, filed 3/12/79, effective 4/15/79; Order 30, § 82-28-040, filed 6/1/76; Order 14, § 82-28-040, filed 7/27/71; Order 8, § 82-28-040, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.	82-28-135	Direct payment to vendors supplying subsistence or lodging. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-135, filed 12/2/83; Order 35, § 82-28-135, filed 9/1/77.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.
82-28-050	Per diem allowance in lieu of actual expenses for subsistence and lodging. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-050, filed 12/2/83; 81-10-020 (Order 50), § 82-28-050, filed 4/28/81; 79-04-010 (Order 41), § 82-28-050, filed 3/12/79, effective 4/15/79; Order 37, § 82-28-050, filed 12/1/77, effective 1/1/78; Emergency Order 36, § 82-28-050, filed 10/1/77; Order 35, § 82-28-050, filed 9/1/77, effective 10/1/77; Order 30, § 82-28-050, filed 6/1/76; Order 18, § 82-28-050, filed 6/24/74; Order 15, § 82-28-050, filed 2/16/72; Order 14, § 82-28-050, filed 7/27/71; Order 8, § 82-28-050, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.	82-28-140	Purpose of travel expense advances. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-140, filed 12/2/83; Order 8, § 82-28-140, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.
82-28-060	Reimbursable transportation expenses. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-060, filed 12/2/83; Order 10, § 82-28-060, filed 7/17/70, effective 8/17/70; Order 8, § 82-28-060, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.	82-28-150	How to obtain travel expense advances. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-150, filed 12/2/83; Order 8, § 82-28-150, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.
82-28-06001	Special allowances for higher than usual subsistence and lodging cost locations. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-06001, filed 12/2/83; 81-10-020 (Order 50), § 82-28-06001, filed 4/28/81; 79-04-010 (Order 41), § 82-28-06001, filed 3/12/79, effective 4/15/79; Order 37, § 82-28-060 (codified as WAC 82-28-06001), filed 12/1/77, effective 1/1/78; Emergency Order 36, § 82-28-060 (codified as WAC 82-28-06001), filed 10/1/77; Order 35, § 82-28-060 (codified as WAC 82-28-06001), filed 9/1/77, effective 10/1/77.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.	82-28-160	Subsequent accounting for travel advances. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-160, filed 12/2/83; Order 8, § 82-28-160, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.
82-28-070	Official transportation request (SF 6855). [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-070, filed 12/2/83; Order 14, § 82-28-070, filed 7/27/71; Order 10, § 82-28-070, filed 7/17/70, effective 8/17/70; Order 8, § 82-28-070, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.	82-28-170	Default by employee. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-170, filed 12/2/83; Order 8, § 82-28-170, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.
82-28-080	Reimbursement for use of privately-owned motor vehicles. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-080, filed	82-28-180	Limitation of use of travel expense advance monies. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-180, filed 12/2/83; Order 8, § 82-28-180, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.
		82-28-190	Use of privately-owned motor vehicle. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-190, filed 12/2/83; 79-04-010 (Order 41), § 82-28-190, filed 3/12/79, effective 4/15/79; Order 30, § 82-28-190, filed 6/1/76; Order 8, § 82-28-190, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.
		82-28-200	Use of state motor vehicles—General requirements. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-200, filed 12/2/83; Order 30, § 82-28-200, filed 6/1/76; Order 8, § 82-28-200, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.
		82-28-210	Passenger motor vehicle accident reports. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-210, filed 12/2/83; Order 30, §

82-28-210, filed 6/1/76; Order 8, § 82-28-210, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.

82-28-220 Use of rental motor vehicles. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-220, filed 12/2/83; Order 8, § 82-28-220, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.

82-28-230 Prospective employee interview expenses. [Statutory Authority: RCW 43.03.050 and 43.03.060. 83-24-047 (Order 83-60), § 82-28-230, filed 12/2/83; 79-04-010 (Order 41), § 82-28-230, filed 3/12/79, effective 4/15/79; Order 37, § 82-28-230, filed 12/1/77, effective 1/1/78; Emergency Order 36, § 82-28-230, filed 10/1/77; Order 35, § 82-28-230, filed 9/1/77, effective 10/1/77; Order 18, § 82-28-230, filed 6/24/74; Order 14, § 82-28-230, filed 7/27/71; Order 8, § 82-28-230, filed 6/16/70.] Repealed by 98-18-018, filed 8/21/98, effective 9/21/98.

Chapter 82-36

UTILIZATION OF PASSENGER MOTOR VEHICLES

82-36-010 Purpose. [Order 27, § 82-36-010, filed 11/20/75; Order 23, § 82-36-010, filed 6/2/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

82-36-020 Intent. [Order 27, § 82-36-020, filed 11/20/75; Order 23, § 82-36-020, filed 6/2/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

82-36-030 Definitions. [Statutory Authority: RCW 43.41.130. 83-03-003 (Order 56), § 82-36-030, filed 1/7/83; 80-02-162 (Order 45), § 82-36-030, filed 2/6/80; Order 27, § 82-36-030, filed 11/20/75; Order 23, § 82-36-030, filed 6/2/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

82-36-033 Management. [Order 28, § 82-36-033, filed 12/30/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

82-36-035 Acquisition of passenger motor vehicles. [Order 27, § 82-36-035, filed 11/20/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

82-36-040 Criteria for permanently assigned vehicle. [Order 28, § 82-36-040, filed 12/30/75; Order 27, § 82-36-040, filed 11/20/75; Order 23, § 82-36-040, filed 6/2/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

82-36-050 Criteria for use of state-owned or operated passenger motor vehicles between duty station and official residence. [Order 28, § 82-36-050, filed 12/30/75; Order 23, § 82-36-050, filed 6/2/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

82-36-060 Travel and passenger vehicle operating records and reports. [Order 28, § 82-36-060, filed 12/30/75; Order 27, § 82-36-060, filed 11/20/75; Order 23, § 82-36-060, filed 6/2/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

82-36-070 Use of privately-owned automobiles. [Order 28, § 82-36-070, filed 12/30/75; Order 27, § 82-36-070, filed 11/20/75; Order 23, § 82-36-070, filed 6/2/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

82-36-080 Use of state-owned or operated passenger motor vehicles. [Order 28, § 82-36-080, filed 12/30/75; Order 27, § 82-36-080, filed 11/20/75; Order 23, § 82-36-080, filed 6/2/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

82-36-090 Passenger motor vehicle accident reports. [Order 28, § 82-36-090, filed 12/30/75; Order 23, § 82-36-090, filed 6/2/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

82-36-100 Use of commercial rental cars. [Order 23, § 82-36-100, filed 6/2/75.] Repealed by Order 28, filed 12/30/75.

82-36-110 Confidential license plates. [Order 23, § 82-36-110, filed 6/2/75.] Repealed by Order 28, filed 12/30/75.

82-36-120 Noncompliance. [Order 28, § 82-36-120, filed 12/30/75; Order 23, § 82-36-120, filed 6/2/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

82-36-130 Conservation. [Order 28, § 82-36-130, filed 12/30/75; Order 23, § 82-36-130, filed 6/2/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

82-36-140 Maintenance and repair. [Order 28, § 82-36-140, filed 12/30/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

82-36-150 Disposal of passenger motor vehicles. [Order 27, § 82-36-150, filed 11/20/75.] Repealed by 98-18-014, filed 8/21/98, effective 9/21/98.

(2005 Ed.)

Chapter 82-40

FINANCING OF HISTORIC PRESERVATION GRANTS

82-40-010 Scope of chapter. [Order 26, § 82-40-010, filed 8/19/75.] Repealed by 98-18-016, filed 8/21/98, effective 9/21/98.

82-40-020 Entities eligible for funding assistance. [Order 26, § 82-40-020, filed 8/19/75.] Repealed by 98-18-016, filed 8/21/98, effective 9/21/98.

82-40-030 Projects eligible for funding. [Order 26, § 82-40-030, filed 8/19/75.] Repealed by 98-18-016, filed 8/21/98, effective 9/21/98.

82-40-040 Matching requirements. [Order 26, § 82-40-040, filed 8/19/75.] Repealed by 98-18-016, filed 8/21/98, effective 9/21/98.

82-40-050 Procedural detail. [Order 26, § 82-40-050, filed 8/19/75.] Repealed by 98-18-016, filed 8/21/98, effective 9/21/98.

82-40-060 Administrative costs. [Order 26, § 82-40-060, filed 8/19/75.] Repealed by 98-18-016, filed 8/21/98, effective 9/21/98.

82-40-070 Joint rules. [Order 26, § 82-40-070, filed 8/19/75.] Repealed by 98-18-016, filed 8/21/98, effective 9/21/98.

Chapter 82-44

STATE ENVIRONMENTAL POLICY ACT REGULATIONS

82-44-010 Exempt activities. [Order 31, § 82-44-010, filed 7/19/76.] Repealed by 98-18-015, filed 8/21/98, effective 9/21/98.

82-44-020 Capital budget defined. [Order 31, § 82-44-020, filed 7/19/76.] Repealed by 98-18-015, filed 8/21/98, effective 9/21/98.

82-44-030 Application of environmental considerations to the capital budgeting process. [Order 31, § 82-44-030, filed 7/19/76.] Repealed by 98-18-015, filed 8/21/98, effective 9/21/98.

82-44-040 Capital budget—Lead agency. [Order 31, § 82-44-040, filed 7/19/76.] Repealed by 98-18-015, filed 8/21/98, effective 9/21/98.

82-44-050 Lead agency determines timing of the environmental impact statement (EIS) process. [Order 31, § 82-44-050, filed 7/19/76.] Repealed by 98-18-015, filed 8/21/98, effective 9/21/98.

82-44-060 Project checklists. [Order 31, § 82-44-060, filed 7/19/76.] Repealed by 98-18-015, filed 8/21/98, effective 9/21/98.

82-44-070 Exempt project requests. [Order 31, § 82-44-070, filed 7/19/76.] Repealed by 98-18-015, filed 8/21/98, effective 9/21/98.

82-44-080 Project checklist to legislature. [Order 31, § 82-44-080, filed 7/19/76.] Repealed by 98-18-015, filed 8/21/98, effective 9/21/98.

82-44-090 Compliance with State Environmental Policy Act (SEPA). [Order 31, § 82-44-090, filed 7/19/76.] Repealed by 98-18-015, filed 8/21/98, effective 9/21/98.

Chapter 82-04 WAC

WAGE OVERPAYMENT ADJUDICATIVE HEARINGS

WAC

82-04-010 Appellant notice to request adjudicative hearing.
82-04-020 Agency transmissions to the office of administrative hearings.

82-04-030 Adjudicative hearing process.
82-04-040 Adjudicative hearing requirements.

82-04-050 Adjudicative hearing decision.

82-04-060 Good cause requirements.

82-04-070 Exclusions to Administrative Procedure Act.

WAC 82-04-010 Appellant notice to request adjudicative hearing. (1) Once the appellant has notified the agency that he or she wishes to appeal the agency's review decision, the agency shall transmit the appellant's application for an adjudicative proceeding (request for hearing) to the office of administrative hearings (OAH) within ten business days after receiving it from the appellant.

(2) In any wage overpayment matter that is appealed, the agency shall provide OAH with the following information:

(a) The name of the agency contact in the matter and any contact information;

(b) The name of the appellant and any contact information, including address and telephone number;

(c) The name and address of the agency contact for billing purposes; and

(d) The name and address of the agency contact where the file should be sent after OAH closes the adjudicative proceeding.

(3) The agency shall transmit all requests for hearing to the following address: Office of Administrative Hearings, 919 Lakeridge Way SW, P.O. Box 42488, Olympia, WA 98504-2488; (360) 664-8717; fax (360) 664-8721.

[Statutory Authority: 2003 c 77. 03-21-024, § 82-04-010, filed 10/7/03, effective 11/7/03.]

WAC 82-04-020 Agency transmissions to the office of administrative hearings. Within ten business days of receipt of the appellant's request for hearing, the agency shall also transmit to OAH the relevant case file, including documents which the agency intends to use as exhibits in the hearing. The case file and documents may be transmitted to OAH together with the request for hearing. If the case file and documents are exceptionally voluminous, the agency should contact OAH for instructions before transmitting them.

[Statutory Authority: 2003 c 77. 03-21-024, § 82-04-020, filed 10/7/03, effective 11/7/03.]

WAC 82-04-030 Adjudicative hearing process. (1) It shall be the responsibility of OAH to issue the notice of hearing to the appellant and the agency.

(2) Either party may request a prehearing conference.

(3) The hearing shall be held telephonically unless the rights of the parties will be prejudiced thereby or at the discretion of the administrative law judge (ALJ).

(4) The hearing shall be recorded electronically and no transcript is required, unless specified otherwise in law or rule.

(5) In any adjudicative proceedings for wage overpayments, the ALJ shall apply the model rules of procedure, set forth in chapter 10-08 WAC, which shall govern the proceedings regardless of WAC 10-08-001(4) or other agency procedural rules to the contrary.

(6) All costs of the hearing shall be borne by the agency and OAH shall bill the agency for the hearing costs incurred.

[Statutory Authority: 2003 c 77. 03-21-024, § 82-04-030, filed 10/7/03, effective 11/7/03.]

WAC 82-04-040 Adjudicative hearing requirements. The ALJ shall hear the evidence presented by both the appellant and the agency regarding the wage overpayment. The ALJ shall decide based upon that evidence whether a wage overpayment has occurred and, if so, what amount appellant owes the agency. Recoupment of an overpayment shall be conducted pursuant to chapter 77, Laws of 2003 (Substitute House Bill 1738) and the ALJ shall not have authority to decide repayment issues.

[Statutory Authority: 2003 c 77. 03-21-024, § 82-04-040, filed 10/7/03, effective 11/7/03.]

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WAC 82-04-050 Adjudicative hearing decision. The decision of the ALJ in any wage overpayment adjudicative proceeding shall be considered a final order.

[Statutory Authority: 2003 c 77. 03-21-024, § 82-04-050, filed 10/7/03, effective 11/7/03.]

WAC 82-04-060 Good cause requirements. (1) If a person with a right to an adjudicative proceeding under chapter 77, Laws of 2003, files a request for hearing after the period for doing so has passed, the person must show good cause why the request for hearing should be granted.

(2)(a) If the ALJ finds good cause for filing a late hearing request, the ALJ shall conduct a hearing on the merits.

(b) If the ALJ does not find good cause for filing a late hearing request, the agency's overpayment decision is deemed final and the agency shall proceed to collect the wage overpayment as provided in chapter 77, Laws of 2003.

(3) As used in this section, "good cause" means a substantial reason or legal justification for failing to file a request for an adjudicative proceeding within the time period mandated by statute.

[Statutory Authority: 2003 c 77. 03-21-024, § 82-04-060, filed 10/7/03, effective 11/7/03.]

WAC 82-04-070 Exclusions to Administrative Procedure Act. For purposes of adjudicative proceedings of state employee wage overpayments, the exclusions to the administrative procedure act found in RCW 34.05.030 do not apply.

[Statutory Authority: 2003 c 77. 03-21-024, § 82-04-070, filed 10/7/03, effective 11/7/03.]

Chapter 82-05 WAC

PETITION PROCESS FOR ADOPTION, REPEAL OR AMENDMENT OF AN AGENCY RULE

WAC

82-05-010	Purpose.
82-05-020	What information must I include in a petition?
82-05-030	How do I submit a petition?
82-05-040	What happens after a petition is submitted?
82-05-050	How can I appeal agency denial of a petition?

WAC 82-05-010 Purpose. This chapter describes the requirements and process for petitioning an agency to adopt, repeal, or amend a rule under RCW 34.05.330.

[Statutory Authority: 1995 c 403 § 703. 96-03-048, § 82-05-010, filed 1/12/96, effective 2/12/96.]

WAC 82-05-020 What information must I include in a petition? (1) Every petition for adoption, repeal, or amendment of a rule must include the following:

(a) The name of the agency responsible for administering the rule, and

(b) The rationale for adoption of a new rule or amendment or repeal of an existing rule.

(c) In addition to any other concerns, you, the petitioner, are encouraged to address whether:

(i) The rule is authorized

(ii) The rule is needed

(iii) The rule conflicts with or duplicates other federal, state, or local laws

- (iv) Alternatives to the rule exist that will serve the same purpose at less cost
 - (v) The rule applies differently to public and private entities
 - (vi) The rule serves the purposes for which it was adopted
 - (vii) The rule imposes unreasonable costs
 - (viii) The rule is clearly and simply stated, and
 - (ix) The rule differs, without adequate justification, from a federal law which applies to the same activity or subject matter.
- (2)

When you are:	Petition should include:
Proposing a new rule	Text of proposed rule or description of its provisions
Requesting amendment of existing agency rule	Name, title, number of rule, and text or description of amendment
Requesting repeal of existing agency rule	Name, title, number of rule, and description of effects of repeal

The petition should contain sufficient information so that the agency and public can understand the proposal.

(3) You, the petitioner, can obtain a standard petition form from the office of financial management or any state agency involved in rule making. Agencies must accept petitions submitted using the standard form or in any other format that provides the information described in (1) or (2) of this section.

[Statutory Authority: 1995 c 403 § 703. 96-03-048, § 82-05-020, filed 1/12/96, effective 2/12/96.]

WAC 82-05-030 How do I submit a petition? (1) Petitions for adoption, repeal, or amendment of a rule must be sent to the rules coordinator of the agency responsible for administration of the rule.

(2) Submission of a petition is defined as receipt of the petition by the administering agency.

[Statutory Authority: 1995 c 403 § 703. 96-03-048, § 82-05-030, filed 1/12/96, effective 2/12/96.]

WAC 82-05-040 What happens after a petition is submitted? (1) Within a reasonable time, the administering agency will send you, the petitioner, acknowledgement of receipt of the petition, including the name and telephone number of a contact person.

(2) No later than sixty days after receipt of a petition, the agency must either

- (a) Initiate rule-making proceedings in accordance with chapter 34.05 RCW, or
- (b) Deny the petition in writing, stating its reasons for the denial and specifically addressing the concerns stated in the petition. Where appropriate, the agency must indicate alternative means by which the agency will address the concerns raised in the petition.

[Statutory Authority: 1995 c 403 § 703. 96-03-048, § 82-05-040, filed 1/12/96, effective 2/12/96.]

(2005 Ed.)

WAC 82-05-050 How can I appeal agency denial of a petition? (1) Within thirty days of the denial, you, the petitioner, may appeal the denial to the governor.

(2) The governor will process the appeal according to RCW 34.05.330(3).

[Statutory Authority: RCW 34.05.330. 02-02-037, § 82-05-050, filed 12/26/01, effective 1/26/02. Statutory Authority: 1995 c 403 § 703. 96-03-048, § 82-05-050, filed 1/12/96, effective 2/12/96.]

**Chapter 82-06 WAC
GENERAL PROVISIONS**

**WAC
82-06-010**

Waiver of interest on past due receivables.

WAC 82-06-010 Waiver of interest on past due receivables. (1) Under RCW 43.17__ (section 2, chapter 85, Laws of 1991), state agencies may waive the mandatory one percent per month interest charge on past due receivables if any of the following criteria apply:

(a) It would not be cost effective to charge interest on an individual debt or a class of debts. This includes, but is not limited to, the following:

(i) Situations where the cost of charging interest is expected to exceed the amount of interest received;

(ii) Situations where the cost of developing systems to charge interest is expected to exceed the amount of interest received. The word "systems" in this context refers to both computer systems and general systems of managing and processing receivables.

(b) Late payment was caused by the state, such as by providing incorrect information or instructions, or by providing necessary forms and instructions too late for timely payment when the forms or instructions had been ordered timely.

(c) The delinquency was caused by the death or serious illness of:

- (i) The person responsible for paying the debt; or
- (ii) A person whose assistance was vital to the payment, such as the accountant; or

(iii) A person in the immediate family of a person in (i) or (ii) of this subsection.

(d) Payment was made on time, but to the wrong governmental agency.

(e) The delinquency was caused by the destruction by fire or other casualty of the debtor's place of business, home, or records.

(f) Late payment was caused by natural disasters, disruptions in postal or delivery service, power failures, work stoppages due to labor disputes, or any other cause resulting from circumstances clearly beyond the control of the debtor.

(g) The account is subject to good faith dispute when, before the date of timely payment, notice of the dispute is:

- (i) Sent by certified mail; or
- (ii) Personally delivered; or
- (iii) Sent in accordance with procedures in the contract.

(h) The debt is for public assistance or food stamp overpayments to individuals, where the overpayments were not in whole or in part caused by the recipients.

(i) Late payment on the debt is the result of late payment by another payor, such as when a person damages state property but does not know the amount of his or her personal obli-

gation to the state until the portion covered by the person's liability insurance is known.

(j) The charging of interest would damage international relations.

(2) Requests for waivers of interest under criteria in subsection (1)(b), (c), (d), (e), and (f) of this section must be in letter form, must contain all pertinent facts, must be accompanied by such proof as is available, and must be received by the department within sixty days of the incident. The burden of proving the facts is on the debtor.

Waivers under the remaining criteria in subsection (1) of this section must be documented for the purpose of audits by the state auditor's office.

(3) Each agency must apply the criteria in subsection (1) of this section consistently.

[Statutory Authority: 1991 c 85 § 2. 91-18-028, § 82-06-010, filed 8/28/91, effective 9/29/91.]

Chapter 82-10 WAC

PUBLIC FUNDS CASH FLOW

WAC

82-10-010	Estimate of cash flow.
82-10-020	Agency to provide information.
82-10-030	Purview of state treasurer.

WAC 82-10-010 Estimate of cash flow. This rule is promulgated pursuant to RCW 43.41.110(13). The office of financial management (OFM) is the primary agency responsible to estimate the cash flow of the state general fund and accounts in the general fund. OFM has the responsibility to manage funds to enhance the cash flow position of the general fund and accounts in the general fund after consultation with any affected agency, council, commission, department or office.

[Statutory Authority: RCW 43.41.110(13). 82-20-028 (Order 1982-1), § 82-10-010, filed 9/30/82.]

WAC 82-10-020 Agency to provide information. In order to carry out the provision of WAC 82-10-010, state agencies, councils, commissions, departments, or offices depositing, transferring or disbursing funds from the general fund or accounts in the general fund will provide such information as deemed necessary by OFM to estimate and manage the cash flow of the general fund.

[Statutory Authority: RCW 43.41.110(13). 82-20-028 (Order 1982-1), § 82-10-020, filed 9/30/82.]

WAC 82-10-030 Purview of state treasurer. The state treasurer's office is the state agency responsible to oversee daily cash management operations of all treasury and trust funds in the state treasury. Where permitted by state law, this responsibility includes the monitoring and estimation of all funds in the treasury, the collection and processing of all receipts into the treasury, the issuance of payments and the investment of temporarily surplus funds.

[Statutory Authority: RCW 43.41.110(13). 82-20-028 (Order 1982-1), § 82-10-030, filed 9/30/82.]

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Chapter 82-12 WAC

PAYMENT OF ASSESSMENTS AGAINST STATE-OWNED LAND

WAC

82-12-001	Promulgation.
82-12-010	"Director," "agency head," defined.
82-12-020	Notice of intention to make improvements.
82-12-030	Agency head to determine benefit and validity.
82-12-040	Exceptions and action based thereon.
82-12-050	Inclusion of proposed assessment in capital budget.
82-12-060	Statement of assessment—Delivery—Certification.
82-12-070	Reimbursement to general fund.
82-12-080	Basis for director's action in paying assessments.
82-12-090	Procedure for payment from appropriated or local funds.
82-12-100	Improvements in harbor areas and state tidelands.
82-12-110	Liens and sales for unpaid assessments.
82-12-120	Additional records to provide supporting information.

WAC 82-12-001 Promulgation. I, Warren A. Bishop, director of central budget agency of the state of Washington, by virtue of the authority vested in me under chapter 79.44 RCW, after due notice as provided under chapters 34.04 and 42.32 RCW, at a public hearing held in Olympia on December 4, 1964, do promulgate the following regulations.

[Order I, Promulgation, filed 12/7/64.]

WAC 82-12-010 "Director," "agency head," defined. For the purposes of these rules "the director" means the director of the central budget agency of the state of Washington. The chief administrative officer or the person or persons as charged by law with ultimate responsibility for administration of the agency of state government occupying, using or having jurisdiction over state-owned lands will be referred to as "agency head."

[Order I, Regulation 1, filed 12/7/64.]

WAC 82-12-020 Notice of intention to make improvements. Assessing district officials will submit a notice of intention to make improvements, together with an estimate of the amount to be charged to each lot, tract or parcel of land or other properties owned by the state to be assessed for such improvements, and such notice shall be forwarded by registered or certified mail to the director and to the agency head of state government occupying or having jurisdiction over such lands at least thirty days prior to the date fixed for the hearing of the resolution or petition initiating such improvements. In the case of irrigation districts where state lands are situated in or to be taken into an irrigation district, the commissioner of public lands shall be served with a copy of the petition proposing to include such lands as is prescribed by RCW 87.03.025.

[Order I, Regulation 2, filed 12/7/64.]

WAC 82-12-030 Agency head to determine benefit and validity. It shall be the responsibility of the agency head having jurisdiction over lands to be assessed, or his duly authorized representative, to appear for the state of Washington in all assessment district hearings or otherwise insure that proposed improvements will specially benefit state-owned lands, that the proposed costs are just and equitable, and that the improvement is within the intent of the statutes governing that land.

[Order I, Regulation 3, filed 12/7/64.]

WAC 82-12-040 Exceptions and action based thereon. If the agency head determines that the proposed improvements are not specially beneficial to state-owned lands or are not authorized by law or that the amount assessed against state-owned lands is not the just and equitable portion of the cost of the improvements which the state should pay as specified in WAC 82-12-030 and RCW 79.44.020, then it shall be his responsibility to initiate formal action commensurate with his exceptions to said improvements. The agency head shall immediately notify the assessing district and the director by registered or certified mail of his exceptions. When necessary, the agency head shall utilize all legal remedies available to property owners to challenge the amount or validity of any assessment.

[Order I, Regulation 4, filed 12/7/64.]

WAC 82-12-050 Inclusion of proposed assessment in capital budget. When a state agency is the sole or principal beneficiary of a local improvement district assessment, and has some voice in determining the timing of the project, it shall include the proposed assessments in its regular capital budget.

[Order I, Regulation 5, filed 12/7/64.]

WAC 82-12-060 Statement of assessment—Delivery—Certification. When an assessment roll has been approved and confirmed, the assessing district, or in the case of an irrigation district the county treasurer, shall forward the statement of assessment to the director and to the agency head. The agency head shall investigate the assessment and submit a certification to the director that:

- (1) The assessment claim is correct and properly chargeable to the state;
- (2) No funds were specifically appropriated to his agency or budgeted from local fund sources for payment of assessment claims, or that such funds have been expended;
- (3) If interest is to be charged, that it is the same rate as for other property situated in the same assessing district:
 - (a) Statutory authority governing the interest rate charged will be referenced;
 - (b) Agency heads may request that such information be provided by the county treasurer submitting the assessment claim;
- (4) It is a proper charge to the program(s) and fund(s) named, and the reasons therefor; and
- (5) The certification statement shall identify the payee and the amount due.

[Order I, Regulation 6, filed 12/7/64.]

WAC 82-12-070 Reimbursement to general fund. In accordance with the provisions of section 2, chapter 21, Laws of 1963 ex. sess., or a similar section in subsequent appropriation bills, the director will reimburse the general fund for any assessment expenditures on behalf of an agency which is financed by other than general fund moneys, if any balance remains in the fund or funds which finance such agency, prior to the end of the state biennial fiscal period.

[Order I, Regulation 7, filed 12/7/64.]

(2005 Ed.)

WAC 82-12-080 Basis for director's action in paying assessments. The director's action in making payment of assessment or reimbursing the general fund for such payment will be based upon an analysis of statements (2), (3), and (4) of WAC 82-12-060. Agency determinations will be considered conclusive for statements (1) and (5).

[Order I, Regulation 8, filed 12/7/64.]

WAC 82-12-090 Procedure for payment from appropriated or local funds. The agency head of an agency that has available appropriated or local fund sources for the payment of assessment claims shall make such payments in accordance with the provisions of these regulations and the state budget and accounting procedures; and shall maintain such records as deemed necessary to provide certification to fulfill the requirements of chapter 79.44 RCW and these regulations.

[Order I, Regulation 9, filed 12/7/64.]

WAC 82-12-100 Improvements in harbor areas and state tidelands. Assessing districts shall not order local improvements that relate to the interest of the state in harbor areas and state tidelands until the written consent of the commissioner of public lands to the making of such improvements has been obtained; and/or the other conditions of RCW 79.44.040 have been complied with.

[Order I, Regulation 10, filed 12/7/64.]

WAC 82-12-110 Liens and sales for unpaid assessments. No lands of the state shall be subject to a lien for unpaid assessments, nor shall the interest of the state in any land be sold for unpaid assessments where assessment liens were attached to the lands prior to state ownership.

[Order I, Regulation 11, filed 12/7/64.]

WAC 82-12-120 Additional records to provide supporting information. The director may direct assessing districts and state agencies to maintain additional records to provide supporting information to fulfill the procedural requirements of certification as promulgated by this order.

[Order I, Regulation 12, filed 12/7/64.]

Chapter 82-20 WAC

ELECTRONIC DEPOSIT OF SALARIES AND STATE FUNDED BENEFITS

WAC

82-20-010	Purpose.
82-20-020	Payroll system requirements.
82-20-030	Agency requirements.
82-20-040	Recipient requirements.
82-20-050	Financial institution requirements.
82-20-060	Subsequent transactions.
82-20-070	Failure to comply.

WAC 82-20-010 Purpose. (1) RCW 43.08.085, as amended, makes provisions for the electronic deposit of salaries and state funded benefit payments into financial institutions subject to regulations adopted by the office of financial management.

(2) The policies and procedures contained in chapter 82-20 WAC for the deposit of salaries are consistent with the statutory authority cited in WAC 82-20-010(1).

(3) The term "recipient" means any state employee or any person to whom state funded public employees' retirement benefits, industrial insurance benefits, or state public assistance benefits are being paid.

[Statutory Authority: RCW 43.08.085. 82-05-030 (Order 53), § 82-20-010, filed 2/11/82.]

WAC 82-20-020 Payroll system requirements. Before any electronic fund transfer program may be implemented by a payroll system, the program is to be approved by the office of financial management. The payroll system is to develop a standard procedure to be followed by its using agencies. Such procedures are to include a provision for "notice of deposit" in lieu of warrant to be delivered to the affected recipient which is to contain at least:

- (1) The name of the institution receiving the deposit;
- (2) The recipient's account number;
- (3) The recipient's name; and
- (4) The amount of deposit.

[Statutory Authority: RCW 43.08.085. 82-05-030 (Order 53), § 82-20-020, filed 2/11/82.]

WAC 82-20-030 Agency requirements. (1) The agency is to establish controls to prevent loss of state funds. Controls are to include a positive system of validating the amounts to be transferred and verifying that the amounts to be transferred for a recipient are actually due for work performed or benefits due.

(2) The agency is to limit approval for participation to those recipients who meet the requirements defined in WAC 82-20-040.

[Statutory Authority: RCW 43.08.085. 82-05-030 (Order 53), § 82-20-030, filed 2/11/82.]

WAC 82-20-040 Recipient requirements. To be eligible for participation in the program, a recipient must be an individual who:

- (1) Is paid through a payroll system which is participating in an approved program;
- (2) Is a recipient who is paid on a regularly scheduled payroll;
- (3) Has completed the appropriate portion of the standard authorization form SF 6952, "Electronic funds transfer of salary authorization," or other form approved by the office of financial management;
- (4) Has an account at a financial institution which is a member of an automated clearing house; and
- (5) Will not create an unnecessary risk to the state.

[Statutory Authority: RCW 43.08.085. 82-05-030 (Order 53), § 82-20-040, filed 2/11/82.]

WAC 82-20-050 Financial institution requirements. (1) Each participating financial institution must be a member of an automated clearinghouse, and observe all automated clearinghouse rules and regulations.

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(2) Each participating financial institution must observe the requirements of Regulation E of the Federal Reserve System.

(3) Each participating financial institution must provide, when requested by the participating payroll system, positive confirmations on all prenotification requests transmitted for verification of a recipient's account number. If a positive means of confirmation is not required, the financial institution must provide a means by which the payroll system is notified of discrepancies on a timely basis. Deposits are not to be processed without a valid account number.

(4) Each participating financial institution is to complete the lower portion of the standard authorization form SF 6952, "Electronic funds transfer of salary authorization," or other form approved by the office of financial management when presented by a recipient. The form is to be returned to the recipient or agency payroll office upon completion.

(5) If a financial institution is presented an SF 6952 "Electronic funds transfer of salary authorization," or other form approved by the office of financial management by a recipient for processing, and the institution is not a member of an automated clearinghouse or is otherwise ineligible to participate in this program, it is the responsibility of the financial institution to notify the recipient of this fact.

(6) Subject to the approval of the office of financial management, a financial institution may reproduce form SF 6952, "Electronic funds transfer of salary authorization" for the sole purpose of preprinting the institution's name, address, and transit routing indicator. Any other alterations to the format or content of the form are not allowed and will not be honored by state agencies.

(7) Each participating financial institution is responsible for adherence to the applicable federal and state statutes and regulations regarding the electronic transfer of funds.

(8) Financial institutions serving as a "payable through" bank will be considered the receiving institution for electronic fund transfers of the recipient's salaries or benefits if their American Bankers Association-Transit Routing Indicator is used as part of the recipient's account code.

(9) Financial institutions are to provide each participating recipient with a notice of initial disclosure as required by Regulation E. This notice is to include the mechanism to be used by the recipient for verification that the deposit by electronic funds transfer has been made.

[Statutory Authority: RCW 43.08.085. 82-05-030 (Order 53), § 82-20-050, filed 2/11/82.]

WAC 82-20-060 Subsequent transactions. The state assumes no responsibility for transfers made subsequent to the deposit of the recipient's net pay at the receiving institution designated on the authorization form SF 6952 "Electronic funds transfer of salary authorization," or other form approved by the office of financial management.

[Statutory Authority: RCW 43.08.085. 82-05-030 (Order 53), § 82-20-060, filed 2/11/82.]

WAC 82-20-070 Failure to comply. The state reserves the right to exclude or discontinue any financial institution from participation in the program if a history of chronic failure to comply with the requirements of this chapter, automated clearinghouse rules and regulations, or the require-

ments of Regulation E of the Federal Reserve Bank is present.

[Statutory Authority: RCW 43.08.085. 82-05-030 (Order 53), § 82-20-070, filed 2/11/82.]

Chapter 82-30 WAC

COUNTY INDIGENT DEFENSE COSTS

WAC

82-30-010	Purpose.
82-30-020	Definitions.
82-30-030	Request for reimbursement.
82-30-040	Reimbursement rates.
82-30-050	Department financial responsibility.
82-30-060	Implied consent to audit.

WAC 82-30-010 Purpose. It is the purpose of this chapter to identify the procedures for reimbursing counties for the cost of legal defense services provided indigent offenders detained solely for violating a condition of postrelease supervision.

[Statutory Authority: RCW 9.94A.175. 90-12-009 (Order 90-71), § 82-30-010, filed 5/25/90, effective 6/25/90.]

WAC 82-30-020 Definitions. As used in this chapter, the following words shall have the following meanings:

- (1) "Department" shall mean the department of corrections.
- (2) "Secretary" shall mean the secretary of the department of corrections or the secretary's designee.
- (3) "Director" shall mean the director of the office of financial management or the director's designee.
- (4) "Offender" shall mean a person who has committed a felony established by state law and is eighteen years of age or older or is less than eighteen years of age but whose case has been transferred by the appropriate juvenile court to a criminal court pursuant to RCW 13.40.110.
- (5) "Indigent" shall have the same meaning as set forth in chapter 10.101 RCW.

[Statutory Authority: RCW 9.94A.175. 90-12-009 (Order 90-71), § 82-30-020, filed 5/25/90, effective 6/25/90.]

WAC 82-30-030 Request for reimbursement. (1) A county requesting reimbursement, under this chapter, of costs incurred in the legal defense of an indigent offender must have adopted standards for the delivery of public defense services pursuant to chapter 10.101 RCW. The county shall submit to the department a copy of such standards or an affidavit swearing that such standards have been adopted.

(2) The county shall submit to the department with its request for reimbursement an affidavit swearing that the offender has been determined by the court to be indigent pursuant to chapter 10.101 RCW.

(3) The county shall submit documentation on such forms as may be prescribed by the department indicating the offender's name, the dates service was provided, and the amount of reimbursement requested.

(4) All requests for reimbursement and required documentation shall be filed with the Administrator, Office of Contracts and Regulations, Department of Corrections, P.O. Box 9699, Olympia, Washington 98504.

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(5) All such requests should be filed within thirty days after the costs for which reimbursement is requested were incurred, but in no event later than ten days after the close of the state fiscal biennium during which such costs were incurred.

[Statutory Authority: RCW 9.94A.175. 90-12-009 (Order 90-71), § 82-30-030, filed 5/25/90, effective 6/25/90.]

WAC 82-30-040 Reimbursement rates. (1) Reimbursement shall be restricted to fully documented defense costs for indigent offenders.

(2) The director shall set the rate of reimbursement based on the average per case cost of all county indigent defense costs. The director shall determine to what extent, if any, reimbursement shall be reduced or eliminated because of contribution by the indigent offender receiving the services.

[Statutory Authority: RCW 9.94A.175. 90-12-009 (Order 90-71), § 82-30-040, filed 5/25/90, effective 6/25/90.]

WAC 82-30-050 Department financial responsibility.

(1) Defense costs of any county in connection with hearings conducted pursuant to RCW 9.94A.175 for offenders who are detained by the county solely for violating a condition of post-release supervision shall be the financial responsibility of the department and shall be reimbursed by the department in accordance with this chapter upon receipt and verification by the department of the county's request.

(2) Such reimbursement shall be made to the extent funds allotted by the department for such purpose are available. If the costs of reimbursement to counties exceed the available funds, the secretary shall request the legislature to appropriate additional funds to enable the department to make full reimbursement.

[Statutory Authority: RCW 9.94A.175. 90-12-009 (Order 90-71), § 82-30-050, filed 5/25/90, effective 6/25/90.]

WAC 82-30-060 Implied consent to audit. By submitting a request for reimbursement under this chapter, the requesting county agrees to maintain for a period of five years after the date of the request records which would support such request, and to make such records available for review or audit by the department or the director.

[Statutory Authority: RCW 9.94A.175. 90-12-009 (Order 90-71), § 82-30-060, filed 5/25/90, effective 6/25/90.]

Chapter 82-32 WAC

INVESTMENT OF RETAINED PERCENTAGES ON STATE CONTRACTS FOR PUBLIC WORKS

WAC

82-32-010	Contractor's option regarding retained percentages.
82-32-020	Change of election under options.
82-32-030	Selection of escrow agent.
82-32-040	Escrow agreement.
82-32-050	Escrow costs and fees.
82-32-060	Escrow investments.
82-32-070	Selection of an interest bearing account.
82-32-080	Withdrawal of interest bearing account.
82-32-090	Distribution of interest.

WAC 82-32-010 Contractor's option regarding retained percentages. On all contracts for public improvements or work for which retained percentages are required to

be reserved under the provisions of RCW 60.28.010, state agencies shall require the contractor to exercise his option in writing on whether or not monies reserved from amounts due the contractor shall be retained by the public body, deposited by the public body in an interest bearing account in a bank, mutual savings bank, or savings and loan association, or placed in escrow by the public body. State agencies shall prescribe a procedure for informing the contractor of the options available and the method for exercising the option selected. Said option must be exercised prior to or at time of submission of invoices for the first progress payment to be made under the contract. No progress payment shall be made until the contractor has exercised his option in writing.

[Order 33, § 82-32-010, filed 7/19/76; Order 12, § 82-32-010, filed 10/28/70.]

WAC 82-32-020 Change of election under options. If, during the course of work under a contract for public improvements or work for which amounts are required to be reserved under RCW 60.28.010, the contract completion date is changed, and said change will work an undue hardship upon the contractor when compared to the increased costs to the state agency if a change in election is allowed, said agency may, in its discretion, allow the contractor to change his election under the available options.

[Order 33, § 82-32-020, filed 7/19/76; Order 12, § 82-32-020, filed 10/28/70.]

WAC 82-32-030 Selection of escrow agent. When an election is made to place amounts reserved under chapter 38, Laws of 1970 1st ex. sess. (RCW 60.28.010), in escrow, the contractor and the agency shall select a bank or trust company, agreeable to both, to act as an escrow agent.

[Order 12, § 82-32-030, filed 10/28/70.]

WAC 82-32-040 Escrow agreement. When an election is made to place amounts reserved under chapter 38, Laws of 1970 1st ex. sess. (RCW 60.28.010), in escrow, the state agency jointly with the contractor and the escrow agent shall execute an escrow agreement according to Form A-39, Budget and Accounting Manual, or some other form approved by the attorney general's office. A copy of the completed escrow agreement shall be provided to the escrow agent, the contractor and the state agency prior to the time the first progress payment is made.

[Order 12, § 82-32-040, filed 10/28/70.]

WAC 82-32-050 Escrow costs and fees. The escrow agreement executed pursuant to chapter 38, Laws of 1970 1st ex. sess. (RCW 60.28.010), in addition to other requirements, must provide for payment of all escrow costs and fees by the contractor.

[Order 12, § 82-32-050, filed 10/28/70.]

WAC 82-32-060 Escrow investments. The escrow agent holding funds pursuant to chapter 38, Laws of 1970 1st ex. sess. (RCW 60.28.010), shall invest such funds in bonds and securities selected by the contractor and approved by the state agency. In approving investments, the state agency shall consider the probable safety of the investments, and their

liquidity. The agency may approve investments in the following bonds and securities:

- (1) Bills, certificates, notes or bonds of the United States;
- (2) Other obligations of the United States or its agencies;
- (3) Obligations of any corporation wholly-owned by the government of the United States;
- (4) Indebtedness of the Federal National Mortgage Association; and
- (5) Time deposits in commercial banks, mutual savings banks or savings and loan associations.

Other bonds or securities may be approved by the agency providing that it has the staff assistance and expertise which will permit it to exercise sound judgment in assessing the probable safety and liquidity of such investments. In no event shall the state agency approve of investments in stock of any company, association or corporation. In all cases, including those enumerated above, the investments selected must mature on or prior to the date set for completion of the contract, including extensions thereof or thirty days following the final acceptance of said improvement or work as completed.

[Order 12, § 82-32-060, filed 10/28/70.]

WAC 82-32-070 Selection of an interest bearing account. When an election is made to deposit amounts reserved under RCW 60.28.010, in an interest bearing account in a bank, mutual savings bank, or savings and loan association, the contractor and the agency shall select an institution agreeable to both. Any bank selected must be a qualified public depository under RCW 39.58.010. Deposits in mutual savings banks are subject to RCW 32.12.100 and deposits in savings and loan associations to RCW 33.52.010.

[Order 33, § 82-32-070, filed 7/19/76.]

WAC 82-32-080 Withdrawal of interest bearing account. Deposits made pursuant to WAC 82-32-070 shall be in the name of the agency and cannot be withdrawn without the agency's written authorization. The amounts deposited shall not be subject to withdrawal until after final acceptance of said improvement or work as completed, or until agreed to by both parties. In no case shall the agency allow withdrawal unless the conditions of RCW 60.28.020 are met.

[Order 33, § 82-32-080, filed 7/19/76.]

WAC 82-32-090 Distribution of interest. Interest earned on deposits made pursuant to WAC 82-32-070 shall be paid to the contractor as said interest becomes payable under the terms of the deposit. The agency shall notify the institution to withhold all further payments of interest in the event claims are filed against the contractor. After such notice all unpaid interest shall be subject to the conditions of RCW 60.08.020. The account shall be appropriately noted by the bank, savings bank or savings and loan association to enable that institution to report interest payments made to the contractor to the Internal Revenue Service in the proper format.

[Order 33, § 82-32-090, filed 7/19/76.]

Chapter 82-48 WAC

DISCLOSURE OF PUBLIC RECORDS

WAC

82-48-010	Purpose.
82-48-020	Definitions.
82-48-030	Description of the office of program planning and fiscal management.
82-48-040	Responsibilities.
82-48-050	Method of operation.
82-48-060	Public records available.
82-48-080	Public records officer.
82-48-090	Availability of records.
82-48-100	Inspection of public records.
82-48-110	Copying of public records.
82-48-120	Commercial purposes.
82-48-130	Agency rules for inspection and copying of public records.
82-48-140	Exemptions—Court protection.
82-48-150	Review of denial of public records request.
82-48-160	Records index.
82-48-170	Communications with the agency.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

82-48-070	Commercial purposes. [Order 34, § 82-48-070, filed 9/16/76.] Repealed by 05-01-004, filed 12/1/04, effective 1/2/05. Statutory Authority: RCW 42.17.260.
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WAC 82-48-010 Purpose. The purpose of this chapter is to provide rules for the office of financial management to implement the provisions of chapter 42.17 RCW relating to public records.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-010, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-010, filed 9/16/76.]

WAC 82-48-020 Definitions. The definitions set forth in RCW 42.17.020 shall apply to this chapter.

(1) "OFM" or agency means the office of financial management. Where appropriate, OFM or agency also refers to the staff and employees of the office of financial management.

(2) "Director" means the director of the office of financial management.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-020, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-020, filed 9/16/76.]

WAC 82-48-030 Description of the office of program planning and fiscal management. OFM is the state agency having decision-making and operational responsibilities for the financial and management affairs of state government in accordance with chapters 43.41 and 43.88 RCW. It is organized into a budget division, an accounting division, labor relations division, executive policy division, and a contracting, forecasting and risk management division along with other divisions which support and augment these activities.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-030, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-030, filed 9/16/76.]

WAC 82-48-040 Responsibilities. The responsibilities of OFM include preparation of the governor's budget for presentation to the legislature and budget implementation monitoring through the operation of the budget and allotment systems, and maintenance of the statewide financial and administrative systems central books of account containing timely records of changes in the financial status of the state and

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other financial data bases. OFM also provides technical assistance to the governor and legislature by preparing notes and recommendations, based on information it has obtained, concerning needs and policies recommended for meeting these needs through state programs. In addition, OFM oversees statewide personal services contracting activities, provides a comprehensive risk management program for all state agencies and plays a critical role in statewide public employee labor management relations. Finally, the Revised Code of Washington contains statutes that assign specific duties of an advisory, supervisory, regulatory or similar nature to the agency. All of these relate either directly or indirectly to the financial affairs of the state and its agencies thereof.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-040, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-040, filed 9/16/76.]

WAC 82-48-050 Method of operation. In carrying out its responsibilities, OFM receives information about the management and operation of state agencies and their programs. This information includes, but is not limited to: Budget proposals, short and long-range goals and the plans developed to meet them, present and projected workloads, capital and operating resource requirements, detailed and summary reports of current expenditures, financial commitments, etc. This information is obtained both on a routine basis and in response to requests from the executive and legislative branches. It is recorded and evaluated by OFM and becomes the basis for reports, recommendations, approval of expenditures and, in certain cases, for the establishment of firm criteria for the disbursement of state funds. An example of the latter use is the annual determination of the population of all cities and towns in the state, required by RCW 43.62.030, which is the basis for distribution of tax revenues to these communities.

In obtaining the necessary data to perform these functions, OFM employs numerous methods of communication including, but not limited to: Reports submitted by state agencies, meetings with agency representatives, memoranda and informal contacts between its personnel and that of respondent agencies.

When necessary for the timely and uniform execution of its duties, OFM exercises its statutory power to place standardized reporting requirements upon other agencies of state government.

OFM has published and currently maintains the *State Administrative and Accounting Manual*, which contains policies, regulations and guidance for state agencies in fiscally-related matters.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-050, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-050, filed 9/16/76.]

WAC 82-48-060 Public records available. All public records of this agency, as defined in RCW 42.17.020, are available for public inspection and copying pursuant to these rules, except as otherwise provided by chapter 42.17 RCW, any other laws and these rules.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-060, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-060, filed 9/16/76.]

WAC 82-48-080 Public records officer. The public records officer, designated by the director, shall be in charge of the agency's public records. The person so designated shall be located in the office of the director. The public records officer shall be responsible for implementation of the agency's rules and regulations regarding release of public records for inspection and copying, coordinating the staff of the agency in this regard, and generally ensuring compliance by the staff with the public records disclosure requirements of chapter 42.17 RCW. The public records officer may choose a designee, as may be necessary, to act in his or her absence to carry out the above-described responsibilities.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-080, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-080, filed 9/16/76.]

WAC 82-48-090 Availability of records. Public records of OFM shall be available for inspection and the preparation of requested copies in the office of the director or other agency location as applicable, during normal office hours. For the purposes of this chapter, normal office hours of OFM shall be from 8:00 a.m. until noon and from 1:00 p.m. until 5:00 p.m., Monday through Friday, excluding legal holidays.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-090, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-090, filed 9/16/76.]

WAC 82-48-100 Inspection of public records. Public records of OFM required by any person to be disclosed in accordance with the provisions of chapter 42.17 RCW, shall be provided by the public records officer or his or her designee for inspection in the office of the director or other agency location as applicable. Persons requesting such records may not remove them from the agency office. Public records requested will be made available as promptly as is possible without excessive interference with the other essential functions of the agency, and in accordance with rules provided to protect the records so requested from damage or disorganization.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-100, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-100, filed 9/16/76.]

WAC 82-48-110 Copying of public records. No fee shall be charged for the inspection of public records. The agency may impose a charge for providing copies of public records. Such charges shall not exceed the amount necessary to reimburse the agency for its actual costs incident to such copying. If it is unduly burdensome for the agency to calculate the actual cost, OFM may charge \$.15 per page. No person shall be provided a copy of a public record which has been copied by the agency at the request of such person until and unless such person has tendered payment of the charge for such copying.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-110, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-110, filed 9/16/76.]

WAC 82-48-120 Commercial purposes. No provisions of any regulation contained in this chapter 82-48 WAC shall be construed as giving authority to any officer or OFM employee to give, sell, or provide access to lists of individuals requested for commercial purposes. If a list of individuals is included in the materials requested, OFM reserves the right

to request a signed statement that the requestor will not use the list of individuals for commercial purposes.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-120, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-120, filed 9/16/76.]

WAC 82-48-130 Agency rules for inspection and copying of public records. In accordance with requirements of chapter 42.17 RCW that agencies prevent unreasonable invasions of privacy, protect public records from damage or disorganization, and prevent excessive interference with essential functions, OFM has established procedures under which public records may be inspected and copies of such records obtained as follows:

(1) Written public records request may be sent to the agency by mail, facsimile or e-mail. Requests may be made in person or by telephone; however, the requesting party may be asked to reduce the request to writing. The purpose of requiring a written request is to assist the agency in tracking, managing and responding to requests in a timely and orderly fashion.

(2) The request shall include the name of the requesting party, contact information and the public records requested. Identification of the records requested shall be sufficiently described so that the agency may identify the record. If the record is not clearly identified, the requesting party may be asked for clarification.

(3) The public records officer or his or her designee may assist persons making public records requests to appropriately identify the public records being sought.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-130, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-130, filed 9/16/76.]

WAC 82-48-140 Exemptions—Court protection. OFM reserves the right to determine that a public record or portion of a public record requested in accordance with the procedures outlined in chapter 82-48 WAC is exempt from disclosure under the provisions of chapter 42.17 RCW.

In addition, pursuant to RCW 42.17.260, OFM reserves the right to delete identifying details when it makes available any public record in cases when there is reason to believe that disclosure of such details would be an invasion of personal privacy protected by chapter 42.17 RCW.

Responses by OFM refusing, in whole or in part, inspection or copying of any public record shall be in writing and shall include a statement of the specific exemption authorizing the withholding of the public record or part and a brief explanation of how the exemption applies to the record withheld.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-140, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-140, filed 9/16/76.]

WAC 82-48-150 Review of denial of public records request. Upon denial of any request for public records, the requesting party may petition for review of such denial to the director. The director or his or her designee shall review the denial and provide the results of such review in writing to the petitioner and the public records officer before the end of the second business day following the receipt of the request for review. This review shall constitute final agency action for purposes of judicial review.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-150, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-150, filed 9/16/76.]

WAC 82-48-160 Records index. The office of financial management shall maintain and make available for public inspection and copying an appropriate index in accordance with RCW 42.17.260.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-160, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-160, filed 9/16/76.]

WAC 82-48-170 Communications with the agency. All communications with OFM for the purpose of obtaining information, making submittals or requests, or making inquiries concerning the agency's rules for compliance with chapter 42.17 RCW shall be addressed as follows:

Office of
Financial Management
Public Records Officer
300 Insurance Building
P.O. Box 43113
Olympia, WA 98504-3113

The telephone number of the public records officer is 360-902-0525. Or you can e-mail your request to publicdisclosure@ofm.wa.gov.

[Statutory Authority: RCW 42.17.260. 05-01-004, § 82-48-170, filed 12/1/04, effective 1/2/05; Order 34, § 82-48-170, filed 9/16/76.]

Chapter 82-50 WAC

PAY DATES FOR STATE EMPLOYEES

WAC

82-50-011	Purpose.
82-50-021	Official lagged, semimonthly pay dates established.
82-50-031	Exceptions.
82-50-032	Termination of exceptions.

DISPOSITION OF SECTIONS FORMERLY CODIFIED IN THIS CHAPTER

82-50-010	Purpose. [Statutory Authority: RCW 42.16.017. 82-21-003 (Order 55), § 82-50-010, filed 10/8/82.] Repealed by 83-17-118 (Order 83-59), filed 8/24/83, effective 1/11/84.
82-50-020	Pay dates established. [Statutory Authority: RCW 42.16.017. 82-21-003 (Order 55), § 82-50-020, filed 10/8/82.] Repealed by 83-17-118 (Order 83-59), filed 8/24/83, effective 1/11/84.
82-50-030	Exceptions. [Statutory Authority: RCW 42.16.017. 82-21-003 (Order 55), § 82-50-030, filed 10/8/82.] Repealed by 83-17-118 (Order 83-59), filed 8/24/83, effective 1/11/84.
82-50-040	Effective date. [Statutory Authority: RCW 42.16.017. 82-21-003 (Order 55), § 82-50-040, filed 10/8/82.] Repealed by 83-17-118 (Order 83-59), filed 8/24/83, effective 1/11/84.
82-50-041	Effective date. [Statutory Authority: RCW 42.16.010 and 42.16.017. 83-17-118 (Order 83-59), § 82-50-041, filed 8/24/83.] Repealed by 88-16-027 (Order 88-66), filed 7/27/88. Statutory Authority: RCW 42.16.010(1) and 42.16.017.

WAC 82-50-011 Purpose. The purpose of this chapter is to implement RCW 42.16.010(1) which mandates the director of the office of financial management to establish pay dates through the administrative hearing process. The chapter establishes pay dates, exceptions to the mandatory pay dates, and a mechanism whereby exceptions may be terminated.

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[Statutory Authority: RCW 42.16.010 and 42.16.017. 83-17-118 (Order 83-59), § 82-50-011, filed 8/24/83.]

WAC 82-50-021 Official lagged, semimonthly pay dates established. Unless exempted otherwise under the provisions of WAC 82-50-031, the salaries of all state officers and employees are paid on a lagged, semimonthly basis for the official twice-a-month pay periods established in RCW 42.16.010(1). The following are the official lagged, semimonthly pay dates for calendar years 2004 and 2005:

CALENDAR YEAR 2004	CALENDAR YEAR 2005
Friday, January 9, 2004	Monday, January 10, 2005
Monday, January 26, 2004	Tuesday, January 25, 2005
Tuesday, February 10, 2004	Thursday, February 10, 2005
Wednesday, February 25, 2004	Friday, February 25, 2005
Wednesday, March 10, 2004	Thursday, March 10, 2005
Thursday, March 25, 2004	Friday, March 25, 2005
Friday, April 9, 2004	Monday, April 11, 2005
Monday, April 26, 2004	Monday, April 25, 2005
Monday, May 10, 2004	Tuesday, May 10, 2005
Tuesday, May 25, 2004	Wednesday, May 25, 2005
Thursday, June 10, 2004	Friday, June 10, 2005
Friday, June 25, 2004	Friday, June 24, 2005
Friday, July 9, 2004	Monday, July 11, 2005
Monday, July 26, 2004	Monday, July 25, 2005
Tuesday, August 10, 2004	Wednesday, August 10, 2005
Wednesday, August 25, 2004	Thursday, August 25, 2005
Friday, September 10, 2004	Friday, September 9, 2005
Friday, September 24, 2004	Monday, September 26, 2005
Friday, October 8, 2004	Friday, October 7, 2005
Monday, October 25, 2004	Tuesday, October 25, 2005
Wednesday, November 10, 2004	Thursday, November 10, 2005
Wednesday, November 24, 2004	Wednesday, November 23, 2005
Friday, December 10, 2004	Friday, December 9, 2005
Thursday, December 23, 2004	Friday, December 23, 2005

[Statutory Authority: RCW 42.16.010(1) and 42.16.017. 04-15-006, § 82-50-021, filed 7/7/04, effective 8/7/04; 03-11-073, § 82-50-021, filed 5/20/03, effective 6/20/03; 02-13-087, § 82-50-021, filed 6/18/02, effective 7/19/02; 01-12-007, § 82-50-021, filed 5/24/01, effective 6/24/01; 00-09-088, § 82-50-021, filed 4/18/00, effective 5/19/00; 99-12-081, § 82-50-021, filed 5/28/99, effective 6/28/99; 98-14-079, § 82-50-021, filed 6/30/98, effective 6/30/98; 97-13-064, § 82-50-021, filed 6/17/97, effective 7/18/97; 96-15-039, § 82-50-021, filed 7/11/96, effective 8/11/96; 95-15-031, § 82-50-021, filed 7/11/95, effective 8/11/95; 94-13-097, § 82-50-021, filed 6/15/94, effective 7/16/94; 93-24-041, § 82-50-021, filed 11/23/93, effective 12/24/93; 92-20-038, § 82-50-021, filed 9/29/92, effective 10/30/92; 91-20-061 (Order 91-73), § 82-50-021, filed 9/24/91, effective 10/25/91; 90-17-017 (Order 90-72), § 82-50-021, filed 8/7/90, effective 9/7/90; 89-17-090 (Order 89-70), § 82-50-021, filed 8/22/89, effective 9/22/89; 89-03-063 (Order 89-67), § 82-50-021, filed 1/18/89; 88-16-027 (Order 88-66), § 82-50-021, filed 7/27/88; 87-16-060 (Order 87-65), § 82-50-021, filed 7/30/87; 86-17-001 (Order 86-63), § 82-50-021, filed 8/8/86; 85-16-014 (Order 85-62), § 82-50-021, filed 7/26/85; 84-14-046 (Order 84-61), § 82-50-021, filed 6/29/84; 83-17-118 (Order 83-59), § 82-50-021, filed 8/24/83.]

WAC 82-50-031 Exceptions. The salaries of all state officers and employees shall be paid on a schedule consistent with the provisions of WAC 82-50-021 with the following exceptions:

(1) Schedules for the payment of compensation on dates other than those established in WAC 82-50-021 are authorized for those state officers and employees with written contracts currently in force which explicitly specify payroll dates other than those established in WAC 82-50-021 until the contracts in effect on September 23, 1983, expire or are renegotiated. After that date, no state agency, office, or institution may contract or agree to any payroll dates other than as specified in WAC 82-50-021 and no state agency, office, or institution may agree to any extension of a contract specifying

payroll dates other than those set in WAC 82-50-021 without amending the contract to delete any reference to payroll dates other than those established by WAC 82-50-021.

(2) Schedules for the payment of compensation on pay dates other than those established in WAC 82-50-021 may be authorized in writing by the director of the office of financial management, or the director's designee, in the following instances:

(a) For short-term, intermittent, noncareer state employees;

(b) For student employees of institutions of higher education; and

(c) For liquor control agency managers who are paid a percentage of monthly liquor sales.

(3) Schedules for the payment of compensation on pay dates other than those established in WAC 82-50-021 may be authorized by the director of the office of financial management, or the director's designee, only upon the written request of the agency head, or the agency head's designee, and only for the purpose of maintaining a lagged, semimonthly pay date schedule of shorter duration than the official lagged, semimonthly pay date schedule established in WAC 82-50-021. However, the official pay periods established by RCW 42.16.010(1) are in effect.

[Statutory Authority: RCW 42.16.010(1) and 42.16.017. 88-16-027 (Order 88-66), § 82-50-031, filed 7/27/88. Statutory Authority: RCW 42.16.010 and 42.16.017. 83-17-118 (Order 83-59), § 82-50-031, filed 8/24/83.]

WAC 82-50-032 Termination of exceptions. Pursuant to the approval authority over granting of exceptions provided in RCW 42.16.010(2) and pursuant to the approval authority over all agency and state payroll systems provided in RCW 42.16.017, the director of the office of financial management, or the director's designee, may, terminate any exceptions granted under the provisions of WAC 82-50-031 (2) and (3). The director shall give written notice to the affected agency head by July 1 of the intent to terminate an exception, and the affected agency shall conform to WAC 82-50-021 on January 1 of the following year.

[Statutory Authority: RCW 42.16.010 and 42.16.017. 83-17-118 (Order 83-59), § 82-50-032, filed 8/24/83.]

Chapter 82-54 WAC SHARED LEAVE PROGRAM

WAC

82-54-010	Transfer of shared leave.
82-54-020	Value of leave transferred.

WAC 82-54-010 Transfer of shared leave. The Washington state leave sharing program as established in RCW 41.04.650 through 41.04.670 provides that employees may donate annual, sick, and personal holiday leave to other employees for sick leave purposes. The purpose of the shared leave program is to permit state employees to aid fellow state employees who are suffering from, or have a relative or household member suffering from, extraordinary or severe illness, injury, impairment, or physical or mental condition which have caused or are likely to cause the employees to take leave without pay or terminate their employment.

[Title 82 WAC—p. 14]

[Statutory Authority: RCW 41.04.650 and 41.04.670. 96-22-031, § 82-54-010, filed 10/30/96, effective 11/30/96. Statutory Authority: 1989 c 93. 89-17-089 (Order 89-69), § 82-54-010, filed 8/22/89, effective 9/22/89.]

WAC 82-54-020 Value of leave transferred. The value of leave transferred is to be based upon the current salary rate of the person receiving the leave. The receiving employee will continue to be paid his or her regular rate while on shared leave. Therefore, one hour of donated leave may cover more than or less than one hour of the recipient's salary. Detailed procedures for the transfer of funds under this are prescribed in the accounting procedures manual pursuant to RCW 43.88.160(1).

[Statutory Authority: 1989 c 93. 89-17-089 (Order 89-69), § 82-54-020, filed 8/22/89, effective 9/22/89.]