

Washington State Register

NOVEMBER 19, 1997

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filed not later than November 5, 1997

CITATION

Cite all material in the Washington State Register by its issue number and sequence within that issue, preceded by the acronym WSR. Example: the 37th item in the August 5, 1981, Register would be cited as WSR 81-15-037.

PUBLIC INSPECTION OF DOCUMENTS

A copy of each document filed with the code reviser's office, pursuant to chapter 34.05 RCW, is available for public inspection during normal office hours. The code reviser's office is located on the ground floor of the Legislative Building in Olympia. Office hours are from 8 a.m. to 5 p.m., Monday through Friday, except legal holidays. Telephone inquiries concerning material in the Register or the Washington Administrative Code (WAC) may be made by calling (360) 753-7470.

REPUBLICATION OF OFFICIAL DOCUMENTS

All documents appearing in the Washington State Register are prepared and printed at public expense. There are no restrictions on the republication of official documents appearing in the Washington State Register. All news services are especially encouraged to give wide publicity to all documents printed in the Washington State Register.

CERTIFICATE

Pursuant to RCW 34.08.040, the publication of rules or other information in this issue of the Washington State Register is hereby certified to be a true and correct copy of such rules or other information, except that headings of public meeting notices have been edited for uniformity of style.

DENNIS W. COOPER
Code Reviser

STATE MAXIMUM INTEREST RATE

(Computed and filed by the State Treasurer under RCW 19.52.025)

The maximum allowable interest rate applicable for the month of November 1997 pursuant to RCW 19.52.020 is twelve point zero percent (12.00%).

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

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The Washington State Register is an official publication of the state of Washington. It contains proposed, emergency, and permanently adopted administrative rules, as well as other documents filed with the code reviser's office pursuant to RCW 34.08.020 and 42.30.075. Publication of any material in the Washington State Register is deemed to be official notice of such information.

Mary F. Gallagher Dilley
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Subscription Clerk

STYLE AND FORMAT OF THE WASHINGTON STATE REGISTER

1. ARRANGEMENT OF THE REGISTER

The Register is arranged in the following six sections:

- (a) **PREPROPOSAL**-includes the Preproposal Statement of Inquiry that will be used to solicit public comments on a general area of proposed rule making before the agency files a formal notice.
- (b) **PROPOSED**-includes the full text of formal proposals, continuances, supplemental notices, and withdrawals.
- (c) **PERMANENT**-includes the full text of permanently adopted rules.
- (d) **EMERGENCY**-includes the full text of emergency rules and rescissions.
- (e) **MISCELLANEOUS**-includes notice of public meetings of state agencies, rules coordinator notifications, summaries of attorney general opinions, executive orders and emergency declarations of the governor, rules of the state Supreme Court, and other miscellaneous documents filed with the code reviser's office under RCW 34.08.020 and 42.30.075.
- (f) **TABLE**-includes a cumulative table of the WAC sections that are affected in the current year.
- (g) **INDEX**-includes a combined subject matter and agency index.

Documents are arranged within each section of the Register according to the order in which they are filed in the code reviser's office during the pertinent filing period. The three part number in the heading distinctively identifies each document, and the last part of the number indicates the filing sequence with a section's material.

2. PRINTING STYLE—INDICATION OF NEW OR DELETED MATERIAL

RCW 34.05.395 requires the use of certain marks to indicate amendments to existing agency rules. This style quickly and graphically portrays the current changes to existing rules as follows:

- (a) In amendatory sections—
 - (i) underlined material is new material;
 - (ii) ~~deleted material is ((lined out between double parentheses))~~;
- (b) Complete new sections are prefaced by the heading **NEW SECTION**;
- (c) The repeal of an entire section is shown by listing its WAC section number and caption under the heading **REPEALER**.

3. MISCELLANEOUS MATERIAL NOT FILED UNDER THE ADMINISTRATIVE PROCEDURE ACT

Material contained in the Register other than rule-making actions taken under the APA (chapter 34.05 RCW) does not necessarily conform to the style and format conventions described above. The headings of these other types of material have been edited for uniformity of style; otherwise the items are shown as nearly as possible in the form submitted to the code reviser's office.

4. EFFECTIVE DATE OF RULES

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

5. EDITORIAL CORRECTIONS

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

1996 - 1997

DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

Issue No.	Closing Dates ¹			Distribution Date	First Agency Hearing Date ³
	Non-OTS & 30 p. or more	Non-OTS & 11 to 29 p.	OTS ² or 10 p. max. Non-OTS		
<i>For Inclusion in--</i>	<i>File no later than 12:00 NOON--</i>			<i>Count 20 days from--</i>	<i>For hearing on or after</i>
96-16	Jul 10	Jul 24	Aug 7	Aug 21	Sep 10
96-17	Jul 24	Aug 7	Aug 21	Sep 4	Sep 24
96-18	Aug 7	Aug 21	Sep 4	Sep 18	Oct 8
96-19	Aug 21	Sep 4	Sep 18	Oct 2	Oct 22
96-20	Sep 4	Sep 18	Oct 2	Oct 16	Nov 5
96-21	Sep 25	Oct 9	Oct 23	Nov 6	Nov 26
96-22	Oct 9	Oct 23	Nov 6	Nov 20	Dec 10
96-23	Oct 23	Nov 6	Nov 20	Dec 4	Dec 24
96-24	Nov 6	Nov 20	Dec 4	Dec 18, 1996	Jan 7, 1997
97-01	Nov 21	Dec 5	Dec 19, 1996	Jan 2, 1997	Jan 22
97-02	Dec 5	Dec 19, 1996	Jan 2, 1997	Jan 15	Feb 4
97-03	Dec 26, 1996	Jan 8, 1997	Jan 22	Feb 5	Feb 25
97-04	Jan 8	Jan 22	Feb 5	Feb 19	Mar 11
97-05	Jan 22	Feb 5	Feb 19	Mar 5	Mar 25
97-06	Feb 5	Feb 19	Mar 5	Mar 19	Apr 8
97-07	Feb 19	Mar 5	Mar 19	Apr 2	Apr 22
97-08	Mar 5	Mar 19	Apr 2	Apr 16	May 6
97-09	Mar 26	Apr 9	Apr 23	May 7	May 27
97-10	Apr 9	Apr 23	May 7	May 21	Jun 10
97-11	Apr 23	May 7	May 21	Jun 4	Jun 24
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97-20	Sep 3	Sep 17	Oct 1	Oct 15	Nov 4
97-21	Sep 24	Oct 8	Oct 22	Nov 5	Nov 25
97-22	Oct 8	Oct 22	Nov 5	Nov 19	Dec 9
97-23	Oct 22	Nov 5	Nov 19	Dec 3	Dec 23
97-24	Nov 5	Nov 19	Dec 3	Dec 17, 1997	Jan 6, 1998

¹All documents are due at the code reviser's office by 12:00 noon on or before the applicable closing date for inclusion in a particular issue of the Register; see WAC 1-21-040.

²A filing of any length will be accepted on the closing dates of this column if it has been prepared and completed by the order typing service (OTS) of the code reviser's office; see WAC 1-21-040. Agency-typed material is subject to a ten page limit for these dates; longer agency-typed material is subject to the earlier non-OTS dates.

³At least twenty days before the rule-making hearing, the agency shall cause notice of the hearing to be published in the Register; see RCW 34.05.320(1). These dates represent the twentieth day after the distribution date of the applicable Register.

REGULATORY FAIRNESS ACT

The Regulatory Fairness Act, chapter 19.85 RCW, was enacted in 1982 to minimize the impact of state regulations on small business. Amended in 1994, the act requires a small business economic impact analysis of proposed rules that impose more than a minor cost on twenty percent of the businesses in all industries, or ten percent of the businesses in any one industry. The Regulatory Fairness Act defines industry as businesses within a four digit SIC classification, and for the purpose of this act, small business is defined by RCW 19.85.020 as "any business entity, including a sole proprietorship, corporation, partnership, or other legal entity, that is owned and operated independently from all other businesses, that has the purpose of making a profit, and that has fifty or fewer employees."

Small Business Economic Impact Statements (SBEIS)

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

Mitigation

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

When is an SBEIS Required?

When:

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

When is an SBEIS Not Required?

When:

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

There is less than minor economic impact on business;

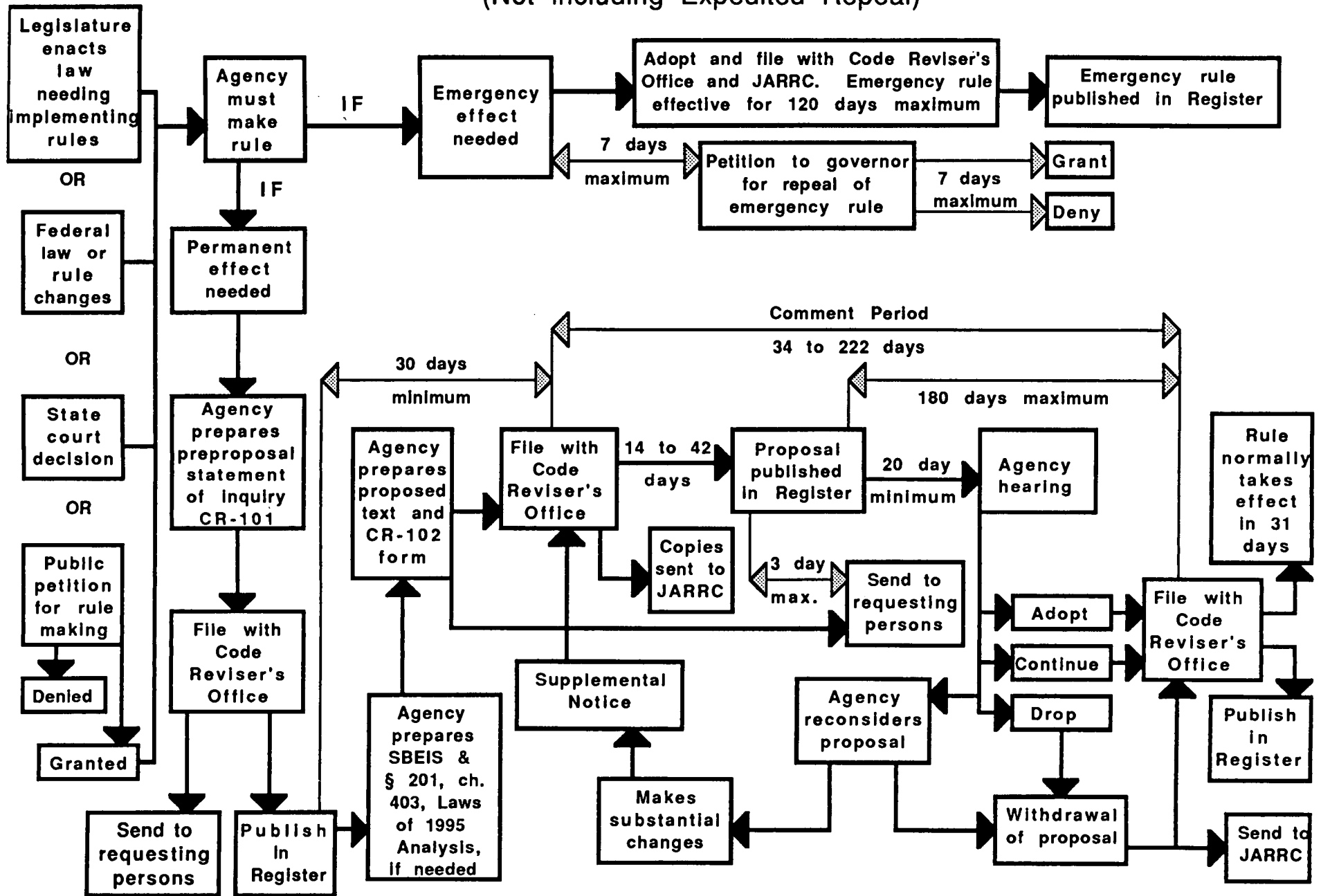
The rule REDUCES costs to business (although an SBEIS may be a useful tool for demonstrating this reduced impact);

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

The rule is pure restatement of state statute.

RULE-MAKING PROCESS

(Not including Expedited Repeal)



WSR 97-22-015
PREPROPOSAL STATEMENT OF INQUIRY
PUBLIC WORKS BOARD
 [Filed October 28, 1997, 1:26 p.m.]

Subject of Possible Rule Making: Under the governor's regulatory improvement effort, as set forth in Executive Order 97-02, the Public Works Board will review all of its rules under the Washington Administrative Code at one time. After review of existing rules, the board will either repeal, revise, or leave intact existing rules. The board will also consider input from persons suggesting additional rules to interpret or clarify statutes or policies of the board.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.155.040(4).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Under EO 97-02 periodic rules review is required.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. The board invites public input by written communication provided to Pete Butkus, Rules Coordinator, Public Works Board, P.O. Box 48319, Olympia, WA 98504-8319, phone (360) 586-7186, FAX (360) 664-3019, e-mail peteb@cted.wa.gov, by 5:00 p.m. on Friday, December 19, 1997, or by attending the regular meeting of the board on January 6, 1998, at the Wyndham Garden Hotel, 18118 Pacific Highway South, SeaTac, WA, beginning at 8:30 a.m.

October 28, 1997
 Pete A. Butkus
 Rules Coordinator

WSR 97-22-016
PREPROPOSAL STATEMENT OF INQUIRY
PUBLIC WORKS BOARD
 [Filed October 28, 1997, 1:28 p.m.]

Subject of Possible Rule Making: Development of permanent rule now covered by WAC 399-30-032 and 399-30-033, as found in WSR 97-12-077.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.155.040(4).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To implement changes to RCW 43.155.070 (1)(d) by providing for rules to interpret the legislative change and to provide for a process to implement the statute. The permanent rule will provide for public input in addition to that received during the adoption of emergency WAC 399-30-032 and 399-30-033, as found in WSR 97-12-077. Note: The Public Works Board intends to adopt emergency rules for the second time on this subject on December 4, 1997.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Departments of Ecology and Health will be involved with this rule development. The Department of

Ecology has the need for a similar but not identical rule to implement legislative changes.

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Pete Butkus, Rules Coordinator, Public Works Board, P.O. Box 48319, Olympia, WA 98504-8319, phone (360) 586-7186, FAX (360) 664-3019, e-mail peteb@cted.wa.gov.

October 28, 1997
 Pete A. Butkus
 Rules Coordinator

WSR 97-22-023
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH
 [Filed October 29, 1997, 10:19 a.m.]

Subject of Possible Rule Making: WAC 246-834-990 Midwifery fees, this rule describes fees for licensed midwives. The department is considering raising or lowering these fees according to an updated fee study. These proposed changes would also take into consideration that the department is adopting a national examination and will use a state add-on examination.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 18.50 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Washington state law requires that all licensure programs be self-sufficient and not carry a deficit. The midwifery program has carried a deficit for at least four years. An increase in some fees would help to eliminate this deficit. In addition, new categories of fees are needed to administer the national and state add-on examination.

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

Process for Developing New Rule: The Department of Health will use a fee study which takes into account current workload, the existing deficit and anticipated workload and expenses for the upcoming biennium. Fees will be raised or lowered according to this study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Written comments may be submitted to Department of Health, Midwifery Program, Attn: Kendra Pitzler, Program Manager, P.O. Box 47864, Olympia, WA 98504-7864. Faxes may be sent to (360) 586-2165.

October 29, 1997
 Bruce Miyahara
 Secretary

WSR 97-22-024

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH**

[Filed October 29, 1997, 10:22 a.m.]

Subject of Possible Rule Making: Amendments or changes to WAC 246-834-220, 246-834-230, and 246-834-240. These rules provide credit toward the educational requirements for licensure of nonlicensed midwives.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.50.040(3).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The current rules do not consider national credentialing or other measures which have been developed since the original adoption of these rules in 1988. If experienced midwives are not able to obtain licensure, it could limit the public choice for care. In addition, midwives who are not licensed may practice under an exemption but are not subject to disciplinary correction. These rules are needed to assure that midwives who are granted credit toward educational requirements possess the same knowledge and skills gained through formal education. This is needed to protect the public health and welfare. By amending these rules, the department may be able to use new ways of verifying knowledge and skills. This would make processes easier for both the department and the applicants.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: There are no other entities which license midwives.

Process for Developing New Rule: The department intends to create a workgroup of the following members: One licensed midwife, one naturopathic midwife, one unlicensed midwife, one student midwife, one midwifery educator, one physician, one certified nurse midwife, one consumer of licensed midwifery services and one consumer of unlicensed midwifery services. This workgroup will conduct a series of meetings to develop such rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. The department plans to hold approximately five workshop meetings between November 1997 and April 1998. Parties who are interested in obtaining agendas for these meetings should contact Kendra Pitzler, Department of Health, Midwifery Program, P.O. Box 47864, Olympia, WA 98504-7864 or (360) 664-4216. You may send your FAX to (360) 586-2165.

October 29, 1997
Bruce Miyahara
Secretary

WSR 97-22-025

**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH**

[Filed October 29, 1997, 10:25 a.m.]

Subject of Possible Rule Making: Development of rules to implement chapter 18.200 RCW, Orthotic and prosthetic services. Topics for rules include education, experience and examination requirements, renewal, reinstatement and continuing competence.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.200.050(1).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To implement legislation enacted by 1997 legislature.

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

Process for Developing New Rule: Participation by interested persons during open public meetings.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Notice of future public meetings will be sent to interested persons. For more information, contact Judy Haenke, Program Manager, P.O. Box 47863, Olympia, WA 98504-7863, (360) 753-4614, (360) 586-0745.

October 29, 1997
Bruce Miyahara
Secretary

WSR 97-22-029

**PREPROPOSAL STATEMENT OF INQUIRY
OFFICE OF MINORITY AND
WOMEN'S BUSINESS ENTERPRISES**

[Filed October 30, 1997, 1:10 p.m.]

Subject of Possible Rule Making: Standard clauses for requests for proposals, advertisements, and calls for bids.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 39.19.030(7).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The office is required by statute to adopt rules on this subject to carry out the purposes of the statute. State agencies and educational institutions presently use different language in their documents which is confusing to potential bidders and could contribute to increased costs to the state.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by submitting written comments to Juan Huey-Ray, Business and Policy Development Manager, Office of Minority and Women's Business Enterprises, P.O. Box 41160, Olympia, WA 98504-1160, or FAX (360) 586-7079. Persons may also call Mr. Huey-Ray at (360) 704-1188.

October 30, 1997
Clarence Gillis
Deputy Director

WSR 97-22-030
PREPROPOSAL STATEMENT OF INQUIRY
OFFICE OF MINORITY AND
WOMEN'S BUSINESS ENTERPRISES
 [Filed October 30, 1997, 1:12 p.m.]

Subject of Possible Rule Making: Inclusion of housing authorities under the rule governing the distribution of costs of the state certification program for minority business enterprises and women's business enterprises.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 39.19.030(7).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The addition of housing authorities is consistent with the legislative intent set forth in RCW 39.19.220. It also advances the objective to equitably distribute the administrative costs of the state's certification program among the political subdivisions of the state.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by submitting written comments to Juan Huey-Ray, Business and Policy Development Manager, Office of Minority and Women's Business Enterprises, P.O. Box 41160, Olympia, WA 98504-1160, or FAX (360) 586-7079. Persons may also call Mr. Huey-Ray at (360) 704-1188.

October 30, 1997
 Clarence Gillis
 Deputy Director

WSR 97-22-037
PREPROPOSAL STATEMENT OF INQUIRY
LIQUOR CONTROL BOARD
 [Filed October 31, 1997, 8:14 a.m.]

Subject of Possible Rule Making: Credit card use by state agency vendors.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 66.16.041 Credit card purchases.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To clarify the procedures and conditions under which state agency vendors may accept bank credit cards and debit cards for liquor purchases.

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

Process for Developing New Rule: Public hearing to solicit input from interested parties.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Nathan S. Ford, Jr., Chairman, P.O. Box 43080, Olympia, WA 98504-3080, phone (360) 753-6268, FAX (360) 664-9689.

October 24, 1997
 Nathan S. Ford, Jr.
 Chairman

WSR 97-22-038
PREPROPOSAL STATEMENT OF INQUIRY
LIQUOR CONTROL BOARD
 [Filed October 31, 1997, 8:15 a.m.]

Subject of Possible Rule Making: To clarify the conditions and means in which retailers may apply for brewery or winery privileges under limited conditions of RCW 66.28.010.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 66.08.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To assist a retailer who wishes to apply for a brewery or winery on an existing retail premises.

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

Process for Developing New Rule: Public hearing to solicit input from interested parties.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting David Goyette, Director, Licensing and Regulation, 1025 East Union, Olympia, WA 98504, phone (360) 753-2724, FAX (360) 753-2710.

October 30, 1997
 Nathan S. Ford, Jr.
 Chairman

WSR 97-22-072
PREPROPOSAL STATEMENT OF INQUIRY
BOARD OF ACCOUNTANCY
 [Filed November 4, 1997, 3:38 p.m.]

Subject of Possible Rule Making: WAC 4-25-410(2) Definitions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.04.055.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The existing rule excludes the definition of attest services. The term attest is used by the accounting profession and its standard setting bodies for different purposes and with differing meanings. Amendment to the rule will clearly define the use of the term as it applies to Washington state regulations. The goal of the amendment is to: Promote clarity, ensure effective communication, ensure fairness in interpretation and application of the rule, promote efficiencies through minimizing gray areas, and address the need to protect the public through regulation of the practice of public accountancy and enhancing the reliability of information.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by writing to Dana M. McInturff, Executive Director, Washington State Board of Accountancy, P.O. Box 9131, Olympia, WA 98507-9131, (360) 664-9194, FAX (360) 664-9190, e-mail 103124.2013@compuserve.com.

October 31, 1997
Dana M. McInturff
Executive Director

WSR 97-22-073**PREPROPOSAL STATEMENT OF INQUIRY
BOARD OF ACCOUNTANCY**

[Filed November 4, 1997, 3:40 p.m.]

Subject of Possible Rule Making: WAC 4-25-520 Index of public records available.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.04.045, 18.04.055, and 42.17.260(2).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The existing rule identifies tape recordings of board meeting for the previous six months as a record the agency maintains. State statute does not require that the agency record board meetings; however, board staff records portions of board meeting as an aid to staff in preparing board meeting minutes. Staff currently records only the portions of meetings dealing with decisions rather than full discussions. As the rule is currently written, the public might construe that the entire meeting was recorded. Amendment of the rule will provide clarification to the public.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by writing to Dana M. McInturff, Executive Director, Washington State Board of Accountancy, P.O. Box 9131, Olympia, WA 98507-9131, (360) 664-9194, FAX (360) 664-9190, e-mail 103124.2013@compuserve.com.

October 22, 1997
Dana M. McInturff
Executive Director

WSR 97-22-074**PREPROPOSAL STATEMENT OF INQUIRY
BOARD OF ACCOUNTANCY**

[Filed November 4, 1997, 3:41 p.m.]

Subject of Possible Rule Making: WAC 4-25-540 Brief adjudicative proceedings.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.04.055(1) and 34.05.482.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: 1. The existing rule allows persons aggrieved by a brief adjudicative proceedings order to appeal to the full board for administrative review. Under such a process, the board would not be able to grant a person appealing to the courts for relief from an administrative review an objective unbiased hearing because the full board had already heard the matter. Amendment of the rule will provide:

- A process for a person to appeal a brief adjudicative proceedings order to the board's vice-chair thus not compromising the entire board.

- Full due process to persons under the authority of the Board of Accountancy.
- 2. RCW 18.04.420 (governing the license or certificate suspension for nonpayment or default on education loan or scholarship) requires that the board provide the person an opportunity for a brief adjudicative proceeding. Amendment of the rule will add student loan default to the list of matters for which the agency will use the brief adjudicative proceeding process as dictated by statute.

3. The existing rule requires petitioners for administrative review to make their appeal in writing, within twenty-one days after "receipt" of the brief adjudicative proceedings order. The board seeks to clarify that the appeal must be received by the board, orally or in writing, within twenty-one days after the brief adjudicative proceedings order is posted in the United States mail to be consistent with the requirements of chapter 34.05 RCW, the Administrative Procedure Act.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by writing to Dana M. McInturff, Executive Director, Washington State Board of Accountancy, P.O. Box 9131, Olympia, WA 98507-9131, (360) 664-9194, FAX (360) 664-9190, e-mail 103124.2013@compuserve.com.

October 22, 1997
Dana M. McInturff
Executive Director

WSR 97-22-075**PREPROPOSAL STATEMENT OF INQUIRY
BOARD OF ACCOUNTANCY**

[Filed November 4, 1997, 3:42 p.m.]

Subject of Possible Rule Making: WAC 4-25-550 Address changes.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.04.055.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The existing rule requires "licensees" to notify the board of address changes. RCW 18.04.025 defines a licensee as one who holds a valid license. Licensees represent approximately one half of the total number of persons currently under the authority of the Board of Accountancy. RCW 18.04.295 allows the board to take action against a "certificate public accountant" for failure to report changes to the board. Under current board policy, the board requires all "certificate holders" (not just licensees) to notify the board of address changes. Amendment will clarify the rule to include all persons under the authority of the Board of Accountancy.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by writing to Dana M. McInturff, Executive

Director, Washington State Board of Accountancy, P.O. Box 9131, Olympia, WA 98507-9131, (360) 664-9194, FAX (360) 664-9190, e-mail 103124.2013@compuserve.com.

October 22, 1997
Dana M. McInturff
Executive Director

WSR 97-22-076

PREPROPOSAL STATEMENT OF INQUIRY BOARD OF ACCOUNTANCY

[Filed November 4, 1997, 3:42 p.m.]

Subject of Possible Rule Making: WAC 4-25-551 Duty to respond to board inquiry.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.04.055.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The existing rule requires "licensees" to respond to board inquiry. RCW 18.04.025 defines a licensee as one who holds a valid license. Licensees represent approximately one half of the total number of persons currently under the authority of the Board of Accountancy. RCW 18.04.295 allows the board to take action against a "certificate public accountant" for failure to cooperate with the board by not responding to board inquiry. Under current board policy, the board requires all "certificate holders" (not just licensees) to respond to board inquiry. Amendment will clarify the rule to include all persons under the authority of the Board of Accountancy.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by writing to Dana M. McInturff, Executive Director, Washington State Board of Accountancy, P.O. Box 9131, Olympia, WA 98507-9131, (360) 664-9194, FAX (360) 664-9190, e-mail 103124.2013@compuserve.com.

October 22, 1997
Dana M. McInturff
Executive Director

WSR 97-22-077

PREPROPOSAL STATEMENT OF INQUIRY BOARD OF ACCOUNTANCY

[Filed November 4, 1997, 3:43 p.m.]

Subject of Possible Rule Making: WAC 4-25-620 Integrity and objectivity.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.04.055(2).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The existing rule requires Washington certified public accountants to be free of conflicts of interest unless such conflicts are specifically permitted by board rule or professional standards. Board rules and professional standards conflict in some areas such as compensation. Amendment to the rule will clarify that, where conflicts exist between a board rule and a professional

standard, board rule prevails. The goal of the amendment is to: Promote clarity, ensure effective communication, ensure fairness in interpretation and application of the rule, promote efficiencies through minimizing gray areas, and address the need to protect the public through regulation of the practice of public accountancy and enhancing the reliability of information.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by writing to Dana M. McInturff, Executive Director, Washington State Board of Accountancy, P.O. Box 9131, Olympia, WA 98507-9131, (360) 664-9194, FAX (360) 664-9190, e-mail 103124.2013@compuserve.com.

October 31, 1997
Dana M. McInturff
Executive Director

WSR 97-22-078

PREPROPOSAL STATEMENT OF INQUIRY BOARD OF ACCOUNTANCY

[Filed November 4, 1997, 3:44 p.m.]

Subject of Possible Rule Making: WAC 4-25-622 (1), (2) Independence.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.04.055(2).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The existing rule requires Washington certified public accountants in public practice to be independent in the performance of certain activities including an examination of prospective financial information. Attestation engagements require independence for more than just an examination of prospective financial information. Amendment to the rule will expand the independence requirement to include all attestation services as identified by the board and the accounting profession. Amendment will also eliminate ambiguities between the Washington state regulations and the accounting professions' recognized standards. The goal of the amendment is to: Promote clarity, ensure effective communication, ensure fairness in interpretation and application of the rule, promote efficiencies through minimizing gray areas, and address the need to protect the public through regulation of the practice of public accountancy and enhancing the reliability of information.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by writing to Dana M. McInturff, Executive Director, Washington State Board of Accountancy, P.O. Box 9131, Olympia, WA 98507-9131, (360) 664-9194, FAX (360) 664-9190, e-mail 103124.2013@compuserve.com.

October 31, 1997
Dana M. McInturff
Executive Director

WSR 97-22-079**PREPROPOSAL STATEMENT OF INQUIRY
BOARD OF ACCOUNTANCY**

[Filed November 4, 1997, 3:45 p.m.]

Subject of Possible Rule Making: WAC 4-25-631
Compliance with standards.

Statutes Authorizing the Agency to Adopt Rules on this
Subject: RCW 18.04.055(6).

Reasons Why Rules on this Subject may be Needed and
What They Might Accomplish: The existing rule requires
Washington certified public accountants to comply with the
pertinent accounting principles, professional standards,
regulations, releases and rules promulgated by the "appropri-
ate bodies" for each endeavor undertaken. Board rules and
professional standards conflict in some areas such as
compensation. Amendment to the rule will clarify that,
where conflicts exist between a board rule and a professional
standard, board rule prevails. The goal of the amendment is
to: Promote clarity, ensure effective communication, ensure
fairness in interpretation and application of the rule, promote
efficiencies through minimizing gray areas, and address the
need to protect the public through regulation of the practice
of public accountancy and enhancing the reliability of
information.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt
the new rule and formulation of the proposed rule before
publication by writing to Dana M. McInturff, Executive
Director, Washington State Board of Accountancy, P.O. Box
9131, Olympia, WA 98507-9131, (360) 664-9194, FAX
(360) 664-9190, e-mail 103124.2013@compuserve.com.

October 31, 1997
Dana M. McInturff
Executive Director

WSR 97-22-080**PREPROPOSAL STATEMENT OF INQUIRY
BOARD OF ACCOUNTANCY**

[Filed November 4, 1997, 3:45 p.m.]

Subject of Possible Rule Making: WAC 4-25-810
Continuing professional education (CPE), (1) Hours required.

Statutes Authorizing the Agency to Adopt Rules on this
Subject: RCW 18.04.055(7) and 18.04.215(4).

Reasons Why Rules on this Subject may be Needed and
What They Might Accomplish: In fulfilling its obligation to
investigate complaints from the public against certified
public accountants (CPAs), the board has become aware that
CPAs could benefit from a refresher on board rules and
regulations on a regular basis. Many of the complaints
received by the board could have been avoided by the CPA
had the CPA been aware of the current board rules. The
accounting profession is constantly changing and the board
is required by Executive Order to systematically review its
rules on a regular basis. The board wishes to accomplish a
heightened awareness of the board rules, especially as they
pertain to ethics, through required continuing professional
education. Amendment to the rule will require certified

public accountants to acquire a number of hours in ethics
related courses on a regular basis to maintain an understand-
ing and awareness of the board's rules and regulation in an
ever changing environment.

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

Process for Developing New Rule: Agency study.

Interested parties can participate in the decision to adopt
the new rule and formulation of the proposed rule before
publication by writing to Dana M. McInturff, Executive
Director, Washington State Board of Accountancy, P.O. Box
9131, Olympia, WA 98507-9131, (360) 664-9194, FAX
(360) 664-9190, e-mail 103124.2013@compuserve.com.

October 22, 1997
Dana M. McInturff
Executive Director

WSR 97-22-082**PREPROPOSAL STATEMENT OF INQUIRY
UTILITIES AND TRANSPORTATION
COMMISSION**

[Filed November 4, 1997, 4:01 p.m.]

Subject of Possible Rule Making: Rules relating to
motor carriers of household goods and transportation
brokers. All provisions currently codified in chapter 480-12
WAC might be affected. New rules related to entry of
household goods carriers and protection of consumers will be
considered. Rules will be reviewed for content and readabil-
ity pursuant to Executive Order 97-02. Docket No. TV-
971477.

Statutes Authorizing the Agency to Adopt Rules on this
Subject: RCW 80.01.040, 81.80.130, 81.80.140.

Reasons Why Rules on this Subject may be Needed and
What They Might Accomplish: (1) Executive Order 97-02
requires agencies to review significant rules against specified
standards. (2) In Docket No. TV-941290, the commission
limited existing chapter 480-12 WAC to a small segment of
the motor carrier industry — household goods movers and
transportation brokers — and created new chapter 480-14
WAC for all other motor carriers. That left chapter 480-12
WAC with some rules that appear less relevant in today's
environment, or which may be unnecessarily complex or ill-
suited for regulating the carriers that remain subject to the
chapter. (3) Federal preemption of most aspects of the
regulation of transportation brokers has made other rules
irrelevant. (4) The definition of "household goods" in WAC
480-12-400 differs from the federal definition, resulting in
confusion. (5) The applicability of the rules to "pack and
load" services needs to be clarified. (6) Deficient consumer
protection rules for household goods customers hampers the
commission's ability to assist consumers. (7) Current
application of the "public convenience and necessity"
standard may no longer be appropriate under emerging
market and legal conditions. Rule changes could streamline
and clarify household goods rules, provide more effective
consumer protection, ease carrier entry and reduce costs
associated with entering this market.

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

Process for Developing New Rule: Agency study. The commission will call for initial written comments, and will provide the opportunity for additional comments. The commission will schedule one or more workshops with representatives of affected constituencies in a manner designed to develop consensus regarding any rule proposal.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested persons may contact the Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, Olympia, WA 98504-7250, (360) 664-1174, FAX (360) 586-1150. Such persons may submit comments, and may ask to be included on the commission's list of interested persons for the proceeding. Interested persons will be notified of public meetings, workshops, and other opportunities to participate in the rule making.

Written Comments: Written comments in response to the CR-101 from persons interested in the subject matter of this proposed rule making may be filed with the commission secretary, referencing Docket No. TV-971477, not later than **December 5, 1997**. All commenters are asked, but not required, to file an original and ten copies of their written comments. The commission also requests, but does not require, that comments be provided on a 3 1/2 inch IBM formatted high-density disk, in WordPerfect version 5.1, 6.0, or 6.1, labeled with the docket number of this proceeding and the commenter's name and type of software used. The commission will offer additional opportunities to provide written comments on any specific proposals or alternative proposals. Interested persons may file additional written comments in response to any such invitation.

Executive Order 97-02 requires agencies to review significant rules against specified standards: The rules' need; effectiveness and efficiency; clarity; intent and statutory authority; coordination; cost; and fairness. The commission calls for comments on the rules in this chapter under the standards identified in the Executive Order.

Workshops: The commission will schedule workshops at which representatives of affected interests discuss and propose alternative means of addressing the underlying issues, which are expected to involve potential changes to commission rules. The commission will select participants in the workshops from those who comment and from representatives of interests known to the commission to be affected by the commissions' actions.

Oral Comments: The commission will schedule an opportunity for oral comments as an element of adopting a potential rule change. The commission will provide written notice of the nature, time, and place of any opportunity for general public comment to all persons who provide written comments and to any other persons specifically asking to receive such notices in this proceeding.

October 28, 1997
Gloria Papiec
for Steve McLellan
Secretary

WSR 97-22-088**PREPROPOSAL STATEMENT OF INQUIRY
STATE BOARD OF HEALTH**

[Filed November 5, 1997, 8:17 a.m.]

Subject of Possible Rule Making: Rules for the children with special health care needs program, chapter 246-710 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 43.20A.635.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Language for existing rules for the children with special health care needs (CSHCN) program is outdated. Revisions now under development include clarification of language and deletion of obsolete references.

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

Process for Developing New Rule: Local health jurisdictions and other organizations will have an opportunity to review and comment on draft rules before proposed rules are filed with the Office of the Code Reviser, and comments will be considered before proceeding to file proposed rules. Existing program mailing lists will be used to notify the public of draft and proposed rules. The Board of Health will conduct a public hearing before taking action on proposed rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Opportunities for involvement in rules development are described above. The staff contact for rules changes is Jan Fleming, Acting Program Manager, Children with Special Health Care Needs, Mailstop 47880, Olympia, Washington 98504, (360) 586-6721, (360) 586-7868.

November 4, 1997

S. I. Beck

Executive Director

WSR 97-22-089**PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH**

[Filed November 5, 1997, 8:18 a.m.]

Subject of Possible Rule Making: Audiology and speech-language pathology interim permit conditions.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.35.161 and 18.35.060(6).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: There is a potential for physical, economical and mental harm due to inadequately supervised audiology and speech-language pathology students. Individuals in training without defined conditions and supervision may fail to recognize early signs of chronic disease or misuse of hearing instrumentation causing infections or lacerations of the ear or perforation of the ear drum. The proposed rule will provide interim permit holders, supervisors and consumers of hearing and speech services with clear conditions that must be followed by the supervisor and interim permit holder during training.

Process for Developing New Rule: The board and program will work closely with the profession and consumer

groups in developing rules. Three public work groups were held to provide an opportunity for public input. The meetings were held in Seattle, Yakima, and Spokane. The board promoted participation from state-wide school districts who employ audiologists and speech-language pathologists; hospitals and clinics throughout the state and professional associations for audiologists and speech-language pathologists. Further input has been requested from members of the public who attended the public work groups. From these efforts, draft language will be developed and shared for on-going direction from interested persons.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Diane Young, Program Manager, Board of Hearing and Speech, 1300 Quince Street S.E., P.O. Box 47869, Olympia, WA 98504-7869, (360) 753-1817, (360) 586-0205, FAX (360) 586-7774.

October 22, 1997
Delores E. Spice
Executive Director

WSR 97-22-090
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH

[Filed November 5, 1997, 8:20 a.m.]

Subject of Possible Rule Making: Amendments to WAC 246-828-290 Purchaser recision rights.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.35.161 and 18.35.180(2).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The recision amount required by statute is not currently indicated in WAC. The recision amount is the amount of money the hearing instrument fitter/dispenser is allowed to keep when a purchaser chooses to cancel the purchase agreement. The amendments will identify the recision amount determined by the board. The amendments will also simplify and clarify the required language and format of the required purchase agreement used by hearing instrument fitter/dispensers in the sale of hearing aids. The amendments will provide consumers with information regarding recision of the agreement that is presented in readable format and in understandable language.

Process for Developing New Rule: The board and program will work closely with the profession and consumer groups in developing rules. Three public work groups were held to provide an opportunity for public input. The meetings were held in Seattle, Yakima, and Spokane. The board promoted participation from state-wide school districts who employ audiologists; hospitals and clinics throughout the state and professional associations for audiologists and hearing instrument fitter/dispensers. Further input has been requested from members of the public who attended the public work groups. From these efforts draft language will be developed and shared for on-going direction from interested persons.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Diane Young, Program Manager, Board of Hearing and Speech, 1300 Quince Street S.E., P.O.

Box 47869, Olympia, WA 98504-7869, (360) 753-1817, (360) 586-0205, FAX (360) 586-7774.

October 22, 1997
Delores E. Spice
Executive Director

WSR 97-22-104
PREPROPOSAL STATEMENT OF INQUIRY
STATE BOARD OF EDUCATION

[Filed November 5, 1997, 10:30 a.m.]

Subject of Possible Rule Making: Amendments to WAC 180-78A-165 Approval standard—Knowledge and skills and to 180-79A-433 Academic requirements for certification—School nurse, school occupational therapist, school physical therapist, and school speech-language pathologist or audiologist.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.305.130 (1) and (2) and 28A.410.010.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The amendments would align the knowledge and skills required for approval of administrator and educational staff associate preparation programs with the state learning goals and essential academic learning requirements. It would also include the state goals and learning requirements in the thirty clock hour course required for certain educational staff associate roles.

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

Process for Developing New Rule: Early solicitation of public comments and recommendations respecting new, amended or repealed rules, and consideration of the comments and recommendations in the course of drafting rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by sending written comments to Rules Coordinator, State Board of Education, P.O. Box 47206, Olympia, WA 98504-7206, FAX (360) 586-2357, TDD (360) 664-3631. For telephone assistance contact Larry Davis, (360) 753-6715.

Larry Davis
Executive Director

WSR 97-22-105
PREPROPOSAL STATEMENT OF INQUIRY
STATE BOARD OF EDUCATION

[Filed November 5, 1997, 10:31 a.m.]

Subject of Possible Rule Making: Amendment to WAC 180-79A-117 Uniform expiration date and 180-85-100 Calculation of lapse dates.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.410.010.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This amendment would change the uniform expiration date for educator certificates from August 31 to June 30.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: No other federal or state agencies regulate this subject.

Process for Developing New Rule: Early solicitation of public comments and recommendations respecting new, amended or repealed rules, and consideration of the comments and recommendations in the course of drafting rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by sending written comments to Rules Coordinator, State Board of Education, P.O. Box 47206, Olympia, WA 98504-7206, FAX (360) 586-2357, TDD (360) 664-3631. For telephone assistance contact Larry Davis, (360) 753-6715.

Larry Davis
Executive Director



WSR 97-22-026
PROPOSED RULES
DEPARTMENT OF HEALTH
 [Filed October 29, 1997, 10:27 a.m.]

October 29, 1997
 Bruce Miyahara
 Secretary

Supplemental Notice to WSR 97-17-111.

Preproposal statement of inquiry was filed as WSR 97-13-097.

Title of Rule: Boarding home fee rules, WAC 246-316-990.

Purpose: Increase licensing fees for boarding homes to \$54.00 per bed per year.

Statutory Authority for Adoption: RCW 18.20.050, 43.70.110, and 43.70.250.

Statute Being Implemented: RCW 18.20.050.

Summary: Change will increase annual licensing fees to \$54 per bed. This amount is less than originally proposed \$58.22 per bed.

Reasons Supporting Proposal: Approval was granted to exceed I-601 due to program enhancements passed by legislature.

Name of Agency Personnel Responsible for Drafting: Jennell Prentice, P.O. Box 47852, Olympia, WA 98504-7852, (360) 705-6661; Implementation and Enforcement: Kathy Stout, P.O. Box 47852, Olympia, WA 98504-7852, (360) 705-6652.

Name of Proponent: Department of Health, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Changes to WAC 246-316-990 will increase the annual licensing fee for boarding homes from \$37.35 per bed to \$54.00 per bed. The licensing fees will be used to fund the boarding home program.

Proposal Changes the Following Existing Rules: The change will increase the cost of licensing fees from \$37.35 per bed to \$54.00 per bed.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This proposal is exempt under RCW 34.05.310 (4)(f) and therefore does not require a small business economic impact statement. However, the department prepared an economic analysis identifying the need of the increase.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption. Section 201, chapter 403, Laws of 1995, does not apply to rules that set or adjust fees or rates pursuant to legislative standards according to RCW 34.05.328 (5)(b)(vi).

Hearing Location: In Spokane at ESD 101, 910 North Ash Street, Spokane, WA 99201, and in Lacey (Olympia) at Washington Interactive Technologies, 710 Sleater-Kinney Road S.E., Suite Q, Lacey, WA 98503, on December 9, 1997, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Theresa Phillips by December 1, 1997, TDD (360) 664-0064, or (800) 833-6388.

Submit Written Comments to: Jennell Prentice, Rules Coordinator, Facilities and Services Licensing, P.O. Box 47852, Olympia, WA 98504-7852, FAX (360) 705-6654, or e-mail jzp0303@hub.doh.wa.gov, by December 3, 1997.

Date of Intended Adoption: December 12, 1997.

AMENDATORY SECTION (Amending WSR 96-12-027, filed 5/30/96, effective 6/30/96)

WAC 246-316-990 Fees. The licensee or applicant shall:

(1) Submit an annual license fee of (~~thirty-seven dollars and thirty-five cents~~) fifty-four dollars per bed of the licensed resident bed capacity for initial and renewed licenses;

(2) Submit an additional one hundred fifty dollars when billed by the department for:

(a) A third on-site visit resulting from failure of the licensee or applicant to adequately respond to a statement of deficiencies; and

(b) A complete on-site survey resulting from a substantiated complaint; and

(3) Submit an additional late fee in the amount of ten dollars per day from the license renewal date until the date of mailing the fee, as evidenced by the postmark.

WSR 97-22-031
PROPOSED RULES
DEPARTMENT OF AGRICULTURE
 [Filed October 30, 1997, 1:20 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-13-066.

Title of Rule: "Penalties"; penalty assessment for violations of chapters 16.49, 19.32, 69.04, 69.07, and 69.10 RCW.

Purpose: To establish fair, uniform and equitable means for assessing civil penalties and licensing actions for violations of chapters 16.49, 19.32, 69.04, 69.07, and 69.10 RCW.

Statutory Authority for Adoption: RCW 16.49.680, 19.32.030, 69.04.730, 69.07.020, and 69.10.055.

Statute Being Implemented: Chapters 16.49, 19.32, 69.04, 69.07, and 69.10 RCW.

Summary: The rules adopted in WAC 16-139-005 through 16-139-060 apply to violations of chapter 16.49 RCW, Custom slaughtering; chapter 19.32 RCW, Food lockers; chapter 69.04 RCW, Intrastate commerce in food, drugs, and cosmetics; chapter 69.07 RCW, Washington Food Processing Act; and chapter 69.10 RCW, Food storage warehouses. The rule consists of eight sections which include the purpose of the rule, definitions applicable to terms used in the rule, the method for calculating penalties, three penalty schedules in table form, alternatives to penalty assessment and a section on the disposition of collected penalty money.

Reasons Supporting Proposal: These regulatory actions are necessary to deter violations of food safety laws and rules, to educate persons about the consequences of such violations, and to compel compliance with food safety laws for the protection of consumers. Fair and equitable systems

PROPOSED

for penalty assessment are strongly encouraged under RCW 34.05.220(4).

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Michael J. Donovan, 2nd Floor, Department of Natural Resources Building, 1111 Washington Street, Olympia, (360) 902-1883.

Name of Proponent: Food Safety Program, Washington State Department of Agriculture, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The agency will implement the rule by applying it routinely whenever a hearing finds that penalty action is warranted. The agency intends to inform and educate the affected persons by department letter to affected parties, through information exchange at meetings and by personal contact during routine inspections of producers and processors.

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

Explanation of Rule, its Purpose, and Anticipated Effects: This chapter is promulgated by the director of agriculture for the purpose of establishing fair, uniform and equitable means for assessing civil penalties and licensing actions authorized under RCW 16.49.444, 19.32.060, 69.04.880, 69.07.060, 69.07.110, 69.07.150(2), 69.10.030 and 69.10.050. The rules adopted in WAC 16-139-005 through 16-139-060 apply to violations of chapter 16.49 RCW, Custom slaughtering; chapter 19.32 RCW, Food lockers; chapter 69.04 RCW, Intrastate commerce in food, drugs, and cosmetics; chapter 69.07 RCW, Washington Food Processing Act; and chapter 69.10 RCW, Food storage warehouses.

This is a rule that outlines penalties for persons, including food processors, custom meat operations, dairy manufacturing plants, food storage facilities and other parties, that are cited for violations of chapters 16.49, 16.74, 19.32, 69.04, 69.07, and 69.10 RCW and rules and regulations adopted thereunder. The procedures prescribed by the Administrative Procedure Act in applying penalties, as well as recommendations by the Attorney General's Office, compel the adoption of a rule that establishes a fair and equitable method for assessment of penalties for violations of the aforementioned statutes, rules, and regulations. This rule outlines a schedule that takes into account the number and severity of repeat violations in assessment of penalties and utilizes the firm's history and other mitigating and aggregating factors in assigning penalties.

This rule would also provide an opportunity to establish criteria for taking revocation action and includes a section on alternatives to formal action and a section on disposition of collected penalty money.

Proposal does not change existing rules.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The adoption of this rule would have no economic impact on any person who complies with state food laws and rules.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption. The Washington State Department of Agriculture is not a listed agency in section 201.

Hearing Location: Department of Natural Resources Building, 1111 Washington Street, 2nd Floor, Room 259, Olympia, WA 98504-2560, on December 10, 1997, at 10 a.m.

Assistance for Persons with Disabilities: Contact Julie Carlson by December 3, 1997, TDD (360) 902-1996, or (360) 902-1880.

Submit Written Comments to: Michael J. Donovan, P.O. Box 42560, Olympia, WA 98504-2560, (360) 903-1883, FAX (360) 902-2087, by December 9, 1997.

Date of Intended Adoption: December 31, 1997.

October 30, 1997
Dr. Candace Jacobs
Assistant Director

Chapter 16-139 WAC PENALTIES

NEW SECTION

WAC 16-139-001 Promulgation and purpose. This chapter is promulgated by the director of agriculture for the purpose of establishing fair, uniform and equitable means for assessing civil penalties and licensing actions authorized under RCW 16.49.444, 19.32.060, 69.04.880, 69.07.060, 69.07.110, 69.07.150(2), 69.10.030 and 69.10.050. The rules adopted in WAC 16-139-005 through 16-139-060 apply to violations of chapters 16.49 RCW (Custom slaughtering), 19.32 RCW (Food lockers), 69.04 RCW (Intrastate commerce in food, drugs, and cosmetics), 69.07 RCW, (Washington Food Processing Act) and 69.10 RCW (Food storage warehouses). The director also declares:

(1) Education and technical assistance play an important role in the prevention, correction or abatement of food safety violations and are the department's preferable alternative to regulatory action. However, at times regulatory action is necessary to deter violations of food safety laws and rules, to educate persons about the consequences of such violations, and to compel compliance with food safety laws for the protection of consumers. The department initiates such actions when educational measures, technical assistance, warning letters, compliance agreements or other remedial measures fail to achieve compliance; and

(2) Any regulatory action taken by the department against any person who violates the provisions of chapters 16.49, 19.32, 69.04, 69.07 and 69.10 RCW, and rules adopted thereunder shall be commensurate with the seriousness of the violation under the circumstances; and

(3) Each person shall be treated fairly in accordance with the rules set forth in this chapter.

NEW SECTION

WAC 16-139-005 Definitions. (1) Definitions:

(a) "Violation" means commission of an act or acts prohibited by chapter 16.49, 69.04, 69.07 or 69.10 RCW, including rules adopted under them.

(b) "Prior violation" means the same or a similar violation committed by a person within the previous three years.

(c) "Critical violation" means a violation resulting in food adulteration that could cause injury or illness in consumers or that has the potential to contribute to conditions resulting in such adulteration.

(d) "Significant violation" means a violation resulting in food adulteration or food being prepared under unsanitary conditions not apparently related to a public health danger or

that has the potential to contribute to conditions resulting in such adulteration and if not corrected could lead to a critical violation.

(e) "Economic violation" means a violation which affects the purchaser economically, either due to misbranding or adulteration where inferior or substandard quality product is substituted, by hiding defects or by false or misleading labeling.

(f) "Other violation" means a violation of chapter 16.49, 69.04, 69.07 or 69.10 RCW, not covered under the penalty schedules in WAC 16-139-020 or 16-139-030, including, but not limited to, violation of embargo, mutilation of embargo notices, sale of food from an unlicensed processor, operating without a required license, refusal of inspection or access, interference with the director or the director's designee, or economic and labeling violations.

(g) "Same," with respect to violations, means an identical recurrence or an exact repetition of a previous violation, or a continuation of a previous violation.

(h) "Similar," with respect to violations, means related in appearance or nature; alike though not identical.

(i) "Knowingly" means that the alleged violator had previous warning, knew or reasonably should have known that a condition could result in adverse effects or that a violation would occur.

(j) "Potential," with respect to violations, means that a violation may result in food adulteration or a risk to health or that the violation supports conditions that may contribute to food adulteration or a risk to health.

(k) "Probable," with respect to violations, means that a violation is reasonably likely to result in food adulteration or a risk to health.

(2) Additional definitions for terms used in this chapter are found in the following provisions of law:

(a) Washington Food, Drug and Cosmetic Act, chapter 69.04 RCW.

(b) Washington Food Processing Act, chapter 69.07 RCW.

(c) Current Good Manufacturing Practice in Manufacturing, Packing or Holding Human Food, Title 21, Code of Federal Regulations, Chapter 1, Subchapter B, Part 110.

(d) Food storage warehouses, chapter 69.10 RCW.

(e) Custom Slaughter Act, chapter 16.49 RCW.

NEW SECTION

WAC 16-139-010 Calculation of penalty. (1) Median penalty selection. In the disposition of administrative cases, the department shall determine the penalty as follows:

(a) The department shall first determine the correct penalty assignment schedule table listed in either WAC 16-139-020 (critical violations), WAC 16-139-030 (significant violations), or WAC 16-139-040 (economic and other violations), that is applied based on the type of violation alleged.

(b) The department shall then determine the penalty range based on whether there have been prior violations in last three years.

(c) The department shall then determine:

(i) The probability of a violation causing a risk to health under WAC 16-139-020 (critical violations); or

(ii) The probability of a violation resulting in food adulteration under WAC 16-139-030 (significant violations); or

(iii) Whether the violation was knowing under WAC 16-139-040 (economic and other violations).

(d) The scheduled penalty is then applied unless a proportionate adjustment is made. In no case will a penalty less than the minimum penalty listed for the violation be applied.

(2) Proportionate adjustment of median penalty. The department reserves the right to proportionately increase the civil penalty and proportionately decrease the licensing action under certain circumstances. Such circumstances include situations where licensing action as a deterrent is ineffective and includes but is not limited to violations by persons who are not licensed. Likewise, the department reserves the right to proportionately decrease the civil penalty and proportionately increase the licensing action when circumstances in a particular case demonstrate the ineffectiveness of a civil penalty action as a deterrent.

NEW SECTION

WAC 16-139-020 Penalty assignment schedule—Critical violations.

LEVEL	DEGREE OF RISK TO HEALTH	PENALTY
1st Violation in a 3-year period	A. POTENTIAL	\$200 and 2-day license suspension
	B. PROBABLE	\$1000 and 7-day license suspension
2nd Violation in a 3-year period	A. POTENTIAL	\$400 and 4-day license suspension
	B. PROBABLE	\$1000 and 14-day license suspension
3rd Violation in a 3-year period	A. POTENTIAL	\$800 and 8-day license suspension
	B. PROBABLE	\$1000 and 30-day license suspension

PROPOSED

NEW SECTION

WAC 16-139-030 Penalty assignment schedule—Significant violations.

LEVEL	POTENTIAL FOR FOOD ADULTERATION	PENALTY
1st Violation in a 3-year period	A. POTENTIAL	\$100 and 1-day license suspension
	B. PROBABLE	\$200 and 2-day license suspension
2nd Violation in a 3-year period	A. POTENTIAL	\$200 and 2-day license suspension
	B. PROBABLE	\$400 and 4-day license suspension
3rd Violation in a 3-year period	A. POTENTIAL	\$400 and 4-day license suspension
	B. PROBABLE	\$800 and 8-day license suspension

NEW SECTION

WAC 16-139-040 Penalty assignment schedule—Economic and other violations of chapters 16.49, 19.32, 69.04, 69.07, and 69.10 RCW.

LEVEL	DEGREE OF KNOWLEDGE OF VIOLATION	PENALTY
1st Violation in a 3-year period	A. UNKNOWNING	\$100 and 1-day license suspension
	B. KNOWING	\$200 and 2-day license suspension
2nd Violation in a 3-year period	A. UNKNOWNING	\$200 and 2-day license suspension
	B. KNOWING	\$400 and 4-day license suspension
3rd Violation in a 3-year period	A. UNKNOWNING	\$300 and 3-day license suspension
	B. KNOWING	\$1000 and 10-day license suspension

NEW SECTION

WAC 16-139-050 Other dispositions of alleged violations. Nothing herein shall prevent the department from:

- (1) Choosing not to pursue a case administratively.
- (2) Issuing a notice of correction in lieu of pursuing administrative action.
- (3) Negotiating settlement(s) of cases on such terms and for such reasons as it deems appropriate. Prior violation(s) covered by a prior settlement agreement may be used by the department for the purpose of determining the appropriate penalty for the current alleged violation(s) if not prohibited by the agreement.

NEW SECTION

WAC 16-139-060 Disposition of collected penalty money. Money collected by the department as civil penalties for violation of chapters 16.49, 69.04, and 69.10 RCW shall be directed to the state general fund. Money collected by the department as civil penalties for violations of chapter 69.07 RCW shall be utilized for food processing industry technical advisement and assistance in meeting food safety regulations and requirements and food safety education and training of food safety program personnel.

Preproposal statement of inquiry was filed as WSR 97-19-031.

Title of Rule: WAC 458-40-660 Timber excise tax—Stumpage value tables.

Purpose: RCW 84.33.091 requires that the stumpage value tables rule be revised twice annually. WAC 458-40-660 is being amended to provide the proposed stumpage values for the first half of 1998. Large harvesters of timber use these values to calculate the timber excise tax on harvested timber.

Statutory Authority for Adoption: RCW 82.33.330 and 84.33.096.

Statute Being Implemented: RCW 84.33.091, 82.32.060, and 84.33.077.

Summary: The rule contains eight tables of stumpage values. These eight tables represent the areas in the state in which timber is harvested. Each table breaks out the values by timber species, quality, and a downward adjustment for hauling. The rule also contains two harvest adjustment tables for the volume per acre which is harvested, logging conditions, remote island harvesting, and thinning. In addition, the rule also contains a domestic market adjustment table for some timber which is not sold by a competitive bidding process and that's prohibited for export.

Reasons Supporting Proposal: RCW 84.33.091 requires the values provided in this rule be revised twice a year.

Name of Agency Personnel Responsible for Drafting: Ed Ratcliffe, 711 Capitol Way South, #303, Olympia, WA, (360) 586-3505; Implementation and Enforcement: Gary O'Neil, 2735 Harrison N.W., Building 4, Olympia, WA, (360) 753-2871.

Name of Proponent: Department of Revenue, governmental.

WSR 97-22-034

PROPOSED RULES

DEPARTMENT OF REVENUE

[Filed October 30, 1997, 4:10 p.m.]

Original Notice.

PROPOSED

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

Explanation of Rule, its Purpose, and Anticipated Effects: The amendment of WAC 458-40-660 complies with RCW 84.33.091 that requires the department to publish stumpage values on a semiannual basis. The tables set out for each stumpage value area the amount that each species or subclassification of timber would sell for at a voluntary sale made in the ordinary course of business for purposes of immediate harvest. Timber harvesters, other than small harvesters, use the tables as a basis for calculating the amount of timber excise tax owed.

Proposal Changes the Following Existing Rules: Values are updated. See Explanation above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Updating the stumpage value tables are required by law. The rule does not impose a responsibility or require a small business to perform something that is not already required by law.

Section 201, chapter 403, Laws of 1995, applies to this rule adoption. These are significant legislative rules pursuant to RCW 34.05.328 (5)(a)(i).

Hearing Location: Department of Revenue, Conference Room, Target Place Building, No. 4, 2735 Harrison Avenue N.W., Olympia, WA, on December 10, 1997, at 10 a.m.

Assistance for Persons with Disabilities: Contact Janet Schilter by December 3, 1997, TDD 1-800-451-7985, or (360)753-3217.

Submit Written Comments to: Ed Ratcliffe, Department of Revenue, P.O. Box 47467, Olympia, WA 98504-7467, FAX (360) 664-0693, by December 10, 1997.

Date of Intended Adoption: December 30, 1997.

October 30, 1997
James M. Thomas
Acting Assistant Director

AMENDATORY SECTION (Amending WSR 97-14-068, filed 6/30/97, effective 7/1/97)

WAC 458-40-660 Timber excise tax—Stumpage value tables—Stumpage value adjustments. (1) **Introduction.** This section sets forth the stumpage value tables and the stumpage value adjustments that are used to calculate the amount of timber excise tax owed by a timber harvester.

(2) **Stumpage value tables.** The following stumpage value tables are hereby adopted for use in reporting the taxable value of stumpage harvested during the period ((July)) January 1 through ((December 31, 1997)) June 30, 1998:

**((TABLE 1—Stumpage Value Table
Stumpage Value Area 1
July 1 through December 31, 1997**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁺

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir	DF	1	\$850	\$843	\$836	\$829	\$822
		2	668	661	654	647	640
		3	583	576	569	562	555
		4	268	261	254	247	240

Western Redcedar ²	RC	1	580	573	566	559	552
		2	580	573	566	559	552
		3	535	528	521	514	507
		4	501	494	487	480	473
Western Hemlock ³	WH	1	398	391	384	377	370
		2	378	371	364	357	350
		3	366	359	352	345	338
		4	271	264	257	250	243
Other Conifer	OC	1	398	391	384	377	370
		2	378	371	364	357	350
		3	366	359	352	345	338
		4	271	264	257	250	243
Red Alder	RA	1	200	193	186	179	172
		2	159	152	145	138	131
		3	36	29	22	15	8
Black Cottonwood	BC	1	46	39	32	25	18
		2	23	16	9	2	1
		3	10	3	1	1	1
Other Hardwood	OH	1	134	127	120	113	106
		2	99	92	85	78	71
		3	47	40	33	26	19
Douglas fir Poles	DFL	1	943	936	929	922	915
Western Redcedar Poles	RCL	1	943	936	929	922	915
Chipwood	CHW	1	1	1	1	1	1
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁴	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁵	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁵	TFX	1	0.50	0.50	0.50	0.50	0.50

⁺ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

² Includes Alaska Cedar.

³ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁴ Stumpage value per 8 lineal feet or portion thereof.

⁵ Stumpage value per lineal foot.

**TABLE 2—Stumpage Value Table
Stumpage Value Area 2
July 1 through December 31, 1997**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale⁺

Species Name	Species Code	Quality Code	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir	DF	1	\$650	\$643	\$636	\$629	\$622
		2	624	627	620	613	606
		3	586	579	572	565	558
		4	290	283	276	269	262
Western Redcedar ²	RC	1	580	573	566	559	552
		2	580	573	566	559	552
		3	535	528	521	514	507
		4	501	494	487	480	473
Western Hemlock ³	WH	1	392	385	378	371	364
		2	389	382	375	368	361
		3	374	367	360	353	346
		4	307	300	293	286	279
Other Conifer	OC	1	392	385	378	371	364
		2	389	382	375	368	361
		3	374	367	360	353	346
		4	307	300	293	286	279

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Species	Code	Quality	1	2	3	4	5
Red Alder	RA	1	200	193	186	179	172
		2	159	152	145	138	131
		3	36	29	22	15	8
Black Cottonwood	BC	1	46	39	32	25	18
		2	23	16	9	2	1
		3	10	3	1	1	1
Other Hardwood	OH	1	134	127	120	113	106
		2	99	92	85	78	71
		3	47	40	33	26	19
Douglas fir Poles	DFL	1	943	936	929	922	915
Western Redcedar Poles	RCL	1	943	936	929	922	915
Chipwood	CHW	1	1	1	1	1	1
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁴	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁵	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁵	TFX	1	0.50	0.50	0.50	0.50	0.50

Species	Code	Quality	1	2	3	4	5
Douglas fir Poles	DFL	1	943	936	929	922	915
Western Redcedar Poles	RCL	1	943	936	929	922	915
Chipwood	CHW	1	1	1	1	1	1
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁵	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁶	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁶	TFX	1	0.50	0.50	0.50	0.50	0.50

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
² Includes Western Larch.
³ Includes Alaska Cedar.
⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁵ Stumpage value per 8 lineal feet or portion thereof.
⁶ Stumpage value per lineal foot.

TABLE 3—Stumpage Value Table
Stumpage Value Area 3
 July 1 through December 31, 1997

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Quality	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir ²	DF	1	\$661	\$654	\$647	\$640	\$633
		2	661	654	647	640	633
		3	514	507	500	493	486
		4	495	488	481	474	467
Western Redcedar ³	RC	1	580	573	566	559	552
		2	580	573	566	559	552
		3	535	528	521	514	507
		4	501	494	487	480	473
Western Hemlock ⁴	WH	1	392	385	378	371	364
		2	390	383	376	369	362
		3	372	365	358	351	344
		4	288	281	274	267	260
Other Conifer	OC	1	392	385	378	371	364
		2	390	383	376	369	362
		3	372	365	358	351	344
		4	288	281	274	267	260
Red Alder	RA	1	200	193	186	179	172
		2	159	152	145	138	131
		3	36	29	22	15	8
Black Cottonwood	BC	1	46	39	32	25	18
		2	23	16	9	2	1
		3	10	3	1	1	1
Other Hardwood	OH	1	134	127	120	113	106
		2	99	92	85	78	71
		3	47	40	33	26	19

TABLE 4—Stumpage Value Table
Stumpage Value Area 4
 July 1 through December 31, 1997

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Quality	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir ²	DF	1	\$685	\$678	\$671	\$664	\$657
		2	664	657	650	643	636
		3	620	613	606	599	592
		4	510	503	496	489	482
Lodgepole Pine	LP	1	244	237	230	223	216
Ponderosa Pine	PP	1	489	482	475	468	461
		2	313	306	299	292	285
Western Redcedar ³	RC	1	580	573	566	559	552
		2	580	573	566	559	552
		3	535	528	521	514	507
		4	501	494	487	480	473
Western Hemlock ⁴	WH	1	395	388	381	374	367
		2	387	380	373	366	359
		3	369	362	355	348	341
		4	360	353	346	339	332
Other Conifer	OC	1	395	388	381	374	367
		2	387	380	373	366	359
		3	369	362	355	348	341
		4	360	353	346	339	332
Red Alder	RA	1	200	193	186	179	172
		2	159	152	145	138	131
		3	36	29	22	15	8
Black Cottonwood	BC	1	46	39	32	25	18
		2	23	16	9	2	1
		3	10	3	1	1	1
Other Hardwood	OH	1	134	127	120	113	106
		2	99	92	85	78	71
		3	47	40	33	26	19
Douglas fir Poles	DFL	1	943	936	929	922	915
Western Redcedar Poles	RCL	1	943	936	929	922	915
Chipwood	CHW	1	1	1	1	1	1

RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁵	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁶	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁶	TFX	1	0.50	0.50	0.50	0.50	0.50

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
² Includes Western Larch.
³ Includes Alaska Cedar.
⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁵ Stumpage value per 8 lineal feet or portion thereof.
⁶ Stumpage value per lineal foot.

**TABLE 5 — Stumpage Value Table
 Stumpage Value Area 5
 July 1 through December 31, 1997**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir ²	DF	1	\$685	\$678	\$671	\$664	\$657
		2	637	630	623	616	609
		3	491	484	477	470	463
		4	315	308	301	294	287
Lodgepole Pine	LP	1	244	237	230	223	216
Ponderosa Pine	PP	1	489	482	475	468	461
		2	313	306	299	292	285
Western Redcedar ³	RC	1	580	573	566	559	552
		2	580	573	566	559	552
		3	525	528	521	514	507
		4	501	494	487	480	473
Western Hemlock ⁴	WH	1	392	385	378	371	364
		2	390	383	376	369	362
		3	317	310	303	296	289
		4	226	219	212	205	198
Other Conifer	OC	1	392	385	378	371	364
		2	390	383	376	369	362
		3	317	310	303	296	289
		4	226	219	212	205	198
Red Alder	RA	1	200	193	186	179	172
		2	159	152	145	138	131
		3	36	29	22	15	8
Black Cottonwood	BC	1	46	39	32	25	18
		2	23	16	9	2	1
		3	10	3	1	1	1
Other Hardwood	OH	1	134	127	120	113	106
		2	99	92	85	78	71
		3	47	40	33	26	19
Douglas fir Poles	DFL	1	943	936	929	922	915
Western Redcedar Poles	RCL	1	943	936	929	922	915
Chipwood	CHW	1	1	1	1	1	1
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁵	RCP	1	0.45	0.45	0.45	0.45	0.45

DF Christmas Trees ⁶	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁶	TFX	1	0.50	0.50	0.50	0.50	0.50

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
² Includes Western Larch.
³ Includes Alaska Cedar.
⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁵ Stumpage value per 8 lineal feet or portion thereof.
⁶ Stumpage value per lineal foot.

**TABLE 6 — Stumpage Value Table
 Stumpage Value Area 6
 July 1 through December 31, 1997**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir ²	DF	1	\$260	\$253	\$246	\$239	\$232
Engelmann Spruce	ES	1	224	217	210	203	196
Lodgepole Pine	LP	1	224	227	220	213	206
Ponderosa Pine	PP	1	425	418	411	404	397
		2	272	265	258	251	244
Western Redcedar ³	RC	1	357	350	343	336	329
True Fir ⁴	WH	1	224	227	220	213	206
Western White Pine	WP	1	432	425	418	411	404
Hardwoods	OH	1	50	43	36	29	22
Western Redcedar Poles	RCL	1	516	509	502	495	488
Small Logs	SML	1	28	27	26	25	24
Chipwood	CHW	1	1	1	1	1	1
RC Shake & Shingle Blocks	RCF	1	92	85	78	71	64
LP & Other Posts ⁵	LPP	1	0.25	0.25	0.25	0.25	0.25
Pine Christmas Trees ⁶	PX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁷	DFX	1	0.25	0.25	0.25	0.25	0.25

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
² Includes Western Larch.
³ Includes Alaska Cedar.
⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁵ Stumpage value per 8 lineal feet or portion thereof.
⁶ Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.
⁷ Stumpage value per lineal foot.

PROPOSED

**TABLE 7—Stumpage Value Table
Stumpage Value Area 7
July 1 through December 31, 1997**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir ²	DF	1	\$297	\$290	\$283	\$276	\$269
Engelmann Spruce	ES	1	224	217	210	203	196
Lodgepole Pine	LP	1	234	227	220	213	206
Ponderosa Pine	PP	1	424	427	420	413	409
		2	314	307	300	293	286
Western Redcedar ³	RC	1	357	350	343	336	329
True Firs ⁴	WH	1	239	232	225	218	211
Western White Pine	WP	1	432	425	418	411	404
Hardwoods	OH	1	50	43	36	29	22
Western Redcedar Poles	RCL	1	516	509	502	495	488
Small Logs	SML	1	22	21	20	19	18
Chipwood	CHW	1	1	1	1	1	1
RC Shake & Shingle Blocks	RCF	1	92	85	78	71	64
LP & Other Posts ⁵	LPP	1	0.35	0.35	0.35	0.35	0.35
Pine Christmas Trees ⁶	PX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁷	DFX	1	0.25	0.25	0.25	0.25	0.25

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
² Includes Western Larch.
³ Includes Alaska Cedar.
⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁵ Stumpage value per 8 lineal feet or portion thereof.
⁶ Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.
⁷ Stumpage value per lineal foot.

**TABLE 8—Stumpage Value Table
Stumpage Value Area 10
July 1 through December 31, 1997**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas Fir ²	DF	1	\$671	\$664	\$657	\$650	\$643
		2	650	643	636	629	622
		3	606	599	592	585	578
		4	496	489	482	475	468
Lodgepole Pine	LP	1	244	237	230	223	216
Ponderosa Pine	PP	1	489	482	475	468	461
		2	313	306	299	292	285
Western Redcedar ³	RC	1	566	559	552	545	538
		2	566	559	552	545	538
		3	521	514	507	500	493
		4	487	480	473	466	459

Western Hemlock ⁴	WH	1	381	374	367	360	353
		2	373	366	359	352	345
		3	355	348	341	334	327
		4	346	339	332	325	318
Other Conifer	OC	1	381	374	367	360	353
		2	373	366	359	352	345
		3	355	348	341	334	327
		4	346	339	332	325	318
Red Alder	RA	1	186	179	172	165	158
		2	145	138	131	124	117
		3	22	15	8	1	1
Black Cottonwood	BC	1	32	25	18	11	4
		2	9	2	1	1	1
		3	1	1	1	1	1
Other Hardwood	OH	1	120	113	106	99	92
		2	85	78	71	64	57
		3	23	26	19	12	5
Douglas-fir Poles	DFL	1	929	922	915	908	901
Western Redcedar Poles	RCL	1	929	922	915	908	901
Chipwood	CHW	1	1	1	1	1	1
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁵	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁶	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁶	TFX	1	0.50	0.50	0.50	0.50	0.50

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
² Includes Western Larch.
³ Includes Alaska Cedar.
⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁵ Stumpage value per 8 lineal feet or portion thereof.
⁶ Stumpage value per lineal foot.

**TABLE 1—Stumpage Value Table
Stumpage Value Area 1
January 1 through June 30, 1998**

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir	DF	1	\$842	\$835	\$828	\$821	\$814
		2	680	673	666	659	652
		3	629	622	615	608	601
		4	421	414	407	400	393
Western Redcedar ²	RC	1	782	775	768	761	754
		2	754	747	740	733	726
		3	694	687	680	673	666
		4	651	644	637	630	623
Western Hemlock ³	WH	1	431	424	417	410	403
		2	395	388	381	374	367
		3	379	372	365	358	351
		4	282	275	268	261	254
Other Conifer	OC	1	431	424	417	410	403
		2	395	388	381	374	367
		3	379	372	365	358	351
		4	282	275	268	261	254

PROPOSED

Red Alder	RA	1/2 3	194 148 36	187 141 29	180 134 22	173 127 15	166 120 8
Black Cottonwood	BC	1/2 3	50 28 20	43 21 13	36 14 6	29 7 1	22 1 1
Other Hardwood	OH	1/2 3	136 95 37	129 88 30	122 81 23	115 74 16	108 67 9
Douglas-fir Poles and Piles	DFL	1	944	937	930	923	916
Western Redcedar Poles and Piles	RCL	1	944	937	930	923	916
Chipwood ⁴	CHW	1	1	1	1	1	1
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁵	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁶	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁶	TFX	1	0.50	0.50	0.50	0.50	0.50

and Piles	DFL	1	944	937	930	923	916
Western Redcedar Poles and Piles	RCL	1	944	937	930	923	916
Chipwood ⁴	CHW	1	1	1	1	1	1
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁵	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁶	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁶	TFX	1	0.50	0.50	0.50	0.50	0.50

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
² Includes Alaska-Cedar.
³ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁴ Stumpage value per ton.
⁵ Stumpage value per 8 lineal feet or portion thereof.
⁶ Stumpage value per lineal foot.

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
² Includes Alaska-Cedar.
³ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁴ Stumpage value per ton.
⁵ Stumpage value per 8 lineal feet or portion thereof.
⁶ Stumpage value per lineal foot.

TABLE 3—Stumpage Value Table
Stumpage Value Area 3
January 1 through June 30, 1998

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir	DF	1	\$698	\$691	\$684	\$677	\$670
		2	640	633	626	619	612
		3	422	415	408	401	394
		4	368	361	354	347	340
Western Redcedar ²	RC	1	782	775	768	761	754
		2	754	747	740	733	726
		3	694	687	680	673	666
		4	651	644	637	630	623
Western Hemlock ³	WH	1	421	414	407	400	393
		2	421	414	407	400	393
		3	388	381	374	367	360
		4	270	263	256	249	242
Other Conifer	OC	1	421	414	407	400	393
		2	421	414	407	400	393
		3	388	381	374	367	360
		4	270	263	256	249	242
Red Alder	RA	1	194	187	180	173	166
		2	148	141	134	127	120
		3	36	29	22	15	8
Black Cottonwood	BC	1	50	43	36	29	22
		2	28	21	14	7	1
		3	20	13	6	1	1
Other Hardwood	OH	1	136	129	122	115	108
		2	95	88	81	74	67
		3	37	30	23	16	9
Douglas-fir Poles and Piles	DFL	1	944	937	930	923	916
Western Redcedar Poles and Piles	RCL	1	944	937	930	923	916
Chipwood ⁴	CHW	1	1	1	1	1	1
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁵	RCP	1	0.45	0.45	0.45	0.45	0.45

TABLE 2—Stumpage Value Table
Stumpage Value Area 2
January 1 through June 30, 1998

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir	DF	1	\$665	\$658	\$651	\$644	\$637
		2	625	618	611	604	597
		3	603	596	589	582	575
		4	264	257	250	243	236
Western Redcedar ²	RC	1	782	775	768	761	754
		2	754	747	740	733	726
		3	694	687	680	673	666
		4	651	644	637	630	623
Western Hemlock ³	WH	1	410	403	396	389	382
		2	398	391	384	377	370
		3	372	365	358	351	344
		4	306	299	292	285	278
Other Conifer	OC	1	410	403	396	389	382
		2	398	391	384	377	370
		3	372	365	358	351	344
		4	306	299	292	285	278
Red Alder	RA	1	194	187	180	173	166
		2	148	141	134	127	120
		3	36	29	22	15	8
Black Cottonwood	BC	1	50	43	36	29	22
		2	28	21	14	7	1
		3	20	13	6	1	1
Other Hardwood	OH	1	136	129	122	115	108
		2	95	88	81	74	67
		3	37	30	23	16	9
Douglas-fir Poles and Piles	DFL	1	944	937	930	923	916
Western Redcedar Poles and Piles	RCL	1	944	937	930	923	916
Chipwood ⁴	CHW	1	1	1	1	1	1
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁵	RCP	1	0.45	0.45	0.45	0.45	0.45

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DF Christmas Trees ⁶	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁶	TFX	1	0.50	0.50	0.50	0.50	0.50

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

² Includes Alaska-Cedar.

³ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁴ Stumpage value per ton.

⁵ Stumpage value per 8 lineal feet or portion thereof.

⁶ Stumpage value per lineal foot.

TABLE 4—Stumpage Value Table
Stumpage Value Area 4
January 1 through June 30, 1998

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$698	\$691	\$684	\$677	\$670
		2	670	663	656	649	642
		3	639	632	625	618	611
		4	488	481	474	467	460
Lodgepole Pine	LP	1	215	208	201	194	187
		2	270	263	256	249	242
Ponderosa Pine	PP	1	403	396	389	382	375
		2	270	263	256	249	242
Western Redcedar ³	RC	1	782	775	768	761	754
		2	754	747	740	733	726
		3	694	687	680	673	666
		4	651	644	637	630	623
Western Hemlock ⁴	WH	1	412	405	398	391	384
		2	412	405	398	391	384
		3	389	382	375	368	361
		4	290	283	276	269	262
Other Conifer	OC	1	412	405	398	391	384
		2	412	405	398	391	384
		3	389	382	375	368	361
		4	290	283	276	269	262
Red Alder	RA	1	194	187	180	173	166
		2	148	141	134	127	120
		3	36	29	22	15	8
Black Cottonwood	BC	1	50	43	36	29	22
		2	28	21	14	7	1
		3	20	13	6	1	1
Other Hardwood	OH	1	136	129	122	115	108
		2	95	88	81	74	67
		3	37	30	23	16	9
Douglas-fir Poles and Piles	DFL	1	944	937	930	923	916
Western Redcedar Poles and Piles	RCL	1	944	937	930	923	916
Chipwood ⁵	CHW	1	1	1	1	1	1
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁶	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁷	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁷	TFX	1	0.50	0.50	0.50	0.50	0.50

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

² Includes Western Larch.

³ Includes Alaska-Cedar.

⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁵ Stumpage value per ton.

⁶ Stumpage value per 8 lineal feet or portion thereof.

⁷ Stumpage value per lineal foot.

⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁵ Stumpage value per ton.

⁶ Stumpage value per 8 lineal feet or portion thereof.

⁷ Stumpage value per lineal foot.

TABLE 5—Stumpage Value Table
Stumpage Value Area 5
January 1 through June 30, 1998

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$665	\$658	\$651	\$644	\$637
		2	636	629	622	615	608
		3	512	505	498	491	484
		4	342	335	328	321	314
Lodgepole Pine	LP	1	215	208	201	194	187
Ponderosa Pine	PP	1	403	396	389	382	375
		2	270	263	256	249	242
Western Redcedar ³	RC	1	782	775	768	761	754
		2	754	747	740	733	726
		3	694	687	680	673	666
		4	651	644	637	630	623
Western Hemlock ⁴	WH	1	394	387	380	373	366
		2	384	377	370	363	356
		3	328	321	314	307	300
		4	213	206	199	192	185
Other Conifer	OC	1	394	387	380	373	366
		2	384	377	370	363	356
		3	328	321	314	307	300
		4	213	206	199	192	185
Red Alder	RA	1	194	187	180	173	166
		2	148	141	134	127	120
		3	36	29	22	15	8
Black Cottonwood	BC	1	50	43	36	29	22
		2	28	21	14	7	1
		3	20	13	6	1	1
Other Hardwood	OH	1	136	129	122	115	108
		2	95	88	81	74	67
		3	37	30	23	16	9
Douglas-fir Poles and Piles	DFL	1	944	937	930	923	916
Western Redcedar Poles and Piles	RCL	1	944	937	930	923	916
Chipwood ⁵	CHW	1	1	1	1	1	1
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁶	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁷	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁷	TFX	1	0.50	0.50	0.50	0.50	0.50

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

² Includes Western Larch.

³ Includes Alaska-Cedar.

⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁵ Stumpage value per ton.

⁶ Stumpage value per 8 lineal feet or portion thereof.

⁷ Stumpage value per lineal foot.

PROPOSED

TABLE 6—Stumpage Value Table
Stumpage Value Area 6
 January 1 through June 30, 1998

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$362	\$355	\$348	\$341	\$334
Engelmann Spruce	ES	1	217	210	203	196	189
Lodgepole Pine	LP	1	215	208	201	194	187
Ponderosa Pine	PP	1 2	403 270	396 263	389 256	382 249	375 242
Western Redcedar ³	RC	1	382	375	368	361	354
True Firs ⁴	WH	1	227	220	213	206	199
Western White Pine	WP	1	402	395	388	381	374
Hardwoods	OH	1	50	43	36	29	22
Western Redcedar Poles and Piles	RCL	1	516	509	502	495	488
Small Logs ⁵	SML	1	28	27	26	25	24
Chipwood ⁵	CHW	1	1	1	1	1	1
RC Shake & Shingle Blocks	RCF	1	92	85	78	71	64
LP & Other Posts ⁶	LPP	1	0.35	0.35	0.35	0.35	0.35
Pine Christmas Trees ⁷	PX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁸	DFX	1	0.25	0.25	0.25	0.25	0.25

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
² Includes Western Larch.
³ Includes Alaska-Cedar.
⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁵ Stumpage value per ton.
⁶ Stumpage value per 8 lineal feet or portion thereof.
⁷ Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.
⁸ Stumpage value per lineal foot.

TABLE 7—Stumpage Value Table
Stumpage Value Area 7
 January 1 through June 30, 1998

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1	\$306	\$299	\$292	\$285	\$278
Engelmann Spruce	ES	1	217	210	203	196	189
Lodgepole Pine	LP	1	215	208	201	194	187
Ponderosa Pine	PP	1 2	403 295	396 288	389 281	382 274	375 267
Western Redcedar ³	RC	1	382	375	368	361	354
True Firs ⁴	WH	1	255	248	241	234	227
Western White Pine	WP	1	402	395	388	381	374

Hardwoods	OH	1	50	43	36	29	22
Western Redcedar Poles and Piles	RCL	1	516	509	502	495	488
Small Logs ⁵	SML	1	21	20	19	18	17
Chipwood ⁵	CHW	1	1	1	1	1	1
RC Shake & Shingle Blocks	RCF	1	92	85	78	71	64
LP & Other Posts ⁶	LPP	1	0.35	0.35	0.35	0.35	0.35
Pine Christmas Trees ⁷	PX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁸	DFX	1	0.25	0.25	0.25	0.25	0.25

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.
² Includes Western Larch.
³ Includes Alaska-Cedar.
⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."
⁵ Stumpage value per ton.
⁶ Stumpage value per 8 lineal feet or portion thereof.
⁷ Stumpage value per lineal foot. Includes Ponderosa Pine, Western White Pine, and Lodgepole Pine.
⁸ Stumpage value per lineal foot.

TABLE 8—Stumpage Value Table
Stumpage Value Area 10
 January 1 through June 30, 1998

Stumpage Values per Thousand Board Feet Net Scribner Log Scale¹

Species Name	Species Code	Timber Quality Code Number	Hauling Distance Zone Number				
			1	2	3	4	5
Douglas-Fir ²	DF	1 2 3 4	\$684 656 625 474	\$677 649 618 467	\$670 642 611 460	\$663 635 604 453	\$656 628 597 446
Lodgepole Pine	LP	1	215	208	201	194	187
Ponderosa Pine	PP	1 2	403 270	396 263	389 256	382 249	375 242
Western Redcedar ³	RC	1 2 3 4	768 740 680 637	761 733 673 630	754 726 666 623	747 719 659 616	740 712 652 609
Western Hemlock ⁴	WH	1 2 3 4	398 398 375 276	391 391 368 269	384 384 361 262	377 377 354 255	370 370 347 248
Other Conifer	OC	1 2 3 4	398 398 375 276	391 391 368 269	384 384 361 262	377 377 354 255	370 370 347 248
Red Alder	RA	1 2 3	180 134 22	173 127 15	166 120 8	159 113 1	152 106 1
Black Cottonwood	BC	1 2 3	36 14 6	29 7 1	22 1 1	15 1 1	8 1 1
Other Hardwood	OH	1 2 3	122 81 23	115 74 16	108 67 9	101 60 2	94 53 1
Douglas-fir Poles and Piles	DFL	1	930	923	916	909	902

PROPOSED

Western Redcedar Poles and Piles	RCL	1	930	923	916	909	902
Chipwood ⁵	CHW	1	1	1	1	1	1
RC Shake Blocks	RCS	1	303	296	289	282	275
RC Shingle Blocks	RCF	1	121	114	107	100	93
RC & Other Posts ⁶	RCP	1	0.45	0.45	0.45	0.45	0.45
DF Christmas Trees ⁷	DFX	1	0.25	0.25	0.25	0.25	0.25
Other Christmas Trees ⁷	TFX	1	0.50	0.50	0.50	0.50	0.50

¹ Log scale conversions Western and Eastern Washington. See conversion methods WAC 458-40-684 and 458-40-686.

² Includes Western Larch.

³ Includes Alaska-Cedar.

⁴ Includes Western Hemlock, Mountain Hemlock, Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir. Pacific Silver Fir, Noble Fir, Grand Fir, and Subalpine Fir are all commonly referred to as "White Fir."

⁵ Stumpage value per ton.

⁶ Stumpage value per 8 lineal feet or portion thereof.

⁷ Stumpage value per lineal foot.

(3) **Harvest value adjustments.** Harvest value adjustments relating to the various logging and harvest conditions shall be allowed against the stumpage values as set forth in subsection (2) of this section for the designated stumpage value areas. See WAC 458-40-670 for more information about these adjustments.

The following harvest adjustment tables are hereby adopted for use during the period of ((~~July~~)) January 1 through ((December 31, 1997)) June 30, 1998:

TABLE 9—Harvest Adjustment Table Stumpage Value Areas 1, 2, 3, 4, 5, and 10

((~~July~~)) January 1 through ((December 31, 1997)) June 30, 1998

Type of Adjustment	Definition	Dollar Adjustment Per Thousand Board Feet Net Scribner Scale
I. Volume per acre		
Class 1	Harvest of more than 40 thousand board feet per acre.	\$0.00
Class 2	Harvest of 20 thousand board feet to 40 thousand board feet per acre.	- \$4.00
Class 3	Harvest of 10 thousand board feet to but not including 20 thousand board feet per acre.	- \$7.00
Class 4	Harvest of 5 thousand board feet to but not including 10 thousand board feet per acre.	- \$9.00
Class 5	Harvest of less than 5 thousand board feet per acre.	- \$10.00
II. Logging conditions		
Class 1	Most of the harvest unit has less than 30% slope. No significant rock outcrops or swamp barriers.	\$ 0.00
Class 2	Most of the harvest unit has slopes between 30% and 60%. Some rock outcrops or swamp barriers.	- \$17.00
Class 3	Most of the harvest unit has rough, broken ground with slopes over 60%. Numerous rock outcrops and bluffs.	- \$25.00

Class 4 For logs that are yarded from stump to landing by helicopter. This does not include special forest products. - \$145.00

Note: A Class 2 adjustment may be used for slopes less than 30% when cable logging is required by a duly promulgated forest practice regulation. Written documentation of this requirement must be provided by the taxpayer to the department.

III. Remote island adjustment:
For timber harvested from a remote island - \$50.00

IV. Thinning (see WAC 458-40-610(21))

Class 1 Average log volume of 50 board feet or more. - \$25.00

Class 2 Average log volume of less than 50 board feet. - \$125.00

TABLE 10—Harvest Adjustment Table Stumpage Value Areas 6 and 7

((~~July~~)) January 1 through ((December 31, 1997)) June 30, 1998

Type of Adjustment	Definition	Dollar Adjustment Per Thousand Board Feet Net Scribner Scale
I. Volume per acre		
Class 1	Harvest of more than 8 thousand board feet per acre.	\$0.00
Class 2	Harvest of 3 thousand board feet to 8 thousand board feet per acre.	- \$7.00
Class 3	Harvest of less than 3 thousand board feet per acre.	- \$10.00
II. Logging conditions		
Class 1	Most of the harvest unit has less than 40% slope. No significant rock outcrops or swamp barriers.	\$0.00
Class 2	Most of the harvest unit has slopes between 40% and 60%. Some rock outcrops or swamp barriers.	- \$20.00
Class 3	Most of the harvest unit has rough, broken ground with slopes over 60%. Numerous rock outcrops and bluffs.	- \$30.00
Class 4	For logs that are yarded from stump to landing by helicopter. This does not include special forest products.	- \$145.00
Note: A Class 2 adjustment may be used for slopes less than 30% when cable logging is required by a duly promulgated forest practice regulation. Written documentation of this requirement must be provided by the taxpayer to the department.		

III. Remote island adjustment:
For timber harvested from a remote island - \$50.00

TABLE 11—Domestic Market Adjustment

Public Timber

Harvest of timber not sold by a competitive bidding process that is prohibited under the authority of state or federal law from foreign export may be eligible for the domestic market adjustment. The adjustment may be applied only to those species of timber that must be processed domestically. According to type of sale, the adjustment may be applied to the following species:

PROPOSED

Federal Timber Sales: All species except Alaska Yellow Cedar. (Stat. Ref. - 36 CFR 223.10)

State, and Other Nonfederal, Public Timber Sales: Western Red Cedar only. (Stat. Ref. - 50 USC appendix 2406.1)

Private Timber

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

The adjustment amounts shall be as follows:

- Class 1: SVA's 1 through 6, and 10 \$0.00 per MBF
- Class 2: SVA 7 \$0.00 per MBF

Note: The adjustment will not be allowed on special forest products.

WSR 97-22-035
PROPOSED RULES
DEPARTMENT OF REVENUE
 [Filed October 30, 1997, 4:13 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-19-030.

Title of Rule: WAC 458-40-540 Forest land values—1998.

Purpose: RCW 84.33.120 requires that forest land values be adjusted annually by a statutory formula contained in RCW 84.33.120(2). These published land values are used by county assessors for property tax purposes in 1998.

Statutory Authority for Adoption: RCW 82.32.330 and 84.33.096.

Statute Being Implemented: RCW 84.33.120.

Summary: The rule adjusts the table of forest land values in Washington as required by statute.

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

Name of Agency Personnel Responsible for Drafting: Ed Ratcliffe, 711 Capitol Way South, # 303, Olympia, WA, (360) 586-3505; Implementation and Enforcement: Gary O'Neil, 2735 Harrison N.W., Building 4, Olympia, WA, (360) 753-2871.

Name of Proponent: Department of Revenue, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 458-40-540 adjusts the forest land values in accordance with the statutory formula found in RCW 84.33.120(2). County assessors use these land values to assess property tax for 1998.

Proposal Changes the Following Existing Rules: Values are statutorily adjusted. See Explanation above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Updating the forest

land values are required by law under a set statutory formula. The rule does not impose a responsibility or require a small business to perform something that is not already required by law.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption. The rule is excepted from section 201 by RCW 34.05.328 (5)(b)(vi).

Hearing Location: Department of Revenue, Conference Room, Target Place Building, No. 4, 2735 Harrison Avenue N.W., Olympia, WA, on December 10, 1997, at 10 a.m.

Assistance for Persons with Disabilities: Contact Janet Schilter by December 3, 1997, TDD 1-800-451-7985 or (360) 753-3217.

Submit Written Comments to: Ed Ratcliffe, Department of Revenue, P.O. Box 47467, Olympia, WA 98504-7467, FAX (360) 664-0693, by December 10, 1997.

Date of Intended Adoption: December 30, 1997.

October 30, 1997

James M. Thomas

Acting Assistant Director

AMENDATORY SECTION (Amending WSR 97-07-041, filed 3/14/97, effective 4/14/97)

WAC 458-40-540 Forest land values—((1997)) 1998.

The forest land values, per acre, for each grade of forest land for the ((1997)) 1998 assessment year are determined to be as follows:

LAND GRADE	OPERABILITY CLASS	((1997)) 1998 VALUES ROUNDED	
		Old Value	New Value
1	1	(\$232)	\$245
	2	((226))	238
	3	((215))	227
	4	((156))	164
2	1	((196))	207
	2	((188))	198
	3	((180))	190
	4	((131))	138
3	1	((153))	161
	2	((148))	156
	3	((146))	154
	4	((112))	118
4	1	((116))	122
	2	((113))	119
	3	((112))	118
	4	((85))	90
5	1	((84))	89
	2	((78))	82
	3	((77))	81
	4	((51))	54

PROPOSED

6	1	((43)) 45
	2	((39)) 41
	3	((39)) 41
	4	((37)) 39
7	1	((21)) 22
	2	((21)) 22
	3	((20)) 21
	4	((20)) 21
8		1

42635, Olympia, WA 9854-2635 [98504-2635], FAX (360) 493-9090, by December 2, 1997.

Date of Intended Adoption: December 16, 1997.

October 31, 1997

Annette M. Sandberg
Chief

AMENDATORY SECTION (Amending Order 80-12-01, filed 12/5/80)

WAC 204-72-030 Mounting requirements, general.

(1) Installation and maintenance. Lighting equipment shall be securely mounted on a rigid part of the vehicle to prevent noticeable vibration of the beam and shall be maintained with the proper aim when the vehicle is stationary and in motion. No lighting device shall be mounted so any portion on the vehicle, load, or vehicle equipment interferes with the distribution of light or decreases its intensity within the photometric test angles unless an additional device is installed so the combination of the two meets these requirements. Mounting heights shall be measured from the center of the lamp or reflector to the level surface upon which the vehicle stands when it is without load.

(2) Mounting of aftermarket devices. Aftermarket lamps, with orientation markings such as "top" shall be mounted in accordance with the markings. Sealed and semisealed optical units shall be installed with the lettering on the lens face right side up. Front and rear reflex reflectors shall be securely mounted on a rigid part of the vehicle with the plane of the lens perpendicular to the roadway and parallel to the rear axle. Side reflex reflectors shall be mounted with the lens face perpendicular to the roadway and parallel to the rear wheels. Aftermarket neon lighting devices are not allowed to be used on a motor vehicle while driving on the public roadways.

(3) Mounting of original equipment devices. Original equipment lamps and reflex reflectors designed for a particular make of vehicle and installed on another vehicle shall be mounted at the same angle as on the vehicle for which they were designed. They need not be mounted at the same height or lateral spacing as on the original vehicle but must comply with the appropriate height and location limitations in this chapter and chapter 46.37 RCW.

AMENDATORY SECTION (Amending WSR 97-12-061, filed 6/3/97, effective 7/4/97)

WAC 204-72-040 Mounting requirements, specific.

(1) Clearance, sidemarker, and identification lamps.

(a) Clearance lamps, sidemarker lamps, and combination clearance and sidemarker lamps shall be mounted as specified in FMVSS 108, except for combination clearance and sidemarker lamps on pole trailers which shall be mounted as required by RCW 46.37.090 (5)(c). On vehicles manufactured prior to May 1, 1980, clearance lamps need not be visible at the inboard angles, and clearance and sidemarker lamps need not comply with the mounting height requirements of FMVSS 108.

(b) Identification lamps shall be mounted as specified in FMVSS 108, except where the cab of a vehicle is not more than 42 inches wide at the front roof line a single identification lamp shall be deemed to comply with the requirements for front identification lamps.

WSR 97-22-039

PROPOSED RULES

WASHINGTON STATE PATROL

[Filed October 31, 1997, 8:25 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-19-017.

Title of Rule: Standards for mounting, adjusting, and aiming of lamps.

Purpose: Amend sections to outline what can and cannot be used for motor vehicle aftermarket lighting devices.

Statutory Authority for Adoption: RCW 46.37.005 and 46.37.320.

Summary: Amend chapter 204-72 WAC to ensure that aftermarket devices for vehicles will be legal for use. Prohibit the use of tinted aftermarket lighting devices.

Reasons Supporting Proposal: Concern for the safety of the motoring public. To ensure compliance with federal lighting safety requirements.

Name of Agency Personnel Responsible for Drafting and Implementation: Ms. Carol Morton, P.O. Box 42635, (360) 412-8934; and Enforcement: Captain Tim Erickson, P.O. Box 42614, (360) 753-0302.

Name of Proponent: Washington State Patrol, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The amendments to chapter 204-72 WAC, Standards for mounting, adjusting, and aiming of lamps, will clearly define which aftermarket lighting devices can be used for motor vehicles.

Proposal does not change existing rules.

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

RCW 34.05.328 does not apply to this rule adoption.

Hearing Location: Commercial Vehicle Division Conference Room, Ground Floor, General Administration Building, Olympia, Washington 98504, on December 9, 1997, at 10 a.m.

Assistance for Persons with Disabilities: Contact Ms. Kendra Hensley by December 2, 1997, (360) 753-0678.

Submit Written Comments to: Ms. Carol Morton, Washington State Patrol, Equipment and Standards, P.O. Box

PROPOSED

(c) Specialized lamps. Specialized combination lamps designed to be mounted with the base at angles other than 0, 45, or 90 degrees from the longitudinal axis of the vehicle shall be installed in accordance with the manufacturer's instructions.

(2) Cornering lamps. Cornering lamps shall be mounted on the front of the vehicle near the side or the side near the front and not lower than 12 inches nor higher than 30 inches.

(3) Deceleration lamps. Deceleration lamps shall be mounted on the rear of the vehicle on or adjacent to the centerline of the vehicle at a height not lower than 20 inches and not higher than 72 inches.

(4) Fog lamps. A fog lamp is a lighting device mounted to provide illumination forward of the vehicle under conditions of rain, snow, dust, or fog. Fog lamps shall be mounted at a height of not less than 12 inches nor more than 30 inches, and so that the inner edge of the lens retaining ring is no closer than 4 inches to the optical center of the front turn signal lamp. The fog lamp(s) may be used only with the low beam headlamps. Fog lamps shall not be used alone in lieu of headlamps.

(5) Headlamps. Headlamps shall be mounted as specified in FMVSS 108 and as follows:

(a) Spacing. Headlamp units installed after November 15, 1975, shall not be closer to the centerline of the vehicle than 12 inches measured from the center of the lens, except on motorcycles and motorized bicycles, and shall be spaced as far apart as practicable. In cases of customized headlamp installation, headlamps shall not be mounted closer together than at the time or original manufacture of the vehicle body.

(b) Height. Headlamps shall be mounted at a height of not less than 24 inches nor more than 54 inches.

(c) Covers. No grille, tinted plastic or tinted glass covers, or any other obstruction which distorts the color or the distribution of light or substantially decreases its intensity shall be in front of the headlamp lens, except for headlamp concealment devices meeting the requirements of FMVSS 112.

(6) Auxiliary passing lamps. A passing lamp is an auxiliary low beam lamp meeting the photometric requirements of SAE Standard J582a. Passing lamps shall be mounted not lower than 24 inches nor higher than 42 inches, and so the inner edge of the lens retaining ring is no closer than 4 inches to the optical center of the front turn signal lamp. The lamp may be used at the driver's discretion with either low or high beam headlamps. Passing lamps shall not be used alone in lieu of headlamps.

(7) Auxiliary driving lamps. A driving lamp is a lighting device mounted to provide illumination forward of the vehicle to supplement the upper beam of a standard headlamp system. Driving lamps shall be mounted on the front not lower than 16 inches nor higher than 42 inches. Driving lamps shall be wired so that the taillights are lighted whenever the driving lamps are lighted. If driving lamps are not wired to operate only with headlamp high beams, then a separate switch and indicator lamp shall be provided to operate the driving lamps. Driving lamps shall not be used alone in lieu of headlamps.

(8) Side turn signal lamps. Side turn signal lamps shall be mounted on the side not lower than 20 inches nor higher than 72 inches. The lamps shall flash with the front and rear turn signal lamps on their respective sides of the vehicle.

On vehicles equipped with sequential turn signal lamps, the side turn signal lamps shall flash with the front turn signal lamps. If the side turn signal lamps flash when the hazard warning switch is actuated, all such lamps shall flash with the rear turn signal lamps.

(9) Supplemental signal lamps. Supplemental stop or turn signal lamps shall be single-faced, shall be actuated in the same manner and at the same time as the required stoplamps or turn signal lamps, and shall not be used in lieu of such lamps. Supplemental turn signal lamps and supplemental combination stop-and-turn signal lamps shall be mounted in pairs facing the rear with one lamp near each side of the vehicle, at the same height and equally spaced from the vehicle centerline. Supplemental stoplamps shall be mounted in pairs as specified above or with not more than two lamps on or adjacent to the centerline of the vehicle. Supplemental stop or turn signal lamps shall be mounted not lower than 35 inches nor higher than 55 inches. Standard stop or turn signal lamps not combined with tail lamps or reflex reflectors may be used respectively as supplemental lamps in which case they shall be mounted at any height not lower than 15 inches nor higher than 72 inches.

Covers. No aftermarket covers, slotted or tinted, which causes the distortion or detract from the amount of light emitted by the stoplamps/tail lamps required by National Highway Traffic Safety Administration Standard 108 and/or Society of Automotive Engineers J585 and J586 standards for stop/tail lamps, may be installed on motor vehicles.

(10) Turn signal lamps. Turn signal lamps shall be mounted and operated as follows:

(a) Motor vehicles. Turn signal systems on motor vehicles shall consist of at least two single-faced or double-faced turn signal lamps on or near the front and at least two single-faced turn signal lamps on the rear. Double-faced turn lamps shall be mounted ahead of the center of the steering wheel or the center of the outside rearview mirror, whichever is rearmost. A truck-tractor or a truck chassis without body or load may be equipped with one double-faced turn signal lamp on each side in lieu of the four separate lamps otherwise required on a motor vehicle. Front and rear turn signal lamps on motorcycles shall be at least 9 inches apart, except that front turn signals on motorcycles manufactured after January 1, 1973, shall be at least 16 inches apart. Turn signal lamps on other vehicles shall be spaced as far apart as practical. The optical center of the front turn signal lamp shall be at least 4 inches from the inside diameter of the retaining ring of the lower beam headlamp unit, fog lamp unit, or passing lamp unit. Original equipment turn signals that emit two and one-half times the minimum candela requirements may be closer.

(b) Towed vehicles. The rearmost vehicle in a combination of vehicles shall be equipped with at least two single-faced turn signal lamps on the rear. The signal system on a combination of vehicles towed by a motor vehicle equipped with double-faced front turn signal lamps may be connected so only the double-faced turn signal lamps on the towing vehicle and the signal lamps on the rear of the rearmost vehicle are operative.

(c) Operation. Turn signal lamps visible to approaching or following drivers shall flash in unison, except that a turn signal consisting of two or more units mounted horizontally

may flash in sequence from inboard to outboard. The lamps may be either extinguished simultaneously or lighted simultaneously. Turn signal lamps shall flash at a rate of 60 to 120 flashes per minute.

(11) Warning lamps. Required front warning lamps other than school bus warning lamps shall be mounted so the entire projected area of the lens is visible from all eye heights of drivers of other vehicles at angles within 45 degrees left to 45 degrees right of the front of the vehicle. If the light within these required angles is blocked by the vehicle or any substantial object on it, an additional warning lamp shall be displayed within the obstructed angle. Warning lamps may be mounted at any height.

WSR 97-22-040
PROPOSED RULES
WASHINGTON STATE PATROL
[Filed October 31, 1997, 8:28 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-19-050.

Title of Rule: Equipment standards.

Purpose: Amend sections to clarify what can and cannot be used for motor vehicle aftermarket lighting devices. Repeals sections which are covered in other WACs.

Statutory Authority for Adoption: RCW 46.37.005 and 46.37.320.

Summary: Amend chapter 204-10 WAC to ensure that aftermarket devices for vehicles will be legal for use. Repeals sections in the chapter which are covered in other WACs.

Reasons Supporting Proposal: Concern for the safety of the motoring public. Eliminating redundancy in the WAC.

Name of Agency Personnel Responsible for Drafting and Implementation: Ms. Carol Morton, P.O. Box 42635, (360) 412-8934; and Enforcement: Captain Tim Erickson, P.O. Box 42614, (360) 753-0302.

Name of Proponent: Washington State Patrol, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The amendments to chapter 204-10 WAC, Equipment standards, will clearly define which aftermarket lighting devices can be used for motor vehicles. Repeals sections which are covered in other WACs.

Proposal does not change existing rules.

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

RCW 34.05.328 does not apply to this rule adoption.

Hearing Location: Commercial Vehicle Division Conference Room, Ground Floor, General Administration Building, Olympia, Washington 98504, on December 9, 1997, at 10:30 a.m.

Assistance for Persons with Disabilities: Contact Ms. Kendra Hensley by December 2, 1997, (360) 753-0678.

Submit Written Comments to: Ms. Carol Morton, Washington State Patrol, Equipment and Standards, P.O. Box

42635, Olympia, WA 9854-2635 [98504-2635], FAX (360) 493-9090, by December 2, 1997.

Date of Intended Adoption: December 16, 1997.

October 31, 1997

Annette M. Sandberg
Chief

AMENDATORY SECTION (Amending Order 83-05-01, filed 5/13/83)

WAC 204-10-020 Lighting devices. Aftermarket neon lighting devices may not be used on motor vehicles while they are in motion on public roadways.

(1) Federal Motor Vehicle Safety Standard 108 is hereby adopted by reference as the standard for the following aftermarket lighting devices:

- (a) Headlamps (shall be white only)
- (b) Taillamps
- (c) Stoplamps
- (d) License plate lamps
- (e) Turn signal lamps
- (f) Side marker lamps
- (g) Intermediate side marker lamps
- (h) Backup lamps
- (i) Identification lamps
- (j) Clearance lamps
- (k) Parking lamps
- (l) Reflex reflectors
- (m) Intermediate reflex reflectors
- (n) Intermediate side reflex reflectors
- (o) Intermediate side marker reflectors
- (p) Turn signal operating units
- (q) Turn signal flashers
- (r) Vehicular hazard warning signal operating units
- (s) Vehicular hazard warning signal flashers

(2) Canadian Standards Association Standard D106.2 is hereby adopted by reference as the standard for the following lighting devices:

(a) Aftermarket headlamps (quartz-halogen nonsealed beam - shall be white only).

(i) Motorcycle headlamps may comply with either Federal Motor Vehicle Safety Standard 108 or Canadian Standard D106.2.

(b) Fog lamps. Fog lamps may comply with either Standard D106.2 or SAE Standard J583((~~Ⓢ~~)) as set forth in subsection (3)(a) of this section.

(3) Society of Automotive Engineers standards are hereby adopted by reference as the standard for the following lighting devices:

(a) Fog lamps (SAE J583((~~Ⓢ~~))), aftermarket fog lamps shall be white to amber only

(b) Fog tail lamps (SAE ((~~Ⓢ~~))J1319)

(c) Auxiliary driving lamps (SAE J581((~~Ⓢ~~))), shall be white only and are not intended to be used alone or with the lower beam of a standard headlamp system

(d) Auxiliary low beam lamps (or auxiliary passing lamps) (SAE J582((~~Ⓢ~~)))

(e) Spot lamps (SAE J591((~~Ⓢ~~)))

(f) Cornering lamps (SAE J852((~~Ⓢ~~)))

(g) Supplemental high-mounted stop and rear turn signal lamps (SAE ((~~Ⓢ~~Ⓢ)) J1957 and J2068)

(h) Side turn signal lamps (SAE J914((~~Ⓢ~~)))

- (i) 360 degree emergency warning lamps (SAE J845)
- (j) Flashing warning lamps for agricultural equipment (SAE J974)
- (k) Flashing warning lamps for authorized emergency, maintenance, and service vehicles (SAE J595((b)))
- (l) Flashing warning lamp for industrial equipment (SAE J96)
- (m) Warning lamp alternating flashers (J1054)
- (n) Green lamp for use on volunteer fireman's private vehicle (SAE J595((b))) - flashing warning lamps for authorized emergency, maintenance, and service vehicles.
 - (i) Color of the lens shall be green as that color is described in SAE Standard J578((d)) (Color specifications for electric signal lighting devices) rather than red or amber as specified in SAE J595((b)).
 - (o) Side cowl, fender, or running board courtesy lamps (SAE J575((g)))
- (4) Standards promulgated by the commission on equipment for the following lighting devices shall be as set forth in the Washington Administrative Code chapters as indicated:
 - (a) Deceleration alert lamp system (chapter 204-62 WAC)
 - (b) Headlamp modulator (chapter 204-78 WAC)
 - (c) Headlamp flashing system (chapter 204-80 WAC)
 - (d) School bus warning lamps (chapter 204-74 WAC).

AMENDATORY SECTION (Amending Order 81-08-02, filed 8/21/81)

WAC 204-10-070 Air conditioning units. (1) Society of Automotive Engineers Recommended Practice SAE J639 is hereby adopted by reference as the standard for automotive air conditioning units.

(2) Society of Automotive Engineers Standard SAE J51((b)) is hereby adopted by reference as the standard for automotive air conditioning hose.

AMENDATORY SECTION (Amending Order 81-08-02, filed 8/21/81)

WAC 204-10-090 Slow moving vehicle emblems. Society of Automotive Engineers Standard SAE J943((a)) is hereby adopted by reference as the standard for slow moving vehicle identification emblems. Mounting of the emblem shall be as set forth in chapter 204-28 WAC.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 204-10-100 Tire chains.
- WAC 204-10-110 Traction devices.
- WAC 204-10-130 Trailer hitches.
- WAC 204-10-140 Motorcycle goggles, glasses, and face shields.
- WAC 204-10-150 Load fastening devices.

WSR 97-22-044
PROPOSED RULES
DEPARTMENT OF ECOLOGY

[Order 97-30—Filed October 31, 1997, 10:35 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-18-049.

Title of Rule: Chapter 173-308 WAC, Biosolids management.

Purpose: To implement new rules for biosolids management; regulate treatment related to beneficial use, beneficial uses, and disposal of biosolids in municipal solid waste landfills.

Statutory Authority for Adoption: RCW 70.95J.020 and 70.95.255.

Statute Being Implemented: Chapter 70.95J RCW, Municipal sewage sludge—Biosolids.

Summary: RCW 70.95J.020 requires the state to adopt a rule for biosolids management. RCW 70.95.255 requires label and notification requirements for biosolids sold or given away to the public. The proposed biosolids management rule includes technical standards, management requirements, and a permit system including public notice and applicable fees. The rule addresses beneficial uses of biosolids and also disposal of biosolids in municipal solid waste landfills. The rule is intended to meet requirements established under the Federal Clean Water Act.

Reasons Supporting Proposal: The rule is required by statute. The rule updates and replaces an existing state program that is fifteen years old and no longer in compliance with newer federal regulations. The proposed rule reflects newer science which is generally more acceptable to the regulated community.

Name of Agency Personnel Responsible for Drafting: Kyle Dorsey, 300 Desmond Drive, Lacey, (360) 407-6107; Implementation: Jim Pendowski, 300 Desmond Drive, Lacey, (360) 407-6103; and Enforcement: Regional offices, Lacey, Yakima, Spokane, Bellevue.

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The department will work with local jurisdictional health departments to delegate appropriate authorities to the local level. The department plans to seek delegation of federal program authority after the state rule is in place. After adoption, in accordance with chapter 70.95J RCW the department will begin working with local health departments and the regulated community to investigate the feasibility of modifying the fee schedule to support delegated health departments and to reduce local health department fees paid by permittees.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The rule is intended to update the current state program and bring it into line with federal program requirements. The rule establishes requirements for biosolids that are applied to land or that are disposed of in a municipal solid waste landfill. It includes requirements for biosolids treatment, quality, monitoring, management, recordkeeping, reporting, and general program administration. It also

PROPOSED

PROPOSED

includes a system of permitting and fees. The rule mainly affects publicly owned sewage treatment plants. It also applies to some private sector facilities including centralized biosolids and septage treatment facilities that carry out treatment processes such as composting and alkaline stabilization, and private lands where biosolids are applied. Implementation of the rule will result in a new system of regulation for biosolids, which have previously been managed under solid waste laws.

Proposal does not change existing rules. The proposal does not directly change existing rules. However, biosolids have been previously regulated as solid waste under chapter 70.95 RCW, chapter 173-304 WAC, and local solid waste ordinances. Under chapter 70.95J RCW, materials meeting the state definition of biosolids will no longer be solid waste, and therefore will not be subject to regulation under solid waste laws. The agency plans to revise chapter 173-304 WAC, Minimum functional standards for solid waste handling, under which biosolids have been previously regulated, in order to clarify the proper regulatory authorities for biosolids management.

A small business economic impact statement has been prepared under chapter 19.85 RCW.

Small Business Economic Impact Statement

The Regulatory Fairness Act (chapter 19.85 RCW) requires that proposed rule-making actions be evaluated for disproportionate burdens upon small versus large businesses. If any are found, mitigation is to be provided if legal or feasible under the statute being implemented. The evaluation of the above-referenced rule indicates that cost impacts on small firms are not disproportionate, or are minor.

BACKGROUND: The proposed rule establishes a biosolids management program within the Department of Ecology as authorized by chapters 70.95 and 70.95J RCW. It is also the basis for delegation of regulatory authority from the United States Environmental Protection Agency (EPA). As such, it is based on and comparable in large measure to federal rules, notably 40 CFR 501 and 503, or other state rules or statutes. In addition, much of the regulated community consists of publicly owned wastewater treatment works and, thus, falls beyond the scope of this analysis. This discussion focusses on the more limited degree in which the proposed rule is substantively different from federal requirements and in which these differences impact businesses within the private sector of Washington's economy.

IMPACTED INDUSTRIES: Private sector businesses affected by the proposed rule may be found in the following sectors:

- SIC 2875 Fertilizers, mixing only (compost producers)
- SIC 4952 Sewerage systems (privately owned treatment works, centralized septage collection facilities)
- SIC 7699 Repair shops and related services not elsewhere classified (septic tank cleaning services)

Note that septic tank cleaning and septage hauling firms that take tank contents to a treatment works or centralized septage collection facility would not fall under the proposed rule; the facility to which the septage is taken would do so. Only those septic tank cleaning firms that directly land apply septage would be impacted by the rule. Additionally, the proposed rule recognizes entities called "beneficial use

facilities." These are biosolids land application sites where owners or operators have chosen to come under the rule and to obtain a permit in order to facilitate/encourage biosolids delivery from one or more sources. Their inclusion under the proposed rule is optional on their part and entirely voluntary. As such, they will not be considered further in this discussion.

IMPACTS - SEPTIC TANK CLEANING AND SEPTAGE HAULING: The analysis described here utilized information from the EPA Regulatory Impact Analysis of the Part 503 Sewage Sludge Regulation: Final (USEPA, 1993) and direct consultation with a number of individuals associated with impacted businesses and industries in Washington (individual names withheld to prevent disclosure of proprietary information). All estimated dollar values developed from the former have been adjusted for inflation.

Estimated cost impacts upon small and large domestic septic tank cleaning and septage hauling firms that land apply are displayed in the following table. Additional discussion, and consideration of impacts on privately owned treatment works and compost producers, follows. All capital costs have been annualized as in the EPA regulatory impact analysis (RIA) at twelve percent over five years. The RIA and local industry representatives both characterize this industry as containing a large number of very small firms having no employees other than the owner-operator and a very small number of larger firms having five or more employees. In some cases, nationally franchised entities (e.g., Roto-Rooter) may also provide septic tank cleaning services. Septic tank cleaning may also be offered as an additional service by firms in other sectors, e.g., plumbing. The results displayed here assume that small firms have one employee and large firms have seven employees.

IMPACTS ON SEPTIC TANK CLEANING AND SEPTAGE HAULING FIRMS (1997 \$'s per year per firm)

Requirement	Small Firms	Large Firms
Recordkeeping/reporting	\$ 20	\$ 180
Screening/grinding	670	4,800
Permit/permit fee	0	390
Total estimated costs	\$ 690	\$ 5,370
Costs per employee	\$ 690	\$ 767

Discussion: It is important to note that, in many cases, firms in this industry are already operating under local regulatory and recordkeeping/reporting requirements and local permit and permit fee systems. In such cases, the proposed rule may not represent a net increase in burdens or costs (except as noted below). Indeed, in some respects, the proposed state program may be more efficient.

The proposed state rule requires, in WAC 173-308-270(3) a greater degree of pathogen control and site management/access restriction on land-applied "Class II domestic septage" (material removed from portable toilets, type III marine sanitation devices, etc.) However, the state rule also allows for some mixing of such septage with material taken from domestic septic tanks and the like in the definition of "Class I domestic septage" (see WAC 173-308-080), for which the requirements proposed here are substantially similar to the federal rules except as described here. Thus,

for the most part, the additional state requirement would take effect only in those cases where loads of septage consisting entirely of Class II domestic septage are land applied. This is judged to be a very unlikely event and, hence, is not considered in the impact estimates displayed above.

Recordkeeping requirements for land applicators of domestic septage are included in the federal rule (as well as under currently applied local authority). The proposed state rule adds requirements for records to be kept of the source(s) and class(es) of septage applied to the land, and the way in which site management and access restriction requirements are met (see WAC 173-308-290(6)). Tracking these items and including the information with other required records imposes minimal additional expense, and is included with reporting costs.

Reporting is not required in the federal rule except for treatment plants that require pretreatment of sewage, those serving populations of 10,000 or more, or those having a design flow rate equal to or greater than one million gallons per day. Other entities, including septage haulers, are required to keep records as noted above and to make the information available upon the request of the regulatory authority. The proposed state rule echoes this, but does impose a requirement that entities applying domestic septage to land provide annual reports of the number of gallons of septage applied and the number of acres of land affected during the previous year (WAC 173-308-295(3)). Since this is information that is collected in any case, preparing the annual report is a straightforward clerical function. The costs shown above for septic tank cleaning firms were developed using information in the RIA.

Screening or grinding of septage before land application (WAC 173-308-270(2)) is a state addition to requirements in the federal rule. Although truck-mounted units for use at the application site may become available, it is assumed here that — for the present — this would be done by using tanks and screening units. Discussions with local industry representatives indicate that screening units cost approximately \$2,000 each (materials and labor) and that there is a plentiful supply of suitable used tanks of various sizes available at a cost of approximately five cents per gallon of capacity. It was assumed here that septage haulers would size their tankage to correspond to their average daily volume as reported in the RIA. The costs shown in the table are the annualized costs of that capital investment plus estimated costs of disposal of the screened out debris.

Permits and permit fees are, as noted above, in large measure a potential shift from existing local systems to a state program. The local industry representatives consulted for this analysis have estimated that the proposed state system (see WAC 173-308-310 and 173-308-320) should impose no greater burdens and costs than existing local arrangements. Further, the Department of Ecology intends to issue one or more general permits under the proposed rule (as well as providing for individual permits or continuation of local coverage under suitable delegation arrangements). Entities seeking coverage under a general permit may be able to reduce some of the public notification and hearings/meeting costs now incurred under existing arrangements (depending on how land application site plans are handled) and may be able to obtain coverage for up to five years

compared with what is now generally an annual permitting process.

For these reasons, and because the information required in an application for a state permit is not likely to be significantly more extensive than that required under existing federal and local programs, the costs of preparing and submitting a state program permit application are assumed to be no greater than now incurred under local jurisdiction. (Small vs. large business implications of state permitting will be further considered, as needed, in the analysis of the general permit required under chapter 173-226 WAC.)

The above table does provide an estimate of annual permit fee costs, even though these too may (in most cases) be no greater than incurred under existing conditions. The permit fee schedule proposed in WAC 173-308-320 is based on "residential equivalent values," thus helping to insure proportionality in impacts upon small versus large businesses. Fee rates vary depending upon the type of facility and activity involved. For this portion of the analysis, the appropriate rate is \$0.162 per residential equivalent unit (defined, for septage haulers, as 1,250 gallons of septage). The schedule also exempts facilities with residential equivalent values of 300 or less from fee payments. Thus, as shown above, the smallest septic tank cleaning and septage hauling firms (as characterized in the RIA) would incur no costs on this account.

IMPACTS ON PRIVATE TREATMENT WORKS: Privately-owned wastewater treatment works and centralized septage collection facilities are generally small, compared to publicly owned treatment works. Private treatment works are often operated by residential development associations, resorts and similar facilities in locations remote from convenient access to municipal treatment works but constrained from use of septic tanks, or as contract service providers to smaller communities. They usually treat only domestic wastewater and septage flows at a flow rate of one million gallons per day or less. The EPA RIA estimates that such facilities (that land apply) would be able to comply with 40 CFR 503 at a cost of less than five hundred dollars per year. An additional state requirement for (probable) annual reports cost burden of such reporting would be less than twenty dollars per year.

Privately-owned treatment works would also come under the proposed state permit and permit fee system. Again, it is assumed for this analysis that such facilities are presently operating under local permit and fee requirements, and that the costs involved in obtaining a state permit would be no greater than those now incurred. (Indeed, they may be less if a five year state permit can be substituted for an annual local permit, as noted above for septic tank cleaning firms.) Annual permit fees for such facilities would vary depending on the "residential equivalent value" appropriate to each. Currently available information does not permit more precise estimates. However, the size of the business and the number of residential equivalent units served should be directly correlated, implying that the impacts of these fees should not fall disproportionately upon small versus larger facilities. As with septic tank cleaning and septage hauling firms, it is expected that many smaller private treatment works and/or septage collection facilities would fall under the 300 residential equivalent units fee exemption.

IMPACTS UPON COMPOST PRODUCERS: The proposed state rule's impacts under this heading flow from WAC 173-

308-260 and the corresponding federal rule language at 40 CFR 503.14(e), both dealing with biosolids sold or given away in a bag or other container (e.g., a pickup truck load). This may apply to treated sewage sludge given away by a municipal treatment works, or to compost or other products in which biosolids are a constituent ingredient. The federal rule requires that labelling or information sheets be provided to recipients of such material when it does not meet standards for what the proposed state rule calls "exceptional quality" biosolids. The label is to provide general instructions about proper use and application rates designed to insure that the receiving environment does not receive excess loading of any regulated pollutants that may be present.

The proposed state rule also contains a label/information sheet requirement, differing from the federal rule only in [that] the specific contents are more explicitly defined in terms of information to be conveyed. However, the proposed state rule language in WAC 173-308-260(4) applies this requirement to all biosolids or other products prepared or derived from biosolids not meeting "exceptional quality" standards (see WAC 173-308-080 for definition of exceptional quality biosolids). Products that are derived from biosolids already meeting the "exceptional quality" standard are exempt from labelling requirements.

Since most composting or similar processing activities convert nonexceptional quality biosolids to the more stringent standard through blending or further processing, the proposed state requirement should not extend much below the first transfer level. In any case, information sheets can be drafted and copied for pennies per copy. Hence, this state deviation from the strict wording of the federal rule is judged to have minor impact.

OTHER COSTS - SIGNS: Both the federal and the proposed state rule impose site management, use and access restriction requirements on sites where biosolids or domestic septage are land applied. The federal rule suggests that signs, among other things, may be appropriate as site access controls, but does not require them.

The proposed state rule does require signs as a site management/access measure, with the information to be included specified (see WAC 173-308-275). The costs associated with this requirement are deemed to be minimal. Again, drafting and copying a paper sign with the required information (even including plastic covering for weather protection) involves an expenditure of pennies per copy. Additionally, the proposed state rule allows for use of standard "No Trespassing" signs, with regulatory authority approval. Since the number of signs required is related directly to the size and number of sites involved, and since this would be expected to correlate directly with the size of the business involved, this impact would be unlikely to disproportionately affect small vs. large businesses. In addition, the proposed state rules provides for exemption from the signing requirement in cases where this is appropriate.

IMPACTS ON REVENUES/PROFITS: As noted above, the impacts of the proposed state rule on private sector businesses' revenues or profits should be, for the most part, neutral or minimal. The exception might be the estimated capital and operating costs of complying with the screening/grinding requirement for septic tank cleaning firms that land apply. Since cleaning septic tanks is not really an option, it

is assumed that affected firms will be able to pass these costs along to their customers.

MITIGATION: Since the impacts upon small versus large businesses estimated and shown here are not disproportionate, mitigation is not strictly required. However, the proposed state rule does have mitigative elements; many of which have been noted above. These include elimination of the permit fee requirement for firms serving 300 residential equivalent units or fewer, the elimination of label/information sheet requirements for certain biosolids-derived products as noted above, and the allowance for use of standard No Trespassing signs as a site access control measure. In addition, the proposed state permitting system (whether under a general permit or an individual facility permit) allows for tailoring of permit compliance requirements to individual operation or site conditions. If appropriate, these may be less stringent than the initial terms and conditions set down in the proposed rule.

A copy of the statement may be obtained by writing to Kyle Dorsey, Biosolids Coordinator, P.O. Box 47600, Olympia, WA 98504-7600, phone (360) 407-6107, or FAX (360) 407-7157.

RCW 34.05.328 applies to this rule adoption. This is a significant legislative rule.

Hearing Location: There will be four public hearings, each preceded by an informal question and answer period. On December 9th, Yakima Valley Community College, 16th and Nob Hill Boulevard, Anthon Hall #102, Yakima; on December 10th, Spokane Community College, 1810 Greene Street, Sasquatch Room, Spokane; on December 11th, Edmonds Community College, 20000 68th Avenue West, Triton Union Building, #202, Lynnwood; and on December 12th, Ecology Headquarters Building, 300 Desmond Drive, Auditorium, Lacey. Information Sessions: 5:30 - 6:45 p.m. Hearings: 7:00 p.m.

Assistance for Persons with Disabilities: Contact Kyle Dorsey by November 26, 1997, TDD (360) 407-6006.

Submit Written Comments to: Kyle Dorsey, Biosolids Coordinator, P.O. Box 47600, Olympia, WA 98504-7600, FAX (360) 407-7157, by December 19, 1997.

Date of Intended Adoption: February 4, 1997 [1998].

October 28, 1997

Daniel J. Silver
Deputy Director

Chapter 173-308 WAC BIOSOLIDS MANAGEMENT

NEW SECTION

WAC 173-308-010 Authority and purpose. (1) **Authority.** This chapter is adopted under the authority of chapters 70.95J and 70.95 RCW.

(2) **Purpose.**

(a) The purpose of this chapter is to protect human health and the environment when biosolids are applied to the land. This chapter encourages the maximum beneficial use of biosolids, and is intended to conform to all applicable federal rules adopted under the Federal Clean Water Act as it existed on February 4, 1987.

(b) This chapter establishes permitting requirements for treatment works treating domestic sewage that engage in

applicable biosolids treatment or management practices, including any person, site, or facility that has been designated as a treatment works treating domestic sewage.

(c) This chapter establishes standards for the treatment, quality, and management of municipal sewage sludge and domestic septage that are directly enforceable, and that allow these materials to be classified and managed as biosolids.

(d) This chapter establishes requirements, standards, management practices, and monitoring, recordkeeping and reporting requirements that are applicable when biosolids are applied to the land and when municipal sewage sludge is disposed in a municipal solid waste landfill unit as defined in WAC 173-351-100.

(e) This chapter establishes fees for permits issued to treatment works treating domestic sewage that engage in applicable biosolids management activities.

(i) Fees under WAC 173-308-320 (4)(c) do not apply to persons whose activity is limited to pumping, hauling, temporarily storing, or delivering septage or biosolids to other treatment works treating domestic sewage or land application sites, if:

(A) They do not engage in the treatment of the septage or biosolids;

(B) They have not been designated as a treatment works treating domestic sewage;

(C) The generating and receiving treatment works or land application site has or is covered under a valid permit issued under WAC 173-308-310.

(ii) Fees under WAC 173-308-320 (4)(c) do not apply to persons whose activity is limited to delivering septage or biosolids to sites where biosolids are applied to the land if the septage or biosolids are not treated prior to delivery and the receiving treatment works has a valid permit issued under WAC 173-308-310.

NEW SECTION

WAC 173-308-020 Applicability. (1) Unless otherwise specified in this chapter, these rules apply to:

- (a) A person who prepares biosolids;
- (b) A person who stores biosolids;
- (c) A person who applies biosolids to the land;
- (d) Biosolids that are applied to the land;
- (e) The land where biosolids are applied;
- (f) The owner and lease-holder of land where biosolids are applied;

(g) A person who disposes of municipal sewage sludge in a municipal solid waste landfill;

(h) Municipal sewage sludge that is disposed of in a municipal solid waste landfill.

(2) This chapter does not apply to the following municipal sewage sludge and biosolids management facilities and practices:

(a) The firing of municipal sewage sludge in an incinerator.

(b) The placing or disposal of municipal sewage sludge or biosolids in facilities other than municipal solid waste landfills.

(3) Except as provided in (a) and (g) of this subsection, the following solid wastes are not regulated under this chapter:

(a) Sludge generated at an industrial facility during the treatment of industrial wastewater, including sewage sludge generated during the treatment of industrial wastewater combined with domestic sewage; sludge generated at an industrial facility during the treatment of only domestic sewage is considered municipal sewage sludge subject to the requirements of this chapter.

(b) Sewage sludge determined to be hazardous in accordance with chapter 70.105 RCW or rules adopted thereunder.

(c) Sewage sludge with a concentration of polychlorinated biphenyls (PCBs) equal to or greater than 50 milligrams per kilogram of total solids (dry weight basis).

(d) Ash generated during the firing of municipal sewage sludge or biosolids in an incinerator.

(e) Grit or screenings generated during preliminary treatment of domestic sewage in a treatment works.

(f) Sludge generated during the treatment of either surface water or ground water used for drinking water.

(g) Commercial septage, industrial septage, or a mixture of domestic septage and commercial or industrial septage; on a case-by-case basis, on request of the person who applies septage to the land or at the department's discretion, the department may designate the septage in this subsection (3)(g) as septage that is domestic in quality, and require the septage to be managed in accordance with the provisions of this chapter.

NEW SECTION

WAC 173-308-030 Relationship to other regulations.

In addition to the requirements of this chapter, other laws, regulations, and ordinances may also apply to biosolids. These include but are not limited to the following:

(1) Commercial fertilizers are subject to regulation by the Washington state department of agriculture. The following statutes and rules apply to biosolids meeting the definition of a commercial fertilizer under chapter 15.54 RCW:

(a) Chapter 15.54 RCW - Fertilizers, minerals, and limes; and chapter 16-200 WAC - rules relating to fertilizers, minerals and limes, including requirements for labeling, licensing, and registration;

(b) Chapter 19.94 RCW - Weights and measures; and chapter 16-666 WAC - Weights and measures—Packaging and labeling regulations.

(2) Except as required in WAC 173-308-100, the transportation of biosolids or municipal sewage sludge is subject to regulation by the Washington state utilities and transportation commission under Title 81 RCW.

(3) Treatment works treating domestic sewage required to obtain permits under WAC 173-308-310 must comply with the requirements in chapter 43.21C RCW and the State Environmental Policy Act rules adopted under chapter 197-11 WAC. Public notice and hearing requirements under the State Environmental Policy Act may be coordinated with the similar requirements of this chapter.

(4) Biosolids facilities and sites where biosolids are applied to the land must comply with other applicable federal, state and local laws including zoning and land use requirements. Enforcement of other laws and regulations is the responsibility of the agency with jurisdiction.

NEW SECTION

WAC 173-308-040 Direct enforceability. All persons and facilities subject to the requirements of this chapter must comply with these rules on the effective date of the applicable regulation, regardless of whether or not a permit has been issued under WAC 173-308-310.

NEW SECTION

WAC 173-308-050 Delegation of authority. (1) Upon the request of a local health department, the department may delegate authority to implement and assist in the administration of appropriate portions of this chapter.

Delegation must be consistent with any applicable state-EPA agreement regarding delegation of federal biosolids program authority.

(2) Method of delegation.

(a) Delegation will be accomplished through an instrument of mutual consent that is acceptable to both the department and the health department seeking delegation.

(b) The department may revoke part or all of a delegation of authority under this section if it finds that a local health department has failed to adequately carry out any portion of a delegated responsibility.

(c) As an alternative to revocation of local delegation under (b) of this subsection, the department may correct any deficiencies in a local permit by implementing the requirements of this chapter in a separate state approved land application plan or permit. In such case the requirements of the state plan or permit will be in addition to or take precedent over local requirements.

(3) Contents of delegation agreements. At a minimum, delegation agreements must specify the authorities and responsibilities that are being delegated to a local health department. Other authorities and responsibilities are assumed to be retained by the department.

NEW SECTION

WAC 173-308-060 Biosolids not classified as solid waste. (1) The state of Washington recognizes biosolids as a valuable commodity. Biosolids are not solid waste and are not subject to regulation under solid waste laws.

(2) Municipal sewage sludge or septage that fails to meet standards for classification as biosolids may not be applied to the land.

NEW SECTION

WAC 173-308-070 Use of term, "biosolids"—Explanation. Biosolids is a term adopted in state statute to distinguish municipal sewage sludge that is suitable for land application from that which is not. Under state law biosolids includes both municipal sewage sludge and septage that meet applicable criteria. Federal rules do not use the term "biosolids," and rely instead on the term "sewage sludge," which under the federal system includes domestic septage. Some federal guidance documents do use the term biosolids. Unless the context requires otherwise, biosolids is the term used in this chapter to refer to municipal sewage sludge or septage that has been or is being treated to meet standards so that it can be applied to the land. Material that will be disposed in a landfill is considered municipal sewage sludge.

When the term septage is used, the reference is exclusively to septage.

NEW SECTION

WAC 173-308-080 Definitions. Unless the department determines that the context of the rule requires otherwise, the following definitions are applicable for the purposes of this chapter.

"**Administrator**" means the Administrator of the United States Environmental Protection Agency, or an authorized representative.

"**Aerobic digestion**" is the biochemical decomposition of organic matter in biosolids into carbon dioxide and water by microorganisms in the presence of air. Aerobic digestion does not include composting.

"**Agricultural land**" is land on which a food crop, feed crop, or fiber crop is grown. This includes range land and land used as pasture.

"**Agronomic rate**" is the whole biosolids application rate (dry weight basis) that will provide the amount of nitrogen required for optimum growth of vegetation, and that will not result in the violation of applicable standards or requirements for the protection of ground or surface water as established under chapter 90.48 RCW and related rules including chapters 173-200 and 173-201 WAC.

"**Anaerobic digestion**" is the biochemical decomposition of organic matter in biosolids into methane gas and carbon dioxide by microorganisms in the absence of air. Anaerobic digestion does not include composting.

"**Annual pollutant loading rate**" is the maximum amount of a pollutant that can be applied to a unit area of land during a three hundred sixty-five-day period.

"**Annual whole biosolids application rate**" is the maximum amount of biosolids (dry weight basis) that can be applied to a unit area of land during a three hundred sixty-five-day period.

"**Apply biosolids or biosolids applied to the land**" means the land application of biosolids for the purpose of beneficial use.

"**Beneficial use facility**" means a site or sites where biosolids are applied to the land for beneficial use, which has been permitted as a treatment works treating domestic sewage in accordance with the provisions of WAC 173-308-310, and that has been designated as a beneficial use facility through the permitting process.

"**Beneficial use of biosolids**" means the application of biosolids to the land for the purposes of improving soil characteristics including tilth, fertility, and stability and enhancing the growth of vegetation consistent with protecting human health and the environment.

"**Biosolids**" means municipal sewage sludge that is a primarily organic, semisolid product resulting from the wastewater treatment process, that can be beneficially recycled and meets all applicable requirements under this chapter. Biosolids includes a material derived from biosolids, and septic tank sludge, also known as septage, that can be beneficially recycled and meets all applicable requirements under this chapter. For the purposes of this rule, semisolid products include biosolids or products derived from biosolids ranging in character from mostly liquid to fully dried solids.

"Bulk biosolids" means biosolids that are not sold or given away in a bag or other container for application to the land.

"Ceiling concentration" means the maximum concentration of a pollutant in any biosolids sample, beyond which level the biosolids would be classified as municipal sewage sludge not suitable for application to the land. Ceiling concentrations are established in Table 1 of WAC 173-308-160.

"Class I biosolids management facility" is any publicly owned treatment works (POTW), as defined in 40 CFR 501.2, required to have an approved pretreatment program under 40 CFR 403.8(a) (including any POTW located in a state that has elected to assume local program responsibilities under 40 CFR 403.10(e)), and any treatment works treating domestic sewage, as defined in 40 CFR 122.2, classified as a Class I biosolids management facility by the EPA Regional Administrator, or in the case of approved state programs, the Regional Administrator in conjunction with the state director, because of the potential for its biosolids use or disposal practice to affect public health and the environment adversely.

"Clean Water Act" or **"CWA"** means the Clean Water Act or Federal Clean Water Act (FCWA) (formerly referred to as either the Federal Water Pollution Act or the Federal Water Pollution Control Act Amendments of 1972), Public Law 92-500, as amended by Public Law 95-217, Public Law 95-576, Public Law 96-483, Public Law 97-117, and Public Law 100-4.

"Cumulative pollutant loading rate" is the maximum amount of a pollutant that can be applied to an area of land from biosolids that exceed the pollutant concentration limits established in Table 3 of WAC 173-308-160.

"Density of microorganisms" is the number of microorganisms per unit mass of total solids (dry weight) in the biosolids.

"Department" means the Washington state department of ecology and, within the scope of its delegation, a local jurisdictional health department that has been delegated authority under WAC 173-308-050.

"Director" means the director of the department of ecology or his or her authorized representative.

"Disposal on an emergency basis" means a period up to but not exceeding one year. Generally, emergency situations requiring the use of disposal facilities will normally occur as a result of inclement weather conditions at a beneficial use site, contractual or technical difficulties in the treatment, transportation, or application of the biosolids, or as a result of short term economic or administrative barriers, any and all of which are expected to be resolved within a period of one year.

"Disposal on a long-term basis" means to adopt disposal as a preferred method of management for at least five years, or for an indefinite period of time with no expectation for pursuing other management alternatives.

"Disposal on a temporary basis" means a period of more than one but less than five years. Generally, situations requiring the temporary use of disposal facilities will normally occur as a result of deficiencies in the wastewater or biosolids treatment process, or economic, administrative, or contractual constraints which cannot be resolved in less than one year.

"Domestic septage" means domestic septage - Class I, Class II, or Class III as defined in this section.

"Domestic septage - Class I" is liquid or solid material removed from domestic septic tanks, cess pools, or similar treatment works that receive only domestic sewage, and that has had a sufficiently long residency time to be considered largely stabilized. For the purposes of managing mixed loads or batches of septage, a load or batch may be considered Class I if it does not exceed ten percent by volume of Class II domestic septage or twenty-five percent by volume of restaurant grease trap waste, unless otherwise approved by the regulatory authority.

"Domestic septage - Class II" is liquid or solid material removed from portable toilets, type III marine sanitation devices, vault toilets, pit toilets, RV holding tanks or other similar holding systems that receive only domestic sewage.

"Domestic septage - Class III" is liquid or solid material removed from domestic septic tanks, cess pools, or similar treatment works that receive sewage from commercial or industrial sources, but which the department has determined to be domestic in quality under WAC 173-308-020 (3)(g).

"Domestic septage managed as biosolids originating from municipal sewage sludge" means domestic septage managed as if it had originated from a sewage treatment process at a publicly owned treatment works.

"Domestic sewage" is waste and wastewater from humans or household operations that is discharged to or otherwise enters a treatment works.

"Dry weight basis" means calculated on the basis of having been dried at 105°C until reaching a constant mass (i.e., essentially one hundred percent solids content).

"EPA" means the United States Environmental Protection Agency.

"Exceptional quality biosolids" means biosolids that meet the pollutant concentration limits in Table 3 of WAC 173-308-160, the Class A pathogen reduction requirements in one of WAC 173-308-170 (2)(a) through (f), and the vector attraction reduction requirements in one of WAC 173-308-180 (2) through (7).

"Facility" means a treatment works treating domestic sewage as defined in this chapter. For the purposes of this chapter a facility is considered to be new if it has not been previously approved for the treatment, storage, use, or disposal of biosolids.

"Feed crops" are crops produced primarily for consumption by animals.

"Fiber crops" are crops such as flax and cotton, including but not limited to those whose parts or by-products may be consumed by humans or used in the production or preparation of food for human consumption.

"Food crops" are crops consumed by humans. These include, but are not limited to, fruits, vegetables, grains, and tobacco.

"Forest" is an area of land that is managed for the production of timber or other forest products, or for benefits such as recreation and watershed protection, and that is or will be dominated by trees under the current system of management. For the purposes of this rule, other areas of land that are not regulated as agricultural land, public contact

sites, land reclamation sites, or lawns or home gardens are considered forestland.

"General permit," for the purposes of this chapter, means a permit issued by the department in accordance with the procedures established in this chapter or in chapter 173-226 WAC, to be effective in a designated geographical area, that authorizes the application of biosolids to the land or the disposal of biosolids in a municipal solid waste landfill, under which multiple treatment works treating domestic sewage may apply for coverage.

"Geometric mean" means the antilogarithm of the arithmetic average of the logarithms of the sample values, or the nth root of the product of n sample values.

"Ground water" means water in a saturated zone or stratum beneath the surface of land or below a surface water body.

"Health department" means city, county, city-county, or district public health department as defined in chapters 70.05, 70.08, and 70.46 RCW.

"Individual permit," for the purposes of this chapter, means a permit issued by the department to a single treatment works treating domestic sewage in accordance with WAC 173-308-310, which authorizes the application of biosolids to the land or the disposal of biosolids in a municipal solid waste landfill.

"Industrial wastewater" is wastewater generated in a commercial or industrial process.

"Land application" is the application of biosolids to the land surface by means such as spreading or spraying; the injection of biosolids below the land surface; or the incorporation of biosolids into the soil, for the purpose of beneficial use.

"Land with a low potential for public exposure" is land that the public uses infrequently. This includes, but is not limited to, agricultural land, forest, and a reclamation site located in an unpopulated area (e.g., a strip mine located in a rural area).

"Land with a high potential for public exposure" is land that the public uses frequently. This includes, but is not limited to, a public contact site and a reclamation site located in a populated area (e.g., a construction site located in a city).

"Monthly average" is the arithmetic mean of all measurements taken during the month.

"Municipal sewage sludge" means sewage sludge generated from a publicly owned treatment works. For the purposes of this chapter, sewage sludge generated from the treatment of only domestic sewage in a privately owned or industrial treatment facility is considered municipal sewage sludge.

"Municipality" means a city, town, borough, county, parish, district, association, or other public body (including an inter-municipal agency of two or more of the foregoing entities) created by or under state law; or a designated and approved management agency under section 208 of the Clean Water Act, as amended. The definition includes a special district created under state law, such as a water district, sewer district, sanitary district, utility district, drainage district, or similar entity, or an integrated waste management facility as defined in section 201(e) of the Clean Water Act, as amended, that has as one of its principal

responsibilities the treatment, transport, use, or disposal of biosolids.

"Other container" is either an open or closed receptacle. This includes, but is not limited to, a bucket, a box, a carton, and a vehicle or trailer with a load capacity of one metric ton or less.

"Owner" means any person with ownership interest in a site or facility, or who exercises control over a site or facility, but does not include a person who, without participating in management of the site or facility, holds indicia of ownership primarily to protect the person's security interest.

"Pasture" is land on which animals feed directly on feed crops such as legumes, grasses, grain stubble, or stover.

"Pathogenic organisms" are disease causing organisms. These include, but are not limited to, certain bacteria, protozoa, viruses, and viable helminth ova.

"Permit" means an authorization, license, or equivalent control document issued by the director to implement the requirements of this chapter.

"Permitting authority" means the department or a local health department if the authority to issue permits has been delegated through an instrument of mutual consent.

"Person" is an individual, association, partnership, corporation, municipality, state or federal agency, or an agent or employee thereof.

"Person who prepares biosolids" is either the person who generates biosolids during the treatment of domestic sewage in a treatment works or the person who derives a material from biosolids.

"pH" means the logarithm of the reciprocal of the hydrogen ion concentration.

"Place sewage sludge" or **"sewage sludge placed"** means to dispose of sewage sludge.

"Pollutant" is an organic substance, an inorganic substance, a combination of organic and inorganic substances, or a pathogenic organism that, after discharge and upon exposure, ingestion, inhalation, or assimilation into an organism either directly from the environment or indirectly by ingestion through the food chain, could, on the basis of information available to the Administrator of EPA, cause death, disease, behavioral abnormalities, cancer, genetic mutations, physiological malfunctions (including malfunction in reproduction), or physical deformations in either organisms or offspring of the organisms.

"Pollutant limit" is a numerical value that describes the amount of a pollutant allowed per unit amount of biosolids (e.g., milligrams per kilogram of total solids); the amount of a pollutant that can be applied to a unit area of land (e.g., kilograms per hectare); the volume of a material that can be applied to a unit area of land (e.g., gallons per acre); or the number of pathogens or indicator organisms per unit of biosolids. Pollutant limits are established in Tables 1 - 4 of WAC 173-308-160, in WAC 173-308-170, and in WAC 173-308-270.

"Public contact site" is land with a high potential for contact by the public. This includes, but is not limited to, public parks, ball fields, cemeteries, plant nurseries, turf farms, and golf courses.

"Publicly owned treatment works" means a treatment works treating domestic sewage that is owned by a municipality, the state of Washington, or the federal government.

"Range land" is generally open, uncultivated land dominated by herbaceous or shrubby vegetation that may be used for grazing or browsing, either by wildlife or livestock.

"Receiving-only facility" means a treatment works treating domestic sewage that only receives municipal sewage sludge or biosolids from other sources for further treatment and/or application to the land, and which does not generate any biosolids from the treatment of domestic sewage.

"Reclamation site" is drastically disturbed land that is reclaimed using biosolids. This includes, but is not limited to, strip mines and construction sites.

"Regulatory authority" see definition of department.

"Residential equivalent value" means the number of residential equivalents determined for a facility under chapter 173-224 WAC or a value similarly obtained in accordance with WAC 173-308-320(6).

"Restrict public access" means to minimize access of nonessential personnel to land where biosolids are applied, through the use of natural or artificial barriers, signs, remoteness, or other means.

"Saturated zone" means the zone below the water table in which all interstices are filled with water.

"Sewage sludge" is solid, semisolid, or liquid residue generated during the treatment of domestic sewage in a treatment works. Sewage sludge includes, but is not limited to, domestic septage; scum or solids removed in primary, secondary, or advanced wastewater treatment processes; and a material derived from sewage sludge. Sewage sludge does not include ash generated during the firing of sewage sludge in a sewage sludge incinerator or grit and screenings generated during preliminary treatment of domestic sewage in a treatment works.

"Significant change in biosolids management practices" means a change in the quality of biosolids that are applied to the land, either from class A to class B for pathogens, or from Table 3 to Table 1 of WAC 173-308-160 for pollutant limits; the addition of a new area to which biosolids will be applied, which was not previously disclosed during a required public notice process; for class B biosolids only, a change from nonfood crops to food crops, a change from crops where the harvestable portions do not contact the biosolids/soil mixture to crops where the harvestable portion contacts the biosolids/soil mixture, or a change in site classification from land with a low potential for public exposure to land with a high potential for public exposure; or any change or deletion of a requirement established in an approved land application plan or established as a condition of coverage under a permit that would result in a decrease in buffer size, site monitoring, or facility reporting requirements, which was not otherwise provided for in the permit or plan approval process.

"Significantly remove or reduce recognizable materials" means to remove recognizable debris from biosolids by means such as screening, or to reduce the number of recognizable items in biosolids by means such as grinding, to a level that in the opinion of the department, will not result in an aesthetic nuisance or physical hazard when biosolids are applied to the land.

"Site" means all areas of land, including buffer areas, which are identified in the scope of an approved site specific land application plan. A site is considered to be new or

expanded when biosolids are applied to an area not approved in a site specific land application plan or that was not previously disclosed during a required public notice process.

"Specific oxygen uptake rate (SOUR)" is the mass of oxygen consumed per unit time per unit mass of total solids (dry weight basis) in the biosolids.

"State" means the state of Washington.

"Store or storage of biosolids" is the placing of biosolids on land on which the biosolids remain for two years or less. This does not include the placing of biosolids on land for treatment or disposal.

"Stover" is the nongrain, above-ground part of a grain crop, often corn or sorghum.

"Total solids" are the materials in biosolids that remain as residue when the biosolids are dried at 103 to 105°C.

"Treat or treatment of biosolids" is the preparation of biosolids for final use or disposal. This includes, but is not limited to, thickening, stabilization, and dewatering of biosolids. This does not include storage of biosolids.

"Treatment works" is either a federally owned, publicly owned, or privately owned device or system used to treat (including recycle and reclaim) either domestic sewage or a combination of domestic sewage and industrial waste of a liquid nature.

"Treatment works treating domestic sewage" means a publicly owned treatment works or any other sewage sludge or wastewater treatment devices or systems, regardless of ownership, used in the storage, treatment, recycling, and reclamation of municipal or domestic sewage or sewage sludge, including land dedicated for the disposal of sewage sludge. Treatment works treating domestic sewage also includes a beneficial use facility that has been permitted in accordance with the provisions of WAC 173-308-310, and a person, site, or facility designated as a treatment works treating domestic sewage in accordance with WAC 173-308-310 (1)(b). This definition does not include septic tanks or similar devices, but may include persons or vehicles that service septic systems and centralized septage facilities that are designated as a treatment works treating domestic sewage or are applicable under this definition.

"Unstabilized solids" are organic materials in biosolids that have not been treated in either an aerobic or anaerobic treatment process.

"Vector attraction" is the primarily odorous characteristic of biosolids that attracts rodents, flies, mosquitoes, or other organisms capable of transmitting infectious agents.

"Volatile solids" is the amount of the total solids in biosolids that are lost when the biosolids are combusted at 550°C in the presence of excess air.

"Wetlands" means those areas that are inundated or saturated by surface water or ground water at a frequency and duration to support, and that under normal circumstances do support, a prevalence of vegetation typically adapted for life in saturated soil conditions. Wetlands generally include swamps, marshes, bogs, and similar areas.

NEW SECTION

WAC 173-308-090 Requirement for a person who prepares biosolids. Any person who prepares biosolids must ensure that the applicable requirements in this chapter

and any applicable permit issued under this chapter are met when the biosolids are applied to the land.

NEW SECTION

WAC 173-308-100 Requirement for a person who transports biosolids. Any person who transports biosolids must ensure that the transportation vehicle is properly cleaned prior to use of the vehicle for the transportation of food crops, feed crops, or fiber crops. The transportation of biosolids is subject to regulation by the Washington state utilities and transportation commission under Title 81 RCW and WAC 173-308-030(2).

NEW SECTION

WAC 173-308-110 Requirement for a person who applies biosolids. No person may apply biosolids to the land except in accordance with applicable requirements of this chapter and any applicable permit issued under this chapter.

NEW SECTION

WAC 173-308-120 Requirement to obtain and provide information. (1) It is a violation of the provisions of this chapter for any person to falsify a certification or statement that is required by these rules or to make any required certification or statement under false pretense.

(2) Any person who applies biosolids to the land must obtain information needed to comply with the requirements of this chapter.

(3) The person who prepares biosolids shall provide the person who applies biosolids to the land with notice and necessary information to comply with the requirements of this chapter, including sufficient information on the concentration and types of nutrients in the biosolids needed to determine an agronomic rate for the crop under management.

(4) When a person who prepares biosolids provides the biosolids to another person who further prepares the biosolids, the person who provides the biosolids must provide the person who receives the biosolids notice and necessary information to comply with the requirements of this chapter.

(5) The person who applies bulk biosolids to the land must provide the owner or lease holder of the land on which the bulk biosolids are applied notice and necessary information to comply with the requirements of this chapter.

(6) The person who applies bulk biosolids to the land must obtain written approval of the landowner prior to applying biosolids to the land when the bulk biosolids do not meet the criteria to be classified as exceptional quality.

(7) All persons required to keep and maintain records under any provision of this chapter must provide access to those records during normal business hours to a representative of the department, a local health department, or the United States EPA, and to the owner, lessor, lessee or other person with a legal management interest in the land on which the biosolids are applied, at the location where the records are kept.

(8) Any treatment works treating domestic sewage, including a beneficial use facility, must immediately notify all sources from which it receives biosolids, if at any time

the receiving treatment works becomes unsuitable for the purpose of receiving biosolids from those other sources.

NEW SECTION

WAC 173-308-130 Additional or more stringent requirements. On a case-by-case basis, the department may impose requirements for the beneficial use of biosolids that are in addition to or more stringent than the requirements in this chapter if the department believes that the additional or more stringent requirements are necessary to protect public health and the environment from any adverse effect of a pollutant in the biosolids.

(1) In addition to other considerations, failure of a generator, applicator, or landowner to conform to any applicable requirements of this chapter may be cause to impose additional or more stringent requirements.

(2) The department will impose any additional or more stringent requirements under WAC 173-308-130 in a permit issued to the applicable treatment works treating domestic sewage.

NEW SECTION

WAC 173-308-140 Biosolids sampling and analysis methods. (1) **Sampling.** Samples that are collected and analyzed must be representative of the biosolids that are applied to the land.

(2) **Analysis methods.** The publications listed in this subsection are incorporated by reference in this chapter. Methods in the publications listed below must be used to analyze samples of biosolids unless other methods are approved in writing by the department. These publications are available for review during normal working hours at the Washington State Department of Ecology headquarters located at 300 Desmond Drive in Olympia, Washington.

(a) For enteric viruses use ASTM Designation: D 4994-89, "Standard Practice for Recovery of Viruses From Wastewater Sludges," 1992 Annual Book of ASTM Standards: Section 11-Water and Environmental Technology, ASTM, 1916 Race Street, Philadelphia, PA 19103-1187.

(b) For fecal coliform use part 9221 E. or part 9222 D., "Standard Methods for the Examination of Water and Wastewater," 18th Edition, 1992, American Public Health Association, 1015 15th Street NW, Washington, DC 20005.

(c) For helminth ova use Yanko, W.A., "Occurrence of Pathogens in Distribution and Marketing Municipal Sludges," EPA 600/1-87-014, 1987. National Technical Information Service, 5285 Port Royal Road, Springfield, VA 22161 (PB 88-154273/AS).

(d) For inorganic pollutants use, "Test Methods for Evaluating Solid Waste, Physical/Chemical Methods," EPA Publication SW-846, Second Edition (1982) with Updates I (April 1984) and II (April 1985) and Third Edition (November 1986) with Revision I (December 1987). Second Edition and Updates I and II are available from the National Technical Information Service, 5285 Port Royal Road, Springfield, VA 22161 (PB 87-190-291). Third Edition and Revision I are available from Superintendent of Documents, Government Printing Office, 941 North Capitol Street NE, Washington, DC 20002 (Document Number 955-001-00000-1).

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For the analysis of nitrogen and other nutrients the department may specify additional analytical references that are acceptable.

(e) For salmonella sp. bacteria use part 9260 D., "Standard Methods for the Examination of Water and Wastewater," 18th Edition, 1992, American Public Health Association, 1015 15th Street NW, Washington, DC 20005; or Kenner, B.A. and H.P. Clark, "Detection and enumeration of Salmonella and Pseudomonas aeruginosa," Journal of the Water Pollution Control Federation, Vol. 46, no. 9, September 1974, pp. 2163-2171. Water Environment Federation, 601 Wythe Street, Alexandria, VA 22314.

(f) For specific oxygen uptake rate (SOUR) use part 2710 B., "Standard Methods for the Examination of Water and Wastewater," 18th Edition, 1992, American Public Health Association, 1015 15th Street NW, Washington, DC 20005.

(g) For total, fixed, and volatile solids use part 2540 G., "Standard Methods for the Examination of Water and Wastewater," 18th Edition, 1992, American Public Health Association, 1015 15th Street NW, Washington, DC 20005.

NEW SECTION

WAC 173-308-150 Frequency of biosolids monitoring. The person who prepares biosolids is responsible for ensuring that monitoring is carried out in accordance with the requirements of this chapter and any applicable permit. The minimum frequency of monitoring for the pollutants listed in Tables 1, 2, 3 and 4 of WAC 173-308-160; the pathogen density requirements in WAC 173-308-170; and the vector attraction reduction requirements in WAC 173-308-180, is prescribed in subsection (3) of this section;

(1) The frequency of monitoring required by this section is based on the dry weight tonnage of bulk biosolids applied to the land per three hundred sixty-five-day period, or the dry weight tonnage of biosolids received per three hundred sixty-five-day period by a person who prepares biosolids that are sold or given away for application to the land.

(2) After the biosolids have been monitored for two years at the frequency in subsection (3) of this section, the person who prepares the biosolids may request the department to reduce the frequency of monitoring for pollutant concentrations, and for the pathogen density requirements in WAC 173-308-170 (2)(c)(ii) and (iii). The frequency of monitoring must not be less than once per year when biosolids are applied to the land.

(3) MINIMUM FREQUENCY OF MONITORING

Metric tons (U.S. tons) per 365-day period	Frequency
Greater than zero but less than 290 (320)	once per year
Equal to or greater than 290 (320) but less than 1,500 (1,653)	once per quarter (four times per year)
Equal to or greater than 1,500 (1,653) but less than 15,000 (16,535)	once per 60 days (six times per year)

Equal to or greater than 15,000 (16,535) once per month (12 times per year)

NEW SECTION

WAC 173-308-160 Biosolids pollutant limits. This section sets pollutant concentration limits, and annual and cumulative pollutant loading rate limits for biosolids that are applied to the land.

(1) Table 1 of this section sets the maximum allowable concentration (ceiling limit) of pollutants in biosolids that are applied to the land.

Municipal sewage sludge that contains any pollutant listed in Table 1 of this section at a concentration greater than the allowable ceiling limit is not biosolids, is a solid waste, and may not be applied to the land.

(2) Table 2 of this section sets the maximum quantities of pollutants that may be added to an area of land, also referred to as the cumulative pollutant loading rate. The cumulative pollutant loading rates in Table 2 apply when the concentration of any pollutant in biosolids that are applied to the land exceeds the allowable pollutant concentration limit in Table 3 of this section.

(a) No person may apply bulk biosolids subject to the cumulative pollutant loading rates in Table 2 of this section to a land application site, if any of those rates have been reached on the site.

(b) Before bulk biosolids subject to the cumulative pollutant loading rates in Table 2 of this section are applied to the land, the person who proposes to apply the bulk biosolids must contact the local health department and the department to determine whether bulk biosolids subject to the cumulative pollutant loading rates were applied to the site before the effective date of this chapter.

(i) If bulk biosolids subject to the cumulative pollutant loading rates in Table 2 of this section have been applied to the site since July 20, 1993, and the cumulative amount of each pollutant applied to the site since that date is known, in addition to any amount subtracted in (b)(iii) of this subsection, the amount previously applied must be subtracted from the cumulative pollutant loading rate for each pollutant, to determine the remaining amount of pollutant that may be applied to the site.

(ii) If bulk biosolids subject to the cumulative pollutant loading rates in Table 2 of this section have been applied to the site since July 20, 1993, and the cumulative amount of each pollutant applied to the site in the bulk biosolids since that date is not known, additional biosolids subject to the cumulative pollutant loading rates in Table 2 of this section may not be applied to the site.

(iii) If bulk biosolids were applied to the site prior to July 20, 1993, and the cumulative amount of each pollutant applied to the site prior to that date can be determined, in addition to any amount subtracted in (b)(i) of this subsection, the amount applied must be subtracted from the cumulative pollutant loading rate for each pollutant, to determine the remaining amount of pollutant that may be applied to the site.

(iv) If bulk biosolids subject to the cumulative pollutant loading rates in Table 2 of this section have not been applied

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to the site, the cumulative amount of each pollutant listed in Table 2 of this section may be applied to the site.

(v) Any person who applies bulk biosolids to the land, which are subject to the cumulative pollutant loading rates in Table 2 of this section, must provide written notice prior to the initial application of bulk biosolids to the land. Notice must be submitted to the department, and to any local health department in whose jurisdiction the biosolids will be applied. The department and the local health department must retain and provide access to the notice. The notice must include:

(A) The location, by street address if applicable, a copy of the assessor's plat map(s) with the application area(s) clearly shown or the latitude and longitude of the approximate center of each land application site, and the section, township and range of each quarter section on which biosolids are applied.

(B) The name, address, telephone number, and National Pollutant Discharge Elimination System or state waste

discharge permit number and state biosolids permit number (if applicable) of the person who prepared the biosolids and also of the person who applies (if applicable) the bulk biosolids.

(3) Table 3 of this section sets a lower pollutant concentration threshold which, when achieved, relieves the person who prepares biosolids and the person who applies biosolids, from certain requirements related to recordkeeping, reporting, and labeling.

(4) Table 4 of this section sets annual pollutant loading rates used to derive an annual whole biosolids application rate. Table 4 is applicable only when biosolids that are sold or given away in a bag or other container for application to the land exceed any of the pollutant concentration limits in Table 3 of this section. The person who prepares the biosolids must provide information on compliance with this requirement on a label or information sheet as required under WAC 173-308-260 (1)(b)(ii) and (4)(b).

TABLE 1 - CEILING CONCENTRATION LIMITS

POLLUTANT	CEILING CONCENTRATION *
Arsenic	75
Cadmium	85
Copper	4300
Lead	840
Mercury	57
Molybdenum	75
Nickel	420
Selenium	100
Zinc	7500

*Milligrams per kilogram - dry weight basis

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TABLE 2 - CUMULATIVE POLLUTANT LOADING RATES

POLLUTANT	CUMULATIVE POLLUTANT LOADING RATE*
Arsenic	41
Cadmium	39
Copper	1500
Lead	300
Mercury	17
Nickel	420
Selenium	100
Zinc	2800

* Kilograms per hectare - dry weight basis

TABLE 3 - POLLUTANT CONCENTRATION LIMITS

POLLUTANT	LIMIT*
Arsenic	41
Cadmium	39
Copper	1500
Lead	300
Mercury	17
Nickel	420
Selenium	100
Zinc	2800

* Monthly average concentration in milligrams per kilogram - dry weight basis

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TABLE 4 - ANNUAL POLLUTANT LOADING RATES

POLLUTANT	ANNUAL POLLUTANT LOADING RATE*
Arsenic	2.0
Cadmium	1.9
Copper	75
Lead	15
Mercury	0.85
Nickel	21
Selenium	5.0
Zinc	140

* Kilograms per hectare per 365 day period

NEW SECTION

WAC 173-308-170 Pathogen reduction. (1) This section contains the requirements for biosolids to be classified either Class A or Class B with respect to pathogens.

(a) The requirements in subsection (2)(a)(i) and (ii), or (b)(i) and (ii), or (c)(i), (ii), and (iii), or (d)(i), (ii) and (iii), or (e)(i) and (ii), or (f)(i) and (ii) of this section must be met for biosolids to be Class A for pathogens.

(b) The Class A pathogen requirements must be met at the same time or before the vector attraction reduction requirements in WAC 173-308-180 (2), (3), or (4).

(c) The requirements in subsection (3)(a), (b), or (c) of this section must be met for biosolids to be Class B for pathogens.

(2) Biosolids - Class A.

(a) Class A - Alternative 1.

(i) The density of fecal coliform in the biosolids must be less than 1000 Most Probable Number per gram of total

solids (dry weight basis), or the density of *Salmonella* sp. bacteria in the biosolids must be less than three Most Probable Number per four grams of total solids (dry weight basis) at the time the biosolids are used; at the time the biosolids are prepared for sale or give away in a bag or other container for application to the land; or at the time the biosolids or material derived from biosolids are prepared to meet the requirements for exemption in WAC 173-308-200; and

(ii) The time and temperature requirements in (a)(ii)(A), (B), (C), or (D) of this subsection must be met.

(A) When the percent solids of the biosolids is seven percent or higher, the temperature of the biosolids must be 50°C or higher; the time period must be twenty minutes or longer; and the temperature and time period must be determined using equation (1), except when small particles of biosolids are heated by either warmed gases or an immiscible liquid;

$$D = \frac{131,700,000}{10^{0.1400t}} \quad \text{Equation (1)}$$

Where,

D = time in days.

t = temperature in degrees Celsius.

(B) When the percent solids of the biosolids is seven percent or higher and small particles of biosolids are heated by either warmed gases or an immiscible liquid, the temperature of the biosolids must be 50°C or higher; the time period must be fifteen seconds or longer; and the temperature and time period must be determined using equation (1);

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(C) When the percent solids of the biosolids is less than seven percent and the time period is at least fifteen seconds, but less than thirty minutes, the temperature and time period must be determined using equation (1);

(D) When the percent solids of the biosolids is less than seven percent; the temperature of the biosolids is 50°C or higher; and the time period is thirty minutes or longer, the temperature and time period must be determined using equation (2).

$$D = \frac{50,070,000}{10^{(0.1400t)}} \quad \text{Equation (2)}$$

Where,

D = time in days.

t = temperature in degrees Celsius.

(b) Class A - Alternative 2.

(i) The density of fecal coliform in the biosolids must be less than 1000 Most Probable Number per gram of total solids (dry weight basis), or the density of *Salmonella* sp. bacteria in the biosolids must be less than three Most Probable Number per four grams of total solids (dry weight basis) at the time the biosolids are used; at the time the biosolids are prepared for sale or give away in a bag or other container for application to the land; or at the time the biosolids or material derived from biosolids is prepared to meet the requirements for exemption in WAC 173-308-200; and

(ii) The pH of the biosolids that are used must be raised to above twelve and remain above twelve for seventy-two hours; and

(A) The temperature of the biosolids must be above 52°C for twelve hours or longer during the period that the pH of the biosolids is above twelve; and

(B) At the end of the seventy-two-hour period during which the pH of the biosolids is above twelve, the biosolids must be air dried to achieve a percent solids in the biosolids greater than fifty percent.

(c) Class A - Alternative 3.

(i) The density of fecal coliform in the biosolids must be less than 1000 Most Probable Number per gram of total solids (dry weight basis), or the density of *Salmonella* sp. bacteria in biosolids must be less than three Most Probable Number per four grams of total solids (dry weight basis) at the time the biosolids are used; at the time the biosolids are prepared for sale or give away in a bag or other container for application to the land; or at the time the biosolids or material derived from biosolids is prepared to meet the requirements for exemption in WAC 173-308-200; and

(ii) The biosolids must be analyzed prior to pathogen treatment to determine whether the biosolids contain enteric viruses; and

(A) When the density of enteric viruses in the biosolids prior to pathogen treatment is less than one plaque-forming unit per four grams of total solids (dry weight basis), the biosolids are Class A with respect to enteric viruses until the next monitoring episode for the biosolids; or

(B) When the density of enteric viruses in the biosolids prior to pathogen treatment is equal to or greater than one plaque-forming unit per four grams of total solids (dry weight basis), the biosolids are Class A with respect to enteric viruses when the density of enteric viruses in the biosolids after pathogen treatment is less than one plaque-

forming unit per four grams of total solids (dry weight basis) and when the values or ranges of values for the operating parameters for the pathogen treatment process that produces the biosolids that meets the enteric virus density requirement are documented.

(C) After the enteric virus reduction in (c)(ii)(B) of this subsection is demonstrated for the pathogen treatment process, the biosolids continue to be Class A with respect to enteric viruses when the values for the pathogen treatment process operating parameters are consistent with the values or ranges of values documented.

(iii) The biosolids must be analyzed prior to pathogen treatment to determine whether the biosolids contains viable helminth ova; and

(A) When the density of viable helminth ova in the biosolids prior to pathogen treatment is less than one per four grams of total solids (dry weight basis), the biosolids are Class A with respect to viable helminth ova until the next monitoring episode for the biosolids; or

(B) When the density of viable helminth ova in the biosolids prior to pathogen treatment is equal to or greater than one per four grams of total solids (dry weight basis), the biosolids are Class A with respect to viable helminth ova when the density of viable helminth ova in the biosolids after pathogen treatment is less than one per four grams of total solids (dry weight basis) and when the values or ranges of values for the operating parameters for the pathogen treatment process that produces the biosolids that meets the viable helminth ova density requirement are documented.

(C) After the viable helminth ova reduction in (c)(iii)(B) of this subsection is demonstrated for the pathogen treatment process, the biosolids continues to be Class A with respect to viable helminth ova when the values for the pathogen treatment process operating parameters are consistent with the values or ranges of values documented.

(d) Class A - Alternative 4.

(i) The density of fecal coliform in the biosolids must be less than 1000 Most Probable Number per gram of total solids (dry weight basis), or the density of *Salmonella* sp. bacteria in the biosolids must be less than three Most Probable Number per four grams of total solids (dry weight basis) at the time the biosolids are used; at the time the biosolids are prepared for sale or give away in a bag or other container for application to the land; or at the time the biosolids or material derived from biosolids is prepared to meet the requirements for exemption in WAC 173-308-200; and

(ii) The density of enteric viruses in the biosolids must be less than one plaque-forming unit per four grams of total solids (dry weight basis) at the time the biosolids are used; at the time the biosolids are prepared for sale or give away in a bag or other container for application to the land; or at the time the biosolids or material derived from biosolids is prepared to meet the requirements for exemption in WAC 173-308-200, unless otherwise specified by the department; and

(iii) The density of viable helminth ova in the biosolids must be less than one per four grams of total solids (dry weight basis) at the time the biosolids are used; at the time the biosolids are prepared for sale or give away in a bag or other container for application to the land; or at the time the biosolids or material derived from biosolids is prepared to meet the requirements for exemption in WAC 173-308-200, unless otherwise specified by the department.

(e) Class A - Alternative 5.

(i) The density of fecal coliform in the biosolids must be less than 1000 Most Probable Number per gram of total solids (dry weight basis), or the density of *Salmonella* sp. bacteria in the biosolids must be less than three Most Probable Number per four grams of total solids (dry weight basis) at the time the biosolids are used; at the time the biosolids are prepared for sale or give away in a bag or other container for application to the land; or at the time the biosolids or material derived from biosolids is prepared to meet the requirements for exemption WAC 173-308-200; and

(ii) The biosolids must be treated in one of the processes to further reduce pathogens described in (e)(ii)(A) through (G) of this subsection.

(A) Composting.

(I) Using either the within-vessel composting method or the static aerated pile composting method, the temperature of the biosolids must be maintained at 55°C or higher for three days.

(II) Using the windrow composting method, the temperature of the biosolids must be maintained at 55°C or higher for fifteen days or longer. During the period when the compost is maintained at 55°C or higher, there must be a minimum of five turnings of the windrow.

(B) Heat drying. Biosolids must be dried by direct or indirect contact with hot gases to reduce the moisture content of the biosolids to ten percent or less. Either the temperature of the biosolids particles must exceed 80°C or the wet bulb temperature of the gas in contact with the biosolids as the biosolids leaves the dryer must exceed 80°C.

(C) Heat treatment. Liquid biosolids must be heated to a temperature of 180°C or higher for thirty minutes.

(D) Thermophilic aerobic digestion. Liquid biosolids must be agitated with air or oxygen to maintain aerobic conditions and the mean cell residence time of the biosolids must be at least ten days at 55 to 60°C.

(E) Beta ray irradiation. Biosolids must be irradiated with beta rays from an accelerator at dosages of at least 1.0 megarad at room temperature (ca. 20°C).

(F) Gamma ray irradiation. Biosolids must be irradiated with gamma rays from certain isotopes, such as Cobalt 60 and Cesium 137, at room temperature (ca. 20°C).

(G) Pasteurization. The temperature of the biosolids must be maintained at 70°C or higher for thirty minutes or longer.

(f) Class A - Alternative 6.

(i) The density of fecal coliform in the biosolids must be less than 1000 Most Probable Number per gram of total solids (dry weight basis), or the density of *Salmonella* sp. bacteria in the biosolids must be less than three Most Probable Number per four grams of total solids (dry weight basis) at the time the biosolids are used; at the time the biosolids are prepared for sale or give away in a bag or other container for application to the land; or at the time the biosolids or material derived from biosolids is prepared to meet the requirements for exemption in WAC 173-308-200; and

(ii) The biosolids must be treated in a process that is equivalent to a process to further reduce pathogens. Pathogen equivalency for biosolids applied to land under jurisdiction of the state of Washington will be determined by the department or by the EPA with the approval and concurrence of the department.

(3) **Biosolids - Class B.**

(a) Class B - Alternative 1.

(i) Seven samples of the biosolids must be collected at the time the biosolids are used; and

(ii) The geometric mean of the density of fecal coliform of the samples must be less than 2,000,000 Most Probable Number per gram of total solids (dry weight basis) or 2,000,000 Colony Forming Units per gram of total solids (dry weight basis).

(b) Class B - Alternative 2. The biosolids must be treated in one of the processes to significantly reduce pathogens described in (b)(i) through (v) of this subsection.

(i) Aerobic digestion. The biosolids must be agitated with air or oxygen to maintain aerobic conditions for a specific mean cell residence time at a specific temperature. Values for the mean cell residence time and temperature must be between forty days at 20°C and sixty days at 15°C.

(ii) Air drying. The biosolids must be dried on sand beds or on paved or unpaved basins. The biosolids must dry for a minimum of three months. During two of the three months, the ambient average daily temperature must be above 0°C.

(iii) Anaerobic digestion. The biosolids must be treated in the absence of air for a specific mean cell residence time at a specific temperature. Values for the mean cell residence time and temperature must be between fifteen days at 35 to 55°C and sixty days at 20°C.

(iv) Composting. Using the within-vessel, static aerated pile, or windrow composting methods, the temperature of the biosolids must be raised to 40°C or higher and remain at 40°C or higher for five days. For four hours during the five days, the temperature in the compost pile must exceed 55°C.

(v) Lime stabilization. Sufficient lime must be added to the biosolids to raise the pH of the biosolids to twelve after two hours of contact.

(c) Class B - Alternative 3. The biosolids must be treated in a process that is equivalent to a process to significantly reduce pathogens. Pathogen equivalency for biosolids applied to land under jurisdiction of the state of Washington will be determined by the department or by the EPA with the approval and concurrence of the department.

NEW SECTION

WAC 173-308-180 Vector attraction reduction. (1) When vector attraction reduction is accomplished prior to application of biosolids to the land, the requirements in one of subsections (2) through (7) of this section must be met.

The vector attraction reduction requirements in subsection (2), (3), or (4) of this section must be met at the same time or after the Class A pathogen requirements in WAC 173-308-170.

(2) The mass of volatile solids in the biosolids must be reduced by a minimum of thirty-eight percent (see calculation procedures in *Environmental Regulations and Technology — Control of Pathogens and Vector Attraction in Sewage Sludge*, EPA-625/R-92/013, 1992, U.S.EPA, Cincinnati, OH 45268.)

(a) When the thirty-eight percent volatile solids reduction requirement in this subsection (2) cannot be met for anaerobically digested biosolids, vector attraction reduction can be demonstrated by digesting a portion of the previously digested biosolids anaerobically in the laboratory in a bench-scale unit for forty additional days at a temperature between 30 and 37°C. After the forty-day period, the vector attraction reduction requirement is met if the volatile solids in the biosolids at the beginning of that period are reduced by less than seventeen percent.

(b) When the thirty-eight percent volatile solids reduction requirement in this subsection (2) cannot be met for aerobically digested biosolids, vector attraction reduction can be demonstrated by digesting a portion of the previously digested biosolids that has a percent solids of two percent or less aerobically in the laboratory in a bench-scale unit for thirty additional days at 20°C. After the thirty-day period, the vector attraction reduction requirement is met if the volatile solids in the biosolids at the beginning of that period are reduced by less than fifteen percent.

(3) The specific oxygen uptake rate (SOUR) for biosolids treated in an aerobic process must be less than or equal to 1.5 milligrams of oxygen per hour per gram of total solids (dry weight basis) at a temperature of 20°C.

(4) The biosolids must be treated in an aerobic process for fourteen days or longer. During that time, the temperature of the biosolids must be higher than 40°C and the average temperature of the biosolids must be higher than 45°C.

(5) The pH of the biosolids must be raised to twelve or higher by alkali addition and, without the addition of more alkali, must remain at twelve or higher for two hours and then at 11.5 or higher for an additional twenty-two hours.

(6) For biosolids that do not contain unstabilized solids generated in a primary wastewater treatment process, the percent solids must be equal to or greater than seventy-five percent based on the moisture content and total solids prior to mixing with other materials.

(7) For biosolids that contain unstabilized solids generated in a primary wastewater treatment process, the percent solids must be equal to or greater than ninety percent based on the moisture content and total solids prior to mixing with other materials.

NEW SECTION

WAC 173-308-190 Protecting waters of the state—Agronomic rate requirement. In accordance with water quality standards for ground waters of the state of Washington, chapter 173-200 WAC, biosolids must be applied to the land in a manner approved by the department, and at not greater than agronomic rates unless otherwise specified by the department in accordance with subsection (1) or (2) of this section. Agronomic rate determinations must take into account nitrogen supplied from other sources such as manures and commercial fertilizers as well as biosolids.

(1) Biosolids applied to land reclamation sites may be applied in excess of agronomic rates if approved by the department in a site specific land application plan developed under WAC 173-308-310(6).

(2) For the purposes of furthering necessary research efforts, biosolids may be applied at greater than agronomic rates to limited areas of land if approved by the department in a site specific land application plan developed under WAC 173-308-310(6). In addition to the elements required under WAC 173-308-310(6), the land application plan for a research project must also include:

(a) A research proposal describing the nature of the project, what may be learned, the anticipated benefits, provisions for progress reports and peer review, and interpretation of results.

(b) An explanation for the sizing of the research plot(s). Plot size must not exceed the minimum area required to support the goals of the research.

(c) A discussion of any potential adverse impacts of application rates in excess of agronomic rates, along with potential mitigation or response to adverse effects if observed.

(3) The person who prepares exceptional quality biosolids that are sold or given away to another person must provide sufficient information to allow the person who receives the biosolids to determine an agronomic rate of application.

(4) The person who applies exceptional quality biosolids to the land is responsible for compliance with the agronomic rate requirement in this section.

(5) When the potential for ground water contamination due to biosolids application exists, the department may require ground water monitoring or other conditions in accordance with WAC 173-200-080. If it is determined that an enforcement criterion may be violated, an evaluation must be conducted to demonstrate compliance with the provisions of WAC 173-200-050 (3)(b)(vi).

NEW SECTION

WAC 173-308-200 Exemptions based on the exceptional quality of biosolids. (1) The person who prepares and the person who applies biosolids that meet criteria to be classified as exceptional quality are exempt from the following requirements:

(a) The site management and access restrictions in WAC 173-308-210(4), 173-308-220(4), 173-308-230(4), and 173-308-240(4);

(b) The labeling requirement derived from Table 4 of WAC 173-308-160 for the annual whole biosolids application rate in WAC 173-308-260 (1)(b)(ii);

(c) The requirement in WAC 173-308-120(6) for obtaining prior written approval of the landowner;

(d) The land application plan requirements of WAC 173-308-310(6), except as provided in WAC 173-308-310(6)(a)(ii) or (iii);

(e) The recordkeeping requirements in WAC 173-308-210(5)(b), 173-308-220(5)(b), 173-308-230(5)(b), and 173-308-240(6)(b).

(2) On a case-by-case basis, the director may apply any or all of the site management and access restrictions exempted under WAC 173-308-200(1)(a) after determining that the requirements are necessary to protect public health and the environment from any adverse effect that may occur from a pollutant in the bulk biosolids.

NEW SECTION

WAC 173-308-210 Bulk biosolids applied to agricultural land. (1) Pollutant concentrations.

(a) The concentration of a pollutant in bulk biosolids that are applied to agricultural land may not exceed the allowable ceiling limit in Table 1 of WAC 173-308-160.

(b) If the concentration of a pollutant in bulk biosolids that are applied to agricultural land exceeds the pollutant concentration limits in Table 3 of WAC 173-308-160, then the total cumulative loading rate for each pollutant may not exceed the limit in Table 2 of WAC 173-308-160, as required in WAC 173-308-160(1)(b)(i).

(2) **Pathogens.** Bulk biosolids that are applied to agricultural land must be Class A for pathogens, or they must be Class B for pathogens and the site management and access restrictions in subsection (4)(a)(i) through (x) and (b)(i) through (iii) of this section must be met.

(3) Vector attraction reduction.

(a) Bulk biosolids that are applied to agricultural land must meet one of the vector attraction reduction requirements in WAC 173-308-180(2) through (7) before they are applied to the land; or the requirements of (b)(i) or (ii) of this subsection must be met.

(b)(i) The biosolids must be injected below the surface of the land;

(A) No significant amount of the biosolids may be present on the land surface within one hour after the biosolids are injected;

(B) When the biosolids are Class A for pathogens, the biosolids must be injected below the land surface within eight hours after being discharged from the pathogen treatment process.

(ii) Biosolids must be incorporated into the soil within six hours after application to the land;

When biosolids that are incorporated into the soil are Class A with respect to pathogens, the biosolids must be applied to the land within eight hours after being discharged from the pathogen treatment process.

(4) Site management and access restrictions.

(a) The site management and access restrictions in (a)(i) through (x) and (b)(i) through (iii) of this subsection are applicable to biosolids that are Class B for pathogens when they are applied to agricultural land.

(i) Food crops, feed crops, and fiber crops must not be harvested for thirty days after application of biosolids.

(ii) Food crops with harvested parts that touch the biosolids/soil mixture and are totally above the land surface must not be harvested for fourteen months after application of biosolids.

(iii) Food crops with harvested parts below the surface of the land must not be harvested for twenty months after application of biosolids when the biosolids remain on the land surface for four months or longer prior to incorporation into the soil.

(iv) Food crops with harvested parts below the surface of the land must not be harvested for thirty-eight months after application of biosolids when the biosolids remain on the land surface for less than four months prior to incorporation into the soil.

(v) Livestock must not be allowed to graze on the land for thirty days after application of biosolids.

(vi) Turf grown on land where biosolids are applied must not be harvested for one year after application of the biosolids when the harvested turf is placed on either land with a high potential for public exposure or a lawn, unless otherwise specified by the department.

(vii) Public access to land with a high potential for public exposure must be restricted for one year after application of biosolids.

(viii) Public access to land with a low potential for public exposure must be restricted for thirty days after application of biosolids.

(ix) Unless otherwise approved in a site specific land application plan under WAC 173-308-310(6)(b), during the time when access is restricted, signs must be posted around the application site at all significant points of access, and otherwise around the perimeter so that they can be noticed and read by a reasonably observant person. The required content of signs is listed in WAC 173-308-275.

It is a violation of these rules for any person to remove a sign posted in accordance with the requirements of (a)(ix) of this subsection during the period when access is restricted.

(x) Biosolids must not be applied to the land within one hundred feet of a well unless otherwise approved in a permit issued in accordance with the requirements of this chapter.

(b) The site management restrictions in (b)(i) through (iii) of this subsection are applicable to biosolids that do not meet standards to be classified as exceptional quality when they are applied to agricultural land.

(i) Bulk biosolids may not be applied to land that is ten meters or less from surface waters of the state, as defined in chapter 90.48 RCW, unless otherwise specified by the department.

(ii) Bulk biosolids may not be applied to the land so that they enter a wetland or waters of the state, unless approved in a permit issued by the department or by EPA with the approval of the department.

(iii) Bulk biosolids may not be applied to the land if they are likely to adversely affect a threatened or endangered species listed under WAC 232-12-011 or 232-12-014 or its critical habitat.

(5) Recordkeeping.

(a) The person who prepares biosolids for application to agricultural land must keep the records required in WAC 173-308-290(2) and (3).

(b) The person who applies biosolids that do not meet criteria to be classified as exceptional quality to agricultural

land must keep the records required in WAC 173-308-290(4).

(6) **Reporting.** The person who prepares biosolids for application to agricultural land must submit an annual report in accordance with the requirements of WAC 173-308-295.

NEW SECTION

WAC 173-308-220 Bulk biosolids applied to forestland. (1) **Pollutant concentrations.**

(a) The concentration of a pollutant in bulk biosolids that are applied to forestland may not exceed the allowable ceiling limit in Table 1 of WAC 173-308-160.

(b) If the concentration of a pollutant in bulk biosolids that are applied to forestland exceeds the pollutant concentration limits in Table 3 of WAC 173-308-160, then the total cumulative loading rate for each pollutant may not exceed the limit in Table 2 of WAC 173-308-160, as required in WAC 173-308-160 (1)(b)(i).

(2) **Pathogens.** Bulk biosolids that are applied to forestland must be Class A for pathogens, or they must be Class B for pathogens and the site management and access restrictions in subsection (4)(a)(i) through (ix) and (b)(i) through (iii) of this section must be met.

(3) **Vector attraction reduction.**

(a) Bulk biosolids that are applied to forestland must meet one of the vector attraction reduction requirements in WAC 173-308-180 (2) through (7) before they are applied to the land; or the requirements of (b)(i) or (ii) of this subsection must be met.

(b)(i) The biosolids must be injected below the surface of the land.

(A) No significant amount of the biosolids shall be present on the land surface within one hour after the biosolids are injected.

(B) When the biosolids are Class A for pathogens, the biosolids must be injected below the land surface within eight hours after being discharged from the pathogen treatment process.

(ii) Biosolids must be incorporated into the soil within six hours after application to the land.

When biosolids that are incorporated into the soil are Class A with respect to pathogens, the biosolids must be applied to the land within eight hours after being discharged from the pathogen treatment process.

(4) **Site management and access restrictions.**

(a) The site management and access restrictions in (a)(i) through (ix) and (b)(i) through (iii) of this subsection are applicable to biosolids that are Class B for pathogens when they are applied to forestland.

(i) Food crops, feed crops, and fiber crops must not be harvested for thirty days after application of biosolids.

(ii) Food crops with harvested parts that touch the biosolids/soil mixture and are totally above the land surface must not be harvested for fourteen months after application of biosolids.

(iii) Food crops with harvested parts below the surface of the land must not be harvested for twenty months after application of biosolids when the biosolids remain on the land surface for four months or longer prior to incorporation into the soil.

(iv) Food crops with harvested parts below the surface of the land must not be harvested for thirty-eight months after application of biosolids when the biosolids remain on the land surface for less than four months prior to incorporation into the soil.

(v) Livestock must not be allowed to graze on the land for thirty days after application of biosolids.

(vi) Public access to land with a high potential for public exposure must be restricted for one year after application of biosolids.

(vii) Public access to land with a low potential for public exposure must be restricted for thirty days after application of biosolids.

(viii) Unless otherwise approved in a site specific land application plan under WAC 173-308-310 (6)(b), during the time when access is restricted, signs must be posted around the application site at all significant points of access, and otherwise around the perimeter so that they can be noticed and read by a reasonably observant person. The required content of signs is listed in WAC 173-308-275.

It is a violation of these rules for any person to remove a sign posted in accordance with the requirements of (a)(viii) of this subsection during the period when access is restricted.

(ix) Biosolids must not be applied to the land within one hundred feet of a well unless otherwise approved in a permit issued in accordance with the requirements of this chapter.

(b) The site management restrictions in (b)(i) through (iii) of this subsection are applicable to biosolids that do not meet standards to be classified as exceptional quality when they are applied to forestland.

(i) Bulk biosolids may not be applied to land that is ten meters or less from surface waters of the state, as defined in chapter 90.48 RCW, unless otherwise specified by the department.

(ii) Bulk biosolids may not be applied to the land so that they enter a wetland or waters of the state, unless approved in a permit issued by the department, or by EPA with the approval of the department.

(iii) Bulk biosolids may not be applied to the land if they are likely to adversely affect a threatened or endangered species listed under WAC 232-12-011 or 232-12-014 or its critical habitat.

(5) **Recordkeeping.**

(a) The person who prepares biosolids for application to forestland must keep the records required in WAC 173-308-290 (2) and (3).

(b) The person who applies biosolids that do not meet criteria to be classified as exceptional quality to forestland must keep the records required in WAC 173-308-290(4).

(6) **Reporting.** The person who prepares biosolids for application to forestland must submit an annual report in accordance with the requirements of WAC 173-308-295.

NEW SECTION

WAC 173-308-230 Bulk biosolids applied to a public contact site. (1) **Pollutant concentrations.**

(a) The concentration of a pollutant in bulk biosolids that are applied to a public contact site may not exceed the ceiling limit in Table 1 of WAC 173-308-160.

(b) If the concentration of a pollutant in bulk biosolids that are applied to a public contact site exceeds the pollutant

concentration limits in Table 3 of WAC 173-308-160, then the total cumulative loading rate for each pollutant may not exceed the limit in Table 2 of WAC 173-308-160, as required in WAC 173-308-160 (1)(b)(i).

(2) **Pathogens.** Bulk biosolids that are applied to a public contact site must be Class A for pathogens, or they must be Class B for pathogens and the site management and access restrictions in WAC 173-308-230 (4)(a)(i) through (ix) and (b)(i) through (iii) must be met.

(3) **Vector attraction reduction.**

(a) Bulk biosolids that are applied to a public contact site must meet one of the vector attraction reduction requirements in WAC 173-308-180(2) through (7) before they are applied to the land; or the requirements of (b)(i) or (ii) of this subsection must be met.

(b)(i) The biosolids must be injected below the surface of the land.

(A) No significant amount of the biosolids may be present on the land surface within one hour after the biosolids are injected.

(B) When the biosolids are Class A for pathogens, the biosolids must be injected below the land surface within eight hours after being discharged from the pathogen treatment process.

(ii) Biosolids must be incorporated into the soil within six hours after application to the land.

When biosolids that are incorporated into the soil are Class A with respect to pathogens, the biosolids must be applied to the land within eight hours after being discharged from the pathogen treatment process.

(4) **Site management and access restrictions.**

(a) The site management and access restrictions in (a)(i) through (ix) and (b)(i) through (iii) of this subsection are applicable to biosolids that are Class B for pathogens when they are applied to a public contact site.

(i) Food crops, feed crops, and fiber crops must not be harvested for thirty days after application of biosolids.

(ii) Food crops with harvested parts that touch the biosolids/soil mixture and are totally above the land surface must not be harvested for fourteen months after application of biosolids.

(iii) Food crops with harvested parts below the surface of the land must not be harvested for twenty months after application of biosolids when the biosolids remain on the land surface for four months or longer prior to incorporation into the soil.

(iv) Food crops with harvested parts below the surface of the land must not be harvested for thirty-eight months after application of biosolids when the biosolids remain on the land surface for less than four months prior to incorporation into the soil.

(v) Livestock must not be allowed to graze on the land for thirty days after application of biosolids.

(vi) Turf grown on land where biosolids are applied must not be harvested for one year after application of the biosolids when the harvested turf is placed on either land with a high potential for public exposure or a lawn, unless otherwise specified by the department.

(vii) Public access must be restricted for one year after application of biosolids.

(viii) Unless otherwise approved in a site specific land application plan under WAC 173-308-310 (6)(b), during the

time when access is restricted, signs must be posted around the application site at all significant points of access, and otherwise around the perimeter so that they can be noticed and read by a reasonably observant person. The required content of signs is listed in WAC 173-308-275.

It is a violation of these rules for any person to remove a sign posted in accordance with the requirements of (a)(viii) of this subsection during the period when access is restricted.

(ix) Biosolids must not be applied to the land within one hundred feet of a well unless otherwise approved in a permit issued in accordance with the requirements of this chapter.

(b) The site management restrictions in (b)(i) through (iii) of this subsection are applicable to biosolids that do not meet standards to be classified as exceptional quality when they are applied to a public contact site.

(i) Bulk biosolids may not be applied to land that is ten meters or less from surface waters of the state, as defined in chapter 90.48 RCW, unless otherwise specified by the department.

(ii) Bulk biosolids may not be applied to the land so that they enter a wetland or waters of the state, unless approved in a permit issued by the department, or by EPA with the approval of the department.

(iii) Bulk biosolids may not be applied to the land if they are likely to adversely affect a threatened or endangered species listed under WAC 232-12-011 or 232-12-014 or its critical habitat.

(5) **Recordkeeping.**

(a) The person who prepares bulk biosolids for application to a public contact site must keep the records required in WAC 173-308-290 (2) and (3).

(b) The person who applies bulk biosolids that do not meet criteria to be classified as exceptional quality to a public contact site must keep the records required in WAC 173-308-290(4).

(6) **Reporting.** The person who prepares bulk biosolids for application to a public contact site must submit an annual report in accordance with the requirements of WAC 173-308-295.

NEW SECTION

WAC 173-308-240 Bulk biosolids applied to a land reclamation site. (1) **Pollutant concentrations.**

(a) The concentration of a pollutant in bulk biosolids that are applied to a land reclamation site may not exceed the allowable ceiling limit in Table 1 of WAC 173-308-160.

(b) If the concentration of a pollutant in bulk biosolids that are applied to a land reclamation site exceeds the pollutant concentration limits in Table 3 of WAC 173-308-160, then the total cumulative loading rate for each pollutant may not exceed the limit in Table 2 of WAC 173-308-160, as required in WAC 173-308-160 (1)(b)(i).

(2) **Pathogens.** Bulk biosolids that are applied to a land reclamation site must be Class A for pathogens, or the bulk biosolids must be Class B for pathogens and the site management and access restrictions in subsection (4)(a)(i) through (x) and (b)(i) through (iii) of this section must be met.

(3) **Vector attraction reduction.**

(a) Bulk biosolids that are applied to a land reclamation site must meet one of the vector attraction reduction require-

ments in WAC 173-308-180 (2) through (7) before they are applied to the land; or the requirements of (b)(i) or (ii) of this subsection must be met.

(b)(i) The biosolids must be injected below the surface of the land.

(A) No significant amount of the biosolids shall be present on the land surface within one hour after the biosolids are injected.

(B) When the biosolids are Class A for pathogens, the biosolids must be injected below the land surface within eight hours after being discharged from the pathogen treatment process.

(ii) Biosolids must be incorporated into the soil within six hours after application to the land.

When biosolids that are incorporated into the soil are Class A with respect to pathogens, the biosolids must be applied to the land within eight hours after being discharged from the pathogen treatment process.

(4) Site management and access restrictions.

(a) The site management and access restrictions in (a)(i) through (x) and (b)(i) through (iii) of this subsection are applicable to biosolids that are Class B for pathogens when they are applied to a land reclamation site.

(i) Food crops, feed crops, and fiber crops must not be harvested for thirty days after application of biosolids.

(ii) Food crops with harvested parts that touch the biosolids/soil mixture and are totally above the land surface must not be harvested for fourteen months after application of biosolids.

(iii) Food crops with harvested parts below the surface of the land must not be harvested for twenty months after application of biosolids when the biosolids remain on the land surface for four months or longer prior to incorporation into the soil.

(iv) Food crops with harvested parts below the surface of the land must not be harvested for thirty-eight months after application of biosolids when the biosolids remain on the land surface for less than four months prior to incorporation into the soil.

(v) Livestock must not be allowed to graze on the land for thirty days after application of biosolids.

(vi) Turf grown on land where biosolids are applied must not be harvested for one year after application of the biosolids when the harvested turf is placed on either land with a high potential for public exposure or a lawn, unless otherwise specified by the department.

(vii) Public access to land with a high potential for public exposure must be restricted for one year after application of biosolids.

(viii) Public access to land with a low potential for public exposure must be restricted for thirty days after application of biosolids.

(ix) Unless otherwise approved in a site specific land application plan under WAC 173-308-310 (6)(b), during the time when access is restricted, signs must be posted around the application site at all significant points of access, and otherwise around the perimeter so that they can be noticed and read by a reasonably observant person. The required content of signs is listed in WAC 173-308-275.

It is a violation of these rules for any person to remove a sign posted in accordance with the requirements of (a)(ix) of this subsection during the period when access is restricted.

(x) Biosolids must not be applied to the land within one hundred feet of a well unless otherwise approved in a permit issued in accordance with the requirements of this chapter.

(b) The site management restrictions in (b)(i) through (iii) of this subsection are applicable to biosolids that do not meet standards to be classified as exceptional quality when they are applied to a land reclamation site.

(i) Bulk biosolids may not be applied to land that is ten meters or less from surface waters of the state, as defined in chapter 90.48 RCW, unless otherwise specified by the department;

(ii) Bulk biosolids may not be applied to the land so that they enter a wetland or waters of the state, unless approved in a permit issued by the department, or by EPA with the approval of the department;

(iii) Bulk biosolids may not be applied to the land if they are likely to adversely affect a threatened or endangered species listed under WAC 232-12-011 or 232-12-014 or its critical habitat.

(5) **Application exceeding agronomic rates.** In accordance with WAC 173-308-190 (1) and (5), when biosolids will be applied to a land reclamation site in excess of agronomic rates, the application rate must be approved in a site specific land application plan by the department. The department may require that an evaluation be conducted as specified in WAC 173-200-080. Where it is determined that an enforcement criterion may be violated, the evaluation must be conducted to demonstrate compliance with the provisions of WAC 173-200-050 (3)(b)(vi).

(6) Recordkeeping.

(a) The person who prepares biosolids for application to a land reclamation site must keep the records required in WAC 173-308-290 (2) and (3).

(b) The person who applies biosolids that do not meet criteria to be classified as exceptional quality to a land reclamation site must keep the records required in WAC 173-308-290(4).

(7) Reporting.

The person who prepares biosolids for application to a land reclamation site must submit an annual report in accordance with the requirements of WAC 173-308-295.

NEW SECTION

WAC 173-308-250 Bulk biosolids applied to a lawn or home garden. (1) Bulk biosolids that are applied to a lawn or home garden must meet the criteria to be classified as exceptional quality as defined in WAC 173-308-080.

(2) **Recordkeeping.** The person who prepares bulk biosolids for application to a lawn or home garden must keep the records required in WAC 173-308-290 (2) and (3).

(3) **Reporting.** The person who prepares bulk biosolids for application to a lawn or home garden must submit annual reports in accordance with the requirements of WAC 173-308-295.

NEW SECTION

WAC 173-308-260 Biosolids sold or given away in a bag or other container. (1) **Pollutant concentrations.**

(a) The concentration of a pollutant in biosolids that are sold or given away in a bag or other container may not

exceed the allowable ceiling limit in Table 1 of WAC 173-308-160.

(b) If biosolids that are sold or given away in a bag or other container exceed the pollutant concentration limits in Table 3 of WAC 173-308-160, then:

(i) The mathematical product of the concentration of each pollutant in the biosolids and the annual whole biosolids application rate for the biosolids must not cause the annual pollutant loading rate for the pollutant in Table 4 of WAC 173-308-160 to be exceeded;

The procedure for determining the annual whole biosolids application rate that complies with the requirement in (b)(i) of this subsection is specified in Appendix A of this chapter.

(ii) The annual whole biosolids application rate as calculated in (b)(i) of this subsection, or the recommended agronomic rate, whichever is less, must be included on the label or information sheet required in WAC 173-308-260(4).

(2) **Pathogens.** Biosolids that are sold or given away in a bag or other container must be Class A for pathogens.

(3) **Vector attraction.** One of the vector attraction reduction requirements in WAC 173-308-180 (2) through (7) must be met when biosolids are sold or given away in a bag or other container for application to the land.

(4) **Label or information sheet required.** Any person who prepares biosolids that are sold or given away in a bag or other container in the state of Washington, must comply with the requirements of (a)(i) through (vi) of this subsection when the biosolids product is prepared or derived from biosolids that do not meet exceptional quality standards.

(a) A label must be affixed to the bag or other container in which biosolids are sold or given away, or an information sheet must be provided to the person who receives biosolids that are sold or given away in a bag or other container. The label or information sheet must contain the following information:

(i) The name, address, and phone number of the person who prepared the biosolids.

(ii) A statement or information indicating that the product complies with applicable regulations for biosolids or that the product has been prepared to meet standards that make it safe for its intended use when used in accordance with the directions provided by the manufacturer.

(iii) A statement or information that encourages proper use of the product and protection of public health and the environment. This may include information on agronomic rates, product storage, hygiene, and protection of surface or ground water resources.

(iv) Agronomic rates for typical applications or guidance on how to determine the agronomic rate of application.

(v) A statement or information indicating that the product contains or is derived from biosolids.

(vi) Any additional information needed to facilitate safe use of the product.

(b) In addition to the information required in (a)(i) through (vi) of this subsection, the information in subsection (1)(b)(ii) of this section when the pollutant limits in Table 3 of WAC 173-308-160 are exceeded.

(c) Any person who prepares biosolids that are sold or distributed outside the jurisdiction of the state of Washington, must comply with the requirements in 40 CFR Part 503.14(e), as applicable.

(5) **Recordkeeping.** The person who prepares biosolids for sale or give away in a bag or other container must keep the records required in WAC 173-308-290 (2) and (5).

(6) **Reporting.** The person who prepares biosolids for sale or give away in a bag or other container must submit annual reports in accordance with the requirements of WAC 173-308-295.

NEW SECTION

WAC 173-308-270 Domestic septage management requirements. (1) Domestic septage may not be applied to a public contact site, a lawn, or a home garden, unless it is managed as biosolids originating from municipal sewage sludge according to this subsection (1).

When domestic septage managed as biosolids originating from municipal sewage is applied to the land, unless otherwise provided, all applicable requirements for biosolids must be met, including but not limited to requirements for pathogen and vector attraction reduction, site management and access restrictions, pollutant concentration limits, agronomic rates, obtaining and providing information, sampling and analysis, and recordkeeping and reporting.

(2) Domestic septage that is applied to the land must be treated by a process such as physical screening or grinding to significantly remove or reduce recognizable materials prior to application to the land.

(3) **Pathogens.**

(a) When domestic septage - class II is applied to the land, the Class B pathogen requirements in one of WAC 173-308-170 (3)(a) through (c) and the site management and access restrictions in subsection (5)(a)(i) through (ix) and (b)(i) through (iv) of this section must be met.

(b) When domestic septage - class I or III is applied to the land, the pH of the septage must be raised to twelve or higher by alkali addition and, without the addition of more alkali, must remain at twelve or higher for thirty minutes and the site management and access restrictions in subsection (5)(a)(i) through (ix) of this section must be met, or, when pH adjustment is not used to achieve pathogen reduction requirements, the site management and access restrictions in subsection (5)(a)(i) through (ix) and (b)(i) through (iv) of this section must be met.

(4) **Vector attraction reduction.** The requirements in one of (a), (b), or (c) of this subsection, must be met when domestic septage is applied to the land.

(a) The septage must be injected below the surface of the land;

(i) No significant amount of septage shall be present on the land surface within one hour after the septage is injected;

(ii) When the septage is Class A for pathogens, the septage must be injected below the land surface within eight hours after being discharged from the pathogen treatment process.

(b) Septage must be incorporated into the soil within six hours after application to the land;

When septage that is incorporated into the soil is Class A with respect to pathogens, the septage must be applied to the land within eight hours after being discharged from the pathogen treatment process.

(c) The pH of the septage must be raised to twelve or higher by alkali addition and, without the addition of more alkali, must remain at twelve or higher for thirty minutes.

(5) Site management and access restrictions.

(a) The site management and access restrictions in (a)(i) through (ix) of this subsection are applicable when domestic septage is applied to the land.

(i) Food crops, feed crops, and fiber crops must not be harvested for thirty days after the application of septage.

(ii) Food crops with harvested parts that touch the septage/soil mixture and are totally above the land surface must not be harvested for fourteen months after application of septage.

(iii) Food crops with harvested parts below the surface of the land must not be harvested for twenty months after application of septage when the septage remains on the land surface for four months or longer prior to incorporation into the soil.

(iv) Food crops with harvested parts below the surface of the land must not be harvested for thirty-eight months after application of septage when the septage remains on the land surface for less than four months prior to incorporation into the soil.

(v) Unless otherwise approved in a site specific land application plan under WAC 173-308-310 (6)(b), during the time when access is restricted, signs must be posted around the application site at all significant points of access, and otherwise around the perimeter so that they can be noticed and read by a reasonably observant person. The required content of signs is listed in WAC 173-308-275.

It is a violation of these rules for any person to remove a sign posted in accordance with the requirements of subsection (4)(a)(v) of this section during the period when access is restricted.

(vi) Septage must not be applied to land that is ten meters or less from surface waters of the state, as defined in

chapter 90.48 RCW, unless otherwise specified by the department;

(vii) Septage must not be applied to the land so that it enters a wetland or waters of the state, unless approved in a permit issued by the department, or by EPA with the approval of the department;

(viii) Septage must not be applied to the land if it is likely to adversely affect a threatened or endangered species listed under WAC 232-12-011 or 232-12-014 or its critical habitat.

(ix) Septage must not be applied to the land within one hundred feet of a well unless otherwise approved in a permit issued in accordance with the requirements of this chapter.

(b) In addition to the site management and access restrictions in (a)(i) through (ix) of this subsection, the additional site management and access restrictions in (b)(i) through (iv) of this subsection apply to domestic septage - class II, and to domestic septage class I and class III if the pH adjustment requirement of subsection (3)(b) of this section is not met when septage is applied to the land.

(i) Livestock must not be allowed to graze on the land for thirty days after application of septage.

(ii) Turf grown on land where septage is applied must not be harvested for one year after application of the septage when the harvested turf is placed on either land with a high potential for public exposure or a lawn, unless otherwise specified by the department.

(iii) Public access to land with a high potential for public exposure must be restricted for one year after the application of septage.

(iv) Public access to land with a low potential for public exposure must be restricted for thirty days after the application of septage.

(6) Except as provided in this subsection (6), septage that is applied to the land must be applied at a rate not exceeding the rate determined by equation (3).

$$AAR = \frac{N}{0.0026} \qquad \text{Equation (3)}$$

Where:

AAR = Annual application rate in gallons per acre per three hundred sixty-five-day period.

N = Amount of nitrogen in pounds per acre per 365 day period needed by the crop or vegetation grown on the land.

No person shall apply domestic septage to the land during a three hundred sixty-five-day period if the annual application rate in this subsection (6) has been reached during that period, unless the domestic septage is managed as biosolids originating from municipal sewage sludge per subsection (1) of this section.

(7) Monitoring.

(a) Samples of domestic septage that are collected and analyzed must be representative of the material that is applied to the land.

(b) When domestic septage - class I, II, or III is applied to the land and pH adjustment is used to meet any pathogen or vector attraction reduction requirement, each container of domestic septage that is applied to the land must be monitored to determine compliance with pH requirements.

PROPOSED

(8) **Recordkeeping.** The person who prepares biosolids and the person who applies biosolids must keep the records required in WAC 173-308-290(6).

(9) **Reporting.** Treatment works treating domestic sewage that prepare septage for application to the land, and persons who apply septage to the land, which is not prepared at a treatment works treating domestic sewage must submit annual reports in accordance with the requirements of WAC 173-308-295.

NEW SECTION

WAC 173-308-275 Contents of signs for land application sites. (1) When signs are required for the purpose of restricting access, they must contain at least the following information:

- (a) The name and address or phone number of the generator and if different, the person who applies;
- (b) The names, addresses, and phone numbers of the regulatory and permitting authorities;
- (c) The material that is being applied (biosolids or a more detailed description);
- (d) Notice that access is restricted, and if desired, the date after which access is no longer restricted;
- (e) If applicable, a notice on limitations regarding the harvest of edible plants from the site.

(2) With the consent of the department, "no trespassing" signs may be substituted for the informational signs required under subsection (1) of this section.

NEW SECTION

WAC 173-308-280 Requirements for facilities storing biosolids. (1) Facilities storing biosolids must do so in accordance with:

- (a) The provisions of a permit issued under this chapter, if an applicable permit has been issued;
- (b) The requirements of the local health department if no applicable permit has been issued under this chapter.

(2) Biosolids may not be stored in a manner that results in, or would be likely to result in the contamination of ground water, surface water, air, or land under current conditions or in the case of fire or flood.

(3) Facilities storing liquid biosolids in surface impoundments must meet the requirements in WAC 173-304-430 and other applicable sections of chapter 173-304 WAC that apply to the design, construction, and operation of surface impoundments.

NEW SECTION

WAC 173-308-290 Recordkeeping. (1)(a) Both the person who prepares biosolids and the person who applies bulk biosolids to the land must keep certain records and certification statements showing that applicable standards for biosolids quality, treatment, and management have been met. Records must also be kept on the amount and type biosolids applied to the land under different management scenarios or that are disposed of in a municipal solid waste landfill.

(b) A responsible official as described in WAC 173-308-310(8) must sign all certification statements required under this section.

(2) The person who prepares biosolids must keep the following records (amounts recorded as dry tons):

- (a) The amount of bulk biosolids applied by the preparer or the preparer's agents to agricultural land;
- (b) The amount of bulk biosolids applied by the preparer or the preparer's agents to forestland;
- (c) The amount of bulk biosolids applied by the preparer or the preparer's agents to a public contact site;
- (d) The amount of bulk biosolids applied by the preparer or the preparer's agents to a land reclamation site;
- (e) The amount of bulk biosolids applied by the preparer or the preparer's agents to a lawn or home garden;
- (f) The amount of biosolids that are sold or given away by the preparer in a bag or other container for application to the land;
- (g) The amount of biosolids in a compost or blended biosolids product that is sold or given away by the preparer in bulk form or in a bag or other container for application to the land;
- (h) The amount of bulk biosolids that are sold or given away by the preparer to another person who prepares biosolids for application to the land;
- (i) The amount of bulk biosolids that are sold or given away by the preparer to a person other than an agent of the preparer for application to the land;
- (j) The amount of biosolids that are disposed in a municipal solid waste landfill on an emergency, temporary, or long-term basis.

(3) When bulk biosolids are applied to the land, the person who prepares the biosolids must develop and maintain the following information, as applicable, for five years:

(a) If the pollutant limits in Table 3 of WAC 173-308-160 were met, laboratory analysis data showing that those limits were met; or, if the pollutant ceiling concentrations in Table 1 of WAC 173-308-160 were met, laboratory analysis data showing that those limits were met.

(b) If the Class A pathogen requirements in one of WAC 173-308-170 (2)(a) through (f) were met, process monitoring and/or laboratory analysis data showing that those requirements were met, and a description of how those requirements were met; or, if the Class B pathogen standards in one of WAC 173-308-170 (3)(a), (b), or (c) were met, process monitoring and/or laboratory analysis data showing that those requirements were met, and a description of how those requirements were met.

(c) If the vector attraction reduction requirements in one of WAC 173-308-180 (2) through (7) were met, process monitoring and/or laboratory analysis monitoring data showing that those requirements were met and a description of how those requirements were met.

(d) One of the following certification statements, as applicable:

(i) If the vector attraction reduction requirements in one of WAC 173-308-180 (2) through (7) were met, the following signed certification: "I certify, under penalty of law, that the (insert Class A or Class B as appropriate) pathogen requirements in (insert one of WAC 173-308-170 (2)(a), (b), (c), (d), (e), or (f) if Class A, or insert one of WAC 173-308-170 (3)(a), (b), or (c) if Class B), and the vector attraction reduction requirement in (insert one of the vector attraction reduction requirements in WAC 173-308-180 (2) through (7)) have been met. This determination was made

under my direction and supervision in accordance with a system designed to ensure that qualified personnel properly gather and evaluate the information used to determine that pathogen and vector attraction reduction requirements have been met. I am aware that there are significant penalties for false certification including the possibility of fine and imprisonment."

(ii) If the vector attraction reduction requirements in one of WAC 173-308-180 (2) through (7) were not met, the following signed certification: "I certify, under penalty of law, that the (insert Class A or Class B as appropriate) pathogen requirements in (insert one of WAC 173-308-170 (2)(a), (b), (c), (d), (e), or (f) if Class A, or insert one of WAC 173-308-170 (3)(a), (b), or (c) if Class B) have been met. This determination was made under my direction and supervision in accordance with a system designed to ensure that qualified personnel properly gather and evaluate the information used to determine that pathogen reduction requirements have been met. I am aware that there are significant penalties for false certification including the possibility of fine and imprisonment."

(4) When bulk biosolids are applied to the land, the person who applies the biosolids must develop and maintain the following information, as applicable, for five years or indefinitely as required in (c) of this subsection:

(a) If the Class B pathogen standards in one of WAC 173-308-170 (3)(a), (b), or (c) were met, a description of how the site management and access restrictions in WAC 173-308-210 (4)(a)(i) through (x), or WAC 173-308-220 (4)(a)(i) through (ix), or WAC 173-308-230 (4)(a)(i) through (ix), or WAC 173-308-240 (4)(a)(i) through (x), as applicable, were met for each site on which biosolids were applied.

The following signed certification: "I certify, under penalty of law, that the site management and access restrictions in (insert WAC 173-308-210 (4)(a)(i) through (x), or WAC 173-308-220 (4)(a)(i) through (ix), or WAC 173-308-230 (4)(a)(i) through (ix), or WAC 173-308-240 (4)(a)(i) through (x), as applicable) have been met for each site on which bulk biosolids were applied. This determination was made under my direction and supervision in accordance with a system designed to ensure that qualified personnel properly gather and evaluate the information used to determine that the site management and access restrictions have been met. I am aware that there are significant penalties for false certification including fine and imprisonment."

(b) If the vector attraction reduction requirements in WAC 173-308-210 (3)(b)(i) or (ii), WAC 173-308-220 (3)(b)(i) or (ii), WAC 173-308-230 (3)(b)(i) or (ii), or WAC 173-308-240 (4)(b)(i) or (ii) were met, a description of how those requirements were met.

The following signed certification: "I certify, under penalty of law, that the vector attraction reduction requirement in (insert WAC 173-308-210 (3)(b)(i) or (ii), WAC 173-308-220 (3)(b)(i) or (ii), WAC 173-308-230 (3)(b)(i) or (ii), WAC 173-308-240 (3)(b)(i) or (ii), as applicable) has been met for each site on which biosolids were applied. This determination was made under my direction and supervision in accordance with a system designed to ensure that qualified personnel properly gather and evaluate the information used to determine that the vector attraction reduction and site management requirements have been met. I am aware that there are significant penalties for false

certification including the possibility of fine and imprisonment."

(c) If the pollutant ceiling concentration limits in Table 1 of WAC 173-308-160 were met (but the concentration limits in Table 3 were exceeded), the information in (c)(i) through (v) of this subsection must be developed and kept indefinitely.

(i) The location, by street address if applicable, a copy of the assessor's plat map(s) with the application area(s) clearly shown or the latitude and longitude of the approximate center of each land application site, and the section, township, and range of each quarter section on which biosolids were applied.

(ii) The number of hectares in each site on which bulk biosolids were applied.

(iii) The date and time bulk biosolids were applied to each site.

(iv) The cumulative amount of each pollutant (i.e., kilograms) listed in Table 2 of WAC 173-308-160 in the bulk biosolids applied to each site, including the amount(s) in WAC 173-308-160 (2)(b)(i) and (iii).

(v) The amount of biosolids (i.e., dry metric tons) applied to each site.

(d) A description of how the requirement to obtain information under WAC 173-308-160 (2)(b) was met.

(i) The following signed certification: "I certify, under penalty of law, that the requirement to obtain information under WAC 173-308-160 (2)(b) has been met for each site on which bulk biosolids were applied. This determination was made under my direction and supervision in accordance with a system designed to ensure that qualified personnel properly gather and evaluate the information used to determine that the requirements to obtain information have been met. I am aware that there are significant penalties for false certification including fine and imprisonment."

(ii) If the biosolids that were applied to the land did not meet standards to be classified as exceptional quality, and the site management restrictions in WAC 173-308-210 (4)(b)(i) through (iii), or WAC 173-308-220 (4)(b)(i) through (iii), or WAC 173-308-230 (4)(b)(i) through (iii), or WAC 173-308-240 (4)(b)(i) through (iii) were met, the following signed certification:

"I certify, under penalty of law, that the site management restrictions in (insert WAC 173-308-210 (4)(b)(i) through (iii), or WAC 173-308-220 (4)(b)(i) through (iii), or WAC 173-308-230 (4)(b)(i) through (iii), or WAC 173-308-240 (4)(b)(i) through (iii), as applicable) were met for each site on which bulk biosolids were applied. This determination was made under my direction and supervision in accordance with a system designed to ensure that qualified personnel properly gather and evaluate the information used to determine that the site management restrictions have been met. I am aware that there are significant penalties for false certification including fine and imprisonment."

(5) When biosolids are sold or given away in a bag or other container for application to the land, the person who prepares the biosolids must develop and maintain the following information, as applicable, for five years:

(a) If the pollutant limits in Table 3 of WAC 173-308-160 were met, laboratory analysis data showing that those limits were met; or, if the pollutant ceiling concentrations in

Table 1 of WAC 173-308-160 were met, laboratory analysis data showing that those limits were met.

(b) Process monitoring and/or laboratory analysis data showing that the Class A pathogen requirements in one of WAC 173-308-170 (2)(a) through (f) were met, and a description of how those requirements were met.

(c) Process monitoring and/or laboratory analysis data showing that the vector attraction reduction requirements in one of WAC 173-308-180 (2) through (7) were met, and a description of how those requirements were met.

(d) The following certification statement:

"I certify, under penalty of law, that the Class A pathogen requirement in (insert one of WAC 173-308-170 (2)(a), (b), (c), (d), (e), or (f) if Class A), and the vector attraction reduction requirement in (insert one of WAC 173-308-180 (2) through (7)) have been met. This determination has been made under my direction and supervision in accordance with the system designed to ensure that qualified personnel properly gather and evaluate the information used to determine that pathogen requirement and vector attraction reduction requirements have been met. I am aware that there are significant penalties for false certification including the possibility of fine and imprisonment."

(e) When the biosolids are subject to the requirements of WAC 173-308-160(4), the concentration in the biosolids of each pollutant listed in Table 4 of WAC 173-308-160, and the annual whole biosolids application rate that does not cause the annual pollutant loading rates in Table 4 of WAC 173-308-160 to be exceeded.

The following certification statement:

"I certify, under penalty of law, that the labeling and notification requirement in WAC 173-308-260 (1)(b)(ii) has been met. This determination has been made under my direction and supervision in accordance with the system designed to ensure that qualified personnel properly gather and evaluate the information used to determine that the labeling and notification requirements are met. I am aware that there are significant penalties for false certification including the possibility of fine and imprisonment."

(6) When domestic septage is applied to the land, the person who applies the domestic septage must develop and maintain the following information, as applicable, for five years:

(a) The location, by street address if applicable, a copy of the assessor's plat map(s) with the application area(s) clearly shown or the latitude and longitude of the approximate center of each land application site, and the section, township and range of each quarter section on which septage is applied.

(b) The number of acres in each site on which septage is applied.

(c) The date and time septage is applied to each site.

(d) The nitrogen requirement for the crop or vegetation grown on each site during a three hundred sixty-five-day period.

(e) The rate, in gallons per acre per three hundred sixty-five-day period, at which septage is applied to each site and the total number of gallons of septage applied to each site;

(f) The source of the septage, including the name and address of the individual or business where the septage was generated, or in the case of a centralized septage treatment facility, the name of the person or business who delivered

the septage, the dates of delivery, and how much septage was delivered.

(g) The class of septage as defined in WAC 173-308-080.

(h) A description of how the pathogen requirements in WAC 173-308-270 (3)(a) or (b) were met.

(i) A description of how the vector attraction reduction requirements in one of WAC 173-308-270 (4)(a), (b), or (c) were met.

(j) A description of how the applicable site management and access restriction requirements in WAC 173-308-270(5) were met.

(k) The following signed certification: "I certify, under penalty of law, that the pathogen requirements in (insert either WAC 173-308-270 (3)(a) or (b)), the vector attraction reduction requirements in (insert one of WAC 173-308-270 (4)(a), (b), or (c)), and the applicable site management and access restriction requirements in WAC 173-308-270(5) have been met. This determination has been made under my direction and supervision in accordance with the system designed to ensure that qualified personnel properly gather and evaluate the information used to determine that the pathogen and vector attraction reduction requirements and site management and access restrictions have been met. I am aware that there are significant penalties for false certification including the possibility of fine and imprisonment."

NEW SECTION

WAC 173-308-295 Annual reports. (1) Class I biosolids management facilities, treatment works treating domestic sewage with a design flow rate equal to or greater than one million gallons per day, and those that serve 10,000 people or more, must submit to the department by March 1 of each year, the following information for the preceding calendar year:

(a) All applicable information required under WAC 173-308-290 (2), (3) and (5);

(b) The information in WAC 173-308-290 (4)(c)(i) through (v) and WAC 173-308-290 (4)(d) and (d)(i) and (ii) when ninety percent or more of any of the cumulative pollutant loading rates in Table 2 of WAC 173-308-160 have been reached.

(2) Other facilities and treatment works treating domestic sewage that are not required to submit an annual report under WAC 173-308-295(1) must submit part or all of any applicable information in WAC 173-308-290 (1)(a) and (b) as required by the department on the written request of the department, or in accordance with the requirements of an applicable permit issued by the department.

(3) All persons who apply septage to the land must submit to the department by March 1 of each year, the following information for the preceding calendar year:

(a) The number of gallons of septage applied to the land.

(b) The number of acres of land to which septage was applied.

NEW SECTION**WAC 173-308-300 Disposal of municipal sewage sludge or biosolids in municipal solid waste landfill units.**

(1) When biosolids are placed in a municipal solid waste landfill unit they are considered solid waste (municipal sewage sludge).

(2) The use of municipal sewage sludge or biosolids that are subject to regulation under this chapter, as daily cover or as an amendment to daily cover is not a beneficial use and is considered disposal.

The use of biosolids as a component of landfill intermediate or final cover is considered a beneficial use if it is consistent with an approved landfill plan of operations or closure/post-closure plan.

(a) Landfills that use biosolids as a component of final cover must have an approved site specific land application plan that meets the requirements of WAC 173-308-310(6) and 173-308-210, 173-308-230, or 173-308-240, as applicable.

(b) For the purposes of beneficial use on a municipal solid waste landfill unit, a site specific land application plan may recognize an approved plan of operations or closure/post-closure plan that addresses the substantive requirements of WAC 173-308-310(6) and 173-308-210, 173-308-230, or 173-308-240, as applicable.

(3) Any landfill accepting municipal sewage sludge for disposal must be in compliance with the requirements of chapter 173-351 WAC and 40 CFR Part 258.

(4) Municipal sewage sludge that is disposed in a municipal solid waste landfill must meet the liquids in landfills restrictions of WAC 173-351-200(9).

(5) Municipal sewage sludge that is disposed in a municipal solid waste landfill must not be hazardous waste as defined in chapter 173-303 WAC.

(6) Disposal on an emergency or temporary basis. Facilities wishing to dispose of municipal sewage sludge in a municipal solid waste landfill on an emergency or temporary basis must meet the conditions of (a) through (c) of this subsection and those in WAC 173-351-220(10).

(a) The person proposing to dispose of municipal sewage sludge must obtain a written determination from the local health department where the biosolids are being or would be land applied, that a potentially unhealthful circumstance exists under present conditions of management or would result from further land application of the biosolids, and that other management options are unavailable or would pose a threat to human health or the environment.

(b) Upon making the determination in (a) of this subsection, the local health department must notify the department in writing, of its findings and the basis for its determination. In its notification, the health department must state the date on which disposal is approved to commence, any conditions, and the date after which continued disposal is prohibited.

(i) If the municipal sewage sludge is proposed to be disposed of in a municipal solid waste landfill outside the jurisdiction of the health department in (b) of this subsection, the person proposing to dispose of the municipal sewage sludge must obtain written approval for disposal from the health department in the receiving jurisdiction.

(ii) If the jurisdictional health department in (b)(i) of this subsection, approves disposal of the municipal sewage sludge, the person proposing the disposal must forward a copy of the health department's determination to the department.

(c) Any person wishing to dispose of municipal sewage sludge in a municipal solid waste landfill on a temporary basis must submit a plan for approval to the department. The plan must include the following information:

(i) The conditions that make disposal necessary.

(ii) The steps that will be taken to correct the conditions in (c)(i) of this subsection, so that disposal will not become a long-term management option.

(iii) A time table for implementing the steps to be taken in (c)(ii) of this subsection.

(7) Disposal on a long-term basis.

(a) Facilities wishing to dispose of municipal sewage sludge in a municipal solid waste landfill on a long-term basis must have authorization to do so in a valid NPDES or state waste discharge permit issued under chapter 90.48 RCW, or a valid permit issued in accordance with this chapter.

(b) Any person wishing to engage in the disposal of municipal sewage sludge in a municipal solid waste landfill on a long-term basis must meet the conditions of (b)(i) and (ii) of this subsection and those in subsections (3), (4), and (5) of this section.

(i) The person proposing to dispose of municipal sewage sludge or biosolids must demonstrate to the satisfaction of the department that other options for disposal or beneficial use are economically infeasible.

(ii) The person proposing to dispose of municipal sewage sludge must provide the department with written approval for disposal from the health department in the receiving jurisdiction.

(8) All treatment works treating domestic sewage that dispose of municipal sewage sludge in a municipal solid waste landfill must submit the information in WAC 173-308-290 (2)(j), as required under WAC 173-308-295.

NEW SECTION**WAC 173-308-310 Permitting. (1) Applicable facilities—Application required.**

(a) Except as provided in (a) of this subsection, all treatment works treating domestic sewage that engage in practices regulated under this chapter are applicable facilities, and must apply for an individual permit or for coverage under a general permit for the final use or disposal of biosolids.

Treatment works treating domestic sewage that compost biosolids, and those facilities where only septage is applied to the land or collected and treated prior to application to the land, do not require permitting under this chapter if:

(i) A permit is not otherwise required in order to comply with the Federal Clean Water Act;

(ii) The department and local health department agree that a permit issued by the health department will be adequate;

(iii) The conditions of the permit issued by the local health department meet or exceed the requirements of this chapter;

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(iv) The department does not otherwise find that a state issued permit is necessary because one or more of the conditions in (b)(i) through (iv) of this subsection exists.

(b) Designation as a treatment works treating domestic sewage. In addition to facilities meeting the definition of a treatment works treating domestic sewage in WAC 173-308-080, the department may designate any person, site, or facility that treats, uses, transports, or applies biosolids, as a treatment works treating domestic sewage, and require the owner or operator to apply for a permit if:

(i) The department determines that a permit is necessary to protect human health or the environment from the adverse effect of a pollutant in the biosolids;

(ii) The department determines that a permit is necessary to protect human health or the environment from poor biosolids management practices;

(iii) The department determines that a permit is necessary to ensure compliance with any of the requirements in this chapter;

(iv) Bulk biosolids originating from a source or location outside the jurisdiction of the state of Washington are being applied to the land or received at any site.

(c) It is a violation of this chapter for a facility to fail to submit a permit application to the department as required by these rules.

(2) **General and individual permits.** The department will issue permits for the treatment and final use or disposal of biosolids.

(a) The department will issue, modify, revoke and reissue, and terminate general permits in accordance with the procedures in chapter 173-226 WAC.

(b) The department will accept and consider applications for coverage under a general permit, modify conditions of coverage, revoke and reauthorize coverage, or terminate coverage under a general permit in accordance with the provisions of this chapter.

(c) The department will issue, modify, revoke and reissue, or terminate individual permits in accordance with the provisions of this chapter.

(3) Permit selection.

(a) After the department has issued a general permit for the final use or disposal of biosolids, all applicable treatment works treating domestic sewage must submit a notice of intent or apply for coverage under the general permit, unless:

(i) The facility has a current individual permit issued under this chapter;

(ii) The department requires a facility to apply for an individual permit;

(iii) On written request of the applicant, the department has granted permission to apply for an individual permit.

(A) A facility may request an individual permit if a practice it proposes is not addressed in a general permit issued by the department.

(B) A facility may seek coverage under a general permit for any portion of its biosolids management practices that are applicable under the general permit, and may also request an individual permit for any portion of its biosolids management practices that are not applicable under the general permit.

(iv) The department may require any facility applying for an individual permit under (a)(iii)(A) or (B) of this subsection to limit its practices for the final use or disposal

of biosolids to those that are authorized in a general permit, and to apply for a general permit.

(b) The department may notify a treatment works treating domestic sewage that it is covered by a general permit, even if the treatment works has not submitted a permit application or notice of intent as required under this subsection (3).

(i) A treatment works treating domestic sewage so notified may request an individual permit in accordance with the provisions of (a)(iii) of this subsection.

(ii) Treatment works treating domestic sewage that are notified of coverage under (b) of this subsection must submit a notice of intent or permit application as directed by the department.

(4) Timing of applications and notices of intent – renewal of coverage.

(a) Except for facilities in (e)(i) and (f) of this subsection, existing treatment works treating domestic sewage that are class one biosolids management facilities, publicly owned treatment works with a design flow rate equal to or greater than one million gallons per day, and those that serve a population of 10,000 people or more must submit an application for coverage under a general permit within ninety days after issuance of a biosolids general permit by the department.

(b) Except for facilities in (a), (e)(i), and (f) of this subsection, existing treatment works treating domestic sewage must submit a notice of intent to be covered under a general permit within ninety days after issuance of a biosolids general permit by the department.

(c) Except for facilities in (e)(ii) and (f) of this subsection, new treatment works treating domestic sewage that are class one biosolids management facilities, publicly owned treatment works with a design flow rate equal to or greater than one million gallons per day, and those that serve a population of 10,000 people or more must submit an application for coverage under a general permit or a request for an individual permit at least one hundred eighty days in advance of engaging in applicable biosolids management activities.

(d) Except for facilities in (c), (e)(ii) and (f) of this subsection, new treatment works treating domestic sewage must submit a notice of intent to be covered under a general permit or a request for an individual permit at least one hundred eighty days in advance of engaging in applicable biosolids management activities.

(e)(i) Existing treatment works treating domestic sewage that have not been previously permitted under this subsection that wish to request an individual permit under subsection (3)(a)(iii) of this section must do so within thirty days of issuance of a biosolids general permit by the department.

(ii) New treatment works treating domestic sewage that wish to request an individual permit under subsection (3)(a)(iii) of this section must do so at least one hundred eighty days in advance of engaging in applicable biosolids management activities.

(f) Treatment works treating domestic sewage that have been directed to apply for an individual permit under subsection (3)(a)(ii) of this section must submit an application for an individual permit as directed by the department, but no sooner than ninety days after the first date of a request from the department.

(g) Treatment works treating domestic sewage that are denied an individual permit must submit a notice of intent or a complete permit application for coverage under a general permit as would otherwise be required, within sixty days after being denied an individual permit unless a later date is authorized by the department.

(h) Treatment works treating domestic sewage that have submitted a notice of intent to be covered under a general permit must submit a complete permit application as follows:

(i) Except as required under (h)(iv) of this subsection, if the facility is subject to permitting under chapter 173-216 or 173-220 WAC, a complete permit application is due on the date when an application for a state waste discharge or NPDES permit, or for renewal thereof, is due, or ninety days after submitting the notice of intent, whichever is later.

(ii) Except as required under (h)(iv) of this subsection, if the facility is not subject to permitting under chapter 173-216 or 173-220 WAC but is subject to permitting under chapter 173-304 WAC and local solid waste ordinances, a complete permit application is due on the date when an application for a local solid waste permit, or for renewal thereof, is due, or ninety days after submitting a notice of intent, whichever is later.

(iii) Other facilities that have submitted a notice of intent must submit a complete permit application as directed by the department, but no sooner than ninety days after the first date of request by the department.

(iv) The department may require facilities under (h)(i) and (ii) of this subsection to submit a complete permit application at an earlier date for the purpose of expediting the permitting process, or if the department finds that any of the conditions in subsection (1)(b)(i) through (iv) of this section are met. Facilities required to make an early submittal must do so within ninety days from the time of the first request unless a later date is authorized by the department.

(i) Renewal of coverage.

(A) All facilities permitted under this section must submit a notice of intent to continue coverage under a general permit or for initial coverage under a general permit, or an application for an individual permit or for renewal of an individual permit, at least one hundred eighty days prior to the expiration date of their applicable permit.

Facilities that are submitting a notice of intent must submit a complete updated permit application according to the schedule in (a) through (h) of this subsection.

(B) When a facility has made timely and sufficient notice of intent or application as required in (i) of this subsection, an expiring permit remains in effect and enforceable until:

(I) The application has been denied;

(II) A replacement permit has been issued by the department; or

(III) The department has cancelled the expired permit.

(C) Unless the department specifies otherwise in a renewing general permit, or notifies a facility directly, facilities previously covered under a general permit issued in accordance with subsection (2) of this section are automatically covered under a new general permit if they reapply for coverage in accordance with (i) of this subsection; and

(I) The facility will not implement a significant change in biosolids management practices under the new permit; and

(II) The public notice requirements of subsection (11) of this section have been met and there are no sustainable objections to continuation of coverage.

(D) For facilities that are renewing coverage under a general permit, land application plans required under subsection (6) of this section that have been previously approved are automatically approved under the new general permit as long as biosolids management practices remain consistent with the approved plan.

(E) Coverage under an expired permit for permittees who fail to submit a timely and sufficient application shall cease on the expiration date of the permit.

(5) Contents of permit applications – notices of intent.

(a) All facilities must submit a complete and factually correct permit application in accordance with the schedule established in subsection (4) of this section, on forms or in a format specified by the department. When complete, all permit applications must contain at least the following information:

(i) The activities conducted by the applicant that require it to obtain a permit, and if applying under a general permit, the name of the permit;

(ii) Name, mailing address, and location of the facility for which the application is submitted;

(iii) The operator's name, address, telephone number, ownership status, and status as federal, state, private, public, or other entity;

(iv) Whether or not the treatment works treating domestic sewage or any associated facilities or land applications sites are located on Indian or federal lands;

(v) A listing of other relevant environmental permits, and all permits or construction approvals received or applied for under any of the following programs:

(A) Hazardous waste management program under the Resource Conservation and Recovery Act;

(B) Underground injection control program under the Safe Drinking Water Act;

(C) National pollutant discharge elimination system program under the Clean Water Act;

(D) Prevention of significant deterioration program under the Clean Air Act;

(E) Nonattainment program under the Clean Air Act;

(F) National emission standards for hazardous pollutants preconstruction approval under the Clean Air Act;

(G) Ocean dumping permits under the Marine Protection, Research, and Sanctuaries Act;

(H) Dredge or fill permits under section 404 of the Clean Water Act;

(vi) A map extending one mile beyond the property boundaries of the facility, showing the location and means of access to the facility, and additional maps if necessary, showing the same for any associated treatment or storage facilities.

(vii) Any biosolids monitoring data the applicant may have for the last two years, including for land application sites any available soil, or surface or ground water monitoring data, with a description of the sampling locations, and for wells the approximate depth to ground water.

(viii) A description of the applicant's biosolids use and disposal practices including, where applicable, the location of any sites where the applicant transfers biosolids for

treatment or disposal, as well as the name of the applicator or other contractor who applies the biosolids to land if different from the applicant;

(ix) Land application plans, as required under subsection (6) of this section;

(x) The amount of biosolids produced and the amount of biosolids applied to the land during the previous year, and estimated to be produced or applied to the land on an annual basis during the life of the permit;

(xi) Any information required to determine the appropriate standards for permitting under this chapter, and any other information the department may request and reasonably require to assess biosolids use and disposal practices, to determine whether or not to issue a permit, or to ascertain appropriate permit requirements under this chapter.

(b) A notice of intent to be covered under a general permit for biosolids recycling must contain:

(i) The name of the general permit under which coverage is being sought, and a statement declaring the applicant's intent to comply with the requirements of the permit.

(ii) The information required in (a)(i) through (iii) of this subsection, and the location and a description of any site(s) where biosolids are treated, stored, disposed, or applied, and whether or not any permit, including a local solid waste permit has been issued for a site.

(iii) Any information specifically required for a notice of intent under the applicable general permit.

(6) **Land application plans.** (a) Land application plans are not required when exceptional quality biosolids are applied to the land, except as specified in (a)(ii) or (iii) of this subsection.

(i) Any person who prepares exceptional quality biosolids for application to the land must determine and assure to the extent practicable, through recordkeeping and other means, that all applicable criteria of this chapter and any applicable permit are met when bulk exceptional quality biosolids are applied to the land.

(ii) Any person who prepares exceptional quality biosolids for application to the land and who fails to satisfy the requirements in (a)(i) of this subsection, may be required to submit a general or site specific land application plan, or both, for any or all sites where bulk exceptional quality biosolids are applied to the land, and may also be required to comply with the public notice requirements in subsection (11) of this section.

(iii) The department may require a site specific land application plan for any site where bulk exceptional quality biosolids are proposed to be applied if the plan is necessary to evaluate potential permit conditions or if the department finds there would be a strong benefit to the public from the preparation of a site specific plan.

(iv) The department may require advance notice prior to the application of bulk exceptional quality biosolids to the land. In such case the department will notify the facility in writing of the conditions requiring advance notice, the length of advance notice required, and the length of time the requirement for advance notice will remain in effect.

(b) Land application plans are required when bulk biosolids that do not meet criteria to be classified as exceptional quality are applied to the land. Except when biosolids are delivered to a beneficial use facility as provided in (g) of this subsection, treatment works treating domestic sewage

that propose to apply biosolids to the land that do not meet criteria to be classified as exceptional quality must either:

(i) Submit with their permit application a site specific land application plan for each site where biosolids will be applied during the life of the permit; or

(ii) Submit with their permit application a general land application plan, and at a later date prior to applying biosolids to a site, a site specific land application plan for each site where biosolids will be applied to the land;

(iii) Treatment works treating domestic sewage that submit a general land application plan may also submit at the same time any available site specific land application plans for approval.

(c) All site specific land application plans must be consistent with a facility's general land application plan, if a general land application plan is required.

(d) Each site specific land application plan must provide information necessary to determine if the site is appropriate for land application of biosolids, and a description of how the site will be managed. At a minimum, site specific land application plans must address the following:

(i) In accordance with the provisions of WAC 173-308-160 (1)(b), whether or not it is known or can be determined that biosolids containing pollutants in excess of the values established in Table 3 of WAC 173-308-160 have ever been applied to the site, and if so:

(A) The date(s) when the biosolids were applied (if known);

(B) The amount of biosolids applied (if known);

(C) The concentrations of the pollutants in the biosolids (if known);

(D) The area(s) of the site to which the biosolids were applied (if known);

(ii) Type of crop(s) grown or expected to be grown, and intended end use (e.g., corn as a feed crop, corn for human consumption, pasture grass for hay, etc.);

(iii) Any proposed agronomic rates along with supporting calculations and an explanation of the means by which agronomic rates will be approved, checked, and adjusted during the life of the site, as necessary;

(iv) Method(s) of application;

(v) Seasonal and daily timing of biosolids applications;

(vi) Any available data from soils, surface water, or ground water monitoring collected from the site within the last two years;

(vii) The name of the county and water resource inventory area where biosolids will be applied;

(viii) A description of how biosolids will be stored at the site and also addressing related off-site storage;

(ix) Site map(s) showing:

(A) The number of acres in the site;

(B) Location and extent of any wetlands on the site;

(C) A topographic relief of the application site and surrounding area;

(D) Adjacent properties and uses and their zoning classification;

(E) Any seasonal surface water bodies located on the site or perennial surface water bodies within 1/4 mile of the site;

(F) The location of any wells within 1/4 mile of the site that are listed in public records or otherwise known to the applicant, whether for domestic, irrigation, or other purposes;

(G) The width of buffer zones to surface waters, property boundaries and other features requiring buffers;

(H) The distribution of different crops on the site, and any other intrinsic factors that affect agronomic rates or management methods;

(I) The presence and extent of any threatened or endangered species or related critical habitat;

(J) The location of any critical areas on site, as required to be identified under chapter 36.70A RCW in the county's growth management plan;

(K) The location and size of any areas that will be used to store biosolids.

(e) Except for facilities under (e)(vi) of this subsection, applicants including beneficial use facilities intending to apply biosolids to the land that do not meet criteria to be classified as exceptional quality, to sites for which a site specific land application plan is not submitted as a part of the permit application, must submit for approval as a part of their permit application, a general land application plan that at a minimum:

(i) Describes the geographical area covered by the plan, including the names of all counties and water resource inventory areas where biosolids may be applied;

(ii) Identifies site selection criteria;

(iii) Describes how sites will be managed;

(iv) Provides for not less than thirty days advance notice to the regulatory authority of new or expanded land application sites, including those subject to provisional approval under subsection (17) of this section, to allow time for the regulatory authority to object prior to the biosolids application;

(v) Provides for advance public notice as required in subsection (11) of this section, and that is reasonably calculated to reach potentially interested adjacent and abutting property owners; and

(vi) A general land application plan is not required when biosolids are provided to a beneficial use facility and the requirements of (g) of this subsection are met.

(f) As individual sites are identified in accordance with the general land application plan in (6)(e) of this subsection, facilities, including beneficial use facilities applying biosolids that do not meet criteria to be classified as exceptional quality must develop and submit the information required for site specific land application plans in (d) of this subsection.

(g) When biosolids are provided to a beneficial use facility that has been permitted as a treatment works treating domestic sewage, the person who prepares the biosolids is not required to prepare a land application plan for the biosolids that will be applied to the beneficial use facility if:

(i) As a part of the permit application, the person who prepares the biosolids identifies the beneficial use facility(ies) to which biosolids may be provided, or, if specific beneficial use facilities cannot be identified, specifies the criteria by which beneficial use facilities may be selected at a future date;

(ii) At least thirty days in advance of delivering biosolids to the beneficial use facility the person who prepares the biosolids submits to the regulatory authority a certification statement, signed in accordance with the provisions of subsection (8) of this section by the person who prepares the biosolids, stipulating the following:

(A) That the applicable site specific land application plan and other management plans approved for the beneficial use facility are appropriate to the quality of biosolids being provided by the person who prepared the biosolids;

(B) That the person who prepared the biosolids has reviewed the public notice conducted by the beneficial use facility and the conditions in subsection (11)(d) of this section have been met, or additional public notice has been conducted in accordance with subsection (11) of this section;

(h) All land application plans, including those authorized under provisional approval in accordance with subsection (17) of this section, are subject to review and final approval by the department. If a land application plan is found to be insufficient, the department may either request additional information or may impose additional requirements as a condition of approval. Any additional requirements imposed under (h) of this subsection are considered to be permit requirements, fully enforceable in accordance with the provisions of this chapter and the applicable permit.

(7) **Submitting permit applications and notices of intent.** Facilities must submit copies of their permit application or notice of intent as follows:

(a) The original must be submitted to the biosolids coordinator at the headquarters office of the department of ecology, and one copy must be submitted to each regional office of the department of ecology where biosolids will be treated or applied to the land.

(b) Unless a local health department otherwise requests as provided in (b) of this subsection, one copy must be submitted to the health department in each county where biosolids will be treated, stored, applied to the land, or disposed in a municipal solid waste landfill.

Local health departments that elect not to participate in the implementation of this chapter may notify the department in writing that they do not wish to receive copies of permit applications or land application plans.

(8) **Signatories to permit applications, reports, and other documents.**

(a) Applications. All permit applications must be signed as follows:

(i) For a corporation. By a responsible corporate officer. For the purpose of this chapter, a responsible corporate officer means:

(A) A president, secretary, treasurer, or vice-president of the corporation in charge of a principal business function, or any other person who performs similar policy-making or decision-making functions for the corporation; or

(B) The manager of one or more manufacturing, production, or operating facilities employing more than two hundred fifty persons or having gross annual sales or expenditures exceeding twenty-five million dollars (in second-quarter 1980 dollars), if authority to sign documents has been assigned or delegated to the manager in accordance with corporate procedures.

(ii) For a partnership or sole proprietorship. By a general partner or the proprietor, respectively;

(iii) For a municipality, state, federal, or other public agency. By either a principal executive officer or ranking elected official. For purposes of this section, a principal executive officer of a federal agency includes:

(A) The chief executive officer of the agency; or

(B) A senior executive officer having responsibility for the overall operations of a principal geographic unit of the agency.

(b) All reports required by permits, and other information requested by the department must be signed by a person described in (a) of this subsection, or by a duly authorized representative of that person. A person is a duly authorized representative only if:

(i) The authorization is made in writing by a person described in (a) of this subsection;

(ii) The authorization specifies either an individual or a position having responsibility for the overall operation of the regulated facility or activity such as the position of plant manager, superintendent, position of equivalent responsibility, or an individual or position having overall responsibility for environmental matters; and

(iii) The written authorization is submitted to the department.

(c) Changes to authorization. If an authorization under (b) of this subsection is no longer accurate because a different individual or position has responsibility for the overall operation of the facility, a new authorization satisfying the requirements of (b) of this subsection must be submitted to the department prior to or together with any reports, information, or applications to be signed by an authorized representative.

(d) Certification. Any person signing a document under (a) or (b) of this subsection must make the following certification, unless a different certification is applicable under another related section of this chapter:

"I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system, or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations."

(9) **Public access to information.** In accordance with chapter 42.17 RCW, the department must provide, upon request, any information submitted as part of an application for an individual permit or for coverage under a general permit, except as provided in (a) of this subsection.

(a) In accordance with chapters 42.17, 43.21A, 70.105, and 90.52 RCW, the department must protect any information (other than information on the quality of biosolids) contained in applications as confidential upon a showing by any person that the information, if made public, would divulge methods or processes entitled to protection as trade secrets of the person.

(b) Any information accorded confidential status, whether or not contained in any application form, must be disclosed, upon request, to the regional administrator of EPA.

(10) **Recordkeeping required for permit applications.** Applicants must keep records of all information used to complete permit applications and any supplemental information submitted for a period of five years, or longer if

otherwise required by this chapter, the conditions of the applicable permit, or other state or local laws;

(11) Public notice and comment period.

(a) All treatment works treating domestic sewage that are applying for coverage under a general permit, including those submitting a notice of intent, facilities applying for renewal of coverage under a general permit that propose a significant change in biosolids management practices, and those applying for an individual permit or for renewal thereof, must issue public notice within each county where they will prepare biosolids for application to the land, and except as provided in (c) and (d) of this subsection, in each county where biosolids not meeting the criteria to be classified as exceptional quality will be applied to the land. Notice must be given as follows:

(i) The applicant must publish two notices, at intervals of at least one week, in a newspaper of general circulation in each county where biosolids are proposed to be applied to the land.

(ii) The applicant must mail a copy of the notice to any person or group that has notified the applicant in writing of an interest in the applicant's biosolids management activities.

(iii) For a period of at least thirty days, beginning not later than the last date of newspaper publication required in (a)(i) of this subsection, notice must be posted at all sites identified in the permit application where bulk biosolids that do not meet the standards to be classified as exceptional quality will be applied to the land;

(A) When newspaper notice is not required for new sites being proposed in accordance with an approved general land application plan per (c) of this subsection, the thirty-day notice period in (a)(iii) of this subsection begins when the direct mail notice requirement of (a)(ii) of this subsection has been met.

(B) It is a violation of these rules for any person to remove a sign posted in accordance with the requirements of (a)(iii) of this subsection during the public notice period.

(iv) Notice must be given by any other method required by the department.

(v) At the time of the initial notice, copies of the notice and an explanation of all places where and when the notice was or will be published or posted must be submitted to:

(A) The contact person in the regional or headquarters office of the department of ecology that has lead responsibility for the permit; and

(B) The local health department in each county where biosolids will be treated, stored, applied to the land, or disposed in a municipal solid waste landfill, unless the health department has waived receipt of notification under subsection (7)(b) of this section.

(b) Notices under (a) of this subsection must contain:

(i) The name, address, and location of the facility seeking the permit or filing a notice of intent, and a contact person;

(ii) When the local health department has accepted delegation of responsibility under WAC 173-308-050, the address of the local health department and a contact person;

(iii) The address of the regional or headquarters office of the department of ecology that has lead responsibility for the permit, and a contact person;

(iv) A brief statement of the applicant's biosolids management practices for which a permit is sought or a notice of intent is being submitted;

(v) If coverage under a general permit is being sought, the name of the general permit or the name and location of the site if notice is being given for a site specific land application plan;

(vi) The statement: "Any person wishing to comment on this application or desiring to present their views regarding this application to the department of ecology or its delegated representative must do so in writing within thirty days of the last date of newspaper publication of this notice. Comments should be addressed to (insert the name and address of the person identified in (b)(vii) of this subsection)."

(vii) The person to whom comments should be addressed is the person in (b)(vii)(A) or (B) of this subsection, whichever is appropriate;

(A) When the application or notice of intent is for coverage under a general permit or for an individual permit, the person to whom comments should be directed is the department of ecology contact in (b)(iii) of this subsection.

(B) When the proposal is for a specific land application site, the person to whom comments should be directed is the department of ecology contact in (b)(iii) of this subsection, except where responsibility has been delegated to a local health department, in which case the recipient of comments should be the local health department contact in (b)(ii) of this subsection.

(viii) A statement specifying:

(A) Whether or not the permit application contains any information about current or proposed biosolids application sites;

(B) Whether or not the permit application contains a plan specifying how future application sites will be identified;

(C) If biosolids will be provided to any other treatment works treating domestic sewage, including a beneficial use facility; and

(D) How the public will be notified regarding the selection of future land application sites.

(ix) The time and place of any public hearing or meeting that will be held or the procedures to request one, and other procedures by which the public may participate in the final permit decision;

(x) The means by which an interested person or organization may have their name placed on a list to be maintained by the applicant for the purpose of future notification of biosolids management activities.

All facilities maintaining a list of interested persons or organizations under (b)(x) of this subsection must provide written confirmation by certified mail, return receipt requested, to each interested person or organization that their name has been placed on the list.

(xi) Any additional information considered necessary or proper.

(c) Except as provided in (d) of this subsection, public notice for a new or expanded land application site that is being proposed in accordance with an approved general land application plan must be satisfied as follows:

(i) If site specific local approval is required to be obtained through integrated project review under the State

Growth Management Act and the substantive notice requirements of (b) of this subsection are met, public notice for the purposes of this rule will be satisfied by compliance with the public notice requirements of the local integrated project review process;

(ii) Public notice conducted in accordance with the State Environmental Policy Act satisfies the public notice requirements of this rule for new or expanded land application sites if the substantive requirements of (b) of this subsection are met and the site is specifically identified in an environmental checklist that is available for public review and comment;

(iii) The public notice process for new or expanded land application sites not applicable under (c)(i) or (ii) of this subsection must meet the requirements of (a)(ii) through (v) and (b) of this subsection.

(d) Treatment works treating domestic sewage that will provide biosolids to a permitted beneficial use facility must conduct public notice in accordance with this subsection as follows:

(i) Public notice must be given when applying for an individual permit or for coverage under a general permit;

(ii) Other than sites that are part of a beneficial use facility, public notice must be given for all new or expanded sites where biosolids not meeting the criteria to be classified as exceptional quality will be applied to the land;

(iii) Treatment works treating domestic sewage that provide biosolids to a permitted beneficial use facility are not required to carry out public notice specific to the land application of biosolids at the beneficial use facility if:

(A) Public notice given for the beneficial use facility identified the facility providing the biosolids; or

(B) Public notice given for the beneficial use facility clearly stated that biosolids would be accepted from unknown sources, including sources outside of the county in which the beneficial use facility is located, as applicable.

(e) Facilities applying for individual permits must complete the public notice requirements in this subsection at the time they apply for a permit and at the time when a draft permit is provided for formal review by the department.

(12) Public hearings and meetings.

(a) The department may require an applicant to hold a public hearing or meeting when applying for coverage under a general permit, for an individual permit, or for any land application plan if it finds, on the basis of requests, a significant degree of public interest, or that a public discussion might clarify one or more aspects important to compliance with the requirements of this chapter or an applicable permit.

(b) During the public comment period provided for in subsection (11) of this section, any person may request the department to require a public hearing or meeting if none has been scheduled. Any request for a public hearing or meeting must be in writing and must state the nature of the issues proposed to be raised. The department will consider all requests that are received not later than the final comment date specified in the notice required under subsection (11)(b) of this section.

(c) Notice of hearing. If the department determines that a public hearing must be held, the applicant must give notice of a public hearing in accordance with the procedures in subsection (11)(a) and (b) of this section, except that posting

of sites that are not specifically subject to the hearing is not required.

(i) The notice of hearing must contain the following information:

(A) The dates of previous public notices relating to the permit application;

(B) The date, time, and place of the hearing;

(C) A brief description of the nature and purpose of the hearing, including any rules and procedures that apply.

(ii) Copies of the notice and an explanation of all places where and when the notice was published must be submitted to:

(A) The contact person in the regional or headquarters office of the department of ecology that has lead responsibility for the permit; and

(B) Any applicable local health department that has accepted delegation of authority under WAC 173-308-050.

(d) Public hearings required under this subsection, must be held in each county where biosolids will be treated or applied to the land, unless otherwise allowed by the department.

(e) Public hearings required under this subsection must be held no sooner than thirty days after the final notice of public hearing published in accordance with subsection (11)(a)(i) of this section, and at a time and place as can be reasonably expected to be convenient to the department and interested parties.

Public hearings must be attended by a representative of the permit applicant who is authorized to respond to questions from the public and the department, and by a representative of the department.

(f) Notice conducted for public meetings is the same as that required for public hearings unless otherwise allowed by the department.

(13) Record and response to comments received.

(a) The department will maintain a record of all written comments received during the public comment period in subsection (11) of this section, and of all comments properly submitted in response to a public hearing required under subsection (12) of this section.

(b) The department will develop a responsiveness summary to all relevant comments received, and will briefly describe any changes that resulted (other than editorial changes) to an individual permit or to an applicant's coverage under a general permit.

(c) The department is not obligated to consider or respond to comments or information that is received later than thirty days after the initial date of publication of public notice, or the date of a public hearing, whichever is later.

(14) Additional requirements. In addition to the requirements of this chapter, the department may impose additional requirements as part of the approval process for coverage under a general permit or as conditions of an individual permit if any of the conditions in subsection (1)(b)(i) through (iv) of this section are met.

(a) Any additional requirements imposed under this subsection are considered to be permit requirements, fully enforceable in accordance with the provisions of this chapter and the applicable permit.

(b) If known, any additional requirements must be disclosed at a public hearing if a public hearing is held, or if imposed subsequent to a public hearing, must become a

part of the responsiveness summary required under subsection (13)(b) of this section.

(15) Compliance schedules.

(a) A permit may specify a schedule leading to compliance with the federal Clean Water Act and these regulations. Any compliance schedule under this section must require compliance as soon as possible, but not later than any applicable statutory deadline under the Clean Water Act or chapter 70.95J RCW.

(b) Interim dates. If a permit establishes a compliance schedule that exceeds one year from the date of permit issuance, the schedule must set forth interim requirements and the date for their achievement. The time between interim dates must not exceed six months.

(c) Reporting. The permit must require that no later than fourteen days after each interim date and the final date of compliance, the permittee must notify the department in writing of its compliance or noncompliance with the interim or final requirements.

(16) Fact sheet required for individual permits.

(a) The department must prepare a fact sheet for every draft individual permit for a class I biosolids management facility, for every draft individual permit requiring permit conditions developed on a case-by-case basis to implement section 405(d)(4) of the Clean Water Act, for every draft individual permit that includes a general land application plan under subsection (6)(b)(iii) of this section, and for every draft individual permit that the director finds is the subject of widespread public interest or raises major issues. The fact sheet must briefly set forth the principal facts and the significant factual, legal, methodological, and policy questions considered in preparing the draft permit. The director must send this fact sheet to the applicant and, on request, to any other person.

(b) The fact sheet must include:

(i) A brief description of the type of facility or activity that is the subject of the draft permit;

(ii) Any calculations or other necessary explanation of the derivation of conditions for biosolids use and disposal, including a citation to the applicable standards for biosolids use or disposal and reasons why they are applicable, or in the case of conditions developed on a case-by-case basis to implement section 405(d)(4) of the Clean Water Act, an explanation of, and the bases for the conditions; and

(iii) For permits that include a general land application plan under subsection (6)(b)(iii) of this section, a brief description of how each of the required elements of the land application plan is addressed in the permit.

(17) Approval of coverage. After reviewing an application for an individual permit or for coverage under a general permit, and considering other pertinent information including any testimony received during a public hearing or meeting, or written comments submitted in response to a public notice, the department may approve coverage under a general permit or issue an individual permit.

(a) If coverage under a general permit is approved or an individual permit is issued, the department will notify the applicant in writing, conveying a final copy of the issued permit including any additional requirements or stipulations that may be imposed as a condition of coverage under a general permit.

(b) If an application for an individual permit or for coverage under a general permit is disapproved, the department will notify the applicant in writing, including an explanation of why coverage was disapproved.

(c) On and after the effective date of this chapter, if there are no significant changes to biosolids management practices at an existing site, a facility may continue to apply biosolids to sites that were permitted by the local health department before the effective date of this chapter, in accordance with the requirements of the local health department, the applicable general permit, and this chapter, unless the department objects in writing.

(i) Facilities applicable under (c) of this subsection that have submitted a notice of intent to be covered or have been notified that they are covered under a general permit, and those that have applied for coverage under a general permit, are provisionally approved for coverage under an applicable general permit to apply biosolids to existing sites as permitted by the local health department and in accordance with the requirements of the applicable general permit and this chapter.

(ii) Beneficial use facilities may not obtain provisional approval for coverage under a general permit, but may obtain provisional approval for existing land application sites after they are permitted as a beneficial use facility.

(d) Except for provisionally approved facilities under this subitem (d), a facility may not engage in new biosolids management practices or implement significant changes to biosolids management practices at existing sites, or apply biosolids to new or expanded sites until all applicable requirements of this section including those for public notice, and public hearings or meetings, have been satisfied.

Facilities that have submitted a notice of intent or that have been notified of coverage under a general permit, or that have applied for coverage under a general permit, are provisionally approved for coverage under an applicable general permit to apply biosolids to sites consistent with the applicable requirements of this chapter and the applicable general permit and as approved by the local health department, if the public notice requirements under subsection (11) of this section have been fulfilled, and no request for a public hearing has been made or the department has denied the request, and all comments received have been resolved to the satisfaction of the local health department;

(e) Facilities with provisional approval are subject to further review and permitting requirements at a later date, and are subject at all times to all applicable conditions of this chapter and the applicable general permit.

(f) In no case shall a lack of action by the department be construed as relieving an applicant of the obligation to comply with any of the provisions of this chapter or an applicable general permit, or as approving final use or disposal practices that are not consistent with the provisions of this chapter or an applicable general permit, or that pose a threat to human health or the environment.

(18) Prohibition. The department may not issue a permit when the Regional Administrator of EPA has objected in writing under 40 CFR 123.44.

(19) Duration of permits.

(a) Permits are issued for fixed terms, up to but not exceeding five years from the effective date of the permit.

(i) Coverage under a general permit may be issued for a period up to the remaining term of issuance for the permit.

(b) The term of a permit may not be extended by modification beyond five years.

(20) Transfer of permit coverage.

(a) Except as provided in (b) of this subsection, a permit may be transferred by the permittee to a new owner operator only if the permit has been modified or revoked and reissued to identify the new permittee and incorporate other requirements as may be necessary to assure compliance with the requirements of this chapter.

(b) Coverage under a permit is automatically transferred from the old permittee to a new permittee, on the date agreed to, if:

(i) A written, signed agreement, between the old and new permittees containing a specific date for transfer of permit responsibility, coverage, and liability is submitted in accordance with the requirements of subsection (7) of this section at least thirty days in advance of the proposed date of transfer; and

(ii) The department has not notified both permittees of any objection to the transfer, or of the intent to revoke coverage under the general permit.

(c) No condition or requirement of a permit or this chapter may be waived by the transfer of permit coverage from one party to another.

(21) Modification or revocation and reissuance of individual permits and modification of conditions of coverage under a general permit.

(a) When the department receives any information (for example, upon inspection of a facility, receipt of information submitted by the permittee as required in the permit, receipt of a request for modification or revocation and reissuance, or upon a review of the permit file), the department may determine whether or not one or more of the causes listed in (b) or (c) of this subsection for modification or revocation and reissuance, or both, exist.

(i) If cause for modification or revocation and reissuance, or both, exists, the department may modify or revoke and reissue an individual permit, or modify conditions of coverage or revoke and reissue coverage under a general permit, and may request an updated application if necessary.

(ii) When an individual permit or conditions for coverage under a general permit is/are modified, only the conditions subject to modification are reopened.

(iii) If an individual permit or authorization for coverage under a general permit is revoked and reissued, the entire individual permit or consideration of coverage under a general permit is reopened and subject to revision, and the individual permit or coverage under the general permit may be reissued for a new term.

(iv) If cause does not exist under this section, the department may not modify or revoke and reissue an individual permit or conditions of coverage under a general permit.

(b) Causes for modification. The following are causes for modification but not revocation and reissuance of individual permits or authorization of coverage under a general permit except when the permittee requests or agrees.

(i) Alterations. There are material and substantial alterations or additions to the permitted facility or activity that occurred after permit issuance that justify the application

of permit conditions that are different from or absent in the existing permit.

(ii) **Information.** The department has received new information. Individual permits or authorization of coverage under a general permit may be modified during their terms for this cause only if the information was not available at the time of permit issuance (other than revised regulations, guidance, or test methods) and would have justified the application of different permit conditions at the time of issuance.

(iii) **New regulations.** New regulations have been adopted or the standards or regulations on which the permit was based have been changed by adoption of amended standards or regulations or by judicial decision after the permit was issued.

(iv) **Compliance schedules.** The department determines good cause exists for modification of a compliance schedule, such as an act of God, strike, flood, or materials shortage or other events over which the permittee has little or no control and for which there is no reasonable available remedy. However, in no case may a compliance schedule be modified to extend beyond an applicable Clean Water Act statutory deadline.

(v) **Land application plans.** When required by a permit condition to incorporate a general land application plan for beneficial use of biosolids, to revise a general land application plan, or to add a general land application plan.

(c) The following are causes to modify or alternatively, revoke and reissue, an individual permit or the conditions for coverage under a general permit.

(i) Cause exists for termination under subsection (22) of this section and the department determines that modification or revocation and reissuance is appropriate.

(ii) The department has received notification of a proposed transfer of the permit.

(d) When an individual permit or coverage under a general permit is modified or revoked and reissued, the public notice requirements of subsection (11) of this section, and if required the public hearing requirements of subsection (12) of this section must be complied with for the reopened conditions or reissued permit.

(22) **Termination of permits.** The following are causes for terminating an individual permit or coverage under a general permit during its term, or for denying a permit renewal application:

(a) Noncompliance by the permittee with any condition of the permit;

(b) The permittee's failure in the application or during the permit issuance process to disclose fully all relevant facts, or the permittee's misrepresentation of any relevant facts at any time;

(c) A determination that the permitted activity endangers human health or the environment and can only be regulated to acceptable levels by permit modification or termination; or

(d) A change in any condition that requires either a temporary or a permanent reduction or elimination of any activity controlled by the permit.

(23) **Enforcement.** Any violation of this chapter or any permit issued under this chapter, may be subject to the enforcement provisions of applicable law, including chapters 70.95 and 70.95J RCW.

(24) **Appeals.** Any person aggrieved by a decision of the department made in accordance with provisions of this chapter may appeal that decision only as provided by applicable law, including chapters 43.21B RCW and 34.05 RCW.

(25) **Requirement to coordinate permitting with delegated local health departments.** When a local health department has received delegation to administer any portion of, or to carry out any activity required under this chapter, all facilities subject to permitting under this chapter must cooperate with the department and the local health department by coordinating permitting activities so as to assure an opportunity for local health department involvement consistent with the terms of the delegation agreement.

NEW SECTION

WAC 173-308-320 Permit fees. (1) All treatment works treating domestic sewage that are required to obtain a permit under this section must pay an annual biosolids permit fee to the department of ecology.

(2) Biosolids permit fees are assessed prospectively on an annual basis and apply regardless of the date of issuance of a permit.

(3) Biosolids permit fees are assessed and collected for fiscal years and are due and payable within forty-five days after the department mails a billing statement.

(a) Failure to pay a permit fee is cause for revocation of permit coverage.

(b) The department may at its discretion mail partial billing statements two or more times per year, in which case a treatment works is responsible only for the amount reflected on the current (and any past due) billing statement.

(c) Receiving-only facilities, centralized septage treatment facilities, and persons who apply septage to the land that determine a residential equivalent value under subsection (4)(b) or (c) of this section may submit periodic partial payments based on their estimated residential equivalent value, provided that the requirements of subsection (4)(b)(ii) and (iii) and (c)(ii) and (iii) of this section are met.

(4) The permit fee schedule is based on the number of residences or residential equivalents (residential equivalent value) contributing to a permittee's biosolids management system, and incorporates the annual fiscal growth factor calculated under chapter 43.135 RCW.

(a) For facilities with NPDES permits issued under chapter 173-220 WAC or state waste discharge permits issued under chapter 173-216 WAC, the department will use residential equivalent values determined under chapter 173-224 WAC.

(b) The residential equivalent value for receiving-only facilities other than septage facilities in (c) of this subsection is the sum of the fraction of residential equivalent values contributed from all sources, as determined by considering the portion of the current annual biosolids production of each originating source that is provided to the receiving facility.

(i) A receiving-only facility must determine a residential equivalent value based on projected capacity as detailed in the permit application submitted under this section and the method described in (b) of this subsection.

(ii) A receiving-only facility may not accept any amount of biosolids in excess of the residential equivalent value for which they have paid a fee.

(iii) A receiving-only facility may increase its capacity to accept biosolids by submitting an appropriate additional permit fee accompanied by a letter of explanation, but in no case may a facility exceed an allowed capacity established as a permit condition under this section.

(c) For centralized septage treatment facilities and persons who apply septage to the land, 1,250 gallons of septage received for treatment or applied to the land is equal to one residential equivalent as shown in Equation (4).

$$REV = \frac{\text{Gallons of septage received or applied to the land}}{1,250 \text{ Gallons per Residential Equivalent}} \quad \text{Equation (4)}$$

(i) A centralized septage treatment facility and a person who applies septage to the land must determine a residential equivalent value based on projected capacity as detailed in the permit application submitted under this section and the method described in (c) of this subsection.

(ii) A centralized septage treatment facility or a person who applies septage to the land may not accept any amount of septage in excess of the residential equivalent value for which they have paid a fee.

(iii) A centralized septage treatment facility or a person who applies septage to the land may increase its capacity to accept septage by submitting an appropriate additional permit fee accompanied by a letter of explanation, but in no case may a facility exceed an allowed capacity established as a permit condition under WAC 173-308-310.

(d) Equation (5) below is used to calculate permit fees:

$$\text{Permit Fee} = (REV \times \text{Cost per RE}_{FGF}) \text{ where:} \quad \text{Equation (5)}$$

(i) REV = residential equivalent value.

(ii) FGF = An annual fiscal growth factor expressed as a percentage, as determined under chapter 43.135 RCW.

(iii) Cost per RE_{FGF} = cost per residential equivalent in dollars including a fiscal growth factor. The Cost per RE_{FGF} is obtained by multiplying the cost per residential equivalent in the preceding year by the current year's fiscal growth factor as follows in (6):

$$\text{Cost per } RE_{FGF} = \text{Previous year's cost per RE} \times [1 + (FGF)] \quad \text{Equation (6)}$$

For implementation of the fiscal growth factor, the base year for all biosolids permit fees will be fiscal year 1998, ending June 30, 1998. In the base year, the FGF will be zero.

(e) Unless a lower cost is specified in a permit, the cost per residential equivalent in the base year will be as follows:

(i) \$0.00 per residential equivalent for any permit for any facility with a total residential equivalent value of less than 300, including those that would otherwise fall under (e)(ii) through (v) of this subsection.

(ii) \$0.015 per residential equivalent for a permit authorizing municipalities that own or operate incinerators that fire municipal sewage sludge to dispose of municipal sewage sludge generated by their own treatment works in a

municipal solid waste landfill or through another treatment works treating domestic sewage on an emergency basis.

(iii) \$.20 per residential equivalent for permits authorizing disposal in a municipal solid waste landfill, except for facilities under (e)(ii) of this subsection.

(iv) \$0.04 per residential equivalent for permits issued to receiving-only facilities as defined in WAC 173-308-080.

(v) \$0.162 per residential equivalent for permits authorizing any other type of biosolids management activity, including but not limited to the following:

(A) Direct beneficial use by a treatment works treating domestic sewage;

(B) Discharge by one treatment works to another treatment works, including delivery of biosolids to an incinerator from nonincinerating jurisdictions;

PROPOSED

(C) Prolonged treatment or storage, including lagoon systems;

(D) Treatment or land application of septage.

NEW SECTION

WAC 173-308-900 Appendix A—Procedure to determine the annual whole biosolids application rate. When biosolids are sold or given away in a bag or other container for application to the land, and any of the pollutant concentration limits in Table 3 of WAC 173-308-160 are exceeded, the mathematical product of the concentration in

the biosolids of each pollutant listed in Table 4 of WAC 173-308-160 and the annual whole biosolids application rate (AWBAR) must not cause the annual pollutant loading rate for the pollutant in Table 4 of WAC 173-308-160 to be exceeded. This appendix contains the procedure used to determine an AWBAR that does not cause the annual pollutant loading rates in Table 4 of WAC 173-308-160 to be exceeded. The relationship between the annual pollutant loading rate (APLR) for a pollutant and the annual whole biosolids application rate (AWBAR) is shown in equation (7).

$$APLR = C * AWBAR * 0.001 \quad \text{Equation (7)}$$

Where:

APLR = Annual pollutant loading rate in kilograms per hectare per 365 day period.

C = Pollutant concentration in milligrams, per kilogram of total solids (dry weight basis).

AWBAR = Annual whole biosolids application rate in metric tons per hectare per 365 day period (dry weight basis).

0.001 = A conversion factor.

To determine the AWBAR, equation (7) is rearranged into equation (8):

$$AWBAR = \frac{APLR}{C * 0.001} \quad \text{Equation (8)}$$

The procedure used to determine the AWBAR is presented below.

Procedure:

1. Analyze a sample of the biosolids to determine the concentration for each of the pollutants listed in Table 4 of WAC 173-308-160.
2. Using the pollutant concentrations from Step 1 and the APLRs from Table 4 of WAC 173-308-160, calculate an AWBAR for each pollutant using equation (8).
3. The correct AWBAR is the lowest AWBAR calculated in Step 2.

Title of Rule: WAC 388-245-1510 Effective dates.

Purpose: To exercise an option under Public Law 104-193 that allows waiving retroactive case overpayments for temporary assistance to needy families (TANF) and to state family assistance (SFA) clients who timely report a change in their earned income.

Statutory Authority for Adoption: RCW 74.04.050, 74.08.090.

Statute Being Implemented: Public Law 104-193, 1996.

Summary: When clients' earned income makes them ineligible for assistance, they are ineligible effective the first day of the month following the month in which they received the earned income if they report the income on time. If they don't report the income on time, they are ineligible the month they receive the income. If clients who do not report their income on time have received and cashed their public assistance check for that month, the assistance is an overpayment.

Reasons Supporting Proposal: To make it more beneficial for TANF and SFA recipients to enter the workforce.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Virginia H. Paynter, WorkFirst Division, (360) 413-3098.

WSR 97-22-050
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
(Public Assistance)
[Filed October 31, 1997, 4:00 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-11-080 on May 21, 1997.

PROPOSED

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

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 388-245-1510 Effective dates, when clients, who are working, report their earned income on time and that income makes them ineligible for assistance, they are ineligible the first day of the month following the month in which they received the earned income. If clients do not report their earned income on time, they are ineligible the month they receive the income. If they have received and cashed their public assistance check for that month, the assistance is an overpayment. This will help recipients transition more easily from assistance to work because they won't have an overpayment if they report their income on time.

Proposal Changes the Following Existing Rules: WAC 388-245-1510 Effective dates, allows waiving retroactive case overpayments to clients who timely report earned income. This was not allowed under the former aid to families with dependent children (AFDC) program.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule change does not impact small businesses.

RCW 34.05.328 does not apply to this rule adoption. The Department of Social and Health Services rules relating to medical and financial eligibility are exempt.

Hearing Location: Lacey Government Center (behind Tokyo Bento Restaurant), 1009 College Street S.E., Room 104-B, Lacey, WA 98503, on December 9, 1997, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Paige Wall by November 26, 1997, phone (360) 902-7540, TTY (360) 902-8324, e-mail pwall@dshs.wa.gov.

Submit Written Comments to and Identify WAC Numbers: Paige Wall, Rules Coordinator, Rules and Policies Assistance Unit, P.O. Box 45850, Olympia, WA 98504-5850, FAX (360) 902-8292, by December 9, 1997.

Date of Intended Adoption: No sooner than December 10, 1997.

October 31, 1997

Merry A. Kogut, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 94-10-065, filed 5/3/94, effective 6/3/94)

WAC 388-245-1510 Effective date of ineligibility for terminated grants. (1) When a change in income (~~including the receipt of a lump-sum payment~~) causes ineligibility for more than one month, the ~~effective date of ineligibility shall be ((recipient))~~ effective date of ineligibility shall be ((ineligible effective the first day of the month of receipt)) determined as follows:

(a) When recurrent income (WAC 388-22-030), received in the budget month (WAC 388-218-1050(3)), causes ineligibility, the assistance unit shall be ineligible on the first day of the payment month (WAC 388-218-1050(17)) if the following circumstances are met:

(i) The assistance unit is subject to retrospective income budgeting (WAC 388-218-1910), and

(ii) The income is reported timely as required under WAC 388-245-1715 for nonmonthly reporting households or under WAC 388-245-2050 for households required to report monthly.

(b) For all other changes in income which cause ineligibility, including the receipt of a lump-sum payment, the assistance unit shall be ineligible on the first day of the month in which the income is received.

(2) When the change causes ineligibility for one month only, the department shall follow WAC 388-245-1400 and 388-245-1410.

(3) When a change of circumstances other than increased income renders the assistance unit or any member of the assistance unit ineligible, the effective date of the recipient's ineligibility shall be the first day of the month following the month in which the change occurred, except for:

(a) Striking workers, see WAC 388-215-1540.

(b) Clients who receive general assistance based on the relinquishment of a child for adoption.

WSR 97-22-052
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
(Public Assistance)

[Filed October 31, 1997, 4:06 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-11-078 on May 21, 1997.

Title of Rule: WAC 388-245-1150 Periodic and special review of eligibility.

Purpose: To reduce workload in community services offices by increasing the minimally acceptable time frame for reviewing client eligibility from six months to twelve months.

Statutory Authority for Adoption: RCW 74.04.050, 74.08.090.

Statute Being Implemented: Public Law 104-193, 1996.

Summary: Public Law 104-193 removed the requirement for client eligibility reviews to be conducted every six months. The state plan now allows client eligibility reviews to be conducted every twelve months.

Reasons Supporting Proposal: To reduce workload in the community services offices.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Virginia H. Paynter, WorkFirst Division, (360) 413-3098.

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

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 388-245-1510 Periodic and special review of eligibility. This issuance allows clients to have their eligibility reviewed once every twelve months instead of once every six months. This will help clients to focus more on the employment aspect of temporary assistance to needy families and it will free up time community services office

PROPOSED

workers use doing reviews so the time can be used in employment-focused activities and help for clients.

Proposal Changes the Following Existing Rules: WAC 388-245-1150 changes the minimally acceptable time frame for reviewing client eligibility from six months to twelve months.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule change does not impact small businesses.

RCW 34.05.328 does not apply to this rule adoption. The Department of Social and Health Services rules relating to medical and financial eligibility are exempt.

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Date of Intended Adoption: No sooner than December 10, 1997.

October 30, 1997

Merry A. Kogut, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 94-10-065, filed 5/3/94, effective 6/3/94)

WAC 388-245-1150 Periodic and special review of eligibility. (1) The department shall redetermine the eligibility of financial assistance recipients at least once in every (~~six~~) twelve months of continuous receipt of assistance. The redetermination shall include:

(a) A review of each eligibility factor and an evaluation of any change occurring since eligibility was previously established or reviewed; and

(b) For ((AFDC)) TANF and SFA recipients, a face-to-face interview at least once every twelve months.

(2) At each periodic review of eligibility the department shall provide the recipient information regarding:

(a) Significant changes in public assistance laws or department rules not previously discussed which may affect the recipient; and

(b) The recipient's legal rights and responsibilities in connection with public assistance.

(3) The department shall complete a full review if a sufficient number of factors have changed to require a redetermination of eligibility.

WSR 97-22-059

PROPOSED RULES

PERSONNEL RESOURCES BOARD

[Filed November 3, 1997, 1:50 p.m.]

Continuance of WSR 97-20-063.

Exempt from preproposal statement of inquiry under RCW 34.05.310(4).

Title of Rule: WAC 251-10-030 Layoff.

Purpose: This rule pertains to layoffs.

Hearing Location: Department of Personnel, 521 Capitol Way South, Olympia, WA, on December 11, 1997, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Department of Personnel by December 4, 1997, TDD (360) 753-4107, or (360) 586-0509.

Submit Written Comments to: Sharon Peck, Department of Personnel, P.O. Box 47500, FAX (360) 586-4694, by December 9, 1997.

Date of Intended Adoption: December 11, 1997.

November 3, 1997

Dennis Karras
Secretary

WSR 97-22-060

PROPOSED RULES

PERSONNEL RESOURCES BOARD

[Filed November 3, 1997, 1:53 p.m.]

Original Notice.

Exempt from preproposal statement of inquiry under RCW 34.05.310(4).

Title of Rule: WAC 251-19-105 Accommodation due to disability.

Purpose: This rule pertains to accommodation due to disability.

Statutory Authority for Adoption: Chapter 41.06 RCW.

Statute Being Implemented: RCW 41.06.150.

Summary: This modification is to clarify the existing rule and to be in compliance with the federal ADA law.

Name of Agency Personnel Responsible for Drafting: Sharon Peck, 521 Capitol Way South, Olympia, WA, (360) 753-0468; Implementation and Enforcement: Department of Personnel.

Name of Proponent: Department of Personnel, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: This rule describes the definition pertaining to accommodation due to disability. This rule requires each institution/related board to develop and disseminate a procedure regarding reasonable accommodation of employees with disabilities in accordance with state and federal laws. The institution/related board shall be responsible for notifying the employee of steps to be followed should the employee request accommodation. This modification is to clarify the existing rule and to be in compliance with the federal ADA law.

Proposal Changes the Following Existing Rules: [No information supplied by agency.]

No small business economic impact statement has been prepared under chapter 19.85 RCW.

RCW 34.05.328 does not apply to this rule adoption. These rules relate to internal government operations that are not subject to violation by a nongovernmental party. Therefore, pursuant to RCW 34.05.328 [(5)(b)(ii)], section 201 does not apply.

PROPOSED

Hearing Location: Department of Personnel, 521 Capitol Way South, Olympia, WA, on December 11, 1997, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Department of Personnel by December 4, 1997, TDD (360) 753-4107, or (360) 586-0509.

Submit Written Comments to: Sharon Peck, Department of Personnel, P.O. Box 47500, FAX (360) 586-4694, by December 9, 1997.

Date of Intended Adoption: December 11, 1997.
 November 3, 1997
 Dennis Karras
 Secretary

AMENDATORY SECTION (Amending WSR 96-05-026, filed 2/13/96, effective 4/1/96)

WAC 251-19-105 Accommodation due to disability.
 Each institution/related board shall develop and disseminate a procedure regarding reasonable accommodation of employees with disabilities in accordance with state and federal laws. In addition, the institution/related board shall be responsible for notifying the employee of steps to be followed should the employee request accommodation (~~for essential job functions~~). A copy of the procedure shall be provided to the employee. The institution/related board shall follow state and federal laws when considering and providing reasonable accommodations for employees with disabilities. Appointments of qualified individuals with disabilities as a reasonable accommodation in conformance with state and federal laws are not subject to other provisions of WAC 251-18 and 251-19.

WSR 97-22-061
PROPOSED RULES
PERSONNEL RESOURCES BOARD
 [Filed November 3, 1997, 1:54 p.m.]

Original Notice.
 Exempt from preproposal statement of inquiry under RCW 34.05.310(4).
 Title of Rule: WAC 251-19-100 Transfer—Lateral movement—Voluntary demotion.
 Purpose: This rule pertains to transfers, lateral movements, and voluntary demotions.
 Statutory Authority for Adoption: Chapter 41.06 RCW.
 Statute Being Implemented: RCW 41.06.150.
 Summary: This modification is to clarify the existing rule and to be in compliance with the federal ADA law.
 Name of Agency Personnel Responsible for Drafting: Sharon Peck, 521 Capitol Way South, Olympia, WA, (360) 753-0468; Implementation and Enforcement: Department of Personnel.
 Name of Proponent: Department of Personnel, governmental.
 Rule is not necessitated by federal law, federal or state court decision.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule describes definitions pertaining to transfer, lateral movements, and voluntary demotions. This rule requires the personnel officer of each institution to develop

a "transfer/lateral movement/voluntary demotion procedure" to provide reasonable opportunity for employees desiring to transfer, move laterally to another class, or voluntarily demote. This modification is to clarify the existing rule and to be in compliance with the federal ADA law.

Proposal Changes the Following Existing Rules: [No information supplied by agency.]

No small business economic impact statement has been prepared under chapter 19.85 RCW.

RCW 34.05.328 does not apply to this rule adoption. These rules relate to internal government operations that are not subject to violation by a nongovernmental party. Therefore, pursuant to RCW 34.05.328 [(5)](b)(ii), section 201 does not apply.

Hearing Location: Department of Personnel, 521 Capitol Way South, Olympia, WA, on December 11, 1997, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Department of Personnel by December 4, 1997, TDD (360) 753-4107, or (360) 586-0509.

Submit Written Comments to: Sharon Peck, Department of Personnel, P.O. Box 47500, FAX (360) 586-4694, by December 9, 1997.

Date of Intended Adoption: December 11, 1997.
 November 3, 1997
 Dennis Karras
 Secretary

AMENDATORY SECTION (Amending WSR 93-19-078, filed 9/14/93, effective 10/1/93)

WAC 251-19-100 Transfer—Lateral movement—Voluntary demotion. (1) The personnel officer for each institution shall develop a "transfer/lateral movement/voluntary demotion procedure" to provide reasonable opportunity for employees desiring to transfer within class or to voluntarily demote or move laterally to classes where they have previously attained permanent status at the institution, or equivalent classes as determined by the personnel officer, when:

- (a) The action is by employee request; or
- (b) The employee's position is being reallocated upward and the employee is not appointed to the reallocated position(~~(c) or~~);
~~((c) The personnel officer determines that the employee seeking the action is no longer able to perform in the current class due to a medically verified physical, mental, or sensory disability. An employee is eligible to apply for appointment to a position under the provisions of this subsection if the employee meets the minimum qualifications and is able to perform the work of the position as confirmed by medical verification which provides adequate guidance to the employer.)~~

(2) Except as provided in subsection (1) of this section, permanent employees who wish to be considered for appointment to classes with an equal or lower salary range maximum than their current class must apply in accord with institutional procedure, meet the minimum qualifications, pass the examination and be placed on the appropriate eligible list for the class.

(3) Former employees laid off from the institution, per WAC 251-10-030, who are on an institution-wide layoff list,

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also shall be included in the procedures developed per subsections (1)(a) and (2) of this section.

(4) Upon appointment via the provisions of this rule, the following shall apply:

(a) For voluntary demotion, the salary shall be determined by the personnel officer and the periodic increment date shall remain unchanged.

(b) For transfer within class or lateral movement, the salary and periodic increment date shall remain unchanged.

(5) Appropriate employee transfers, lateral movements, or voluntary demotions for reasonable accommodation purposes are made in accordance with WAC 251-19-105.

WSR 97-22-062

WITHDRAWAL OF PROPOSED RULES DEPARTMENT OF PERSONNEL

(Personnel Resources Board)

[Filed November 3, 1997, 1:55 p.m.]

The Washington Personnel Resources Board (WPRB) hereby withdraws the proposed amendments to WAC 356-05-075, 356-05-422, 356-14-069, 356-14-010, 356-14-110, 356-14-120, 356-14-140, 356-14-160, 356-30-330, and 356-34-020, originally filed as WSR 97-12-079 on June 4, 1997, and continued as WSR 97-16-015 on July 25, 1997.

The WPRB also withdraws the proposed amendments to WAC 356-26-030, filed as WSR 97-16-014 on July 25, 1997, and WAC 356-15-130, filed as WSR 97-20-062 on September 25, 1997.

If you have any questions, please contact Judy Montoure at 586-1770.

Dennis Karras
Secretary

WSR 97-22-067

PROPOSED RULES DEPARTMENT OF FISH AND WILDLIFE (Wildlife)

[Filed November 4, 1997, 8:00 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-19-093.

Title of Rule: License suspension and reinstatement.

Purpose: Establish uniform suspension rules.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.21.020, 77.21.030, 77.21.060.

Summary: Establishes two-year recreational suspensions and one-year commercial suspensions with automatic reinstatement for multiple violations. Three- and ten-year suspensions for injury to livestock or another person.

Reasons Supporting Proposal: License suspensions need to be codified as a regulation of general applicability. *Failor's Pharmacy v. DSHS*, 125 Wn.2d 488, ___ P.2d ___ (1994).

Name of Agency Personnel Responsible for Drafting: Evan Jacoby, 1111 Washington Street, Olympia, 902-2930;

Implementation: Betty Buckley, 1111 Washington Street, Olympia, 902-2233; and Enforcement: Ron Swatfigure, 1111 Washington Street, Olympia, 902-2927.

Name of Proponent: Washington State Department of Fish and Wildlife, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Currently license suspension is by policy. This has lead to unequal application. Additionally, reinstatement is, by policy, automatic for big game violations and by application for all other suspensions. The effect of this is to have persons who have served out the time of suspension fail to get reinstated, and be technically hunting while revoked. This rule will establish uniform suspension, automatic reinstatement, and equal application to all persons. It also conforms with the proposed RCW reconciliation of the fisheries and wildlife codes.

Proposal does not change existing rules: Suspension is changed from three convictions in ten years to three convictions in five years.

A small business economic impact statement has been prepared under chapter 19.85 RCW.

Small Business Economic Impact Statement

1. Description of reporting, recordkeeping, and other compliance measures required by proposal: None.

2. Professional services required for compliance: None.

3. Costs of compliance, including costs of equipment, supplies, labor and increased administrative costs: None.

4. Will compliance cause businesses to lose sales or revenue? Suspension of commercial licensing privileges will eliminate sales or revenue during the suspension period.

5. Comparison of costs for the 10% of businesses that are the largest business required to comply with the proposed rule. Unable to determine, as it is unknown if any businesses will violate commercial rules twice within five years.

6. Steps taken by agency to reduce the costs of the rule on small businesses: Suspension of commercial licensing privileges is set at one year, rather than the two years for recreational licenses.

7. Description of how the agency will involve small businesses in the development of the rule: Public comment period and public hearing on rule adoption.

8. List of industries required to comply with this rule: Trappers, taxidermists, fur dealers, fishing guides, game farmers, anadromous game fish buyers.

A copy of the statement may be obtained by writing to Evan Jacoby, 600 Capitol Way North, Olympia, WA 98501, phone (360) 902-2930, or FAX (360) 902-2940.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption. Not hydraulics rules.

Hearing Location: Red Lion Inn, Spokane, on December 12-13, 1997, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Robin Ayers by November 30, 1997, TDD (360) 902-2295, or (902) [(360)] 902-2933.

Submit Written Comments to: Evan Jacoby, 600 Capitol Way North, Olympia, WA 98501, FAX (360) 902-2940, by December 12, 1997.

Date of Intended Adoption: December 13, 1997.

November 3, 1997
Evan Jacoby
Rules Coordinator

AMENDATORY SECTION (Amending Order 439, filed 5/11/90, effective 6/11/90)

WAC 232-12-191 ((Three convictions forfeits))
Suspension of licensing privileges—Reinstatement. The department will suspend licensing privileges for the period stated in the following instances:

(1) A person who has been convicted ((of)) three ((violations of the wildlife code of the state of Washington (Title 77 RCW) or rules adopted under that title, within a ten year period,)) times in five years of any violation involving recreational fishing or hunting laws under Title 77 RCW shall not be issued another recreational license, permit, tag, stamp or ((punchcard)) catch record card for any activity described in chapter 77.32 RCW ((until those privileges are restored by the director)) for a period of two years beginning on the January 1st following the third conviction. The person will be automatically eligible to purchase a license, permit, tag, stamp or catch record card on the second January 1st following. Should the person be convicted of any violation involving recreational fishing or hunting laws under Title 77 during the period of suspension, for each conviction an additional two year suspension of privileges will be added at the end of the original suspension. For purposes of this subsection, all offenses charged as a result of a single incident count as a single conviction, except that if more than one big game, protected or endangered animal is killed, each animal counts as a separate conviction.

(2) A person who has been convicted two times in five years of any violation involving commercial fishing or hunting laws, including taxidermy, shall not be issued another commercial license for any activity described in Chapter 77.32 RCW for a period of one year beginning on the January 1st following the second conviction. Should the person be convicted of any violation involving commercial fishing or hunting laws under Title 77 during the period of suspension, for each conviction an additional one year suspension of privileges will be added at the end of the original suspension. For purposes of this subsection, all offenses charged as a result of a single incident count as a single conviction, except that if more than one big game, protected or endangered animal is killed or involved in the violation, each animal counts as a separate conviction.

(3) A person who shoots another person or livestock while hunting and causes injury shall not be issued a hunting license for a period of three years beginning on the January 1st following the shooting if the injury was the result of negligence, or shall not be issued for ten years beginning on the January 1st following the shooting if the injury was the result of criminal negligence, or reckless or intentional behavior, or if the shooting resulted in the death of a person, and will not be issued unless the damages caused by the shooting have been paid. The person will be automatically eligible to purchase a license, permit, tag, or stamp on the fourth or eleventh January 1st following, respectively, if the damages have been paid.. Should the person shoot another person or livestock while hunting privileges are suspended

under this subsection, the person will not be issued a hunting license for life.

(4) A person whose hunting privileges are suspended under RCW 77.21.020 shall not be issued a hunting license for a period of two years beginning thirty days after the notice of hunting license revocation and hunting privilege suspension is posted in the United States mail to the person's last known address of record. The person will be automatically eligible to purchase a license, permit, tag, or stamp two years and thirty-one days after the mailing date of the notice. Should the person be convicted of any violation involving hunting laws under Title 77 after the notice of revocation is mailed or during the period of suspension, an additional two year suspension of privileges will be added at the end of the original suspension.

(5) All revocations provided for in chapter 77.21 RCW and suspensions provided for in this section are appealable under chapter 34.05 RCW, and, if appealed, the revocations and suspension periods will begin thirty days after the entry of a final order.

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

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 232-12-194	Procedure—Petitions for reissuance of hunting license—Time period for petition—Juvenile applicants. (Order 165)
WAC 232-12-197	Procedures to review administrative license decisions.
WAC 232-12-207	Petitions—Consideration by commission.

WSR 97-22-070
PROPOSED RULES
GROWTH MANAGEMENT
HEARINGS BOARDS

[Filed November 4, 1997, 11:02 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-16-044.

Title of Rule: Rules of practice and procedure: Growth Management Hearings Boards, chapter 242-02 WAC and Public records, chapter 242-04 WAC.

Purpose: To update the boards' rules of practice and procedure in order to reflect recent legislative changes (ESB 6094, chapter 429, Laws of 1997) and other technical and clarifying amendments.

Other Identifying Information: Amends chapters 242-02 and 242-04 WAC.

Statutory Authority for Adoption: RCW 36.70A.270(7).

Statute Being Implemented: Chapter 36.70A RCW.

Summary: The proposed amendments to the boards' rules of practice and procedure, update the rules to reflect

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changes necessitated by ESB 6094, chapter 429, Laws of 1997, and board experience.

Reasons Supporting Proposal: 1. The following sections of chapters 242-02 and 242-04 WAC are proposed for amendments to reflect necessary housekeeping changes. Typical changes include: Change of address, change of lead for joint board contacts, technical and editorial changes.

- WAC 242-02-040.
- WAC 242-02-052.
- WAC 242-02-072.
- WAC 242-02-110.
- WAC 242-02-540.
- WAC 242-02-640.
- WAC 242-02-832.
- WAC 242-02-880.
- WAC 242-04-030.
- WAC 242-04-050.
- WAC 242-04-100.

2. The following sections of chapter 242-02 WAC are proposed for amendments to clarify that board procedures are consistent with or reference the Administrative Procedure Act (chapter 34.05 RCW). (Four sections affected.)

- WAC 242-02-130 Ex parte communication.
- WAC 242-02-420 Subpoena—Issuance.
- WAC 242-02-533 Motion to disqualify for cause.
- WAC 242-02-670 Official notice—Material facts.

3. The following sections of chapter 242-02 WAC are proposed for amendments to reflect changes necessitated by the legislature during the 1997 session. (Ten sections affected: Nine due to ESB 6094, one due to SHB 1314.)

- WAC 242-02-020 Function—Local deference.
- WAC 242-02-050 Rules.
- WAC 242-02-510 Notice of hearing—Setting of time and place.
- WAC 242-02-522 Presiding officer—Powers and duties.
- WAC 242-02-560 Settlement extensions—Continuances.
- WAC 242-02-632 Burden of proof.
- WAC 242-02-634 Standard of proof.
- WAC 242-02-830 Final decision and order—Basis.
- WAC 242-02-890 Determination of noncompliance—Compliance schedule.
- WAC 242-02-060 Computation of time. (SHB 1314.)

4. To implement the provision of ESB 6094, chapter 429, Laws of 1997, the following sections are proposed as new sections to chapter 242-02 WAC. (Ten new sections.)

- WAC 242-02-290 Direct review by superior court—Procedures.
- WAC 242-02-292 Direct review by superior court—Agreement of the parties.
- WAC 242-02-295 Board filing with superior court—Certificate of agreement.
- WAC 242-02-831 Final decision and order—Compliance, noncompliance, invalidity.

• WAC 242-02-833

Invalidity—Hearing pursuant to motion to clarify, modify or rescind.

• WAC 242-02-891

Compliance—Notice of hearing.

• WAC 242-02-893

Compliance—Hearing.

• WAC 242-02-894

Compliance—Hearing pursuant to motion—Rescinding invalidity.

• WAC 242-02-896

Continued noncompliance—Recommendation to the governor.

• WAC 242-02-898

Appeal of a board's final decision.

5. The following sections of chapter 242-02 WAC are proposed for repeal. (Six sections affected.)

• WAC 242-02-430.

• WAC 242-02-440.

• WAC 242-02-450.

• WAC 242-02-460.

• WAC 242-02-470.

• WAC 242-02-892.

Name of Agency Personnel Responsible for Drafting: Ed McGuire, Bill Nielsen, Dennis Dellwo; Implementation and Enforcement: Implementation and enforcement of the boards' rules of practice and procedure is carried out by all members of the three Growth Management Hearings Boards. Members, addresses and phone numbers are listed below.

Eastern Washington Growth Management Hearings Board

Suite 818 Larson Building

6 South 2nd Street

Yakima, WA 98901

(509) 454-7803

FAX (509) 454-7294

Members: Dennis Dellwo, Judy Wall and "Skip"

Chilberg

Western Washington Growth Management Hearings Board

905 24th Way S.W., Suite B-2

Olympia, WA 98504-0953

(360) 664-8966

FAX (360) 664-8975

Members: Bill Nielsen, Nan Henrickson and Les Eldridge.

Central Puget Sound Growth Management Hearings Board

2329 One Union Square

600 University Street

Seattle, WA 98101-1129

(206) 389-2625

FAX (206) 389-2588

Members: Ed McGuire, Chris Smith-Towne and Joe Tovar

Name of Proponent: Central Puget Sound/Eastern/Western Growth Management Hearings Boards, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed rule changes update the boards' rules of practice and procedure to reflect changes necessitated by

the legislature, ESB 6094, chapter 429, Laws of 1997; and to clarify board procedures.

Proposal Changes the Following Existing Rules: See Reasons Supporting Proposal above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed changes only affect the Growth Management Hearings Boards' rules of practice and procedure.

RCW 34.05.328 does not apply to this rule adoption.

Hearing Location: Conference Room, CPSGMHB Offices, 2329 One Union Square, 600 University Street, Seattle, WA 98101-1129, on December 16, 1997, at 2:00 p.m.

Assistance for Persons with Disabilities: Contact Diane Rennell by December 9, 1997, TDD (206) 389-2625.

Submit Written Comments to: Edward McGuire, Central Puget Sound Growth Management Hearings Board, FAX (206) 389-2588, by December 12, 1997.

Date of Intended Adoption: December 16, 1997.

November 4, 1997
Edward G. McGuire
Board Member
CPSGMHB
Rules Coordinator
Joint Boards

AMENDATORY SECTION (Amending WSR 92-21-034, filed 10/15/92, effective 10/15/92)

WAC 242-04-030 Description of organization and public meetings. (1) Each board is an independent agency of the state of Washington, composed of three members appointed by the governor. Each board elects an administrative chairperson from its members at least annually.

(2) The administrative chairpersons constitute the administrative committee of the joint boards. The administrative committee elects an administrative chairperson from its members at least annually.

(3) Regular meetings of each board will be held at its principal office or other designated location at the following times:

(a) Eastern Washington board - ~~((every Tuesday at 10:30))~~ on the first Wednesday of each month at 10:00 a.m.

(b) Western Washington board - ~~((every Wednesday at 10:30))~~ on the second Wednesday of each month at 11:00 a.m.

(c) Central Puget Sound board ~~((at 10:00 a.m.))~~ on the second Thursday of each month at 10:00 a.m.

(4) The joint boards shall meet at least annually at a time and location to be announced.

AMENDATORY SECTION (Amending WSR 97-04-008, filed 1/24/97, effective 3/1/97)

WAC 242-04-050 Communications with each board or the joint boards. (1) All communications with a board, including but not limited to the submission of materials pertaining to its operations and/or administration or enforcement of chapter 42.17 RCW and these rules, requests for copies of each board's decisions and other matters, shall be addressed to the appropriate board's office as follows:

(a) Eastern Washington Growth Management Hearings Board
Suite 818 Larson Building
6 South 2nd Street
Yakima, Washington 98901
(509) 454-7803
(509) 454-7292 FAX

(b) Western Washington Growth Management Hearings Board
~~((111 West 21st Avenue, Suite 1))~~
905 24th Way S.W. Suite B-2
P.O. Box 40953
Olympia, Washington 98504-0953
(360) 664-8966
(360) 664-8975 FAX

(c) Until January 1, 1998:
Central Puget Sound Growth Management Hearings Board
2329 One Union Square
600 University Street
Seattle, Washington 98101-1129
(206) 389-2625
(206) 389-2588 FAX
Beginning January 1, 1998:
Central Puget Sound Growth Management Hearings Board
Financial Center
1215 Fourth Avenue Suite 301
Seattle, Washington 98101
(206) 389-2625
(206) 389-2588 FAX

(2) All communications with the joint boards ~~((except a petition for rule making pursuant to WAC 242-02-052,))~~ shall be addressed in care of the Eastern Washington board.

AMENDATORY SECTION (Amending WSR 92-21-034, filed 10/15/92, effective 10/15/92)

WAC 242-04-100 Copying. No fee shall be charged for the inspection of public records. Each board shall charge a reasonable fee for providing copies of public records and for use of each board's photocopy equipment. Each board may charge a reasonable fee for electronic facsimile transmissions (FAX). The charge is the amount necessary to reimburse each board for its actual costs incident to such copying or transmission.

AMENDATORY SECTION (Amending WSR 92-21-034, filed 10/15/92, effective 10/15/92)

WAC 242-02-020 Function—Local deference. (1) The function of a board is to make informed decisions on appeals arising from implementation of the Growth Management Act in a clear, consistent, timely, and impartial manner that recognizes regional diversity.

(2) The legislature requires growth management planning to occur in compliance with the goals and requirements of the act. The responsibility for managing local growth and shaping a county's or city's future rests with the local community. Therefore, the boards will grant deference to counties and cities in how they plan for and manage growth,

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so long as their plans and implementing regulations comply with and are consistent with the goals and requirements of the act.

AMENDATORY SECTION (Amending WSR 97-04-008, filed 1/24/97, effective 3/1/97)

WAC 242-02-040 Definitions. As used in this title, the following terms shall have the following meaning:

(1) "Act" means chapter 36.70A RCW, and subsequent amendments.

(2) "Board" means the Eastern Washington, Western Washington or Central Puget Sound growth management hearings board.

(3) "Final decision" means a written statement, finding, determination or order of a board that finally determines the legal rights, duties or other legal interests of the parties or participants to a case. Final decisions include, but are not limited to, orders on motions, final decisions and orders and orders of compliance/noncompliance.

(4) "Hearing examiner" means an authorized agent of a board who has a demonstrated knowledge of land use planning and law, appointed to assist the board in the performance of its hearing function as delegated by the board as provided by the act.

~~((4))~~ (5) "Joint boards" means the three independent boards meeting or acting jointly.

~~((5))~~ (6) "Participant" means any person withstanding to challenge a legislative action as set forth in RCW 36.70A.330(2).

(7) "Party" means any person named in the caption of a case before a board.

~~((6))~~ (8) "Person" means any individual, partnership, corporation, association, state agency, governmental subdivision or unit, or public or private organization or entity of any character.

~~((7))~~ (9) "Petitioner" means a person who appeals any matter or who brings a petition for rule making to the board. A petitioner is a party to a case before the board.

~~((8))~~ (10) "Presiding officer" means any member of a board, or a hearing examiner, who is assigned to conduct a conference or hearing as directed by a board. The presiding officer shall be designated pursuant to WAC 242-02-521 and have authority as provided by WAC 242-02-522.

~~((9))~~ (11) "Publication" means:

(a) For a city, the date the city publishes the ordinance or summary of the ordinance adopting a comprehensive plan, development regulations or subsequent amendment, as is required to be published, or the date the city publishes notice that the shoreline master program or amendment has been approved or disapproved by the department of ecology;

(b) For a county, the date the county publishes the notice that it has adopted a comprehensive plan, development regulations or other enactments, or subsequent amendments pursuant to RCW 36.70A.290(2), or the date the county publishes notice that the shoreline master program or amendment has been approved or disapproved by the department of ecology.

~~((10))~~ (12) "Respondent" means a person who is named as a responding party in any petition for review before a board.

AMENDATORY SECTION (Amending WSR 92-21-034, filed 10/15/92, effective 10/15/92)

WAC 242-02-050 Rules. These rules shall govern the joint boards' adoption or amendment of joint rules, and all practice and procedure for hearings before a board. Where a time frame is different in these rules from those in chapter 10-08 WAC, it is because a board is required ~~((by the act to issue a final order within one hundred eighty days of filing a petition for review))~~ to act pursuant to the time frames set forth in the act.

AMENDATORY SECTION (Amending WSR 94-23-112, filed 11/22/94, effective 12/23/94)

WAC 242-02-052 Petition for rule making. (1) Right to petition for rule making. Any person may petition the joint boards for the adoption, amendment, or repeal of any rule. Said petition shall be filed with the ~~((Central Puget Sound))~~ Eastern board's office in ~~((Seattle))~~ Yakima, Washington.

(2) Form of petition. The form of the petition for adoption, amendment, or repeal of any rule shall generally adhere to the following:

(a) A caption in the following form:

BEFORE THE JOINT GROWTH MANAGEMENT
HEARINGS BOARDS
STATE OF WASHINGTON

No.

In the matter of
the Petition of PETITION FOR RULE MAKING
(Name of Petitioner)
for Rule Making

(b) The body of the petition shall be set out in numbered paragraphs. The first paragraph shall state the name and address of the petitioning party and whether the petitioner seeks the adoption of a new rule or rules, or amendment or repeal of an existing rule or rules. The second paragraph, in case of a proposed new rule or amendment of an existing rule, shall set forth the desired rule in its entirety. Where the petition is for repeal of an existing rule, such shall be stated and the rule proposed to be repealed shall either be set forth in full or shall be referred to by board rule number. The third paragraph shall set forth concisely the reasons for the proposal of the petitioner and shall contain a statement as to the interests of the petitioner and the subject matter of the rule. Additional numbered paragraphs may be used to give full explanation of petitioner's reason for the action sought.

(c) The petition shall be dated and signed by the party named in the first paragraph or by the petitioner's attorney or other authorized representative. The original and nine copies shall be filed with the ~~((Central Puget Sound))~~ Eastern board at its office in ~~((Seattle))~~ Yakima, Washington.

AMENDATORY SECTION (Amending WSR 97-04-008, filed 1/24/97, effective 3/1/97)

WAC 242-02-060 Computation of time. The time within which any act shall be done, as provided by these rules, shall be computed by excluding the first day and including the last, unless the last day is a Saturday, Sunday

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or a legal holiday, and then it is excluded and the next succeeding day which is neither a Saturday, Sunday nor a legal holiday is included. When the period of time prescribed or allowed is less than seven days, intermediate Saturdays, Sundays and holidays shall be excluded in the computation.

AMENDATORY SECTION (Amending WSR 94-23-112, filed 11/22/94, effective 12/23/94)

WAC 242-02-072 Principal offices. The principal offices of each board are as follows:

- (1) Eastern Washington Growth Management Hearings Board
Suite 818 Larson Building
6 South 2nd Street
Yakima, Washington 98901
(509) 454-7803
(509) 454-7292 FAX
- (2) Western Washington Growth Management Hearings Board
~~((111 West 21st Avenue, Suite 1))~~
905 24th Way S.W. Suite B-2
P.O. Box 40953
Olympia, Washington 98504-0953
(360) 664-8966
(360) 664-8975 FAX
- (3) Until January 1, 1998:
Central Puget Sound Growth Management Hearings Board
~~((2329 One Union Square 600 University Street))~~
.....
.....
Seattle, Washington 98101-1129
(206) 389-2625
(206) 389-2588 FAX
Beginning January 1, 1998:
Central Puget Sound Growth Management Hearings Board
Financial Center
1215 Fourth Avenue Suite 301
Seattle, Washington 98101
(206) 389-2625
(206) 389-2588 FAX

AMENDATORY SECTION (Amending WSR 97-04-008, filed 1/24/97, effective 3/1/97)

WAC 242-02-110 Appearance and practice before a board—Who may appear. Practice before a board (~~((in hearings))~~) shall be open to the following persons who have met the standing requirements of chapter 36.70A RCW:

- (1) A party or participant to a case before the board may (~~((participate))~~) appear personally or, (~~((if the party is a corporation, organization, informal association, or other artificial person,))~~) by a duly authorized representative;
- (2) (~~((Whether or not participating individually, any person may be advised and represented at one's own expense by an attorney or other representative;~~)

~~((3)))~~ Attorneys at law practicing before the board must be duly qualified and entitled to practice in the courts of the state of Washington; and

~~((4)))~~ (3) Other persons permitted by law.

AMENDATORY SECTION (Amending WSR 97-04-008, filed 1/24/97, effective 3/1/97)

WAC 242-02-130 Ex parte communication. No one in a board proceeding (~~((before a board))~~) shall make or attempt to make any improper ex parte communications with board members, hearing examiners, or presiding officers, regarding any issue in the proceeding that is prohibited by the Administrative Procedure Act, RCW 34.05.455. (~~((An ex parte communication is direct or indirect contact with board members or staff by only one party without notice and opportunity for all other parties to participate. To avoid the occurrence of any improper ex parte communications, written communication with the opposing parties copied or a telephone conference call to the board with all parties on-line are strongly suggested. Questions))~~) Communications on purely procedural matters such as scheduling and logistics are permitted on an ex parte basis. Attempts by anyone to make prohibited ex parte communications shall subject such person to the (~~((sanctions))~~) provisions of WAC 242-02-120 and 242-02-720.

NEW SECTION

WAC 242-02-290 Direct review by superior court—Procedures. RCW 36.70A.295 provides for direct review by superior court of a petition for review filed with a board if:

- (1) All parties to the board proceeding agree to direct review by superior court;
- (2) The parties file a direct review agreement, signed by all parties, or their designated representatives, with the appropriate board;
- (3) The direct review agreement includes agreement to proper venue; and
- (4) The direct review agreement is filed with the appropriate board within ten days after the petition for review is filed, or if multiple petitions have been filed and the board has consolidated the petitions, within ten days after the board serves notice of consolidation.

NEW SECTION

WAC 242-02-292 Direct review by superior court—Agreement of the parties. (1) A direct review agreement of the parties shall contain:

- (a) A caption in the following form:

BEFORE THE . . . GROWTH MANAGEMENT HEARINGS BOARD
STATE OF WASHINGTON

Petitioner,	Case No.
v.	
Respondent	Agreement for Direct Review by . . . County Superior Court

- (b) Numbered paragraphs stating:

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(i) Petitioner's name, mailing address and telephone number and those of the attorney or other designated representative, if any;

(ii) Respondent's name, mailing address and telephone number and those of the attorney or other designated representative, if any;

(iii) Intervenor's name, mailing address and telephone number and those of the attorney or other designated representative, if any;

(iv) A statement indicating agreement to seek direct review by superior court of the petition for review filed with the board, citing case name and number as assigned by the board. The statement shall include agreement to proper venue, and may include other terms;

(v) Date the petition for review was filed, or if multiple petitions were filed and consolidated, the date the board served notice of consolidation;

(vi) A statement that all parties have read the agreement for direct review by superior court, and agree to its terms, followed by the signatures of all the parties or the signatures of the attorneys or other designated representatives, if any.

(2) One copy of the filed petition for review, with the case name, number and date stamp shall be filed with the agreement for direct review by superior court.

NEW SECTION

WAC 242-02-295 Board filing with superior court—Certificate of agreement. (1) Within ten days of receiving a timely, complete and signed agreement for direct review by superior court, the board shall file a certificate of agreement, signed by the presiding officer or the board, with the designated superior court and serve the parties with copies of the certificate of agreement.

(2) The following documents shall be filed with the certificate of agreement:

(a) The executed agreement for direct review by superior court;

(b) The petition for review;

(c) Any orders entered by the board;

(d) Any other documents filed with the board regarding the petition for review.

AMENDATORY SECTION (Amending WSR 92-21-034, filed 10/15/92, effective 10/15/92)

WAC 242-02-420 Subpoena—Issuance. (1) Subpoenas shall be issued and enforced, and witness fees paid, as provided in RCW 34.05.446 and court rules.

(2) Every subpoena shall identify the party causing its issuance. Subpoenas may be issued by a board or by an attorney of record. The person issuing shall sign the subpoena. Parties desiring subpoenas to be signed by a board shall make a showing of relevance and reasonable scope of the testimony or evidence sought and shall prepare the subpoenas for issuance, send them to the board's office for signature, and, upon return, shall make arrangements for service.

AMENDATORY SECTION (Amending WSR 97-04-008, filed 1/24/97, effective 3/1/97)

WAC 242-02-510 Notice of hearing—Setting of time and place. (1) Within ten days of the filing of a petition for review, unless a petition for review has been removed to superior court, pursuant to WAC 242-02-290 through 242-02-295, a board or presiding officer will schedule a hearing date and notify the parties of the date.

(2) The board or presiding officer will thereafter schedule a place for the hearing.

(3) A written notice of the date and location of the hearing shall be sent to all parties not less than twenty days prior to the hearing date.

(4) The notice shall identify the appeal to be heard, the names of the parties to the appeal and their attorneys or other authorized representatives, if any, and shall specify the time and place of hearing. The notice shall include the information specified in RCW 34.05.434 and if the hearing is to be conducted by teleconference call the notice shall so state.

(5) The notice shall state that if a limited-English-speaking or hearing impaired party or witness needs an interpreter, a qualified interpreter will be appointed and that there will be no cost to the party or witness. The notice shall include a form for a party to indicate if an interpreter is needed and identification of the primary language, or if a participant is hearing impaired.

(6) The notice may also include an order fixing the prehearing date and/or deadlines as provided in these rules.

(7) Defects in notice may be waived if the waiver is knowing and voluntary.

AMENDATORY SECTION (Amending WSR 97-04-008, filed 1/24/97, effective 3/1/97)

WAC 242-02-522 Presiding officer—Powers and duties. It shall be the duty of the presiding officer to conduct conferences or hearings as directed by a board in an impartial and orderly manner. The presiding officer shall have the authority, subject to the other provisions of the act or these rules to:

(1) Inspect the petition for review to determine whether, on its face, compliance with the jurisdictional and standing requirements of the act is shown, and if compliance is not shown, to recommend an action or to refer the issue to the full board for resolution;

(2) Take appropriate action with respect to the qualifications of the parties or the parties' attorney(s) or other authorized representative(s) to appear before a board;

(3) Administer oaths and affirmations if witnesses are permitted to testify;

(4) Issue subpoenas as provided in RCW 34.05.446;

(5) Rule on all procedural matters, objections and motions unless a board determination is required;

(6) Rule on all evidentiary matters including offers of proof;

(7) When applicable, question witnesses called by the parties in an impartial manner as needed to develop any facts deemed necessary to fairly and adequately decide the issue;

(8) Issue orders joining other parties, on motion of any party, when it appears that such other parties may have an interest in, or may be affected by the case;

(9) Consolidate cases for hearing when such consolidation will expedite disposition and avoid duplication of testimony and when consolidation will not unduly prejudice the rights of any party;

(10) Hold conferences for the settlement or amplification of the issues;

(11) Regulate the course of the case (~~(prior to, during and after the hearing)~~);

(12) Encourage the parties to stipulate to the admissibility of documents in advance of a hearing and to rule on issues concerning the content of the record;

(13) Limit the length of a brief or impose format restrictions;

(14) Sign and file certificates of agreement acknowledging receipt of timely, complete, executed agreements for direct review by superior court;

(15) Waive any requirement of these rules unless a party shows that it would be prejudiced by such a waiver; and

~~((14))~~ (16) Take any other action necessary and authorized by these rules, the act, or the Administrative Procedure Act, chapter 34.05 RCW.

AMENDATORY SECTION (Amending WSR 97-04-008, filed 1/24/97, effective 3/1/97)

WAC 242-02-533 Motion to disqualify for cause. (1) A motion to disqualify a board member or hearing examiner acting as the presiding officer, ((or any board member,)) for any reason provided under chapter 34.05 RCW, with supporting affidavit(s), must be filed at least seven days before the board holds a prehearing conference, or if facts establishing grounds for disqualification are subsequently discovered, promptly after discovery of such facts.

(2) The board shall promptly rule upon such a motion.

(3) If a motion for disqualification is granted and a presiding officer was disqualified as a result, the ~~((remain- ing))~~ board ~~((members))~~ shall promptly designate a new presiding officer.

AMENDATORY SECTION (Amending WSR 94-07-033, filed 3/9/94, effective 4/9/94)

WAC 242-02-540 New or supplemental evidence. Generally, a board will review only the record developed by the city, county, or state in taking the action that is the subject of review by the board. A party by motion may request that a board allow such additional evidence as would be necessary or of substantial assistance to the board in reaching its decision, and shall state its reasons. A board may order, at any time (~~((prior to, during, or after the hearing order))~~), that new or supplemental evidence be provided.

AMENDATORY SECTION (Amending WSR 97-04-008, filed 1/24/97, effective 3/1/97)

WAC 242-02-560 ((Hearing)) Settlement extensions—Continuances. ~~((Because of the provisions of RCW 36.70A.300,))~~ (1) If additional time is necessary to achieve settlement of a dispute that is an issue in a petition before a board, a board may extend the one hundred eighty-day time limit for issuing a final decision and order, as provided in RCW 36.70A.300 (2)(b). A board may authorize one, or more, extensions of up to ninety days each.

(2) A request for a settlement extension must be filed with a board not later than seven days before the date scheduled for the hearing on the merits of the petition.

(3) A board may grant a request for a settlement extension if:

(a) The request was timely filed; and

(b)(i) All parties named in the caption of the petition, agree to and sign the request; or

(ii) A petitioner and respondent agree to and sign the request and the board determines that a negotiated settlement between the remaining parties could resolve significant issues in dispute.

(4) Continuances ((and extensions of time)) of hearings will be granted only on a board's initiative or upon timely request of a party setting forth in detail the reasons for such a request and a date by which such reason will no longer apply. The board will continue ((or extend)) the matter only upon a finding of good cause and in order to prevent manifest injustice. ((Unless specifically authorized by law, neither a board nor the parties before it may extend the one hundred eighty day limit specified in RCW 36.70A.300 for issuing a final decision and order.))

AMENDATORY SECTION (Amending WSR 92-21-034, filed 10/15/92, effective 10/15/92)

WAC 242-02-632 Burden of proof. (1) Except as provided in subsection (2) of this section, the burden of proof shall be on the petitioner to show that respondent's action or failure to act is not in compliance with the requirements of the act.

(2) A county or city subject to a determination of invalidity made under RCW 36.70A.302 has the burden of demonstrating that the legislation it has enacted in response to the determination of invalidity will no longer substantially interfere with the fulfillment of the goals of the act.

AMENDATORY SECTION (Amending WSR 92-21-034, filed 10/15/92, effective 10/15/92)

WAC 242-02-634 Standard of proof. If a petition for review involves a lack of compliance with the act, a board shall find compliance unless it ((finds by a preponderance of the evidence that the respondent erroneously interpreted or applied the act)) determines that the action by the state agency, county or city is clearly erroneous in view of the entire record before the board and in light of the goals and requirements of the act.

AMENDATORY SECTION (Amending WSR 92-21-034, filed 10/15/92, effective 10/15/92)

WAC 242-02-640 Hearing—Procedures at hearing. (1) Presiding officer. All hearings shall be conducted by a presiding officer who shall conduct the hearing in an orderly manner and rule on all procedural matters, objections, and motions.

(2) Order of presentation ~~((of evidence))~~. The presiding officer shall determine the proper order of presentation ~~((of evidence))~~.

(3) Opening statements. Unless the presiding officer rules otherwise, parties may present oral opening statements

setting out briefly a statement of the basic facts and issues of the case.

(4) Objections. Objection to the admission or exclusion of evidence shall state briefly the legal ground of objection.

(5) Rulings. The presiding officer, on objection or on his/her own motion, shall exclude all irrelevant or unduly repetitious evidence. All rulings upon objections to the admissibility of evidence shall be made in accordance with WAC 242-02-650.

(6) Time. The presiding officer, after consultation with the parties, shall determine the time allotted for presentation.

AMENDATORY SECTION (Amending WSR 97-04-008, filed 1/24/97, effective 3/1/97)

WAC 242-02-670 Official notice—Material facts. In the absence of conflicting evidence, a board or presiding officer, upon request made before or during a hearing, may officially notice:

(1) Business customs. General customs and practices followed in the transaction of business.

(2) Notorious facts. Facts so generally and widely known to all well-informed persons as not to be subject to reasonable dispute or specific facts which are capable of immediate and accurate demonstration by resort to accessible sources of generally accepted authority, including, but not exclusively, facts stated in any publication authorized or permitted by law to be made by any federal or state officer, department, or agency.

(3) Technical or scientific facts. Technical or scientific facts within a board's specialized knowledge.

(4) Request. Any party may request, orally or in writing, that official notice be taken of a material fact. The board or presiding officer may take official notice of a material fact on its own initiative. ~~((If official notice of a material fact is taken, it shall be clearly and precisely stated and made part of the record.))~~

(5) Notice. Parties shall be notified either before or during a hearing of the material fact(s) proposed to be officially noticed, and shall be afforded the opportunity to contest such facts and materials.

(6) Statement.

(a) In determining whether to take official notice of material facts, the presiding officer may consult any source of pertinent information, whether or not furnished by any party and whether or not admissible under the rules of evidence.

(b) If official notice of a material fact is taken, it shall be clearly and precisely stated and made part of the record.

(c) Where a decision of a board rests in whole or in part upon official notice of a material fact, such fact shall be clearly and precisely stated in such decision. ~~((In determining whether to take official notice of material facts, the presiding officer may consult any source of pertinent information, whether or not furnished by any party and whether or not admissible under the rules of evidence.~~

~~(6) Objection to taking of official notice. Any party may object to a request that official notice of a material fact be taken, when the request is made.))~~

AMENDATORY SECTION (Amending WSR 97-04-008, filed 1/24/97, effective 3/1/97)

WAC 242-02-830 ((Disposition of petition for review—))Final decision and order—Basis. (1) When the hearing on the petition for review has been held and the record reviewed by a majority of a board, a written final decision and order ~~((containing))~~ shall be issued that contains appropriate findings and conclusions, ~~((shall be issued))~~ and articulates the basis for the final decision and order.

(2) The board will not issue advisory opinions on issues not presented to the board in the petition for review's statement of the issues, as modified by any prehearing order.

(3) Except as provided in RCW 36.70A.300 (2)(b) and WAC 242-02-560, the final decision and order shall be issued by a board within one hundred eighty days of receipt of the petition for review, or if multiple petitions are filed, within one hundred eighty days of receipt of the last petition that is consolidated.

NEW SECTION

WAC 242-02-831 Final decision and order—Compliance, noncompliance, invalidity. (1) In its final decision and order, a board shall either:

(a) Find that the state agency, county or city is in compliance with the requirements of chapter 36.70A RCW, chapter 90.58 RCW as it relates to the adoption or amendment of shoreline master programs, or chapter 43.21C RCW as it relates to adoption of plans, development regulations, and amendments thereto, under RCW 36.70A.040 or chapter 90.58 RCW; or

(b) Find that the state agency, county or city is not in compliance with the requirements of chapter 36.70A RCW, chapter 90.58 RCW as it relates to the adoption or amendment of shoreline master programs, or chapter 43.21C RCW as it relates to adoption of plans, development regulations, and amendments thereto, under RCW 36.70A.040 or chapter 90.58 RCW, in which case the board shall remand the matter to the state agency, county or city and specify a time for compliance.

(2) In its final decision and order, a board may determine that part or all of a comprehensive plan or development regulations are invalid if the board:

(a) Makes a finding of noncompliance and issues an order of remand;

(b) Includes in its final decision and order a determination, supported by findings of fact and conclusions of law, that the continued validity of part or parts of the plan or regulation would substantially interfere with the fulfillment of the goals of the act; and

(c) Specifies the part or parts, if applicable, of the plan or regulation that are determined to be invalid and the reasons for invalidity.

(3) The effect of a determination of invalidity is as set forth in RCW 36.70A.302.

AMENDATORY SECTION (Amending WSR 97-04-008, filed 1/24/97, effective 3/1/97)

WAC 242-02-832 Reconsideration. (1) After issuance of a final decision ~~((under this section.))~~ any party may file a petition for reconsideration with a board in accordance

with subsection (2) of this section. Such petition must be filed within ten days of service of the final decision. The original and three copies of the petition for reconsideration shall be filed with the board. At the same time, copies shall be served on all parties of record. A board may require other parties to supply an answer which shall be served in a like manner.

(2) A petition for reconsideration shall be based on any of the following grounds:

(a) Errors of procedure or misinterpretation of fact or law, material to the party seeking reconsideration;

(b) Irregularity in the hearing before the board by which such party was prevented from having a fair hearing;

(c) Clerical mistakes in the final decision and order.

(3) In response to a petition for reconsideration, the board may deny the petition, modify its decision, or reopen the hearing. A petition is deemed denied unless the board takes action within twenty days of filing of the petition or answer where a board has required other parties to provide such an answer pursuant to subsection (1) of this section.

(4) A decision in response to the petition for reconsideration shall constitute a final decision and order for purposes of judicial review. Copies of the final decision and order shall be served by the board on each party or the party's attorney or other authorized representative of record.

NEW SECTION

WAC 242-02-833 Invalidity—Hearing pursuant to motion to clarify, modify or rescind. If a motion to clarify, modify or rescind a determination of invalidity order has been filed by a county or city subject to a determination of invalidity, pursuant to RCW 36.70A.330(1), and the jurisdiction has not enacted legislation pursuant to the board's remand order, a board shall schedule and conduct a hearing to address clarifying, modifying or rescinding the determination of invalidity. Within thirty days of the hearing the board shall continue, clarify, modify, or rescind the determination of invalidity. The board may rescind a determination of invalidity but find continuing noncompliance, in which case the board may establish a compliance schedule or new compliance date.

AMENDATORY SECTION (Amending WSR 97-04-008, filed 1/24/97, effective 3/1/97)

WAC 242-02-880 ((Disposition of petition for review—))Transcripts. The following shall be the policy of each board with regard to transcription of the record:

(1) A board, in its discretion, may at any time cause a transcript to be printed. Any person may obtain a copy upon payment of the reasonable costs thereof.

(2) In any case when a board shall not cause the transcript to be printed, it shall be the obligation of the party wishing a transcript, or portions of it, to assume the cost of producing it.

(3) When an appeal is taken from any final decision and order of a board to a reviewing court, the appealing party is responsible for ordering and paying for the transcript of the hearing.

AMENDATORY SECTION (Amending WSR 94-23-112, filed 11/22/94, effective 12/23/94)

WAC 242-02-890 ((Postdecision hearing—))Determination of ((compliance or)) noncompliance ((with final order))—Compliance schedule. ((+)) In those cases where a board finds that a state agency, county, or city is not in compliance with the requirements of the act, chapter 90.58 RCW as it relates to the adoption or amendment of shoreline master programs, or chapter 43.21C RCW as it relates to adoption of plans, development regulations, and amendments thereto, under RCW 36.70A.040 or chapter 90.58 RCW, the board shall remand the matter to the affected state agency, county, or city ~~((, specifying))~~. The board's final decision and order shall specify a reasonable time not in excess of one hundred eighty days, or such longer time as determined by the board in cases of unusual scope or complexity, within which the state agency, county, or city shall comply. In its order the board may establish a compliance schedule and may require periodic reports on the progress the jurisdiction is making toward compliance.

~~((2) After the compliance deadline specified in subsection (1) of this section, a board, by issuing a notice, or on the motion of a party, shall schedule a hearing for the purpose of determining compliance. The time and place of the compliance hearing shall be at the discretion of a board but shall be given the highest priority of business.~~

~~(3) Once a motion for a compliance hearing has been filed, a board shall schedule and conduct the hearing and issue a finding of compliance or noncompliance within forty-five days of the filing of the motion under subsection (2) of this section.~~

~~(4) If the board finds that the respondent is not in compliance, the board shall transmit its finding to the governor. A board may recommend to the governor that sanctions authorized by the act be imposed.)~~

NEW SECTION

WAC 242-02-891 Compliance—Notice of hearing.

(1) After the compliance deadline specified in the final decision and order passes, or at an earlier time upon the motion of a county or city subject to a determination of invalidity under RCW 36.70A.302, a board shall issue a notice of compliance hearing setting a hearing date for the purpose of determining whether compliance has been achieved. The time and place of the compliance hearing shall be given the highest priority of business.

(2) The presiding officer shall set the format of the compliance hearing in the notice of compliance hearing. At the compliance hearing the presumption of validity and burden of proof are as set forth in WAC 242-02-630 and 242-02-632. The parties to the original case, and a person with standing to challenge the legislation enacted in response to a board's final decision and order, may participate in the compliance hearing. The notice of compliance hearing shall set forth the scope of, and procedures for participation.

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PROPOSED

NEW SECTION

WAC 242-02-893 Compliance—Hearing. Upon a petition of a party or participant, the board shall reconsider its final decision and order and decide, if no determination of invalidity had previously been made, whether one should now be made. The procedures at the compliance hearing shall be as set forth by the presiding officer, pursuant to WAC 242-02-891. After a compliance hearing, the board shall determine whether a state agency, county or city is in compliance with the requirements of the act as remanded in the final decision or order and any compliance schedule established by the board.

NEW SECTION

WAC 242-02-894 Compliance—Hearing pursuant to motion—Rescinding invalidity. If a motion for a compliance hearing has been filed by a county or city subject to a determination of invalidity, pursuant to RCW 36.70A.330(1), and the jurisdiction has enacted legislation amending the invalidated plan, regulation or part thereof, a board shall schedule and conduct a hearing to address rescinding the determination of invalidity. Within forty-five days of the filing of the motion the board shall issue an order continuing, modifying, or rescinding the determination of invalidity depending upon whether the jurisdiction's legislative action has removed the basis for invalidity so that it no longer substantially interferes with the goals of the act. The board may rescind a determination of invalidity but find continuing noncompliance, in which case the board may establish a compliance schedule or new compliance date.

NEW SECTION

WAC 242-02-896 Continued noncompliance—Recommendation to the governor. If the board finds that the county or city continues to be in noncompliance with the act, the board shall transmit its findings to the governor. A board may recommend that sanctions authorized by the act be imposed. A jurisdiction's efforts to meet a compliance schedule shall be considered by the board in making a recommendation on sanctions to the governor.

NEW SECTION

WAC 242-02-898 Appeals of a board's final decision. (1) Any party aggrieved by a final decision of a board may appeal the decision to superior court as provided in RCW 34.05.514 or 36.01.050 within thirty days of service of the final decision of the board.

(2) A board shall follow the procedures established in RCW 34.05.518 in the event that direct appellate review is sought.

~~((DECLARATORY RULINGS))~~

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 242-02-430 Subpoena—Form.
- WAC 242-02-440 Subpoena—Service.

- WAC 242-02-450 Subpoena—Proof of service.
- WAC 242-02-460 Subpoena—Quash or modification.
- WAC 242-02-470 Subpoena—Geographical scope.
- WAC 242-02-892 Appeals of a board's final decision.

**WSR 97-22-081
PROPOSED RULES
UTILITIES AND TRANSPORTATION
COMMISSION**

[Filed November 4, 1997, 3:58 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-17-047.

Title of Rule: Amending commission procedural and administrative rules in chapters 480-04 and 480-11 WAC. Docket No. A-970591.

Purpose: This rule making is intended to update the information in these chapters to reflect current practices and current office locations and to address the standards identified in Executive Order 97-02: The rules' need; effectiveness and efficiency; clarity; intent and statutory authority; coordination; cost; and fairness.

Statutory Authority for Adoption: RCW 80.04.010.

Statute Being Implemented: RCW 80.04.010.

Summary: See Purpose above.

Reasons Supporting Proposal: See Explanation of Rule below.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Steve McLellan, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, (360) 664-1174.

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

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

Explanation of Rule, its Purpose, and Anticipated Effects: Chapter 480-04 WAC provides information relating to the commission's organization and its offices and relating to access to information about and in the possession of the agency. It is being updated to reflect current organization and office location, and to make changes in compliance with Executive Order 97-02, considering the rules' need; effectiveness and efficiency; clarity; intent and statutory authority; coordination; cost; and fairness.

Chapter 480-11 WAC governs through adoption by reference of rules of the Department of Ecology for compliance with requirements of SEPA, Washington State's Environmental Policy Act. The changes are intended to make the provisions more readable, consistent with the intention of the Executive Order.

Proposal Changes the Following Existing Rules: See Explanation of Rule above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These rules have no effect on business costs.

RCW 34.05.328 does not apply to this rule adoption. The commission is not an agency to which RCW 34.05.328

PROPOSED

applies, and this rule change is not a significant legislative rule as defined therein.

Hearing Location: Commission Hearing Room, Chandler Plaza, Second Floor, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, on December 10, 1997, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Pat Valentine by December 3, 1997, TDD (360) 586-8303, or (360) 664-1133.

Submit Written Comments to: Steve McLellan, Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, Olympia, WA 98504-7250, FAX (360) 586-1150, by December 1, 1997.

Date of Intended Adoption: December 10, 1997.

October 31, 1997

Gloria Papiec
for Steve McLellan
Secretary

AMENDATORY SECTION (Amending Order R-368, Docket No. A-910530, filed 3/5/92, effective 4/5/92)

WAC 480-04-020 Definitions. (1) Public records. "Public record" includes any writing containing information relating to the conduct of government or the performance of any governmental or proprietary function prepared, owned, used or retained by the commission regardless of physical form or characteristics.

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

(3) Washington utilities and transportation commission. The Washington utilities and transportation commission, referred to as "the commission" in these rules, is the commission appointed by the governor (~~(pursuant to))~~ under RCW 80.01.010.

Where appropriate, the term "commission" also refers to the staff and employees of the Washington utilities and transportation commission.

(4) Secretary. "Secretary" means the secretary of the commission. (~~(Except as))~~ Unless otherwise (provided) restricted, the term "secretary" also refers to the acting secretary and to the secretary's designee.

AMENDATORY SECTION (Amending Order R-412, Docket No. TV-940121, filed 5/4/94, effective 6/4/94)

WAC 480-04-030 (~~(Description of central and field))~~ **Organization of the Washington utilities and transportation commission.** (1) The Washington utilities and transportation commission consists of three members who are appointed by the governor (~~(pursuant to))~~ under RCW 80.01.010. The governor designates one member as the (~~(chairman))~~ commission chair.

(2) The administrative office of the commission, also known as the headquarters office, is located at 1300 S. Evergreen Park Drive S.W., Olympia, Washington. Its

mailing address is Washington Utilities & Transportation Commission, 1300 S Evergreen Park Dr SW, PO Box 47250, Olympia WA 98504-7250. Its telephone number is (360) 753-6423. The commission maintains no other offices.

(3) The commission is organized into the following principal parts: Regulatory services division; administrative services division; ((transportation division; utilities division;)) policy planning and research section; public affairs section; and (~~(regulatory affairs))~~ legal, accounting, and policy development section. The head~~((s))~~ of ~~((the listed parts are))~~ each section or division is responsible directly to the commissioners. (~~(They are housed in the commission's headquarters office.~~

~~(4) The commission has two regional offices, each of which is in the charge of a regional manager. Each of the offices is open during customary commission hours. As of the effective date of this rule, the addresses of the commission's regional offices were as follows:~~

	Office	Address
(a)	Kent Region	West Meeker Square 1313 West Meeker Ave. Kent, WA 98032 (206) 859-1727
(b)	Spokane Region	East 6204 Dean Spokane, WA 99206 (509) 533-2475

~~Because regional office addresses may change from time to time, current addresses and telephone numbers should be obtained from the local telephone directory or from the commission's administrative office.~~

~~(5) Each regional office maintains one or more field offices. The addresses and office hours of the various field offices are available at the regional offices and the commission's administrative office.)~~

AMENDATORY SECTION (Amending Order R-368, Docket No. A-910530, filed 3/5/92, effective 4/5/92)

WAC 480-04-050 Public information; public ((submittals)) submissions or requests other than requests for public documents. (1) General information concerning utilities and transportation matters subject to the commission's jurisdiction is available through the commission's administrative office, (~~(district offices, and field offices))~~ and on the commission's internet home page. The home page address at the time this rule is adopted is <http://www.-washington.edu/wutc.wa.gov>.

(2) (~~(Information concerning whether a common or contract carrier of solid waste or motor freight currently has operating authority, the scope of that authority, and the current commission published tariffs of carriers of motor freight, may be obtained by requesting the information from the commission's))~~ Anyone may request information from the commission administrative office, ((from the manager of any district office, or from a commission field agent at any field office. Requests for inspection or copying of records which are the source of such information must comply with WAC 480-04-090. Because some information may not be readily available in a district or field office, staff may be unable to process a request for information made to a district

~~or field office as promptly as a request made to the commission's administrative office)) concerning whether a common or contract carrier of solid waste or motor freight currently has operating authority; the scope of that authority; and the current commission-published tariffs of carriers of motor freight. Requests for inspection or copying of records which are the source of the information must comply with WAC 480-04-090.~~

(3) Documents or written requests for information should be submitted to the office of the secretary of the commission. Written communications should be in the form and should contain the information prescribed in WAC 480-09-100.

(4) ~~((Requests)) Any person may ((be made)) request information from the commission by telephone ((to the commission's public number, and will be routed)) or electronic mail. The commission will do its best to route the inquiry to staff who can assist the requester.~~

AMENDATORY SECTION (Amending Order R-368, Docket No. A-910530, filed 3/5/92, effective 4/5/92)

WAC 480-04-060 Public records available; hours for inspection and copying. (1) Except as otherwise provided by RCW 42.17.310 (exempt records), RCW 42.17.260(6) (lists of individuals requested for commercial purposes), RCW 80.04.095 (records containing commercial information), WAC 480-09-015, these rules, and other provisions of the law, all public records of the commission, as defined in WAC 480-04-020(1), are available for public inspection and copying.

(2) The commission shall act promptly on requests for inspection and copying.

(3) The commission shall respond in accordance with these rules to requests received by mail for identifiable public records.

(4) Public records shall be available for inspection and copying during the commission's customary office hours. For purposes of this chapter, the customary office hours of the commission's administrative ~~((and district))~~ office~~((s))~~ shall be from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding legal holidays.

AMENDATORY SECTION (Amending Order R-368, Docket No. A-910530, filed 3/5/92, effective 4/5/92)

WAC 480-04-065 Records index. The commission will publish and index its significant adjudicative decisions; declaratory orders; ~~((and))~~ interpretive statements; and policy statements.

(1) Each month, the commission will publish ~~((separately))~~ and make available to subscribers its adjudicative ~~((decisions))~~ orders entered the prior month which resolve contested issues or which it believes will be of interest or significance. ~~((The commission))~~ Each publication will include declaratory orders ~~((and))~~; interpretive and policy statement~~((s))~~; and will include a summary of the decisions, orders, and statements ~~((with each publication)).~~

(2) The commission will annually publish indices of the principles which are applied in the text of published orders and statements entered during the prior year.

(3) The publications will be available for sale at the commission's estimated actual cost of reproduction and

distribution. They will also be available for inspection during office hours ~~((in each district office of the commission and))~~ in the ~~((commission's library))~~ commission branch of the Washington state library, associated with its headquarters office in Olympia.

AMENDATORY SECTION (Amending Order R-368, Docket No. A-910530, filed 3/5/92, effective 4/5/92)

WAC 480-04-070 Public records officer. The secretary of the commission is the public records officer of the commission for all records maintained by the commission. The secretary's office is located in the commission's administrative office. ~~((As the commission's))~~ The public records officer~~((, the secretary))~~ shall be responsible for implementing the commission's rules ~~((and regulations))~~ regarding release of public records; coordinating the staff of the commission in this regard; and for compliance by the staff with the public records disclosure requirements of chapter 42.17 RCW.

AMENDATORY SECTION (Amending Order R-368, Docket No. A-910530, filed 3/5/92, effective 4/5/92)

WAC 480-04-090 Requests for public records. (1) Most requests for public records can be handled quickly and informally. You may ask to look at a document, or get a copy of a document. You may ask orally, in person or by telephone. You may also ask informally in writing, by letter or electronic mail. Requests may be made by electronic mail to <records@wutc.wa.gov>.

(2) The commission normally requires a written request.

(a) If you ask for large quantities of information, or have a list or an unusual request, the commission may need a written record to make sure that you get all the information you have requested, or to make sure that the charges are proper.

(b) If the information that you want might be within one of the exceptions of the law requiring disclosure, the commission may need a written request to make sure that the decision is made properly, by the right person, and that you get the response you are entitled to. Examples of information that might be exempt from disclosure include documents that have been designated "confidential" by the person providing them to the commission, documents containing private or personal information, and documents that may be involved in litigation or hearings.

RCW 42.17.250 through 42.17.320 require that agencies prevent unreasonable invasions of privacy, protect public records from damage or disorganization, and prevent excessive interference with essential functions of the agency~~((and))~~. RCW 80.04.095 protects records containing commercial information. ~~((To allow compliance with those statutes, public records (other than public information identified in WAC 480-04-050) may be inspected or copies of such records may be obtained, by members of the public, in accordance with the following procedures:~~

~~((1) A request shall be made in writing upon a form prescribed by the commission or in a letter containing equivalent supporting information. The prescribed form shall be available at the commission's administrative office and at each of its district and field offices.~~

~~(2) A request shall be made during the commission's customary office hours.~~

~~(3) A)~~ (3) If you need to make a written request for information, you may use a "public records request" form provided by the commission or you may write a letter that contains the information listed below. If you want to use the form, you can get a copy at the commission's office or you can ask to have it sent to you.

~~(4) Written requests for documents should be addressed to the secretary of the commission. You may give the request ((may be initiated at any office of the commission, by giving the written request)) to the receptionist or to any other available commission staff member; except that a request for a record ((or portion thereof)) which has been designated as confidential under the provisions of RCW 80.04.095 or WAC 480-09-015 must be submitted to the secretary of the commission as ((provided in)) required by WAC 480-09-015(5). ~~((Mailed requests should be addressed to the secretary of the commission.~~~~

~~(4))~~ (5) A request shall include the following information:

~~(a) ((The name of the person requesting the record;~~
~~(b) The time of day and calendar date on which the request is made;~~

~~(c) If the person requesting the record represents another individual or organization on whose behalf the request is made, the identity of such individual or organization;~~

~~(d) A statement, heading or other clear indication that the request is a request for inspection and/or copying of public records, and a statement of the nature of the access requested (copying or inspection, or both);~~

~~(e) A description of the record requested sufficiently specific to allow the record to be readily identified. A reference to the requested record as it is described in the current index maintained by the secretary of the commission will be helpful in identifying it;~~

~~(f)) Your name and address.~~

~~(b) When you are making the request.~~

~~(c) For whom (the individual, business, or other organization) you are making the request, if not only for yourself personally.~~

~~(d) A clear indication (such as in a heading or title) that you are requesting public records, to help make sure that the request is handled properly.~~

~~(e) Whether you want to inspect the document or get a copy of it, or both.~~

~~(f) A description of the record you want that is clear enough that commission staff can find the record. If you know how it is described in the index maintained by the secretary of the commission, that would be helpful in identifying it.~~

~~(g) A statement of whether a purpose of the request is to obtain a list of individuals to be used for commercial purposes.~~

~~((5))~~ (6) Commission staff will make a reasonable effort to assist in identifying and ((securing)) providing the public record ((requested)).

(7) The commission may waive the need for a completed form when doing so supports the commission's administrative convenience and is not inconsistent with legal requirements or public policies.

AMENDATORY SECTION (Amending Order R-368, Docket No. A-910530, filed 3/5/92, effective 4/5/92)

WAC 480-04-095 Disclosure procedure. (1) ~~((If a request is incomplete or otherwise deficient,))~~ The secretary ((or the secretary's designee)) will promptly notify ((the requester of the deficiency which has been identified in the request,)) you if commission staff notices that the request is incomplete, and will ((endeavor to)) tell you what the problem is. The secretary will assist ((the requester)) you in completing or correcting ((the)) your request. Notifying the requester of a deficiency is not a denial of the request. The secretary may ((take action)) act on a deficient request to the extent ((appropriate, consistent with the commission's obligation to respond promptly to requests for public records)) that doing so is reasonable.

(2) Upon ((the receipt of)) receiving a ((sufficient)) complete request, the secretary ((or the secretary's designee)) shall review ((a)) the requested record((s)) to determine whether the record or a portion of ((the record)) it is exempt from disclosure under ((the provisions of)) RCW 42.17.260, 42.17.310, or other provision of law. The review shall ((include a determination of)) also discover whether any of the requested records include confidential information, as defined in WAC 480-09-015((, is being requested, and whether the record or any portion of the record has been)) or designated as confidential under ((the provisions of)) RCW 80.04.095 and WAC 480-09-015.

(3) To the extent required ((to prevent an unreasonable invasion of)) protect the personal privacy interests protected by RCW 42.17.310 and 42.17.315, the commission will delete identifying details from a public record when it makes the record available or publishes it. In each case, the ((justification)) reasons for the deletion will be explained in writing.

(4) Only the secretary((, or in the absence of the secretary, the acting secretary,)) is authorized to deny requests for public records under these rules. Any action other than ((the)) granting ((of)) access to public records, when taken by a person other than the secretary ((or acting secretary)), is a deferral of action, and not a denial of a request. Any commission staff member who does not grant access to a public record ((upon)) when a ((sufficient)) complete written request is made must immediately ((remit)) take or send the requested document together with the written request to the secretary ((or acting secretary)) for prompt decision granting or denying the request.

(5) ((A response by the secretary or acting secretary refusing, in whole or part, inspection of any public record shall specify the reasons for the denial, in writing, at the time of the denial, including a statement of the specific exemption authorizing the withholding of the record and a brief explanation of how the exemption applies to the record withheld. The remainder of the record shall be promptly disclosed.)) When the secretary refuses to grant access to all or part of a public record, she or he shall provide the requester a written statement identifying the exemption authorizing the action and how it applies to the requested record. Any portion of the record that is not subject to exemption shall be promptly disclosed.

(6) Records containing "confidential information."

PROPOSED

(a) If a requested record contains information that ~~((the information provider))~~ has been designated confidential under ~~((the provisions of))~~ RCW 80.04.095 and WAC 480-09-015, and the requester has not specifically requested confidential information, the secretary shall ~~((advise))~~ tell the requester that material ~~((in the file or group of documents))~~ has been designated confidential, and ~~((shall confirm))~~ make sure that the requester ~~((is requesting such))~~ does want the confidential information, ((prior to)) before processing the request ~~((under WAC 480-09-015)).~~

(b) ~~((To the extent))~~ A request ~~((is))~~ for a record ~~((or portion thereof))~~ designated as confidential under the provisions of RCW 80.04.095 and WAC 480-09-015~~((, it))~~ shall be processed in accordance with the provisions of WAC 480-09-015.

(7) ~~((Any person continuing to seek disclosure,))~~ After ~~((having received))~~ receiving a written explanation for nondisclosure ~~((pursuant to))~~ under this rule, any person who still wants disclosure may request a review under the provisions of WAC 480-04-120.

AMENDATORY SECTION (Amending Order R-340, Docket No. A-900424, filed 3/14/91, effective 4/14/91)

WAC 480-04-100 Copying and service costs. The commission ~~((shall))~~ will provide copies of ~~((information and))~~ public records upon ~~((written))~~ request.

(1) The commission shall charge a published fee for ~~((each single sided page of copy, provided that no charge shall be made for a photocopy of a record consisting of five single sided pages or fewer))~~ copying and providing information. The commission may, by order, establish and change prices and establish the maximum number of various kinds of copies that will be provided without charge.

(2) Except as provided in WAC 480-09-125, the ~~((base))~~ charges for services ~~((shall be))~~ at the time this rule is adopted are as follows:

(a) Photocopies ~~((shall cost twenty)),~~ fifteen cents per page for fifty-one or more copies.

(b) Certified copies ~~((shall cost two dollars and fifty cents)),~~ three dollars per certified sheet.

(c) Telefacsimile (FAX) transmissions ~~((shall cost)),~~ fifty cents per page, for transmissions of six or more pages.

(d) Computer lists or printouts ~~((shall cost)),~~ fifty cents per page for six or more pages.

(e) Computer data copied onto floppy ~~((disks))~~ diskettes shall cost five dollars per ~~((disk))~~ diskette.

(f) Audio tapes ~~((shall cost four)),~~ five dollars each.

(g) Video tapes ~~((shall cost fifteen)),~~ five dollars each.

(h) Color copies, one dollar per page.

(i) No charge is made for documents provided by electronic mail.

(3) Sales tax, at the current rate, shall be added to the ~~((base))~~ price of each item.

AMENDATORY SECTION (Amending Order R-368, Docket No. A-910530, filed 3/5/92, effective 4/5/92)

WAC 480-04-110 ((Exemptions, qualifications on nondisclosure.)) Information for commercial purposes. ~~((1))~~ The commission reserves the right to determine that a public record requested in accordance with the procedures outlined in WAC 480-04-090 is exempt from disclosure

~~under the provisions of RCW 42.17.260, 42.17.310, or any other provision of law.~~

~~((2))~~ In addition, pursuant to RCW 42.17.260(1), the commission reserves the right to delete identifying details when it makes available or publishes any public record, in any case when there is reason to believe that disclosure of such details would be an invasion of personal privacy protected by chapter 42.17 RCW. The justification for the deletion will be explained in writing.

~~((3))~~ The commission will not give, sell, or provide access to lists of individuals requested for commercial purposes,)) Except as provided in RCW 42.17.260(6), the commission will not give, sell, or provide access to lists of individuals if the information is requested for commercial purposes.

~~((4))~~ To the extent that nondisclosable information can be deleted from the specific records sought, the remainder of the records shall be disclosable.

~~((5))~~ No exemptions shall be construed to require nondisclosure of statistical information not descriptive of identifiable persons, as required by RCW 42.17.310(2).))

AMENDATORY SECTION (Amending Order R-368, Docket No. A-910530, filed 3/5/92, effective 4/5/92)

WAC 480-04-120 Review of denials of public records requests. (1) If ~~((the person requesting))~~ you are denied disclosure ((disagrees)) of a public document and disagree with the denial ~~((of a request for a public record, the person))~~ you may ((petition for prompt review of the decision by submitting a written request for review to the secretary)) ask the secretary, in writing, for a review of the denial. The ~~((written))~~ request for review shall ~~((specifically refer to the))~~ describe or enclose the secretary's written statement ~~((by the secretary or acting secretary))~~ which constituted or accompanied the denial. Requesting this review is optional~~((, and failure to request this review does not constitute failure to exhaust administrative remedies)).~~

(2) A request for review may be made in person at the commission's administrative office ~~((or at a district office,))~~ or may be made by mail or electronic mail. ~~((Response to a request which is made at a district office or by mail may take longer than response to a request made at the administrative office.))~~

(3) Promptly after receiving a written request for review ~~((of a decision denying disclosure,))~~ the secretary ~~((or acting secretary))~~ shall review the ~~((denial))~~ decision. ~~((The secretary or acting secretary))~~ He or she may reconsider the denial decision, or may refer the request to the commission for review at a ~~((regular or special))~~ commission meeting ((of the commission)).

(4) ~~((If a revised decision is not sooner returned,))~~ The commission's review of a decision denying disclosure ((shall be deemed completed)) is final at the end of the second business day following the secretary's ~~((or acting secretary's))~~ initial denial decision, ~~((and the commission's final decision shall be deemed to be a denial of disclosure. Completion of the review shall constitute final commission action for purposes of judicial review))~~ unless the commission provides a revised decision to the requester during that period. This ~~((provision shall))~~ does not ((be construed to prohibit)) prevent the commission from reversing a denial

after the end of the second business day following the initial denial decision.

AMENDATORY SECTION (Amending Order R-368, Docket No. A-910530, filed 3/5/92, effective 4/5/92)

WAC 480-04-130 Protection of public records. (1) ~~((Copying of public documents shall be done by commission personnel only, upon the request of members of the public under the procedures set out in these rules, unless the secretary determines that it is consistent with the procedures and not disruptive of commission operations to allow the member of the public to perform the copying.))~~ Only commission staff may copy public documents unless the secretary decides that copying by others will not disrupt commission administration or pose any risk to the integrity and safety of the documents.

(2) ~~No ((commission)) person may take any document ((may be physically removed by a member of the public)) from the area designated by the secretary for the public inspection of documents unless the secretary ((or the acting secretary)) authorizes ((its removal)) doing so.~~

(3) When a member of the public ~~((requests))~~ asks to examine an entire file or group of documents, as distinguished from ~~((a request to examine certain individual))~~ specific documents ~~((which))~~ that can be individually identified and supplied ~~((by themselves)), the commission ((shall be allowed)) may take a reasonable time ((to inspect the file)) for inspection to ((determine whether it contains)) remove any material designated as confidential ~~((or))~~ and any information protected from disclosure by RCW 42.17.310 or other provision of law.~~

AMENDATORY SECTION (Amending Order R-222, Cause No. TE-1817, filed 10/10/84)

WAC 480-11-010 Authority. This chapter is ~~((promulgated pursuant to))~~ created under the authority granted in RCW 43.21C.120 and chapter 197-11 WAC.

AMENDATORY SECTION (Amending Order R-222, Cause No. TE-1817, filed 10/10/84)

WAC 480-11-020 Incorporation of chapter 197-11 WAC. The commission adopts provisions of chapter 197-11 WAC (SEPA guidelines adopted by the department of ecology ((on January 26, 1984) are adopted by the Washington state utilities and transportation commission, and are incorporated into this chapter by this reference, to the extent that the provisions of chapter 197-11 WAC are)) effective on December 1, 1997) applicable to the ((commission)) Washington utilities and transportation commission. A copy of the rules adopted by reference in this section is available for inspection at the Washington utilities and transportation commission branch of the Washington state library, associated with the commission's headquarters office in Olympia.

AMENDATORY SECTION (Amending Order R-222, Cause No. TE-1817, filed 10/10/84)

WAC 480-11-030 Designation of responsible official. The responsible official for the commission for matters ((relating to transportation shall be the assistant administrator for transportation. The responsible official for the commis-

sion for matters relating to public utilities shall be the utilities and accounting administrator)) affected by SEPA is the director of regulatory services.

**WSR 97-22-083
PROPOSED RULES
UTILITIES AND TRANSPORTATION
COMMISSION**

[Filed November 4, 1997, 4:04 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-17-046.

Title of Rule: Repeal of chapters 480-35, 480-69, and 480-150 WAC. Docket No. A-970591.

Purpose: Repeal chapter 480-35 WAC, Limousine charter party carriers; chapter 480-69 WAC, Railroad companies—Track scales; and chapter 480-150 WAC, Compliance with Economic Stabilization Act of 1970, all of which relate to programs that the commission no longer administers.

Statutory Authority for Adoption: RCW 80.04.010.

Statute Being Implemented: RCW 80.04.010.

Summary: See "Purpose" above.

Reasons Supporting Proposal: See "Purpose" above.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Steve McLellan, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, (360) 664-1174.

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

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

Explanation of Rule, its Purpose, and Anticipated Effects: This proposal would repeal three chapters of the administrative code that relate to subjects that are no longer administered by the commission.

Proposal Changes the Following Existing Rules: The proposal would repeal three existing chapters.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This action has no effect on business' costs of operation.

RCW 34.05.328 does not apply to this rule adoption. The commission is not an agency to which RCW 34.05.328 applies, and this rule change is not a significant legislative rule as defined therein.

Hearing Location: Commission Hearing Room, Chandler Plaza, Second Floor, 1300 South Evergreen Park Drive S.W., Olympia, WA 98504, on December 10, 1997, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Pat Valentine by December 3, 1997, TDD (360) 586-8303, or (360) 664-1133.

Submit Written Comments to: Steve McLellan, Secretary, Washington Utilities and Transportation Commission, P.O. Box 47250, Olympia, WA 98504-7250, FAX (360) 586-1150, by December 1, 1997.

Date of Intended Adoption: December 10, 1997.

PROPOSED

October 31, 1997
Gloria Papiec
for Steve McLellan
Secretary

WSR 97-22-084
PROPOSED RULES
DEPARTMENT OF ECOLOGY

[Order 97-15—Filed November 4, 1997, 4:09 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-12-092.

Title of Rule: Chapter 173-563 WAC, Instream resources protection program for the main stem Columbia River and chapter 173-531A WAC, Water resource program for the John Day-McNary Pools Reach of the Columbia River, WRIA 31 and parts of WRIsAs 32, 33, and 37.

Purpose: To ensure that any new water right permits for diversion or withdrawals from the Columbia River are conditioned with adequate instream flow protection conditions.

Statutory Authority for Adoption: RCW 90.54.040, WAC 173-563-090, 1997 ESHB.

Statute Being Implemented: RCW 90.54.040 (Water Resources Act of 1971).

Summary: Chapters 173-563 and 173-531A WAC would be amended to state that current instream flows in chapter 173-563 WAC would not apply to new water right permits approved after July 27, 1997. Such water right permits would be conditioned on a case-by-case basis following consultation by ecology with appropriate state and federal agencies and Indian tribes regarding possible impacts on fisheries and existing water rights.

Reasons Supporting Proposal: The existing instream flows were adopted in the early 1980s and do not adequately address the flow issues associated with the various endangered fish stocks in the Columbia Basin.

Name of Agency Personnel Responsible for Drafting: Thom Lufkin, 300 Desmond Drive, Lacey, (360) 407-6631; **Implementation and Enforcement:** Regional staff, Yakima and Spokane, (509) 575-2490; (509) 456-2926.

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

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

Explanation of Rule, its Purpose, and Anticipated Effects: The Department of Ecology put a moratorium on new water appropriations from the Columbia River in 1992; in 1994 the moratorium was extended until 1999. However, ESHB 1110, passed in the 1997 legislative session, ended the moratorium as of July 27, 1997.

The existing instream flows were adopted in the early 1980s and do not adequately address the flow issues associated with the various endangered fish stocks in the Columbia River Basin. Chapters 173-563 and 173-531A WAC would be amended to state that the current instream flow levels in chapter 173-563 WAC would not apply to new water right permits approved after July 27, 1997. Any newly approved water right permits would be conditioned on a case-by-case basis following a consultation by ecology with appropriate

state and federal agencies and Indian tribes regarding potential impacts on weak fish stocks and existing water rights.

Proposal Changes the Following Existing Rules: See Explanation of Rule above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule amendment results from the legislation which voided a moratorium on processing applications for new water right permits from the Columbia River main stem. The effect of the rule is that a means is created to process permit applications, should a situation occur in which it is appropriate to do so, while continuing to protect instream flows necessary for the various endangered salmon stocks in the basin. The economic impact on small businesses is potentially improved as a result.

RCW 34.05.328 does not apply to this rule adoption. This rule amendment is proposed as a consequence of legislation passed in the 1997 session, which voided a moratorium on processing applications for new water right permits from the Columbia River main stem. Because this could have led to use of outdated instream flow conditions on new permits, the rule is necessary to protect instream flows for endangered fish stocks while meeting the legislative intent of allowing for the possibility of new water right permits from the main stem Columbia River.

Hearing Location: All hearings will be held from 7:00 p.m. to 9:00 p.m.

In Spokane, Tuesday, December 9, 1997, Department of Ecology, Second Floor Conference Room, North 4601 Monroe, Suite 202, Spokane; in Kennewick, Wednesday, December 10, 1997, Department of Ecology, Large Conference Room, 1315 West Fourth Avenue, Kennewick; in Yakima, Thursday, December 11, 1997, Department of Ecology, Waterfall-Seafoam Rooms, 15 West Yakima Avenue, Suite 200, Yakima; in Colville, Tuesday, December 16, 1997, Stevens County Courthouse, Room 215, Commissioners' Hearing Room, 215 South Oak, Colville; in Bridgeport, Wednesday, December 17, 1997, Bridgeport High School, Library, 1350 Tacoma, Bridgeport; and in Wenatchee, Thursday, December 18, 1997, Department of Transportation, Area 1 Maintenance Building, Conference Room, 2830 Euclid Avenue, Wenatchee.

Assistance for Persons with Disabilities: Contact Felecia Curtis by November 19, 1997, TDD (360) 407-6006, or (360) 407-6199.

Submit Written Comments to: Thom Lufkin, Water Resources, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600, FAX (360) 407-7162, by December 26, 1997.

Date of Intended Adoption: January 28, 1998.

October 21, 1997

Daniel J. Silver
Deputy Director

AMENDATORY SECTION (Amending Orders DE 82-35 and DE 82-35A, filed 10/7/82 and 10/8/82)

WAC 173-563-020 Applicability. (1) This chapter applies to public surface waters of the main stem Columbia River in Washington state and to any ground water the withdrawal of which is determined by the department of

ecology to have a significant and direct impact on the surface waters of the main stem Columbia River.

The extent of the "main stem" Columbia River shall be the Columbia River from the upstream extent of tidal influence (Bonneville Dam-River Mile 146.1) upstream to the United States-Canada border (River Mile 745) and including those areas inundated by impounded waters at full pool elevations.

(2) Chapter 173-500 WAC, the general rules of the department of ecology for the implementation of the comprehensive water resources program mandated by RCW 90.54.040, applies to this chapter.

(3) Nothing in this chapter shall affect existing water rights, riparian, appropriative, or otherwise, existing on the effective date of this chapter, including existing rights relating to the operation of any navigation, hydroelectric, or water storage reservoir, or related facilities. This exemption includes rights embodied in all water right permits and certificates existing on the effective date of this chapter.

(4) ~~(Water right permits and certificates for domestic/municipal water supplies issued subsequent to the effective date of this rule shall not be subject to the provisions of this chapter.)~~ The instream flows established and implemented by this chapter for instream and out-of-stream uses, and the average weekly flows applied by this chapter to out-of-stream uses do not apply to any application for water from the main stem Columbia River on which a decision is made by the department of ecology on or after July 27, 1997. Any water right application on which a decision is made by the department on or after that date will be evaluated on a case-by-case basis. Any permit which is then approved for the use of such waters will be, if deemed necessary, subject to instream flow protection or mitigation conditions determined by the department after consultation with appropriate state and federal agencies and Indian tribes, regarding possible impacts on fisheries and existing water rights.

(5) Waters withdrawn by the United States pursuant to RCW 90.40.030 prior to the effective date of this rule relating to the second half of the Columbia basin project, and water right permits and certificates hereafter issued by the department of ecology pertaining to such withdrawn waters, are not subject to the provisions of this chapter.

(6) For the purposes of this chapter, average weekly flows shall be the average of the daily average flows reported in the Columbia River operational hydromet and management system (CROHMS) for a seven-day period beginning at 12:01 a.m. Monday and ending at midnight on Sunday. When the beginning of the seven-day period defined in this section does not correspond to the dates on which flows are established in WAC 173-563-040, the flow requirements for that week shall be the arithmetic average of the required flows listed in WAC 173-563-040 for each of the seven days, rounded to the nearest 1,000 cfs.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 173-563-015 Withdrawal of unappropriated waters.

AMENDATORY SECTION (Amending Order DE 80-19, filed 6/24/80)

WAC 173-531A-060 Permit conditions. All permits issued for waters reserved under WAC 173-531A-040 or 173-531A-050 after the effective date of this chapter and prior to July 27, 1997, shall be subject to the provisions of chapter 173-563 WAC - instream resources protection program for the main stem ((of the)) Columbia River in Washington state. Any application for waters reserved under WAC 173-531A-040 or 173-531A-050 on which a decision is made by the department on or after July 27, 1997, will be evaluated on a case-by-case basis. Any permit which is then approved for the use of such waters will be, if deemed necessary, subject to instream flow protection or mitigation conditions determined by the department after consultation with appropriate state and federal agencies and Indian tribes, regarding possible impacts on fisheries and existing water rights.

WSR 97-22-086

WITHDRAWAL OF PROPOSED RULES GAMBLING COMMISSION

(By the Code Reviser's Office)

[Filed November 4, 1997, 4:30 p.m.]

WAC 230-12-230, proposed by the Gambling Commission in WSR 97-09-074, appearing in issue 97-09 of the State Register, which was distributed on May 7, 1997, is withdrawn by the code reviser's office under RCW 34.05.335(3), since the proposal was not adopted within the one hundred eighty day period allowed by the statute.

Kerry S. Radcliff, Editor
Washington State Register

WSR 97-22-087

PROPOSED RULES DEPARTMENT OF FISH AND WILDLIFE

(Fisheries)

[Filed November 5, 1997, 8:16 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-19-091.

Title of Rule: Sale of eggs and carcasses by volunteer cooperatives and regional enhancement groups.

Purpose: Provide for accounting mechanism.

Statutory Authority for Adoption: RCW 75.50.100, 75.52.035.

Statute Being Implemented: RCW 75.50.100, 75.52.035.

Summary: Clarify definitions; provide accountability and procedure for carcass and egg sales.

Reasons Supporting Proposal: Accountability.

Name of Agency Personnel Responsible for Drafting: Evan Jacoby, 1111 Washington Street, Olympia, 902-2930; Implementation: Sandi Snell, 1111 Washington Street, Olympia, 902-2229; and Enforcement: Ron Swatfigure, 1111 Washington Street, Olympia, 902-2927.

PROPOSED

Name of Proponent: Washington State Department of Fish and Wildlife, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: These rules provide for accountability of salmon carcass and salmon egg sales, and the distribution of the funds received. They protect department programs by ensuring that eggs are first used for production, and allow for increasing the scope of volunteer cooperative projects and fisheries regional enhancement groups by providing necessary funding.

Proposal Changes the Following Existing Rules: Changes definitions and project recovery of reimbursable expenses.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule affects volunteers, not small businesses.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption. Not hydraulics rules.

Hearing Location: Red Lion Inn, Spokane, on December 12-13, 1997, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Robin Ayers by December 1, 1997, TDD (360) 902-2295, or (902) [(360)] 902-2933.

Submit Written Comments to: Evan Jacoby, 600 Capitol Way North, Olympia, WA 98501, FAX (360) 902-2940, by December 5, 1997.

Date of Intended Adoption: December 13, 1997.

November 4, 1997

Evan Jacoby
Rules Coordinator

AMENDATORY SECTION (Amending Order 90-06, filed 1/30/90, effective 3/2/90)

WAC 220-140-010 Definitions. The following definitions apply to this chapter:

(1) "Regional fisheries enhancement group" or "group" means a nonprofit association established in compliance with Title 24 RCW, representing diverse interests, and which will work together within a predesignated area for the express purpose of enhancing salmon production and habitat in that area.

(2) (~~"Enhancement project" means a project undertaken or overseen by a group, whether publicly or privately funded, the goal of which project is an increase in the salmon resource of the state. Enhancement projects include both salmon production and salmon habitat improvement.~~

(3) (~~"Regional enhancement task force" means persons, representing diverse interests, who have been designated by the department of fisheries to review the establishing of groups, to select among competing prospective groups, and to review start up enhancement project applications. Should the legislature authorize a regional fisheries enhancement group advisory board, the board shall take over the responsibilities of the task force.~~) "Regional fisheries enhancement group's project surplus viable salmon eggs" means those viable salmon eggs that are surplus to both the needs of the department and other public entities within the state and to the group itself. The priority for use of viable salmon eggs is as established in chapter 220-74 WAC.

NEW SECTION

WAC 220-140-040 Project funds from the sale of surplus salmon carcasses and eggs. (1) Regional fisheries enhancement groups whose projects produce surplus salmon carcasses and eggs may request that the department sell such surplus, providing the following conditions are met:

(a) Salmon must be returning to a department approved group facility (hatchery, trap or weir);

(b) An approved and current salmon rearing project must be on file with the department;

(c) The department must declare that a surplus exists beyond the needs of the department, tribes, other public entities, and group project requirements; and

(d) Use of funds generated by such sale will be approved by the regional fisheries enhancement group advisory board and the department, using the same procedure as established for handling moneys allocated from the regional fisheries enhancement group account.

(2) The department may sell the surplus salmon carcasses, nonviable eggs and viable eggs of a group project. Surplus viable salmon eggs shall be sold by the department as prescribed in chapter 220-74 WAC, Surplus salmon eggs. A group may not sell any salmon products resulting from its activities.

(3) All money received by the department from the sale of group surplus salmon carcasses, nonviable eggs and viable eggs shall be placed into the regional fisheries enhancement group account and used solely to fund the expenses of approved activities for the group that developed the project.

(4) All money received by the department from the sale of surplus salmon carcasses, nonviable eggs and viable eggs returning to state funded hatcheries shall be placed into the general regional fisheries enhancement group account. Eighty percent of this money will be distributed equally to each of the twelve groups and twenty percent will be used by the department to administer the program.

(5) All fish produced from an approved group project are intended for release into state waters. Live fish will not be transported from a group project without prior written approval of the department.

(6) Surplus carcasses from salmon returning to a group project may be seeded into and along streams if a plan to do so has been preapproved and coordinated by the department.

AMENDATORY SECTION (Amending Order 89-02, filed 1/6/89)

WAC 220-130-020 Definitions. For the purposes of this chapter:

(1) Project means a volunteer fisheries resource project.

(2) (~~(Director's))~~ Commission's designee means the director, deputy director or the assistant director for resource management having departmental authority over the species being enhanced by the volunteer program.

(3) Reimbursable expense means an actual expense of the volunteer cooperative project that may be reimbursed by the department to the project from funds generated by the sale of surplus salmon eggs and salmon carcasses from that project. Reimbursable expenses include but are not limited to: Fish food; hardware items; lumber; telephone; electricity; salary for hired labor; office supplies; mileage; insurance; fish culture supplies. Nonreimbursable expenses include

purchases of items that have certificate of title or ownership, including but not limited to real estate and motor vehicles, or expenses for debt reduction.

(4) Volunteer cooperative project surplus salmon eggs means those viable salmon eggs that are surplus to both the needs of all programs of the department and other public entities within the state and to the volunteer cooperative project itself. Priority of use of viable eggs ((by the department and other public entities)) is ((the highest priority, and project use is second only to departmental and public entity use)) as established by chapter 220-74 WAC.

AMENDATORY SECTION (Amending Order 89-02, filed 1/6/89)

WAC 220-130-070 Project recovery of reimbursable expenses. ((1) In order for a project to recover reimbursable expenses, the project must have an annual budget pre-submitted and approved by the department. The budget must generally show expected expenses, including the names of all persons expected to draw salaries as hired labor.

(2) The department may sell the products of a project when they are available. The project may not sell products. Nonviable salmon eggs and salmon carcasses shall be sold under competitive bidding. Volunteer cooperative project surplus salmon eggs shall be sold as prescribed by chapter 220-74 WAC, Surplus salmon eggs.

(3) All moneys received by the department from the sale of project products shall be placed into a special account used solely to fund the reimbursable expenses of that project.

(4) The project shall annually submit a list of expenses, which will be reviewed by the director or his designee. The department may require actual receipts for items purchased and will require signed timesheets for hired labor salary expenses.

(5) Reimbursable expenses shall be limited to the actual annual operating expenses of the project. No profit may be realized by the project, and no moneys shall apply to amortization or depreciation.

(6) Moneys accruing in excess of the reimbursable expense amount, as determined by the director, shall annually be remitted to the state general fund.)) (1) For a project to recover expenses from the sale of surplus salmon carcasses and eggs resulting from project supplementation activities, the following requirements must first be met:

(a) Salmon must be returning to a department approved group facility (hatchery, trap or weir);

(b) An approved and current salmon rearing project must be on file with the department;

(c) The agency must declare that a surplus exists beyond the needs of the department, tribes, other public entities, volunteer cooperative projects and regional fisheries enhancement group requirements; and

(d) An annual budget must be presubmitted and approved by the department.

The department shall indicate which expenses are approved for reimbursement. The budget must be submitted to the department by the first of July preceding the expected return of the salmon, and show expected expenses. To collect the funds the project shall annually submit a list of expenses for review by the commission or its designee. The department shall require actual receipts for items purchased.

Expenses shall be limited to the actual annual operation expenses of the project as detailed in the preapproved budget. No profit may be realized by the project and no money shall apply to amortization or depreciation.

(2) The department may sell surplus salmon carcasses and nonviable eggs of a project. If the department cannot sell the surplus salmon carcasses and nonviable eggs of a project, then the project may sell them directly, subject to the following guidelines:

(a) Surplus salmon carcasses and nonviable eggs shall be sold under a competitive bidding system;

(b) The project must provide bid information to the commission or its designee for approval prior to any sale;

(c) Revenue resulting from the sale must be deposited by the successful bidder into a special account of the department and used solely to fund the approved expenses of the project that produced the surplus;

(d) Salmon products provided to the volunteer cooperative project by the successful bidder as part of the approved sale arrangement shall strictly adhere to applicable department of health and department of agriculture requirements;

(e) The project shall provide to the department detailed accounting records of salmon products provided by the successful bidder as part of the approved sale arrangement, including: Types and amount of salmon product received; monthly disposition of salmon products including amount sold, amount in storage, or amount no longer viable, and total moneys collected; and

(f) All revenue from the sale of salmon products provided to the successful bidder as part of the approved sale arrangement shall be deposited into a special account of the department and used solely to fund the approved expenses of the volunteer cooperative project that produced the surplus.

(3) The department may sell the surplus viable salmon eggs of a project. Surplus viable salmon eggs will be sold by the department as prescribed in chapter 220-74 WAC. Revenue received shall be deposited into a special account of the department and used solely to fund the approved expenses of the project that produced the surplus. Surplus viable salmon eggs may not be sold by a project.

(4) Revenue from the sale of surplus salmon carcasses and eggs placed into the special account of the project producing the surplus may not exceed the amount reflected by the current preapproved budget for project expenses. Moneys accruing in excess of the approved expense amount, as determined by the commission or its designee, shall annually be remitted to the state general fund.

(5) All fish produced from a project are intended for release into state waters. Live fish will not be transported from a project without prior written approval of the department.

(6) Surplus carcasses of salmon returning to an approved volunteer cooperative project may be seeded into and along streams for the purpose of nutrient enrichment if a plan has been preapproved and coordinated with the department.

WSR 97-22-091
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE
 (Wildlife)

[Filed November 5, 1997, 8:24 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-19-027.

Title of Rule: To adopt WAC 232-12-069 Transport tag fees for black bear and cougar.

Purpose: Adopt new WAC 232-12-069 Transport tag fees for black bear and cougar.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.32.340.

Summary: The WAC establishes transport tag fees for black bear and cougar.

Reasons Supporting Proposal: Authority to establish transport tag fees for black bear and cougar was provided to the Fish and Wildlife Commission during the last legislative session.

Name of Agency Personnel Responsible for Drafting and Implementation: Dave Britnell, Assistant Director, Wildlife Management, Olympia, (360) 902-2504; and Enforcement: Ron Swatfigure, Assistant Director, Enforcement, Olympia, (360) 902-2932.

Name of Proponent: Washington Fish and Wildlife Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Based on the passing of Initiative 655 and the anticipated reduction in black bear and cougar harvest, we propose to reduce fees to stimulate hunter purchase of tags, thus increasing the incidental harvest of these species. This new WAC establishes transport tag fees for black bear and cougar resident and nonresident hunters. The proposed fee for resident and nonresident black bear transport tags is \$15.00 and \$150.00, respectively. The proposed fee for resident and nonresident cougar transport tags is \$5.00 and \$50.00, respectively.

Proposal does not change existing rules. See above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule does not affect small business.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption.

Hearing Location: Red Lion Inn, North 1100 Sullivan Road, Spokane, WA 99220, phone (509) 924-9000, on December 12-13, 1997, at 8:00 a.m.

Assistance for Persons with Disabilities: Contact Debbie Nelson by November 30, 1997, TDD (360) 902-2207, or (360) 902-2267.

Submit Written Comments to: Washington Department of Fish and Wildlife, Evan Jacoby, 600 Capitol Way North, Olympia, WA 98501-1091, FAX (360) 902-2940, by November 30, 1997.

Date of Intended Adoption: December 13, 1997.

November 5, 1997
 Evan Jacoby
 Rules Coordinator

NEW SECTION

WAC 232-12-069 Transport tag fees for black bear and cougar. Fees for black bear and cougar transport tags shall be as follows:

(1) The fee for a resident black bear tag is fifteen dollars. The fee for a non-resident black bear tag is one hundred fifty dollars.

(2) The fee for a resident cougar tag is five dollars. The fee for a non-resident cougar tag is fifty dollars.

WSR 97-22-092
WITHDRAWAL OF PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Public Assistance)

[Filed November 5, 1997, 8:25 a.m.]

Please withdraw WAC 388-86-112, filed for possible repeal in WSR 97-19-102. The remainder of rules, that have not been previously withdrawn, filed in WSR 97-19-102 are still being considered for repeal.

Merry Kogut, Manager
 Rules and Policies Assistance Unit

WSR 97-22-093
PROPOSED RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Children's Administration)
 (Public Assistance)

[Filed November 5, 1997, 8:27 a.m.]

Original Notice.

Exempt from preproposal statement of inquiry under RCW 34.05.310(4).

Title of Rule: Interstate compact on placement of children: WAC 388-71-005 Duty to provide, 388-71-010 Definitions, 388-71-015 Conditions for placement, 388-71-020 Conditions under which compact applies, 388-71-025 Exemptions, 388-71-030 Child leaving Washington state, 388-71-035 Child entering Washington state, 388-71-040 Procedures for change in placement status, 388-71-045 Retention of jurisdiction, 388-71-050 Financial responsibility, and 388-71-055 Penalty for illegal placement.

Purpose: To repeal duplicative rules. Chapter 388-71 WAC duplicates the language contained in the authorizing section, RCW 26.34.010. These WACs are not necessary because the statute is specifically clear to provide direction to department staff and external parties in the implementation of the Interstate Compact on the Placement of Children.

Statutory Authority for Adoption: RCW 74.08.090.

Statute Being Implemented: Chapter 26.34 RCW and section 209, chapter 409, Laws of 1997 (E2SHB 1032).

Summary: To repeal rules that duplicate statute to comply with Governor Locke's Executive Order 97-02 on regulatory improvement.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Art Cantrall, P.O. Box 45710, Olympia, WA 98504-5710, (360) 902-7956.

PROPOSED

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

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

Explanation of Rule, its Purpose, and Anticipated Effects: These WACs are being repealed because they duplicate the language contained in the authorizing statute, RCW 26.34.010 Interstate Compact on the Placement of Children.

Proposal Changes the Following Existing Rules: Repeals the following rules WAC 388-71-005, 388-71-010, 388-71-015, 388-71-020, 388-71-025, 388-71-030, 388-71-035, 388-71-040, 388-71-045, 388-71-050, and 388-71-055.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Does not impact small businesses.

RCW 34.05.328 does not apply to this rule adoption. This repeal action is exempt under RCW 34.05.328 because it will not change the way the department does business or impact the public.

Hearing Location: Lacey Government Center (behind Tokyo Bento Restaurant), 1009 College Street S.E., Room 104-B, Lacey, WA 98503, on December 9, 1997, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Paige Wall by November 26, 1997, phone (360) 902-7540, TTY (360) 902-8324, e-mail pwall@dshs.wa.gov.

Submit Written Comments to and Identify WAC Numbers: Paige Wall, Acting Rules Coordinator, Rules and Policies Assistance Unit, P.O. Box 45850, Olympia, WA 98504-5850, FAX (360) 902-8292, by December 9, 1997.

Date of Intended Adoption: No sooner than December 10, 1997.

November 3, 1997
Merry A. Kogut, Manager
Rules and Policies Assistance Unit

REPEALER

The following sections of the Washington Administrative Code are repealed:

- 388-71-005 Duty to provide.
- 388-71-010 Definitions.
- 388-71-015 Conditions for placement.
- 388-71-020 Condition under which compact applies.
- 388-71-025 Exemptions.
- 388-71-030 Child leaving Washington State.
- 388-71-035 Child entering Washington State.
- 388-71-040 Procedures for change in placement status.
- 388-71-045 Retention of jurisdiction.
- 388-71-050 Financial responsibility.
- 388-71-055 Penalty for illegal placement.

WSR 97-22-094
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE
(Wildlife)

[Filed November 5, 1997, 8:30 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-19-027.

Title of Rule: To repeal the following sections: WAC 232-28-247 1995 Bighorn sheep auction permit, 232-28-257 Big game auction permits, 232-28-02290 Game management units (GMUs)—Special game areas—Boundary descriptions—Private lands wildlife management areas, and 232-28-256 Cougar permit quotas.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Name of Agency Personnel Responsible for Drafting and Implementation: Dave Brittell, Assistant Director, Wildlife Management, Olympia, (360) 902-2504; and Enforcement: Ron Swatfigure, Assistant Director, Enforcement, Olympia, (360) 902-2932.

Name of Proponent: Washington Fish and Wildlife Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: [No information supplied by agency].

Proposal does not change existing rules.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule does not affect small business.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption.

Hearing Location: Red Lion Inn, North 1100 Sullivan Road, Spokane, WA 99220, phone (509) 924-9000, on December 12-13, 1997, at 8:00 a.m.

Assistance for Persons with Disabilities: Contact Debbie Nelson by November 30, 1997, TDD (360) 902-2207, or (360) 902-2267.

Submit Written Comments to: Washington Department of Fish and Wildlife, Evan Jacoby, 600 Capitol Way North, Olympia, WA 98501-1091, FAX (360) 902-2940, by November 30, 1997.

Date of Intended Adoption: December 13, 1997.

November 5, 1997
Evan Jacoby
Rules Coordinator

REPEALER

The following sections of the Washington Administrative Code are hereby repealed:

- WAC 232-28-247 1995 Bighorn sheep auction permit
- WAC 232-28-257 Big game auction permits
- WAC 232-28-02290 Game management units (GMUs)—Special game areas—Boundary descriptions—Private lands wildlife management areas
- WAC 232-28-256 Cougar permit quotas

PROPOSED

WSR 97-22-095
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE
 (Wildlife)

[Filed November 5, 1997, 8:37 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-19-027.

Title of Rule: To amend WAC 232-28-242 1997-98, 1998-99, 1999-2000 Elk hunting seasons.

Purpose: To amend WAC 232-28-242 1997-98, 1998-99, 1999-2000 Elk hunting seasons and regulations by deleting private lands wildlife management area hunts from this WAC and putting them in their own new WAC.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: The private lands wildlife management area hunts are proposed to be deleted from this WAC and put into another WAC with hunts, rules and boundary descriptions for the PLWMAs.

Reasons Supporting Proposal: Simplify the regulations.

Name of Agency Personnel Responsible for Drafting and Implementation: Dave Britnell, Assistant Director, Wildlife Management, Olympia, (360) 902-2504; and Enforcement: Ron Swatfigure, Assistant Director, Enforcement, Olympia, (360) 902-2932.

Name of Proponent: Washington Fish and Wildlife Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed rule will put the PLWMA hunts in a separate WAC while all other elk hunts will be addressed in April.

Proposal does not change existing rules. See above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule does not affect small business.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption.

Hearing Location: Red Lion Inn, North 1100 Sullivan Road, Spokane, WA 99220, phone (509) 924-9000, on December 12-13, 1997, at 8:00 a.m.

Assistance for Persons with Disabilities: Contact Debbie Nelson by November 30, 1997, TDD (360) 902-2207, or (360) 902-2267.

Submit Written Comments to: Washington Department of Fish and Wildlife, Evan Jacoby, 600 Capitol Way North, Olympia, WA 98501-1091, FAX (360) 902-2940, by November 30, 1997.

Date of Intended Adoption: December 13, 1997.

November 5, 1997

Evan Jacoby

Rules Coordinator

AMENDATORY SECTION [(Amending WSR 97-12-050, filed 6/2/97, effective 7/3/97)]

WAC 232-28-242 1997-98, 1998-99, 1999-2000 Elk hunting seasons and regulations.

ELK SEASONS

Bag Limit: One (1) elk per hunter during the annual (July 1-March 31) hunting season.

Hunting Method: Elk hunters must select one of the hunting methods (modern firearm, archery, muzzleloader).

Tag Required: During the 1997-1998 season: Elk hunters must choose one of the four elk hunting areas (Blue Mountains, Yakima, Colockum or Western Washington) to hunt in and buy the appropriate tag for that area. During the 1998-1999 and 1999-2000 seasons, elk hunters must choose one of the five elk hunting areas (Blue Mountains, Northeastern Washington, Yakima, Colockum, or Western Washington) to hunt in and buy the appropriate tag for that area.

Bull Elk Seasons: Open only to the taking of male elk with visible antlers (bull calves are illegal). Spike bull only or 3-point minimum restrictions apply in most game management units.

Definition: Visible Antler is defined as a horn-like growth projecting above the hairline.

Spike Bull Restriction GMUs: Bull elk taken in these GMUs must have at least one antler that is a spike above the ears (does not branch above ears). An animal with branched antlers on both sides is illegal but an animal with a spike on one side is legal in spike only units.

Spike Only GMUs: 145-154, 160-186, 302, 314-329, 335-371, 407, 410, 426-454, 484, 504, 505, 510, 516, 520, 550, 560, 658, 660, 663, 666, 667, 672, 673, and 684.

Branched Antler Restriction GMUs: Bull elk taken in these GMUs must meet minimum antler point requirements. Minimum antler point requirements are antler points on one side only. Antler points may include eye guards but antler points on the lower half of either main beam must be at least four (4) inches long, measured from tip to nearest edge of beam. All other antler points must be at least one inch long. Antler restrictions apply to all hunters during any open season.

3 Point GMUs: 460, 466, 478, 490, 506, 513, 530, 558, 572, 601, 603, 607, 612, 615, 624, 627, 633, 638, 642, 648, 651, 681; and GMUs 157, 472, 485, 524, 556, 602 and 621 by permit only.

Special Permits: Only hunters with elk tags identified in the Special Elk Permits tables may apply for special bull or antlerless permits. Please see permit table for tag eligibility. Hunters drawn for a special permit may hunt only with a weapon in compliance with their tag and during the dates listed for the hunt.

Elk Tag Areas

Blue Mountains: 100 series GMUs, GMUs 127 and 130 are permit only for modern firearm hunters; and GMU 157 limited by permit to all hunters.

BA - Blue Mountains Archery Tag

BG - Blue Mountains Modern General Bull Tag

BP - Blue Mountains Modern Permit Applicant Tag

BM - Blue Mountains Muzzleloader Tag

For 1998 and beyond, GMUs 101-142 will be designated Northeastern Elk Tag Area.

- NA - Northeastern Archery Tag
- NG - Northeastern Modern General Bull Tag
- NP - Northeastern Modern Permit Applicant Tag
- NM - Northeastern Muzzleloader Tag

Colockum: Chelan County portion of GMU 302, and GMUs 300, 301, 304, 306, 308, 314, 316, 328, 329, 330 (permit only in GMU 330), and the portion of GMU 334 north of I-90 (modern firearm restrictions in GMU 334).

- CA - Colockum Archery Tag
- CG - Colockum Modern General Bull Tag
- CP - Colockum Modern Permit Applicant Tag
- CM - Colockum Muzzleloader Tag

Yakima: Kittitas County portion of GMU 302, and the portion of GMU 334 south of I-90 (Modern Firearm restrictions in GMU 334), and GMUs 335, 336, 340, 342, 346, 352, 356, 360, 364, 368, 371, and 372.

- YA - Yakima Archery Tag
- YG - Yakima Modern General Bull Tag
- YP - Yakima Modern Permit Applicant Tag
- YM - Yakima Muzzleloader Tag

Western Washington: All 400, 500, and 600 GMUs except closed in GMU 418, 522, 636 and modern firearm restric-

tions in portion of GMU 660. GMUs 418 (Nooksack) and 636 (Skokomish) are closed to all elk hunting as Conservation Closures. Elk Area 064 in GMU 638 (Quinault) is open to AHE hunters only. The Cathlamet Big Game Closure in GMU 506 (Willapa Hills) is open to archery AHE permit hunters only. Permit only in GMUs 472, 485, 524, 554, 556, 602, 621 and PLWMA 600 (Pysht).

- WA - Western Washington Archery Tag
- WG - Western Washington Modern General Bull Tag
- WP - Western Washington Modern Permit Applicant Tag
- WM - Western Washington Muzzleloader Tag

Modern Firearm Elk Information

Modern firearm elk hunters have early and late hunts in all elk areas. Those who buy the General tag have the first opportunity to hunt bulls. Only those who buy the Permit tag are able to apply for special elk permits.

Tag Required: Elk hunter must have a current, valid, unaltered, unnotched modern firearm elk tag as listed below on his/her person.

Hunting Method: May use rifle, bow and arrow, or muzzleloader, but only during modern firearm seasons.

Modern Firearm Elk Seasons

GMUs	Elk Tag			1997 Dates	1998 Dates	1999 Dates	Legal Elk
	97	98	99				
101-142	BG	NG	NG	Oct. 25-Nov. 2	Oct. 31-Nov. 8	Oct. 30-Nov. 7	Any Bull
	BP	NP	NP				
145-154, 162-186	BG	BG	BG	Oct. 25-Nov. 2	Oct. 31-Nov.8	Oct. 30-Nov. 7	Spike Bull Only
	BP	BP	BP				
300, 301, 304, 306, 308	CG	CG	CG	Oct. 25-Nov. 2	Oct. 31-Nov. 8	Oct. 30-Nov. 7	Any Bull
	CP	CP	CP				
314-329 and Chelan County portion of GMU 302	CG	CG	CG	Oct. 25-Nov. 2	Oct. 31-Nov. 8	Oct. 30-Nov. 7	Spike Bull Only
	CP	CP	CP				
335-371 and Kittitas County portion of GMU 302	YG	YG	YG	Oct. 25-Nov. 2	Oct. 31-Nov. 8	Oct. 30-Nov. 7	Spike Bull Only
	YP	YP	YP				
372	YG	YG	YG	Oct. 25-Nov. 2	Oct. 31-Nov. 8	Oct. 30-Nov. 7	Any Bull
	YP	YP	YP				
407, 410, 426-454, 484	WG	WG	WG	Nov. 8-16	Nov. 7-15	Nov. 6-14	Spike Bull Only
	WP	WP	WP				
460, 466, 478, 490	WG	WG	WG	Nov. 8-16	Nov. 7-15	Nov. 6-14	3-Pt. Min.
	WP	WP	WP				
504, 505, 510, 516, 520, 550, 560	WG	WG	WG	Nov. 8-16	Nov. 7-15	Nov. 6-14	Spike Bull Only
	WP	WP	WP				
501, 564, 568, 574, 578, 582, 588	WG	WG	WG	Nov. 8-16	Nov. 7-15	Nov. 6-14	Either Sex
	WP	WP	WP				
506, 513, 530, 558, 572	WG	WG	WG	Nov. 8-16	Nov. 7-15	Nov. 6-14	3-Pt. Min.
	WP	WP	WP				
658, 660, 663, 666, 667, 672, 673, 684	WG	WG	WG	Nov. 8-16	Nov. 7-15	Nov. 6-14	Spike Bull Only
	WP	WP	WP				

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601, 603, 607, 612, 615, 618, 624, 627, 633, 638, 642, 648, 651, 681	WG WG WG	Nov. 8-16	Nov. 7-15	Nov. 6-14	3-Pt. Min. except AHE hunters only in Elk Area 064 in GMU 638 3-Pt. Min. except AHE hunters only in Elk Area 064 in GMU 638
	WP WP WP	Nov. 10-16	Nov. 9-15	Nov. 8-14	

Archery Elk Seasons

Tag Required: Elk hunter must have a current, valid, unaltered, unnotched archery elk tag as listed below on his/her person.

Hunting Method: Bow and arrow only.

Special Notes: Archery tag holders can hunt only during archery seasons. Archery elk hunters may apply for special bull permits. Please see permit table for tag eligibility for all elk permits.

Early Archery Elk Seasons

Tag Required: Elk hunter must have a current, valid, unaltered, unnotched archery elk tag as listed below on his/her person for the area hunted: Blue Mountains (BA), Northeastern (NA), Colockum (CA), Yakima (YA), or Western Washington (WA).

GMUs	Elk Tag			1997 Dates	1998 Dates	1999 Dates	Legal Elk
	97	98	99				
101-142	BA	NA	NA	Sept. 1-14	Sept. 1-14	Sept. 1-14	Either sex
145-154, 162-169, 175, 178, 181, 186	BA	BA	BA	Sept. 1-14	Sept. 1-14	Sept. 1-14	Spike bull only
300, 306, 308, 334 (North of I-90)	CA	CA	CA	Sept. 1-14	Sept. 1-14	Sept. 1-14	Either sex
328, 329	CA	CA	CA	Sept. 1-14	Sept. 1-14	Sept. 1-14	Spike bull or antlerless
334 (South of I-90), 372	YA	YA	YA	Sept. 1-14	Sept. 1-14	Sept. 1-14	Either sex
335, 336, 340, 352, 356, 364, 371	YA	YA	YA	Sept. 1-14	Sept. 1-14	Sept. 1-14	Spike bull or antlerless
407, 410, 426, 448, 450, 504, 505, 510, 516, 520, 550, 554, 560, 658, 660, 663, 667, 672, 673, 684	WA	WA	WA	Sept. 1-14	Sept. 1-14	Sept. 1-14	Spike bull or antlerless
437, 454, 484, 501, 564, 568, 574, 578, 582, 588	WA	WA	WA	Sept. 1-14	Sept. 1-14	Sept. 1-14	Either sex
460, 466, 478, 490, 506, 513, 530, 558, 572, 681	WA	WA	WA	Sept. 1-14	Sept. 1-14	Sept. 1-14	3 pt. min. or antlerless except permit only in Cathlamet Firearm Restriction Area in GMU 506
601, 603, 612, 615, 618, 624, 627, 633, 638, 642, 648, 651	WA	WA	WA	Sept. 1-14	Sept. 1-14	Sept. 1-14	3 pt. min. and permit only on Pysht PLWMA 600 in GMU 603; AHE hunters only in Elk Area 064 in GMU 638

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Bow Area 802 WA Sept. 2-14 Sept. 1-14 Sept. 1-14 Spike bull or antlerless

Late Archery Elk Seasons

Tag Required: Elk hunter must have a current, valid, unaltered, unnotched archery as listed below elk tag on his/her person for the area hunted.

GMUs	Elk Tag	1997 Dates	1998 Dates	1999 Dates	Legal Elk
	<u>97</u> <u>98</u> <u>99</u>				
101, 105, 117, 121, 124, 127	BA NA NA	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Either sex
Private lands within GMU 162 east of the North Touchet Road. GMU 178 on private lands only	BA BA BA	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Spike bull or antlerless
328	CA CA CA	Nov. 26-Dec. 8	Nov. 25-Dec. 8	Nov. 24-Dec. 8	Spike bull or antlerless
336, 346, 352	YA YA YA	Nov. 26-Dec. 8	Nov. 25-Dec. 8	Nov. 24-Dec. 8	Spike bull or antlerless
407, 437, 454, 484, 505, 520, 672	WA WA WA	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Spike bull or antlerless
564, 588	WA WA WA	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Either sex
603, 612, 615, 638, 648	WA WA WA	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	3 pt. min. except CLOSED on Pysht PLWMA 600; AHE hunters only in Elk Area 064 in GMU 638
506, 530, 681*	WA WA WA	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	3 pt. min. or antlerless and permit only in Cathlamet Firearm Restriction Area in Wahkiakum County
Bow Areas					
802	WA WA WA	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Spike bull or antlerless
806, 807	YA YA YA	Nov. 26-Dec. 8	Nov. 25-Dec. 8	Nov. 24-Dec. 8	Spike bull or antlerless
841	WA WA WA	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Spike bull or antlerless

* Except closed between U.S. Highway 101 and the Columbia River from Astoria-Megler toll bridge to the Wallacut River.

Muzzleloader Elk Seasons

Tag Required: Elk hunter must have a current, valid, unaltered, unnotched muzzleloader elk tag as listed below on his/her person.

Hunting Method: Muzzleloader only.

Special Notes: Muzzleloader tag holders can only hunt during the muzzleloader seasons and must hunt with muzzleloader equipment. Only hunters with tags identified in the Special Elk Permits tables may apply for special elk permits.

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Early Muzzleloader Elk Seasons

Tag Required: Elk hunter must have a current, valid, unaltered, unnotched muzzleloader elk tag as designated below on his/her person.

GMUs	Elk Tag	1997 Dates	1998 Dates	1999 Dates	Legal Elk
	<u>97</u> <u>98</u> <u>99</u>				
109	BM NM NM	Oct. 4-10	Oct. 10-16	Oct. 9-15	Any Bull
172	BM BM BM	Oct. 4-10	Oct. 10-16	Oct. 9-15	Spike bull only
178, 181	BM BM BM	Oct. 4-10	Oct. 10-16	Oct. 9-15	Spike bull or antlerless
314*, 316	CM, CM CM	Oct. 4-10	Oct. 10-16	Oct. 9-15	Spike bull only
304	CM CM CM	Oct. 4-10	Oct. 10-16	Oct. 9-15	Any bull
342, 356, 368	YM YM YM	Oct. 4-10	Oct. 10-16	Oct. 9-15	Spike bull only
501, 564	WM WM WM	Oct. 4-10	Oct. 10-16	Oct. 9-15	Either sex
660	WM WM WM	Oct. 4-10	Oct. 10-16	Oct. 9-15	Spike Bull only
460, 478, 513, 530, 603, 607	WM WM WM	Oct. 4-10	Oct. 10-16	Oct. 9-15	3 pt. min.
437, 454, 484, 684	WM WM WM	Oct. 4-10	Oct. 10-16	Oct. 9-15	Spike bull or antlerless
Muzzleloader					
Area 910	YM YM YM	Sept. 1-14	Sept. 1-14	Sept. 1-14	Spike bull or antlerless

* The portion of GMU 314 bordered by the Colockum Pass Road (Road 10), Naneum Ridge Road (Road 9), and Ingersol Road (Road 1) is closed. See Naneum Green Dot Map.

Late Muzzleloader Elk Seasons

Tag Required: Elk hunter must have a current, valid, unaltered, unnotched muzzleloader elk tag as designated below on his/her person.

GMUs	Elk Tag	1997 Dates	1998 Dates	1999 Dates	Legal Elk
	<u>97</u> <u>98</u> <u>99</u>				
130, 133, 136, 139	BM NM NM	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Either sex
346	YM YM YM	Nov. 26-Dec. 8	Nov. 25-Dec. 8	Nov. 24-Dec. 8	Spike bull only
454, 484, 505	WM WM WM	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Spike bull or antlerless
437, 504, 550	WM WM WM	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Spike bull only
501, 564, 568, 578	WM WM WM	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Either sex
601	WM WM WM	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	3 pt. bull min.
684	WM WM WM	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Spike bull or antlerless
Muzzleloader Areas					
910	YM YM YM	Nov. 26-Dec. 8	Nov. 25-Dec. 8	Nov. 24-Dec. 8	Antlerless only
944	YM YM YM	Nov. 26-Dec. 8	Nov. 25-Dec. 8	Nov. 24-Dec. 8	Spike bull or antlerless

Special Elk Hunts Open to Specified Tag Holders

Tag Required: Proper elk tags are listed with each GMU below.

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Hunting Method: Hunters must use method listed on their tag, except in Firearm Restriction Areas, where some types of weapons are banned from use. See elk tag required, dates, and legal elk in table below.

Damage Elk Hunts

GMUs	Elk Tag			1997 Dates	1998 Dates	1999 Dates	Legal Elk
	<u>97</u>	<u>98</u>	<u>99</u>				
101, 105, 121, 124 west of SR 395, 133, 136, 139	BG, BP	NG, NP	NG, NP	Oct. 25-Nov. 2	Oct. 31-Nov. 8	Oct. 30-Nov. 7	Either sex
127*, 130*	BA, BG, BP, BM	NA, NG, NP, NM	NA, NG, NP, NM	Oct. 20-Nov. 20	Oct. 20-Nov. 20	Oct. 20-Nov. 20	Either sex
*372	Any Elk Tag	Any Elk Tag	Any Elk Tag	Nov. 1-15	Nov. 1-15	Nov. 1-15	Either sex
564**	WA, WM, WG, WP	WA, WM, WG, WP	WA, WM, WG, WP	Nov. 8-16	Nov. 7-15	Nov. 6-14	Either sex
501, 568, 574, 578, 588	WG, WP	WG, WP	WG, WP	Nov. 8-16	Nov. 7-15	Nov. 6-14	Either sex
300, 301, 304, 306, 308,	CG, CP, CM	CG, CP, CM	CG, CP, CM	Dec. 8-21	Dec. 7-20	Dec. 6-19	Either sex
Elk Area 001	Any Elk Tag	Any Elk Tag	Any Elk Tag	Nov. 1-15	Nov. 1-15	Nov. 1-15	Either sex

* Advanced Hunter Education hunters only.

** Archery or Muzzleloader Equipment Only. Modern Firearm elk tag holders may hunt but must use primitive weapons.

~~((Private Lands Wildlife Management Opportunities~~

~~Champion (PLWMA 401) Kapowsin Tree Farm~~

Hunting Method	Elk Tag	1997 Dates	1998 Dates	1999 Dates	Special Restrictions
Archery	WA	Sept. 1-12	Sept. 1-11	Sept. 1-10	Antlerless only PLWMA 401 North PLWMA 401 Central PLWMA 401 South
Muzzleloader	WM	Nov. 24-Dec. 4	CLOSED	CLOSED	Spike only PLWMA 401 North
Modern Firearm	WG, WP	Nov. 1-7	CLOSED	CLOSED	Spike only PLWMA 401 North))

Report Cards

Each successful hunter must fill out and return a Game Harvest Report Card to the Department of Fish and Wildlife within 10 days after taking an elk.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 97-22-096
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE
(Wildlife)

[Filed November 5, 1997, 8:40 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-19-027.

Title of Rule: To amend WAC 232-12-275 Wildlife rehabilitation permits.

Purpose: To amend WAC 232-12-275 Wildlife rehabilitation permits. This amendment streamlines paperwork, places into code the conditions of the permit, updates disease

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reporting requirements and requires separation of wildlife undergoing rehabilitation from other animals.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: Amends the permit time period to be valid until changes occur to the permit, rather than for one year. Requires the separation of wildlife undergoing rehabilitation to be held separate from wildlife held under other permits and domestic animals. Updates the diseases that wildlife rehabilitators must report. Places into code the conditions of the permit.

Reasons Supporting Proposal: To streamline paperwork, update WAC with current wildlife rehabilitation information, and codify conditions of the permit.

Name of Agency Personnel Responsible for Drafting and Implementation: Dave Brittell, Assistant Director, Wildlife Management, Olympia, (360) 902-2504; and Enforcement: Ron Swatfigure, Assistant Director, Enforcement, Olympia, (360) 902-2932.

Name of Proponent: Washington Fish and Wildlife Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: This rule eliminates the requirement of the permit holder to renew their permit every year, provided they comply with all of the conditions and requirements of the permit.

Proposal does not change existing rules. See above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule does not affect small business.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption.

Hearing Location: Red Lion Inn, North 1100 Sullivan Road, Spokane, WA 99220, phone (509) 924-9000, on December 12-13, 1997, at 8:00 a.m.

Assistance for Persons with Disabilities: Contact Debbie Nelson by November 30, 1997, TDD (360) 902-2207, or (360) 902-2267.

Submit Written Comments to: Washington Department of Fish and Wildlife, Evan Jacoby, 600 Capitol Way North, Olympia, WA 98501-1091, FAX (360) 902-2940, by November 30, 1997.

Date of Intended Adoption: December 13, 1997.

November 5, 1997

Evan Jacoby

Rules Coordinator

[AMENDATORY SECTION] (Amending WSR 96-12-045, filed 5/31/96, effective 7/1/96)]

WAC 232-12-275 Wildlife rehabilitation permits.

~~((2) It is unlawful to possess wildlife for the purpose of rehabilitation without first obtaining a valid Washington state "wildlife rehabilitation permit." Rehabilitation permits are valid for the calendar year issued.~~

~~(3) A wildlife rehabilitation permit, may be issued to a person to treat or care for injured, diseased, or abandoned wildlife for the purpose of successful release to the wild.~~

~~(4) The director may issue a wildlife rehabilitation permit if the applicant complies with the following:~~

~~(4a) The applicant is either a licensed veterinarian or a person who can demonstrate 6 months of experience in wildlife rehabilitation, which must include 3 months during the spring or summer and has a principal veterinarian. The director may consider education in wildlife rehabilitation as a substitute for experience.~~

~~(4b) The applicant must successfully complete a wildlife rehabilitator's examination(s) as prescribed by the director.~~

~~(4c) The wildlife rehabilitation facility meets the wildlife rehabilitation care and facility standards in the Washington State Wildlife Rehabilitation Care and Facility Standards pamphlet.~~

~~(5) It is unlawful to hold wildlife for longer than 180 days except as authorized by the director.~~

~~(6) It is unlawful to publicly display wildlife while it is undergoing rehabilitation.~~

~~(7) It is unlawful to retain wildlife for the purpose of orphan imprinting or to retain feathers of protected or endangered wildlife for the purpose of "imping," except as provided by written permission from the director.~~

~~(8) It is unlawful for wildlife being held for rehabilitation to be used for propagation.~~

~~(9) A wildlife rehabilitator may receive from the department and possess at the wildlife rehabilitation facility dead wildlife for the purpose of feeding wildlife being rehabilitated.~~

~~(4d) The holder of a wildlife rehabilitation permit must submit to the department no later than January 31 of each year an annual report providing information as required by the director. The department will provide wildlife rehabilitators with a wildlife rehabilitation ledger which may also be submitted as the annual report.~~

~~(4e) It is unlawful for a wildlife rehabilitation permit holder to fail to enter required information in the wildlife rehabilitation ledger within 24 hours of the day wildlife is received and on the day of all subsequent activities as required in the ledger.~~

~~(4f) All permits and records held pursuant to statutes and rules dealing with wildlife rehabilitation will be kept on file at the wildlife rehabilitation facility. [These] [The] records will be maintained on a calendar year basis and will be retained for a period of five years. A copy of the valid wildlife rehabilitation permit must be in [the] possession of any person possessing or transporting wildlife for the wildlife rehabilitation facility.~~

~~(10) Wildlife agents may inspect at reasonable times and in a reasonable manner the wildlife, permits, records, and wildlife rehabilitation facility of any wildlife rehabilitator.~~

~~(11) Any permittee who fails to comply with individual permit conditions, the care and facility standards, reporting requirements, or records maintenance is in violation of the permit and the permit may be revoked or not renewed. Any permittee found in non-compliance may provide to the Department a plan for corrective action, within 10 days, to return to compliance. Any permittee with an acceptable plan for corrective action will be given a minimum of 30 days to correct a permit violation prior to revocation or non-renewal of the permit.~~

~~(12) All wildlife held by a wildlife rehabilitation permittee remains the property of the state and is subject to control by the state.~~

(1) For the purposes of this rule, the following definitions apply:

(1a) "Wildlife rehabilitation" means the care and treatment of injured, diseased, or abandoned wildlife, including but not limited to capture, transporting, veterinary treatment, feeding, housing, exercise therapy, and any other treatment or training necessary for release back to the wild.

(1b) "Wildlife rehabilitation facility" means the authorized [site(s)] [(sites)] as shown on the wildlife rehabilitation permit where the treatment and rehabilitation takes place.

(1c) "Wildlife rehabilitator" means a person who cares for or treats injured, diseased, or abandoned wildlife for the purpose of releasing wildlife to the wild.

(1d) "Wildlife rehabilitation permit" means a permit issued by the director that authorizes a person to possess for treatment or care, injured, diseased, or abandoned wildlife for the purpose of successful release to the wild.

(1e) "Principal veterinarian" means a licensed veterinarian who provides in writing their willingness to assist the rehabilitator in the medical treatment of injured, diseased, or abandoned wildlife.

(1f) "Public display" means to place or locate wildlife so that it may be viewed by the public.

(1g) "Imping" means a method of repairing broken feathers.

(1h) "Orphan imprinting" means to use wildlife for the purpose of feeding, socializing, and teaching appropriate behavior to young wildlife.)

(1) For the purposes of this rule, the following definitions apply:

(a) "Wildlife rehabilitation" means the care and treatment of injured, diseased, or abandoned wildlife, including but not limited to capture, transporting, veterinary treatment, feeding, housing, exercise therapy, and any other treatment or training necessary for release back to the wild.

(b) "Wildlife rehabilitation facility" means the authorized sites as shown on the wildlife rehabilitation permit where the treatment and rehabilitation takes place.

(c) "Wildlife rehabilitator" means a person who conducts wildlife rehabilitation.

(d) "Wildlife rehabilitation permit" means a permit issued by the director that authorizes a person to conduct wildlife rehabilitation.

(e) "Principal veterinarian" means a licensed veterinarian who provides in writing their willingness to assist the rehabilitator in conducting wildlife rehabilitation.

(f) "Public display" means to place or locate wildlife so that it may be viewed by the public.

(g) "Imping" means a method of repairing broken feathers.

(h) "Orphan-imprinting" means to use wildlife for the purpose of feeding, socializing, and teaching appropriate behavior to young wildlife.

(2) It is unlawful to possess wildlife for the purpose of rehabilitation without first obtaining a valid Washington state "wildlife rehabilitation permit". A wildlife rehabilitation permit may be issued to a person to conduct wildlife rehabilitation and is valid so long as the information in the permit remains current, the permit holder continues to meet the conditions and requirements of the permit, and provisions of this rule. Any change to the information on the permit

must be reported in writing within 10 working days or the permit may be invalidated.

(3) The director may issue and condition a wildlife rehabilitation permit if the applicant complies with the following:

(a) The applicant is either a licensed veterinarian or can demonstrate 6 months of experience in wildlife rehabilitation, which must include 3 months during the spring or summer and has a principal veterinarian as a sponsor. The director may consider education in wildlife rehabilitation as a substitute for experience.

(b) The applicant must successfully complete a wildlife rehabilitator's examination(s) as prescribed by the director.

(c) The wildlife rehabilitation facility is inspected by the department and meets the wildlife rehabilitation care and facility standards in the 1996 Washington State Wildlife Rehabilitation Care and Facility Standards pamphlet.

(4) The wildlife rehabilitation permit holder must maintain and upon request make available to the department a wildlife rehabilitation daily ledger. The ledger must include the date the wildlife is received, the species and nature of the illness, the location where the wildlife was found, the date and disposition of the wildlife, the release location, and if any, tags and/or band numbers. It is unlawful for a wildlife rehabilitation permit holder to fail to enter required information in the wildlife rehabilitation ledger within 24 hours of the day wildlife is received and on the day of all subsequent activities as required in the ledger.

(5) The wildlife rehabilitation permit holder must submit to the department no later than January 31, of each year an annual report providing information as required by the director and a copy of the daily ledger.

(6) All permits and records held pursuant to statutes and rules dealing with wildlife rehabilitation will be kept on file at the wildlife rehabilitation facility. The records will be retained for a period of five years.

(7) A copy of the valid wildlife rehabilitation permit must be in possession of any person possessing or transporting wildlife for the wildlife rehabilitation facility.

(8) The wildlife rehabilitation permit holder will notify the department within 24 hours of receiving a state or federally endangered or threatened species; within 72 hours of receiving a state sensitive species or marked, tagged, or banded wildlife; and prior to release of threatened or endangered species.

(9) The wildlife rehabilitation permit holder will notify the department within 24 hours after the death of a state or federally endangered or threatened species; or as soon as an endangered or threatened species is determined to be non-releasable to the wild. Endangered or threatened species will not be disposed of or euthanized without prior department approval.

(10) Rehabilitated wildlife may be banded or otherwise identified by the department.

(11) The wildlife rehabilitation permit holder will notify the department, within five working days from the date of death, of any wildlife known to have died of the following diseases: avian cholera, avian pox, duck viral enteritis, environmental contaminants, ornithosis, Newcastle's disease, rabies, canine distemper or tuberculosis (in species other than birds).

(12) Rehabilitated wildlife will be released as soon as possible into its proper habitat in the same area as recovered, except as provided by written authorization from the director.

(13) It is unlawful to hold wildlife for longer than 180 days, except as provided by written authorization from the director.

(14) Dead wildlife will be disposed of through deposit at an approved Washington state university or college, a permitted research project or through burial, incineration, or a licensed rendering facility.

(15) It is unlawful to publicly display wildlife while it is undergoing rehabilitation.

(16) It is unlawful to retain wildlife for the purpose of orphan-imprinting or to retain feathers of protected or endangered wildlife for the purpose of "imping", except as provided by written authorization from the director.

(17) It is unlawful for wildlife being held for rehabilitation to be used for propagation.

(18) Wildlife being held for the purposes of rehabilitation must be kept separate from wildlife held under other licenses and domestic animals, except as provided by written authorization from the director.

(19) The wildlife rehabilitation permit holder may receive from the department and possess at the wildlife rehabilitation facility, dead wildlife for the purpose of feeding wildlife being rehabilitated.

(20) Fish and wildlife enforcement officers may inspect at reasonable times and in a reasonable manner the wildlife, permits, records, and wildlife rehabilitation facility of any wildlife rehabilitator.

(21) Any wildlife rehabilitation permit holder who fails to comply with with any condition within the holder's permit or any provision of this rule is in violation of the permit and the permit may be revoked. Any wildlife rehabilitation permit holder found in violation of the permit may provide to the department a plan for corrective action, within 10 days, to return to compliance. Any wildlife rehabilitation permit holder with an acceptable plan for corrective action will be given a minimum of 30 days to correct a permit violation prior to revocation.

(22) All wildlife held by a wildlife rehabilitation permit holder remains the property of the state, is subject to control by the state and will not be offered for sale or sold.

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

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

**WSR 97-22-097
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE
(Wildlife)**

[Filed November 5, 1997, 8:43 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-19-027.

Title of Rule: To amend WAC 232-28-260 Special hunting seasons.

Purpose: To amend WAC 232-28-260 Special hunting seasons, by changing the permit application deadline and dropping the raffle ticket sales the day of the raffle.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: We propose to change the hunting season permit application deadline to the third Friday in June instead of the first Friday in May. We also propose to drop the provision for raffle ticket sales the day of the raffle.

Reasons Supporting Proposal: The change in dates for hunting pamphlet availability requires a change in permit application deadline. The dropping in raffle ticket sales the day of the drawing is recommended to reduce public criticism.

Name of Agency Personnel Responsible for Drafting and Implementation: Dave Brittell, Assistant Director, Wildlife Management, Olympia, (360) 902-2504; and **Enforcement:** Ron Swatfigure, Assistant Director, Enforcement, Olympia, (360) 902-2932.

Name of Proponent: Washington Fish and Wildlife Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The change in dates for the permit application deadline will allow hunters to review permit quotas before applying for special permits. The dropping of raffle ticket sales from the date of the drawing will have little effect on raffle ticket sales.

Proposal does not change existing rules. See above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule does not affect small business.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption.

Hearing Location: Red Lion Inn, North 1100 Sullivan Road, Spokane, WA 99220, phone (509) 924-9000, on December 12-13, 1997, at 8:00 a.m.

Assistance for Persons with Disabilities: Contact Debbie Nelson by November 30, 1997, TDD (360) 902-2207, or (360) 902-2267.

Submit Written Comments to: Washington Department of Fish and Wildlife, Evan Jacoby, 600 Capitol Way North, Olympia, WA 98501-1091, FAX (360) 902-2940, by November 30, 1997.

Date of Intended Adoption: December 13, 1997.

November 5, 1997

Evan Jacoby

Rules Coordinator

AMENDATORY SECTION [(Amending WSR 97-12-054, filed 6/2/97, effective 7/3/97)]

WAC 232-28-260 Special hunting seasons (1) The commission may establish special hunting seasons limited to species and/or weapon type.

(2) The commission establishes the following types of special hunting seasons, called permit hunts, for purposes of taking specified wildlife:

(a) General Permit Hunts;

- (b) Persons of Disability Permit Hunts;
- (c) Youth Permit Hunts;
- (d) Senior Citizen Permit Hunts;
- (e) Advanced Hunter Education Permit Hunts.
- (f) Raffle and Auction Permit Hunts.

(3) In addition to the requirements for general permit hunts, the following are hunt requirements for:

(a) Persons of Disability Permit Hunts: Only applicants with a Washington disabled hunter permit are eligible to apply for any persons of disability permit hunts.

(b) Youth Permit Hunts: Only applicants sixteen years old or younger on opening day of the permit hunt will be eligible to apply for the youth permit hunts.

(c) Senior Citizen Permit Hunts: Only applicants sixty-five years of age or older on opening day of the permit hunt will be eligible to apply for senior citizen permit hunts.

(d) Advanced Hunter Education Permit Hunts: Only applicants who have successfully completed the Washington department of fish and wildlife advanced hunter education (AHE) course will be eligible to apply for AHE permit hunts.

(4) Deer and elk special hunting seasons permit hunt application:

(a) To apply for permit hunts for deer, applicants must have a valid Washington hunting license and a valid deer transport tag. Each applicant must have the proper transport tag as identified in the current deer hunting permit tables.

(b) To apply for permit hunts for elk, applicants must have a valid Washington hunting license and a valid elk transport tag. Each applicant must have the proper transport tag as identified in the current elk hunting permit tables.

(c) No refunds or exchanges for deer or elk transport tags will be made for persons applying for permit hunts.

(d) Holders of deer or elk permit hunts may hunt only with a weapon in compliance with their transport tag during the permit hunts.

(5) Mountain goat, moose, mountain sheep, and cougar permit hunts applications:

(a) To apply for permit hunts for mountain goat, moose, mountain sheep, or cougar, applicants must have a valid Washington hunting license. Those who have previously drawn a Washington mountain sheep or moose permit are ineligible to apply for that species. This restriction on eligibility does not apply to permits awarded pursuant to a raffle or auction hunt.

(b) No refunds or exchanges for mountain goat, moose, mountain sheep, or cougar transport tags will be made for persons drawing for permit hunts.

(c) Permit hunting report: A hunter report will be sent to each mountain goat, moose, mountain sheep, and cougar permit holder and must be returned to the department of fish and wildlife within ten days after the close of the permit hunt.

(6) General permit hunts application:

(a) Partnership applications will be accepted for any species. A partnership consists of two hunters. If a partnership application is drawn, both hunters will receive a permit and both hunters can take an animal.

(b) Application deadline: To qualify for the drawing all applications must be postmarked no later than the ~~((first Friday of May))~~ third Friday of June or received at a department of fish and wildlife office no later than 5:00 p.m.

on the ~~((first Friday of May))~~ third Friday of June of the year of the drawing.

(c) An applicant's name may appear on only one single special permit hunt application or one partnership application for each species. If an applicant's name appears on more than one application for a species, the application will be made ineligible for the drawing and no points will be accrued for that year for that species.

(d) For partnership applications that are ineligible because one of the partners has his/her name on more than one application for that species, both applicants will be made ineligible for the drawing and no points will be accrued for that year for that species.

(e) Permits will be drawn by computer selection using a weighted point selection system.

(f) Incomplete Applications:

(i) To be eligible for the deer or elk permit hunts drawing, each application must include a valid hunt number, complete name, correct mailing address, date of birth, a marked species check box, a valid Washington hunting license number, and a valid deer or elk transport tag number for each applicant.

(ii) To be eligible for the special mountain goat, moose, mountain sheep, or cougar permit hunts drawing, each application must include a valid hunt number, complete name, correct mailing address, date of birth, a marked species check box, and a valid Washington hunting license number for each applicant.

(iii) To be eligible to accrue points, each application must include either a valid social security number, driver's license number, or a state-issued identification number for each applicant. Applicants choosing not to submit one of the above-listed numbers will be eligible for the drawing, but will not accrue points. The same identification number must be used each year to accrue points. If a different number is used (i.e., driver's license number instead of social security number), point accrual will begin anew for the applicant while maintaining the point accrual under the former identification number.

(g) Inaccurate Applications:

(i) If an applicant makes a mistake, applies for the wrong hunt, and is drawn, the permit can be returned to the department of fish and wildlife Olympia headquarters before the opening day of the hunt or the opening day of the general season, whichever comes first. The applicant's points will be restored to the condition they were in prior to the drawing.

(ii) If an applicant inaccurately submits his/her identification number on an application, no points will be accrued for that year for that species under the correct identification number.

(7) The commission establishes auction and raffle Private Lands Wildlife Management Areas (PLWMA) hunts:

(a) The commission may authorize, by agreement with PLWMA, the sale, auction, or raffle of hunts on PLWMA's.

(b) PLWMA auction/raffle hunts are awarded to hunt big game or wild turkey. The PLWMA manager will conduct the raffle drawing. Raffle tickets will be sold for not more than \$25.00 each.

(c) Any person may purchase PLWMA raffle tickets in addition to WDFW raffle tickets and participate in general permit hunt application drawing.

(d) An additional big game transport tag may be purchased for a deer or elk PLWMA raffle permit hunt.

(e) The PLWMA manager conducting an authorized big game auction or raffle will provide an annual report to the department of fish and wildlife prior to December 31. The report will include information on how the event was administered, where and when it occurred, who the winners are, the cost of tickets and numbers sold.

(8) The commission establishes auction and raffle hunts:

(a) The commission may establish big game and wild turkey auction and raffle permit hunts. The director may conduct the auction or raffle or may contract to a non-profit wildlife conservation organization (registered 5013c) for marketing. The organization may retain the vendor fee for each raffle ticket sold to cover expenses incurred or a percentage of the auction permit receipt.

(b) There is no limit on the number of raffle tickets a person may purchase. Raffle tickets cost no more than \$25.00 each with a 50 cent vendor fee included in the price.

(c) The organization interested in conducting an auction or raffle for an authorized permit hunt shall submit a proposal outlining its experience and plans to conduct an auction or raffle. The department of fish and wildlife shall solicit bids consistent with established state competitive bid rules. The proposal shall include:

(i) Name of the organization, articles of incorporation, and contact person.

(ii) The date, time and place of the proposed auction and raffle drawing.

(iii) The approximate number of people expected to attend the function.

(iv) Past experience in conducting auctions or raffles and special functions.

(v) Other marketing strategies to be used.

(vi) Portion of funds to be retained by the organization.

(d) The director will select an organization to conduct an auction or raffle.

(i) Revenue potential to the department will be a key criterion in applicant selection.

(ii) The department shall enter into a contract with the auctioning or raffling organization identifying specific terms of the contract.

(iii) The director may authorize a non profit wildlife conservation organization to sell raffle tickets for the department and retain a vending fee of 50 cents for each ticket sold.

(e) The department or organization conducting a raffle shall notify the public about the raffle hunt opportunity and offer raffle tickets for sale.

(i) The department or organization shall inform the public of date, time and place of the raffle and hold the drawing as specified.

(ii) Raffle tickets sales conducted through agency license vendors or the director authorized non profit wildlife conservation organization vendor must be received at the department's Olympia office headquarters on or before the last business day prior to the public drawing. Contracting organizations conducting hunting raffles must account for raffle tickets and funds received. A representative of the department will monitor the drawing.

~~((iii) Additional tickets may be purchased at the raffle site prior to the drawing.))~~

~~(iii) ((+iv))~~ One winner and two alternates shall be drawn at the drawing.

~~(iv) ((+v))~~ The raffling organization shall notify the department of the name, address and phone number of the raffle permit winner and two alternates immediately (but no later than ten business days) after the drawing. The department will notify the winner and two alternates by mail. The winner must claim the raffle permit during the regular business hours within 30 days of the drawing or he/she shall be disqualified and the department will offer the raffle permit to the first alternate. The first alternate must claim the raffle permit within 10 business days of notification or he/she shall be disqualified and the department will notify the second alternate. The second alternate must claim the permit within 10 business days of notification or he/she shall be disqualified and the department will not offer the raffle permit.

~~(v) ((+vi))~~ The department's share of the auction or raffle revenue shall be returned to the department within 30 days of the drawing.

(f) Residents and nonresidents shall be eligible to purchase WDFW raffle tickets, in addition to PLWMA raffle tickets and participate in the general permit hunt application drawing.

(g) There shall be no refunds for any raffle ticket purchases.

(h) The raffle winners must purchase a valid hunting license and species transport tag prior to issuance of the raffle permit. An additional big game transport tag may be purchased for a deer or elk auction or raffle permit hunt. Only one big game transport tag may be purchased for sheep or moose annually.

(i) The department will issue the permit to the person whose name appears on the winning raffle ticket. Raffle permits may not be resold or reassigned.

(j) All revenue to the department from a species permit auction or raffle shall be used for the management and benefit of that species.

(9) Citizen reward for reporting violations - bonus points: A person who provides information which contributes substantially to the arrest of another person for illegally killing big game or an endangered species as defined by Title 77 RCW is eligible to receive ten bonus points toward the department drawing for deer and elk special permits.

(a) Ten bonus points may only be awarded to only one person providing information for each person charged regardless of the number of violations involved.

(b) Selection of bonus points is in lieu of application for a cash award which may be authorized by RCW 77.21.080.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

**WSR 97-22-098
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE
(Wildlife)**

[Filed November 5, 1997, 8:46 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-19-027.

Title of Rule: To adopt WAC 232-28-515 Trapping seasons and regulations and amend WAC 232-12-141 Wildlife animal trapping.

Purpose: To amend WAC 232-12-141 to modify the trap types, and trap check times associated with furbearer trapping regulations and to adopt WAC 232-28-515 Trapping seasons and regulations for 1997-99.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: Trapping is an essential wildlife management tool that is benefitting from technological improvements and changes in social values related to animal welfare. The WAC amendment requires the use of padded foot-hold traps or laminated jaw foot-hold traps in all land sets not capable of killing the animal, and reduces the trap-check time for nonkilling sets from 72 hours to 48 hours.

Reasons Supporting Proposal: The amendments are consistent with animal trap research indicating that padded foot-hold traps and laminated jaw traps can reduce trap related injury and increase the welfare of land trapped species. Continued, regulated use of foot-hold traps will allow efficient nuisance and damage trapping seasons consistent with wildlife management, and animal welfare goals.

Name of Agency Personnel Responsible for Drafting and Implementation: Dave Brittell, Assistant Director, Wildlife Management, Olympia, (360) 902-2504; and Enforcement: Ron Swatfigure, Assistant Director, Enforcement, Olympia, (360) 902-2932.

Name of Proponent: Washington Fish and Wildlife Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose and Summary above. Adoption of trapping seasons and regulations that address animal welfare issues is essential to maintaining the use of trapping as a wildlife management tool. Expected benefits include the continuation of recreational trapping seasons, which provide significant nuisance and damage relief from certain species of wildlife (e.g., coyotes, beaver, river otter).

Proposal does not change existing rules. See above.

A small business economic impact statement has been prepared under chapter 19.85 RCW.

Small Business Economic Impact Statement

1. Description of reporting, recordkeeping and other compliance measures required by proposal: Trappers must complete and/or pass the trapper education program prior to obtaining their first Washington trapper's license. Trappers must have their name and address affixed to their traps (A trapper ID number may also be assigned and used by the trapper), and must submit a trappers report of catch

at the end of each trapping season. None of these requirements are affected by this proposal.

2. Professional services required for compliance: The services of a welder may be required to modify foot-hold traps so that they meet the minimum one-quarter inch jaw face requirement.

3. Costs of compliance, including costs of equipment, supplies, labor and increased administrative costs: (Calculated for an upgrade to a laminated jaw trap, not for purchasing padded jaw traps).

Current Number of Licensed Trappers (1997):	=	700
Estimated Number of Trappers for Coyote, and Bobcat: 40% of 700	=	280
Estimated Number of Coyote and Bobcat Trappers Not Having Trapping Equipment That Would Comply with Requirement: 50% of 280	=	140
Average Number of Coyote/Bobcat Foot-hold Traps Owned by a Trapper:	=	24
Average Cost of Modifying a Foot-hold Trap for Compliance (i.e., base plate, and one-quarter inch jaw face, including welding): Per Trap	=	\$4
Cost of Compliance for all Coyote/Bobcat Trappers:		
140 Trappers x 24 Traps x \$4.00	=	\$13,440
Cost of Compliance to Individual Trapper:		
1 Trapper x 24 Traps x \$4.00	=	\$96

4. Will compliance cause businesses (i.e., trapping supply businesses or individual trappers) to lose sales or revenue? No. Some increase in sales will occur for the few trap supply businesses operating in Washington as trappers seek to modify their existing traps, or purchase new laminated or padded jaw traps. Total coyote and bobcat harvest is not expected to decrease, therefore individual trapper revenue from the sale of coyote and bobcat pelts will not be impacted.

5. Comparison of costs for the 10% of businesses that are the largest businesses required to comply with the proposed rule: No additional costs anticipated; potential increased revenue for trapping supply businesses.

6. Steps taken by agency to reduce the costs of the rule on small businesses (including individual trapper):

(a) The rule is being proposed for adoption a year prior to the effective date. This will allow trappers an opportunity to modify and/or purchase new traps over the course of the next year.

(b) The rule requires the use of laminated jaw, or padded jaw foot-hold traps when set on dry land and on public property. Allowing either laminated jaw or padded jaw traps provides a compliance option to trappers (laminated jaw modifications are less expensive than padded jaw modifications/purchase).

7. Description of how the agency has involved small businesses in the development of the rule: The proposed rule has been developed and coordinated with the Washington State Trapper's Association. During the 1997 and 1998

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trapping season, Washington trappers will work in cooperation with the Washington Department of Fish and Wildlife to collect additional data on trap damage to coyotes as related to laminated and padded jaw traps. Additional trap testing will allow for future modifications to trapping equipment based on field results obtained in Washington.

8. List of industries required to comply with this rule: Licensed trappers and nuisance wildlife control operators in Washington.

A copy of the statement may be obtained by writing to Dave Brittell, Wildlife Management Program, Washington Department of Fish and Wildlife, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2504, or FAX (360) 902-2162.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption.

Hearing Location: Red Lion Inn, North 1100 Sullivan Road, Spokane, WA 99220, phone (509) 924-9000, on December 12-13, 1997, at 8:00 a.m.

Assistance for Persons with Disabilities: Contact Debbie Nelson by November 30, 1997, TDD (360) 902-2207, or (360) 902-2267.

Submit Written Comments to: Washington Department of Fish and Wildlife, Evan Jacoby, 600 Capitol Way North, Olympia, WA 98501-1091, FAX (360) 902-2940, by November 30, 1997.

Date of Intended Adoption: December 13, 1997.

November 5, 1997

Evan Jacoby

Rules Coordinator

AMENDATORY SECTION [(Amending Order 563, filed 9/2/92, effective 10/3/92)]

WAC 232-12-141 Wild animal trapping. (1) The trapping season authorizes the taking of furbearing animals for their hides and pelts only. Furbearers may not be taken from the wild and held alive for sale or personal use without a special permit pursuant to WAC 232-12-064.

(2) Any wildlife trapped for which the season is not open shall be released unharmed. Any wildlife that cannot be released unharmed must be left in the trap, and the department of fish and wildlife must be notified immediately.

(3) Lawfully trapped furbearers must be lethally dispatched or immediately released. A firearm may be used for this purpose.

(4) It is unlawful to trap for wild animals:

(a) By any means other than padded foot-hold traps having a minimum rubber pad thickness of one-eighth inch, unpadded foot-hold traps, cage (live) traps, (~~instant~~) kill traps and snares.

(b) With an unpadded foot-hold trap, unless the trap has jaws with a minimum jaw face width of one-fourth inch, or the trap is set so that it completely submerses and drowns any trapped animal, except that unpadded foot-hold traps not meeting the one-fourth inch jaw face requirement may be used on non-drowning sets on private property with land-owner permission for the purpose of protecting livestock, domestic animals, private property, or public safety.

(~~(b)~~) (c) With a steel trap having a jaw spread exceeding seven and one-half inches, except that a (~~an instant~~)

kill trap having a jaw spread exceeding seven and one-half inches is lawful when set with the pivot point of the springs beneath the water surface.

(~~(e)~~) (d) On dry land, with a non-drowning set with a No. 3 size or larger unpadded foot-hold (steel) trap if it does not have jaw spacing of at least three-sixteenth of one inch when the trap is sprung, (and when the set is not capable of drowning the trapped animal.)

(~~(d)~~) (e) With a (~~No. 3 size or larger~~) steel trap with teeth or serrated edges. (~~when the set is not capable of drowning the trapped animal.~~)

(f) Unless kill traps, including foot-hold drowning sets, are checked and animals removed within seventy-two hours.

(~~(e)~~) (g) Unless traps (~~or devices~~) not capable of killing the animal are checked and animals removed within (~~seventy-two~~) forty-eight hours, except within identified urban trapping areas, where (~~the~~) sets (~~is~~) not capable of (~~drowning~~) killing the animal, (~~traps or devices~~) must be checked and animals removed within (~~forty-eight~~) twenty-four hours.

(~~(f)~~) (h) With a neck or body snare attached to a spring pole or any spring pole type of device.

(~~(g)~~) (i) Within thirty feet of any exposed meat bait which is visible to flying raptors.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

NEW SECTION

WAC 232-28-515 1997-98, 1998-99, 1999-2000 Trapping seasons and regulations Trapping Regulations

To be issued your first Washington State trapping license an individual must pass the Washington State trapper education exam.

A trapping license will only be issued to a trapper that has returned the mandatory trapper report of catch postmarked on or before April 10 of the previous year. A trapper that fails to submit a report of catch must wait one year before purchasing another trapping license. False reports will be considered the same as failure to return the catch report.

It is unlawful to: Trap for wild animals before October 1, and after March 15, in western Washington, except that owners of, or persons legally controlling a property (or their designee) may trap unclassified wild animals that are causing damage or predateding on said property.

It is unlawful to: Place traps or establish drowning wires and weights prior to 7:00 a.m. on the opening date of the trapping season. All opening and closing season dates are inclusive.

Trapping Seasons:

General Western Washington Trapping Seasons (Clallam, Clark, Cowlitz, Grays Harbor, Island, Jefferson, King, Kitsap, Lewis, Mason, Pacific, Pierce, San Juan, Skagit,

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Skamania, Snohomish, Thurston, Wahkiakum, Whatcom counties):

SPECIES	OPENING DATE	CLOSING DATE
Bobcat	November 22, 1997 November 21, 1998 November 20, 1999	February 15, 1998 February 15, 1999 February 15, 2000
Red Fox	November 22, 1997 November 21, 1998 November 20, 1999	February 15, 1998 February 15, 1999 February 15, 2000
Weasel	November 22, 1997 November 21, 1998 November 20, 1999	February 15, 1998 February 15, 1999 February 15, 2000
Marten	November 22, 1997 November 21, 1998 November 20, 1999	January 31, 1998 January 31, 1999 January 31, 2000
Raccoon	November 22, 1997 November 21, 1998 November 20, 1999	January 31, 1998 January 31, 1999 January 31, 2000
Mink	November 22, 1997 November 21, 1998 November 20, 1999	January 31, 1998 January 31, 1999 January 31, 2000

Muskrat	November 22, 1997 November 21, 1998 November 20, 1999	January 31, 1998 January 31, 1999 January 31, 2000
Beaver	December 13, 1997 December 12, 1998 December 11, 1999	January 31, 1998 January 31, 1999 January 31, 2000
River Otter	December 13, 1997 December 12, 1998 December 11, 1999	January 31, 1998 January 31, 1999 January 31, 2000

Exceptions to General Western Washington Trapping Seasons:

Cowlitz County
Game Management Unit 522 (Loo-wit) is closed to all trapping.

Island County
The red fox season is closed.

Lewis County

Green River, above the confluence of Elk Creek, is closed to all trapping except for bobcat, and coyote. Game Management Unit 522 (Loo-wit) is closed to all trapping.

Skagit County
The Ross Lake National Recreation Area is closed to all trapping. The red fox season is closed in Skagit County, except within the exterior boundaries of the Mount Baker-Snoqualmie National Forest. Raccoon, mink, and muskrat seasons are December 13, 1997 to January 31, 1998;

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December 12, 1998 to January 31, 1999; and December 11, 1999 to January 31, 2000.

Skamania County

Smith Creek, Bean Creek, and Clearwater Creek, above USFS 83 Road on Pine Creek, and above the confluence of Bean Creek on the Muddy River are closed to all trapping except for bobcat and coyote. Game Management Unit 522 (Loo-wit) is closed to all trapping.

Whatcom County

The Ross Lake National Recreation Area is closed to all trapping. The red fox season is closed in Whatcom County, except within the exterior boundaries of the Mount Baker-Snoqualmie, and Okanogan National Forests. Raccoon, mink, and muskrat seasons are December 13, 1997 to January 31, 1998; December 12, 1998 to January 31, 1999; and December 11, 1999 to January 31, 2000.

General Eastern Washington Trapping Seasons (Adams, Asotin, Benton, Chelan, Columbia, Douglas, Ferry, Franklin, Garfield, Grant, Kittitas, Klickitat, Lincoln, Okanogan, Pend Oreille, Spokane, Stevens, Walla Walla, Whitman, and Yakima counties):

SPECIES	OPENING DATE	CLOSING DATE
Badger	November 8, 1997 November 14, 1998 November 13, 1999	February 28, 1998 February 28, 1999 February 28, 2000
Bobcat	November 8, 1997 November 14, 1998 November 13, 1999	February 28, 1998 February 28, 1999 February 28, 2000
Red Fox	November 8, 1997 November 14, 1998 November 13, 1999	February 28, 1998 February 28, 1999 February 28, 2000
Weasel	November 8, 1997 November 14, 1998 November 13, 1999	February 28, 1998 February 28, 1999 February 28, 2000
Marten	December 15, 1997 December 15, 1998 December 15, 1999	January 31, 1998 January 31, 1999 January 31, 2000
Raccoon	November 8, 1997 November 14, 1998 November 13, 1999	February 28, 1998 February 28, 1999 February 28, 2000
Mink	November 8, 1997 November 14, 1998 November 13, 1999	February 28, 1998 February 28, 1999 February 28, 2000
Muskrat	November 8, 1997 November 14, 1998 November 13, 1999	February 28, 1998 February 28, 1999 February 28, 2000
Beaver	November 8, 1997 November 14, 1998 November 13, 1999	February 28, 1998 February 28, 1999 February 28, 2000
River Otter (Season Bag Limit is 6 River Otter in Eastern Washington)	November 8, 1997 November 14, 1998 November 13, 1999	February 28, 1998 February 28, 1999 February 28, 2000

Exceptions to General Eastern Washington Trapping Seasons:

The river otter trapping season is closed in all Eastern Washington counties, except that it is open in Chelan, Ferry, Klickitat, Kittitas, Okanogan, Pend Oreille, Spokane, Stevens and Yakima counties, as well as in the Snake and Walla Walla Rivers and their tributaries.

Chelan County

The beaver season is closed in Swakane and Mudd Creek.

Kittitas County

The beaver season is closed in the north fork of Tarpiscan Creek, and the Umtanum Creek drainage.

Urban Trapping Areas: Special Regulations and Trap Restrictions

The following described areas are closed to the taking of classified furbearing animals, and coyote, opossum, nutria, and skunk, by the use of foot-hold, kill, or snare traps except muskrat and mink may be taken with a number one and one-

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half foot-hold drowning set or a 110 instant kill trap during lawful trapping seasons as established by the Fish and Wildlife Commission. In these areas all traps or devices, not capable of killing the animal must be checked and the animal removed within 24 hours.

Thurston County, within the established city limits (including county islands) of Lacey, Olympia, and Tumwater.

Within Snohomish, King, and Pierce counties. Beginning at the confluence of the Snohomish River and the Puget Sound; then east up the Snohomish River to Interstate 5 (I-5); then south on I-5 to Interstate 405 (I-405); then south on I-405 to I-5; then south on I-5 to its junction with Pioneer Way; then east along Pioneer Way to Waller Road; then south along Waller Road to SR 512; then west along SR 512 to Highway 7; then south on Highway 7 to Highway 507 to the Pierce County line to Puget Sound; then north along the coast to the mouth of the Snohomish River and point of beginning.

WSR 97-22-099
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE
(Wildlife)

[Filed November 5, 1997, 8:50 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-19-027.

Title of Rule: To amend WAC 232-28-240 1997-98, 1998-99, 1999-2000 Deer and bear hunting seasons and regulations.

Purpose: Amend WAC 232-28-240 Deer hunting seasons and regulations.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: The amendment removes PLWMA deer hunting seasons and regulations from the WAC.

Reasons Supporting Proposal: The amendment removes PLWMA deer hunting seasons and regulations from this WAC.

Name of Agency Personnel Responsible for Drafting and Implementation: Dave Britnell, Assistant Director, Wildlife Management, Olympia, (360) 902-2504; and Enforcement: Ron Swatfigure, Assistant Director, Enforcement, Olympia, (360) 902-2932.

Name of Proponent: Washington Fish and Wildlife Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The amendment removes PLWMA deer hunts from this WAC. The PLWMA hunts, rules, raffles and boundary descriptions are consolidated in another WAC.

Proposal does not change existing rules. See above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule does not affect small business.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption.

Hearing Location: Red Lion Inn, North 1100 Sullivan Road, Spokane, WA 99220, phone (509) 924-9000, on December 12-13, 1997, at 8:00 a.m.

Assistance for Persons with Disabilities: Contact Debbie Nelson by November 30, 1997, TDD (360) 902-2207, or (360) 902-2267.

Submit Written Comments to: Washington Department of Fish and Wildlife, Evan Jacoby, 600 Capitol Way North, Olympia, WA 98501-1091, FAX (360) 902-2940, by November 30, 1997.

Date of Intended Adoption: December 13, 1997.

November 5, 1997

Evan Jacoby

Rules Coordinator

AMENDATORY SECTION [(Amending WSR 97-12-049, filed 6/2/97, effective 7/3/97)]

WAC 232-28-240 1997-98, 1998-99, 1999-2000 Deer and bear hunting seasons and regulations.

DEER

Bag Limit: One (1) deer per hunter during an annual (July 1-March 31) hunting season. The Fish and Wildlife Commission may authorize two doe permits for damage areas. Any multiple doe permits will be identified by special permit.

Hunting Method: Hunters must select one of the hunting methods (modern firearm, archery, muzzleloader).

Buck Deer Seasons: Open only to the taking of male deer with visible antlers (buck fawns illegal).

Definition: Visible antler is a horn-like growth projecting above the hairline.

Branched Antler Restriction GMUs: APPLIES TO ALL HUNTERS DURING ANY OPEN SEASON! Buck deer taken in these GMUs must meet minimum antler point requirements. Minimum antler point requirements are antler points on one side only. Antler points include eye guards but all antler points must be at least one inch long. The following GMUs have 2 or 3 point minimum requirements on buck deer taken.

2 Point GMUs: 437, 478, 558, 574, 578, 582, 588, 636, 681, and GMU 485 (by permit only).

3 Point GMUs: Mule Deer and Blacktail Deer in all 100, 200, 300 units and GMU 450; Whitetail Deer in GMUs 127, 130, 133, 136, 139, 142, 145, 149, 154, 162, 163, 166, 169, 172, 175, 178, 181, 186, 203, and 231.

Modern Firearm Deer Seasons

Tag Required: Deer hunter must have a current, valid, unaltered, unnotched modern firearm deer tag on his/her person.

Hunting Method: Modern firearm deer tag hunters may use rifle, handgun, shotgun, bow or muzzleloader, but only during modern firearm seasons.

PROPOSED

High Buck Hunt

Tag Required: Deer hunter must have a current, valid, unaltered, unnotched modern firearm deer tag on his/her person.

GMUs	1997 Dates	1998 Dates	1999 Dates	Legal Deer
203, 301, 302, 450	Sept. 15-25	Sept. 15-25	Sept. 15-25	3 pt. min.
Deer Areas 010, 040, 060	Sept. 15-25	Sept. 15-25	Sept. 15-25	3 pt. min.

General Modern Firearm Deer Seasons

Tag Required: Deer hunter must have a current, valid, unaltered, unnotched modern firearm deer tag on his/her person.

GMUs	1997 Dates	1998 Dates	1999 Dates	Legal Deer
Eastern				
All of eastern Washington except closed in GMUs 157, 242, 290, 329, 330, 342, and 371.	Oct. 11-19	Oct. 17-25	Oct. 16-24	Mule Deer and Blacktail Deer 3 Pt. Min. in all open units in GMUs 100, 200, 300; except 3-Pt. Min. or Antlerless in GMU 281; Whitetail - any buck except GMUs 127-154, 162-186, and 203 and 231 3-Pt. Min.
GMUs 101-142	Oct. 11-24	Oct. 17-30	Oct.16-29	Whitetail buck only* except 3 pt. min. in GMUs 127-142.
Western				
407-684. Closed in GMU 522. Permit only in GMU 485.	Oct. 11-31	Oct. 17-31	Oct. 16-31	Buck only except either sex in GMUs 410, and 564; and 2 pt. min. in GMUs 437, 478, 558, 574, 578, 582, 588, 636, and 681; and 3 pt. min. in GMU 450.

*Hunters meeting the requirements of disabled, senior or youth may hunt antlerless whitetail during the general buck season in GMUs 105-142.

Late Buck Season

Tag Required: Deer hunter must have a current, valid, unaltered, unnotched modern firearm deer tag on his/her person.

GMUs	1997 Dates	1998 Dates	1999 Dates	Legal Deer
105-124	Nov. 3-23	Nov. 9-22	Nov. 8-21	Whitetail buck only
127-142	Nov. 3-23	Nov. 9-22	Nov. 8-21	Whitetail buck only, 3 pt. min.

PROPOSED

All 400, 500, & 600 Except closed in: GMUs 418, 426, 437, 448, 450, 485, 522, 574, 578, 582, and 588.	Nov. 20-23	Nov. 19-22	Nov. 18-21	Buck only except 2 pt. min. in GMUs 478, 558, 636, and 681 and either sex in GMUs 410 and 564
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Archery Deer Seasons

Tag Required: Deer hunter must have a current valid, unaltered, unnotched archery deer tag on his/her person.

Special Notes: Archery tag holders can only hunt with archery equipment during archery seasons.

Early Archery

GMUs	1997 Dates	1998 Dates	1999 Dates	Legal Deer
All 100, 200, 300 GMUs except closed in GMUs 157, 203, 301, 302 and permit only in GMUs 242, 290, 329, 330, 342, and 371.	Sept. 1-5	Sept. 1-7	Sept. 1-6	Mule Deer and Blacktail Deer-3 pt. min. in all open units; Whitetail Deer- buck only except 3 pt. min. in GMUs 127-186, and 231.
All 100, 200, 300 GMUs except closed in GMUs 157, 203, 301, 302 and permit only in GMUs 242, 290, 329, 330, 342, and 371.	Sept. 6-15	Sept. 8-15	Sept. 7-15	Mule Deer and Blacktail Deer-3 pt. min. in all open 100, 200, and 300 units; except 3 pt. min. or antlerless in GMUs 130, 133, 136, 139, 142, 145, 149, 163, 178, 248, 254, 266, 269, 272, 284, 306, and 308; Whitetail Deer-either sex except 3 pt. min. or antlerless GMUs 127-186, and 231.
All 100, 200, 300 GMUs except closed in GMU 157 and permit only in GMUs 242, 290, 329, 330, 342, and 371.	Sept. 16-30	Sept. 16-30	Sept. 16-30	Whitetail only, either sex except 3 pt. min. or antlerless in GMUs 127, 130, 133, 136, 139, 142, 145, 149, 154, 162, 163, 166, 169, 172, 175, 178, 181, 186, and 231.
All 400, 500, 600* GMUs except closed in GMUs 450, 485, and 522.	Sept. 1-30	Sept. 1-30	Sept. 1-30	Either sex, except 2 pt. min. or antlerless in GMUs 437, 478, 558, 574, 578, 582, 588, 636, and 681.
GMUs 203, 301, 302, 450, and Deer Areas 010, 040, 060	Sept. 15-30	Sept. 15-30	Sept. 15-30	3 pt. min. or antlerless

PROPOSED

Bow Area 802 Sept. 2-30 Sept. 1-30 Sept. 1-30 Either sex

* Bangor Submarine Base within GMU 627 is open for archers with disabilities by permit from the Navy. For information on this hunt, call Tom Jones at (360) 396-5097. Special Restrictions: Must be U.S. citizen, and hunting is open on weekends only.

Late Archery

GMUs	1997 Dates	1998 Dates	1999 Dates	Legal Deer
101	Nov. 10-Dec. 15	Nov. 10-Dec. 15	Nov. 10-Dec. 15	Whitetail only, either sex
105, 117, 121, 124	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Whitetail only, either sex
127, 145, 178	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	3 pt. min. or antlerless
209, 215, 233, 272, 300, 316, 346, 352, 364	Nov. 26-Dec. 8	Nov. 25-Dec. 8	Nov. 24-Dec. 8	Mule Deer and Blacktail Deer- 3 pt. min., except 3 pt. min. or antlerless in GMU 272; Whitetail Deer- either sex
558, 582, 588, 636, 681	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	2 pt. min or antlerless
460, 466, 510, 513, 516, 520, 524, 530, 556, 560, 572, 601, 607, 612, 615, 618, 638, 648, 673	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Either sex
450	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	3 pt. min

Bow Areas	1997 Dates	1998 Dates	1999 Dates	Legal Deer
802	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Either sex
806, 807	Nov. 26-Dec. 8	Nov. 25-Dec. 8	Nov. 24-Dec. 8	Mule deer and Blacktail deer - 3 pt. min. or antlerless

Extended Late Archery

GMUs	1997 Dates	1998 Dates	1999 Dates	Legal Deer
407, 410, 454, 484, 505, 506, 564, 568, 603, 624, 627, 642, 660, 663, 666, 667, 672	Nov. 26-Dec. 31	Nov. 25-Dec. 31	Nov. 24-Dec. 31	Either sex
437	Nov. 26-Dec. 31	Nov. 25-Dec. 31	Nov. 24-Dec. 31	2 pt. min. or antlerless

Muzzleloader Deer Seasons

Tag Required: Deer hunter must have a current, valid, unaltered, unnotched muzzleloader deer tag on his/her person.

Hunting Method: Muzzleloader only.

Special Notes: Muzzleloader tag holders can only hunt during muzzleloader seasons and must hunt with muzzleloader equipment. Muzzleloader deer tag holders may apply for all either sex, antlerless only, and branched antler deer special hunting permits except on Private Lands Wildlife Management Area 201.

PROPOSED

High Buck Hunt

GMUs	1997 Dates	1998 Dates	1999 Dates	Legal Deer
203, 301, 302, 450	Sept. 15-25	Sept. 15-25	Sept. 15-25	3 pt. min.
Deer Areas 010, 040, 060	Sept. 15-25	Sept. 15-25	Sept. 15-25	3 pt. min.

Early Muzzleloader

GMUs	1997 Dates	1998 Dates	1999 Dates	Legal Deer
109, 117, 209, 300, 304, 316, 336, 352, 360	Oct. 4-10	Oct. 10-16	Oct. 9-15	Mule Deer and Blacktail Deer- 3 pt. min.; Whitetail Deer-any buck
407, 410, 520, 530, 564, 568, 603, 612, 624, 672	Oct. 4-10	Oct. 10-16	Oct. 9-15	Buck only
454, 484 and 666	Oct. 4-10	Oct. 10-16	Oct. 9-15	Either sex

Late Muzzleloader

GMUs	1997 Dates	1998 Dates	1999 Dates	Legal Deer
113	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Whitetail, buck only
139, 172, 181	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Whitetail, 3 pt. min.
130, 136	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	3 pt. min. or Antlerless
410, 501, 504, 564, 651, 666, 684	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Either sex
478	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	2 pt. min.
550, 582, 602, 633	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 15	Buck only
578	Nov. 26-Dec. 8	Nov. 25-Dec. 8	Nov. 24-Dec. 8	2 pt. min.

Muzzleloader Area

925	Dec. 1-31	Dec. 1-31	Dec. 1-31	Antlerless only
926	Nov. 26-Dec. 15	Nov. 25-Dec. 15	Nov. 24-Dec. 8	Either sex

Firearm Restricted Deer Hunts Open To All Deer Hunters

Tag Required: Deer hunter must have a current, valid, unaltered, unnotched modern firearm, archery or muzzleloader deer tag on his/her person.

Hunting Method: Must use weapon in compliance with tag. Firearm restrictions apply in some GMUs.

GMUs	Weapon Permitted	1997 Dates	1998 Dates	1999 Dates	Legal Deer
410	Archery, Shotgun, Muzzleloader	Oct. 11-31	Oct. 17-31	Oct. 16-31	Either sex
564	Archery, Shotgun, Muzzleloader	Nov. 26-Dec. 31	Nov. 25-Dec. 31	Nov. 24-Dec. 31	Either sex

PROPOSED

627* Archery, Oct. 11-31 Oct. 17-31 Oct. 16-31 Either sex
Shotgun,
Muzzleloader

Deer Area

062** Archery, Sept. 1-Dec. 31 Sept. 1-Dec. 31 Sept. 1-Dec. 31 Either sex
Shotgun,
Muzzleloader

*Only that portion of GMU 627 (Kitsap) on Vashon and Maury Islands.

**Restricted Access: Indian Island

~~((Private Lands Wildlife Management Opportunities~~

~~Champion (PLWMA 401) Kapowsin Tree Farm~~

Hunting Method	1997 Dates	1998 Dates	1999 Dates	Special Restrictions
Archery	Sept. 1-12	Sept. 1-11	Sept. 1-10	either sex
	Sept. 28-Oct. 9	Sept. 28-Oct. 9	Sept. 28-Oct. 9	either sex
Modern Firearm				
General	Oct. 11-26	Oct. 10-25	Oct. 9-24	2 pt. min.
Muzzleloader	Nov. 26-Dec. 7	Nov. 25-Dec. 6	Nov. 24-Dec. 5	Antlerless only

~~Merrill and Ring (PLWMA 600) Pysht Tree Farm~~

Hunting Method	1997 Dates	1998 Dates	1999 Dates	Special Restrictions
Archery	Sept. 15-30	Sept. 15-30	Sept. 15-30	Antlerless only: North Unit 600A Either sex: South Unit 600B
	Nov. 26-Dec. 31	Nov. 25-Dec. 31	Nov. 24-Dec. 31	Antlerless only: North Unit 600A Either sex: South Unit 600B
Modern Firearm	Oct. 11-31	Oct. 17-31	Oct. 16-31	Buck only; South Unit 600B
	Nov. 20-23	Nov. 19-22	Nov. 18-21	Buck only; South Unit 600B
Muzzleloader	Oct. 1-9	Oct. 1-9	Oct. 1-9	Antlerless only: North Unit 600A Buck only: South Unit 600B))

BLACK BEAR

Bag Limit: One (1) black bear. Except if a damage bear tag is purchased and a damage season is hunted, then two (2) black bear may be taken.

License and Tag Requirements: A valid hunting license and unaltered, unnotched bear tag(s) are required to hunt black bear.

Bear Tag Information: A hunter may purchase one (1) damage bear tag and one (1) general bear tag. A damage bear tag allows a hunter to take one (1) bear during the damage season in a damage area, but is not valid during the general season. A general bear tag may be used in a

damage season and during the general season to take one (1) bear.

Tag Sale Deadline: Damage bear tags must be purchased, and are only valid prior to August 1, 1997. General bear tags must be purchased by midnight of the day preceding modern firearm deer season opener. Actual dates are: Oct. 10, 1997; Oct. 16, 1998; Oct. 15, 1999.

Use of Bait and Hounds: The use of bait and hounds for hunting black bear is prohibited statewide.

BLACK BEAR SEASONS

Damage:

PROPOSED

July 15-31, 1997; July 15-31, 1998; July 15-31, 1999 in PLWMA's 401 and 600, and in GMUs 454, 484, 501, 505, 506, 520, 530, 564, 568, 601, 603, 615, 627, 642, 648, and 667. Also in GMUs 558 and 572 except closed on the Gifford Pinchot National Forest and on Washington Department of Natural Resource lands.

General:

Eastern Washington

Aug. 1-Nov. 6, 1997; Aug. 1-Nov. 6, 1998; Aug. 1-Nov. 6, 1999.

Western Washington

Aug. 1-Nov. 13, 1997; Aug. 1-Nov. 12, 1998; Aug. 1-Nov. 11, 1999, EXCEPT Sept. 2-Nov. 13, 1997; Sept. 8-Nov. 12, 1998; and Sept. 7-Nov. 11, 1999 in Bow Area 802. CLOSED in GMUs 485 and 522.

TOOTH SUBMITTAL

Bear: Each hunter who takes a bear must submit the small premolar tooth behind the canine tooth of upper or lower jaw for age determination. Tooth envelopes are available from Department of Fish and Wildlife regional offices.

REPORT CARDS

Each successful hunter must fill out and return a Game Harvest Report Card to the Department of Fish and Wildlife within ten days after taking a deer or bear.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

**WSR 97-22-100
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE
(Wildlife)**

[Filed November 5, 1997, 8:53 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-19-027.

Title of Rule: To amend WAC 232-28-265 1997-98 Deer and elk permit hunting seasons.

Purpose: To amend WAC 232-28-265 1997-98 Deer and elk permit hunting seasons, by dropping the private lands wildlife management area hunts from this WAC and creating a new WAC with all the general season, permit, and raffle PLWMA hunts in one WAC.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: This amendment deletes the private lands wildlife management area hunts from WAC 232-28-265. A new WAC is recommended that incorporates the general seasons and permit seasons on PLWMA's as well as boundary descriptions in one WAC.

Reasons Supporting Proposal: See above.

Name of Agency Personnel Responsible for Drafting and Implementation: Dave Brittell, Assistant Director,

Proposed

Wildlife Management, Olympia, (360) 902-2504; and Enforcement: Ron Swatfigure, Assistant Director, Enforcement, Olympia, (360) 902-2932.

Name of Proponent: Washington Fish and Wildlife Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: We are recommending action on general and permit seasons on the private lands wildlife management areas in December to provide the managers with time to advertise their hunts. All other general and permit hunting seasons will be proposed in April of 1998. To do this, we recommend dropping the PLWMA permit hunts from this WAC.

Proposal does not change existing rules. See above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule does not affect small business.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption.

Hearing Location: Red Lion Inn, North 1100 Sullivan Road, Spokane, WA 99220, phone (509) 924-9000, on December 12-13, 1997, at 8:00 a.m.

Assistance for Persons with Disabilities: Contact Debbie Nelson by November 30, 1997, TDD (360) 902-2207, or (360) 902-2267.

Submit Written Comments to: Washington Department of Fish and Wildlife, Evan Jacoby, 600 Capitol Way North, Olympia, WA 98501-1091, FAX (360) 902-2940, by November 30, 1997.

Date of Intended Adoption: December 13, 1997.

November 5, 1997

Evan Jacoby

Rules Coordinator

AMENDATORY SECTION [(Amending WSR 97-12-055, filed 6/2/97, effective 7/3/97)]

WAC 232-28-265 1997-98 Deer and elk permit hunting seasons.

SPECIAL DEER PERMIT HUNTING SEASONS

(Open to Permit Holders Only)

Hunters must purchase a hunting license and deer tag prior to purchase of a permit application. Only modern firearm deer tag holders and muzzleloader deer tag holders may apply for the following permit hunts.

PERMIT QUOTAS

1997 Permit quotas are unknown at this time. Permit quotas may be greater or less than permits authorized in 1996 depending on winter survival. Please do not call Department offices for permit quotas. Quotas will be established at the April 1997, Fish and Wildlife Commission meeting.

MODERN FIREARM PERMIT HUNTS (Muzzleloaders may apply.)

Use the FOUR DIGIT HUNT NUMBER on your application.

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Boundary Description
1027	Sherman	Oct. 13-28	Whitetail, Antlerless Only	GMU 101
1028	Kelly Hill	Oct. 13-28	Whitetail, Antlerless Only	GMU 105
1029	Threeforks	Oct. 13-28	Whitetail, Antlerless Only	GMU 109
1030	Selkirk	Oct. 13-28	Whitetail, Antlerless Only	GMU 113
1031	49 Degrees North	Oct. 13-28	Whitetail, Antlerless Only	GMU 117
1032	Huckleberry	Oct. 13-28	Whitetail, Antlerless Only	GMU 121
1033	Mt. Spokane	Oct. 13-28	Whitetail, Antlerless Only	GMU 124
1034	Mica Peak	Oct. 13-28	Whitetail, Antlerless Only	GMU 127
1035	Cheney	Oct. 13-28	Antlerless Only	GMU 130
1036	Roosevelt	Oct. 13-28	Antlerless Only	GMU 133
1037	Harrington	Nov. 8-16	Antlerless Only	GMU 136
1038	Steptoe	Nov. 8-16	Antlerless Only	GMU 139
1039	Almota	Nov. 8-16	Antlerless Only	GMU 142
1040	Mayview	Nov. 8-16	Antlerless Only	GMU 145
1041	Prescott A	Nov. 8-16	Antlerless Only	GMU 149
1042	Blue Creek	Nov. 8-16	Whitetail, Antlerless Only	GMU 154
1043	Dayton	Nov. 8-16	Whitetail, Antlerless Only	GMU 162
1044	Marengo A	Nov. 8-16	Whitetail, Antlerless Only	GMU 163
1045	Marengo B	Nov. 8-16	Antlerless Only	GMU 163
1046	Peola	Nov. 8-16	Antlerless Only	GMU 178
1047	Couse Nov. 8-16	Whitetail, Antlerless Only	GMU 181	
1048	Blue Mtns. Foothills A	Nov. 10-25	Whitetail, 3 Pt. Min. or Antlerless	GMUs 149, 154, 162-166
1049	Blue Mtns. Foothills B	Nov. 10-25	Whitetail, 3 Pt. Min. or Antlerless	GMUs 145, 172-181
1050	East Okanogan	Nov. 10-25	Whitetail, Either Sex	GMU 204
1051	West Okanogan	Nov. 10-25	Whitetail, Either Sex	GMUs 209, 218-242
1052	Wannacut	Oct. 20-29	Antlerless Only	GMU 209
1053	Sinlahekin B	Oct. 20-29	Whitetail, Antlerless Only	GMU 215
1054	Chewuch B	Oct. 20-29	Antlerless Only	GMU 218
1055	Pearygin B	Oct. 20-29	Antlerless Only	GMU 224
1056	Gardner B	Oct. 20-29	Antlerless Only	GMU 231
1057	Pogue B	Oct. 20-29	Antlerless Only	GMU 233
1058	Chiliwist B	Nov. 10-25	Whitetail, Either Sex	GMU 239
1059	Big Bend A	Oct. 11-19	Antlerless Only	GMU 248
1060	Saint Andrews	Oct. 11-19	Antlerless Only	GMU 254
1061	Badger	Oct. 11-19	Antlerless Only	GMU 266
1062	Moses Coulee	Oct. 11-19	Antlerless Only	GMU 269
1063	Beezley	Oct. 11-19	Antlerless Only	GMU 272
1064	Kahlotus	Oct. 11-19	Antlerless Only	GMU 284
1065	Lake Sacajawea	Oct. 11-19	Antlerless Only	Deer Area 030
1066	Entiat B	Nov. 1-12	Antlerless Only	GMUs 306, 308
1067	Wenatchee A	Nov. 1-15	Antlerless Only	Portion of GMU 314*
1068	Green River A	Oct. 18-24	2 Pt. Min. or Antlerless	GMU 485
1069	Green River B	Oct. 18-24	Antlerless Only	GMU 485
1070	Lincoln	Oct. 18-31	Either Sex	GMU 501
1071	Stella	Oct. 18-31	Either Sex	GMU 504**
1080	Yale	Oct. 18-31	Either Sex	GMU 554**
1072	Mossyrock	Oct. 18-31	Either Sex	GMU 505
1073	Willapa Hills	Oct. 18-31	Either Sex	GMU 506
1074	Stormking	Oct. 18-31	Either Sex	GMU 510
1075	South Rainier	Oct. 18-31	Either Sex	GMU 513
1076	Packwood	Oct. 18-31	Either Sex	GMU 516
1077	Winston	Oct. 18-31	Either Sex	GMU 520
1078	Ryderwood	Oct. 18-31	Either Sex	GMU 530
1079	Coweeman	Oct. 18-31	Either Sex	GMU 550

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1081	Marble	Oct. 18-31	2 Pt. Min. or Antlerless	GMU 558
1082	Lewis River	Oct. 18-31	Either Sex	GMU 560
1083	Washougal	Oct. 18-31	Either Sex	GMU 568
1084	Siouxon	Oct. 18-31	Either Sex	GMU 572
1085	West Klickitat	Oct. 18-31	2 Pt. Min. or Antlerless	GMU 578
1086	East Klickitat	Oct. 18-31	2 Pt. Min. or Antlerless	GMU 582
1087	Grayback	Oct. 18-31	2 Pt. Min. or Antlerless	GMU 588
1088	Pysht	Oct. 18-31	Either Sex	GMU 603
1089	Olympic	Oct. 18-31	Either Sex	GMU 621
1090	Coyle	Oct. 18-31	Either Sex	GMU 624
1091	Mason Lake	Oct. 18-31	Either Sex	GMU 633
1092	Skokomish	Oct. 18-31	2 Pt. Min. or Antlerless	GMU 636
1093	Wynoochee	Oct. 18-31	Either Sex	GMU 648
1094	North River	Oct. 18-31	Either Sex	GMU 658
1095	Minot Peak	Oct. 18-31	Either Sex	GMU 660
1096	Capitol Peak	Oct. 18-31	Either Sex	GMU 663
1097	Deschutes	Oct. 18-31	Either Sex	GMU 666
1098	Skookumchuck A	Oct. 18-31	Either Sex	GMU 667
1099	Fall River	Oct. 18-31	Either Sex	GMU 672
1100	Williams Creek	Oct. 18-31	Either Sex	GMU 673

*Successful applicants will be mailed a map of the hunt boundary.

**Firearm restriction area.

MODERN FIREARM BUCK HUNTS (Only Modern Firearm tag holders may apply.)

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Boundary Description
1001	Sinlahekin A	Nov. 8-13	3 Pt. Min.	GMU 215
1002	Chewuch A	Nov. 8-13	3 Pt. Min.	GMU 218
1003	Pearrygin A	Nov. 8-13	3 Pt. Min.	GMU 224
1004	Gardner A	Nov. 8-13	3 Pt. Min.	GMU 231
1005	Pogue A	Nov. 8-13	3 Pt. Min.	GMU 233
1006	Chiliwist A	Nov. 8-13	3 Pt. Min.	GMU 239
1009	Manson A	Nov. 8-13	3 Pt. Min.	GMU 300
1010	Chiwawa A	Nov. 8-13	3 Pt. Min.	GMU 304
1011	Entiat A	Nov. 8-13	3 Pt. Min.	GMU 308
1012	Mission A	Nov. 8-13	3 Pt. Min.	GMU 314
1013	Swakane A	Nov. 8-13	3 Pt. Min.	GMU 316
1016	Teanaway A	Nov. 8-13	3 Pt. Min.	GMU 335
1017	Taneum A	Nov. 8-13	3 Pt. Min.	GMU 336
1019	Little Naches A	Nov. 8-13	3 Pt. Min.	GMU 346
1020	Nile A	Nov. 8-13	3 Pt. Min.	GMU 352
1021	Bumping A	Nov. 8-13	3 Pt. Min.	GMU 356
1022	Bethel A	Nov. 8-13	3 Pt. Min.	GMU 360
1023	Rimrock A	Nov. 8-13	3 Pt. Min.	GMU 364
1024	Cowiche A	Nov. 8-13	3 Pt. Min.	GMU 368
1026	Kiona A	Nov. 8-13	3 Pt. Min.	GMU 372

DEER MUZZLELOADER ONLY HUNTS (Only Muzzleloader tag holders may apply.)

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Boundary Description
1101	Sinlahekin C	Nov. 15-20	3 Pt. Min.	GMU 215
1102	Chewuch C	Nov. 15-20	3 Pt. Min.	GMU 218
1103	Pearrygin C	Nov. 15-20	3 Pt. Min.	GMU 224
1104	Gardner C	Nov. 15-20	3 Pt. Min.	GMU 231
1105	Pogue C	Nov. 15-20	3 Pt. Min.	GMU 233
1106	Chiliwist C	Nov. 15-20	3 Pt. Min.	GMU 239
1109	Manson B	Nov. 15-20	3 Pt. Min.	GMU 300
1110	Chiwawa B	Nov. 15-20	3 Pt. Min.	GMU 304
1111	Chiwawa C	Nov. 1-20	Antlerless Only	GMU 304
1112	Entiat C	Nov. 15-20	3 Pt. Min.	GMU 308
1113	Mission B	Nov. 15-20	3 Pt. Min.	GMU 314
1114	Swakane B	Nov. 15-20	3 Pt. Min.	GMU 316

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1117	Teanaway B	Nov. 15-20	3 Pt. Min.	GMU 335
1118	Taneum B	Nov. 15-20	3 Pt. Min.	GMU 336
1120	Little Naches B	Nov. 15-20	3 Pt. Min.	GMU 346
1121	Nile B	Nov. 15-20	3 Pt. Min.	GMU 352
1122	Bumping B	Nov. 15-20	3 Pt. Min.	GMU 356
1123	Bethel B	Nov. 15-20	3 Pt. Min.	GMU 360
1124	Rimrock B	Nov. 15-20	3 Pt. Min.	GMU 364
1125	Cowiche B	Nov. 15-20	3 Pt. Min.	GMU 368
1127	Kiona B	Nov. 15-20	3 Pt. Min.	GMU 372

DEER ARCHERY ONLY BUCK HUNTS (Only Archery tag holders may apply.)

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Boundary Description
1128	Chewuch D	Nov. 26-Dec. 8	3 Pt. Min.	GMU 218
1129	Pearrygin D	Nov. 26-Dec. 8	3 Pt. Min.	GMU 224
1130	Gardner D	Nov. 26-Dec. 8	3 Pt. Min.	GMU 231
1131	Chiliwist D	Nov. 26-Dec. 8	3 Pt. Min.	GMU 239
1134	Chiwawa D	Nov. 26-Dec. 8	3 Pt. Min.	GMU 304
1135	Entiat D	Nov. 26-Dec. 8	3 Pt. Min.	GMU 308
1136	Mission C	Nov. 26-Dec. 8	3 Pt. Min.	GMU 314
1139	Teanaway C	Nov. 26-Dec. 8	3 Pt. Min.	GMU 335
1140	Taneum C	Nov. 26-Dec. 8	3 Pt. Min.	GMU 336
1142	Bumping C	Nov. 26-Dec. 8	3 Pt. Min.	GMU 356
1143	Bethel C	Nov. 26-Dec. 8	3 Pt. Min.	GMU 360
1144	Cowiche C	Nov. 26-Dec. 8	3 Pt. Min.	GMU 368
1146	Kiona C	Nov. 26-Dec. 8	3 Pt. Min.	GMU 372

MODERN FIREARM LIMITED ENTRY ONLY BUCK HUNTS (Only Modern Firearm tag holders may apply.)

Deer hunting in the units listed below will be limited to permit only hunting.

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Boundary Description
1007	Alta A	Nov. 8-23	3 Pt. Min.	GMU 242
1008	Desert A	Nov. 8-23	3 Pt. Min.	GMU 290
1014	Quilomene A	Nov. 8-23	3 Pt. Min.	GMU 329
1015	West Bar A	Nov. 8-23	3 Pt. Min.	GMU 330
1018	Umtanum A	Nov. 8-23	3 Pt. Min.	GMU 342
1025	Alkali A	Nov. 8-23	3 Pt. Min.	GMU 371

MUZZLELOADER LIMITED ENTRY ONLY BUCK HUNTS (Only Muzzleloader tag holders may apply.)

Deer hunting in the units listed below will be limited to permit only hunting.

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Boundary Description
1107	Alta B	Oct. 1-10	3 Pt. Min.	GMU 242
1108	Desert B	Oct. 1-10	3 Pt. Min.	GMU 290
1115	Quilomene B	Oct. 1-10	3 Pt. Min.	GMU 329
1116	West Bar B	Oct. 1-10	3 Pt. Min.	GMU 330
1119	Umtanum B	Oct. 1-10	3 Pt. Min.	GMU 342
1126	Alkali B	Oct. 1-10	3 Pt. Min.	GMU 371

ARCHERY LIMITED ENTRY ONLY BUCK HUNTS (Only Archery tag holders may apply.)

Deer hunting in the units listed below will be limited to permit only hunting.

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Boundary Description
1132	Alta C	Sept. 1-15	3 Pt. Min.	GMU 242
1133	Desert C	Sept. 1-15	3 Pt. Min.	GMU 290
1137	Quilomene C	Sept. 1-15	3 Pt. Min.	GMU 329
1138	West Bar C	Sept. 1-15	3 Pt. Min.	GMU 330
1141	Umtanum C	Sept. 1-15	3 Pt. Min.	GMU 342
1145	Alkali C	Sept. 1-15	3 Pt. Min.	GMU 371

YOUTH HUNTER OPPORTUNITY

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Boundary Description
1158	Blue Mtns. Foothills D	Oct. 11-19	3 Pt. Min. or Antlerless	GMUs 149, 154, 162-166

1159	Blue Mtns. Foothills E	Oct. 11-19	3 Pt. Min. or Antlerless	GMUs 145, 172-181
1160	Big Bend C	Oct. 11-19	3 Pt. Min. or Antlerless	GMU 248
1161	Toutle	Oct. 11-31	Either Sex	GMU 556
1162	Wind River	Oct. 11-31	2 Pt. Min. or Antlerless	GMU 574
1163	Satsop	Oct. 11-31	Either Sex	GMU 651
1164	Skookumchuck C	Oct. 11-31	Either Sex	GMU 667

SENIOR HUNTER OPPORTUNITY

Hunt No.	Hunt Permit Name	Special Season	Boundary Restrictions	Description
1156	Prescott B	Oct. 11-19	3 Pt. Min. or Antlerless	GMU 149
1157	Marengo C	Oct. 11-19	3 Pt. Min. or Antlerless	GMU 163

ADVANCED HUNTER EDUCATION (AHE) PROGRAM

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Boundary Description
1147	Wenatchee B	Nov.15-23	3 Pt. Min. or Antlerless	Portion of GMU 314*
1148	Mt. Adams	Oct. 1-10	2 Pt. Min. or Antlerless	Elk Area 059

*Successful applicants will be mailed a map of the hunt boundary.

SPECIAL HUNTS FOR PERSONS OF DISABILITY

Hunters must purchase a hunting license and modern firearm or muzzleloader deer tag prior to purchase of a special hunting season permit application. Only those hunters with a Washington Disabled Hunter Permit may apply for these permits.

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Boundary Description
1149	Blue Mtn. Foothills C	Nov. 10-25	3 Pt. Min. or Antlerless	GMUs 149, 154, 162-166
1150	Big Bend B	Oct. 11-19	3 Pt. Min. or Antlerless	GMU 248
1151	Entiat E	Nov. 1-14	Antlerless Only	GMU 308
1152	Green River C	Oct. 18-24	Antlerless Only	GMU 485
1153	Margaret	Oct. 11-31	Antlerless Only	GMU 524
1154	Skookumchuck B	Oct. 11-31	Either Sex	GMU 667
1155	Bear River	Oct. 11-31	2 Pt. Min. or Antlerless	GMU 681

~~((PRIVATE LANDS WILDLIFE MANAGEMENT AREA DEER PERMIT OPPORTUNITIES~~

~~Wilson Creek Area~~

~~Only hunters possessing appropriate deer tags and meeting the special restrictions noted for each hunt are eligible for permits on PLWMA 201. You may apply for buck permits (Wilson A and B) by contacting the manager at (509) 345-0121. Other applications for Wilson Creek Area must be made through the normal application process. Access for Hunts D, E and F are for one day, scheduled by the manager. There are no access fees for hunts C, D, E, F, G, and H but the manager or his representative will accompany all deer hunters on these hunts. All hunters shall have a valid hunting license, deer tag, and written authorization from the manager to participate in these hunts. All other hunting regulations apply.~~

Hunt No.	Hunt Name	Permit Number	Permit Season	Special Restrictions	Boundary Description
*	Wilson A	30	Oct. 1 Dec. 31	Buck Only (Access Fee)	PLWMA 201
*	Wilson B	2	Sept. 1-30	Archery, Buck Only (Access fee)	PLWMA 201
1168	Wilson C	1	Oct. 1 Dec. 31	Buck Only, Youth Hunters Only**	PLWMA 201
1169	Wilson D	29	Oct. 1 Dec. 31	Antlerless Only, Youth Hunters Only**	PLWMA 201
1170	Wilson E	29	Oct. 1 Dec. 31	Antlerless Only, Persons of Disability Only	PLWMA 201
1171	Wilson F	29	Oct. 1 Dec. 31	Antlerless Only, AHE Hunters Only	PLWMA 201
1172	Wilson G	1	Oct. 1 Dec. 31	Buck Only, Persons of Disability Only	PLWMA 201
1173	Wilson H	1	Oct. 1 Dec. 31	Buck Only, AHE Only	PLWMA 201

~~* No hunt number because hunter must contact manager, David Stevens, for access.~~

~~**Applicants must be 16 years old or younger by opening date of the permit season and must be accompanied by an adult during the hunt.~~

PROPOSED

Champion's Kapowsin Tree Farm

Hunt No.	Hunt Name	Permit Number	Permit Season	Special Restrictions	Boundary Description
*	Kapowsin North/Buck	8**	Nov. 8-23	Buck Only (Auction/Raffle)	PLWMA 401A North
*	Kapowsin Central/Buck	28**	Nov. 8-23	Buck Only (Auction/Raffle)	PLWMA 401B Central
*	Kapowsin South/Buck	14**	Nov. 8-23	Buck Only (Auction/Raffle)	PLWMA 401C South
1165	Kapowsin North	50	Dec. 12-16	Antlerless Only, Senior Hunters (Age 65+)	PLWMA 401A North
1166	Kapowsin Central	100	Dec. 12-16	Antlerless Only	PLWMA 401B Central
1167	Kapowsin South	100	Dec. 13, 14, 20, 21	Antlerless Only, Youth or Persons of Disability Only	PLWMA 401C South

* No hunt number because hunter must contact Champion for auction/raffle permit opportunity.

** Only hunters possessing a valid deer tag (any 1997 deer tag) are eligible for Champion buck permits. Persons interested in these deer permits should contact Champion Pacific Timberlands, Inc., 31716 Camp 1 Road, Orting, WA 98360. For more information, please call Champion at (206) 879-4200.

Merrill and Ring's Pysht Tree Farm

An access fee will be charged by the landowner for hunting on the Pysht Tree Farm. Pysht North A is archery only, all other hunts are open to any legal weapon hunters.

Hunt No.	Hunt Name	Permit Number	Permit Season	Special Restrictions	Boundary Description
*	Pysht North A	15**	Sept. 15-30	Raffle, Archery, Antlerless Only	PLWMA 600A
*	Pysht North B	40**	Oct. 19-31	Raffle, Antlerless Only	PLWMA 600A
*	Pysht North C	30**	Nov. 10-24	Raffle, 3 Pt. Min. or Antlerless	PLWMA 600A
*	Pysht South A	40**	Oct. 19-31	Raffle, Antlerless Only	PLWMA 600B

* No hunt number because hunter must contact Merrill and Ring for raffle permit opportunity.

** Only hunters possessing a valid deer tag (any 1997 deer tag) are eligible for Merrill and Ring permits. Persons interested in these permits should contact Merrill and Ring, 11 Pysht River Rd., Clallam Bay, WA 98326. For more information, please call Merrill and Ring at (360) 963-2378.

SPECIAL ELK PERMIT HUNTING SEASONS

(Open to Permit Holders Only)

Permit hunters may hunt only with a weapon in compliance with their tag. Applicants must have purchased the proper tag for these hunts (see Elk Tag Prefix required to apply for each hunt).

MODERN FIREARM PERMIT HUNTS

Use the FOUR DIGIT HUNT NUMBER on your application.

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Elk Tag Prefix	Boundary Description
2027	Northeast	Oct. 29-Nov. 2	Antlerless Only	BP or BM	GMU 109, 113, 117, 124 east of SR 395
2028	Mica A, Cheney	Oct. 11-Nov. 2	Antlerless Only	BP or BM	GMU 127-130
2029	Wenaha B	Oct. 1-10	3 Pt. Bull Min.	BP or BM	GMU 169
2030	Peola B	Oct. 29-Nov. 2	Antlerless Only	BP or BM	GMU 178
2031	Wenatchee Mtns.	Oct. 1-10	3 Pt. Bull Min.	CP, CM, YP or YM	GMUs 302, 335
2032	Naneum B	Oct. 29-Nov. 2	Antlerless Only	CP or CM	GMU 328
2033	Shushuskin A	Nov. 15-Dec. 15	Antlerless Only	CP, CM, YP or YM	Elk Area 031
2034	Malaga A	Sept. 1-Oct. 3	Antlerless Only	CP or CM	Elk Area 032
2035	Malaga B	Nov. 7-Dec. 31	Antlerless Only	CP or CM	Elk Area 032
2036	Peshastin A	Sept. 1-Oct. 3	Antlerless Only	CP or CM	Elk Area 033
2037	Peshastin B	Nov. 7-Dec. 31	Either Sex	CP or CM	Elk Area 033

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2038	Brushy	Sept. 20-22	Antlerless Only	CP or CM	Elk Area 035
2039	Quilomene B	Oct. 29-Nov. 2	Antlerless Only	CP or CM	GMU 329
2040	West Bar A	Oct. 22	Antlerless Only	CP or CM	GMU 330
2041	West Bar B	Oct. 23	Antlerless Only	CP or CM	GMU 330
2042	West Bar C	Oct. 24	Antlerless Only	CP or CM	GMU 330
2043	Taneum	Oct. 29-Nov. 2	Antlerless Only	YP or YM	GMU 336
2044	Manastash A	Oct. 29-Nov. 2	Antlerless Only	YP or YM	GMU 340
2045	Umtanum	Oct. 29-Nov. 2	Antlerless Only	YP or YM	GMU 342
2046	Little Naches A	Oct. 29-Nov. 2	Antlerless Only	YP or YM	GMU 346
2047	Little Naches B	Oct. 1-10	3 Pt. Bull Min.	YP or YM	GMU 346
2048	Nile	Oct. 29-Nov. 2	Antlerless Only	YP or YM	GMU 352
2049	Bumping	Oct. 29-Nov. 2	Antlerless Only	YP or YM	GMU 356
2050	Bethel B	Oct. 29-Nov. 2	Antlerless Only	YP or YM	GMU 360
2051	Rimrock B	Oct. 29-Nov. 2	Antlerless Only	YP or YM	GMU 364
2052	Cowiche B	Oct. 29-Nov. 2	Antlerless Only	YP or YM	GMU 368
2053	White River C	Nov. 12-16	Antlerless Only	WP or WM	GMU 472
2054	Green River B	Nov. 8-12	Antlerless Only	WP or WM	GMU 485
2055	Lincoln	Nov. 12-16	Antlerless Only	WP or WM	GMU 501
2056	Willapa Hills	Nov. 12-16	Antlerless Only	WP or WM	GMU 506
2057	Packwood	Nov. 12-16	Antlerless Only	WP or WM	GMU 516
2058	Winston B	Nov. 12-16	Antlerless Only	WP or WM	GMU 520
2059	Margaret B	Nov. 12-16	Antlerless Only	WP or WM	GMU 524
2060	Ryderwood	Nov. 12-16	Antlerless Only	WP or WM	GMU 530
2061	Coweeman B	Nov. 12-16	Antlerless Only	WP or WM	GMU 550
2062	Toutle B	Nov. 12-16	Antlerless Only	WP or WM	GMU 556
2063	Marble	Nov. 12-16	Antlerless Only	WP or WM	GMU 558
2064	Carlton	Oct. 1-10	3 Pt. Bull Min.	WP or WM	Elk Area 057
2065	West Goat Rocks	Oct. 1-10	3 Pt. Bull Min.	WP or WM	Elk Area 058
2066	Mt. Adams	Oct. 1-10	3 Pt. Bull Min.	WP or WM	Elk Area 059
2067	Lewis River B	Nov. 12-16	Antlerless Only	WP or WM	GMU 560
2068	Washougal	Nov. 12-16	Antlerless Only	WP or WM	GMU 568
2069	Siouxon	Nov. 12-16	Antlerless Only	WP or WM	GMU 572
2070	Wind River	Nov. 12-16	Antlerless Only	WP or WM	GMU 574
2071	West Klickitat	Nov. 12-16	Antlerless Only	WP or WM	GMU 578
2072	Grayback	Nov. 12-16	Antlerless Only	WP or WM	GMU 588
2073	Minot Peak	Nov. 12-16	Antlerless Only	WP or WM	GMU 660
2074	Williams Creek	Nov. 12-16	Antlerless Only	WP or WM	GMU 673
2075	Curtis	Dec. 20-31	Antlerless Only	WP or WM	Elk Area 050
2076	Boistfort A	Jan. 1-15, 1998	Antlerless Only	WP or WM	Elk Area 054
2077	East Valley	Jan. 1-15, 1998	Antlerless Only	WP or WM	Elk Area 055

ADVANCED HUNTER EDUCATION (AHE) PROGRAM

Hunters with any elk tag are eligible to apply for these hunts.

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Boundary Description
2137	Shushuskin B	Dec. 16-Jan. 15, 1998	Antlerless Only	Elk Area 031
2138	Margaret E	Oct. 1-10	3 Pt. Min. or Antlerless	GMU 524
2139	Quinault Ridge	Oct. 1-10	3 Pt. Min. or Antlerless	GMU 638
2140	Skookumchuck	Oct. 1-10	Spike bull or Antlerless Only	GMU 667
2141	South Bank A	Jan. 1-15, 1998	Antlerless Only	Elk Area 062
2142	South Bank B	Jan. 16-31, 1998	Antlerless Only	Elk Area 062
2143	Cathlamet	Sep. 1-14, Nov. 26-Dec. 8	Archery Only, Antlerless Only, Any Elk Tag	Cathlamet Big Game Closure in Wahkiakum County

MODERN FIREARM BULL PERMITS (Only Modern Firearm tag holders may apply.)

Special Restriction: 3 Pt. Min.

Hunt No.	Hunt Name	Permit Season	Elk Tag Prefix	Boundary Description
2001	Blue Creek A	Oct. 20-Nov. 2	BP	GMU 154
2003	Dayton A	Oct. 20-Nov. 2	BP	GMU 162

2004	Tucannon A	Oct. 20-Nov. 2	BP	GMU 166
2005	Wenaha A	Oct. 20-Nov. 2	BP	GMU 169
2006	Mtn. View A	Oct. 20-Nov. 2	BP	GMU 172
2007	Peola A	Oct. 20-Nov. 2	BP	GMU 178
2008	Grande Ronde A	Oct. 20-Nov. 2	BP	GMU 186
2009	Naneum A	Oct. 20-Nov. 2	CP	GMU 328
2010	Quilomene A	Oct. 20-Nov. 2	CP	GMU 329
2011	Peaches Ridge A	Oct. 20-Nov. 2	YP	GMUs 336, 346
2012	Observatory A	Oct. 20-Nov. 2	YP	GMUs 340, 342
2013	Goose Prairie A	Oct. 20-Nov. 2	YP	GMUs 352, 356
2014	Bethel A	Oct. 20-Nov. 2	YP	GMU 360
2015	Rimrock A	Oct. 20-Nov. 2	YP	GMU 364
2016	Cowiche A	Oct. 20-Nov. 2	YP	GMU 368
2020	Winston A	Nov. 3-16	WP	GMU 520
2022	Coweeman A	Nov. 3-16	WP	GMU 550
2024	Lewis River A	Nov. 3-16	WP	GMU 560

MUZZLELOADER BULL PERMITS (Only Muzzleloader tag holders may apply.)

Special Restriction: 3 Pt. Min.

Hunt No.	Hunt Name	Permit Season	Elk Tag Prefix	Boundary Description
2078	Blue Creek B	Oct. 1-10	BM	GMU 154
2080	Dayton B	Oct. 1-10	BM	GMU 162
2081	Tucannon B	Oct. 1-10	BM	GMU 166
2082	Wenaha C	Oct. 1-10	BM	GMU 169
2083	Mtn. View B	Oct. 1-10	BM	GMU 172
2084	Peola C	Oct. 1-10	BM	GMU 178
2085	Grande Ronde B	Oct. 1-10	BM	GMU 186
2086	Naneum C	Oct. 1-10	CM	GMU 328
2087	Quilomene C	Oct. 1-10	CM	GMU 329
2088	Peaches Ridge B	Oct. 1-10	YM	GMUs 336, 346
2089	Observatory B	Oct. 1-10	YM	GMUs 340, 342
2090	Goose Prairie B	Oct. 1-10	YM	GMUs 352, 356
2091	Bethel C	Oct. 1-10	YM	GMU 360
2092	Rimrock C	Oct. 1-10	YM	GMU 364
2093	Cowiche C	Oct. 1-10	YM	GMU 368
2097	Winston C	Oct. 1-10	WM	GMU 520
2099	Coweeman C	Oct. 1-10	WM	GMU 550
2101	Lewis River C	Oct. 1-10	WM	GMU 560

ARCHERY BULL PERMITS (Only Archery tag holders may apply.)

Special Restrictions: 3 Pt. Min.

Hunt No.	Hunt Name	Permit Season	Elk Tag Prefix	Boundary Description
2111	Blue Creek D	Sept. 1-14	BA	GMU 154
2113	Dayton C	Sept. 1-14	BA	GMU 162
2114	Tucannon C	Sept. 1-14	BA	GMU 166
2115	Wenaha D	Sept. 1-14	BA	GMU 169
2116	Mtn. View C	Sept. 1-14	BA	GMU 172
2117	Peola D	Sept. 1-14	BA	GMU 178
2118	Grande Ronde C	Sept. 1-14	BA	GMU 186
2119	Naneum D	Sept. 1-14	CA	GMU 328
2120	Quilomene D	Sept. 1-14	CA	GMU 329
2121	Peaches Ridge C	Sept. 1-14	YA	GMUs 336, 346
2122	Observatory C	Sept. 1-14	YA	GMUs 340, 342
2123	Goose Prairie C	Sept. 1-14	YA	GMUs 352, 356
2124	Bethel D	Sept. 1-14	YA	GMU 360
2125	Rimrock D	Sept. 1-14	YA	GMU 364
2126	Cowiche D	Sept. 1-14	YA	GMU 368
2130	Winston D	Sept. 1-14	WA	GMU 520
2132	Coweeman D	Sept. 1-14	WA	GMU 550
2134	Lewis River D	Sept. 1-14	WA	GMU 560

MODERN FIREARM LIMITED ENTRY ONLY BULL HUNTS (Only Modern Firearm tag holders may apply.)
Elk hunting in the units listed below will be limited to permit hunting only.

In the two watershed areas, GMUs 157 and 485, all hunters must hunt at the same time and archers and muzzleloaders must wear hunter orange.

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Elk Tag Prefix	Boundary Description
2002	Watershed A*	Nov. 1-9	3 Pt. Bull or Antlerless	BP	GMU 157
2017	White River A	Nov. 3-16	Spike Only	WP	GMU 472
2018	White River B	Nov. 3-16	3 Pt. Min.	WP	GMU 472
2019	Green River A*	Nov. 8-12	3 Pt. Min. or Antlerless	WP	GMU 485
2021	Margaret A	Nov. 3-16	3 Pt. Min.	WP	GMU 524
2023	Toutle A	Nov. 3-16	3 Pt. Min.	WP	GMU 556
2025	Dickey A	Nov. 3-16	3 Pt. Min.	WP	GMU 602
2026	Olympic A	Nov. 3-16	3 Pt. Min.	WP	GMU 621

*Permit season for archery and muzzleloader is the same as modern firearm.

MUZZLELOADER LIMITED ENTRY ONLY BULL HUNTS (Only Muzzleloader tag holders may apply.)
Elk hunting in the units listed below will be limited to permit hunting only.

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Elk Tag Prefix	Boundary Description
2079	Watershed B*	Nov. 1-9	3 Pt. Bull or Antlerless	BM	GMU 157
2094	White River D	Oct. 1-10	Spike Only	WM	GMU 472
2095	White River E	Oct. 1-10	3 Pt. Min.	WM	GMU 472
2096	Green River C*	Nov. 8-12	3 Pt. Min. or Antlerless	WM	GMU 485
2098	Margaret C	Oct. 1-10	3 Pt. Min.	WM	GMU 524
2100	Toutle C	Oct. 1-10	3 Pt. Min.	WM	GMU 556
2102	Dickey B	Oct. 1-10	3 Pt. Min.	WM	GMU 602
2103	Olympic B	Oct. 1-10	3 Pt. Min.	WM	GMU 621

*Permit season in Mill Creek and Green River Watersheds is the same as modern firearm and hunters must wear hunter orange.

ARCHERY LIMITED ENTRY ONLY BULL HUNTS (Only Archery tag holders may apply.)
Elk hunting in the units listed below will be limited to permit hunting only.

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Elk Tag Prefix	Boundary Description
2112	Watershed C*	Nov. 1-9	3 Pt. Bull or Antlerless	BA	GMU 157
2127	White River F	Sept. 1-14	Spike Only	WA	GMU 472
2128	White River G	Sept. 1-14	3 Pt. Min.	WA	GMU 472
2129	Green River D*	Nov. 8-12	3 Pt. Min. or Antlerless	WA	GMU 485
2131	Margaret D	Sept. 1-14	3 Pt. Min.	WA	GMU 524
2133	Toutle D	Sept. 1-14	3 Pt. Min.	WA	GMU 556
2135	Dickey C	Sept. 1-14	3 Pt. Min.	WA	GMU 602
2136	Olympic C	Sept. 1-14	3 Pt. Min.	WA	GMU 621

*Permit season in Mill Creek and Green River Watersheds is the same as modern firearm and hunters must wear hunter orange.

~~((PRIVATE LANDS WILDLIFE MANAGEMENT AREA PERMIT OPPORTUNITIES
Champion (PLWMA 401) Kapowsin Tree Farm~~

~~Champion Application Bull Permits~~

~~Only hunters possessing a valid elk tag (any 1997 elk tag) and meeting the special restrictions noted for each hunt are eligible for Champion access permits on PLWMA 401.~~

Hunt No.	Hunt Name	Permit No.	Permit Season	Special Restrictions	Boundary Descriptions
2152	Kapowsin Bull North A	2	Sept. 13-24	Any Tag, Any Bull	PLWMA 401A-North

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*	Kapowsin Bull North B	2	Sept. 13-24	Auction/Raffle Any Bull, Any Tag	PLWMA 401A North
*	Kapowsin Bull Central A	3	Sept. 13-24	Auction/Raffle Any Bull, Any Tag	PLWMA 401B Central
*	Kapowsin Bull South A	3	Sept. 13-24	Auction/Raffle Any Bull, Any Tag	PLWMA 401C South
2153	Kapowsin North C	10	Nov. 24-Dec. 8	Muzzleloader Only, Antlerless Only	PLWMA 401A
2154	Kapowsin Central B	5	Nov. 24-Dec. 8	Muzzleloader Only, Antlerless Only	PLWMA 401B
2155	Kapowsin South B	5	Nov. 24-Dec. 8	Muzzleloader Only, Antlerless Only	PLWMA 401C

~~*No hunt number because hunter must contact Champion for auction/raffle permit opportunity. Champion Pacific Timberland Inc., 31716 Camp 1 Road, Orting, Washington 98360. For more information, please call Champion at (206) 879-4200. Merrill and Ring PLWMA 600 Pysht Tree Farm~~

Hunt No.	Hunt Name	Permit No.	Permit Season	Special Restrictions	Boundary Description
*	Pysht	2	Sept. 1-14	Raffle, Any Bull/Tag	PLWMA 600

~~*No hunt number because hunter must contact Merrill and Ring for raffle permit opportunity. Merrill and Ring Tree Farm, 11 Pysht River Rd., Clallam Bay, WA 98326. For more information please call Merrill and Ring at (360) 963-2378.)~~

SPECIAL HUNTS FOR PERSONS OF DISABILITY

Hunters must purchase a hunting license and modern firearm or muzzleloader elk tag prior to purchase of a special hunting season permit application. Note elk tag required. Only those hunters with a Washington Disabled Hunter Permit may apply.

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Elk Tag Prefix	Boundary Description
2144	Quilomene E	Nov. 1-7	Antlerless Only	CP or CM	GMU 329
2145	Manastash B	Nov. 1-7	Antlerless Only	YP or YM	GMU 340
2146	Little Naches C	Oct. 1-10	Antlerless Only	YP or YM	GMU 346
2147	Green River E	Nov. 8-12	Antlerless Only	WP or WM	GMU 485
2148	Centralia Mine A	Nov. 22-23	Antlerless Only	Any Elk Tag	Portion of GMU 667*
2150	Centralia Mine B	Nov. 29-30	Either Sex	Any Elk Tag	Portion of GMU 667*
2151	South Bank C	Dec. 10-20	Antlerless Only	Any Elk Tag	Elk Area 062

*Successful applicants will be mailed a map of the hunt boundary.

MUZZLELOADER ONLY

Hunters must purchase a hunting license and muzzleloader elk tag prior to purchase of a special hunting season permit application. Note the elk tag required for each hunt.

Hunt No.	Hunt Name	Permit Season	Special Restrictions	Elk Tag Prefix	Boundary Description
2104	Blue Creek C	Dec. 1-Jan. 31, 1998	Antlerless Only	BM	GMU 154
2105	Couse	Dec. 1-Jan. 31, 1998	Antlerless Only	BM	GMU 181
2106	Stella	Nov. 26-Dec. 15	Spike or Antlerless Only	WM	GMU 504
2107	Boistfort B	Jan. 16-31, 1998	Antlerless Only	WM	Elk Area 054
2108	Yale	Nov. 26-Dec. 15	Either Sex	WM	GMU 554
2109	Toledo	Jan. 2-16, 1998	Antlerless Only	WM	Elk Area 029
2110	North River	Nov. 26-Dec. 15	Antlerless Only	WM	GMU 658

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

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

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 97-22-101
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE
 (Wildlife)

[Filed November 5, 1997, 8:57 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-19-027.

Title of Rule: To adopt WAC 232-28-271 Private lands wildlife management area hunting seasons, rules and boundary descriptions.

Purpose: To adopt WAC 232-28-271 1998-99 Private lands wildlife management areas hunts, rules, and boundary descriptions.

Statutory Authority for Adoption: RCW 77.12.040.

Statute Being Implemented: RCW 77.12.040.

Summary: Private lands wildlife management area (PLWMA) hunting seasons for 1998 and 1999 are proposed at this time to allow the PLWMAs time to advertise for their hunts. All general and permit seasons, as well as boundary descriptions, are included in this WAC to simplify the rule.

Reasons Supporting Proposal: Hunting seasons are proposed as recommended by the private lands managers.

Name of Agency Personnel Responsible for Drafting and Implementation: Dave Brittell, Assistant Director, Wildlife Management, Olympia, (360) 902-2504; and Enforcement: Ron Swatfigure, Assistant Director, Enforcement, Olympia, (360) 902-2932.

Name of Proponent: Washington Fish and Wildlife Commission, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The rule will establish general and permit seasons on private land management areas.

Proposal does not change existing rules. See above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule does not affect small business.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption.

Hearing Location: Red Lion Inn, North 1100 Sullivan Road, Spokane, WA 99220, phone (509) 924-9000, on December 12-13, 1997, at 8:00 a.m.

Assistance for Persons with Disabilities: Contact Debbie Nelson by November 30, 1997, TDD (360) 902-2207, or (360) 902-2267.

Submit Written Comments to: Washington Department of Fish and Wildlife, Evan Jacoby, 600 Capitol Way North, Olympia, WA 98501-1091, FAX (360) 902-2940, by November 30, 1997.

Date of Intended Adoption: December 13, 1997.

November 5, 1997

Evan Jacoby

Rules Coordinator

PROPOSED

NEW SECTION

WAC 232-28-271 Private lands wildlife management area hunting seasons, rules and boundary descriptions

**DEER GENERAL SEASONS ON PRIVATE LANDS
WILDLIFE MANAGEMENT AREAS**

Champion (PLWMA 401) Kapowsin Tree Farm			
Hunting Method	1998 Dates	1999 Dates	Special Restrictions
Archery	August 28-Sept. 10	August 27-Sept. 9	Any Deer
	October 1-9	October 1-9	Any Deer
Modern Firearm	October 10-25	October 9-24	2 Pt. Min.
Muzzleloader	November 23-Dec. 7	November 23-Dec. 7	Antlerless Only

Merrill and Ring (PLWMA 600) Pysht Tree Farm			
Hunting Method	1998 Dates	1999 Dates	Special Restrictions
Archery	September 15-30	September 15-30	Antlerless Only North Unit; Either Sex South Unit
	Nov. 25-Dec. 31	Nov. 24-Dec. 31	Antlerless Only North Unit; Either Sex South Unit
Modern Firearm	Oct. 17-31	Oct. 16-31	Buck Only South Unit
	Nov. 19-22	Nov. 18-21	Buck Only South Unit
Muzzleloader	Oct. 1-9	Oct. 1-9	Antlerless Only North Unit; Buck Only South Unit

PROPOSED

ELK GENERAL SEASONS ON PRIVATE LANDS WILDLIFE MANAGEMENT AREAS

Champion (PLWMA 401) Kapowsin Tree Farm				
Hunting Method	Elk Tag	1998 Dates	1999 Dates	Special Restrictions
Archery	WA	Aug. 28-Sept. 10	Aug. 27-Sept. 9	Antlerless Only - Harvest Quota of 3
Modern Firearm	WG, WP	Closed	Closed	
Muzzleloader	WM	Nov. 23-Dec. 7	Nov. 23-Dec. 7	Antlerless Only - Harvest Quota of 3

DEER PERMIT SEASONS ON PRIVATE LANDS WILDLIFE MANAGEMENT AREAS

Wilson Permit Draw Permits. Hunters apply to Washington Department of Fish and Wildlife in WDFW permit draw process. Only hunters possessing a modern firearm deer tag are eligible for Wilson draw hunts.

Hunt Name	Permit Number	Permit Season	Special Restrictions	Boundary Description
Wilson A	1	Oct. 1-Dec. 31	Buck Only, Youth Hunters Only*	PLWMA 201
Wilson B	29	Oct. 1-Dec. 31	Antlerless Only, Youth Hunters Only*	PLWMA 201
Wilson C	29	Oct. 1-Dec. 31	Antlerless Only, Persons of Disability Only	PLWMA 201
Wilson D	29	Oct. 1-Dec. 31	Antlerless Only, AHE Hunters Only	PLWMA 201
Wilson E	1	Oct. 1-Dec. 31	Buck Only, Persons of Disability Only	PLWMA 201
Wilson F	1	Oct. 1-Dec. 31	Buck Only, AHE Only	PLWMA 201

*Applicants must be 16 years old or younger by opening date of the permit season and must be accompanied by an adult during the hunt.

Access for these hunts are for one day, scheduled by the manager. There are no access fees for these hunts. All hunters shall have a valid hunting license, deer tag, and written authorization from the manager to participate in these hunts. All other hunting regulations apply.

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**Champion's Kapowsin Tree Farm -
Champion Permit Draw Deer Permits - Hunters apply to Washington Department of Fish and
Wildlife in WDFW permit draw process.**

Hunt Name	Quota	Raffle Season	Special Restrictions	Boundary Description
Kapowsin North	50	Dec. 11-15	Antlerless Only, Senior Hunters (Age 65+)	PLWMA 401 North
Kapowsin Central	100	Dec. 11-15	Antlerless Only	PLWMA 401 Central
Kapowsin South	100	Dec. 12, 13 19, 20	Antlerless Only, Youth or Persons of Disability Only	PLWMA 401 South

**ACCESS QUOTAS AND RAFFLE SEASONS
ON PRIVATE LANDS WILDLIFE MANAGEMENT AREAS**

Wilson Creek Area - Access Quotas and Seasons - Buck Deer
Only hunters possessing appropriate deer tags (modern firearm or archery) are eligible for access authorizations on PLWMA 201. You may contact the manager, Dave Stevens, at (509) 345-0121 for information on these hunts.

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Wilson	30	Oct. 1-Dec. 31	Buck Only (Access Fee) Modern Firearm Deer Tag	PLWMA 201
Wilson	2	Sept. 1-30	Buck Only (Access Fee) Archery Deer Tag	PLWMA 201

PROPOSED

Champion's Kapowsin Tree Farm -- Raffle Quotas and Seasons

Hunter must contact Champion for auction/raffle permit opportunity. Only hunters possessing a valid deer tag (any 1998 deer tag) are eligible for Champion buck permits. Persons interested in these deer permits should contact Champion Pacific Timberlands, Inc., 31716 Camp 1 Road, Orting, WA 98360. For more information, please call Champion at (360) 782-1493.

Hunt Name	Quota	Raffle Season	Special Restrictions	Boundary Description
Kapowsin North/Buck	8	Nov. 7-22	Buck Only (Auction/Raffle)	PLWMA 401 North
Kapowsin Central/Buck	29	Nov. 7-22	Buck Only (Auction/Raffle)	PLWMA 401 Central
Kapowsin South/Buck	14	Nov. 7-22	Buck Only (Auction/Raffle)	PLWMA 401 South

Merrill and Ring's Pysht Tree Farm - Raffle Quotas and Seasons

An access fee will be charged by the landowner for hunting on the Pysht Tree Farm. Pysht North A is archery only, all other hunts are open to any legal weapon hunters. The following hunts are raffle hunts offered by Merrill and Ring. Only hunters possessing a valid deer tag (any 1998 deer tag) are eligible for Merrill and Ring hunts. Persons interested in these hunts should contact Merrill and Ring, 11 Pysht River Rd., Clallam Bay, WA 98326. For more information, please call Merrill and Ring at (360) 963-2378.

Hunt Name	Quota	Raffle Season	Special Restrictions	Boundary Description
Pysht North A	15	Sept. 15-30	Raffle, Archery, Antlerless Only	PLWMA 600 North
Pysht North B	40	Oct. 19-31	Raffle, Antlerless Only	PLWMA 600 North
Pysht North C	30	Nov. 10-24	Raffle, 3 Pt. Min. or Antlerless	PLWMA 600 North
Pysht South A	40	Oct. 19-31	Raffle, Antlerless Only	PLWMA 600 South

PROPOSED

ELK RAFFLE SEASONS ON PRIVATE LANDS WILDLIFE MANAGEMENT AREAS

Champion (PLWMA 401) Kapowsin Tree Farm - Raffle Quotas and Seasons

Only hunters possessing a valid elk tag (any 1998 elk tag) and meeting the special restrictions noted for each hunt are eligible for Champion access permits on PLWMA 401. Hunter must contact Champion for auction/raffle permit opportunity. Champion Pacific Timberland Inc., 31716 Camp 1 Road, Orting, Washington 98360. For more information, please call Champion at (360) 782-1493.

Hunt Name	Quota	Raffle Season	Special Restrictions	Boundary Descriptions
Kapowsin Bull North	2	Sept. 15-30	Auction/Raffle Any Bull, Any Tag	PLWMA 401 North
Kapowsin Bull Central	3	Sept. 15-30	Auction/Raffle Any Bull, Any Tag	PLWMA 401 Central
Kapowsin Bull South	3	Sept. 15-30	Auction/Raffle Any Bull, Any Tag	PLWMA 401C South

Merrill and Ring PLWMA 600 Pysht Tree Farm - Raffle Quota and Season

Hunter must contact Merrill and Ring for raffle hunt opportunity. For more information please call Merrill and Ring at (360) 963-2378 or write to them at Merrill and Ring Tree Farm, 11 Pysht River Rd., Clallam Bay, WA 98326.

Hunt Name	Quota	Raffle Season	Special Restrictions	Boundary Descriptions
Pysht	2	Sept. 1-14	Raffle Any Bull, Any Tag	PLWMA 600

AREA DESCRIPTIONS - PRIVATE LANDS WILDLIFE MANAGEMENT AREAS

PLWMA 201 - Wilson Creek (Grant County): This area surrounds Billy Clapp Lake directly north of the town of Stratford and northwest of the town of Wilson Creek. The legal description is T22N, R29E; north 1/2 of Section 3, Section 4 except southeast 1/4 of southeast 1/4 and north 1/2 of northwest 1/4; Section 5; Section 6 north of State Highway 28; Sections 8 and 9. T23N, R29E, Sections 5, 6, 7, and 8; Sections 13, 14, 17, and 18; Section 19 except for northwest 1/4 of the southwest 1/4; Sections 20, 21, 22, 23, 24, 25, 26, 27, 28, and 29; southeast 1/4 of Section 30; Section 31; Section 32 south 1/2 of northwest 1/4 and north 1/2 of southwest 1/4; Sections 33, 34, and 35. T23N, R28E, Sections 1 and 2, Section 3 except west 1/4; Section 4

except southwest 1/4 and east 1/2 of southeast 1/4; Section 5; Section 6 except west 1/4; Sections 7 and 8; Section 9 except south 1/2; north 1/2 of Section 10 except west 1/4; Section 11 except south 1/4; north 1/2 of Section 12; Section 15 except that part within Stratford Game Reserve; Section 16 except northeast 1/4; Sections 17, 18, 19, 20, 21, 22, and 23; Sections 26, 27, 28, 29, 30, and 33; north 1/2 and north 1/2 of south 1/2 of Section 34; Section 35 except that part in game reserve. T23N, R27E, Section 11, south 1/2 of southwest 1/4 and west 1/4 of southeast 1/4 of Section 12; Sections 13 and 14; Section 22 except west 1/2 of southwest 1/4; Sections 23, 24, 25, 26, and 27. T24N, R28E, Section 35. T24N, R29E, Section 31; west 1/2 of Section 32. Public lands with the external boundaries are not part of the PLWMA.

PLWMA 401 - Champion (Pierce County): Beginning at the intersection of Champion haul road (Champion 1 Rd.) and the Camp One Road near the town of Kapowsin; then southwest along Champion 1 Rd. to east side of Lake Kapowsin; then along east side of Lake Kapowsin to Ohop Creek; then up Ohop Creek to Champion ownership line; then along ownership line to N.W. corner Section 31, T17N, R5E; then south along section line to 1/4 corner Section 6, T16N, R5E; then easterly along Weyerhaeuser/Champion ownership line to intersection with Busy Wild Creek; then up Busy Wild Creek to intersection with Champion ownership on the section line between Sections 10 & 15, T15N, R6E; then west and south along DNR/Champion ownership line and Plum Creek Timber Co./Champion ownership line to most southerly point of Champion ownership (northwest of Ashford, WA); then easterly along Champion ownership line to DNR/Champion ownership line; then north and east to USFS/Champion ownership line; then north along USFS/Champion ownership line to S.W. corner Section 31, T16N, R7E; then east along USFS/Champion ownership line to S.E. corner Section 31, T16N, R7E; then north along USFS/Champion ownership line to N.W. corner Section 32, T16N, R7E; then east along Plum Creek Timber Co./USFS ownership line to N.E. corner Section 32, T16N, R7E; then south along USFS/Champion ownership line to S.E. corner Section 32, T16N, R7E; then east along USFS/Champion ownership line to Mount Rainier National Park Boundary; then north along Mount Rainier National Park Boundary to N.E. corner Section 33 T17N, R7E; then following north and west along USFS/Champion ownership line to intersection with SR 165 near the N.E. corner Section 24, T17N, R7E; then northwest along SR 165 to intersection with Carbon River; then down Carbon River to the BPA Transmission Line; then south and west along the powerline to the Fisk Road; then south along the Fisk Road to the King Creek Gate; then north and west along the Brooks Road BPA Transmission line; then southwest along BPA Transmission line to the Puyallup River (excluding all small, private ownership); then up Puyallup River to intersection with Champion haul road bridge; then south along Champion haul road to point of beginning. Another portion of PLWMA 401 Champion is the Buckley block (Kapowsin North described as follows: Beginning at the intersection of the BPA Transmission line and South Prairie Creek; then up South Prairie Creek to East Fork South Prairie Creek; then up East Fork South Prairie Creek to Plum Creek Timber Co./Champion ownership line (on south line of Section 33, T19N, R7E); then along Champion ownership line to center line of Section 34, T19N, R7E; then north and east along DNR/Champion ownership line to S.W. corner Section 27, T19N, R7E; then north along Weyerhaeuser/Champion ownership line to White River; then down White River to where it crosses west line Section 6, T19N, R7E; then south and west along Champion ownership line to intersection with South Prairie Creek; then up South Prairie Creek to point of beginning.

PLWMA 401A - Kapowsin North (Buckley): That portion of PLWMA 401 description which includes the Buckley block.

PLWMA 401B - Kapowsin Central (King Creek): That portion of PLWMA 401 description which lies to the north of the Puyallup River, excluding the Buckley block.

PLWMA 401C - Kapowsin South (Kapowsin): That portion of PLWMA 401 description which lies to the south of the Puyallup River.

PLWMA 600 - Merrill and Ring (Clallam County): Beginning at Clallam Bay, east along the Strait of Juan de Fuca to the mouth of Deep Creek, then south along Deep Creek to the township line between Townships 30 and 31, then west along said township line to Highway 113 (Burnt Mt. Road) and north along Burnt Mt. Road (Highway 112 and 113) to Clallam Bay and point of beginning, except the following described lands: T31N R10W: E 1/2 W 1/2, E 1/2 West of Deep Creek Section 19, Except SW 1/4 NW 1/4, SW 1/4, W 1/2 E 1/2 West of Deep Creek Section 30, Except North & West of Deep Creek Section 31: T31N R11W; Except the SW 1/4 SE 1/4 Section 7, Except that portion of NW 1/4 SE 1/4 which is County Park Section 10, Except the NE 1/4 NE 1/4 Section 14, Except W 1/2, W 1/2 E 1/2, SE 1/4 NE 1/4, NE 1/4 SE 1/4 Section 16, Except SW 1/4 NE 1/4 Section 17, Except NW 1/4 NW 1/4, SE 1/4 NW 1/4, SE 1/4, NE 1/4, NW 1/4 SE 1/4 Section 18, Except W 1/2 SW 1/4, SW 1/4 NE 1/4 Section 19, Except W 1/2 SW 1/4 Section 27, Except S 1/2 S 1/2, N 1/2 SW 1/4 Section 28, Except E 1/2 SE 1/4, SW 1/4 SE 1/4, NE 1/4, SW 1/4 Section 29, Except SW 1/4 SE 1/4 Section 30, Except NE 1/4 Section 31, Except All Section 32, Except All Section 33, except SW 1/4 NE 1/4, S 1/2 Section 34, T31N R12W; Except SE 1/4 SE 1/4, W 1/2 SE 1/4 East of Highway 112 Section 4, Except All East of Highway 112 Section 9, Except E 1/2 NE 1/4, SW 1/4 NE 1/4, W 1/2, SW 1/4, NW 1/4 SE 1/4 Section 13, Except S 1/2 SE 1/4 Section 14, Except E 1/2 NW 1/4 East of Highway 112 Section 23, Except N 1/2 SW 1/4, SE 1/4 NW 1/4 Section 24, Except SE 1/4 SW 1/4, SW 1/4 SE 1/4 Section 26, Except N 1/2 N 1/2, NE 1/4 SW 1/4 Section 35, Except All Section 36: T32N R12W; Except W 1/2 SE 1/4 Section 21, Except All Section 22, Except NW 1/4 Section 27, Except NE 1/4, N 1/2 SE 1/4, E 1/2 W 1/2 East of Highway 112 Section 28, Except E 1/2 W 1/2 East of Highway 112 Section 33, Except S 1/2 Section 36.

PLWMA 600A North - Merrill and Ring North: That portion of PLWMA 600 north of Highway 112.

PLWMA 600B South - Merrill and Ring South: That portion of PLWMA 600 south of Highway 112.

WSR 97-22-102

PROPOSED RULES

DEPARTMENT OF AGRICULTURE

[Filed November 5, 1997, 9:37 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-15-028.

Title of Rule: Chapter 16-158 WAC, Standards for the certification of processors of organic food.

Purpose: The purpose for the proposed amendments to chapter 16-158 WAC is to clarify and strengthen the rules for the processing of organic food products, provide a more equitable method of assessing certification fees.

Statutory Authority for Adoption: RCW 15.86.060 and 15.86.070.

Statute Being Implemented: Chapter 15.86 RCW.

Summary: These rules provide the certification procedures and requirements for processors of organic food products. The purpose for the proposed amendments to chapter 16-158 WAC is to clarify and strengthen the rules for the processing of organic food products, provide a more equitable method of assessing certification fees and reduce fees for processors that make minimal organic claims on the retail package labels.

Reasons Supporting Proposal: The organic food processing rule needs to be amended to reflect the national developments in organic certification and to prepare the Washington State Department of Agriculture for accreditation by the United States Department of Agriculture organic food program.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Miles McEvoy, Olympia, (360) 902-1924.

Name of Proponent: Organic Food Program, Washington State Department of Agriculture, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: These rules provide the certification procedures and requirements for processors of organic food products. The purpose for the proposed amendments to chapter 16-158 WAC is to clarify and strengthen the rules for the processing of organic food products, provide a more equitable method of assessing certification fees. Amendments to chapter 16-158 WAC clarify the language for the compliance requirements and add restrictions on irradiation, volatile amines, solvent extractions, ion exchange filters, and storage with thiobenzadole treated foods. The compliance requirements for processors of organic food are strengthened by the proposed amendments. The clear, succinct language promotes voluntary compliance and thus reduces compliance costs for the organic food program.

Proposal Changes the Following Existing Rules:
Briefing Memo: Chapter 16-158 WAC, Standards for the certification of processors of organic food, was originally adopted in 1990. These rules provide the certification procedures and requirements for processors of organic food products. The purpose for the proposed amendments to chapter 16-158 WAC is to clarify and strengthen the rules for the processing of organic food products, provide a more equitable method of assessing certification fees and reduce fees for processors that make minimal organic claims on the retail package labels. The organic food program has been working with the Washington State Department of Agriculture appointed Organic Advisory Board on these changes since the summer of 1996.

Notes on Amendments: WAC 16-158-010 Purpose, amended to simplify and clarify the rule purpose.

WAC 16-158-020 Definitions, adds definitions for "gross sales," "ingredients list," "labeling," "new applicant," "package," "principal display panel," "processing aids," "producer/processor applicant," "product identity," and "renewal applicant." Clarifies definitions for "material" and "prohibited."

WAC 16-158-025 Organic certification of processors, repealed. Requirement that all processors of organic food be certified by the department or a recognized organic certification agency is now addressed in WAC 16-158-027.

WAC 16-158-027 Application for certification, removes "expiration date" from section title, adds requirement that all processors of organic food be certified by the department or a recognized organic certification agency, requires applicants to submit an application at least thirty days prior to processing of organic food, removes the late fee (now handled in WAC 16-158-130), adds list of information needed with application, states requirement for label review, adds application submittal information previously covered in WAC 16-158-025.

WAC 16-158-028 Confidentiality, new section explains that business related information is exempt from public inspection and copying.

WAC 16-158-030 Organic processing standards, amended to clarify the language and adds restrictions on irradiation, volatile amines, solvent extractions, ion exchange filters, and storage with thiobenzadole treated foods. Reformatted to list fourteen different areas covered in the requirements: Organic ingredients and recordkeeping; separate processing runs for organic products from processing production of nonorganic food products; prohibits irradiation, solvent extraction, and ion exchange filters; limits use of processing aids to those which are approved by the department; and specifications for water, steam, solvent extraction, cleaning and sanitization practices, packaging materials, identification of organic products, storage, controlled atmosphere and pest control.

WAC 16-158-040 Labeling, amendments simplify the language for labeling requirements and adds example illustrations for clarification; deletes category for processed food products with 100% organic ingredients which is covered in category for foods with at least 95% organic ingredients; and requires all organic ingredients to be labeled as organic on the ingredient panel.

WAC 16-158-050 Recordkeeping requirements, amendments simplify the language and clarifies the recordkeeping requirements.

WAC 16-158-060 Minor ingredients and processing aids, retitled and amended to include the list of minor ingredients and processing aids approved by the department for use in processed organic food products.

WAC 16-158-080 Use of processed organic food certification logo, amended to require organic food processors certified by the department to label their products as "certified organic by Washington State Department of Agriculture" and the Washington State Department of Agriculture certified processors and handlers—with at least 95% organic ingredients excluding water, salt, and leavening agents—may use the organic food processor logo on processed product label.

WAC 16-158-090 Inspection, minor amendment to create clear and readable language.

WAC 16-158-100 Sampling, minor amendment to create clear and readable language.

WAC 16-158-110 Other requirements, no changes.

WAC 16-158-120 Decertification, amended to create clear and readable language; allows directory to issue an order for denied certification; provides an opportunity for

processors who are served a notice for denied or suspended certification to request a hearing.

WAC 16-158-130 Application fees, amended to specify applicant fees for new applicants, renewal applicants, and producer/processor applicant; deletes assessment fee which is now addressed in WAC 16-158-135 as certification fees. Renewal and new applicants pay \$150 application fee for each facility. In addition, renewal applicants pay a \$50 late fee for applications received after March 1 and new applicants pay a \$75 new applicant fee. Producer/processor applicants pay fees under chapter 16-156 WAC, the producer certification rule.

WAC 16-158-135 Certification fees, new section defines four processor categories and the associated certification fee assesses the value of gross organic sales or value of custom processing service fees. Restructuring of certification fees allows processors which only make organic claims on the ingredient panel to pay a lower certification fee.

Category I - Organic foods with 95% or more organic ingredients. The assessment rate is 0.25% for the 1st million dollars and 0.10% above one million dollars in sales.

Category II - Products made with organic foods that contain between 50 - 95% organic ingredients. The assessment rate is 0.175% for the 1st million dollars and 0.06% above one million dollars in sales.

Category III - Foods which restrict organic claims to the ingredients panel on a retail package. The assessment rate is 0.10% for the first million dollars and 0.03% above one million dollars in sales.

Category IV - Custom processors who receive service fees for processing organic food. The assessment rate is 0.35% for the 1st million of service fees and 0.10% above one million in service fees.

WAC 16-158-140 Processed organic food logo, repealed (addressed in WAC 16-158-150).

WAC 16-158-150 Processed organic food certification logo, no changes.

A small business economic impact statement has been prepared under chapter 19.85 RCW.

Small Business Economic Impact Statement

Introduction: Standards for the certification of processors of organic food, chapter 16-158 WAC, provides the certification procedures and requirements for processors of organic food products. The standards specify application, inspection, sampling, certification and decertification procedures as well as the requirements for the processing, storage, labeling, recordkeeping, and use of the Washington State Department of Agriculture processed organic food logo for processed organic food products. Standards also specify the fee structure charged to applicants for the application and certification services.

Purpose for the Rule Amendment: The purpose for the proposed amendments to chapter 16-158 WAC is to clarify and strengthen the rules for the processing of organic food products and provide a more equitable method of assessing certification fees. The organic food program has been working with the Washington State Department of Agriculture appointed Organic Advisory Board on these changes since the fall of 1993.

Businesses Affected by the Rule Amendment: Chapter 16-158 WAC affects all individuals and businesses

that process organic food in Washington state. The department currently certifies sixty-four processors of organic food in the state of Washington. Approximately one-half (thirty-two) of the certified processors of organic food are small businesses with less than fifty full-time, year-round employees.

Reporting and Recordkeeping Requirements: Recordkeeping requirements, RCW 15.86.080 and WAC 16-158-050, have been effective for all processors of organic food in the state of Washington since 1990. No new recordkeeping requirements would be imposed; the amendments would merely reiterate the current requirements in clear succinct language. The recordkeeping requirements proposed in the amended WAC 16-158-050 specifies that the processors must maintain sufficient records to track ingredients and organic food products from receiving through to distribution or sale of processed products. Examples of such records are provided and also processors are also required to have organic food certificates available at all times for all organic ingredients processed at their facility. The records must be properly maintained by the processor for a minimum of five years from the date of processing.

Compliance Requirements: Amendments to chapter 16-158 WAC clarify the language for the compliance requirements and add restrictions on irradiation, volatile amines, solvent extractions, ion exchange filters, and storage with thiobenzadole treated foods. The compliance requirements for processors of organic food are strengthened by the proposed amendments. The clear, succinct language promotes voluntary compliance and thus reduces compliance enforcement costs for the organic food program.

Professional Services: The reporting, recordkeeping and compliance requirements would not necessitate the need for professional services. No professional service expenses would be incurred by the small businesses affected by chapter 16-158 WAC.

Industries Impacted by the Rule Amendment: All processors of organic food in Washington state are impacted by chapter 16-156 WAC. The following SIC codes represent the types of processors certified by the Washington State Department of Agriculture Organic Food Program: 204 grain mill products, 205 bakery products, 208 beverages, 209 miscellaneous food preparations and kindred products, 514 groceries and related products, 518 wine beverages, and 723 crop preparation. Sixty-four processors of organic food products in Washington state are currently affected by chapter 16-156 WAC. Approximately one-half of the processors are small businesses with less than fifty full-time, year-round employees.

Cost of Compliance: The proposed amendments to the fee schedule classifies processors in four different categories:

Category I - Organic foods with 95% or more organic ingredients. The assessment rate is 0.25% for the 1st million dollars and 0.10% above one million dollars in organic sales.

Category II - Products made with organic foods that contain more than 50% organic ingredients. The assessment rate is 0.175% for the 1st million dollars and 0.06% above one million dollars in organic sales.

Category III - Foods packaged for retail sales which restrict organic claims to the ingredients list. The assessment rate is 0.10% for the 1st million dollars and 0.03% above one million dollars in organic sales.

Category IV - Custom processors who receive service fees for processing organic food. The assessment rate is 0.35% for the 1st million dollars of service fees and 0.10% above one million dollars in organic service fees.

Category Descriptions	No. of Processors	1997 Fee Revenues	Proposed '98 Fee Revenue (estimate)	Percentage of Revenue Change
Category I	33	\$ 12,842.47	\$ 12,842.47	0.0%
Category II	6	\$ 6,800.43	\$ 4,845.30	-28.8%
Category III	5	\$ 2,193.50	\$ 1,287.60	-41.3%
Category IV	20	\$ 7,042.77	\$ 8,290.38	17.7%
Totals	64	\$ 28,879.17	\$ 27,265.75	-5.6%

Impact On Small Businesses: The proposed revisions to the fees maintain or reduce current fees charged to processor applicants. The proposed amendments to chapter 16-158 WAC would not impose a disproportionate economic impact on small businesses because all processors, whether small businesses or large corporations, of organic food are required to submit application and certification fees based on a percentage of their gross organic sales or organic service fee revenues. Processors are also required to maintain records that track ingredients and organic food products from receiving through to distribution or sale of processed organic products. No new recordkeeping requirements would be imposed; the amendments would merely reiterate the current requirements in clear and succinct language. Therefore the amendments to the recordkeeping requirements would not impose a disproportionate burden on small businesses.

Presolicitation and Research Efforts: The organic food program has worked with the Washington State Department of Agriculture appointed Organic Advisory Board since the spring of 1996 in the development of the proposed amendments. In addition, rule amendment memos are sent to all processors of certified organic food as well as individuals and organizations involved in the organic food industry.

Memos to Constituents:

- August 15, 1996 OAB minutes, discussion on Processor Committee proposal for revisions to fee schedule;
- October 28, 1996 Processor fee analysis sent to OAB;
- November 13, 1996, OAB meeting minutes, processor fee discussion;
- January 15, 1996, OAB meeting minutes, processor fee committee notes and discussion;
- April 16, 1997, OAB meeting minutes, approval of processor fee restructuring proposal;
- October 8, 1997, memo to OAB includes proposal to alter processor fee schedule from the version approved at April 16th meeting;
- October 15, 1997, OAB meeting minutes, processor fee discussion; and
- October 28, 1997, OAB Processor Fee Committee conference call discussion notes.

A copy of the statement may be obtained by writing to Washington State Department of Agriculture Organic Food Program, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1877, or FAX (360) 902-2087.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption. The Washington State Department of Agriculture is not a listed agency in section 201.

Hearing Location: Natural Resources Building, Room 259, 1111 Jefferson, Olympia, WA 98504, on December 10, 1997, at 9 a.m.

Assistance for Persons with Disabilities: Contact Julie Carlson by November 25, 1997, TDD (360) 902-1996, or (360) 902-1880.

Submit Written Comments to: Miles McEvoy, P.O. Box 42560, Olympia, WA 98504-2560, FAX (360) 902-2087, by December 9, 1997.

Date of Intended Adoption: December 19, 1997.

November 5, 1997
Candace Jacobs, DVM
Assistant Director

AMENDATORY SECTION (Amending Order 5068, filed 6/20/95, effective 7/21/95)

WAC 16-158-010 Purpose. This chapter (~~is promulgated pursuant to RCW 15.86.060 wherein the director is authorized to adopt rules for the proper administration of the Organic Food Products Act and pursuant to RCW 15.86.070 wherein the director is authorized to adopt rules establishing a certification program for processors of organic food~~) provides standards for the certification of processors of organic food, pursuant to RCW 15.86.060 and 15.86.070.

AMENDATORY SECTION (Amending Order 5068, filed 6/20/95, effective 7/21/95)

WAC 16-158-020 Definitions. As used in this chapter:
(1) "Approved" means any material or practice which meets the required criteria or standards for use in the processing or handling of organic agricultural products.
(2) "Department" means the department of agriculture of the state of Washington.

(3) "Director" means the director of the department of agriculture or his or her duly authorized representative.

(4) "Facility" includes, but is not limited to, any premises, plant, establishment, facilities and the appurtenances thereto, in whole or in part, where organic food is prepared, handled, or processed in any manner for resale or distribution to retail outlets, restaurants, and any such other facility selling or distributing to the ultimate consumer.

(5) "Gross sales" means the total monetary value of processed organic food sold.

(6) "Ingredient list" means the list on a food label of each ingredient in descending order of predominance.

(7) "Labeling" means all labels and other written, printed, or graphic matter:

(a) Upon any article or any of its containers or wrappers; or

(b) Accompanying or representing such article.

(8) "Material" means any substance or mixture of substances that is used in the processing or handling of organic agricultural products, including packaging material.

~~((6))~~ (9) "New applicant" means any person that applies for organic certification for the first time, or when previous certification status has expired for at least one year.

(10) "Organic food product" means any food product, including fruit, vegetable, meat, dairy, beverage and grocery, that is marketed using the term organic or any derivative of the term organic in its labeling or advertising, including using the term organic on the principal display panel, ingredients list, or other locations on the label.

~~((7))~~ (11) "Package" means a container, box, bin, carton or other wrapping that contains or holds organic food products.

(12) "Person" means any natural person, firm, partnership, exchange, association, trustee, receiver, corporation, and any other member, officer, or employee thereof or assignee for the benefit of creditors.

~~((8))~~ (13) "Principal display panel" means that portion of the package label that is most likely seen by the consumer at the time of purchase.

(14) "Procedure" means an act, method, or manner of proceeding in some process or course of action.

~~((9))~~ (15) "Processed organic food" means food that in whole or in part is organically grown and which in its processing has not been treated with synthetically or artificially derived preservatives, colorings, flavorings, or any other artificial or synthetic additive, except as otherwise approved for use under WAC 16-158-060.

~~((10))~~ (16) "Processing aids" means materials used in processing that do not become an ingredient in the food product (e.g., enzymes, boiler water additives, pressing aids, and filtering aids).

(17) "Processor" means any person engaged in the canning, freezing, drying, dehydrating, cooking, pressing, powdering, packaging, baking, heating, mixing, grinding, churning, separating, extracting, cutting, fermenting, eviscerating, preserving, jarring, slaughtering or otherwise processing organic food.

~~((11))~~ (18) "Producer/processor applicant" means any person that is certified under chapter 16-156 WAC, processes organic food, and applies for certification under this chapter.

(19) "Product identity" means the name of the food as described on the principal display panel.

(20) "Prohibited" means any material or practice which ~~(is disallowed)~~ does not meet the required criteria or standards for use in the processing or handling of organic agricultural products.

~~((12))~~ (21) "Recognized organic certification agency" means any third-party organization that is accepted by the director as being one which verifies compliance with standards consistent with chapter 15.86 RCW or rules adopted thereunder.

(22) "Renewal applicant" means any person that has applied for organic certification in the previous year.

AMENDATORY SECTION (Amending Order 5068, filed 6/20/95, effective 7/21/95)

WAC 16-158-027 Application for certification~~((— Expiration date))~~. ~~((Organic food processors must apply))~~

(1) All processors must be certified by the department or through a recognized organic certification agency.

(2) Applications to the department for organic food certification ~~((by March 1 of each year))~~ must be made on an annual basis at least thirty days prior to the processing of organic food. The application, accompanied by the appropriate fee ~~((shall))~~ must be submitted to the department on forms furnished by the department.

(3) All organic food processor certificates ~~((shall))~~ expire on March 31st of the year following their issuance. The deadline for submitting renewal applications ~~((made after the set deadline may be processed as the department can schedule the initial inspections, provided that the applicant pays a late fee of fifty dollars))~~ to the department is March 1st.

(4) When applicable, the application must include the following information:

List of organic and nonorganic ingredients and the percentage, by weight, of each ingredient in each organic food product;

Organic food product labels;

Schematic diagram of the processing method and a description of processing method;

List of all processing aids used in processing organic food.

(5) Organic labeling will be reviewed to insure that processors comply with WAC 16-158-040.

(6) Upon approval of the application by the director, an organic food processor certificate will be issued. New applicants must be inspected prior to issuance of an organic food processor certificate.

NEW SECTION

WAC 16-158-028 Confidentiality. Except for applications and laboratory analysis submitted for certification under this chapter, the department keeps confidential any business related information obtained under this chapter. All business related information submitted to the department under this chapter is exempt from public inspection and copying consistent with RCW 15.86.110 and 42.17.310.

AMENDATORY SECTION (Amending Order 5068, filed 6/20/95, effective 7/21/95)

WAC 16-158-030 Organic processing standards. (1) Ingredients for processed organic foods:

(a) All organic ingredients used in processed organic food must be produced in compliance with organic food production standards as required by rules adopted under chapter 15.86 RCW. Processors must keep organic food producer or processor certificates for all organic ingredients used in processing ((must be kept)) on file ((by the processor)) and available to the department upon request. All organic producers or processors that supply ingredients to processor(s) must be certified by the department or a recognized organic certifying agent.

(b) All nonorganic ingredients which are used in product formulation and that are not specifically approved under WAC 16-158-060 must be approved by the director and their sources must be listed as part of the ((audit)) certification process.

~~(2) ((Identification and storage:~~

~~All organic food products must be clearly identified as organic at all times on all boxes, bins, bags, or other containers that contain organic food products. All organic food products must be stored so that there is no cross contamination from or confusion with nonorganic food products.~~

~~Insect and rodent control programs must be in place for organic product storage areas. Any materials used in the organic product storage areas must be approved for use in organic food production under chapter 16-154 WAC or this chapter.~~

~~In areas where entire facilities are periodically fumigated, the processor must demonstrate that any fumigants used will not contaminate organic products.~~

~~Compounds for cleaning storage areas must be used in a manner that does not contaminate organic food products.~~

~~Organic and nonorganic food products may be stored in the same storage room as long as there is adequate separation of products and product identification assures no mixing of products.~~

~~Storage techniques may be used to alter the nitrogen, oxygen, and carbon dioxide levels in the storage room atmosphere. Organic food products shall not be stored in controlled atmosphere storage with diphenylamine treated food products.~~

~~(3)) Processing of organic food products:~~

~~((In addition to meeting all state and federal manufacturing standards, the processor of organic foods must submit a complete description of the processing method to the director. This description should detail how all ingredients are handled, changed, and ultimately packaged.~~

~~All packaging and products must be free of fungicides, preservatives, fumigants, and any other materials which are not approved for use on organic products under chapter 16-154 WAC or this chapter.)~~ The processing of organic food must be done during a separate production run from the processing of nonorganic food. Prior to the processing of organic food, the processing line must be cleaned or cleared of nonorganic products.

(3) Water:

All water used in processing as an ingredient or as a processing aid must be potable and comply with all local, state, and federal guidelines for potable water.

~~((Cleaning and sanitizing must be done with appropriate cleansers and sanitizers that will ensure clean and sanitary facilities and do not leave any residues of cleansers or sanitizers on the organic food products.))~~ (4) Irradiation:

Irradiation is prohibited in organic food processing.

(5) Steam:

Volatile amines are prohibited as boiler water additives when steam comes into direct contact with organic food.

(6) Solvent extraction:

Solvent extraction with synthetic materials is prohibited in organic food processing.

(7) Ion exchange filters:

Ion exchange filters are prohibited in organic food processing.

(8) Processing aids:

Processing aids used in organic processing must be approved under WAC 16-158-060.

(9) Cleaning and sanitizing:

Cleaning and sanitizing must be done with appropriate cleansers and sanitizers that will ensure clean and sanitary facilities and do not leave any residues of cleansers or sanitizers on the organic food products.

(10) Packages:

All packages must be free of fungicides, preservatives, fumigants, and any other materials which are not approved for use on organic products under chapter 16-154 WAC or this chapter.

(11) Identification:

All organic food products must be clearly identified as organic at all times on all boxes, bins, bags or other containers that contain organic food products.

(12) Storage:

All organic food products and organic ingredients must be stored so that there is no cross contamination or confusion with nonorganic food products. Organic and nonorganic food products may be stored in the same storage area as long as there is adequate separation of products and product identification assures no mixing of products.

(13) Controlled atmosphere storage:

Storage techniques may be used to alter the nitrogen, oxygen and carbon dioxide levels in the storage room atmosphere. Organic food products must not be stored in controlled atmosphere storage with diphenylamine or thiobenzadole treated food products.

(14) Pest control:

The processor must demonstrate that materials used in pest control programs do not contaminate organic products.

AMENDATORY SECTION (Amending Order 5068, filed 6/20/95, effective 7/21/95)

WAC 16-158-040 Labeling. All processed organic foods processed or sold in Washington state must comply with the following labeling regulations.

(1) All organically processed foods must be labeled in accordance with Title 21, C.F.R., Part 101.

(2) No organic food product may be labeled "organic when available."

PROPOSED

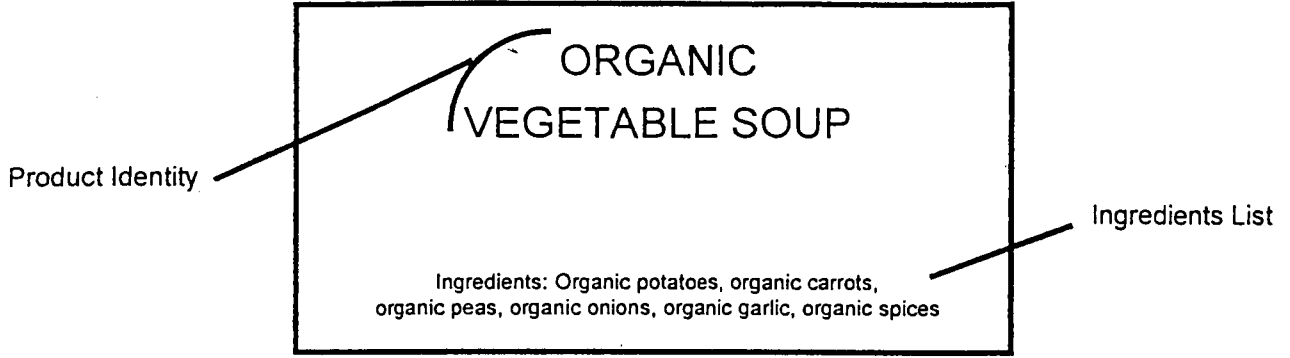
~~(3) ((For foods which are composed of one hundred percent organic ingredients: The terms "organic" or "organically grown" may be used without restriction on the principal display panel of a processed food product if that product is a single or multi-ingredient food where all ingredients, excluding water and salt, are organically grown.~~

~~(4) For foods which are composed of) **Organic food products:**~~

~~(a) For processed food products which contain more than ninety-five percent organic ingredients((= The terms "organic" or "organically grown" may be used in the product identity on the principal display panel when less than five-~~

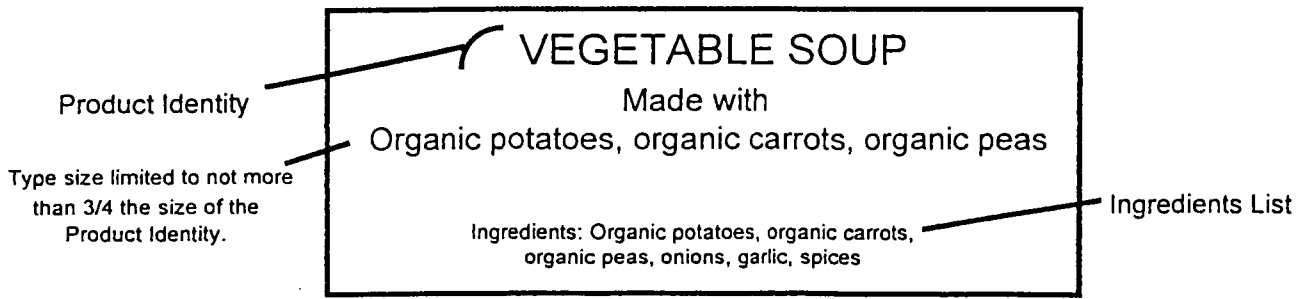
~~percent)) by weight ((of the total product contains minor ingredients or additives which are approved under WAC 16-158-060 or by the director.~~

~~(5) For foods which are composed of between fifty percent and ninety five percent organic ingredients: In)) excluding water, salt, and leavening agents, the term organic may be used without restriction on the principal display panel (see example illustration WAC 16-158-040 (3)(b)). Up to five percent of the ingredients, by weight, may be minor ingredients or additives which are approved under WAC 16-158-060 or by the director.~~



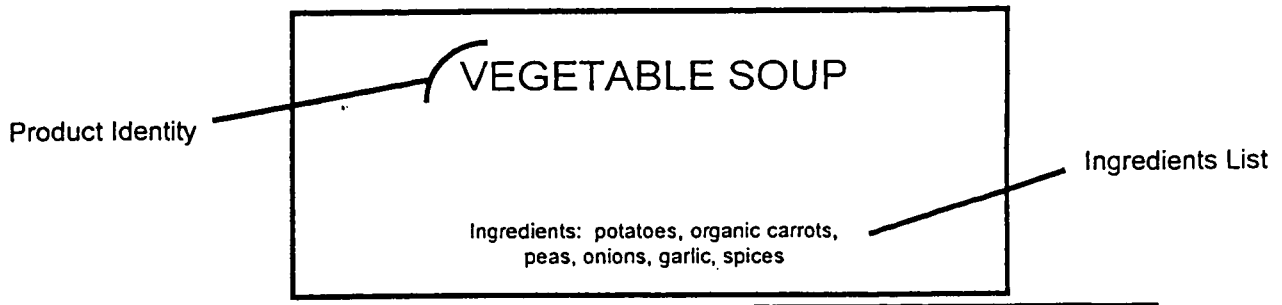
(4) Made with organic food products:

~~(a) For multi-ingredient food products which contain ((some nonorganic ingredients, excluding water and salt, the use of) more than fifty percent organic ingredients by weight, excluding water, salt and leavening agents, the term((s)) "organic" ((or "organically grown")) can only ((be used to)) modify the organic ingredient(s) and ((must restrict)) the type size of the word((s)) "organic" ((or organically grown etc.)) is restricted to not larger than three-quarters type size of the product identity (see example illustration WAC 16-158-040 (4)(b)).~~



~~((6) For foods which are composed of less than fifty percent organic ingredients: If organically grown ingredients comprise less than fifty percent)) **(5) Food products with organic ingredients:**~~

~~(a) For food products which contain less than fifty percent organic ingredients by weight, excluding water ((and)), salt((= of the ingredients in a multi-ingredient food the word organic or any derivative of the word organic can only be used on the ingredients list)) and leavening agents, the term "organic" can only modify the organic ingredients on the ingredients panel (see example illustration WAC 16-158-040 (5)(b)).~~



(6) Ingredients list must identify each organic ingredient.

AMENDATORY SECTION (Amending Order 5068, filed 6/20/95, effective 7/21/95)

WAC 16-158-050 Recordkeeping requirements.

~~((1) All organic food products must be clearly identified through appropriate labeling on all boxes, bins, bags, or other containers that contain organic food products from the time of receiving through the sale of the final product. Records must be maintained))~~ Processors must maintain records that track ingredients and organic food products from receiving through distribution or sale. Such records ~~((must))~~ may include ~~((when applicable,))~~ invoices, bills of lading, and ~~((grower))~~ producer certificates for incoming raw product; date and quantity of product processed; repack data and production run reports; and invoices and bills of lading of products shipped out. ~~((These records must be maintained))~~ Processors must maintain these records for a minimum of five years from date of processing.

~~((2))~~ All processors ~~((shall))~~ must have available ~~((to the department the following documents and information for the organic ingredients used in processing:~~

~~(a) For raw ingredients a copy of the producer's organic food producer certificate.~~

~~(b) For ingredients from intermediate processors or copackers a copy of the processor's or copacker's organic food processor certificate.))~~ at all times, copies of organic food certificates for all organic ingredients. Organic food certificates must be current and correspond to the organic ingredients used in processing. All organic food producer and processor certificates ~~((shall))~~ must be from the department or recognized organic certification agencies.

~~((3) Except for applications for organic certification or lab analysis pertaining to that certification, the department shall keep confidential any business-related information obtained under this chapter concerning an entity certified under this chapter or an applicant for such certification and such information shall be exempt from public inspection and copying consistent with RCW 15.86.110 and 42.17.310 (1)(dd).))~~

AMENDATORY SECTION (Amending Order 2042, filed 6/5/90, effective 7/6/90)

WAC 16-158-060 ~~((Permitted substances for organic food processing.))~~ **Minor ingredients and processing aids.** ~~((A list of permitted substances and good manufacturing practices will be made available by the department.))~~ In

general, all ~~((substances))~~ minor ingredients that are agricultural ingredients used in organic food processing should be grown organically in accordance with chapter 15.86 RCW and rules adopted thereunder. The following minor ingredients and processing aids are approved for use in processed organic foods:

(a) Acetic acid.

(b) Agar.

(c) Ascorbic acid.

(d) Atmospheric gases including nitrogen, oxygen, and carbon dioxide.

(e) Baker's yeast.

(f) Baking powder, aluminum free.

(g) Bentonite.

(h) Brewer's yeast.

(i) Calcium carbonate.

(j) Calcium chloride.

(k) Calcium citrate.

(l) Calcium hydroxide.

(m) Calcium phosphates.

(n) Calcium sulfate.

(o) Carrageenan.

(p) Charcoal as a filtering aid.

(q) Citric acid, must be produced by microbial fermentation of carbohydrate substances.

(r) Cornstarch.

(s) Dairy cultures, may not be a product of recombinant DNA technology.

(t) Diatomaceous earth as a filtering aid.

(u) Enzymes. No preservatives allowed, may not be a product of recombinant DNA technology.

(v) Ferrous sulfate - when required for iron fortification of foods.

(w) Glycerin, must be from hydrolysis of fats and oils.

(x) Gums, plant-derived. Must be mechanically or water extracted.

(y) Kaolin.

(z) Lactic acid.

(aa) Lecithin.

(bb) Lignin sulfonates as a chelating agent, flotation agent and dust suppressant.

(cc) Magnesium carbonate.

(dd) Magnesium chloride, must be extracted from sea water.

(ee) Magnesium sulfate.

(ff) Malic acid.

(gg) Minerals when required by regulation.

(hh) Mono and diglycerides, for use in drum drying of food only.

(ii) Natural flavors. All flavor constituents must be from natural sources and have not been chemically modified. May not contain propylene glycol or any artificial preservatives and may not be hexane extracted.

(ij) Ozone.

(kk) Pectin.

(ll) Potassium chloride.

(mm) Potassium citrate.

(nn) Potassium iodide, natural.

(oo) Potassium tartrate.

(pp) Rice hulls for juice pressing.

(qq) Salt.

(rr) Sand, steamed.

(ss) Seaweed and seaweed extracts for example kelp, carrageenin, nori.

(tt) Silicon dioxide.

(uu) Sodium bicarbonate.

(vv) Sodium chloride.

(ww) Sodium citrate.

(xx) Sodium phosphate for dairy processing only.

(yy) Sulfur dioxide for use in organic wine processing only. May not be added to wine at levels greater than 100 ppm; the level of free sulfites may not exceed 35 ppm in the final product.

(zz) Tartaric acid.

(aaa) Vitamins when required by regulation.

(bbb) Water.

(ccc) Yeasts and other starter cultures. No synthetic preservatives or stabilizers allowed. May not be a product of recombinant DNA technology.

AMENDATORY SECTION (Amending Order 5068, filed 6/20/95, effective 7/21/95)

WAC 16-158-080 Use of processed organic food certification logo. ~~((Organic food))~~ (1) Processors certified under the Washington department of agriculture organic food program ~~((will be able to))~~ must use the words ~~((“processed in accordance with”))~~ certified organic by the Washington state department of agriculture ~~((organic food certification program”))~~ in their labeling as long as their practices comply with this chapter, chapter 15.86 RCW, and chapter 16-154 WAC. ~~((Food processed and sold under this organic food processor certification program and which are composed of more than ninety five percent organic ingredients may be identified by the use of one of the attached logos adopted in WAC 16-158-140:))~~

(2) Processors certified under this chapter and handlers certified under chapter 16-164 WAC, Standards for the certification of handlers of organic food may use one of the attached logos adopted in WAC 16-158-150 on processed food which is composed of ninety-five percent or more organic ingredients, excluding water, salt and leavening agents.

AMENDATORY SECTION (Amending Order 5068, filed 6/20/95, effective 7/21/95)

WAC 16-158-090 Inspection. The director ~~((shall))~~ must make at least one visit and any additional visits deemed necessary to each facility each year for the purpose of

inspection for compliance with this chapter ~~((and)),~~ chapter 15.86 RCW and rules adopted ~~((pursuant to chapter 15.86 RCW.~~

~~There))~~ thereunder. Application and certification fees cover the cost of two inspections per year. The inspection may entail a survey of required records, examination of handling, processing and storage areas, and any other information deemed necessary to the requirements of this chapter.

AMENDATORY SECTION (Amending Order 5068, filed 6/20/95, effective 7/21/95)

WAC 16-158-100 Sampling. A representative sample of the product processed, packed, sold, or distributed may be tested for pesticide residues or other contaminants whenever the director deems it necessary for certification or maintenance of certification. Application and certification fees cover the cost of one sample analysis per year. It ~~((shall))~~ will be the processor's responsibility to arrange for and bear the costs for any additional testing ~~((beyond the one sample analysis provided by application and certification fees))~~ which is deemed necessary by the director.

AMENDATORY SECTION (Amending Order 5068, filed 6/20/95, effective 7/21/95)

WAC 16-158-120 Decertification. Whenever the director finds that a processor ~~((who has been certified under this program))~~ has:

(1) Violated the standards for certification which are set forth in RCW 15.86.030 or any rules adopted under chapter 15.86 RCW;

(2) ~~((Has filed an))~~ Filed a renewal application for ~~((certification))~~ recertification which is false or misleading in any particular;

(3) ~~((Has))~~ Violated any of the provisions of this chapter;

(4) ~~((Has))~~ Failed to provide records as required by WAC 16-158-050 or rules adopted under chapter 15.86 RCW; or

(5) Failed to allow inspection to take place.

The director may issue an order denying, suspending, or revoking that processor's certification under this program ~~((or he may issue an order directing the processor to take other appropriate action to correct the violation. If the appropriate action is taken, the processor will be returned to its previous status under the program)).~~

Any processor who has received notice that its certification may be denied, suspended, or revoked under this section may apply for a hearing under the Washington Administrative Procedure Act, chapter 34.05 RCW.

AMENDATORY SECTION (Amending Order 5068, filed 6/20/95, effective 7/21/95)

WAC 16-158-130 Fees. (1) ~~((The cost per application shall be))~~ Renewal applicants - Application fees are one hundred fifty dollars per facility. In addition, ((an assessment fee based on the following fee schedule shall accompany the application. Gross value of production means the value of processed organic food produced during the previous calendar year. In the event that the current calen-

calendar year's production exceeds the previous year's production, the department may bill the processor for the additional fee. In the event that the current calendar year's production is less than the previous year's production, the processor may request a refund for the reduced fee. The appropriate fee shall accompany the application.) renewal applications postmarked after March 1, pay a late fee of fifty dollars.

((FEE SCHEDULE

<u>GROSS VALUE OF PRODUCTION</u>	<u>ASSESSMENT RATE</u>
For up to one million dollars	0.25%
For over one million:	
1st one million dollars	0.25%
Value over one million dollars	0.10%)

(2) ((Initial)) New applicants - Application fees are one hundred fifty dollars per facility. In addition, new applicants pay a seventy-five dollar new applicant fee.

(3) Producer/processor applicants - Application fees for producer/processor applications are paid under chapter 16-156 WAC.

(4) Two inspections within the state of Washington are provided for under the ((above fee schedule)) application and certification fee. Additional inspections, ((in addition to two inspections provided for,)) or out-of-state inspections if necessary or requested, ((shall)) will be charged to the applicant at the rate of thirty dollars per hour plus mileage set at the rate established by the state office of financial management. ((Out of state inspections, if necessary or requested, shall be at the rate of thirty dollars per hour plus transportation costs.

(3)) One sample((s, (in addition to one sample provided for)) analysis is provided under the application and certification fee. Additional samples, if required for certification or maintenance of certification by the director, or requested by the applicant, ((shall)) will be charged to the applicant at a rate established by the laboratory services division of the department of agriculture. If an additional visit must be arranged to obtain a sample, it shall be at the rate of thirty dollars per hour (\$30/hr.) plus mileage set at the rate established by the state office of financial management.

NEW SECTION

WAC 16-158-135 Certification fees. A certification fee based on the following fee schedule must accompany the application and application fee, except for producer/processor applicants who pay fees under chapter 16-156 WAC. Certification fees are assessments on the organic products in each category. Applicants may have food products in more than one category.

CERTIFICATION FEE SCHEDULE

Category I - Organic food products: Products labeled as "organic" ((and which)) that contain ninety-five percent or more organic ingredients as per WAC 16-158-040(3) are assessed at one-quarter of one percent (0.25%) of the previous calendar year's gross sales for the first million dollars and one-tenth of one percent (0.10%) for gross sales above one million dollars.

Category II - Made with organic food products: Products labeled as "made with organic ingredients" ((and))

that contain ((between)) more than fifty percent ((and ninety-five percent)) organic ingredients as per WAC 16-158-040(4) are assessed at ((one fifth)) one hundred seventy-fifth of one percent ((0.20%)) (0.175%) of the previous calendar year's gross sales for the first million dollars and ((one tenth)) one-six hundredths of one percent ((0.10%)) (0.06%) for gross sales above one million dollars.

Category III - Food products with organic ingredients: ((Foods whose retail package labels)) Products packaged for retail sales that limit their organic claims to the ingredients ((panel)) list as per WAC 16-158-040(5) are assessed at one-((half)) tenth of one percent ((0.05%)) (0.10%) of the previous calendar year's gross sales for the first million dollars and one three-hundredths of one percent (0.03%) for gross sales above one million dollars.

Category IV - Custom organic food products: Products produced by processors who charge a service fee to organic manufacturers for processing organic food are assessed at ((one quarter)) one thirty-fifth of one percent ((0.25%)) (0.35%) of the previous calendar year's service fees received for processing organic food for the first million dollars and one-tenth of one percent (0.10%) ((percent)) for service fees above one million dollars.

In the event that the current calendar year's gross sales (or service fees) exceeds the previous year's gross sales (or service fees), the department may bill the processor for the additional certification fee. In the event that the current calendar year's gross sales (or service fees) is less than the previous year's gross sales (or service fees), the processor may request a refund for the reduced certification fee.

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

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 16-158-025 Organic certification of processors.
- WAC 16-158-140 Processed organic food logo.

**WSR 97-22-107
PROPOSED RULES
DEPARTMENT OF
FISH AND WILDLIFE
(Fisheries)
(Wildlife)**

[Filed November 5, 1997, 10:55 a.m.]

Original Notice.
Preproposal statement of inquiry was filed as WSR 97-19-092.

Title of Rule: Personal use rules.
Purpose: Amend personal use rules.
Statutory Authority for Adoption: RCW 77.12.040 and 75.08.080.
Statute Being Implemented: RCW 77.12.040 and 75.08.080.

PROPOSED

Summary: WAC 220-12-010, classify Atlantic salmon (except in its landlocked form) as a food fish so that areas and seasons may be regulated.

WAC 220-12-020, classify king crab and box crab (*Lopholithodes* spp.) as shellfish so that harvest of these species can be regulated.

WAC 220-16-440, correct description of closed area near Friday Harbor.

WAC 220-16-475, define anchovy, herring, sand lance, sardines and smelt as "forage fish."

WAC 220-16-480 and 220-16-490, define North McDaniel Cove Reef Conservation Area.

WAC 220-16-500, define Jorstad Creel Reef Conservation Area.

WAC 220-16-510, define Brinnon Pinnacle Conservation Area.

WAC 220-16-520, define Mike's Beach Reef Conservation Area.

WAC 220-16-530, define Tacoma Narrows Conservation Area.

WAC 220-16-540, define Duncan Rock Conservation Area.

WAC 220-16-550, define Octopus Hole Conservation Area.

WAC 220-16-560, define Hood Canal Bridge Conservation Area.

WAC 220-16-570, define Sunrise State Park Conservation Area.

WAC 220-16-580, define Zee's Reef Conservation Area.

WAC 220-16-590, define Orchard Rocks Conservation Area.

WAC 220-16-600, define Blakely Rock Conservation Area.

WAC 220-16-610, define "anadromous waters" as waters that are not landlocked.

WAC 220-16-620, define Olympic Beach Conservation Area.

WAC 220-16-630, define Edmonds City Beach Conservation Area.

WAC 220-16-640, define Carkeek Park Conservation Area.

WAC 220-16-650, define Discovery Park Conservation Area.

WAC 220-16-660, define Golden Gardens Park Conservation Area.

WAC 220-16-670, define South Alki Park Conservation Area.

WAC 220-16-680, define Me-Kwa-Mooks Park Conservation Area.

WAC 220-16-690, define Lincoln Park Conservation Area.

WAC 220-16-700, define City of Des Moines Park Conservation Area.

WAC 220-16-710, define South 239th Street Park Conservation Area.

WAC 220-16-720, define Brackett's Landing Park Conservation Area.

WAC 220-20-010, limit the use of a gaff to tuna and halibut and lingcod in Areas 1-4 for rule simplification and conservation of the resource. Allow large halibut to be shot when landing them with a dip net or gaff for public safety.

WAC 220-56-100, define the term "selective fishery."

WAC 220-56-115, change the term "bait fish" to "forage fish" to emphasize new management emphasis for these fish.

WAC 220-56-116, require barbless hooks while fishing for food fish in marine waters and rivers, streams and beaver ponds except while using forage fish jigger gear for rule simplification and ease of release of fish.

WAC 220-56-128, conservation area closure.

WAC 220-56-145, allow bottom fish other than lingcod to be filleted in the field for ease of preserving catch.

WAC 220-56-180, clarify that fishing for salmon must end when the daily limit of adult salmon is taken in all waters.

WAC 220-56-190 and 220-56-191, set a 14" minimum size for salmon for resource conservation.

WAC 220-56-240, define the daily limit of forage fish as 10 pounds in the aggregate for species conservation and to prevent wastage.

WAC 220-56-255, make the closed period for halibut fishing in Catch Record Card Area 2 Friday and Saturday to conform to Halibut Commission rules. Make the closed period for Catch Record Card Area 3 Sunday and Monday to conform to Halibut Commission rules.

WAC 220-56-262, establish rules for harvesting Atlantic salmon so that they can be harvested while salmon or trout fisheries are open.

WAC 220-56-265, make it illegal to use a smelt rake to harvest forage fish for species conservation. Allow disabled fishers to use a hand operated gate with dip net gear.

WAC 220-56-270, open smelt fishing in Padilla and Fidalgo Bays to allow harvest of healthy stocks.

WAC 220-56-275, clarify smelt daily limit.

WAC 220-56-285, Lower Columbia River seasonal shad closure.

WAC 220-56-290, close sturgeon fishing in the Chehalis River at night for rule simplification.

WAC 220-56-295, disallow gaff hooks for landing sturgeon for species conservation.

WAC 220-56-307, add Olympic Beach Conservation Area to the list of closed areas for shellfish harvest.

WAC 220-56-310, add a minimum size of 2 1/2 inches in shell length for oysters to protect native oyster stocks. Allow shrimp fishers to remove shrimp heads while in the field if they are retained to be weighed or measured. Allow anglers to take twelve male Dungeness crabs in the Columbia River for rule standardization with Oregon. Close harvest of king and box crab for species protection. Set minimum carapace size of 1 3/16 inch for spot shrimp in all waters except shrimp district 5 for species conservation.

WAC 220-56-315, allow a total of two star traps or ring nets for crab during Hood Canal shrimp fishery for angler opportunity. Standardize rules on shellfish pots to one pot per buoy for rule simplification.

WAC 220-56-320, standardize rules for shellfish pot buoys and for the lines attached to the buoys for rule simplification. Standardize rules for escape rings on crab pots for rule simplification. Delete rule to require 7/8 inch mesh in shrimp pots in some areas for standardization of gear rules. Resource conservation will be accomplished by a minimum size on shrimp instead.

WAC 220-56-325, delay opening of shrimp season in shrimp district 1 to limit take of ovigerous shrimp. Remove

length limit on spot shrimp in Catch Record Card Area 6 to allow more angler opportunity.

WAC 220-56-330, allow retention of Dungeness crab and red rock crab during Hood Canal shrimp season for angler opportunity.

WAC 220-56-335, adjust the minimum size for Dungeness crab taken in the Columbia River to 5 3/4 inches for rule consistency with Oregon.

WAC 220-56-350 and 220-56-380, adjust beach seasons for oysters to conserve resource.

WAC 220-56-385, require oysters taken outside of Hood Canal to be kept in the shell while in the field for protection of native Olympia oysters.

WAC 220-57-160, adjust open areas and seasons for salmon fisheries on the Columbia River to conserve the resource and allow angler opportunity.

WAC 220-57-175, require release of chum salmon in the Cowlitz River to conserve the resource. Allow harvest of chinook salmon over 28 inches in length from Mill Creek to the Barrier Dam October 1 through December 31 for angler opportunity.

WAC 220-57-190, require selective fishery rules in the Deschutes River for ease in releasing fish and conformity with game fish rules.

WAC 220-57-235, require release of chum salmon in the Elochoman River to conserve the resource.

WAC 220-57-240, limit salmon fishery from the mouth of the Elwha River to Aldwell Lake Dam for resource conservation.

WAC 220-57-290, open salmon fishery on Icicle River for angler opportunity.

WAC 220-57-310, require release of chum salmon in the Kalama River to conserve the resource.

WAC 220-57-319, require release of chum salmon in mainstem and North Fork Lewis River to conserve resource. Close salmon fishery in North Fork Lewis River for resource conservation.

WAC 220-57-350, add selective fishery rules to salmon fishery on the South Fork Nooksack River for consistency with game fish rules and to ease release of fish.

WAC 220-57-455, add selective fishery rules to salmon fishery on the Snoqualmie River for consistency with game fish rules and to ease release of fish.

WAC 220-57-495, require release of chum salmon in the Washougal River to conserve the resource.

WAC 232-12-011, wildlife in conservation areas are protected wildlife.

WAC 232-12-619, disallow gaffing of game fish for rule simplification and conservation of the resource. Require barbless hooks in marine waters and in rivers, streams, and beaver ponds except on a set line for rule simplification and ease of release of fish. Place a daily limit on burbot of five fish for conservation of the resource. Place a daily limit of five channel catfish with a minimum size of twelve inches in length and no more than one over 24 inches in length if taken in a lake, pond, or reservoir. Makes wild steelhead release year-round, unless specified otherwise. Redefines the mouth of the Kettle River as the Barstow Bridge. Rename selective fishery regulations as selective gear rules.

WAC 232-28-619, amend exceptions to state-wide game fish rules to provide additional recreational opportunity and provide protection for local stocks.

Reasons Supporting Proposal: See Summary above.

Name of Agency Personnel Responsible for Drafting: Evan Jacoby, 1111 Washington Street, Olympia, WA, 902-2930; Implementation: Bruce Crawford, 1111 Washington Street, Olympia, WA, 902-2325; and Enforcement: Ron Swatfigure, 1111 Washington Street, Olympia, WA, 902-2932.

Name of Proponent: Washington State Department of Fish and Wildlife, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Summary above.

Proposal Changes the Following Existing Rules: See Summary above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. These rules affect recreational fishing, not small businesses.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption. Not hydraulics rules.

Hearing Location: Red Lion Inn, North 1100 Sullivan Road, Spokane, WA, on December 12, 1997, at 8:00 a.m.

Assistance for Persons with Disabilities: Contact Robin Ayers by November 21, 1997, TDD (360) 902-2207, or (360) 902-2933.

Submit Written Comments to: Evan Jacoby, Rules Coordinator, Washington Department of Fish and Wildlife, 600 Capitol Way North, Olympia, WA 98501-1091, FAX (360) 902-2942, by November 21, 1997.

Date of Intended Adoption: January 23-24, 1998.

November 5, 1997

Evan Jacoby

Rules Coordinator

AMENDATORY SECTION (Amending Order 95-102, filed 8/15/95, effective 9/15/95)

WAC 220-12-010 Food fish—Classification. The following fishes are classified as food fish under RCW 75.08.080 and are subject to the provisions of this title:

Barracuda	
Pacific barracuda	<i>Sphyrna argentea</i>
Cyprinids	
Carp	<i>Cyprinus carpio</i>
Cods and hake	
Pacific hake or whiting	<i>Merluccius productus</i>
Walleye pollock	<i>Theragra chalcogrammus</i>
Pacific Tomcod	<i>Microgadus proximus</i>
Pacific Cod or true cod	<i>Gadus macrocephalus</i>
Flounder, sole and halibut	
Butter sole or Bellingham sole	<i>Isopsetta isolepis</i>
C-O sole	<i>Pleuronichthys coenosus</i>
Dover sole	<i>Microstomus pacificus</i>
English sole	<i>Parophrys vetulus</i>
Flathead sole	<i>Hippoglossoides elassodon</i>
Pacific halibut	<i>Hippoglossus stenolepis</i>
Petrale sole	<i>Eopsetta jordani</i>
Rex sole	<i>Glyptocephalus zachirus</i>
Rock sole	<i>Lepidopsetta bilineata</i>
Pacific sand dab	<i>Citharichthys sordidus</i>
Sand sole	<i>Psettichthys melanostictus</i>
Slender sole	<i>Lyopsetta exilis</i>
Speckled sand dab	<i>Citharichthys stigmaeus</i>
Starry flounder	<i>Platichthys stellatus</i>
Turbot or Arrowtooth flounder	<i>Atheresthes stomias</i>
All other species of sole and flounder	(Pleuronectiformes)
Giant wrymouth	<i>Delolepis gigantea</i>

PROPOSED

PROPOSED

Greenling

- Lingcod
- Rock greenling
- Kelp greenling
- All other species of greenling
- Herring and herring-like fishes**

- Northern anchovy
- Pacific sand lance or candlefish
- Pacific herring
- Pacific sardine or pilchard
- American shad

Mackerels, tunas and jacks (carangids)

- Pacific bonito
- Pacific mackerel
- Jack mackerel
- Monterey Spanish mackerel
- Spanish mackerel
- Yellowtail
- Albacore
- Bluefin tuna
- Skipjack tuna
- Yellowfin tuna
- All other species of tunas and mackerels

- Pacific pomfret
- Pacific pompano
- Plainfin midshipman
- Ratfish
- Rattails, all species

Skates

- Longnose skate
- Big skate
- All other species of skates

Rockfish

- Bocaccio
- Black rockfish
- Brown rockfish
- Copper rockfish
- Greenstriped rockfish
- Canary rockfish
- Pacific Ocean perch
- Yelloweye or rasphead rockfish
- Rosefish or splitnose rockfish
- Silvergray rockfish
- Quillback rockfish
- Yellowtail rockfish
- All other species of rockfish
- Sablefish

Salmon

- Chinook or King salmon (except in its landlocked form as defined in WAC 232-12-018)
- Chum or dog salmon
- Pink or humpback
- Coho or silver (except in its landlocked form as defined in WAC 232-12-018)
- Sockeye or blue back
- Masu
- Atlantic salmon (except in its landlocked form)

Sculpins

- Brown Irish lord
- Buffalo sculpin
- Cabezon
- Great sculpin

- Pacific Staghorn sculpin
- Red Irish lord

Seabass and drums

- White seabass
- All other seabass and drums

- Ophiodon elongatus*
- Hexagrammos supercilius*
- Hexagrammos decagrammus* (Hexagrammidae)

- Engraulis mordax*
- Ammodytes hexapterus*
- Clupea harengus pallasii*
- Sardinops sagax*
- Alosa sapidissima*

- Sarda chiliensis*
- Scomber japonicus*
- Trachurus symmetricus*
- Scomberomorus concolor*
- Scomberomorus maculatus*
- Seriola dorsalis*
- Thunnus alalunga*
- Thunnus thynnus*
- Euthynnus pelamis*
- Thunnus albacares*

- (Scombridae)
- Brama japonica*
- Peprilus simillimus*
- Parichthys notatus*
- Hydrolagus collii* (Coryphaenoididae)

- Raja rhina*
- Raja binoculata* (Rajidae)

- Sebastes paucispinis*
- Sebastes melanops*
- Sebastes auriculatus*
- Sebastes caurinus*
- Sebastes elongatus*
- Sebastes pinniger*
- Sebastes alutus*
- Sebastes ruberrimus*
- Sebastes diploproa*
- Sebastes brevispinis*
- Sebastes maliger*
- Sebastes flavidus* (Scorpaenidae)
- Anoplopoma fimbria*

- Oncorhynchus tshawytscha*

- Oncorhynchus keta*
- Oncorhynchus gorbuscha*
- Oncorhynchus kisutch*

- Oncorhynchus nerka*
- Oncorhynchus masu*
- Salmo salar*

- Hemilepidotus spinosus*
- Enophrys bison*
- Scorpaenichthys marmoratus*
- Myoxocephalus polyacanthocephalus*
- Leptocottus armatus*
- Hemilepidotus hemilepidotus*

- Cynoscion nobilis* (Sciaenidae and Serranidae)

Sharks

- Sixgill shark
- Soupin shark
- Dogfish or spiny dogfish
- All other species of sharks

Smelts

- Eulachon or Columbia River smelt
- Longfin smelt
- Surf smelt
- All other species of smelt

Sturgeons

- Green sturgeon
- White sturgeon

Surfperches

- Blue perch or striped seaperch
- Kelp perch
- Redtail surfperch
- Shiner perch
- Pile perch
- Walleye surfperch
- White seaperch
- All other species of perch
- Wolf-eel

Hagfishes

- Pacific hagfish
- Black hagfish

- Hexanchus griseus*
- Galeorhinus zyopterus*
- Squalus acanthias* (Squaliformes and Hexanchiformes)

- Thaleichthys pacificus*
- Spirinchus dilatatus*
- Hypomesus pretiosus* (Osmeridae)

- Acipenser medirostris*
- Acipenser transmontanus*

- Embiotoca lateralis*
- Brachyistius frenatus*
- Amphistichus rhodoterus*
- Cymatogaster aggregata*
- Rhacochilus vacca*
- Hyperprosopon argenteum*
- Phanerodon furcatus* (Embiotocidae)
- Anarrhichthys ocellatus*

- Epiplatretus stouti*
- Epiplatretus deani*

AMENDATORY SECTION (Amending Order 95-10, filed 1/30/95, effective 5/1/95)

WAC 220-12-020 Shellfish—Classification. The following species are classified as shellfish under RCW 75.08.080 and are subject to the provisions of this title:

Abalone

- Red abalone
- Pinto abalone

- Haliotis refescens*
- Haliotis kamischatkana*

Mussel

- Blue mussel
- California mussel

- Mytilus edulis*
- Mytilus californianus*

Scallops

- Pacific pink scallop
- Rock scallop
- Spiny scallop
- Weathervane scallop

- Chlamys rubida*
- Crassadoma gigantea*
- Chlamys hastata*
- Patinopecten caurinus*

Clams

- Bent nose clam
- All other macoma clams
- Butter clam
- Common cockle
- Geoduck
- Horse or Gaper clam

- Macoma secta*
- Macoma spp.*
- Saxidomus giganteus*
- Clinocardium nuttalli*
- Panope abrupta*
- Tresus nuttalli*
- Tresus capax*

- Mud or soft shell clam
- Manila clam
- Piddock

- Mya arenaria*
- Tapes philippinarum*
- Zirfaea pilsbryi*

- Razor clam
- Rock or native little neck clam
- All other native clams

- Siliqua patula*
- Protothaca staminea* (Eulamellibranchia)

Oysters

- Eastern oyster
- Olympia or native oyster
- Pacific oyster
- Kumamoto oyster
- European oyster
- All other oysters

- Crassostrea virginica*
- Ostrea lurida*
- Crassostrea gigas*
- Crassostrea gigas (kumamoto)*
- Ostrea edulis* (Ostreidae)

Squid

- Pacific Coast squid
- Nail squid
- Flying squid
- All other squid

- Loligo opalescens*
- Onychoteuthis borealijaponica*
- Ommastrephes bartramii*
- Sepioidea or Teuthoiden

Octopus

- Octopus

- Octopus dofjeni*

PROPOSED

Barnacles	
Goose barnacle	<i>Pollicipes polymerus</i>
Shrimp	
Coonstripe shrimp	<i>Pandalus danae</i>
Coonstripe shrimp	<i>Pandalus hypsinotus</i>
Ghost or sand shrimp	<i>Callinassa spp.</i>
Humpy shrimp	<i>Pandalus goniurus</i>
Mud shrimp	<i>Upogebia pugettensis</i>
Ocean pink shrimp	<i>Pandalus jordani</i>
Pink shrimp	<i>Pandalus borealis</i>
Sidestripe shrimp	<i>Pandalopsis dispar</i>
Spot shrimp	<i>Pandalus platyceros</i>
Crab	
Dungeness or Pacific crab	<i>Cancer magister</i>
Red rock crab	<i>Cancer productus</i>
Tanner crab	<i>Chionoecetes tanneri</i>
King and box crab	<i>Lopholithodes spp.</i>
Crawfish	
Crawfish	<i>Pacifastacus sp.</i>
Sea cucumber	
Sea cucumber	<i>Parastichopus californicus</i>
Sea cucumber	<i>Cucumaria miniata</i>
Sea urchin	
Green urchin	<i>Strongylocentrotus droebachiensis</i>
Red urchin	<i>Strongylocentrotus franciscanus</i>
Purple urchin	<i>Strongylocentrotus purpuratus</i>

NEW SECTION

WAC 220-16-475 Forage fish. "Forage fish" is defined as anchovy, herring, sand lance, sardine and smelt.

NEW SECTION

WAC 220-16-480 South McDaniel Cove Reef Conservation Area. "South McDaniel Cove Reef Conservation Area" is defined as those waters and bedlands in Hood Canal within a 1,000-yard radius of the southern point of McDaniel Cove, approximately 500 yards south of McDaniel Creek, but not to include waters and bedlands shoreward of the minus ten-foot mean lower-low water contour line.

NEW SECTION

WAC 220-16-490 North McDaniel Cove Reef Conservation Area. "North McDaniel Cove Reef Conservation Area" is defined as those waters and bedlands in Hood Canal within a 500-yard radius of a point of land located approximately 2,000 yards north of McDaniel Creek, but not to include waters and bedlands shoreward of the minus ten-foot mean lower-low water contour line.

NEW SECTION

WAC 220-16-500 Jorstad Creek Reef Conservation Area. "Jorstad Creek Conservation Area" is defined as those waters and bedlands in Hood Canal within a line projected due east from a point 1,000 yards north of the mouth of Jorstad Creek to the intersection with a line 200 yards offshore, then following the shoreline 200 yards offshore to the intersection with a line projected due east from the shoreline 1,500 yards north of the mouth of Jorstad Creek, then west to shore, but not to include waters and bedlands shoreward of the minus ten-foot mean lower-low water contour line.

NEW SECTION

WAC 220-16-510 Brinnon Pinnacle Conservation Area. "Brinnon Pinnacle Conservation Area" is defined as those waters and bedlands in Hood Canal within a line projected due east from Wawa Point 500 yards, then due south 1,500 yards, then due west to shore, but not to include waters and bedlands shoreward of the minus ten-foot mean lower-low water contour line.

NEW SECTION

WAC 220-16-520 Mike's Beach Reef Conservation Area. "Mike's Beach Reef Conservation Area" is defined as those waters and bedlands in Hood Canal within a line projected due east from the mouth of Waketickeh Creek to the intersection with a line 500 yards offshore, then following the shoreline northerly 1,700 yards to a line projected due east from the shoreline, then west to shore, but not to include waters and bedlands shoreward of the minus ten-foot mean lower-low water contour line.

NEW SECTION

WAC 220-16-530 Tacoma Narrows Conservation Area. "Tacoma Narrows Conservation Area" is defined as those waters and bedlands within a line projected from the intersection of the south overhead power cable northeast of the Tacoma Narrows Bridge and the east shore of the Tacoma Narrows due west to the intersection with a line 100 yards offshore, then following the shoreline 100 yards offshore to the intersection with a line projected due west from a point 1,000 yards south of the intersection of the south overhead power cable northeast of the Tacoma Narrows Bridge and the shore, then due east to shore.

NEW SECTION

WAC 220-16-540 Duncan Rock Conservation Area. "Duncan Rock Conservation Area" is defined as those waters and bedlands within a 100-yard radius around Duncan Rock.

NEW SECTION

WAC 220-16-550 Octopus Hole Conservation Area. "Octopus Hole Conservation Area" is defined as those waters and bedlands of Hood Canal within a line projected due southeast from the boat ramp in Lilliwaup Bay to the intersection with a line 1,500 yards offshore, then following the shoreline 1,500 yards offshore to a point opposite the Rest-A-While Resort, then due west-northwest to shore, but not to include waters and bedlands shoreward of the minus ten-foot mean lower-low water contour line.

NEW SECTION

WAC 220-16-560 Hood Canal Bridge Conservation Area. "Hood Canal Bridge Conservation Area" is defined as those waters and bedlands within a 500-yard radius of Light Number 4 located 1,000 yards south of the western end of the Hood Canal Bridge.

NEW SECTION

WAC 220-16-570 Sunrise State Park Conservation Area. "Sunrise State Park Conservation Area" is defined as those waters and bedlands within a line projected due east from the southern boundary of Sunrise State Park to the intersection with a line 200 yards offshore, then following the shoreline 200 yards offshore to a line projected due east from a point 500 yards south of the southern boundary of Sunrise State Park, then due west to shore, but not to include waters and bedlands shoreward of the minus ten-foot mean lower-low water contour line.

NEW SECTION

WAC 220-16-580 Zee's Reef Conservation Area. "Zee's Reef Conservation Area" is defined as those waters and bedlands of Hale Passage within a line projected due northeast from a point 1,400 yards northwest of Fox Point to the intersection with a line 200 yards offshore, then following the shoreline 200 yards offshore for 1,000 yards, then due southwest to shore, but not to include waters and bedlands shoreward of the minus ten-foot mean lower-low water contour line.

NEW SECTION

WAC 220-16-590 Orchard Rocks Conservation Area. "Orchard Rocks Conservation Area" is defined as those waters and bedlands of Rich Passage within a 500-yard radius of Orchard Rocks.

NEW SECTION

WAC 220-16-600 Blakely Rock Conservation Area. "Blakely Rock Conservation Area" is defined as those waters and bedlands of Rich Passage within a 500-yard radius of Blakely Rock.

NEW SECTION

WAC 220-16-610 Anadromous waters. "Anadromous waters" is defined as all waters that are not landlocked.

NEW SECTION

WAC 220-16-620 Olympic Beach Conservation Area. "Olympic Beach Conservation Area" is defined as those tidelands and bedlands owned by the City of Edmonds at Olympic Beach, and the water column above these tidelands and bedlands.

NEW SECTION

WAC 220-16-630 Edmonds City Beach Conservation Area. "Edmonds City Beach Conservation Area" is defined as those tidelands and bedlands owned by the City of Edmonds at Edmonds City Beach north of the Edmonds Fishing Pier, and the water column above these tidelands and bedlands.

NEW SECTION

WAC 220-16-640 Carkeek Park Conservation Area. "Carkeek Park Conservation Area" is defined as those tidelands and bedlands owned by the City of Seattle at Carkeek Park, and the water column above these tidelands and bedlands.

NEW SECTION

WAC 220-16-650 Discovery Park Conservation Area. "Discovery Park Conservation Area" is defined as those tidelands and bedlands owned by the City of Seattle at Discovery Park, and the water column above these tidelands and bedlands.

NEW SECTION

WAC 220-16-660 Golden Gardens Park Conservation Area. "Golden Gardens Park Conservation Area" is defined as those tidelands and bedlands owned by the City of Seattle at Golden Gardens Park, and the water column above these tidelands and bedlands.

NEW SECTION

WAC 220-16-670 South Alki Park Conservation Area. "South Alki Park Conservation Area" is defined as those tidelands and bedlands owned by the City of Seattle at South Alki Park, and the water column above these tidelands and bedlands.

NEW SECTION

WAC 220-16-680 Me-Kwa-Mooks Park Conservation Area. "Me-Kwa-Mooks Park Conservation Area" is defined as those tidelands and bedlands owned by the City of Seattle at Me-Kwa-Mooks Park, and the water column above these tidelands and bedlands.

NEW SECTION

WAC 220-16-690 Lincoln Park Conservation Area. "Lincoln Park Conservation Area" is defined as those tidelands and bedlands owned by the City of Seattle at Lincoln Park, and the water column above these tidelands and bedlands.

NEW SECTION

WAC 220-16-700 City of Des Moines Park Conservation Area. "City of Des Moines Park Conservation Area" is defined as those tidelands and bedlands owned by the City of Des Moines at City of Des Moines Park, and the water column above these tidelands and bedlands.

NEW SECTION

WAC 220-16-710 South 239th Street Park Conservation Area. "South 239th Street Park Conservation Area" is defined as those tidelands and bedlands owned by the City of Des Moines at South 239th Street Park, and the water column above these tidelands and bedlands.

NEW SECTION

WAC 220-16-720 Brackett's Landing Park Conservation Area. "Brackett's Landing Park Conservation Area" is defined as those tidelands and bedlands owned by the City of Edmonds at Brackett's Landing Park, and the water column above these tidelands and bedlands.

AMENDATORY SECTION (Amending WSR 93-15-051, filed 7/14/93, effective 8/14/93)

WAC 220-20-010 General provisions—Lawful and unlawful acts—Salmon, other food fish and shellfish. (1) It shall be unlawful to take, fish for, possess or transport for any purpose food fish, shellfish or parts thereof, in or from any of the waters or land over which the state of Washington has jurisdiction, or from the waters of the Pacific Ocean, except at the times, places and in the manners and for the species, quantities, sizes or sexes provided for in the regulations of the department of fisheries.

(2) It shall be unlawful for any person to have in possession or under control or custody any food fish or shellfish within the land or water boundaries of the state of Washington, except in those areas which are open to commercial fishing or wherein the possession, control or custody of salmon or other food fish or shellfish for commercial purposes is made lawful under a statute of the state of Washington or the rules and regulations of the director of fisheries, unless otherwise provided.

(3) It shall be lawful to fish for, possess, process and otherwise deal in food fish and fish offal or scrap for any purpose, provided; that it shall be unlawful to use any of the following listed species for purposes other than human consumption or fishing bait:

Pacific halibut	<i>(Hippoglossus stenolepis)</i>
Pacific herring (except as prescribed in WAC 220-49-020)	<i>(Clupea harengus pallasii)</i>
Salmon	
Chinook	<i>(Oncorhynchus tshawytscha)</i>
Coho	<i>(Oncorhynchus kisutch)</i>
Chum	<i>(Oncorhynchus keta)</i>
Pink	<i>(Oncorhynchus gorbuscha)</i>
Sockeye	<i>(Oncorhynchus nerka)</i>
Masu	<i>(Oncorhynchus masu)</i>

(4) It shall be unlawful for any person to fish for food fish or shellfish while in possession in the field of food fish or shellfish that are in violation of the harvest regulations for the area being fished. This regulation does not apply to vessels in transit.

(5) It shall be unlawful for the owner or operator of any commercial food fish or shellfish gear to leave such gear unattended in waters of the state or offshore waters unless said gear is marked with a buoy to which shall be affixed in a visible and legible manner the department of fisheries approved and registered buoy brand issued to the license, provided that:

(a) Buoys affixed to unattended gear must be visible on the surface of the water except during strong tidal flow or extreme weather conditions.

(b) When two or more shellfish pots are attached to a common ground line the number of pots so attached must be clearly labeled on the required buoy.

(c) It shall be unlawful at any time to leave a gill net unattended in the commercial salmon fishery.

(6) It shall be unlawful to place any commercial food fish or shellfish gear in any waters closed to commercial fishing, provided; that this provision shall not apply to reef nets or brush weirs or to gear being tested under supervision of the department of fisheries, provided further that it shall be unlawful to take, fish for or possess food fish with any type of commercial fishing gear in the waters of Carr Inlet north of north latitude 47° 20' from August 15 through November 30 except as provided in chapter 220-47 WAC.

(7) It shall be unlawful for the owner or operator of any fishing gear to refuse to submit such gear to inspection in any manner specified by authorized representatives of the department of fisheries.

(8) It shall be unlawful for any person taking or possessing food fish or shellfish taken from any of the waters or beaches of the Columbia River, the state of Washington or the Pacific Ocean for any purpose to fail to submit such food fish or shellfish for inspection by authorized representatives of the department of fisheries.

(9) It shall be unlawful for any person licensed under the fisheries code of Washington to fail to make or return any report required by the department of fisheries relative to the taking, selling, possessing, transporting, processing, freezing and storing of food fish or shellfish whether taken within the jurisdiction of the state of Washington or beyond or on Indian reservations or usual and accustomed Indian fishing grounds.

(10) It shall be unlawful to take, fish for or possess or to injure, kill or molest fish in any fishway, fish ladder, fish screen, holding pond, rearing pond, or other fish protective device, or to interfere in any manner with the proper operation of such fish protective devices.

(11) It shall be unlawful to club, gaff, shoot, snag, snare, dip net, harass, spear, stone or otherwise molest, injure, kill or destroy any food fish or shellfish or parts thereof, or for any person to attempt to commit such acts, or to have any fish, shellfish or parts thereof so taken in possession, except as provided for in this subsection:

(a) It shall be lawful to use a dip net(~~(-gaff)~~) or club in the landing of food fish taken by personal-use angling unless otherwise provided and it shall be lawful to use a gaff in the landing of tuna and halibut in all catch record card areas and lingcod in Catch Record Card Areas 1 through 4.

(b) It shall be lawful to use a dip net, gaff, or club in the landing of food fish or shellfish taken for commercial purposes, except that it is unlawful to use a fish pew, pitchfork, or any other instrument that will penetrate the body of the food fish or shellfish while sorting commercial catches during the act of discarding those fish that are not going to be retained.

(c) It shall be lawful to use a spear in underwater spear fishing as provided for in WAC 220-56-160.

(d) It shall be lawful to use a spear to take carp as provided for in WAC 220-56-280.

(e) It shall be lawful to snag herring, smelt, anchovies, pilchard, sand lance, and squid when using ~~((baitfish))~~ forage fish jigger gear or squid jigs.

PROPOSED

(f) It shall be lawful to shoot halibut when landing them with a dip net or gaff.

(12) It shall be unlawful to take or possess for any purpose any food fish or shellfish smaller than the lawful minimum size limits. Any such fish either snagged, hooked, netted or gilled must be immediately returned to the water with the least possible injury to the fish or shellfish and it shall be unlawful to allow undersized salmon entangled in commercial nets to pass through a power block or onto a power reel or drum.

(13) It shall be unlawful to possess aboard any vessel engaged in commercial fishing or having commercially caught fish aboard, any food fish or shellfish in such condition that its species, length, weight or sex cannot be determined if a species, length, weight, or sex limit is prescribed for said species and it is unlawful to possess food fish or shellfish mutilated in any manner such that the natural length or weight cannot be determined if a length or weight limit is prescribed for said species.

(14) It shall be unlawful in any area to use, operate or carry aboard a commercial fishing vessel a licensed net or combination of such nets, whether fished singly or separately, in excess of the maximum lawful size or length prescribed for a single net in that area, except as otherwise provided for in the rules and regulations of the department of fisheries.

(15) It shall be unlawful for any permit holder to fail to comply with all provisions of any special permit or letter of approval issued to him under the authority of the director of fisheries, or to perform any act not specifically authorized in said document or in the regulations of the director of fisheries.

(16) It shall be unlawful to use, place or cause to be placed in the waters or on the beaches or tidelands of the state any substance or chemical used for control of predators or pests affecting food fish or shellfish or other aquatic marine organisms, without first having obtained a special permit to do so from the director of fisheries.

(17) It shall be unlawful to test commercial fishing gear except as follows:

(a) Bellingham Bay - inside and northerly of a line from Governor's Point to the south tip of Eliza Island to Point Frances in waters 10 fathoms and deeper.

(b) Boundary Bay - north of a line from Birch Point to Point Roberts and south of the international boundary in waters 10 fathoms and deeper during times not under IPSFC control.

(c) San Juan Channel - within a 1 mile radius of Point Caution during times not under IPSFC control.

(d) Port Angeles - inside and westerly of a line projected from the east tip of Ediz Hook through buoy C "1" to the mainland.

(e) Port Gardner - within a 2 mile radius of the entrance to Everett breakwater in waters 10 fathoms and deeper.

(f) Central Puget Sound - between lines from Meadow Point to Point Monroe and Skiff Point to West Point in waters 50 fathoms and deeper.

(g) East Pass - between lines from Point Robinson true east to the mainland and from Dash Point to Point Piner in waters 50 fathoms and deeper.

(h) Port Townsend - westerly of a line from the Coast Guard station in Port Townsend to Walan Point to Kala Point in waters 10 fathoms and deeper.

(i) All tows or sets are limited to 20 minutes exclusive of setting and retrieving time.

(j) All testing is to be accomplished between 8:00 a.m. and 4:00 p.m.

(k) Codends of trawl nets must be left open, all hooks of set line gear must be unbaited, and no lures or baited hooks shall be used with jig or troll gear.

(l) Any and all incidentally caught fish and shellfish must be returned to the waters immediately, and no fish or shellfish are to be retained aboard the vessel at any time during a gear test operation.

(m) It shall be unlawful for any person conducting such gear testing operations to fail to notify the fisheries patrol office in Olympia prior to testing.

(18) It is unlawful for any person or corporation either licensed by the department of fisheries or bringing food fish or shellfish into the state to fail to comply with the directions of authorized department personnel related to the collection of sampling data or material from food fish or shellfish. It is also unlawful for any such person or corporation to fail to relinquish to the department, upon request, any part of a salmon or other food fish containing coded-wire tags, including but not limited to, the snouts of those salmon that are marked by having clipped adipose fins.

AMENDATORY SECTION (Amending Order 97-53, filed 3/19/97, effective 5/1/97)

WAC 220-56-100 Definitions—Personal use. (1) "Daily limit" means the maximum number or pounds of food fish, shellfish or seaweed of the required size of a given species or aggregate of species which a person may legally retain in a single day.

(2) "Possession limit" means the number of daily limits allowed to be retained in the field or in transit.

"In the field or in transit" means any place other than at the ordinary residence of the harvester. An ordinary residence is a residential dwelling where a person normally lives, with associated features such as address, telephone number, utility account, etc. A motorhome or camper parked at a campsite or a vessel are not considered to be an ordinary residence.

(3) "Hook" means one single, double or treble hook. A "single hook" means a hook having a single point. A "double hook" means a hook having two points on a common shank. A "treble hook" means a hook having three points on a common shank. "Barbless hook" means a hook on which all barbs have been deleted when manufactured or filed off or pinched down.

(4) "Lure" means a manufactured article constructed of feathers, hair, fiber, wood, metal, glass, cork, leather, rubber, or plastic which does not use scent and/or flavoring to attract fish.

"Nonbuoyant lure" means a lure complete with hooks, swivels or other attachments, which does not float in fresh-water.

"Bait" means any substance which attracts fish by scent and/or flavors. Bait includes any device made of feathers,

hair, fiber, wood, metal, glass, cork, leather, rubber, or plastic which uses scent and/or flavoring to attract fish.

(5) The term "processed" as it applies in this chapter is defined as food fish or shellfish which have been processed by heat for human consumption as kippered, smoked, boiled or canned.

(6) The term "fresh" is defined as food fish or shellfish that are refrigerated, iced, salted or surface glazed.

(7) The term "frozen" is defined as fish or shellfish that are hard frozen throughout.

(8) "Hook and line" or "angling" shall be identical in meaning and, except as provided in WAC 220-56-115, shall be defined as the use of not more than one line with three hooks in the act of fishing for personal use and not for sale or barter, to be attached to a pole held in hand while landing fish, or the use of a hand-operated line without rod or reel, to which may be attached not more than three hooks. When fishing for bottomfish, "angling" and "jigging" shall be identical in meaning.

(9) "Snagging" means an effort to take fish with a hook and line in a manner that the fish does not take the hook or hooks voluntarily in its mouth.

"Gaffing" means an effort to take fish by impaling the fish with a hook attached directly to a pole or other device.

"Spearing" or "spear fishing" means an effort to take fish by impaling the fish on a shaft, arrow, or other device.

(10) The term "bow and arrow fishing" is defined as any method of taking, or attempting to take, food fish by the use of an arrow equipped with a barbed head and a line attached, and propelled by a bow, as in the sport of archery, while the fisher is above the surface of the water.

(11) The term "freshwater area" means, for purposes of this chapter:

(a) Within any freshwater river, lake, stream, or pond.

(b) On the bank or within 10 yards of any freshwater river, lake, stream, or pond.

(c) On or within any boat launch, ramp, or parking facility associated with any freshwater river, lake, stream, or pond.

(12) The term "Bonilla-Tatoosh Line" is defined as a line projected from the most westerly point on Cape Flattery to the lighthouse on Tatoosh Island to the buoy adjacent Duntz Rock then to Bonilla Point on Vancouver Island.

(13) The term "Buoy 10 Line" is defined as a true north-south line projected through Buoy 10 near the mouth of the Columbia River.

(14) The term "Buoy 10 Fishery" is defined as a fishery between the down stream side of the Megler-Astoria Bridge and the Buoy 10 Line.

(15) The term "Channel Marker 13 Line" is defined as a true north-south line through Grays Harbor Channel Marker 13.

(16) The term "selective fishery" means terminal gear is limited to artificial flies with a barbless single hook or lures with a barbless single hook, bait is prohibited, and fishing from a floating device equipped with a motor is prohibited unless otherwise provided. In waters under selective fishery rules, fish may be released until the daily limit is retained.

AMENDATORY SECTION (Amending Order 95-10, filed 1/30/95, effective 5/1/95)

WAC 220-56-115 Angling—Lawful and unlawful acts. (1) It is unlawful for any person to use more than one line with three hooks while angling for food fish for personal use except:

(a) It is unlawful to use more than two hooks while fishing for bottomfish or halibut.

(b) It is lawful to use ~~((baitfish))~~ forage fish jigger gear as provided for in WAC 220-56-265 and squid jig gear as provided for in WAC 220-56-390.

(c) A second line using ~~((baitfish))~~ forage fish jigger gear is lawful while fishing in Catch Record Card Areas 5, 6, 7, 8-1, 8-2, 9, 10, 11, 12, and 13.

(2) It shall be unlawful for any person to take, fish for or possess food fish taken for personal use by any means other than angling with a line attached to a pole held in hand while landing the fish or with a hand-operated line without rod or reel except as follows:

(a) It is lawful to leave the pole in a pole holder while playing or landing the fish if the pole is capable of being readily removed from the pole holder.

(b) It is lawful to use an electric power-operated reel designed for sport fishing attached to a pole.

(c) It is lawful to fish for or possess salmon taken for personal use with hand lines (lines not attached to a handheld pole) except use of hand lines is unlawful in those waters west of the mouth of the Sekiu River, the Pacific Ocean, Washington waters at the mouth of the Columbia River west of a line projected true north and south through Buoy 10, Grays Harbor, and Willapa Bay.

(3) It shall be unlawful for any person while angling for food fish to fail to keep his angling gear under his direct and immediate physical control.

AMENDATORY SECTION (Amending Order 95-10, filed 1/30/95, effective 5/1/95)

WAC 220-56-116 ((Salmon)) Angling—Barbless hooks. It is unlawful to use barbed hooks while angling for ~~((salmon))~~ food fish in all marine waters ~~((of Puget Sound, the Pacific Ocean, Grays Harbor, Willapa Bay, and waters at the mouth of the Columbia River westerly of a line drawn true north-south through Buoy 10))~~ and all rivers, streams or beaver ponds, except it is lawful to use barbed hooks with forage fish jigger gear.

AMENDATORY SECTION (Amending Order 83-16, filed 3/17/83)

WAC 220-56-145 Possession of food fish or shellfish in unlawful condition. (1) It is unlawful to possess in the field for any purpose any salmon in such a condition:

(a) That its size or species cannot be determined.

(b) That its weight or sex cannot be determined if a weight or sex restriction is prescribed for said salmon.

(2) It is unlawful to possess in the field for any purpose any food fish other than salmon in such a condition that its size, weight, or sex cannot be determined, if a size, weight, or sex restriction is prescribed for said food fish except that it is lawful to possess bottom fish other than lingcod in fileted form if a one square inch of skin with scales attached

remains on each fillet. For purposes of calculating the daily limit, two fillets equals one fish.

(3) It is unlawful to possess in the field for any purpose any shellfish in such a condition that its size, weight, or sex cannot be determined, if a size, weight, or sex restriction is prescribed for said shellfish.

AMENDATORY SECTION (Amending Order 97-53, filed 3/25/97, effective 5/1/97)

WAC 220-56-240 Daily limits sturgeon, smelt, herring and other food fish not otherwise provided for. It is unlawful for any person to retain in any day more than the following quantities and sizes of food fish taken for personal use. Unless otherwise provided, other food fish fishing is open the entire year:

(1) Sturgeon:

(a) Unlawful to fish from a floating device May 1 through June 30 downstream from the boating deadline below Bonneville Dam to markers on the Oregon and Washington shores of the Columbia River at Beacon Rock.

(b) 1 fish with the following size restrictions in all other state waters:

(i) Minimum size is 42 inches in length except minimum size 48 inches in length in waters of the Columbia River and tributaries upstream from Dalles Dam; and

(ii) Maximum size is 60 inches in length.

(c) The possession limit is two daily limits of fresh, frozen or processed sturgeon.

(d) There is an annual personal use limit of 10 sturgeon.

(2) ~~((Smelt: 20))~~ Forage fish: 10 pounds in the aggregate. The possession limit is one daily limit in fresh form. Additional ~~((smelt))~~ forage fish may be possessed in frozen or processed form.

(3) ~~((Herring: 20 pounds. The possession limit is one daily limit in fresh form. Additional herring may be possessed in a frozen or processed form.~~

(4)) All other food fish not otherwise provided for in this chapter: No limit.

AMENDATORY SECTION (Amending Order 97-53, filed 3/19/97, effective 5/1/97)

WAC 220-56-255 Halibut—Season. It is unlawful to fish for or possess halibut taken for personal use except from:

(1) Catch Record Card Area 1: Open May 1 through September 30, unless closed earlier by emergency regulation. Minimum size limit 32 inches in length.

(2) Catch Record Card Area 2 - Open May ~~((+))~~ 3 through September 30, unless closed earlier by emergency regulation. Closed to fishing for halibut 12:01 a.m. of each Friday through 11:59 p.m. of each Saturday. If May 1 occurs on a closed day, the season opens on the first Sunday following. The following waters are closed to halibut fishing: West of 124°40'W, north of 47°10'N and south of 47°31'42"N (Queets River).

(3) Catch Record Card Area 3 and those waters of Catch Record Card Area 4 west of the Bonilla-Tatoosh line: ~~((12:01 a.m. Tuesday through 11:59 p.m. Saturday,))~~ Open May 1 to June 30, unless closed earlier by emergency regulation, and ~~((open))~~ July 1 through September 30 unless closed by emergency regulation((, except that)). Closed to

fishing for halibut 12:01 a.m. of each Sunday through 11:59 p.m. of each Monday. If May 1 occurs on a closed day, the season opens on the first Tuesday following. The following area southwest of Cape Flattery is closed to halibut fishing at all times:

Those waters within a line from 48°18'N, 125°11'W to 48°18'N, 124°59'W to 48°04'N, 125°11'W to 48°04'N, 124°59'W to the point of origin.

(4) Catch Record Card Area 4 east of the Bonilla-Tatoosh line and Catch Record Card Areas 5 through 13: May 22 through August 10 - Open 12:01 a.m. Thursday through 11:59 p.m. Monday of each week during the open period (closed Tuesdays and Wednesdays).

AMENDATORY SECTION (Amending Order 95-10, filed 1/30/95, effective 5/1/95)

WAC 220-56-265 ((Baitfish)) Forage fish—Lawful gear. It shall be ~~((lawful))~~ unlawful to take, fish for and possess herring, candlefish, pilchards, anchovies and smelt taken for personal use except with smelt rake, hand dip net gear not exceeding 36 inches across the bag frame and ~~((baitfish))~~ forage fish jigger gear having not more than three treble or nine single hooks. ~~((Baitfish))~~ Only persons with a disability license may use a hand-operated gate on a dip net while fishing for forage fish. Forage fish jigger gear hooks may not have a gap between the shank and the point exceeding 3/8 inch.

AMENDATORY SECTION (Amending Order 93-20, filed 3/31/93, effective 5/1/93)

WAC 220-56-270 Smelt—Areas and seasons. (1) Smelt fishing is permitted the entire year on Pacific Ocean beaches and in all rivers.

(2) ~~((Except as provided in subsection (3) of this section,))~~ Smelt fishing is open in Puget Sound and the Strait of Juan de Fuca the entire year except they are closed weekly from 8:00 a.m. Wednesday to 8:00 a.m. Friday for all types of gear except jigger gear.

~~((3))~~ That portion of Catch Record Card Area 7 south of a line projected true east from the south tip of the Cap Sante Peninsula and north of the Burlington Northern Railroad Bridge at the north end of Swinomish Slough is closed to the taking of smelt for personal use from October 16 through April 15.

AMENDATORY SECTION (Amending Order 80-12, filed 2/27/80, effective 4/1/80)

WAC 220-56-275 Smelt—Unlawful acts. It shall be unlawful for any person taking smelt for personal use to fail to retain ~~((the first 20 pounds of))~~ all smelt caught up to the daily limit.

AMENDATORY SECTION (Amending Order 82-19, filed 3/18/82)

WAC 220-56-290 Sturgeon angling hours. It is unlawful to take, fish for or possess sturgeon for personal use ~~((in all freshwater areas, except the Chehalis River,))~~ from one hour after official sunset to one hour before official sunrise.

AMENDATORY SECTION (Amending Order 89-12, filed 3/16/89)

WAC 220-56-295 Sturgeon—Unlawful acts. (1) It is unlawful to possess in the field or transport for personal use any sturgeon from which either the head or tail or both have been removed or to possess sturgeon eggs without having retained the carcass of the fish from which the eggs have been removed.

(2) It is unlawful to use a ~~((gaff or other))~~ fish landing aid that penetrates the fish while restraining, handling or landing any sturgeon.

(3) It is unlawful to fail to immediately return to the water any sturgeon that is not of legal size.

AMENDATORY SECTION (Amending Order 97-53, filed 3/19/97, effective 5/1/97)

WAC 220-56-310 Shellfish—Daily limits. It is unlawful for any one person to take in any one day for personal use more than the following quantities and sizes of shellfish:

(1) Cockles, borers and clams in the shell, other than razor clams, geoduck clams and horse clams, 40 clams in the aggregate, or 10 pounds, whichever is achieved first except:

(a) In Skagit Bay, east of a line projected from Browns Point to Swinomish Slough entrance - diggers may additionally retain up to 20 pounds of eastern softshell clams in the shell.

(b) Willapa Bay - diggers may additionally retain up to twenty-four cockles.

(2) Razor clams: 15 clams.

(3) Geoduck clams: 3 clams.

(4) Horse clams: 7 clams.

(5) Oysters: ~~((18 oysters))~~

(a) In all waters except those contiguous waters south of a line from Tala Point to Foulweather Bluff, 18 oysters in the shell, minimum size 2 1/2 inches across the longest dimension of the shell.

(b) In the contiguous waters south of a line from Tala Point to Foulweather Bluff, 18 oysters, shucked and the shells left on the beach.

(6) Rock scallops: 12 scallops.

(7) Sea scallops: 12 scallops (over 4 inches).

(8) Common or pink scallops: 10 pounds or 5 quarts in the shell.

(9) Shrimp:

(a) In all waters except Shrimp District 5 - total weight 10 pounds, ~~((whole in the shell))~~ fishers must retain the heads of all shrimp taken while in the field. Spot shrimp minimum size one and three-sixteenths inch carapace.

(b) In Shrimp District 5 (Hood Canal) - total weight 7 pounds, ~~((whole in the shell))~~ fishers must retain the heads of all shrimp taken while in the field.

(10) Octopus: 2 octopus.

(11) Pinto abalone: Closed state-wide.

(12) Crawfish: 10 pounds in the shell. Minimum size 3 1/4 inches from tip of rostrum to tip of tail. Female crawfish with eggs or young attached to the abdomen must be released immediately.

(13) Squid: 10 pounds or 5 quarts.

(14) Sea cucumbers: 25 sea cucumbers.

(15) Red sea urchins: 18 sea urchins.

(16) Purple sea urchins: 18 sea urchins.

(17) Green sea urchins: 36 sea urchins.

(18) Dungeness crabs: ~~((6 male crabs))~~

(a) In all waters except the Columbia River east of the Buoy 10 line - 6 male crabs.

(b) In the Columbia River east of the Buoy 10 line - 12 male crabs.

(19) Red rock crabs: 6 crabs.

(20) Blue mussels and sea mussels: 10 pounds in the shell.

(21) Goose barnacles: 10 pounds of whole barnacles or 5 pounds of barnacle stalks.

(22) Ghost and mud shrimp: 10 dozen.

(23) King and box crab: Closed state-wide.

AMENDATORY SECTION (Amending WSR 94-14-069, filed 7/1/94, effective 8/1/94)

WAC 220-56-315 Crabs, shrimp, crawfish—Unlawful acts. (1) It is unlawful to take and possess crabs, shrimp, and crawfish taken for personal use except by hand or with hand dip nets, ring nets, shellfish pots, and any hand-operated instrument that will not penetrate the shell.

(2) It is unlawful to use more than two units of gear at any one time except:

(a) In Puget Sound waters other than Shrimp District 5 it is unlawful to use at any one time more than two units of gear for the purpose of taking crabs and two additional units of gear for the purpose of taking shrimp.

(b) In Shrimp District 5 (Hood Canal) it is unlawful to use more than one shrimp pot and ~~((one))~~ a total of two star traps or ring nets during the Hood Canal shrimp season.

(3) It is unlawful for any person to operate a shellfish pot not attached to a buoy bearing that person's name, except that a second person may assist the pot owner in operation of the gear.

(4) It is unlawful to salvage or attempt to salvage shellfish pot gear from Hood Canal that has been lost without first obtaining a permit authorizing such activity issued by the director, and it is unlawful to fail to comply with all provisions of such permit.

(5) It is unlawful to fish for or possess crab taken for personal use from the waters of Fidalgo Bay within 25 yards of the Burlington Northern Railroad trestle connecting March Point and Anacortes.

(6) It is unlawful to fish for or possess crab taken for personal use with shellfish pot or ring net gear from the waters of Padilla Bay or Swinomish Slough within 25 yards of the Burlington Northern Railroad crossing the northern end of Swinomish Slough except from one hour before official sunrise to one hour after official sunset.

(7) It is unlawful to dig for or possess ghost or mud shrimp taken for personal use by any method except hand operated suction devices or dug by hand.

(8) One unit of gear is equivalent to one ring net or one shellfish pot.

(9) ~~((In Catch Record Card Areas 5 through 13 (Puget Sound east of the Sekiu River)))~~ Each unit of gear must be attached to its own buoy line and have a separate buoy for each unit of gear.

AMENDATORY SECTION (Amending Order 97-53, filed 3/19/97, effective 5/1/97)**WAC 220-56-320 Shellfish gear—Unlawful acts.** (1)

It is unlawful for the owner or operator of any personal use shellfish gear to leave such gear unattended in the waters of the state unless said gear is marked with a buoy to which shall be affixed in a permanent visible and legible manner the first and last name and permanent mailing address of the operator (~~(, and in the case of Hood Canal shrimp gear, the name and address must appear exactly as it occurs on the recreational license form)~~). It is unlawful for more than one person's name and address to appear on the same marker buoy. Unattended shellfish gear (~~(left in the waters of Puget Sound)~~) must have the line attaching the buoy to the pot weighted sufficiently to prevent the line from floating on the water's surface. The following additional requirements apply to buoys attached to unattended shellfish pots (~~(in Puget Sound waters)~~):

(a) All buoys must consist of durable material and remain floating on the water's surface when at least 5 pounds of weight are attached. It is unlawful to use bleach, antifreeze or detergent bottles, paint cans or any other container.

(b) All buoys attached to shrimp gear must be yellow or fluorescent yellow in color. Flags and staff, if attached, may be any color.

(c) All buoys attached to crab gear must be half red or half fluorescent red in color and half white in color. Flags and staff, if attached, may be any color.

~~((d) The number of pots attached to each buoy must be marked on the buoy in a manner that is visible and legible at all times.)~~

(2) The maximum perimeter of any shrimp pot shall not exceed 10 feet, and the pot shall not exceed 1-1/2 feet in height.

(3) It is unlawful to fish for or possess crab taken with shellfish pot gear that are equipped with tunnel triggers or other devices which prevent free exit of crabs under the legal limit unless such gear is equipped with not less than ~~((one escape ring not less than 4 1/8 inches inside diameter located in the upper half of the crab pot.~~

Effective January 1, 1996, it is unlawful to fish for crab with shellfish pot gear unless such gear has)) two escape rings located in the upper half of the pot ((

(a)) which are not less than 4-1/4 inches inside diameter ~~((if used in Puget Sound outside Hood Canal, or~~

(b) Not less than 4 1/8 inches inside diameter if used in Hood Canal, the Columbia River, Grays Harbor, Willapa Bay, or the Pacific Ocean)).

(4) It is unlawful to take, fish for or possess shrimp taken for personal use with shellfish pot gear in the waters of Hood Canal southerly of the site of the Hood Canal Floating Bridge unless such gear meets the following requirements:

(a) The entire top, bottom, and sides of the shellfish pots must be constructed of mesh material and except for the entrance tunnels have the minimum mesh opening size defined below.

(b) The minimum mesh opening size for Hood Canal shrimp pots is defined as a mesh that a 7/8-inch square peg

will pass through each mesh without changing the shape of the mesh opening.

(c) All entrance tunnels must open into the pot from the side.

(d) The sum of the maximum widths of all entrance tunnels must not exceed 1/2 the perimeter of the bottom of the pot.

(5) It is unlawful to fish for or possess shellfish taken for personal use with shellfish pot gear unless the gear allows for escapement using at least one of the following methods:

(a) Attachment of pot lid hooks or tiedown straps with a single strand or loop of untreated, 100 percent cotton twine no larger than thread size 120 so that the pot lid will open freely if the twine or fiber is broken.

(b) An opening in the pot mesh no less than three inches by five inches which is laced or sewn closed with untreated, 100 percent cotton twine no larger than thread size 120. The opening must be located within the top half of the pot and be unimpeded by the entry tunnels, bait boxes, or any other structures or materials.

(c) Attachment of pot lid or one pot side serving as a pot lid with no more than three single loops of untreated 100 percent cotton or other natural fiber twine no larger than thread size 120 so that the pot lid or side will open freely if the twine or fiber is broken.

(6) Shellfish pots must be set in a manner that they are covered by water at all times.

~~((7) Effective January 1, 1998, in the areas listed below, it is unlawful to take, fish for or possess shrimp taken for personal use with shellfish pot gear unless such gear meets the following requirements:~~

~~(a) The entire top, bottom, and sides of each shellfish pot must be constructed of mesh material and except for the entrance tunnels have the minimum mesh opening size defined below.~~

~~(b) The minimum mesh opening size for shrimp pots is defined as a mesh that a 7/8 inch square peg will pass through each mesh without changing the shape of the mesh opening.~~

~~(c) All entrance tunnels must open into the pot from the side.~~

~~(d) The sum of the maximum widths of all entrance tunnels must not exceed 1/2 the perimeter length of the bottom of the pot.~~

~~(i) Marine Area 7—north of a line from Cattle Point to San Juan Island true east to Lopez Island, east of a line from Limestone Point on San Juan Island to Sandy Point on Waldron Island, south of a line from Point Hammond on Waldron Island to Point Doughty on Orcas Island, and west of a line from Foster Point on Orcas Island to Upright Head on Lopez Island.~~

~~(ii) Marine Area 8-1.~~

~~(iii) Marine Area 8-2.~~

~~(iv) Marine Area 9—south of a line from Double Bluff to Foulweather Bluff.~~

~~(v) Marine Area 10.)~~

AMENDATORY SECTION (Amending Order 97-53, filed 3/19/97, effective 5/1/97)

WAC 220-56-325 Shrimp—Areas and seasons. (1) The following areas shall be defined as personal use shrimp fishing Districts 1 through 6:

(a) Shrimp District 1 - All waters south of a line from McCurdy Point on the Quimper Peninsula to the northern tip of Protection Island, to Rocky Point on the Miller Peninsula, and including all waters of Discovery Bay;

(b) Shrimp District 2 - All waters of Griffin Bay south of a line projected east-west through Turn Rock Light from San Juan Island to Lopez Island, and north of a line projected east from Cattle Point on San Juan Island to Lopez Island;

(c) Shrimp District 3 - All waters of Port Angeles Harbor west of a line from the eastern tip of Ediz Hook to the ITT-Rayonier dock;

(d) Shrimp District 4 - All waters of Sequim Bay south of a line projected west from Travis Spit on the Miller Peninsula;

(e) Shrimp District 5 - All waters of Hood Canal south of the Hood Canal Floating Bridge;

(f) Shrimp District 6 - All waters of Carr Inlet north of a line from Penrose Point to Green Point.

(2) It shall be unlawful to fish for or possess shrimp taken for personal use from the following areas, except as provided in this subsection:

(a) District 1 - ~~((Second))~~ Last Saturday in May through July 15;

(b) District 2 - Second Saturday in May through September 15;

(c) District 3 - Second Saturday in May through September 15;

(d) District 4 - Closed to all shrimp fishing;

(e) District 5 - 9:00 a.m. on the third Saturday in May until closed by emergency regulation;

(f) District 6 - Closed to all shrimp fishing;

(g) All other areas - The second Saturday in April through October 15.

~~((3) It is unlawful to possess spot shrimp taken for personal use from Catch Record Card Area 6 that are less than 6 inches in length and it is unlawful to land spot shrimp that are less than 6 inches in length in any port in Catch Record Card Area 6. The length of spot shrimp is measured from the tip of the rostrum to the tip of the tail.))~~

AMENDATORY SECTION (Amending Order 97-53, filed 3/19/97, effective 5/1/97)

WAC 220-56-330 Crab—Areas and seasons. (1) It is unlawful to fish for or possess crab taken for personal use with shellfish pot gear or to have in the water, set or fish any shellfish pot gear except during the open shellfish pot gear season. The open shellfish pot gear season for crab in Puget Sound waters may open by emergency regulation prior to July 16, but if not previously opened by emergency regulation will open July 16 through April 15.

The open shellfish pot gear season in waters of the Pacific Ocean, Grays Harbor, Willapa Harbor, and waters of the Columbia River is December 1 through September 15.

(2) ~~((Except as provided in subsection (1) of this section and except when waters of Hood Canal are open to reere-~~

~~ational shrimp fishing.))~~ It is lawful to fish for and possess male Dungeness crabs taken for personal use the entire year in state waters.

~~(3) ((Except as provided in subsection (1) of this section and except when waters of Hood Canal are open to reere-~~ational shrimp fishing.)) It is lawful to fish for and possess red rock crabs of either sex taken for personal use the entire year in state waters.

~~(4) ((On days that Hood Canal is open to recreational shrimp fishing, it is unlawful to fish for or possess crab taken with shellfish pot gear. Ring net gear may be used during daylight hours.~~

~~(5))~~ No crab fisher may set or pull crab pots, ring nets or star traps in the waters of Hood Canal between one hour after official sunset and one hour before official sunrise.

AMENDATORY SECTION (Amending Order 95-10, filed 1/30/95, effective 5/1/95)

WAC 220-56-335 Crab—Unlawful acts. (1) It is unlawful for any person to take or possess for personal use any female Dungeness crabs.

(2) It is unlawful to take or possess any male Dungeness crabs taken for personal use which measure less than the following sizes:

(a) In Puget Sound (all contiguous waters east of the Bonilla-Tatoosh Line) except those waters of Hood Canal south of the Hood Canal Floating Bridge - 6 1/4 inch minimum size.

(b) In those waters of Hood Canal south of the Hood Canal Floating Bridge - 6 inch minimum size.

(c) In coastal waters west of the Bonilla-Tatoosh Line, Pacific Ocean waters, Grays Harbor, Willapa Bay ~~((and the Columbia River—6 inch minimum size)).~~

(d) In the Columbia River east of the Buoy 10 line - 5 3/4 inch minimum size.

(3) It is unlawful to take or possess any red rock crabs taken for personal use that measure less than five inches.

(4) All measurement shall be made at the widest part of the shell (caliper measurement) immediately in front of the points (tips).

(5) It is unlawful to possess in the field any crab or parts thereof without retaining the back shell.

AMENDATORY SECTION (Amending Order 97-53, filed 3/19/97, effective 5/1/97)

WAC 220-56-350 Clams other than razor clams, cockles, borers, mussels—Areas and seasons. (1) It is lawful to take, dig for and possess clams, cockles, borers and mussels taken for personal use on Puget Sound the entire year except that public tidelands at the following beaches are closed unless otherwise provided:

(a) Ben Ure Spit: Open ~~((January))~~ February 1 through April 15.

(b) Cama Beach State Park: Closed the entire year.

(c) Camano Island State Park: Open June 1 through June 30.

(d) Cutts Island State Park: Open January 1 through June 15.

(e) Dabob Bay - All state-owned tidelands in Dabob Bay north of a line drawn from Camp Harmony to Lindsays Beach are closed to the harvest of clams the entire year

except as follows: State-owned tidelands from a row of tires at Camp Discovery south approximately 2,000 feet to a second row of tires, and state-owned tidelands beginning approximately 3/4 mile north of Camp Harmony extending approximately 1,200 feet north.

(f) Dosewallips State Park: Open entire year only in area defined by boundary markers and signs posted on the beach.

(g) Duckabush - All state-owned tidelands on the west shore of Hood Canal from Quatsap Point to the south end of the Duckabush flats are closed to the harvest of clams.

(h) Dungeness Spit - Open May 15 through September 30.

(i) Eagle Creek: Open April 1 through April 30.

(j) Fort Flagler State Park: Open April 1 through June 15.

(k) Frye Cove - Open January 1 through July 31.

(l) Garrison Bay: Tidelands at Guss Island and those tidelands at British camp between the National Park Service dinghy dock at the north end and the park boundary at the south end are closed the entire year.

(m) Gertrude Island - All tidelands at Gertrude Island closed the entire year.

(n) Hoodspout: Tidelands at Hoodspout Salmon Hatchery are closed the entire year.

(o) Hope Island State Park (South Puget Sound): Open April 1 through June 15.

(p) Kayak Point County Park: Closed the entire year.

(q) Kitsap Memorial State Park: Closed the entire year.

(r) Kopachuck State Park: Closed the entire year.

(s) Liberty Bay - All state-owned tidelands in Liberty Bay north and west of the Keyport Naval Supply Center are closed to the harvest of clams the entire year.

(t) McNeil Island - All tidelands on McNeil Island are closed the entire year.

(u) Mukilteo State Park - Closed the entire year.

(v) Mystery Bay State Park: Open April 1 through April 30.

(w) North Bay - All state-owned tidelands in North Bay (Case Inlet) north of a line drawn southwest from Rocky Point to the north end of Reach Island thence due west to the mainland are closed to the harvest of clams the entire year except state-owned Oyster Reserves on the east side of North Bay north of the power transmission lines.

(x) North Sequim Bay State Park - Open April 1 through June 15.

(y) Oak Bay County Park: Open January 1 through May 15.

(z) Oyster Reserves: Puget Sound and Willapa Bay state oyster reserves are closed the entire year except the following are open the entire year:

(i) Case Inlet: Tidelands on the east side of North Bay at the north end of the inlet.

(ii) North Bay: State-owned oyster reserves on the east side of North Bay north of the power transmission lines which cross the bay at the north end of Case Inlet.

(iii) Oakland Bay: Tidelands on the channel of the northwest shore of the Bayshore Peninsula between department markers.

(iv) Willapa Bay - Long Island oyster reserve: Northwest side of Long Island between reserve monuments 39 and

41 and southwest side of Long Island between reserve monuments 58 and 59.

(aa) Penrose Point State Park: Open May 1 through June 15.

(bb) Picnic Point County Park: Closed the entire year.

(cc) Pitt Island - All tidelands on Pitt Island are closed the entire year.

(dd) Point Whitney (excluding Point Whitney Lagoon): Closed the entire year.

(ee) Point Whitney Lagoon: Open June 1 through July 31.

(ff) Port Townsend Ship Canal: Open April 1 through May 15.

(gg) Purdy Spit County Park: The southern shore of the spit from the boat ramp to the bridge is closed the entire year.

(hh) Quilcene Bay - All state-owned tidelands in Quilcene Bay north of a line drawn from the Quilcene Boat Haven to Fisherman's Point are closed to the harvest of clams the entire year, except those tidelands on the west side of the bay defined by boundary markers and a sign on the beach are open April 1 through June 30, daily from official sunrise to official sunset only.

(ii) Rendsland Creek: Open January 1 through April 15.

(jj) Saltwater State Park: Closed the entire year.

(kk) Samish Island Recreation Area - Open January 1 through June 15.

(ll) Scenic Beach State Park - Open April 16 through June 15.

(mm) Sequim Bay State Park - Open April 1 through June 15.

(nn) Spencer Spit State Park: Open April 1 through June 30.

(oo) Strait of Juan de Fuca: All beaches west of the tip of Dungeness Spit: Open November 1 through March 31.

(pp) Triton Cove State Park: Open April 1 through June 30.

(qq) Twanoh State Park: Closed the entire year.

(rr) Useless Bay Tidelands State Park: Open April 1 through July 31.

(ss) West Dewatto: DNR Beach 44A is open January 1 through May 15.

(tt) Willapa Bay: State-owned tidelands east of the department Willapa Bay Field Station and Nahcotta Tidelands Interpretive Site are closed year-round.

(uu) Winas-Maylor Point East: Open January 1 through April 15.

(vv) Wolfe Property State Park: Open April 1 through May 31.

(2) It is lawful to take, dig for and possess clams, cockles, borers, and mussels, not including razor clams, taken for personal use in Grays Harbor and Willapa Harbor the entire year, except from state oyster reserves, which are closed to clam digging the entire year.

(3) It is lawful to take, dig for and possess clams, cockles, borers, and mussels, not including razor clams taken for personal use from the Pacific Ocean beaches from November 1 through March 31.

AMENDATORY SECTION (Amending Order 97-53, filed 3/19/97, effective 5/1/97)

WAC 220-56-380 Oysters—Areas and seasons. (1) It is lawful to take and possess oysters taken for personal use from public tidelands the entire year, except that public tidelands at the following beaches are closed unless otherwise provided:

(a) Brown Point: Closed the entire year.
 (b) Dabob Bay - All state-owned tidelands in Dabob Bay north of a line drawn from Camp Harmony to Lindsays Beach are closed to the harvest of oysters the entire year, except as follows: State-owned tidelands from a row of tires at Camp Discovery south approximately 2,000 feet to a second row of tires, and state-owned tidelands beginning approximately 3/4 mile north of Camp Harmony extending approximately 1,200 feet north.

(c) Dosewallips State Park: Open the entire year in areas defined by boundary markers and signs posted on the beach only.

(d) Duckabush - All state-owned tidelands on the west shore of Hood Canal from Quatsap Point to the south end of the Duckabush flats are closed to the harvest of oysters the entire year.

(e) Hoodspout: Tidelands at the Hoodspout Salmon Hatchery are closed the entire year.

(f) Kitsap Memorial State Park: Open May 16 through December 31.

(g) Liberty Bay - All state-owned tidelands in Liberty Bay north and west of the Keyport Naval Supply Center are closed to the harvest of oysters the entire year.

(h) North Bay - All state-owned tidelands in North Bay (Case Inlet) north of a line drawn southwest from Rocky Point to the north end of Reach Island thence due west to the mainland are closed to the harvest of oysters the entire year.

(i) Oyster Reserves: Puget Sound and Willapa Bay oyster reserves are closed the entire year except the following are open the entire year:

Willapa Bay - Long Island oyster reserve: Northwest side of Long Island between reserve monuments 39 and 41 and southwest side of Long Island between reserve monuments 58 and 59.

(j) Penrose Point State Park: Open May 1 through June 15.

(k) Potlatch State Park: Open April 1 through September 15.

(l) Quilcene Bay - All state-owned tidelands in Quilcene Bay north of a line drawn from the Quilcene Boat Haven to Fisherman's Point are closed except those tidelands on the west side of the bay defined by boundary markers and a sign at the beach are open April 1 through June 30, daily from official sunrise to official sunset, only.

(m) Scenic Beach State Park: Open April 16 through June 15.

(n) Triton Cove State Park: Open April 1 through June 30.

(o) Willapa Bay: State-owned tidelands east of the department Willapa Bay Field Station and the Nahcotta Tidelands Interpretive Site are open only between boundary markers and posted signs.

(p) Wolfe Property State Park - Open (~~April~~) May 1 through August 15.

(2) It is unlawful to pick or take oysters for personal use from waters measuring more than two feet in depth at the time of removal.

AMENDATORY SECTION (Amending Order 80-12, filed 2/27/80, effective 4/1/80)

WAC 220-56-385 Oysters—Unlawful acts. Oysters taken for personal use from the contiguous waters or beaches of the state of Washington south of a line from Tala Point to Foulweather Bluff must be shucked before removing oysters from the intertidal zone and the shells replaced on the tidelands at the approximate tide level from which originally taken and it shall be unlawful for any person to fail to do so.

AMENDATORY SECTION (Amending Order 97-53, filed 3/19/97, effective 5/1/97)

WAC 220-56-105 River mouth definitions. When pertaining to food fish angling, unless otherwise defined, any reference to the mouths of rivers or streams shall be construed to include those waters of any river or stream including sloughs and tributaries upstream and inside of a line projected between the outermost uplands at the mouth. The term "outermost upland" shall be construed to mean those lands not covered by water during an ordinary high tide. The following river mouths are hereby otherwise defined:

Abernathy Creek - Highway 4 Bridge.

Bear River - Highway 101 Bridge.

Bone River - Highway 101 Bridge.

Chehalis River - Highway 101 Bridge in Aberdeen.

Cowlitz River - A line projected across the river between two fishing boundary markers set on each bank of the river approximately one-half mile downstream from the lowermost railroad bridge crossing the Cowlitz River.

Dakota Creek - A line from the outermost headland of the south bank to a house at 1285 Runge Avenue, Blaine, Washington, approximately one-quarter mile downstream from the Blaine Road Bridge.

Deschutes River - A line projected across the river 400 feet below the lower Tumwater Falls fish ladder.

Drano Lake - Highway 14 Bridge.

Duwamish River - First Avenue South Bridge.

Elk River - Highway 105 Bridge.

Entiat River - Highway 97 Bridge.

Hoquiam River - Highway 101 Bridge.

Humptulips River - Mouth of Jessie Slough.

Johns River - Highway 105 Bridge.

Kennedy Creek - An arc 500 yards east of the midpoint of the northbound Highway 101 Bridge.

Kettle River - (~~Napoleon~~) Barstow Bridge.

Lake Washington Ship Canal - A line 400 feet west of the fish ladder at the Chittenden Locks.

Lewis River - A straight line running from a boundary marker on a piling at Austin Point southerly across the Lewis River to a boundary marker on the opposite shore.

Methow River - Highway 97 Bridge.

Naselle River - Highway 101 Bridge.

North Nemah River - Highway 101 Bridge.
 Niawiakum River - Highway 101 Bridge.
 North River - Highway 105 Bridge.
 Palix River - Highway 101 Bridge.
 Puyallup River - 11th Street Bridge.
 Samish River - The Samish Island Bridge (Bayview-Edison Road).
 Sammamish River - 68th Avenue NE Bridge.
 Skagit River - A line projected from the terminus of the jetty with McGlenn Island to the white monument on the easterly end of Ika Island, then to a white monument on the westerly end of Craft Island, then to a white monument near the corner of the levee on the westerly side of Dry Slough, and then to a white monument on the easterly side of Tom Moore Slough.
 Skamokawa Creek - Highway 4 Bridge.
 Skookum Creek - A line 400 yards below the old railroad bridge.
 Snohomish River - Burlington Northern Railway Bridges crossing main river and sloughs.
 South Nemah River - Lynn Point 117 degrees true to the opposite shore.
 Spokane River - State Route 25 Bridge.
 Tucannon River - State Highway 261 Bridge.
 Wallace River - The furthest downstream railroad bridge.
 Washougal River - A straight line from the Crown Zellerbach pumphouse southeasterly across the Washougal River to the east end of the Highway 14 Bridge near the upper end of Lady Island.
 Whatcom Creek - A line projected approximately 14 degrees true from the flashing light at the south-westerly end of the Port of Bellingham North Terminal to the southernmost point of the dike surrounding the Georgia Pacific treatment pond.
 White Salmon River - Markers downstream of the Burlington Northern Railroad Bridge.
 Little White Salmon River - At boundary markers on river bank downstream from the federal salmon hatchery.
 Willapa River - South Bend boat launch.
 Wind River - Boundary line markers at mouth.
 Yakima River - Highway 240 Bridge.

AMENDATORY SECTION (Amending WSR 97-18-035, filed 8/27/97, effective 9/27/97)

WAC 220-56-191 Puget Sound salmon—Saltwater seasons and daily limits. It is unlawful to fish for or possess salmon taken by angling for personal use except from the following Puget Sound areas, during the seasons, in the quantities, sizes, and for the species designated in this section and as defined in the daily limit codes in WAC 220-56-180. Puget Sound waters west of the mouth of the Sekiu River are managed concurrent with ocean waters as provided for in WAC 220-56-190. In all fisheries provided for in this section, chinook salmon minimum size 22 inches and ((~~no~~)) 14 inch minimum size for other salmon.

(1) Catch Record Card Areas 5 and 6 -

(a) Special daily limit of 2 salmon April 16 through June 15 except all chinook salmon greater than 30 inches in length and all coho salmon must be released.

(b) During the period April 16 through September 30 and November 1 through April 15, Dungeness Bay is closed to salmon angling. October 1 through October 31, special daily limit of two coho salmon.

(c) Special daily limit of 2 salmon June 16 through June 30, except release coho.

(d) July 1 through July 31 - Closed.

(e) August 1 through August 10 - Special daily limit of 2 salmon, except release coho and chinook.

(f) August 11 through September 15, special daily limit of 2 salmon, except release chinook.

(g) September 16 through January 31 - Closed.

(h) February 1 through April 15 - Special daily limit of 2 salmon. Release all coho.

(2) Catch Record Card Area 7:

(a) October 1 through July 31 - Special daily limit of 2 salmon. During the period April 16 through June 15 all chinook salmon greater than 30 inches in length must be released.

(b) August 1 through September 30 - Special daily limit of 4 salmon, not more than 2 of which may be coho or chinook.

(c) Notwithstanding the provisions of this subsection during the period October 1 through December 31 the special daily limit in Bellingham Bay is 4 salmon no more than 2 of which may be chinook. (3) Catch Record Card Area 8-1:

(a) September 16 through April 15 - Special daily limit of 2 salmon. During the period September 16 through September 30 release chinook.

(b) April 16 through August 15 - Closed.

(c) August 16 through September 15 - Special daily limit of 4 salmon, not more than 2 of which may be coho and release all chinook.

(4) Catch Record Card Area 8-2:

(a) August 1 through September 30 - Special daily limit of 2 salmon except release chinook salmon taken outside the Tulalip Bay zone, defined as those waters adjacent to Tulalip Bay west of a line from Mission Point to Hermosa Point and within 2,000 feet from shore between the pilings at Old Bowers Resort northerly to a fishing boundary marker approximately 1.4 miles northwest of Hermosa Point.

(b) October 1 through May 31 - Special daily limit of 2 salmon.

(c) June 1 through July 31 - Closed.

(5) Catch Record Card Area 9:

(a) November 1 through June 30 - Special daily limit of 2 salmon.

(b) July 1 through July 31 - Closed.

(c) August 1 through September 1 - Special daily limit of 2 salmon except release chinook salmon.

(d) September 2 through September 30 - Closed.

(e) October 1 through October 31 - Special daily limit of 2 salmon except release coho.

(f) Notwithstanding the provisions of this subsection, salmon fishing is permitted year-round from the Edmonds Fishing Pier - Special daily limit of 2 salmon and all salmon species may be retained.

(6) Catch Record Card Area 10:

(a) October 16 through June 30 - Special daily limit of 2 salmon.

(b) July 1 through October 15 - Special daily limit of 2 salmon except:

(i) During the period July 1 through September 15, Elliott Bay east of a line from Pier 91 to Duwamish Head is closed.

(ii) During the period July 1 through October 15, Shilshole Bay east of a line from Meadow Point to West Point is closed.

(iii) During the period July 1 through August 31, release chinook in waters north of a line from West Point to Skiff Point and in waters northeast of the Agate Pass Bridge.

(iv) During the period September 16 through October 15, release chinook in the Duwamish Waterway from the First Avenue South Bridge to an east-west line through SW Hanford Street on Harbor Island.

(c) Notwithstanding the provisions of this subsection, salmon fishing is permitted year-round from the Elliott Bay public fishing pier at Terminal 86 and Seacrest Pier - Special daily limit of 2 salmon and all salmon species may be retained.

(7) Catch Record Card Area 11 - May 1 through April 30 - Daily limit of 2 salmon.

(8) Catch Record Card Area 12:

(a) December 16 through July 15 - Special daily limit of 2 salmon.

(b) July 16 through September 30 - Special daily limit of 4 salmon, not more than 2 of which may be pink salmon and release all chinook and chum.

(c) October 1 through October 15 - Special daily limit of 4 salmon, not more than 2 of which may be chinook and release all chum.

(d) October 16 through December 15 - Special daily limit of 4 salmon, not more than two of which may be chinook.

(e) Waters of the Hoodport Hatchery Zone are managed separately as provided for in WAC 220-56-124.

(9) Catch Record Card Area 13 - May 1 through April 30 - Daily limit of 2 salmon.

(10) In the above waters there are specified closures as provided for in WAC 220-56-128 and 220-56-195. Additionally, there are gear and area restrictions at Shilshole Bay, the Duwamish Waterway, and Budd Inlet, and at Titlow Beach and the Edmonds underwater park and the Elliott Bay, Les Davis, and Des Moines public fishing piers. See specific sections in chapter 220-56 WAC for salmon angling restrictions at these locations.

AMENDATORY SECTION (Amending Order 95-46, filed 5/31/95, effective 7/1/95)

WAC 220-56-285 Shad and sturgeon—Areas and seasons. It is lawful the entire year to fish for or possess sturgeon and shad taken for personal use except in the following closed waters:

(1) Waters lying 400 feet downstream below any rack, dam or other obstruction concurrent with salmon angling boundaries provided for in chapter 220-57 WAC, except as provided in subsections (2) and (3) of this section.

(2) Waters lying 400 feet downstream below any dam, rack or obstruction in the Snake River.

(3) Columbia River waters between the upstream line of Bonneville Dam and the lowermost Bonneville powerline crossing, approximately 1-1/4 mile downstream from the dam, are closed to the fishing for or possession of sturgeon, except when fishing with hand-casted hook and line gear from the mainland shore in those waters lying downstream of a line running southerly from a fishing boundary marker on the Washington shore (approximately 3/4 mile downstream from the dam) to the downstream end of Cascade Island thence to the Oregon angling boundary marker on Bradford Island (located approximately 850 feet downstream from the fish ladder entrance to the lowermost Bonneville Dam powerline crossing. Closed to angling inside the south navigation lock at Bonneville Dam from a marker on the westernmost point of Robins Island to a marker on the Oregon mainland shore).

(4) Columbia River waters downstream from Bonneville Dam are closed to shad fishing April 1 through May 15.

AMENDATORY SECTION (Amending Order 97-53, filed 3/19/97, effective 5/1/97)

WAC 220-56-128 Food fish fishing—Closed areas. It is unlawful to fish for or possess food fish taken from the following areas during the times indicated.

(1) It is unlawful at all times to fish for or possess food fish taken for personal use in waters lying within 400 feet below any fish rack, fishway, dam or other artificial or natural obstruction, either temporary or permanent, unless otherwise provided.

(2) Waters of Budd Inlet at Olympia south of the Fourth Avenue Bridge are closed at all times, and all contiguous waters lying between the Fourth Avenue Bridge and a line from the northwesterly corner of the Bayview Market Building to a point 100 yards north of the railroad bridge located on the western side of the inlet opposite the Bayview Market Building are closed during the period July 16 through October 31.

(3) The waters of Percival Cove are closed at all times.

(4) Those waters of Hood Canal inshore from yellow marker buoys to the mouth of Finch Creek are closed the entire year.

(5) Waters within a radius of 100 yards from the Enetai Hatchery Outfall Creek where it enters saltwater are closed at all times.

(6) Those waters of Sinclair Inlet inside a line fifty yards from the pierhead line of the Puget Sound Naval Shipyard at Bremerton are closed at all times.

(7) Those waters of Hood Canal within 100 feet of the Seabeck Highway Bridge over Big Beef Creek are closed August 1 through November 30.

(8) In Shilshole Bay waters east of a line 175 feet west of the Burlington Northern Railroad Bridge are closed to fishing.

(9) Those waters of the Chinook River upstream from tide gate at the Highway 101 Bridge are closed at all times.

(10) Those waters of the Columbia River between the Vernita Bridge and the Hanford power line crossing (wooden towers at S24, T13N, R27E) are closed October 23 through June 15.

(11) Those waters of the Columbia River between the upstream line of Bonneville Dam to a point 600 feet below

the fish ladder at the new Bonneville Dam Powerhouse are closed at all times.

(12) Waters of the Lake Washington Ship Canal west of a north-south line 400 feet east of the eastern end of the north wing wall of Chittenden Locks to the mouth of the Lake Washington Ship Canal are closed to food fish angling at all times.

(13) Waters of Catch Record Card Area 10 west of a line from Point Monroe to Indianola and east of a line from Point Bolin to Battle Point are closed to food fish angling from January 1 through March 31.

(14) Waters within 200 yards of the salmon net pens located near Sund Rock in Hood Canal are closed to the taking of food fish other than salmon at all times.

(15) Waters of the Titlow Beach Marine Preserve Area are closed to the taking of food fish at all times except that it is lawful to fish for salmon with artificial lures only from shore or a nonmotorized vessel.

(16) Chief Joseph Dam - closed to fishing from the Okanogan County shore between the dam and the Highway 17 Bridge. Closed to boat fishing downstream of Chief Joseph Dam to the Corps of Engineers Safety Zone Marker.

(17) Wells Dam - waters between the upstream line of Wells Dam to boundary markers 400 feet below the spawning channel discharge on the Chelan County side and the fish ladder on the Douglas County side.

(18) Rocky Reach, Rock Island and Wanapum Dams - waters between the upstream lines of these dams and boundary markers 400 feet downstream of the fish ladders at Rocky Reach and Rock Island Dams and boundary markers at Wanapum Dam 750 feet below the east fish ladder and 500 feet below the west fish ladder.

(19) Priest Rapids Dam - waters between the upstream line of Priest Rapids Dam and boundary markers 650 feet below the fish ladders.

(20) Jackson (Moran) Creek - all waters of the Priest Rapids hatchery system including Columbia River waters out to midstream between markers located 100 feet upstream and 400 feet downstream of the mouth of the hatchery outlet.

(21) McNary Dam - waters between the upstream line of McNary Dam and a line across the river from the red and white marker on the Oregon shore to the downstream end of the wingwall of the boat lock near the Washington shore.

(22) John Day Dam - waters between the upstream line of John Day Dam and markers approximately 3,000 feet downstream, except that fishing is permitted from the Washington shore to within 400 feet of the fishway entrance.

(23) The Dalles Dam - waters between the upstream line of the Dalles Dam and the upstream side of the Interstate 197 Bridge, except that fishing is permitted from the Washington shore to within 400 feet of the fishway entrance.

(24) Spring Creek - waters within 1/4 mile of the U.S. Fish and Wildlife Service Hatchery grounds between posted boundary markers located 1/4 mile on either side of the fish ladder entrance.

(25) Olympic Beach Conservation Area is closed year round.

AMENDATORY SECTION (Amending Order 97-53, filed 3/19/97, effective 5/1/97)

WAC 220-56-180 Daily limit codes. (1) Code A: In waters having this code designation, the daily limit in any one day is six salmon not less than 12 inches in length, not more than two of these six salmon may be any combination of the following:

Chinook over 24 inches in length

Coho over 20 inches in length

Pink, chum or sockeye over 12 inches in length

Atlantic salmon (no minimum length).

(2) Code C: In waters having this code designation, the daily limit in any one day is six chinook and coho salmon in the aggregate not less than 12 inches in length or more than the following:

24 inches in length for chinook; 20 inches in length for coho.

(3) Code D: In waters having this code designation, the daily limit in any one day is six salmon including Atlantic salmon not less than 12 inches in length not more than two of which may be sockeye salmon; all chinook salmon greater than 24 inches in length and all coho salmon greater than 20 inches in length must be released.

(4) Code F: In waters having this code designation, the daily limit in any one day is two salmon including Atlantic salmon provided that:

(a) Chinook salmon must be not less than 24 inches in length, coho salmon must be not less than 16 inches, but there is no minimum size on other salmon.

(b) During the period April 16 through June 15 in waters of the Strait of Juan de Fuca between the mouth of the Sekiu River and a line from the most westerly point on Cape Flattery to the Tatoosh Island Light then to Bonilla Point on Vancouver Island, it is unlawful to take and retain chinook salmon greater than 30 inches in length.

(5) Code G: In waters having this code designation, the daily limit is four salmon including Atlantic salmon, not more than two of which may be chinook salmon and the minimum size for chinook salmon is 22 inches in length.

(6) Code H: In waters having this code designation, the daily limit in any one day is three salmon including Atlantic salmon provided that:

(a) Chinook salmon must be not less than 22 inches in length, but there is no minimum size for other salmon.

(b) During the period April 16 through June 15 in Catch Record Card Areas 5, 6, and 7, it is unlawful to retain or possess chinook salmon greater than 30 inches in length.

(c) In contiguous marine waters of Puget Sound east of the mouth of the Sekiu River, no more than two of the three salmon daily limit may be chinook, except the daily limit in Catch Record Card Area 12 is three salmon of any species.

(d) During the period July 1 through September 30 the daily limit is 2 salmon of any species in Catch Record Card Areas 5, 6, 7, 8-1, 8-2, and 9.

(7) Code I: In waters having this code designation, the daily and possession limits, size restrictions, and opening and closing dates are the same as those for trout (except Lake Chelan) as regulated under Title 77 RCW by the Washington fish and wildlife commission. A salmon angling catch record card is not required, but a gamefish license is required to take, fish for or possess gamefish.

(8) The possession limit in all waters regulated under Daily Limits A, C, D, F, G, H, and special daily limits shall not exceed the equivalent of two daily limits in fresh form. An additional 40 pounds of salmon may be possessed in frozen or processed form.

(9) In all (~~freshwater~~) areas where the daily limit allows adult salmon to be taken, it is unlawful to continue to fish for salmon after the adult portion of the daily limit has been retained.

NEW SECTION

WAC 220-56-262 Atlantic salmon. It is unlawful to fish for or possess Atlantic salmon except as provided in this section.

(1) There is no minimum size limit for Atlantic salmon taken from anadromous water, and no daily or possession limit.

(2) Atlantic salmon may be taken from all anadromous waters open to trout fishing under Title 77 RCW except marine waters that are not open to salmon fishing under this title, and may be taken from all anadromous waters open to salmon fishing for salmon other than Atlantic salmon.

(3) Once the daily limit of salmon other than Atlantic salmon has been retained, it is unlawful to continue to fish for Atlantic salmon or salmon other than Atlantic salmon.

AMENDATORY SECTION (Amending WSR 97-18-035, filed 8/27/97, effective 9/27/97)

WAC 220-56-190 Coastal salmon—Saltwater seasons and daily limits. It shall be unlawful to take, fish for or possess salmon taken by angling for personal use except from the following coastal areas, during the seasons, in the quantities, sizes and for the species designated in this section and as defined in the daily limit codes in WAC 220-56-180:

(1) Catch Record Card Area 1 - Special daily limit of two salmon, special cumulative limit of four salmon in any seven consecutive days - Sundays through Thursdays only, July 21 through September 25, except closed 0-3 miles offshore and closed in the Columbia River Mouth Control Zone 1, see WAC 220-56-195.

(2) Catch Record Card Area 2 - Special daily limit of two salmon only one of which may be a chinook salmon, special cumulative limit of four salmon in any seven consecutive days - Sundays through Thursdays only, July 21 through September 25, except closed 0-3 miles offshore.

(3) Grays Harbor (Catch Record Card Area 2-2) (a) Special daily limit of six salmon, not more than four of which may be adult salmon, defined as chinook salmon over 24 inches in length, coho salmon over 20 inches in length or pink, chum or sockeye salmon greater than (~~(+2))~~ 14 inches in length - August 16 through January 31 in the Westport boat basin only. (b) Daily Limit A, except release all coho - September 1 through September 30: Waters of Catch Record Card Area 2-2 east of the Channel Marker 13 Line.

(4) Willapa Bay (Catch Record Card Area 2-1) Special daily limit of six salmon, not more than three of which may be adult salmon, defined as chinook salmon over 24 inches in length, coho salmon over 20 inches in length or pink, chum or sockeye salmon greater than (~~(+2))~~ 14 inches in length - August 16 through January 31.

(5) Catch Record Card Area 3 - Special daily limit of two salmon - July 21 through September 25.

(6) Catch Record Card Area 4 - (a) Waters west of the Bonilla-Tatoosh line - Special daily limit of two salmon, except release coho - July 21 through September 25. (b) Waters east of the Bonilla-Tatoosh line: September 15 through July 31, closed; August 1 through August 29 - Special daily limit of two salmon except release coho and chinook; August 30 through August 31 - Special daily limit of two salmon except release chinook; September 1 through September 14, catch and release only and terminal gear limited to surface flies only.

(7) Unless otherwise provided for in this section, minimum size 24 inches for chinook salmon (~~(and)~~), 16 inches for coho salmon (~~(—No minimum size)~~), and 14 inches for other salmon.

AMENDATORY SECTION (Amending WSR 94-14-069, filed 7/1/94, effective 8/1/94)

WAC 220-56-307 Shellfish—Closed areas. It is unlawful to fish for or possess shellfish taken for personal use from the following areas:

(1) The San Juan Islands Marine Preserve Area, except that it is lawful to take crab for personal use from Parks Bay, using personal use crab gear.

(2) Waters within 200 yards of the salmon net pens located near Sund Rock in Hood Canal, except that it is lawful to take shrimp during the Hood Canal shrimp season provided for in WAC 220-56-325.

(3) The Titlow Beach Marine Preserve Area.

(4) Olympic Beach Conservation Area.

AMENDATORY SECTION (Amending WSR 90-06-026, filed 2/28/90, effective 3/31/90)

WAC 220-16-440 San Juan Islands Marine Preserve Area. The following tidal and submerged lands are included within the definition of the "San Juan Islands Marine Preserve Area":

(1) False Bay: The tidelands and bedlands of False Bay on San Juan Island, including all University of Washington-owned tidelands beginning at a marker 400 feet east of the east entrance of False Bay and extending to the entrance of False Bay, all University of Washington-owned tidelands and bedlands within a line beginning at the University of Washington marker on the shore at the east entrance of False Bay, projected 500 yards offshore, thence northwesterly to a point 500 yards offshore along a line projected from a University of Washington marker on the shore at the west side of a small peninsula at the west entrance of False Bay, thence to shore along said line to the marker, and all University of Washington-owned tidelands west of the marker to a University of Washington marker 600 feet west of the small peninsula.

(2) Friday Harbor: Those tidelands and bedlands adjacent to San Juan Island within a line beginning on the shore 500 yards (~~(north)~~) west of Point Caution, thence 500 yards offshore, thence south and east following the shoreline to the intersection with a line projected from a University of Washington marker located 100 feet north of the north entrance of the floating breakwater of the Port of Friday

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Harbor and projected towards Reid (~~(Island)~~) Rock Buoy, thence along said line to shore on San Juan Island.

(3) Argyle Lagoon: Those University of Washington-owned tidelands and all bedlands enclosed by the inner spit of Argyle Lagoon on San Juan Island.

(4) Yellow and Low Islands: All tidelands and bedlands within 300 yards of Yellow Island and 300 yards of Low Island.

(5) Shaw Island: Those tidelands and bedlands within a line beginning at a University of Washington marker on the shore at Hicks Bay, 122 degrees, 58 minutes, 15 seconds west longitude, thence due south 500 yards, thence north and west at a distance of 500 yards from shore to the intersection with a line projected 261 degrees true from a University of Washington marker on the shore of Parks Bay, which line passes just south of the unnamed island at the north end of Parks Bay, thence along said line to the shore of Shaw Island, including all tidelands and bedlands of Parks Bay south of said line.

AMENDATORY SECTION (Amending WSR 97-18-035, filed 8/27/97, effective 9/27/97)

WAC 220-57-160 Columbia River. (1) (~~Daily Limit C - June 1 through December 31: Downstream from Chief Joseph Dam to Rocky Reach Dam.~~

~~(2))~~ Rocky Reach Dam to Priest Rapids Dam: (~~Daily Limit C - June 1 through September 15;~~) Daily Limit A - September 16 through December 31.

~~((3))~~ (2) Priest Rapids Dam to the Vernita Bridge: (~~Daily Limit C - June 1 through August 15;~~) Daily Limit A - August 16 through October 31; Daily Limit C - November 1 through December 31.

~~((4))~~ (3) Vernita Bridge to old Hanford townsite wooden power line towers(~~; Daily Limit C - June 16 through August 15;~~); Daily Limit A - August 16 through October 22.

~~((5))~~ (4) Old Hanford townsite wooden power line towers to Highway 395 Bridge connecting Pasco and Kennewick: (~~Daily Limit C - June 1 through August 15;~~) Daily Limit A - August 16 through December 31.

~~((6))~~ (5) Highway 395 Bridge (~~connecting Pasco and Kennewick~~) to (~~the Interstate 5 Bridge~~) McNary Dam: Daily Limit A - August (~~1~~) 16 through December 31. It is unlawful to take or possess sockeye or chum salmon taken downstream of the Highway 395 Bridge to McNary Dam.

(6) McNary Dam to Interstate 5 Bridge: Daily Limit A - August 1 through December 31. It is unlawful to take or possess sockeye or chum salmon taken downstream from McNary Dam to the Interstate 5 Bridge.

(7) Interstate 5 Bridge to the Megler-Astoria Bridge: Daily Limit A - August 1 through March 31. During September, it is unlawful to fish for or possess salmon taken for personal use in those waters of the Columbia River north of a line from Abernathy Point Light to a boundary marker east of the mouth of Abernathy Creek. It is unlawful to take or possess sockeye or chum salmon taken downstream from the Interstate 5 Bridge to the Megler-Astoria Bridge.

(8) Megler-Astoria Bridge to the Buoy 10 Line:

(a) Daily Limit F - August 1 through September 30.

(b) Daily Limit A - October 1 through March 31.

(c) It is unlawful to take or possess sockeye or chum salmon taken downstream from the Megler-Astoria Bridge to the Buoy 10 Line.

(8) North Jetty (mouth of Columbia River): Open to angling from the bank only when state waters north of the control zone are open to salmon angling. During such periods fishing from the north jetty is open 7 days per week and the daily limit shall be the same as for the ocean waters when open. Also open to angling from the bank only concurrent with the Buoy 10 fishery. Daily limit and gear requirement will be identical with those in the Buoy 10 fishery. It is unlawful to take or possess sockeye or chum salmon taken from the North Jetty.

AMENDATORY SECTION (Amending WSR 97-18-035, filed 8/27/97, effective 9/27/97)

WAC 220-57-175 Cowlitz River. (1) Daily Limit A except release chum salmon and release chinook salmon greater than 28 inches in length caught upstream from Blue Creek to Mill Creek October 1 through December 31 and chinook salmon minimum size 28 inches from Mill Creek to the Barrier Dam October 1 through December 31 - August 1 through April 30: Downstream from fishing boundary markers approximately 400 feet below barrier dam structures at the Cowlitz Salmon Hatchery Barrier Dam except closed to salmon angling from the markers to the mouth of Mill Creek when fishing from the south shore August 1 through October 15.

(2) Special daily limit of one salmon except release chum salmon - May 1 through July 31: Downstream from I-5 Bridge.

(3) Salmon angling from boats is prohibited the entire year in designated open waters between the barrier dam and a line from the mouth of Mill Creek to a boundary marker on the opposite shore.

(4) Daily Limit A except minimum size of 8 inches - open the entire year: From the confluence of the Muddy Fork and Ohanapechosh rivers downstream to Scanewa Lake (Cowlitz Falls Reservoir).

AMENDATORY SECTION (Amending WSR 97-18-035, filed 8/27/97, effective 9/27/97)

WAC 220-57-190 Deschutes River. Daily Limit A except release coho salmon - July 1 through November 30: Upstream from the Old Highway 99 Bridge immediately upstream from Tumwater Falls. Selective fishery rules upstream from Henderson Boulevard Bridge.

AMENDATORY SECTION (Amending WSR 97-18-035, filed 8/27/97, effective 9/27/97)

WAC 220-57-235 Elochoman River. (1) Daily Limit A except release chum salmon - September 1 through September 30: Downstream from the mouth of the west fork.

(2) Daily Limit A except release chum salmon and release chinook salmon greater than 28 inches taken upstream from the Foster Road Bridge - October 1 through December 31: Downstream from the mouth of the west fork.

(3) The following waters are closed to salmon angling at all times:

(a) From a point 100 feet above the upper hatchery rack to the Elochoman Salmon Hatchery Bridge located approximately 400 feet below the upper hatchery rack.

(b) From the department of fish and wildlife's temporary rack downstream to Foster (Risk) Road Bridge while this rack is installed in the river.

(c) Between points 50 feet above and 100 feet below the outlet pipes from the most downstream Elochoman Salmon Hatchery rearing pond and extending 30 feet out from the south bank of the river.

~~((d) From the Beaver Creek Bridge to 200 feet below the weir at Beaver Creek Hatchery.))~~

AMENDATORY SECTION (Amending WSR 97-18-035, filed 8/27/97, effective 9/27/97)

WAC 220-57-240 Elwha River. (1) Special daily limit of six coho of which no more than four can be adult coho - October 1 through November 15: Open from mouth to Aldwell Lake Dam.

(2) It is unlawful to fish for or possess salmon taken from the waters of the Elwha River between markers located approximately 50 yards upstream and downstream from the tribal hatchery outfall, from the slough connecting the hatchery outfall to the mainstem of the river or within 200 feet downstream of the south spillway on Aldwell Lake Dam to Aldwell Dam.

AMENDATORY SECTION (Amending Order 95-46, filed 5/31/95, effective 7/1/95)

WAC 220-57-290 Icicle River. ~~((Closed to salmon angling the entire year.))~~ Special daily limit of one salmon - May 16 through June 30.

AMENDATORY SECTION (Amending WSR 97-18-035, filed 8/27/97, effective 9/27/97)

WAC 220-57-310 Kalama River. (1) Daily Limit A except release chum salmon - June 1 through December 31: From Summers Creek upstream to the 6420 Road (approximately one mile above the gate at the end of the county road) fly fishing only.

(2) Daily Limit A except release chum salmon - open the entire year: Downstream from the mouth of Summers Creek to the markers approximately 1,000 feet above the Kalama Falls (Upper) Salmon Hatchery.

(3) Daily Limit A except release chum salmon and release chinook salmon greater than twenty-eight inches in length during the period October 1 through December 31 upstream from the natural gas pipeline - August 1 through April 30: Downstream from a point 1,000 feet below the fishway at the upper salmon hatchery to the Modrow Bridge, with the following special gear restrictions: During the period September 1 through October 31, that portion of the Kalama River from markers at the Lower Kalama Hatchery pumphouse (intake) downstream to the natural gas pipeline crossing at Mahaffey's Campground fly fishing only.

(4) Daily Limit A except release chum salmon - August 1 through April 30: Downstream from Modrow Bridge,

except during the time the department of fish and wildlife's temporary rack is installed just below the Modrow Bridge, that portion of the river from the temporary rack downstream to a set of markers 1,500 feet below the temporary rack is closed to salmon angling and August 1 through October 15 those waters downstream from the temporary rack are closed to salmon angling.

(5) Fishing from boats with motors is prohibited at all times in waters upstream of the Modrow Bridge.

AMENDATORY SECTION (Amending WSR 97-18-035, filed 8/27/97, effective 9/27/97)

WAC 220-57-319 Lewis River. (1) Mainstem - Daily Limit A except release chum salmon and during the period May 1 through July 31 the daily limit is one salmon and release chinook August 1 through December 31 - Open entire year: Downstream from east fork to mouth.

(2) East fork:

~~((a) Daily Limit A except 20 inch minimum length - April 16 through May 31: Downstream from posted markers at top boat ramp at Lewisville Park.~~

~~(b) Daily Limit A except 14 inch minimum length - June 1 through July 31: Downstream from posted markers downstream from Lucia Falls.))~~ Closed waters.

(3) North fork:

(a) Daily Limit A except release chum salmon and during the period May 1 through July 31 the daily limit is one salmon and release chinook salmon August 1 through December 31 - January 1 through December 31: Downstream from Johnson Creek.

(b) Daily Limit A except release chum salmon and release chinook salmon August 1 through December 31 - August 1 through April 30: Downstream from the mouth of Colvin Creek (approximately 1/4 mile upstream of the salmon hatchery) to Johnson Creek, except that at all times it is unlawful to take, fish for or possess salmon taken for personal use from waters shoreward of the cable, buoy, and corkline located at the mouth of the Lewis River Salmon Hatchery Fishway. During the period August 16 through October 15, bank fishing only.

(c) Daily Limit A except release chum salmon and release chinook salmon August 1 through September 30 - August 1 through September 30 and January 1 through April 30: Downstream from the overhead powerlines downstream from Merwin Dam to Colvin Creek.

AMENDATORY SECTION (Amending Order 96-44, filed 5/13/96, effective 6/13/96)

WAC 220-57-350 Nooksack River. (1) Daily Limit A except up to 4 adult salmon may be retained provided no more than 2 are chinook - September 1 through December 31: Downstream from the confluence of north and south forks to Lummi Indian Reservation boundary.

(2) North Fork - Daily Limit A - October 1 through December 31: Downstream from Maple Creek to mouth of north fork.

(3) South Fork - Daily Limit A - October 1 through December 31: Downstream from the Saxon Bridge to mouth of south fork. Selective fishery rules.

AMENDATORY SECTION (Amending Order 97-202, filed 9/25/97, effective 10/26/97)

WAC 220-57-455 Snoqualmie River. (1) Special daily limit of two salmon except release chinook salmon and pink salmon - September 1 through December 31: Downstream from Snoqualmie Falls. Selective fishery rules September 1 through November 30.

(2) During even-numbered years it is unlawful to retain pink salmon.

AMENDATORY SECTION (Amending WSR 97-18-035, filed 8/27/97, effective 9/27/97)

WAC 220-57-495 Washougal River. Daily Limit A except release all chum salmon in all areas and chinook salmon over 28 inches in length upstream from the mouth of Little Washougal River during the period October 1 through December 31 - ((June)) August 1 through March 15: Downstream from bridge at Salmon Falls to mouth.

AMENDATORY SECTION (Amending Order 97-167, filed 8/25/97, effective 9/25/97)

WAC 232-12-011 Wildlife classified as protected shall not be hunted or fished. Protected wildlife are designated into three subcategories: Threatened, sensitive, and other.

(1) Threatened species are any wildlife species native to the state of Washington that are likely to become endangered within the foreseeable future throughout a significant portion of their range within the state without cooperative management or removal of threats. Protected wildlife designated as threatened include:

Common Name	Scientific Name
western gray squirrel	<i>Sciurus griseus</i>
Steller (northern) sea lion	<i>Eumetopias jubatus</i>
North American lynx	<i>Lynx canadensis</i>
Aleutian Canada goose	<i>Branta canadensis leucopareia</i>
bald eagle	<i>Haliaeetus leucocephalus</i>
ferruginous hawk	<i>Buteo regalis</i>
marbled murrelet	<i>Brachyramphus marmoratus</i>
green sea turtle	<i>Chelonia mydas</i>
loggerhead sea turtle	<i>Caretta caretta</i>

(2) Sensitive species are any wildlife species native to the state of Washington that are vulnerable or declining and are likely to become endangered or threatened in a significant portion of their range within the state without cooperative management or removal of threats. Protected wildlife designated as sensitive include:

Common Name	Scientific Name
Gray whale	<i>Eschrichtius gibbosus</i>
Larch Mountain salamander	<i>Plethodon larselli</i>

(3) Other protected wildlife include:

Common Name	Scientific Name
cony or pika	<i>Ochotona princeps</i>

least chipmunk	<i>Tamias minimus</i>
yellow-pine chipmunk	<i>Tamias amoenus</i>
Townsend's chipmunk	<i>Tamias townsendii</i>
red-tailed chipmunk	<i>Tamias ruficaudus</i>
hoary marmot	<i>Marmota caligata</i>
Olympic marmot	<i>Marmota olympus</i>
Cascade golden-mantled ground squirrel	<i>Spermophilus saturatus</i>
golden-mantled ground squirrel	<i>Spermophilus lateralis</i>
Washington ground squirrel	<i>Spermophilus washingtoni</i>
red squirrel	<i>Tamiasciurus hudsonicus</i>
Douglas squirrel	<i>Tamiasciurus douglasii</i>
northern flying squirrel	<i>Glaucomys sabrinus</i>
fisher	<i>Martes pennanti</i>
wolverine	<i>Gulo gulo</i>
painted turtle	<i>Chrysemys picta</i>
California mountain kingsnake	<i>Lampropeltis zonata;</i>

All birds not classified as game birds, predatory birds or endangered species, or designated as threatened species or sensitive species; all bats, except when found in or immediately adjacent to a dwelling or other occupied building; all wildlife within conservation areas defined in chapter 220-16 WAC; mammals of the order *Cetacea*, including whales, porpoises, and mammals of the order *Pinnipedia* not otherwise classified as endangered species, or designated as threatened species or sensitive species. This section shall not apply to hair seals and sea lions which are threatening to damage or are damaging commercial fishing gear being utilized in a lawful manner or when said mammals are damaging or threatening to damage commercial fish being lawfully taken with commercial gear.

AMENDATORY SECTION (Amending WSR 97-18-035, filed 8/27/97, effective 9/27/97)

WAC 232-12-619 Permanent Washington state-wide game fish regulations. The following state-wide regulations apply to all waters unless modified under regional regulation exceptions.

(1) Fishing seasons open at 12:01 a.m. on the first day and close at 11:59 p.m. on the last day.

(2) It is unlawful to:
 (a) Use a gaff hook to land ~~((steelhead in waters designated as "wild steelhead release."))~~ game fish.

(b) Take bullfrogs except by angling, hand dip netting, spearing (gigging) or with bow and arrow. A hunting license is required to take bullfrogs.

(c) Feed or use any substance to attract game fish unless specifically authorized by special regulations.

(d) Fish for game fish with a bow and arrow or spear.

(e) Possess fish which are under the minimum size or over the maximum size as shown in general or special regional regulations.

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(f) Use barbed hooks to fish for game fish in marine waters, rivers, streams and beaver ponds, except that it is lawful to use barbed hooks on set lines.

(3) Annual limit - steelhead trout only: Each adult angler who possesses a valid steelhead catch record card may not retain more than thirty steelhead over twenty inches in length per year (May 1 to April 30).

(4) Military personnel, regardless of the length of time in the state of Washington, who are permanently stationed at a military installation within the state, are entitled to purchase a resident license. Military personnel must have a license to fish for game fish anywhere in the state. Dependents must establish a ninety-day residency.

(5) Selective ~~((fishery regulations))~~ gear rules: In waters designated as being under selective ~~((fishery regulations))~~ gear rules, only artificial flies with a barbless single hook or lures with a barbless single hook are lawful. It is unlawful to use bait. Fish may be released until the daily limit is retained. It is unlawful to fish from any floating device equipped with a motor, unless specifically allowed under special rules for individual waters.

(6) Night closure: In waters designated as having a night closure, it is unlawful to fish from one hour after official sunset to one hour before official sunrise.

(7) Wild cutthroat release: In waters requiring a wild cutthroat release, it is unlawful to possess any cutthroat that does not have a missing adipose fin and a healed scar in the location of the missing fin.

(8) Wild steelhead release: In waters requiring wild steelhead release, it is unlawful to possess any steelhead trout that does not have a missing adipose or ventral fin and a healed scar at the location of the missing fin.

(9) Free fishing weekends: The weekends corresponding with National Fishing Week have been declared as family fishing weekends in Washington. On these weekends a fishing license is not required for any person, regardless of residency or age, to fish for or possess game fish, except that it is unlawful to fish for or possess steelhead trout without the required license and catch record card. During free fishing weekends only the licensing requirement is affected, and all other rules remain in effect.

(10) Trout taken with bait: When fishing with bait, all trout equal to or greater than the minimum size are counted as part of the daily limit, whether kept or released, except steelhead trout may be caught and released while using bait until the daily limit is retained.

(11) Fish taken with artificial flies and lures: Where use of bait is prohibited, or where artificial flies or lures are used voluntarily, fish may be released until the daily limit is retained. If any fish has swallowed the hook or is hooked in the gill, eye or tongue, it should be kept if legal to so.

(12) OPEN SEASONS:

LAKES, PONDS, AND RESERVOIRS: YEAR AROUND, unless specified otherwise under exceptions to state-wide rules.

RIVERS, STREAMS AND BEAVER PONDS: JUNE 1 THROUGH OCTOBER 31, unless specified otherwise under exceptions to state-wide rules.

Note: The date set for "traditional" April openers for Lakes, Ponds, and Reservoirs for this year and future years is the last Saturday in April.

Waters managed under April through October seasons are listed under the exceptions to state-wide rules.

(13) Daily limits and minimum sizes:

GAME FISH SPECIES	DAILY LIMIT	MINIMUM SIZE LIMIT
BASS	Five - not more than three over fifteen inches Bass may be caught, retained, and released alive from a livewell until a daily limit is in possession.	None
GRASS CARP....It is unlawful to fish for or retain grass carp.		
TROUT (except Eastern Brook trout)	A total of five trout, of which no more than two may be from Rivers, Streams, and Beaver Ponds. No more than two of the trout daily catch limit of 5 may be Steelhead.	None in Lakes, Ponds, and Reservoirs. Eight inches in Rivers, Streams, and Beaver Ponds.
EASTERN BROOK TROUT (Salvelinus fontinalis)	Five - to be considered part of the trout daily catch limit.	None
BURBOT	Five	None
CHANNEL CATFISH	Five if taken from lakes, ponds or reservoirs.	Twelve inches if taken in lakes, ponds or reservoirs with no more than one greater than 24 inches in length.

(a) The following game fish species are managed as trout:

- Eastern brook trout
- Brown trout
- Cutthroat trout
- Dolly Varden/Bull trout
- Golden trout
- Kokanee/Silver trout
- Lake trout
- Landlocked Atlantic salmon
- Rainbow trout/Steelhead
- Landlocked chinook and coho

(b) Wild steelhead release (~~June 1 through November 30~~) year-round.

(c) All waters, state-wide, are CLOSED YEAR AROUND to fishing for or retaining Dolly Varden/Bull Trout.

Where exceptions to the above closure for Dolly Varden/Bull Trout occur under individual listings in the exceptions to state-wide rules, Dolly Varden/Bull Trout count as part of the combined trout daily limit of five.

WALLEYE Five, not more than one over twenty-four inches Eighteen inches

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Walleye may be caught, retained, and released alive from a livewell until a daily limit is in possession.

WHITEFISH	Fifteen	None
ALL OTHER GAME FISH	No Limit	None
BULLFROGS	Ten	None

(14) Seasonal wild steelhead limits.

(a) It is unlawful for any person to retain more than two wild steelhead from the following watersheds:

- (i) Clearwater River - mouth to Snahapish River.
- (ii) Hoh River - mainstem, south fork and tributaries thereto.

(b) It is unlawful for any person to retain more than five wild steelhead from all of the following rivers and tributaries thereto:

- (i) Bogachiel River.
- (ii) Calawah River.
- (iii) Dickey River.
- (iv) Sol Duc River.
- (v) Quillayute River.

(15) Possession limit. Except as otherwise provided, the possession limit is two daily limits in fresh, frozen or processed form.

(16) River mouths. The following river mouth definitions are exceptions to the general river mouth definition:

Abernathy Creek	Highway 4 Bridge.
Bear River	Highway 101 Bridge.
Bone River	Highway 101 Bridge.
Chehalis River	Highway 101 Bridge in Aberdeen.
Cowlitz River	A line projected across the river between two fishing boundary markers set on each bank of the river approximately one-half mile downstream from the lowermost railroad bridge crossing the Cowlitz River.
Dakota Creek	A line from the outermost headland of the south bank to a house at 1285 Runge Avenue, Blaine, Washington, approximately one-quarter mile downstream from the Blaine Road Bridge.
Deschutes River	A line projected across the river 400 feet below the lower Tumwater Falls fish ladder.
Drano Lake	Highway 14 Bridge.
Duwamish River	First Avenue South Bridge.
Elk River	Highway 105 Bridge.
Entiat River	Highway 97 Bridge.

Hoquiam River
 Humptulips River
 Johns River
 Kalama River

Kennedy Creek

Kettle River

Lake Washington Ship Canal

Lewis River

Little White Salmon River

Methow River
 Naselle River
 North Nemah River

Niawiakum River
 North River
 Palix River
 Puyallup River
 Samish River

Sammamish River
 Skagit River

Skamokawa Creek
 Skookum Creek

Snohomish River

Highway 101 Bridge.
 Mouth of Jessie Slough.

Highway 105 Bridge.
 Boundary markers located at the mouth.

An arc 500 yards east of the midpoint of the northbound Highway 101 Bridge. (~~Napoleon~~) Barstow Bridge.

A line 400 feet west of the fish ladder at the Chittenden Locks. Boundary markers at the mouth.

At boundary markers on the river bank downstream from the Little White Salmon National Fish Hatchery.

Highway 97 Bridge.
 Highway 101 Bridge.
 Highway 101 Bridge.

Highway 101 Bridge.
 Highway 105 Bridge.
 Highway 101 Bridge.
 11th Street Bridge.
 Samish Island Bridge (Bayview-Edison Road).

68th Ave. N.E. Bridge.
 A line projected from the terminus of the jetty with McGlenn Island to the white monument on the easterly end of Ika Island, then to a white monument on the westerly end of Craft Island, then to a white monument near the corner of the levee on the westerly side of Dry Slough, and then to a white monument on the easterly side of Tom Moore Slough.

Highway 4 Bridge.
 A line 400 yards below the old railroad bridge.
 Burlington Northern Railway Bridges crossing main river and sloughs.

South Nemah River	Lynn Point 117 degrees true to the opposite shore.	(including all forks) Nemah River - North Fork	October 1 - November 30
Spokane River Tucannon Creek	State Route 25 Bridge. State Highway 261 Bridge.	Nemah River - Middle Fork Dungeness and Gray Wolf Rivers	September 1 - November 30
Wallace River	The furthest downstream railroad bridge.	Kennedy Creek Nooksack River - South Fork	August 1 - October 15 October 1 - December 31
Washougal River	A straight line projected from the James River pumphouse southeasterly across the Washougal River to the east end of Highway 14 Bridge at the upper end of Lady Island.	mouth to Skookum Creek Upstream from Skookum Creek Big Quilcene River Samish River Stillaquamish River (including all forks)	August 1 - October 31 June 1 - September 30 August 1 - December 31 August 1 - December 31 August 1 - November 30
Whatcom Creek	A line projected approximately 14 degrees true from the flashing light to the south-westerly end of the Port of Bellingham North Terminal to the southernmost point of the dike surrounding the Georgia Pacific treatment pond.	Whatcom Creek Cowlitz River From Mill Creek to Barrier Dam Kalama River From mouth to temporary rack	August 1 - December 31 August 1 - October 31 August 1 - October 31 September 1 - October 31
White Salmon River	Markers downstream of the Burlington Northern Railroad Bridge.	Lewis River - North Fork From lower Cedar Creek Boat Ramp to Colvin Creek Washougal River Downstream of Salmon Falls Bridge	August 1 - December 31 August 1 - December 31 September 1 - October 31
Wind River	Boundary line/markers at mouth.	Icicle River From Leavenworth Federal Fish Hatchery to mouth	May 8 - June 30
Willapa River	South Bend boat launch.	Wenatchee River From mouth of Icicle River to Highway 2 Bridge	May 8 - June 15
Yakima River	Highway 240 Bridge.	Skagit River (and tributaries) Upstream of Gilligan Creek Tokul Creek From mouth to posted cable markers	July 1 - November 30 December 1 - March 31

(17) Nonbuoyant lure and night closure restriction: In the following waters and during the periods shown, it is unlawful to use a nonbuoyant lure that has more than one single hook or has a hook measuring more than 3/4 inch point to shank and a night closure is in effect:

Area	Time period		
Naselle River (including all forks)		Capitol Lake	August 1 - November 30
Hwy 101 Bridge to Hwy 4 Bridge	July 1 - January 31	Deschutes River	August 1 - November 30
Hwy 4 Bridge to Big Hill Bridge	October 16 - January 31	Elochoman River	September 1 - October 31
Willapa River Mouth to Hwy 6 Bridge	October 1 - November 30	Grays River	September 1 - October 31
Hwy 6 Bridge to Fork Creek	October 16 - January 31	Green/Duwamish River mouth to Highway 164 Bridge	August 1 - November 30
Humtulpis River	September 1 - November 30	McAllister Creek	August 1 - November 30
Satsop River	September 1 - November 30	Nisqually River	August 1 - November 30
		Puyallup River mouth to Carbon River	August 1 - November 30
		Skykomish River (including all forks)	August 1 - November 30
		Snohomish River	August 1 - November 30
		White/Stuck River	October 1 - November 30
		Toutle River - North Fork	September 1 - October 31
		Green River (Cowlitz Co.) mouth to 1,500 feet below hatchery rack	September 1 - October 31

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(18) Freshwater fishing hours: It is unlawful to fish during a night closure. A night closure is in effect for all waters during the period of a nonbuoyant lure restriction.

AMENDATORY SECTION (Amending WSR 97-18-035, filed 8/27/97, effective 9/27/97)

WAC 232-28-619 Washington game fish—Exceptions to state-wide rules. (1) County freshwater exceptions to state-wide rules:

(a) Adams and Grant counties: All seasons in specific freshwater exceptions to state-wide rules apply to inlet and outlet streams of named lakes in Grant and Adams counties.

(b) Adams, Douglas, Franklin, Grant, and Okanogan counties, except Zosel Dam (Okanogan River): Lawful to fish to base of all dams.

(c) Benton County: Rivers, streams and beaver ponds open year around.

(d) Ferry and Lincoln counties: Except those tributaries listed under specific water exceptions to state-wide rules, all tributaries to Lake Roosevelt between Grand Coulee Dam and the State Highway 25 Bridge at Northport except Barnaby, Deadman and Nancy creeks: Trout: Daily limit 5, no minimum size.

(e) Kitsap County and Mason County on Tahuya Peninsula west of Belfair-Bremerton Highway (S.R. 3): Beaver ponds: Last Saturday in April through October 31 season. Trout: No minimum length.

(2) Specific freshwater exceptions to state-wide rules:

Aberdeen Lake (Grays Harbor County): Last Saturday in April through October 31 season.

Abernathy Creek (Cowlitz County):

From mouth to a point five hundred feet downstream from salmon hatchery: June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat. Release all steelhead June 1 through October 31.

From Abernathy Falls to posted markers five hundred feet downstream from salmon hatchery: Closed waters.

Ahtanum Creek, including North and Middle Forks (Yakima County): Selective fishery rules. North Fork from Grey Rock Trailhead bridge crossing to Shellrock Creek: Closed waters.

Alder Creek (Cowlitz County): Closed waters.

Aldrich Lake (Mason County): Last Saturday in April through October 31 season.

Aldwell Lake (Clallam County): Last Saturday in April through October 31 season. Selective fishery regulations except fishing from a floating device equipped with a motor permitted. Trout: Daily limit two, minimum length twelve inches.

Aeneas Lake (Okanogan County): Last Saturday in April through October 31 season. Fly fishing only. Fishing from a floating device equipped with a motor prohibited.

Alexander Lake (Kitsap County): Closed waters.

~~((Alkali Flat Creek (Whitman County): Year around season.))~~

Alkali Lake (Grant County): Crappie: Not more than five greater than eight inches in length. Bluegill: Not more than five greater than six inches in length.

Amber Lake (Spokane County): Last Saturday in April through September 30 season. Selective fishery regulations, except electric motors allowed. Trout: Daily limit two, minimum length fourteen inches; release rainbow trout missing adipose fin. Additional season October 1 through November 30. Selective fishery regulations. All species: Release all fish.

American Lake (Pierce County): Chumming permitted.

American River (Yakima County)~~((, from mouth to Rainier Fork))~~: Selective fishery regulations.

~~((Alpowa Creek (Garfield County): Last Saturday in April through June 30 season.))~~

Alta Lake (Okanogan County): Last Saturday in April through September 30 season.

Anderson Lake (Jefferson County): Last Saturday in April through October 31 season. Fishing from a floating device equipped with an internal combustion motor prohibited. From September 1 through October 31, selective fishery regulations and all species: Release all fish.

Armstrong Lake (Snohomish County): Last Saturday in April through October 31 season.

Asotin Creek, mainstem and forks (Asotin County): Closed to fishing for steelhead.

From SR129 Bridge upstream to the forks: Lawful to fish up to base of Headgate Dam.

North Fork from mouth upstream to USFS boundary: Selective fishery regulations.

North Fork from USFS boundary upstream and all other tributaries: Closed waters.

South Fork: Closed waters.

B.C. Mill Pond (Stevens County): Last Saturday in April through October 31 season.

Bachelor Creek (Yakima County): Year around season. Trout: Daily limit five, no minimum length.

Badger Lake (Spokane County): Last Saturday in April through September 30 season.

Baker Lake (Whatcom County): Last Saturday in April through October 31 season, except closed waters in an area two hundred feet in radius around the pump discharge at the south end of the lake. Chumming permitted. Trout: Minimum length six inches and maximum length eighteen inches.

Baker River (Skagit County): From the mouth to Baker River fish barrier dam: Closed waters June 1 through August 31.

Ballinger Lake (Snohomish County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Barnaby Slough (Skagit County): Closed waters.

Battle Ground Lake (Clark County): ~~((Last Saturday in April through October 31 season.))~~ Fishing from a floating

device equipped with an internal combustion motor prohibited.

Bay Lake (Pierce County): Last Saturday in April through October 31 season.

Bayley Lake (Stevens County): Last Saturday in April through July 4 season. Fly fishing only. Fishing from a floating device equipped with a motor prohibited. Trout: Daily limit one, minimum length fourteen inches. Additional season, July 5 through October 31. Fly fishing only. Fishing from a floating device equipped with a motor prohibited. All species: Release all fish. Inlet stream: Closed waters.

Bear Creek (Yakima County), tributary to South Fork Tieton River: ~~((June 1 through August 15 season-))~~ From the mouth to the falls (approximately 3/4 mile): Closed waters.

Bear Lake (Spokane County): Juveniles and holders of free licenses only.

Bear River (Pacific County): June 1 through last day in February season. Trout: Minimum length ~~((fourteen))~~ sixteen inches.

Bearpaw Lake (Whatcom County): Last Saturday in April through October 31 season. Selective fishery regulations. Trout: Daily and possession limit one, minimum length eighteen inches.

Beaver Creek (Thurston County): Selective fishery regulations. Trout: Minimum length twelve inches.

Beaver Creek (tributary to Elochoman River) (Wahkiakum County): Closed waters.

Beaver Lake (Columbia County): March 1 through October 31 season. Fishing from any floating device prohibited.

Beaver Lake (King County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Beda Lake (Grant County): Selective fishery rules. Trout: Daily limit one fish.

Beehive (Lake) Reservoir (Chelan County): Last Saturday in April through October 31 season. July 5 through October 31, selective fishery regulations, and all species: Release all fish.

Bennington Lake (Mill Creek Reservoir) (Walla Walla County): Fishing from a floating device equipped with an internal combustion motor prohibited.

Benson Lake (Mason County): Last Saturday in April through October 31 season.

Berry Creek (tributary to Nisqually River) (Lewis County): Selective fishery regulations.

Big Bear Creek (tributary of Sammamish River) (Snohomish/King counties): Closed waters.

Big Beaver Creek (Whatcom County):

From closed water markers on Ross Lake upstream one-quarter mile: Closed waters.

From one-quarter mile markers upstream, including tributary streams, and beaver ponds that are tributary to Big

Beaver Creek: July 1 through October 31 season. Selective fishery regulations. All species: Release all fish.

Big Beef Creek (Kitsap County): June 1 through October 31 season. Trout: Release all cutthroat trout.

Big Four Lake (Columbia County): March 1 through October 31 season. Fly fishing only. Fishing from any floating device prohibited. Trout: Daily limit two.

Big Lake (Skagit County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Big Meadow Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Big River (Clallam County): June 1 through last day in February season. Trout: Minimum length fourteen inches.

Big Twin Lake (Okanogan County): Last Saturday in April through October 31 season. Selective fishery regulations except electric motors permitted. Trout: Daily limit one.

Bird Creek (Klickitat County): Trout: Daily limit five.

Black Lake (Lower Wheeler Reservoir) (Chelan County): Last Saturday in April through October 31 season. July 5 through October 31, selective fishery regulations, and all species: Release all fish.

Black Lake (Okanogan County): Selective fishery rules.

Black Lake (Pacific County): Last Saturday in April through October 31 season.

Black Lake (Stevens County): Last Saturday in April through October 31 season.

Black River (Thurston County), from mouth to Black Lake and including all tributaries west of Interstate Highway 5, including Waddell Creek, Mima Creek, Salmon Creek, Dempsey Creek: Selective fishery regulations. Trout: Minimum length twelve inches.

Blockhouse Creek (Klickitat County): Trout: Daily limit five.

Bloodgood Creek (Klickitat County): Trout: Daily limit five.

Blooms Ditch (Thurston County): Selective fishery regulations. Trout: Minimum length twelve inches.

Blue Creek (Lewis County), from mouth to Spencer Road: Closed waters.

Blue Lake (Columbia County): March 1 through October 31 season. Fishing from any floating device prohibited.

Blue Lake (Cowlitz County): Last Saturday in April through October 31 season. Selective fishery regulations. All species: Release all fish.

Blue Lake (Grant County): Last Saturday in April through September 30 season.

Blue Lake (near Sinlahekin) (Okanogan County): Last Saturday in April through October 31 season. Selective fishery regulations, except electric motors allowed. Trout: Daily limit one.

Blue Lake (near Wannacut Lake) (Okanogan County): Last Saturday in April through October 31 season. Selective fishery regulations, except electric motors allowed. Trout: Daily limit one.

Bobcat Creek and Ponds (Adams County): March 1 through September 30 season.

Bogachiel River (Clallam County), from mouth to National Park boundary: June 1 through April 30 season. December 1 through April 30, selective fishery regulations from Highway 101 to National Park boundary. Trout: Minimum length fourteen inches. December 1 through April 30, mouth to Highway 101, not more than one wild steelhead per day, and Highway 101 to National Park boundary, release wild steelhead.

Bonaparte Lake (Okanogan County): Trout: No more than one over twenty inches in length may be retained.

Bosworth Lake (Snohomish County): Last Saturday in April through October 31 season.

Boundary Creek (Clallam County): Closed waters.

Bowman Creek (Klickitat County): Trout: Daily limit five.

Box Canyon Creek (Kittitas County), from mouth to bridge on USFS Road No. 4930: Closed waters.

Boxley Creek (North Bend) (King County), from its mouth to the falls located at approximately river mile 0.9: Closed waters.

Boyle Lake (King County): Last Saturday in April through October 31 season. ~~((Selective fishery regulations. Trout: Daily limit two, minimum length fourteen inches.))~~ The inlet and outlet streams to Boyle Lake are closed waters.

Bridges Lake (King County): Last Saturday in April through October 31 season. ~~((Selective fishery regulations. Trout: Daily limit two, minimum length fourteen inches.))~~ The inlet and outlet streams to Bridges Lake are closed waters.

Brookies Lake (Grant County): Selective fishery rules. Trout: Daily limit one fish.

Browns Lake and inlet streams (Pend Oreille County): Last Saturday in April through October 31 season. Fly fishing only. Fishing from a floating device equipped with an internal combustion motor prohibited.

Buck Lake (Kitsap County): Last Saturday in April through October 31 season.

Buckskin Creek and tributaries (Yakima County), from mouth to the west boundary of Suntides Golf Course: Closed waters.

Bumping Lake (Reservoir) (Yakima County): Chumming permitted. Trout: Kokanee not counted in daily trout limit. Kokanee daily limit sixteen.

Bumping River (Yakima County):

~~((From mouth to American River: Selective fishery regulations. Whitefish: Additional December 1 through March 31 season. Release all fish other than whitefish.))~~

From mouth ~~((of American River))~~ to Bumping Reservoir: Lawful to fish to base of Bumping Dam. Selective fishery rules June 1 through October 31. Whitefish:

Additional December 1 through March 31 season. Release all fish other than whitefish.

Burbank Slough (Walla Walla County): Fishing from any floating device prohibited.

Burke Lake (Grant County): March 1 through July 31 season.

Burley Creek (Kitsap County): June 1 through last day in February season. Trout: Minimum length fourteen inches. Release wild steelhead.

Butter Creek (Lewis County): Selective fishery regulations. Trout: Minimum length ten inches.

Buttermilk Creek, including East and West Forks (Okanogan County): Selective fishery rules. Trout: Maximum length twenty inches.

Cady Lake (Mason County): Last Saturday in April through October 31 season. Fly fishing only. Fishing from a floating device equipped with an internal combustion motor prohibited. Trout: Daily limit two.

Cain Lake (Whatcom County): Last Saturday in April through October 31 season.

Calawah River (Clallam County), from mouth to forks: June 1 through April 30 season. December 1 through April 30, selective fishery regulations from Highway 101 to forks. Trout: Minimum length fourteen inches. December 1 through April 30, mouth to Highway 101, not more than one wild steelhead per day, and Highway 101 to mouth of south fork, wild steelhead release.

Calawah River, South Fork (Clallam County) from mouth to National Park boundary: June 1 through last day in February season. December 1 through last day in February, selective fishery regulations. Trout: Minimum length fourteen inches. December 1 through last day in February, release wild steelhead.

Caldwell Lake (Pend Oreille County): Last Saturday in April through October 31 season. Fishing from a floating device equipped with an internal combustion motor prohibited. Trout: Daily limit two, minimum length twelve inches.

Caliche Lakes, Lower ~~((and))~~, Upper and West (Grant County): March 1 through July 31 season.

Calispell Creek (Calispell River) (Pend Oreille County):

From mouth to Calispell Lake: Year around season.

From Calispell Lake upstream to source: Selective fishery regulations.

Calligan Lake (King County): June 1 through October 31 season. All tributary streams, and the upper third of the outlet are closed waters.

Campbell Creek (Mason County): Closed waters.

Campbell Lake (Okanogan County): September 1 through March 31 season.

Campbell Lake (Skagit County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Canyon Creek (Klickitat County): Trout: Daily limit five.

Canyon Creek (Mason County): Closed waters.

Canyon Creek (S.F. Stillaguamish River) (Snohomish County), mouth to forks: June 1 through last day in February season. Trout: Minimum length fourteen inches.

Capitol Lake (Thurston County), from its outlet to a point four hundred feet below the lowest Tumwater Falls (Deschutes River) fish ladder: Closed waters: Percival Cove, west of a set of markers on the western shoreline of the south basin of Capitol Lake. June 1 through July 31 season. Trout: Daily limit five, minimum length eight inches. Additional August 1 through March 31 season. Trout: Daily limit two, minimum length fourteen inches.

Carbon River (Pierce County), from its mouth to the Highway 162 Bridge: June 1 through January 31 season. Trout: Minimum length fourteen inches. Additional February 1 through March 31 season. Trout: Minimum length fourteen inches. Release wild steelhead.

Carlisle Lake (Lewis County): Last Saturday in April through last day in February season. Fishing from a floating device equipped with an internal combustion motor prohibited. Bass: Minimum length fourteen inches.

Carl's Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Carney Lake (Pierce County): Last Saturday in April through June 30 and September 1 through October 31 seasons. Fishing from a floating device equipped with an internal combustion motor prohibited.

Carson Lake (Mason County): Last Saturday in April through October 31 season.

Cascade Lake (Grant County): March 1 through July 31 season.

Cascade Lake (San Juan County): Last Saturday in April through October 31 season.

Cascade River (Skagit County):

From the Rockport-Cascade Road Bridge upstream: June 1 through last day in February season. Trout: Trout except Dolly Varden/Bull Trout, minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of the trout daily limit, minimum length twenty inches.

From the mouth to the Rockport-Cascade Road Bridge: October 1 through last day in February season. Trout: Trout except Dolly Varden/Bull Trout, minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of the trout daily limit, minimum length twenty inches.

Cases Pond (Pacific County): Last Saturday in April through October 31 season. Juveniles only.

Cashmere Pond (Chelan County): Juveniles only.

Cassidy Lake (Snohomish County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Castle Lake (Cowlitz County): Selective fishery regulations. Trout: Daily limit one, minimum length sixteen inches.

Cattail Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Cavanaugh Lake (Skagit County): Chumming permitted.

Cedar Creek (tributary of N.F. Lewis) (Clark County), from mouth to junction of Chelatchie Creek: June 1 through March 15 season. Trout: Minimum length twelve inches. Release (~~wild steelhead~~) wild cutthroat.

Cedar Creek (Jefferson County): June 1 through last day in February season. Trout: Minimum length fourteen inches.

Cedar Creek (Okanogan County): Selective fishery rules. Trout: Maximum length twenty inches.

Cedar Lake (Stevens County): Last Saturday in April through October 31 season.

Cedar River (King County): Closed waters.

Chambers Lake (within Ft. Lewis Military Reservation) (Pierce County): Selective fishery regulations, except electric motors allowed. Trout: Release all trout.

Chaplain Lake (Snohomish County): Closed waters.

Chapman Lake (Spokane County): Last Saturday in April through October 31 season. Chumming permitted. Trout: Kokanee not counted in daily trout limit. Kokanee daily limit ten.

Chehalis River (Grays Harbor County), from Union Pacific Railroad Bridge in Aberdeen to high bridge on Weyerhaeuser 1000 line (approximately 400 yards downstream from Roger Creek): June 1 through April 15 season. Trout: Minimum length fourteen inches. Release wild cutthroat and wild steelhead.

Chehalis River, South Fork (Lewis County), from mouth to Highway Bridge at Boistfort: June 1 through April 15 season. Trout: Minimum length fourteen inches. Release wild cutthroat and wild steelhead.

Chehalis River Potholes (adjacent to the Chehalis River south of Highway 12 in Grays Harbor County, this does not include sloughs or beaver ponds): Last Saturday in April through October 31 season.

Chelan Lake (Chelan County): Year around season except closed April 1 through June 30 north of a line between Purple Point at Stehekin and Painted Rocks and April 1 through June 30 within 400 feet of the mouths of all tributaries north of Fields Point. Trout except kokanee: Daily limit two except south of Fields Point May 15 through September 30 daily limit 5, not more than two of which may be over 15 inches in length. Trout except kokanee minimum length 15 inches except south of Fields Point minimum length 8 inches May 15 through September 30. Kokanee not counted in daily trout limit. Kokanee daily limit five, no minimum length. Salmon: Minimum length 15 inches. Burbot: One set line per angler, (~~no~~) maximum number of 5 hooks; set lines must be identified with fisher's name and address.

Chelan Lake Tributaries (Chelan County), from mouths upstream one mile except Stehekin River: July 1 through October 31 season. Selective fishery regulations.

Chelan River (Chelan County): Year around season. Selective fishery rules. Trout, minimum length twelve inches, maximum length twenty inches.

Chewelah Creek, forks and tributaries (Stevens County): Selective fishery regulations.

Chewuch River (Chewack River) (Okanogan County), from mouth to Lake Creek: Selective fishery regulations. Trout(♣): Minimum length twelve inches, maximum length twenty inches. Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish.

Chimacum Creek (Jefferson County):

From mouth to Ness's Corner Road: June 1 through August 31 season. Trout: Minimum length fourteen inches.

From Ness's Corner Road to headwaters: Trout: Minimum length fourteen inches.

Chiwaukum Creek (Chelan County), from mouth to South Fork: Selective fishery regulations.

Chiwawa River (Chelan County), from mouth to Rock Creek: Selective fishery regulations. Trout: Maximum length twenty inches.

Chopaka Lake (Okanogan County): Last Saturday in April through October 31 season. Fly fishing only. Fishing from a floating device equipped with a motor prohibited. Trout: Daily limit one.

Cispus River (Lewis County), from mouth to North Fork: Trout: Additional season November 1 through May 31, steelhead only. Release wild steelhead and all fish other than steelhead.

Cispus River, North Fork (Lewis County): Trout: No more than one over twelve inches in length.

Clear Lake (Chelan County): Last Saturday in April through October 31 season. From July 5 through October 31, selective fishery regulations and all species: Release all fish.

Clallam River (Clallam County): June 1 through last day in February season. Trout: Minimum length fourteen inches. Release wild steelhead.

Clara Lake (Mason County): Last Saturday in April through October 31 season.

Clear Lake (Pierce County): Chumming permitted.

Clear Lake (Spokane County): Last Saturday in April through October 31 season.

Clear Lake (Thurston County): Last Saturday in April through October 31 season.

Clearwater River (Jefferson County):

From mouth to Snahapish River: June 1 through April 15 season. Trout: Minimum length fourteen inches. December 1 through April 15, not more than one wild steelhead per day.

From Snahapish River upstream: Trout, minimum length fourteen inches.

Cle Elum Lake (Reservoir) (Kittitas County): Trout except kokanee: Daily limit two, minimum length twelve inches. Kokanee not counted in daily trout limit. Kokanee daily limit sixteen, no minimum size. Burbot: One set line per angler, ((♣)) maximum number of 5 hooks; set lines must be identified with fisher's name and address.

Cle Elum River (Kittitas County), from mouth to Cle Elum Dam: Lawful to fish to base of Cle Elum Dam. Selective fishery rules. Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish. Terminal gear restricted to one single barbless hook.

Cliff Lake (Grant County): March 1 through July 31 season.

Cloquallum Creek (Grays Harbor County):

From mouth to second bridge on Cloquallum Road: June 1 through last day in February season. Trout: Minimum length twelve inches. Release wild cutthroat.

From mouth to Highway 8 Bridge: Additional March 1 through March 31 season. Trout: Minimum length twelve inches. Release wild cutthroat.

Clough Creek (North Bend) (King County): Closed waters.

Clover Creek (Pierce County), within the boundaries of McChord Air Force Base: Selective fishery regulations. Trout: Daily limit one, minimum length twelve inches.

Coal Creek (Cowlitz County), from mouth to four hundred feet below falls: June 1 through last day in February season. Trout: Minimum length fourteen inches. Release wild steelhead.

Coal Creek (tributary of Lake Washington) (King County): Closed waters.

Coal Creek (near Snoqualmie) (King County), from mouth to Highway I-90: Last Saturday in April through October 31 season. Juveniles only. Trout: No minimum length.

Coffee Pot Lake (Lincoln County): March 1 through August 31 season. Selective fishery rules except electric motors allowed. Trout: Daily limit two. Bass: Daily limit two, maximum length fourteen inches. Crappie: Daily limit ten.

Coldwater Lake (Cowlitz County): Selective fishery regulations except use of electric motors allowed. Trout: Daily limit one, minimum length sixteen inches.

Coldwater Lake inlet and outlet streams (Cowlitz County): Closed waters.

Colville River (Stevens County):

From mouth to bridge at Town of Valley: Year around season. Trout: Daily limit five fish, not more than two of which may be brown trout October 1 through November 30. Walleye: No minimum size. Daily limit eight fish not more than one of which may be longer than 20 inches. Release walleye 16 to 20 inches in length.

From bridge at Valley upstream and tributaries: Selective fishery regulations.

Columbia Park ((Pond)) Lagoon (Benton County): Juveniles and licensed adults accompanied by a juvenile only.

Columbia River, including impoundments and all connecting sloughs, except Wells Ponds: Year-round season unless otherwise provided. General species provisions (unless otherwise provided for in this section): Bass: Daily limit five fish, not more than three of which may be over 15 inches. Trout: Daily limit two fish, minimum length 12 inches, except release all Dolly Varden/Bull Trout. Walleye: Daily limit five fish of which not more than one may be over 24 inches, minimum length 18 inches. Whitefish:

Daily limit 15 fish. All other gamefish: No daily limit, except release all grass carp. Bullfrog: Daily limit 10 frogs.

In the Columbia River between Washington and Oregon, the license of either state is valid. Anglers must comply with the fishing regulations of the state in which they are fishing. This provision does not allow an angler licensed in Oregon to fish on the Washington shore, or in the sloughs or tributaries in Washington.

Anglers fishing the Columbia River are restricted to one daily limit, as defined by the laws of the state in which they are fishing, even if they are licensed by both states.

From a true north-south line through Buoy 10 to the Megler-Astoria Bridge: (~~Trout: Wild steelhead release. Release all steelhead April 1 through July 31.~~) Trout: Release wild cutthroat. Release all steelhead April 1 through July 31. Fishing from the north jetty is allowed during salmon season openings.

From the Megler-Astoria Bridge to the I-5 Bridge: Closed waters: September 1 through September 30 at mouth of Abernathy Creek from the Washington shore to a line between Abernathy Point light and a boundary marker east of the mouth of Abernathy Creek. Trout: Release (~~wild steelhead and~~) wild cutthroat. Release all steelhead April 1 through May 15.

From the I-5 Bridge to the Highway 395 Bridge at Pasco, including Drano Lake: Closed waters: (1) From the upstream line of Bonneville Dam to boundary markers located six hundred feet below the fish ladder. (2) Waters from the upstream side of the Interstate Bridge at The Dalles to upper line of The Dalles Dam except that bank fishing is permitted up to four hundred feet below the fishway entrance on the Washington shore. (3) From John Day Dam downstream about three thousand feet except that bank fishing is permitted up to four hundred feet below the fishway entrance on the Washington shore. (4) From McNary Dam downstream to a line across the river from the red and white marker on the Oregon shore on a line that intersects the downstream end of the wing wall of the boat lock near the Washington shore. Trout: (~~Release wild steelhead.~~) Release wild cutthroat from I-5 Bridge to Bonneville Dam. Release all trout (~~March 16~~) April 1 through June 15.

From the Highway 395 Bridge at Pasco to the old Hanford townsite (wooden towers) powerline crossing, in Sec. 30, T13N, R28E: Closed waters: Ringold Springs Creek (Hatchery Creek). Trout: Release (~~wild steelhead~~) all trout, except May through August 15 in those waters from the Ringold Hatchery from WDFW markers 1/4 mile downstream from the Ringold wasteway outlet to WDFW markers 1/2 mile upstream from Spring Creek when fishing from the bank on the hatchery side of the river.

From the old Hanford townsite (wooden towers) powerline crossing in Sec. 30, T13N, R28E, to Vernita Bridge, (Highway 24): All species: (~~June 16~~) February 1 through October 22 season. Trout: Release (~~wild steelhead~~) all trout.

From Vernita Bridge (Highway 24) to Priest Rapids Dam: Closed waters: (1) Priest Rapids Dam - waters between the upstream line of Priest Rapids Dam downstream to the boundary markers six hundred fifty feet below the fish ladders. (2) Jackson (Moran Creek or Priest Rapids Hatchery outlet) Creek - all waters of the Priest Rapids Hatchery system to the outlet on the Columbia River, extending to

midstream Columbia between boundary markers located one hundred feet upstream and four hundred feet downstream of the mouth. All species: June 1 through March 31 season. Trout: Release (~~wild steelhead~~) all trout.

From Priest Rapids Dam to Chief Joseph Dam, including up to base of Washburn Pond outlet structure: Closed waters: (1) Wanapum Dam - waters between the upstream line of Wanapum Dam to the boundary markers seven hundred fifty feet downstream of the east fish ladder and five hundred feet downstream of the west fish ladder. (2) Rock Island Dam to boundary markers four hundred feet downstream of the fish ladders. (3) Rocky Reach Dam - waters between the upstream line of Rocky Reach Dam to boundary markers four hundred feet downstream of the fish ladders. (4) Wells Dam - waters between the upstream line of Wells Dam to boundary markers four hundred feet downstream of the spawning channel discharge (Chelan County) and fish ladder (Douglas County). (5) Chief Joseph Dam - closed to fishing from the Okanogan County shore between the dam and the Highway 17 Bridge. Closed to boat fishing from the boundary marker to the Corps of Engineers safety zone marker. Trout: Release (~~wild steelhead~~) all trout.

Above Chief Joseph Dam: See Lake Roosevelt and Rufus Woods Lake.

Conconully Lake (Okanogan County): Last Saturday in April through October 31 season.

Conconully Reservoir (Okanogan County): Last Saturday in April through October 31 season.

Conger Pond (Pend Oreille County): Last Saturday in April through October 31 season.

Connelly Creek and tributaries (Lewis County), from four hundred feet below the city of Morton Dam to its source: Closed waters.

Conner Lake (Okanogan County): Last Saturday in April through October 31 season.

Coot Lake (Grant County): March 1 through July 31 season.

Copalis River (Grays Harbor County): June 1 through last day in February season. Trout: Minimum length fourteen inches.

(~~Coppei Creek (Walla Walla County): Last Saturday in April through June 30 season.~~)

Cottage Lake (King County): Last Saturday in April through October 31 season.

(~~Cottonwood Creek (Asotin County): Trout: Release all steelhead.~~)

Cottonwood Creek (Lincoln County): Year around season.

Cougar Creek (tributary to Yale Reservoir) (Cowlitz County): June 1 through August 31 season.

Cougar Lake (near Winthrop) (Okanogan County): September 1 through March 31 season.

Coulter Creek (Kitsap/Mason counties): Trout: Minimum length fourteen inches.

County Line Ponds (Skagit County): Closed waters.

Cow Lake (Adams County): ~~((Channel catfish—Daily limit, five--))~~ Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Coweeman River (Cowlitz County), from mouth to Mulholland Creek: June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat.

Cowiche Creek (Yakima County): Selective fishery rules.

Cowlitz Falls Reservoir (Lake Scanewa) (Lewis County): June 1 through last day in February season. The upstream boundary of the reservoir in the Cowlitz arm is the posted PUD sign on Peters Road. The upstream boundary of the reservoir in the Cispus arm is the posted markers at the Lewis County PUD kayak launch, approximately 1.5 miles upstream from the confluence of the Cowlitz and Cispus arms. Trout: Daily limit five, minimum length eight inches.

Cowlitz River (Lewis County):

From mouth to Mayfield Dam: Year around season. Lawful to fish up to four hundred feet or the posted deadline at barrier dam. From the barrier dam downstream to a line from the mouth of Mill Creek to a boundary marker on the opposite shore, it is unlawful to fish from any floating device. All species: Release all fish except steelhead April 1 through May 31. Trout: Daily limit five, minimum length twelve inches, no more than two over twenty inches. Release wild cutthroat and wild steelhead. Below Barrier Dam release all steelhead missing right ventral fin.

From Mayfield Dam to mouth of Muddy Fork: Year around season. Release wild steelhead.

Cowlitz River, Clear and Muddy Forks (Lewis County): Trout: Daily limit five, no more than one over twelve inches in length may be retained.

Coyote Creek and Ponds (Adams County): March 1 through September 30 season.

Crab Creek (Adams/Grant counties):

From Highway 26 to Morgan Lake Road in Section 36: March 1 through September 30 season.

From Morgan Lake Road in Section 36 to O'Sullivan Dam (including Marsh Unit I and II impoundments): Closed waters.

Crab Creek (Lincoln County) and tributaries: Year around season.

Crabapple Lake (Snohomish County): Last Saturday in April through October 31 season.

Cranberry Creek (Mason County), mouth to Lake Limerick: Closed waters.

Crawfish Lake (Okanogan County): Last Saturday in April through October 31 season. Fishing from a floating device equipped with an internal combustion engine prohibited.

Crescent Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Crystal Lake (Grant County): March 1 through July 31 season.

Cup Lake (Grant County): March 1 through July 31 season.

Curl Lake (Columbia County): June 1 through October 31 season. Fishing from any floating device prohibited.

Curley Creek (Kitsap County): June 1 through last day in February season. Trout: Minimum length fourteen inches. Release wild steelhead.

Damon Lake (Grays Harbor County): June 1 through October 31 season.

Davis Lake (Ferry County): Last Saturday in April through October 31 season.

Davis Lake (Lewis County): Last Saturday in April to last day in February season.

Davis Lake (Okanogan County): September 1 through March 31 season

Dayton Pond (Columbia County): Juveniles only.

~~((Deadman Creek (Garfield County): Year around season--))~~

Deadman Lake (Adams County): March 1 through September 30 season.

De Coursey Pond (Pierce County): Last Saturday in April through October 31 season. Juveniles only.

Deep Creek (Clallam County): Closed waters.

Deep Creek (tributary to Bumping Lake) (Yakima County): Mouth to second bridge crossing on USFS Rd. 1808 (approximately 3.7 miles from junction of USFS Rds. 1800 and 1808): Closed waters.

Deep Lake (Grant County): Last Saturday in April through September 30 season.

Deep Lake (Stevens County): Last Saturday in April through October 31 season.

Deep Lake (Thurston County): Last Saturday in April through October 31 season.

Deep River (Wahkiakum County): Year around season. Trout: Minimum length 14 inches.

Deer Creek (Mason County): Closed waters.

Deer Creek and Little Deer Creek (tributaries to North Fork Stillaguamish) (Skagit County): Closed waters.

Deer Lake (Columbia County): March 1 through October 31 season. Fishing from any floating device prohibited.

Deer Lake (Island County): Last Saturday in April through October 31 season.

Deer (Deer Springs) Lake (Lincoln County): Last Saturday in April through September 30 season.

Deer Lake (Mason County): Last Saturday in April through October 31 season.

Deer Lake (Stevens County): Last Saturday in April through October 31 season. Trout: No more than two over twenty inches in length may be retained.

Dempsey Creek (Thurston County): Selective fishery regulations. Trout: Minimum length twelve inches.

De Roux Creek (Yakima County): Selective fishery rules.

Deschutes River (Thurston County), from old U.S. Highway 99 Bridge near Tumwater to ~~((Vail Road Bridge one mile~~

~~southwest of Lawrence Lake~~) Henderson Boulevard Bridge near Pioneer Park, except waters from Old Highway 99 Bridge to four hundred feet below lowest Tumwater Falls fish ladder are closed waters: June 1 through March 31 season. Trout: Minimum length fourteen inches.

From Henderson Boulevard Bridge upstream: June 1 through March 31 season. Selective fishery rules. All species: Release all fish except trout greater than twenty inches in length.

Desire Lake (King County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Devereaux Lake (Mason County): Last Saturday in April through October 31 season.

Devil's Lake (Jefferson County): Last Saturday in April through October 31 season.

Dewatto River (Mason County): Trout, minimum length ~~((twelve))~~ fourteen inches. ~~((Wild cutthroat release.))~~

From mouth to bridge on Bear Creek-Dewatto Road, additional November 1 through last day in February season. Trout: Minimum length ~~((twelve))~~ fourteen inches. Release wild steelhead ~~((and wild cutthroat)).~~

Diamond Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Dickey River (includes all forks) (Clallam County): June 1 through April 30 season. Trout: Minimum length fourteen inches. December 1 through April 30, not more than one wild steelhead per day.

Dollar Lake (Grant County): March 1 through July 31 season.

Dosewallips River (Jefferson County), from mouth to Olympic National Park boundary about three-quarters mile downstream of falls: June 1 through last day in February season. Trout: Minimum length ~~((twelve))~~ fourteen inches. Release wild steelhead ~~((and wild cutthroat)).~~

Dot Lake (Grant County): March 1 through July 31 season.

Downs Lake (Lincoln/Spokane counties): Last Saturday in April through September 30 season.

~~((Dry Creek (Walla Walla County): Last Saturday in April through June 30 season.))~~

Dry Falls Lake (Grant County): Last Saturday in April through November 30 season. Selective fishery regulations. Trout: Daily limit one.

Duck Lake (Grays Harbor County): Crappie: Daily limit ten.

Duckabush River (Jefferson County), from mouth to the Olympic National Park Boundary: June 1 through last day in February season. Trout: Minimum length ~~((twelve))~~ fourteen inches. Release wild steelhead ~~((and wild cutthroat)).~~

Dungeness River (Clallam County):

From mouth to junction of Gray Wolf and Dungeness River, October 16 through last day in February season. Trout: Minimum length fourteen inches. Release wild steelhead.

From junction of Gray Wolf River upstream to Gold Creek - Closed waters.

From junction of Gold Creek upstream to headwaters: Trout: Minimum length fourteen inches.

Dusty Lake (Grant County): March 1 through July 31 season.

~~((Eagle Lakes, Big and Little (King County): Closed waters.))~~

East Twin River (Clallam County): June 1 through last day in February season. Trout: Minimum length fourteen inches. ~~((Release wild steelhead.))~~

Ebey Lake (Little Lake) (Snohomish County): Fly fishing only. Fishing from a floating device equipped with a motor prohibited. Trout: Daily limit one, minimum length eighteen inches.

Eightmile Lake (Chelan County): Trout: Daily limit five, not more than two mackinaw may be retained.

Elbow Lake (Stevens County): Last Saturday in April through October 31 season.

Elk River (Grays Harbor County), from the Highway 105 Bridge upstream: June 1 through last day in February season. Trout: Minimum length twelve inches. Release wild cutthroat.

Ell Lake (Okanogan County): Last Saturday in April through October 31 season. Selective fishery regulations. Trout: Daily limit one.

Ellen Lake (Ferry County): Last Saturday in April through October 31 season.

Elochoman River (Wahkiakum County): Closed waters: Waters from 100 feet above the upper hatchery rack downstream to the Elochoman Hatchery Bridge located 400 feet below the upper hatchery rack; waters from a point 50 feet above to 100 feet below the outlet pipes from the most downstream Elochoman Hatchery rearing pond and extending 30 feet out from the south bank of the river; waters between the department of fish and wildlife temporary rack downstream to Foster (Risk) Road Bridge while rack is installed in the river; ~~((waters from the Beaver Creek Bridge to 200 feet below the weir at Beaver Creek Hatchery.))~~ mainstem waters from the confluence of the west fork to source.

From mouth to West Fork: June 1 through March 15 season. Trout: Daily limit five, minimum length twelve inches, no more than two over twenty inches. Release wild steelhead and wild cutthroat.

Elwha River (Clallam County): Closed waters: From south spillway on Aldwell Lake Dam downstream two hundred feet and from approximately fifty yards upstream to fifty yards downstream of Elwha Tribal Hatchery outfall as posted.

From mouth to two hundred feet below the south spillway on the Aldwell Lake Dam: June 1 through last day in February season. Fishing from any floating device prohibited. Trout: Minimum length fourteen inches. Release wild steelhead.

From Lake Aldwell upstream to four hundred feet below spillway at Lake Mills Dam, including all tributaries except

Indian Creek: Selective fishery regulations. Trout: Minimum length twelve inches.

Empire Lake (Ferry County): Last Saturday in April through October 31 season.

Enchantment Park Ponds (Chelan County): Juveniles only.

Entiat River (Chelan County), from mouth to Fox Creek: ~~((June 1 through March 31 season-))~~ Selective fishery ~~((regulations June 1 through November 30))~~ rules. Trout: Minimum length twelve inches, maximum length twenty inches. ~~((Release wild steelhead-))~~ Whitefish: Additional season December 1 through March 31. Selective fishery rules.

Erie Lake (Skagit County): Last Saturday in April through October 31 season.

Failor Lake (Grays Harbor County): Last Saturday in April through October 31 season.

Fan Lake (Pend Oreille County): Last Saturday in April through September 30 season. Fishing from a floating device equipped with an internal combustion motor prohibited.

Fazon Lake (Whatcom County): Fishing from any floating device prohibited from first Friday in October through January 15. Channel catfish: Daily and possession limit two. Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

~~((Findley Lake (King County): Closed waters-))~~

Finnel Lake (Adams County): ~~((Channel catfish: Daily limit five-))~~ Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Fio Rito Lakes (Kittitas County): Fishing from a floating device equipped with an internal combustion engine prohibited.

Fish Lake (Chelan County): Trout: No more than two over fifteen inches in length may be retained.

Fish Lake (Ferry County): Last Saturday in April through October 31 season.

Fish Lake (Okanogan County): Last Saturday in April through October 31 season.

Fish Lake (Spokane County): Last Saturday in April through September 30 season. Fishing from a floating device equipped with an internal combustion motor prohibited.

Fisher Slough (Snohomish County):

From mouth to Highway 530 Bridge: Year around season. Trout: Minimum length fourteen inches.

Upstream from Highway 530 Bridge: ~~((June 1 through October 31 season-))~~ Trout: Minimum length fourteen inches.

Fishhook Pond (Walla Walla County): Last Saturday in April through October 31 season. Fishing from any floating device prohibited.

Fishtrap Creek (Whatcom County): From Koh Road to Bender Road: June 1 through October 31 season. Juveniles only.

Fishtrap Lake (Lincoln/Spokane counties): Last Saturday in April through September 30 season.

Flowing Lake (Snohomish County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Forde Lake (Okanogan County): Last Saturday in April through October 31 season.

Fort Borst Park Lake (Lewis County): Last Saturday in April through last day in February season. Juveniles only.

Fortson Mill Pond # 2 (Snohomish County): Last Saturday in April through October 31 season. Juveniles only.

Fourth of July Lake (Adams/Lincoln counties): December 1 through March 31 season. Fishing from a floating device equipped with an internal combustion motor prohibited. Trout: No more than two over fourteen inches in length may be retained.

Franz Lake (Skamania County): Closed waters.

Frater Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Frenchman Hills Lake (Grant County): February 1 through September 30 season.

Gadwall Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Garfield Juvenile Pond (Whitman County): Juveniles only.

George Lake (Grant County): March 1 through July 31 season.

Geneva Lake (King County): Last Saturday in April through October 31 season.

Germany Creek (Cowlitz County), from mouth to end of Germany Creek Road (approximately five miles): June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat. Release all steelhead June 1 through October 31.

Gillette Lake (Stevens County): Last Saturday in April through October 31 season.

Gissberg Ponds (Snohomish County): Channel catfish: Daily limit 2, no minimum size.

Gobar Creek (tributary to Kalama River) (Cowlitz County): June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat.

Gold Creek, Gold Creek Pond and Outlet Channel (tributary to Keechelus Lake) (Kittitas County): Closed waters.

Gold Creek (Okanogan County): From mouth to Foggy Dew Creek: Selective fishery regulations.

Goldsborough Creek (Mason County): June 1 through last day in February season. Trout: Minimum length ~~((twelve))~~ fourteen inches. Release wild steelhead ~~((and wild cutthroat)).~~

Goodman Creek (Jefferson County) outside Olympic National Park: June 1 through last day in February season. Trout, minimum length fourteen inches. December 1

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through last day in February, not more than one wild steelhead per day.

Goodwin Lake (Snohomish County): Chumming permitted. Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Goose Creek (Lincoln County), within the city limits of Wilbur: Year around season. Juveniles and holders of free licenses only.

Goose Lake, Lower (Adams County): Crappie: Not more than five over eight inches in length. Bluegill: Not more than five over six inches in length.

Gorst Creek (Kitsap County): Closed waters: From lower bridge on the old Belfair Highway upstream to source (including tributaries). From mouth upstream to lower bridge: Trout: Minimum length fourteen inches.

Gosnell Creek and tributaries (tributary to Lake Isabella) (Mason County): Trout: Minimum length fourteen inches.

Goss Lake (Island County): Last Saturday in April through October 31 season.

Grande Ronde River (Asotin County):

From mouth to County Road Bridge about two and one-half miles upstream: Year around season. Selective fishery regulations September 1 through May 31. Trout: Minimum length twelve inches, maximum length twenty inches.

From County Road Bridge upstream to Oregon state line and all tributaries: ~~((June 1 through April 15 season-))~~ Selective fishery regulations June 1 through August 31. Trout: Minimum length twelve inches. ~~((Release wild steelhead September 1 through April 15-))~~ Additional season November 1 through April 15: All tributaries: Closed waters. All species: Release all fish except steelhead. Barbless hooks required.

Granite Creek and tributaries (Pend Oreille County): Closed waters.

Granite Lakes (near Marblemount) (Skagit County): Grayling: Release all grayling.

Gray Wolf River (Clallam County): From junction with Dungeness River to bridge at river mile 1.0 - Closed waters.

From bridge at river mile 1.0 upstream - selective fishery regulations. Trout: Minimum length fourteen inches.

Grays River (Wahkiakum County), from mouth to mouth of South Fork: September 1 through March 15 season. All species: Release all fish except steelhead. Trout: Minimum length twenty inches. ~~((Release wild steelhead-))~~

Grays River, East Fork (Wahkiakum County): Selective fishery regulations. Trout: Minimum length fourteen inches.

Grays River, West Fork (Wahkiakum County), downstream from Hatchery ~~((trap site))~~ Road Bridge: June 1 - August 31 season. Trout: Additional January 1 through March 15 season downstream from Hatchery Road Bridge. Release all fish other than trout and all trout less than twenty inches in length.

Green Lake and Green Lake, Lower (Okanogan County): December 1 through March 31 season.

Green (Duwamish) River (King County):

From the First Avenue Bridge to Tacoma Headworks Dam: June 1 through last day in February season, except waters from the Auburn-Black Diamond Bridge downstream to the 8th St. N.E. Bridge in Auburn are closed September 1 through October 15 and waters from the Auburn-Black Diamond Bridge downstream to the Highway 18 Bridge are closed September 1 through October 31. Fishing from any floating device prohibited November 1 through last day in February. Trout: Minimum length fourteen inches. Wild steelhead may be retained July 1 through November 30.

From the SR 167 Freeway Bridge to the Tacoma Headworks Dam: Additional March 1 through March 15 season. Fishing from any floating device prohibited. Trout, minimum length fourteen inches. ~~((Release wild steelhead-))~~

Green River (Cowlitz County): Closed waters: All tributaries.

From mouth to 2800 Bridge: June 1 through November 30 season except closed from the water intake at the upper end of the hatchery grounds downstream to a point 1500 feet below the salmon hatchery rack during the period September 1 through November 30. All species: Release all fish except steelhead. Trout: Minimum length twenty inches.

From 2800 Bridge to source: Closed waters.

Greenwater River (King County), from mouth to Greenwater Lakes: Selective fishery regulations. Trout: Minimum length twelve inches.

Grimes Lake (Douglas County): June 1 through August 31 season. Selective fishery regulations, except fishing from a floating device equipped with an electric motor allowed. Trout: Daily limit one.

Grizzly Lake (Skamania County): Closed waters.

Halfmoon Lake (Adams County): March 1 through September 30 season.

Halfmoon Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Hallin Lake (Adams County): ~~((Channel catfish: Daily limit five-))~~ Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Hamilton Creek (Skamania County): June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat. All tributaries downstream from the Highway 14 Bridge: Closed waters.

Hamma Hamma River (Mason County):

From mouth to four hundred feet below falls: June 1 through last day in February season. Trout: Minimum length fourteen inches. ~~((Release wild steelhead-))~~

~~From falls to mouth of Boulder Creek: Trout: Daily limit five, no minimum length-))~~

Hammersley Inlet Freshwater Tributaries (Mason County), except Mill Creek: Closed waters.

Hampton Lakes, Lower and Upper (Grant County): March 1 through July 31 season. Fishing from a floating device equipped with an internal combustion motor prohibited.

Hancock Lake (King County): June 1 through October 31 season. All tributary streams and the upper third of the outlet are closed waters.

Harrison Pond (Skagit County): Closed waters.

Hart Lake (Pierce County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Harvey Creek (tributary to Sullivan Lake) (Pend Oreille County):

From mouth to Bridge 4830 on county road (about one and one-half miles): Closed waters.

From Bridge 4830 upstream: Selective fishery regulations.

Harvey Creek (tributary to Stillaguamish River) (Snohomish County): Closed waters.

Hatch Lake (Stevens County): December 1 through March 31 season.

Hatchery Lake (Mason County): Last Saturday in April through October 31 season.

Haven Lake (Mason County): Last Saturday in April through October 31 season.

Hawk Creek (Lincoln County): Year around season. All tributaries: Closed waters.

Hays Creek and Ponds (Adams County): March 1 through September 30 season.

Headgate Pond (Asotin County): Last Saturday in April through October 31 season. Juveniles and holders of free licenses only.

Heart Lake (near Anacortes) (Skagit County): Last Saturday in April through October 31 season.

Heins Lake (Kitsap County): Closed waters.

Hemlock Lake (Trout Creek Reservoir) (Skamania County): June 1 through October 31 season. Selective fishery regulations. Trout: Daily limit two, minimum length fourteen inches. Release wild steelhead.

Heritage Lake (Stevens County): Last Saturday in April through October 31 season.

Hicks Lake (Thurston County): Last Saturday in April through October 31 season.

Hog Canyon Lake (Spokane County): December 1 through March 31 season. Trout: No more than two over fourteen inches in length may be retained.

Hoh River (Jefferson County), from mouth to mouth of South Fork: June 1 through April 15 season. December 1 through April 15, from Highway 101 to mouth of south fork, selective fishery regulations. Trout: Minimum length fourteen inches. December 1 through April 15, from mouth to Highway 101 not more than one wild steelhead per day, and from Highway 101 to mouth of south fork, wild steelhead release.

Hoh River South Fork (Jefferson County), outside Olympic National Park boundary: June 1 through April 15 season. December 1 through April 15, selective fishery regulations. Trout: Minimum length fourteen inches. December 1 through April 15, wild steelhead release.

Hoko River (Clallam County): Trout, minimum length fourteen inches. Release wild cutthroat upstream from upper Hoko Bridge (cement bridge on Lake Ozette Highway).

From mouth to ~~((cement bridge on Lake Ozette Highway-))~~ upper Hoko Bridge ~~((3))~~: Additional November 1 through March 15 season. Trout: Minimum length fourteen inches.

From upper Hoko Bridge to Ellis Creek Bridge (river mile 18.5): Additional November 1 through March 31 season. Fly fishing only. Fishing from a floating device equipped with a motor prohibited. ~~((All species))~~ Trout: Release ~~((all fish))~~ wild cutthroat.

Homestead Lake (Grant County): Selective fishery rules. Trout: Daily limit one fish.

Hoquiam River, including all forks (Grays Harbor County): June 1 through March 31 season. Trout: Minimum length twelve inches. Release wild cutthroat.

~~((Horseshoe Lake (Clark/Cowlitz counties): Last Saturday in April through last day in February season-))~~

Horseshoe Lake (Jefferson County): Last Saturday in April through October 31 season. Selective fishery regulations. Trout: Daily limit 1.

Horseshoe Lake (Kitsap County): Last Saturday in April through October 31 season.

Horseshoe Lake (Pend Oreille County): Last Saturday in April through October 31 season. Chumming permitted. Trout except kokanee: Daily limit five. Kokanee not counted in daily trout limit. Kokanee daily limit ten.

Horsethief Lake (Klickitat County): Last Saturday in April through October 31 season.

Hourglass Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Howard Lake (Snohomish County): Last Saturday in April through October 31 season.

Howell Lake (Mason County): Last Saturday in April through October 31 season.

Hozomeen Lake (Whatcom County): July 1 through October 31 season.

Huff Lake (Pend Oreille County): Closed waters.

Humtulpis River (Grays Harbor County), from mouth to forks: June 1 through ~~((April 30))~~ March 31 season. Trout: Minimum length fourteen inches.

Humtulpis River, East Fork (Grays Harbor County), from mouth to concrete bridge on Forest Service Road between Humtulpis Guard Station and Grisdale: ~~((June 1 through April 30 season-))~~ Trout: Minimum length fourteen inches.

Humtulpis River, West Fork (Grays Harbor County) ~~((7 from))~~: Trout: Minimum length fourteen inches. Mouth to ~~((bridge on Forest Service Road # 2204 (about one-half mile above the mouth of Chester Creek))~~ Donkey Creek Road Bridge: ~~((June 1))~~ Additional November 1 through ~~((April 30))~~ March 31 season. Trout: Minimum length fourteen inches.

Hutchinson Lake (Adams County): March 1 through September 30 season. Fishing from a floating device equipped with an internal combustion engine prohibited.

I-82 Ponds, 1 and 2 (Yakima County): Walleye: Unlawful to retain walleye.

I-82 Ponds, 1 through 7 (Yakima County): Fishing from vessels equipped with internal combustion engines prohibited.

~~(Icehouse Lake (Skamania County): Last Saturday in April through last day in February season.)~~

Icicle River (Creek) (Chelan County):

From mouth to four hundred feet below Leavenworth National Fish Hatchery rack: ~~((June 1 through March 31 season))~~ Selective fishery rules. Trout(~~(-)~~): Minimum length twelve inches, maximum length twenty inches. ~~((Release wild steelhead.))~~ From Rock Island Bridge upstream to Leland Creek: Selective fishery regulations.

Indian Creek (tributary to Elwha River) (Clallam County), from mouth upstream to first Highway 101 crossing: Selective fishery regulations. Trout: Minimum length twelve inches.

Indian Creek (Yakima County): Closed waters.

~~((Indian Dan Pond (Okanogan County): July 1 through October 31 season.))~~

Indian Heaven Wilderness Lakes (Skamania County): Trout: Daily limit three.

Issaquah Creek (King County): Closed waters.

Jameson Lake (Douglas County): Last Saturday in April through July 4 and October 1 through October 31 seasons.

Jasmine Creek (Okanogan County): Year-round season. Juveniles only.

Jefferson Park Pond (Walla Walla County): ~~((Last Saturday in April through October 31 season.))~~ Juveniles only.

Jennings Park Pond (Snohomish County): Last Saturday in April through October 31 season. Juveniles only.

Jewitt Creek (Klickitat County): Juveniles only. Trout: Daily limit five, no minimum length.

John's Creek (Mason County): Closed waters.

Johns River, including North and South Forks (Grays Harbor County): June 1 through last day in February season. Trout: Minimum length twelve inches. Release wild cutthroat.

Johnson Creek (tributary to Cowlitz River) (Lewis County): Selective fishery regulations. Trout: Minimum length ten inches.

Johnson Creek (Whatcom County), from Northern Pacific Railroad tracks to the Lawson Street footbridge in Sumas: Juveniles only.

Jump-Off Joe Lake (Stevens County): Last Saturday in April through October 31 season.

Kachess Lake (Reservoir) (Kittitas County): Chumming permitted. Trout except kokanee: Daily limit two, minimum

length twelve inches. Kokanee not counted in daily trout limit. Kokanee daily limit sixteen. Burbot: One set line per angler, ~~((no))~~ maximum number of 5 hooks; set lines must be identified with fisher's name and address.

Kachess River (Kittitas County): Lawful to fish to base of Kachess Dam. Selective fishery rules. From Kachess Lake (Reservoir) upstream to Mineral Creek: Closed waters.

Kalaloch Creek (Jefferson County), outside Olympic National Park: June 1 through last day in February season. Trout: Minimum length fourteen inches.

Kalama River (Cowlitz County): Trout, minimum length 14 inches. Release wild cutthroat and wild steelhead.

From mouth upstream to one thousand feet below fishway at upper salmon hatchery: Year around season except during the period the temporary fish rack is installed. Waters from two hundred feet above to one thousand five hundred feet below the rack are closed waters. Fishing from a floating device equipped with a motor prohibited upstream of Modrow Bridge. Fly fishing only from the pipeline crossing to the posted deadline at the intake to the lower salmon hatchery. September 1 through October 31.

From one thousand feet below to one thousand feet above the fishway at upper salmon hatchery: Closed waters.

From one thousand feet above the fishway at the upper salmon hatchery to Summers Creek: Year around season. Selective fishery rules.

From Summers Creek upstream to the 6420 Road at about one mile above the gate at the end of the county road: June 1 through March 31 season. Fly fishing only.

From 6420 Road to Kalama Falls: Closed waters.

Kalispell Creek and tributaries (Pend Oreille County): Last Saturday in April through October 31 season. Selective fishery regulations.

Kapowsin Lake (Pierce County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Kathleen Lake (King County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Keechelus Lake (Reservoir) (Kittitas County): Chumming permitted. Trout except kokanee: Daily limit two, minimum length twelve inches, additionally up to sixteen kokanee may be retained. Burbot: One set line per angler, ~~((no))~~ maximum number of 5 hooks; set lines must be identified with fisher's name and address.

Kelsey Creek (tributary of Lake Washington) (King County): Closed waters.

Kennedy Creek (Thurston County), from mouth to four hundred feet below falls: June 1 through last day in February season. Trout: Minimum length fourteen inches. Release wild steelhead.

Kennedy Creek Pond (Thurston County): Last Saturday in April through October 31 season.

Kettle River (Stevens County):

June 1 through October 31 season. Trout: Selective fishery regulations, minimum length 12 inches. ~~((Walleye: No minimum size. Daily limit 8 fish not more than one of~~

~~which may be longer than 20 inches. Release walleye 16 to 20 inches in length.~~

Additional season: November 1 through March 31. All species except walleye and whitefish: Selective fishery ~~((regulations))~~ rules and release all fish. ~~((Walleye: No minimum size. Daily limit 8 fish not more than one of which may be longer than 20 inches. Release walleye 16 to 20 inches in length.))~~ Whitefish: Single hook only.

Additional season: April 1 through May 31. All species except whitefish: Selective fishery ~~((regulations))~~ rules and release all fish. Whitefish: Single hook only.

Ki Lake (Snohomish County): Last Saturday in April through October 31 season. Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Kidney Lake (Skamania County): Last Saturday in April through last day in February season.

Kimball Creek (near Snoqualmie) (King County): Last Saturday in April through October 31 season. Juveniles only. Trout: No minimum length.

Kings Lake and tributaries (Pend Oreille County): Closed waters.

Kings Lake Bog (King County): Closed waters.

Klaus Lake (King County): Last Saturday in April through October 31 season, except the inlet and outlet to first Weyerhaeuser spur are closed waters. ~~((Selective fishery regulations. Trout: Daily limit two, minimum length fourteen inches.))~~

Klickitat River (Klickitat County):

From mouth to Fisher Hill Bridge: June 1 through November 30 season. Trout: Minimum length twelve inches.

From Fisher Hill Bridge to four hundred feet above # 5 fishway: Closed waters.

From four hundred feet above # 5 fishway to the Yakama Indian Reservation boundary: June 1 through November 30 season, except waters from boundary markers above Klickitat salmon hatchery to boundary markers below hatchery are closed waters. Trout: Minimum length twelve inches. Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish.

From the Yakama Indian Reservation boundary upstream to source, including all tributaries: Closed waters.

~~((Klineline Ponds (Clark County): Last Saturday in April through last day in February season.))~~

Koeneman Lake (Fern Lake) (Kitsap County): Last Saturday in April through October 31 season. Selective fishery regulations. All species: Release all fish.

Kress Lake (Cowlitz County): ~~((Last Saturday in April through last day in February season.))~~ Fishing from a floating device equipped with an internal combustion motor prohibited. Bass: Only bass less than twelve inches or over eighteen inches in length may be retained.

Lacamas Creek (Clark County): Lawful to fish upstream to the base of Lacamas Lake Dam.

Lacamas Creek, tributary of Cowlitz River (Lewis County): June 1 through last day in February season. Trout: Minimum length fourteen inches. Release wild steelhead.

Lake Creek, ~~((upstream from Pasayten Wilderness boundary))~~ mouth to Three Prong Creek (Okanogan County): ~~((June 1 through August 31 season.))~~ Selective fishery regulations. Trout: Maximum length twenty inches.

Langlois Lake (King County): Last Saturday in April through October 31 season.

Latah (Hangman) Creek (Spokane County): Year around season.

Lawrence Lake (Thurston County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Leader Lake (Okanogan County): Last Saturday in April through September 30 season.

Ledbetter Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Ledking Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Leech Lake (White Pass area) (Yakima County): Fly fishing only. Fishing prohibited from floating devices equipped with motors. Trout: No more than two over twelve inches in length.

Lemna Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Lenice Lake (Grant County): March 1 through October 31 season. Selective fishery regulations. Trout: Daily limit one.

Lena Lake, Lower (Jefferson County): Closed waters: Inlet stream from mouth upstream to footbridge (about one hundred feet).

Lenore Lake (Grant County): Closed waters: Area within two hundred yard radius of trash rack leading to the irrigation pumping station (south end of lake) and area approximately one hundred yards beyond the mouth of inlet stream to State Highway 17. March 1 through May 31 season: Selective fishery regulations, except fishing from a floating device equipped with an electric motor permitted. All species: Release all fish. Additional season June 1 through November 30: Selective fishery regulations, except fishing from a floating device equipped with an electric motor permitted. Trout: Daily limit one.

Leo Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Lewis River (Clark County), from mouth to forks: Year around season. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat.

Lewis River, North Fork (Clark/Skamania counties):

From mouth to Johnson Creek: Year around season. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat.

From Johnson Creek to Colvin Creek: June 16 through April 30 season except those waters shoreward of the cable buoy and corkline at the mouth of the Lewis River Salmon

Hatchery fish ladder are closed waters. Fishing from any floating device prohibited August 16 through October 15. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat.

From mouth of Colvin Creek to overhead powerlines at Merwin Dam: December 16 through September 30 season. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat.

From overhead powerlines at Merwin Dam to Merwin Dam: Closed waters.

From the cable crossing 1,300 feet below Yale Dam to Yale Dam: Closed waters.

Within Lewis River Power Canal and old Lewis River streambed between Swift No. 1 powerhouse and Swift No. 2 powerhouse: Last Saturday in April through October 31 season. Fishing from any floating device prohibited.

From Eagle Cliff Bridge to lower falls including all tributaries: Selective fishery regulations. All species: Release all fish.

Lewis River, East Fork (south) (Clark/Skamania counties): Closed waters: From the posted markers four hundred feet below to one hundred feet above Lucia Falls; from four hundred feet below to four hundred feet above Molton Falls; from four hundred feet below Horseshoe Falls to one hundred feet above Sunset Falls. Trout: Release wild steelhead.

From mouth to four hundred feet below Horseshoe Falls: June 1 through March 15 season. Trout: Minimum length fourteen inches.

From one hundred feet above Sunset Falls to source: June 1 through December 31 season. Trout: Minimum length fourteen inches.

Mouth to posted markers at top boat ramp at Lewisville Park: Trout: Additional April 16 through May 31 season. Release all fish other than steelhead.

Liberty Lake (Spokane County): Last Saturday in April through September 30 season.

Lilly Lake (Chelan County): Last Saturday in April through October 31 season. July 5 through October 31, selective fishery regulations, and all species: Release all fish.

Lincoln Pond (Clallam County): Juveniles only.

~~((Little Ash Lake (Skamania County): Last Saturday in April through last day in February season.))~~

Little Bear Creek (tributary of Sammamish River) (Snohomish/King counties): Closed waters.

Little Klickitat River (Klickitat County), within Goldendale city limits: Last Saturday in April through October 31 season. Juveniles only. Trout: Daily limit five, no minimum length.

Little Lost Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Little Naches River (Yakima County) ~~((Pileup Creek to Road 1913 Bridge))~~: Selective fishery regulations.

Little Nisqually River (Lewis County): Selective fishery regulations. Trout: Minimum length ten inches.

Little Quilcene River (Jefferson County), from mouth to the Little Quilcene River Bridge on Penny Creek Road, June 1

through last day in February season: Trout: Minimum length fourteen inches. Release wild steelhead.

Little Spokane River (Spokane County):

From mouth to SR 291 Bridge: Year around season.

From SR 291 Bridge upstream to the West Branch: April 30 through October 31 season. Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish.

Little Twin Lake (Okanogan County): December 1 through March 31 season.

Little Twin Lake (Stevens County): Last Saturday in April through October 31.

Little Wenatchee River (Chelan County), from Lake Wenatchee to the falls below U.S. Forest Service Road 6700 Bridge at Riverside Campground: Selective fishery regulations. Trout: Maximum length twenty inches.

Little White Salmon River (Skamania County): Closed waters: From markers at federal fish hatchery a distance of one thousand five hundred feet upstream to fishway. Trout: Daily limit five.

~~((Loma Lake (Snohomish County): Last Saturday in April through October 31 season.))~~

Long Lake (Ferry County): Last Saturday in April through October 31 season. Fly fishing only. Unlawful to fish from floating devices equipped with motors.

Long Lake (Kitsap County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Long Lake (Okanogan County): Last Saturday in April through September 30 season.

Long Lake (Spokane River Reservoir) (Spokane County): Bass: Release all bass May 1 through June 30.

Long Lake (Thurston County): Last Saturday in April through October 31 season.

Long's Pond (Thurston County): Juveniles only.

Loomis Lake (Pacific County): Last Saturday in April through October 31 season.

Loomis Pond (Grays Harbor County): Closed waters.

Loon Lake (Stevens County): Last Saturday in April through October 31 season. Trout except kokanee: Daily limit five, except no more than two over twenty inches in length may be retained. Kokanee not counted in daily trout limit. Kokanee daily limit ten.

Lost Lake (Okanogan County): Unlawful to fish from a floating device equipped with an internal combustion engine.

Lost River (Okanogan County):

From one-quarter mile above bridge to mouth of Monument Creek: Selective fishery regulations. Trout: Minimum length twelve inches, maximum length twenty inches.

From mouth of ~~((Drake))~~ Monument Creek to outlet of Cougar Lake: Selective fishery regulations. Trout: Legal to retain Dolly Varden/Bull Trout as part of trout daily limit.

Dolly Varden/Bull Trout daily limit two, minimum length fourteen inches.

Love Lake (Clark County): Closed waters.

~~((Lower Lena Lake (Jefferson County): Closed waters. Inlet stream from mouth upstream to footbridge (about one hundred feet-))~~

Lucas Slough (Skagit County): Closed waters.

Ludlow Lake (Jefferson County): Last Saturday in April through October 31 season.

Lyons Park Pond (at College Place) (Walla Walla County): ~~((Last Saturday in April through October 31 season-))~~ Juveniles only.

Lyre River (Clallam County):

From mouth to falls near river mile 3: June 1 through last day in February season. Trout: Minimum length fourteen inches. Release wild steelhead.

From falls to source: Selective fishery rules. Trout: Minimum length twelve inches.

Mad River (Chelan County), from mouth upstream to Jimmy Creek: Closed waters.

Maggie Lake (Mason County): Last Saturday in April through October 31 season.

Marie Lake (Hampton Sloughs) (Grant County): March 1 through July 31 season.

Margaret Lake (King County): Last Saturday in April through October 31 season.

Marshal Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Martha Lake (Grant County): March 1 through July 31 season.

Martha Lake (Snohomish County): Last Saturday in April through October 31 season.

May Creek (tributary of Lake Washington) (King County): Closed waters.

McAllister Creek (Thurston County): Trout: Minimum length fourteen inches.

McCabe Pond (Kittitas County): Fishing from any floating device prohibited. All species: Five fish daily limit for all species combined.

McDonald Creek (Clallam County): Trout: Minimum length fourteen inches.

McDowell Lake (Stevens County): Last Saturday in April through October 31 season. Fly fishing only. Fishing from a floating device equipped with a motor prohibited. All species: Release all fish.

McIntosh Lake (Thurston County): Last Saturday in April through October 31 season.

McLane Creek (Thurston County), from the south bridge on Highway 101 upstream: Trout: Minimum length fourteen inches.

McLane Creek Ponds (Thurston County): Last Saturday in April through October 31 season.

McMurray Lake (Skagit County): Last Saturday in April through October 31.

Medical Lake (Spokane County): Last Saturday in April through September 30 season. Selective fishery regulations. Trout: Daily limit two, minimum length fourteen inches.

Medical Lake, West (Spokane County): Last Saturday in April through September 30 season.

Melaney Creek (Mason County): Closed waters.

Melbourne Lake (Mason County): Last Saturday in April through October 31 season.

Mercer Creek (Kittitas County), that portion within Ellensburg city limits: Juveniles only. Trout: Daily limit five, no minimum length.

Mercer Slough (tributary of Lake Washington) (King County): Closed waters.

Merrill Lake (Cowlitz County): Fly fishing only. Unlawful to fish from a floating device equipped with an internal combustion engine. Trout: Daily limit two, maximum length twelve inches.

Merritt Lake (Chelan County): Trout: Daily limit sixteen.

Merry Lake (Grant County): March 1 through October 31 season. Selective fishery regulations. Trout: Daily limit one.

Methow River (Okanogan County):

From mouth upstream to ~~((second powerline crossing (approximately 1 mile)))~~ the falls above Brush Creek: ~~((June 1 through March 31 season-))~~ Selective fishery rules. Trout: Minimum length twelve inches, maximum length twenty inches. ~~((Release wild steelhead.~~

~~From second powerline crossing to mouth of Lost River: Selective fishery regulations June 1 through September 30. Trout: Minimum length twelve inches. Release wild steelhead-))~~ Whitefish: Additional season December 1 through March 31. Selective fishery rules.

Methow River tributaries except Chewuck, Lost and Twisp Rivers: Selective fishery rules. Trout: Maximum length twenty inches.

Middle Nemah Pond (Pacific County): June 1 through October 31 season.

~~((Migraine Lake (Grant County): March 1 through July 31 season-))~~

Mill Creek (Chelan County): Closed waters.

Mill Creek (Cowlitz County) ~~((from mouth to forks (approximately one mile)))~~: ~~((June 1 through March 15 season- Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat. Release all steelhead June 1 through October 31-))~~ Closed waters.

Mill Creek (Mason County): June 1 through last day in February season. Trout: Minimum length fourteen inches. Release wild steelhead.

Mill Creek (Walla Walla County):

From mouth to 9th St. Bridge: June 1 through April 15 season. All species: Release all fish except steelhead

September 1 through April 15. ~~((Trout: Release wild steelhead.))~~ Barbless hooks required.

From 9th St. Bridge to Roosevelt St. Bridge, within city limits of Walla Walla: Closed waters.

From Roosevelt St. Bridge to Bennington Lake flood diversion dam: Trout: Daily limit five.

From Bennington Lake flood diversion dam upstream, including all tributaries: ~~((June 1 through October 31 season.))~~ All tributaries: Closed waters. Selective fishery rules. Trout: Maximum length twenty inches.

Mill Creek Pond (Grays Harbor County): Juveniles only.

Mill Pond (Auburn) (King County): Last Saturday in April through October 31 season. Juveniles only.

Mill Pond (Pend Oreille County): Last Saturday in April through October 31 season.

Mima Creek (Thurston County): Selective fishery regulations. Trout: Minimum length twelve inches.

Mineral Creek (tributary to upper Kachess River) (Kittitas County), from mouth to Wilderness Boundary: Closed waters.

Mineral Creek (tributary to Nisqually River), and Mineral Creek, North Fork (Lewis County): Selective fishery regulations. Trout: Minimum length twelve inches.

Mineral Lake (Lewis County): Last Saturday in April through September 30 season.

Minter Creek (Pierce/Kitsap counties): Closed waters: Area from department intake dam downstream to mouth. Trout: Minimum length fourteen inches.

Mirror Lake (Grant County): Last Saturday in April through September 30 season.

Mission Lake (Kitsap County): Last Saturday in April through October 31 season.

Moclips River (Grays Harbor County), from mouth to outside the Quinault Indian Reservation: June 1 through last day in February season. Trout: Minimum length fourteen inches.

Monte Christo Lake (Snohomish County): June 1 through October 31 season. Selective fishery regulations.

Mooses Pond (Pacific County): June 1 through October 31 season.

Moran Slough (including inlet and outlet streams) (Grant County): Closed waters.

Morgan Lake (Adams County): March 1 through September 30 season.

Morse Creek (Clallam County), from mouth to Port Angeles Dam: June 1 through last day in February season. Trout: Minimum length fourteen inches. Release wild steelhead.

Moses Lake (Grant County): Crappie: Daily limit five, only crappie more than ten inches in length may be retained. Bluegill: Daily limit five, only bluegill more than eight inches in length may be retained.

Mosquito Creek (Jefferson County) outside Olympic National Park: June 1 through last day in February season. Trout: Minimum length fourteen inches.

Muck Creek and tributaries (within Ft. Lewis Military Reservation) (Pierce County): Selective fishery regulations. Trout: Release all trout.

Mud Lake (Mason County): Last Saturday in April through October 31 season.

Mud Lake (Yakima County): Selective fishery regulations. Trout: Daily limit two.

Mudget Lake (Stevens County): Last Saturday in April through October 31 season.

Munn Lake (Thurston County): Last Saturday in April through October 31 season.

Muskegon Lake (Pend Oreille County): Last Saturday in April through October 31 season. Selective fishery regulations. Trout: Daily limit two.

Myron Lake (Yakima County): Selective fishery regulations. Trout: Daily limit two.

Mystic Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Naches River (Yakima/Kittitas counties):

From the mouth to ~~((Rattlesnake Creek))~~ Little Naches River: Selective fishery rules. Trout: Minimum length twelve inches, maximum length twenty inches. Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish. Terminal gear restricted to one single barbless hook.

From ~~((Rattlesnake Creek to))~~ Little Naches River upstream: Selective fishery rules. Trout: Minimum length twelve inches, maximum length twenty inches. ~~((Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish.))~~

Naneum Creek (Kittitas County): Selective fishery rules.

Naneum Pond (Kittitas County): Juveniles only.

Naselle River (Pacific/Wahkiakum counties), from Highway 101 Bridge upstream including all forks: Closed waters: Area from four hundred feet below falls in Sec. 6, T10N, R8W (Wahkiakum County) to falls, and September 1 through January 31, waters within four hundred feet both upstream and downstream of the entrance to the Naselle Salmon Hatchery. Trout: Minimum length ~~((fourteen))~~ sixteen inches.

From Highway 101 Bridge to mouth of North Fork: Additional November 1 through March 31 season. Trout: Minimum length ~~((fourteen))~~ sixteen inches.

South Fork, from mouth to Bean Creek: Additional November 1 through last day in February season. Trout: Minimum length ~~((fourteen))~~ sixteen inches.

Nason Creek (Chelan County): Selective fishery rules. From the ~~((Kahler Creek Bridge (near Coles Corner)))~~ mouth upstream to ((Stevens Creek)) the downstream end of the Cascade Tunnel: ((Selective fishery regulations.)) Trout: Maximum length twenty inches.

From the downstream end of the Cascade Tunnel upstream to Smith Brook: Closed waters.

From Smith Brook to Stevens Creek: Selective fishery rules.

Nason Creek Fish Pond (Chelan County): Juveniles and disabled persons only.

Negro Creek (Lincoln County): ~~((June 16 through March 31))~~ Year-round season from mouth at Sprague Lake to town of Sprague.

Negro Creek (Whitman County): Last Saturday in April through July 15 season.

Nemah River, North, Middle, and South: June 1 through last day in February season. Trout: Minimum length ~~((fourteen))~~ sixteen inches.

Newhalem Ponds (Whatcom County): Closed waters.

~~((New Mire Creek (tributary of Lake Sawyer) (King County): Last Saturday in April through October 31 season. Juveniles only.))~~

Newaukum River, main river ~~((, Middle Fork))~~ and South Fork (Lewis County): June 1 through March 31 season. Trout: Minimum length fourteen inches mouth to Highway 508 Bridge near Kearny Creek. ~~((Release wild steelhead.))~~

Newaukum River, Middle Fork (Lewis County): June 1 to March 31 season. Trout: Minimum length fourteen inches mouth to Taucher Road Bridge.

Newaukum River, North Fork (Lewis County):

From mouth to four hundred feet below Chehalis city water intake: June 1 through March 31 season. Trout: Minimum length fourteen inches. Release wild steelhead.

From Chehalis city water intake upstream: Closed waters.

Niawiakum River (Pacific County): Trout: Minimum length sixteen inches Highway 101 Bridge to South Bend/Palix Road Bridge.

Nile Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Nisqually River (Pierce County), from mouth to four hundred feet below LaGrande Powerhouse: June 1 through November 30 season. Trout: Minimum length fourteen inches.

Nooksack River (Whatcom County), from mouth to forks, Middle Fork to Dam and North Fork to Nooksack Falls: June 1 through March 15 season. Fishing from floating devices equipped with motors prohibited on the North and Middle Forks November 1 through March 15. Trout: Minimum length fourteen inches. Release wild steelhead.

Nooksack River, South Fork (Skagit/Whatcom counties):

~~((From its mouth to source: During all open periods: Selective fishery regulations. Trout: Minimum length fourteen inches. Release wild steelhead.))~~

From mouth to Skookum Creek: June 1 through March 15 season. ~~((Fishing from a floating device equipped with a motor prohibited November 1 through March 15.))~~ Selective fishery rules. Trout: Minimum length fourteen inches.

From Skookum Creek upstream: ~~((Trout: Release all steelhead June 1 through September 30.))~~ Closed waters.

No Name Lake (Pend Oreille County): Last Saturday in April through October 31 season.

North Creek (tributary of Sammamish River) (Snohomish/King counties): Closed waters.

North Elton Ponds (Yakima County): December 1 through March 31 season. Fishing from a floating device equipped with an internal combustion engine prohibited. Trout: Daily limit two.

North Lake (King County): Last Saturday in April through October 31 season.

North Potholes Reserve Ponds (Grant County): February 1 through ~~((October 10))~~ the day before opening of waterfowl season. Fishing from any floating device prohibited, except float tubes permitted.

North River (Grays Harbor/Pacific counties), from Highway 105 Bridge upstream: Trout: Minimum length ~~((fourteen))~~ sixteen inches.

From Highway 105 Bridge to Falls River: Additional November 1 through last day in February season. Trout: Minimum length ~~((fourteen))~~ sixteen inches.

Northern State Hospital Pond (Skagit County): Last Saturday in April through October 31 season. Juveniles only.

Northwestern Reservoir (Klickitat/Skamania counties): Last Saturday in April through last day in February season.

Nunnally Lake (Grant County): March 1 through October 31 season. Closed waters: Outlet stream of Nunnally Lake. Selective fishery regulations. Trout: Daily limit one.

~~((Oak Creek (Yakima County): Trout: Daily limit five, no minimum length.))~~

Oakland Bay freshwater tributaries (Mason County), except Goldsborough Creek (including Shelton Creek, Canyon Creek, Uncle John Creek, Campbell Creek, Melaney Creek, Deer Creek, John's Creek, and Cranberry Creek to Lake Limerick): Closed waters.

Ohanapecosh Creek (tributary to Cowlitz River) (Lewis/Pierce counties): Selective fishery regulations. Trout: Minimum length twelve inches.

Ohop Lake (Pierce County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Okanogan River (Okanogan County): Year around season. Selective fishery rules. Trout: Maximum length twenty inches. Closed waters: From Zosel Dam downstream to one-quarter mile below the railroad trestle. Trout: Minimum length twelve inches. ~~((Release wild steelhead.))~~

Old Fishing Hole Pond (Kent) (King County): Last Saturday in April through October 31 season. Juveniles only.

Olequa Creek (Lewis County): June 1 through last day in February season. Trout: Minimum length fourteen inches. ~~((Release wild steelhead.))~~

Osborne Lake (Mason County): Last Saturday in April through October 31 season.

Outlet Creek (Klickitat County): Trout: Daily limit five.

Owens Pond (Pacific County): June 1 through October 31 season.

Ozette River (Clallam County), outside Olympic National Park: June 1 through last day in February season. Trout: Minimum length fourteen inches.

Packwood Lake (Lewis County): Closed waters: All inlet streams and outlet from log boom to dam. Last Saturday in April through October 31 season. Selective fishery regulations. Trout: Daily limit five, minimum length ten inches.

Padden Lake (Whatcom County): Last Saturday in April through October 31 season. Fishing from a floating device equipped with an internal combustion motor prohibited.

Palix River, including all forks (Pacific County): June 1 through last day in February season. Trout: Minimum length ~~((fourteen))~~ sixteen inches.

Palouse River and tributaries (Whitman County): Year around season.

Palmer Lake (Okanogan County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained. Burbot: ~~((A single set line per fisher with unlimited hooks may be used for burbot, provided the set line is clearly identified with the fisher's name and address.))~~ One set line per angler, maximum number of 5 hooks; set lines must be identified with fisher's name and address.

Pampa Pond (Whitman County): Last Saturday in April through September 30 season. Fishing from any floating device prohibited.

Panhandle Lake (Mason County): Last Saturday in April through October 31 season.

Panther Creek (Chelan County): Closed waters.

Panther Creek (tributary to Wind River) (Skamania County): ~~((Selective fishery regulations. Trout: Minimum length twelve inches.))~~ Closed waters.

Panther Lake (Kitsap/Mason counties): Last Saturday in April through October 31 season.

Para-Juvenile Lake (Adams/Grant counties): March 1 through July 31 season. Juveniles only.

Park Lake (Grant County): Last Saturday in April through September 30 season.

Parker Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Pass Lake (Skagit County): Fly fishing only. Fishing from a floating device equipped with a motor prohibited. ~~((Trout: Daily limit one, minimum length eighteen inches.))~~ All species: Release all fish.

Pataha Creek (Garfield County):

~~((From mouth to Pomeroy city limits: Year around season.))~~

Within the city limits of Pomeroy: ~~((Last Saturday in April through October 31 season.))~~ Juveniles only.

From city limits of Pomeroy upstream: Selective fishery regulations.

Patterson Lake (Okanogan County): Last Saturday in April through October 31 season.

Pattison Lake (Thurston County): Last Saturday in April through October 31 season.

Peabody Creek (Clallam County): Last Saturday in April through October 31 season. Juveniles only.

Pearrygin Lake (Okanogan County): Last Saturday in April through September 30 season.

Pend Oreille River (Pend Oreille County): Year around season. All sloughs within the boundaries of the Kalispell Reservation except Calispell Slough: Closed waters.

Perch Lake (Grant County): Last Saturday in April through September 30 season.

Percival Creek (Thurston County): Trout: Minimum length fourteen inches.

Petit Lake (Pend Oreille County): Last Saturday in April through October 31 season. Fishing from a floating device equipped with an internal combustion motor prohibited.

Phalon Lake (Stevens County): Closed waters.

Phantom Lake (King County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Pheasant Lake (Jefferson County): Last Saturday in April to October 31 season.

Philippa Creek (tributary to N.F. Snoqualmie River) (King County): Closed waters.

Phillips Lake (Stevens County): Last Saturday in April through October 31 season.

Pilchuck Creek (Snohomish County), mouth to Highway 9 Bridge: June 1 through November 30 season. Selective fishing regulations. Trout: Minimum length fourteen inches. Additional December 1 through last day in February season. Trout: Minimum length fourteen inches.

Pilchuck River (Snohomish County)

From its mouth to five hundred feet downstream from the Snohomish City diversion dam: December 1 through last day in February season. Fishing from any floating device prohibited. Trout: Minimum length fourteen inches.

From 500 feet below diversion dam to diversion dam: Closed waters.

Pillar Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Pine Lake (King County): Last Saturday in April through October 31 season.

Pine Lake (Mason County): Last Saturday in April through October 31 season.

Pioneer Ponds (tributary to Stillaguamish River) (Snohomish County): Closed waters.

Pipers (Carkeek) Creek (King County), from its mouth to its source, including tributaries: Closed waters.

Pleasant Lake (Clallam County): Trout: Kokanee minimum length eight inches, maximum length twenty inches.

Plummer Lake (Lewis County): Last Saturday in April through last day in February season.

Poacher Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Portage Creek (tributary to Stillaguamish River) (Snohomish County): Closed waters.

Potholes Reservoir (Grant County): Crappie and bluegill: Combined daily limit twenty-five fish.

Potter's Pond (Stevens County): Last Saturday in April through October 31 season.

Pratt River (tributary to Middle Fork Snoqualmie) (King County): Selective fishery regulations. All species: Release all fish.

Prices Lake (Mason County): Last Saturday in April through October 31 season. Selective fishery regulations. All species: Release all fish.

Promised Land Pond (Grays Harbor County): June 1 through October 31 season.

Purdy Creek (Mason County): June 1 through August 15 season. Trout: Minimum length fourteen inches.

Pysht River (Clallam County): June 1 through last day in February season. Trout: Minimum length fourteen inches.

Puyallup River (Pierce County):

From mouth to the Electron power plant outlet: June 1 through January 31 season. Trout: Minimum length fourteen inches.

From mouth to the Soldier's Home Bridge in Orting: Additional February 1 through March 31 season. Trout: Minimum length fourteen inches. Release wild steelhead.

Quail Lake (Adams County): Fly fishing only. Fishing from any floating device equipped with a motor prohibited. All species: Release all fish.

Quarry Pond (Walla Walla County): Fishing from any floating device prohibited.

Quilcene River (Jefferson County):

From mouth to upper boundary of Falls View Campground June 1 through last day in February season: Trout: Minimum length fourteen inches. ~~((Release wild steelhead.))~~

From Highway 101 Bridge upstream to the electric weir at the Quilcene National Fish Hatchery: Closed waters.

~~((From the upper boundary of Falls View Campground to the water diversion at the mouth of Tunnel Creek: Trout: Daily limit five, no minimum length.))~~

Quillayute River (Clallam County): June 1 through April 30 season. Trout: Minimum length fourteen inches. December 1 through April 30, not more than one wild steelhead per day.

Quinault River, Upper (Jefferson County), from mouth at upper end of Quinault Lake to the National Park boundary: June 1 through March 31 season. Trout: Minimum length fourteen inches.

Quincy Lake (Grant County): March 1 through July 31 season.

Raging River (King County), from its mouth to the Highway 18 Bridge: June 1 through last day in February season. Trout: Minimum length fourteen inches.

Rainbow Lake (Columbia County): March 1 through October 31 season. Fishing from any floating device prohibited.

Rapjohn Lake (Pierce County): Last Saturday in April through October 31 season. Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Rat Lake (Okanogan County): December 1 through March 31 season.

Rattlesnake Creek (Yakima County): Selective fishery regulations. All species: Release all fish.

Rattlesnake Lake (King County): Last Saturday in April through October 31 season. Selective fishery regulations, except fishing from a floating device equipped with an electric motor allowed.

Ravensdale Lake (King County): Last Saturday in April through October 31 season. Selective fishery regulations. Trout: Daily limit two, minimum length twelve inches.

Reflection Pond (Okanogan County): Last Saturday in April through October 31 season.

Renner Lake (Ferry County): Last Saturday in April through October 31 season.

Ridley Lake (Whatcom County): July 1 through October 31 season. Selective fishery regulations. Trout: Daily and possession limit one, minimum length eighteen inches.

Riffe Lake (Reservoir) (Lewis County): Lawful to fish up to the base of Swofford Pond Dam.

Rigley Lake (Stevens County): Last Saturday in April through October 31 season. Selective fishery regulations. Trout: Daily limit two, minimum length fourteen inches.

Riley Lake (Snohomish County): Last Saturday in April through October 31 season.

Rimrock Lake (Reservoir) (Yakima County): Chumming permitted. Trout except kokanee: Daily limit five. Kokanee not counted in daily trout limit. Kokanee daily limit sixteen.

Ringold Springs Creek (Hatchery Creek) (Franklin County): Closed waters.

Robbins Lake (Mason County): Last Saturday in April through October 31 season.

Rock Creek (below Landsburg) (King County): Closed waters.

Rock Creek (Skamania County): June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat.

Rocky Ford Creek and Ponds (Grant County): Fly fishing only. Fishing from bank only (no wading). ~~((Trout: Daily limit one.))~~ All species: Release all fish.

Rocky Lake (Stevens County): Last Saturday in April through October 31 season. June 1 through October 31 selective fishery regulations and all species: Release all fish.

Roosevelt Lake (Ferry/Lincoln/Stevens counties): All species: Closed February 1 through May 31 in San Poil arm

upstream from mouth of Manilla Creek, and April 1 through May 31 in Kettle arm upstream to Napoleon Bridge. Trout: No more than two over twenty inches in length. Only kokanee with a missing adipose fin may be retained. Walleye: No minimum size. Daily limit 8 fish not more than one of which may be longer than 20 inches. Release walleye 16 to 20 inches in length.

Rose Lake (Mason County): Last Saturday in April through October 31 season.

Ross Lake (Reservoir) (Whatcom County): July 1 through October 31 season. Selective fishery regulations, except fishing from a floating device equipped with a motor allowed. Trout: Daily limit three, possession limit six, minimum length thirteen inches.

Ross Lake tributary streams (Whatcom County), except Big Beaver Creek and Ruby Creek: Closed waters: From closed water markers near mouth upstream for one mile. Above closed water marker in tributaries not listed as closed: July 1 through October 31 season.

Round Lake (Okanogan County): Last Saturday in April through September 30 season.

Rowland Lakes (Klickitat County): Last Saturday in April through last day in February season.

Royal Lake (Adams County): Last Saturday in April through September 30 season. Fishing from a floating device equipped with an internal combustion motor prohibited.

Royal Slough (including Marsh Unit IV impoundments) (Adams County): Closed waters.

Ruby Creek (tributary to Ross Lake) (Whatcom County): Closed waters.

Rufus Woods Lake (Douglas County): Trout: Daily limit two.

Sacheen Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Saddle Mountain Lake (Grant County): Closed waters.

Sago Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Salmon Creek (Clark County), from mouth to 72nd Avenue N.E.: June 1 through October 31 season. Trout: Minimum length twelve inches. Release all steelhead and wild cutthroat. Additional season: November 1 through March 15. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat.

Salmon Creek, including all forks (Jefferson County): Closed waters.

Salmon Creek, North Fork and West Fork from mouth to South Fork (Okanogan County): Selective fishery regulations.

Salmon Creek (tributary of Naselle River) (Pacific County): June 1 through last day in February season. Trout: Minimum length (~~fourteen~~) sixteen inches.

Salmon Creek (Thurston County): Selective fishery regulations. Trout: Minimum length twelve inches.

Salmon River (Jefferson County): June 1 through last day in February season. Trout: Minimum length fourteen inches.

Salt Creek (Clallam County): Trout: Minimum length fourteen inches. Release wild steelhead.

From mouth to bridge on Highway 112: Additional November 1 through last day in February season. Trout: Minimum length fourteen inches.

Samish Lake (Whatcom County): (~~Chumming permitted~~) Trout: Cutthroat trout daily limit two, minimum length fourteen inches.

Samish River (Whatcom County):

From its mouth to the old Highway 99 Bridge and from the department rack to the Hickson Bridge: June 1 through March 15 season. Trout: Minimum length fourteen inches. Release wild steelhead December 1 through March 15.

From Highway 99 Bridge to department salmon rack: Closed waters.

Sammamish Lake (King County): Trout: No more than two over fourteen inches in length. Release all kokanee. Kokanee/sockeye under fifteen inches are kokanee while those fifteen inches and over are sockeye salmon. December 1 through June 30: Release all steelhead and rainbow trout over twenty inches in length.

Sammamish River (Slough) (King County), from the 68th Avenue N.E. Bridge to Lake Sammamish: Closed waters: All tributaries. June 1 through August 31 season. Selective fishery regulations. Trout: Release all trout.

Sandyshore Lake (Jefferson County): Last Saturday in April to October 31 season.

Sarge Hubbard Park Pond (Yakima County): Juveniles and holders of disability licenses only.

Satsop Lakes (Grays Harbor County): Last Saturday in April through October 31 season.

Satsop River, including all forks (Grays Harbor County): Selective fishery regulations on East Fork upstream from mouth of Bingham Creek. All open periods: Trout: Minimum length twelve inches. Release wild cutthroat, except on east fork above Bingham Creek.

From mouth to bridge at Schafer Park: Additional November 1 through March (~~15~~) 31 season. (~~Release wild steelhead~~)

Middle Fork (Turnow Branch), from mouth to (~~posted deadline at bridge on Matlock Grisdale~~) Cougar-Smith Road: Additional November 1 through last day in February season. (~~Trout: Release wild steelhead~~)

West Fork, from mouth to bridge on Matlock Grisdale Road: Additional November 1 through last day in February season. (~~Trout: Release wild steelhead~~)

Sauk River (Skagit/Snohomish counties):

From mouth to the mouth of the White Chuck River: June 1 through last day in February season. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches.

From the mouth of the White Chuck River to headwaters, including North and South Forks: Selective fishery

regulations. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches.

From mouth to the Darrington Bridge: Additional March 1 through April 30 season. Selective fishery regulations. All species: Release all fish.

Sawyer, Lake (King County): Chumming permitted.

Scabrock Lake (Grant County): March 1 through July 31 season.

Schaefer Lake (Chelan County): Trout: Daily limit sixteen.

Sekiu River (Clallam County): All open periods: Trout: Minimum length fourteen inches.

From mouth to forks: Additional November 1 through last day in February season. Release wild steelhead.

Shady Lake (King County): June 1 through October 31 season. Trout: No more than one over fourteen inches in length.

Shannon, Lake (Skagit County): Last Saturday in April through October 31 season. Chumming permitted. Trout: Minimum length six inches and maximum length eighteen inches.

Shellneck Creek (Yakima County): Closed waters.

Shelton Creek (Mason County): Closed waters.

Sherman Creek (Ferry County):

From the mouth at Lake Roosevelt upstream to four hundred feet above the water diversion dam for the hatchery: Closed waters, except December 1 through August 31 season from the mouth upstream to the hatchery boat dock.

Sherry Lake (Stevens County): Last Saturday in April through October 31 season.

Sherwood Creek (Mason County): Trout: Minimum length fourteen inches.

Sherwood Creek Mill Pond (Mason County): June 1 through October 31 season. Trout: Minimum length 14 inches, daily limit 2 fish.

Shiner Lake (Adams County): March 1 through September 30 season. Fishing from a floating device equipped with an internal combustion motor prohibited.

Shoe Lake (Mason County): Last Saturday in April through October 31 season.

Shoecraft Lake (Snohomish County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Shoveler Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Shye Lake (Grays Harbor County): June 1 through October 31 season.

Sidley Lake (Okanogan County): Trout: Daily limit two.

Siebert Creek (Clallam County): Trout: Minimum length fourteen inches.

Silent Lake (Jefferson County): Last Saturday in April through October 31 season.

Silver Creek (tributary to Cowlitz River) (Lewis County), mouth to USFS Road 4778: Selective fishery regulations. Trout: Minimum length twelve inches.

Silver Lake (Cowlitz County): Use of water dogs or salamanders for fishing prohibited. Bass: Minimum length fourteen inches.

Silver Lake (Pierce County): Last Saturday in April through October 31 season. Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Silver Lake (Whatcom County): Last Saturday in April through October 31 season.

Similkameen River (Okanogan County):

From mouth to Enloe Dam: June 1 through ~~(March) August 31~~ season. Selective fishery regulations ~~((June 1 through November 30))~~. Trout: Minimum length twelve inches, maximum length twenty inches. ~~((Release wild steelhead.))~~ Additional season December 1 through March 31. Selective fishery rules. Trout: Minimum length twelve inches, maximum length twenty inches.

From Enloe Dam to Canadian border: Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish.

Sinlahekin Creek (Okanogan County), from Palmer Lake to Cecile Creek bridge: June 1 through August 31 season. Selective fishery regulations. Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish.

Sixteen Lake (Skagit County): Last Saturday in April through October 31 season.

Skagit River (Skagit/Whatcom counties):

From mouth to the Memorial Highway Bridge (Highway 536 at Mt. Vernon): Year around season. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Release steelhead ~~((April))~~ March 1 through May 31. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches.

From Memorial Highway Bridge (Highway 536 at Mt. Vernon) upstream to ~~((Gorge Powerhouse at Newhalem)) pipeline crossing at Sedro Woolley~~: June 1 through ~~((last day in February))~~ March 31 season ~~((except closed June 15 through August 31 between a line 200 feet above the east bank of the Baker River to a line 200 feet below the west bank of the Baker River.))~~ Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches.

From pipeline crossing at Sedro Woolley to Bacon Creek: June 1 through March 15 season except closed June 1 through August 31 between a line 200 feet above the east bank of the Baker River to a line 200 feet below the west bank of the Baker River. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of the trout daily limit, minimum length twenty inches.

From Bacon Creek to Gorge Powerhouse: June 1 through last day in February season. Trout except Dolly

Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of the trout daily limit, minimum length twenty inches.

From the Gorge Powerhouse to Gorge Dam: Closed waters.

~~((From Memorial Highway Bridge (Highway 536 at Mt. Vernon) to pipeline crossing at Sedro Woolley: Additional March 1 through March 31 season. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches.~~

~~From pipeline crossing at Sedro Woolley to mouth of Bacon Creek: Additional March 1 through March 15 season. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches.))~~

From the ~~((Dales Bridge at Concrete))~~ pipeline crossing at Sedro Woolley to the mouth of Bacon Creek: Additional March 16 through April 30 season. Selective fishery regulations, except lawful to fish from a floating device equipped with a motor but not while under power. All species: Release all fish.

Skamokawa Creek (Wahkiakum County), mouth to forks just below Oatfield and Middle Valley Road: November 1 through March 15 season. All species: Release all fish other than steelhead. Trout: Minimum length twenty inches. Release wild steelhead.

Skate Creek (tributary to Cowlitz River) (Lewis County): Trout: Daily limit five, no more than one over twelve inches in length.

Skokomish River (Mason County), mouth to forks: June 1 through last day in February season. Trout: Minimum length ~~((twelve))~~ fourteen inches. Release wild steelhead ~~((and wild cutthroat))~~.

Skokomish River, South Fork (Mason County):

From mouth to mouth of Church Creek: June 1 through last day in February season. Trout: Minimum length ~~((twelve))~~ fourteen inches. Release wild steelhead ~~((and wild cutthroat))~~.

From mouth of Church Creek to headwaters: Selective fishery regulations. Trout: Minimum length ~~((twelve))~~ fourteen inches.

Skokomish River, North Fork (Mason County):

From mouth to lower dam: June 1 through last day in February season. Trout: Minimum length ~~((twelve))~~ fourteen inches. Release wild steelhead ~~((and wild cutthroat))~~.

Above Lake Cushman, mouth to Olympic National Park boundary: June 1 through August 31 season. Selective fishery regulations. Trout: Release all fish.

Skookum Creek (Mason County): June 1 through last day in February season. Trout: Minimum length fourteen inches. Release wild steelhead.

Skookum Lakes, North and South (Pend Oreille County): Last Saturday in April through October 31 season.

Skookumchuck Reservoir (Thurston County): June 1 through October 31 season. Trout: Daily limit two, minimum length twelve inches.

Skookumchuck River (Thurston County):

From mouth to four hundred feet below the outlet of the PP&L/WDFW steelhead rearing pond located at the base of the Skookumchuck Dam: June 1 through April 30 season. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat.

From Skookumchuck Reservoir upstream and all tributaries: Selective fishery regulations. Trout: Minimum length twelve inches.

Skykomish River (Snohomish County):

From mouth to mouth of Sultan River: June 1 through last day in February season. Fishing from any floating device prohibited November 1 through last day in February from the boat ramp below Lewis Street Bridge at Monroe downstream two thousand five hundred feet. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. Additional March 1 through April 30 season: Selective fishery regulations. Fishing from any floating device prohibited from the boat ramp below Lewis Street Bridge at Monroe downstream two thousand five hundred feet. All species: Release all fish.

From the mouth of the Sultan River to the forks: June 1 through March 31 season, except closed June 1 to 8:00 a.m. August 1 in those waters one thousand five hundred feet upstream and one thousand feet downstream of the outlet at Skykomish Rearing Ponds. Fishing from any floating device prohibited in the area one thousand five hundred feet upstream and one thousand feet downstream of the outlet at Skykomish Rearing Ponds. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. Release wild steelhead March 1 through March 31.

Skykomish River, North Fork (Snohomish County):

From mouth to one thousand feet downstream from Bear Creek Falls: June 1 through last day in February season. Trout: Minimum length fourteen inches.

From one thousand feet below Bear Creek Falls to ~~((one thousand feet above Bear))~~ Deer Creek Falls: Closed waters.

~~((From one thousand feet upstream of Bear Creek Falls to Quartz Creek: Selective fishery regulations. All species: Release all fish.))~~

Skykomish River, South Fork (King/Snohomish counties):

From mouth to six hundred feet downstream from the Sunset Falls Fishway: June 1 through last day in February season. Trout: Minimum length fourteen inches.

From a point six hundred feet downstream of the Sunset Falls Fishway to the Sunset Falls Fishway: Closed waters.

From Sunset Falls to source: June 1 through November 30 season. Selective fishery regulations. Trout: Minimum length fourteen inches. Whitefish: Additional December 1 through last day in February season. Release all fish other than whitefish.

Smith Creek (near North River) (Pacific County): June 1 through last day in February season. Trout: Minimum length ~~((fourteen))~~ sixteen inches.

Snake River: Year around season. Closed to the taking of all trout April 1 through June 15. Trout: Daily limit six,

minimum length ten inches, no more than two over twenty inches. Release all steelhead June 16 through August 31. Release wild steelhead September 1 through March 31. Barbless hooks required when fishing for steelhead on that portion of the Snake River which forms the boundary between Washington and Idaho.

Closed waters: Within four hundred feet of the base of any dam and within a four hundred foot radius around the fish ladder entrance at Lyons Ferry Hatchery, within a two hundred foot radius upstream of the fish ladder exit above Lower Granite Dam, and within an area one thousand two hundred feet downstream from the base of the west lock gate at Little Goose Dam on the south bank of the Snake River and one hundred feet out into the river from said river bank.

Snipe Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Snohomish River (Snohomish County), including all channels, sloughs, and interconnected waterways, but excluding all tributaries: June 1 through March 31 season. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches.

Snoqualmie River (King County):

From mouth to the falls: June 1 through March 31 season, except waters within the Puget Power tunnel at the falls and within fifty feet of any point on Puget Power's lower Plant # 2 building (north bank) are closed waters. June 1 through November 30 selective fishery regulations, except fishing from a floating device equipped with a motor allowed. Fishing from any floating device prohibited November 1 through March 31 from the mouth of Tokul Creek downstream to the boat ramp at Plumb access, about one-quarter mile. Trout: Minimum length fourteen inches.

From Snoqualmie Falls, including the North and South Forks: Selective fishery regulations. Trout: Minimum length ten inches. (~~Whitefish~~) Additional November 1 through (~~last day in February~~) May 31 season. Selective fishery rules. All species: Release all fish (~~other than whitefish~~).

Snoqualmie Middle Fork from mouth to source including all tributaries: June 1 through May 31 season. Selective fishery regulations. All species: Release all fish.

Snow Creek (Jefferson County), including all tributaries except Crocker Lake: Closed waters.

Sol Duc River (Clallam County): June 1 through April 30 season. November 1 through April 30, selective fishery regulations from the concrete pump station at the Soleduck Hatchery to the Highway 101 Bridge downstream from Snider Creek. Trout: Minimum length fourteen inches. December 1 through April 30, from mouth to the concrete pump station at the Soleduck Hatchery, not more than one wild steelhead per day. November 1 through April 30, from the concrete pump station at the Soleduck Hatchery to the Highway 101 Bridge downstream from Snider Creek, release wild steelhead.

Sooes River (Suez River) (Clallam County): June 1 through last day in February season. Trout: Minimum length fourteen inches.

Soos Creek (King County), from mouth to salmon hatchery rack: June 1 through August 31 season. Trout: Minimum length fourteen inches.

South Bend Mill Pond (Pacific County): Juveniles only.

South Prairie Creek (Pierce County), mouth to Page Creek: Closed waters.

Spada Lake (Reservoir) (Snohomish County): Last Saturday in April through October 31 season. Selective fishery regulations except fishing from a floating device equipped with an electric motor permitted. Trout: Minimum length twelve inches.

Spada Lake (Reservoir) tributaries (Snohomish County): Closed waters.

Spanaway Lake outlet downstream to the dam (approximately 800 feet) (Pierce County): Year around season.

Spearfish Lake (Klickitat County): Last Saturday in April through last day in February season.

Spectacle Lake (Kittitas County): Trout: Daily limit sixteen.

Spectacle Lake (Okanogan County): March 1 through July 31 season. (~~All species: Release all fish except trout.~~)

Spirit Lake (Skamania County): Closed waters.

Spokane River (Spokane County):

From SR 25 Bridge upstream to the Seven Mile Bridge, except Long Lake, formed by Long Lake Dam (see also Long Lake): Year around season except walleye. Trout: Daily limit five, no more than two over twenty inches in length. Walleye: Daily limit eight, no more than one over twenty inches in length. Release walleye sixteen inches to twenty inches in length, and April 1 through May 31 release all walleye.

From Seven Mile Bridge upstream to the Monroe Street Dam: Year around season. Selective fishery regulations. Trout: Daily limit one. Release wild trout.

From Monroe Street Dam upstream to Upriver Dam: Year around season.

From Upriver Dam upstream to the Idaho/Washington state line: Selective fishery regulations, except fishing from a floating device equipped with a motor permitted. Trout: Daily limit one, minimum length 12 inches.

Sportsman's Lake (San Juan County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Sprague Lake (Adams/Lincoln counties):

Waters northeast of the lakeside edge of the reeds to Danekas Road: Closed waters: Inlet stream (Negro Creek), April 1 through June 15. Bass: Only bass less than twelve inches or over fifteen inches in length may be retained. (~~Channel catfish: Daily limit five.~~)

Waters southeast of the lakeside edge of the reeds to Danekas Road: July 1 through September 15 season. Bass: Only bass less than twelve inches or over fifteen inches in length may be retained. (~~Channel catfish: Daily limit five.~~)

Spring Creek (Klickitat County): Trout: Daily limit five.

Spring Lake (Columbia County): March 1 through October 31 season. Fishing from any floating device prohibited.

Spring Lake (King County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Spring Lakes (Grant County): March 1 through July 31 season.

Squalicum Lake (Whatcom County): Fly fishing only. Fishing from a floating device equipped with a motor prohibited. Trout: Daily limit two.

Starvation Lake (Stevens County): Last Saturday in April through May 31 season. Additional June 1 through October 31 season. Selective fishery regulations. All species: Release all fish.

Steel Lake (King County): Last Saturday in April through October 31 season.

Stehekin River (Chelan County), from the mouth to Agnes Creek: July 1 through October 31 season. Selective fishery regulations. Trout: Minimum length fifteen inches. Additional March 1 through June 30 season. Selective fishery regulations. All species: Release all fish.

Stetattle Creek (Whatcom County), from its mouth to mouth of Bucket Creek (one and one-half miles upstream): Closed waters.

Stevens Creek (Grays Harbor County), mouth to Highway 101 Bridge: June 1 through last day in February season. Trout: Minimum length fourteen inches.

Stevens, Lake (Snohomish County): Chumming permitted. Bass: Daily limit one, minimum length eighteen inches.

Steves Lake (Mason County): Last Saturday in April through October 31 season.

Stillaguamish River (Snohomish County):

From mouth to Warm Beach-Stanwood Highway, including all sloughs: Year around season. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches.

From Warm Beach-Stanwood Highway to the forks, except from the barrier dam (downstream of I-5) downstream two hundred feet which is closed waters: June 1 through March 31 season. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. ~~((Release wild steelhead May 1 through November 30-))~~

Stillaguamish River, North Fork (Snohomish County), from mouth to Swede Heaven Bridge: ~~((Year around season. Fly fishing only April 16))~~ March 1 through November 30 all species: Fly fishing only and release all fish other than trout greater than twenty inches in length that are missing the adipose fin. Fishing from any floating device prohibited upstream of the Highway 530 Bridge at mile post 28.8 (Cicero Bridge). December 1 through last day in February: Trout: Minimum length fourteen inches. ~~((Release wild steelhead March 1 through November 30-))~~ Fishing from any

floating device prohibited upstream of the Highway 530 Bridge at mile post 28.8 (Cicero Bridge).

Stillaguamish River, South Fork (Snohomish County):

From mouth to four hundred feet downstream of the outlet to fishway at Granite Falls: June 1 through last day in February season. Trout: Minimum length fourteen inches.

From four hundred feet below the outlet of the end of the fishway to Mt. Loop Highway bridge above Granite Falls: Closed waters.

From Mt. Loop Highway Bridge above Granite Falls to source: June 1 through ~~((April 1 through May 31, release all walleye))~~ November 30 season.

Storm Lake (Snohomish County): Last Saturday in April through October 31 season.

Stratford/Brook Lake (Grant County): February 1 through September 30 season.

Stump Lake (Mason County): Last Saturday in April through October 31 season. Fishing from a floating device equipped with an internal combustion engine prohibited.

Suitttle River (Skagit County): Trout: Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. Additional season: November 1 through April 30 from mouth to Buck Creek. Selective fishery rules. No fishing from a floating device. All species: Release all fish.

Sullivan Creek (Pend Oreille County), from Mill Pond upstream: Selective fishery regulations.

Sultan River (Snohomish County), from its mouth to a point four hundred feet downstream from the diversion dam at river mile 9.7: June 1 through last day in February season. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches.

Sultan River, North and South Forks (Snohomish County): Closed waters.

Summit Lake (Stevens County): Last Saturday in April through October 31 season.

Summit Lake (Thurston County): Last Saturday in April through October 31 season.

Sunday Creek (tributary to N.F. Snoqualmie River) (King County): Closed waters.

Sutherland Lake (Clallam County): Chumming permitted.

Swamp Creek (tributary to Sammamish River) (Snohomish/King counties): Closed waters.

Swan Lake (Ferry County): Last Saturday in April through October 31 season.

Swan's Mill Pond (Stossel Creek) (King County): June 1 through October 31 season.

Swauk Creek (Kittitas County) ~~((from mouth to Iron Creek))~~: Selective fishery regulations.

Swift Reservoir (Skamania County): Last Saturday in April through October 31 season.

Swofford Pond (Lewis County): Fishing from a floating device equipped with an internal combustion motor prohibited. Bass: Daily and possession limit two. Only bass less than twelve inches or over eighteen inches in length may be retained. Channel catfish: Minimum length twenty inches.

Tahuya River (Mason County): Trout: Minimum length ~~((twelve))~~ fourteen inches. ~~((Release wild cutthroat.))~~

From mouth to Bear Creek-Dewatto Road crossing, additional November 1 through last day in February season. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat.

Taneum Creek (Kittitas County): Selective fishery regulations.

Tanwax Lake (Pierce County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Tapps Lake (Reservoir) intake canal (Pierce County), to within four hundred feet of the screen at Dingle Basin: Year around season.

Tarboo Lake (Jefferson County): Last Saturday in April through October 31 season.

Tate Creek (tributary to N.F. Snoqualmie River) (King County): Closed waters.

Taylor River (tributary to the Middle Fork Snoqualmie) (King County): Selective fishery regulations. All species: Release all fish.

Teal Lake (Jefferson County): Last Saturday in April to October 31 season.

Tenas Lake (Mason County): Last Saturday in April through October 31 season.

Teanaway River, including North Fork (Kittitas County): Selective fishery rules.

Tennant Lake (Whatcom County): Fishing from any floating device prohibited from first Friday in October through January 15.

Terrell, Lake (Whatcom County): Fishing from any floating device prohibited the first Saturday after Labor Day through the following Friday and from ~~((first Friday in))~~ October 1 through January 15 except fishing from floating dock permitted. Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Thomas Lake (Stevens County): Last Saturday in April through October 31 season.

Thornton Creek (tributary to Lake Washington) (King County): Closed waters.

Tibbetts Creek (tributary to Lake Sammamish) (King County): Closed waters.

Tieton River (Yakima County): Lawful to fish to base of Tieton (Rimrock) Dam. Trout: Daily limit five, no minimum length. Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish.

Tieton River, North Fork (Yakima County), upstream from Rimrock Lake: Closed waters: Spillway channel. June 1 through August 15 season.

Tieton River, South Fork (Yakima County): From mouth to bridge on USFS Rd. 1070 (approximately 12.5 miles): Closed waters.

Tiger Lake (Kitsap/Mason counties): Last Saturday in April through October 31 season.

Tilton River (Lewis County), from mouth to West Fork: June 1 through March 31 season. Trout: Daily limit five, no more than one over twelve inches in length.

Tilton River, East, North, South and West Forks (Lewis County): Selective fishery regulations. Trout: Minimum length twelve inches.

Toad Lake (Whatcom County): Last Saturday in April through October 31 season.

Tokul Creek (King County):

From mouth to the posted cable boundary marker located approximately seven hundred feet upstream of the mouth: December 1 through March 31 season, closed 5:00 p.m. to 7:00 a.m. daily. Trout: Minimum length fourteen inches.

From the posted cable boundary marker located approximately seven hundred feet upstream of the mouth to the railroad trestle: Closed waters.

Tolt River (King County):

From mouth to the USGS trolley cable near the confluence of the North and South Forks: June 1 through last day in February season. June 1 through November 30, selective fishery ~~((regulations))~~ rules. Trout: Minimum length fourteen inches.

From the USGS trolley cable to the mouth of Yellow Creek on the North Fork, and to the dam on the South Fork: Closed waters.

From mouth of Yellow Creek upstream on North Fork: Year-round season. Trout: Selective fishery ~~((regulations))~~ rules and release all trout.

From dam upstream on South Fork: Selective fishery ~~((regulations))~~ rules. Trout: Minimum length ten inches.

Totem Lakes 1 and 2 (Whatcom County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained. Daily limit may not contain more than three bass over fifteen inches in length.

Touchet River (Columbia/Walla Walla counties):

From mouth to confluence of north and south forks: June 1 through October 31 season. Trout: Daily limit five. ~~((Release wild steelhead.))~~ Additional season: November 1 through April 15. Barbless hooks required. All species: Release all fish except steelhead and brown trout. ~~((Trout: Steelhead and brown trout minimum size twenty inches. Release wild steelhead.))~~

From confluence of north and south forks upstream, including all tributaries: June 1 through October 31 season. Selective fishery rules. Release all steelhead.

Toutle River (Cowlitz County):

From mouth to forks, and North Fork from the mouth to the posted deadline below the fish collection facility: June 1 through November 30 season. All species: Release all fish except steelhead. Trout: Minimum length twenty inches.

From the posted deadline below the fish collection facility upstream to the headwaters, including all tributaries, but excepting Castle and Coldwater Lakes: Closed waters.

Toutle River, South Fork (Cowlitz County), mouth to source: Closed waters: All tributaries. June 1 through November 30 season. All species: Release all fish except steelhead. Trout: Minimum length twenty inches. Mouth to 4100 Road Bridge: Additional December 1 through March 31 season. Selective fishery regulations. All species: Release all fish except steelhead. Trout: Release wild steelhead.

Tradition Lake (King County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Trapper Lake (Chelan County): Trout: Daily limit two.

Trout Creek (tributary to Wind River) (Skamania County): ~~((Selective fishery regulations. Trout: Minimum length fourteen inches.))~~ Closed waters.

Trout Lake (Ferry County): Last Saturday in April through October 31 season.

Trout Lake (tributary to Big White Salmon River) (Klickitat County): June 1 through October 31 season.

Tucannon River (Columbia/Walla Walla counties): Closed waters: All tributaries. During all open periods release wild steelhead.

From the Highway 261 Bridge upstream to Turner Road Bridge: Trout: Daily limit five, no more than two of which may be steelhead. Additional season November 1 through April 15. All species: Release all fish except steelhead and whitefish.

From the Turner Road Bridge upstream to the Cummings Creek Bridge: Selective fishery rules. Additional season November 1 through April 15. All species: Release all fish except steelhead and whitefish.

From the Cummings Creek Bridge upstream to ~~((the))~~ a sign referencing Deer Lake ((footbridge)) about 3/4 mile upstream of the Tucannon hatchery: Closed waters.

From ~~((the))~~ a sign referencing Deer Lake ((footbridge)) to the Panjab Creek Bridge: Selective fishery regulations. Trout: Legal to retain Dolly Varden/Bull Trout in the daily trout limit, minimum length twenty-four inches.

From the Panjab Creek Bridge upstream: Closed waters.

Tucannon River tributaries (Columbia/Walla Walla counties): Closed waters.

~~((Tunnel Lake (Skamania County): Last Saturday in April through last day in February season.))~~

Twin Lake (Jefferson County): Last Saturday in April through October 31 season.

Twin Lakes (Chelan County) and tributaries and outlet stream to junction with the Napeequa River: Closed waters.

Twisp River (Okanogan County), from mouth to War Creek: Selective fishery regulations. Trout: Minimum length twelve inches, maximum length twenty inches.

Tye River (King County): Foss River to Alpine Falls June 1 through October 31 season: Selective fishery ~~((regulations))~~ rules. Trout: Minimum length fourteen inches.

Whitefish: Additional November 1 through last day in February season. Release all fish other than whitefish. From Alpine falls upstream: Trout: Minimum size ten inches.

U Lake (Mason County): Last Saturday in April through October 31 season.

Umtanum Creek (Kittitas County): Selective fishery rules.

Uncle John Creek (Mason County): Closed waters.

Union Creek (Yakima County): From mouth upstream to falls (approximately 1/4 mile): Closed waters.

Union River (Mason County):

From mouth to watershed boundary: Trout: Minimum length fourteen inches.

From mouth to lower bridge on the Old Belfair Highway, additional November 1 through last day in February season. Trout: Minimum length fourteen inches. Release wild steelhead.

From watershed boundary to source, including all tributaries: Closed waters.

Upper Wheeler Reservoir (Chelan County): Closed waters.

Valley Creek (Clallam County): Last Saturday in April through October 31 season. Juveniles only.

Vance Creek (Mason County): Trout: Minimum length fourteen inches.

Vance Creek/Elma Ponds (Grays Harbor County): Pond One: Last Saturday in April through October 31 season. Juveniles only. Pond Two: Last Saturday in April through October 31 season.

Vancouver Lake and all other waters west of Burlington-Northern Railroad from Columbia River drawbridge near Vancouver downstream to Lewis River (Clark County): Trout: Daily limit two, minimum length twelve inches.

Vanes Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Vic Meyers (Rainbow) Lake (Grant County): Last Saturday in April through September 30 season.

Voight's Creek (Pierce County): From mouth to Highway 162 Bridge: Closed waters.

Waddell Creek (Thurston County): Selective fishery regulations. Trout: Minimum length twelve inches.

Wagners Lake (Snohomish County): Last Saturday in April through October 31 season.

Waitts Lake (Stevens County): Last Saturday in April through last day in February season.

Walker Lake (King County): Last Saturday in April through October 31 season.

Wallace River (Snohomish County):

From its mouth to the first Burlington-Northern Railroad bridge downstream of the Highway 2 Bridge: June 1 through September 1 season. Closed waters: From the first Burlington-Northern Railroad bridge (below Highway 2) to a point two hundred feet upstream of the water intake of the salmon hatchery. Trout except Dolly Varden/Bull Trout:

Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches.

From the mouth to mouth of Olney Creek: Additional November 1 through last day in February season. Fishing from any floating device prohibited. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches

Walla Walla River (Walla Walla County): ~~((Wild steelhead release:))~~

From mouth to the Touchet River: Year around season. Trout: Release trout April 1 through May 31.

From the Touchet River upstream to state line: ~~((June 1 through October 31))~~ Trout: All tributaries except Mill Creek, maximum length twenty inches. Additional season November 1 through April 15. All species: Release all fish except steelhead.

Walupt Lake (Lewis County): Closed waters: All inlet streams. Last Saturday in April through October 31 season. Selective fishery regulations except fishing from devices equipped with motors permitted. Trout: Minimum length ten inches.

Wannacut Lake (Okanogan County): Last Saturday in April through October 31 season.

Wapato Lake (Chelan County): Last Saturday in April through October 31 season. From August 1 through October 31: Selective fishery regulations except fishing from a device equipped with an internal combustion engine permitted. Trout: Release all trout.

Wapato Lake (Pierce County): Juveniles only.

Ward Lake (Ferry County): Last Saturday in April through October 31 season.

Ward Lake (Thurston County): Last Saturday in April through October 31 season.

Warden Lake and Warden Lake, South (Grant County): March 1 through July 31 season.

Washburn Island Pond (Okanogan County): April 1 through September 30 season. Bass: Only bass less than 12 inches or over fifteen inches in length may be retained. Fishing from a floating device equipped with an internal combustion motor prohibited.

Washington, Lake, including that portion of the Sammamish River from the 68th Avenue N.E. Bridge downstream (King County): Fishing from floating device prohibited one hundred yards either side of the floating bridges. Chumming permitted. Trout: December 1 through last day in February: Release all steelhead and rainbow trout over twenty inches in length. March 1 through June 30: Minimum length twelve inches, and release all steelhead and rainbow trout over twenty inches in length. Kokanee/sockeye under fifteen inches are kokanee while those fifteen inches and over are sockeye salmon.

Washington, Lake, Ship Canal (King County) (waters east of a north-south line 400 feet west of the fish ladder at the Chittenden Locks and west of a north-south line at the eastern ends of the concrete abutments east of the Montlake

Bridge): West of Fremont Bridge: Fishing from floating device prohibited. East of Fremont Bridge: Chumming permitted.

From west boundary to a north-south line 400 feet east of the eastern end of the northern wing wall of Chittenden Locks: Closed waters.

From 400 feet east of the eastern end of the northern wing wall of Chittenden Locks to the east boundary: Open year around. Trout: December 1 through last day in February daily limit five, no minimum length. Release steelhead and rainbow trout over twenty inches in length. March 1 through June 30, daily limit five, minimum length twelve inches. Release steelhead and rainbow trout over twenty inches in length. July 1 through November 30, daily limit five, no minimum length. Release wild steelhead. Kokanee/sockeye less than fifteen inches in length are kokanee and fifteen inches and over in length are sockeye salmon.

Washougal River (Clark County):

From mouth to bridge at Salmon Falls: June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat.

From mouth to Mt. Norway Bridge: Additional April 16 through May 31 season. All species: Release all fish except steelhead. Trout: Release wild steelhead.

From bridge at Salmon Falls to its source: Closed waters.

Washougal River, West (North) Fork (Clark/Skamania counties):

From mouth to the water intake at the department hatchery: Closed waters.

From intake at department hatchery to source: June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild steelhead and wild cutthroat.

Watson Lake (Columbia County): March 1 through October 31 season. Fishing from any floating device prohibited.

Wenas Lake (Yakima County): Trout: Daily limit five, of which not more than two may be brown trout.

Wenatchee Lake (Chelan County): Chumming permitted. Trout except kokanee: Daily limit two, minimum length twelve inches. Kokanee not counted in daily trout limit. Kokanee daily limit sixteen. Kokanee/sockeye under sixteen inches will be considered kokanee while those sixteen inches and over will be considered sockeye salmon.

Wenatchee River (Chelan County):

~~((From mouth to Ielele River Road Bridge at Leavenworth:))~~ June 1 through ~~((March))~~ August 31 season. Selective fishery regulations ~~((June 1 through November 30))~~. Trout: Minimum length twelve inches, maximum length twenty inches. ~~((Release wild steelhead.~~

~~From Ielele River Road Bridge at Leavenworth to Lake Wenatchee: June 1 through November 30 season. Selective fishery regulations. Trout: Minimum length twelve inches, maximum length twenty inches.))~~ Whitefish: Additional season December 1 through March 31. Selective fishery rules.

West Twin River (Clallam County): June 1 through last day in February season. Trout: Minimum length fourteen inches. Release wild steelhead.

Whatcom Creek (Whatcom County):

From mouth to stone bridge at Whatcom Falls Park: June 1 through last day in February season. Trout: Minimum length fourteen inches.

From stone bridge at Whatcom Falls Park upstream to Lake Whatcom: Last Saturday in April through October 31 season. Juveniles only. Trout: No minimum length.

Whatcom, Lake (Whatcom County): Last Saturday in April through October 31 season, except those waters between the Electric Avenue Bridge and the outlet dam are closed waters: ~~((Chumming permitted:))~~ Trout: ~~((No more than one over fourteen inches in length))~~ Daily limit may contain no more than one cutthroat trout, minimum cutthroat length eighteen inches.

Whatcom, Lake, tributaries (Whatcom County): Closed waters.

White River (Chelan County), from mouth ~~((of Napeequa River))~~ upstream to White River Falls: Selective fishery regulations. Trout: Maximum length twenty inches.

White (Stuck) River (Pierce County):

From mouth to R Street Bridge in Auburn: June 1 through September 30: Closed waters. October 1 through last day in February season: Trout: Minimum length fourteen inches. Release wild steelhead.

From R Street Bridge to Highway 410 Bridge at Buckley, except waters of Puget Power canal, including the screen bypass channel, above the screen at Dingle Basin are closed waters: October 1 through October 31 season only. Trout: 14 inch minimum size.

From the Weyerhaeuser 6000 Road Bridge (Bridge Camp) to its source: Whitefish: Additional November 1 through January 31 season. Release all fish except whitefish.

Whitechuck River (Snohomish County): Trout: Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches.

White Salmon River (Klickitat/Skamania counties):

From mouth to powerhouse: Year around season. Trout: Minimum length fourteen inches. Release wild steelhead.

From powerhouse to within four hundred feet of Northwestern Dam: November 16 to June 15 season. Trout: Minimum length fourteen inches. ~~((Release wild steelhead:))~~

From gas pipeline crossing above Northwestern Lake to Gilmer Creek: Selective fishery regulations. Trout: Minimum length twelve inches.

Whitestone Lake (Okanogan County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Wide Hollow Creek (Yakima County): Trout: Daily limit five, no minimum length.

Widgeon Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Wildberry Lake (Mason County): Last Saturday in April through October 31 season.

Wildcat Lake (Kitsap County): Last Saturday in April through October 31 season.

Wilderness Lake (King County): Last Saturday in April through October 31 season.

Willame Lake (Lewis County): Last Saturday in April through October 31 season. Selective fishery regulations. Trout: Daily limit two, minimum length fifteen inches.

Willapa River (Pacific County), including all forks: Closed waters: Four hundred feet below falls on South Fork to falls.

From department boat launch in South Bend upstream: Trout: Minimum length ~~((fourteen))~~ sixteen inches.

From department boat launch in South Bend to Forks Creek: Additional November 1 through March 31 season. Fishing from any floating device prohibited from the bridge on Willapa Road (Camp One Bridge) to Forks Creek. Trout: Minimum length ~~((fourteen))~~ sixteen inches.

South Fork: Additional November 1 through last day of February season. Trout: Minimum length ~~((fourteen))~~ sixteen inches.

Williams Creek (Pacific County): June 1 through last day in February season. Trout: Minimum length ~~((fourteen))~~ sixteen inches.

Williams Lake (Spokane County): Last Saturday in April through September 30 season.

Williams Lake (Stevens County): December 1 through March 31 season.

Willow Lake (Whatcom County): July 1 through October 31 season. Selective fishery regulations. Trout: Daily and possession limit one, minimum length eighteen inches.

Wilson Creek (two branches within Ellensburg city limits) (Kittitas County): Juveniles only. Trout: Daily limit five, no minimum length.

Winchester Wasteway (Grant County): Within Winchester Game Reserve: February 1 through September 30 season.

Wind River (Skamania County):

Mouth to four hundred feet below Shipherd Falls: June 1 through March 15 season. Trout: Minimum length fourteen inches. ~~((Release wild steelhead:))~~

From four hundred feet below to one hundred feet above Shipherd Falls fish ladder: Closed waters.

From one hundred feet above Shipherd Falls to source: June 1 through November 30 except closed from an upper boundary sign along Carson National Fish Hatchery grounds to a lower boundary marker 800 yards downstream June 1 through August 31. ~~((Trout: Release wild steelhead:))~~ All species: Selective fishery rules.

Tyee Springs: Closed waters.

From one hundred feet above Shipherd Falls fish ladder to source, including all tributaries: June 1 through November 30 season. Trout: Minimum length fourteen inches.

Winston Creek (tributary to Cowlitz River) (Lewis County): Selective fishery regulations. Trout: Minimum length ten inches.

Wiser Lake (Whatcom County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Wishkah River (Grays Harbor County), including all forks: Closed waters: ((East and West forks, and)) Mainstem from four hundred feet below outlet of dam at Wishkah Rearing Ponds (formerly Mayr Bros.) to ((outlet)) dam. Trout: Minimum length twelve inches. Release wild cutthroat.

From the mouth to ((Cedar Creek)) four hundred feet below outlet: Additional November 1 through March 31 season. Trout: Minimum length twelve inches. Release wild cutthroat.

Wood Lake (Mason County): Last Saturday in April through October 31 season.

Woodland Creek (Thurston County): Trout: Minimum length fourteen inches.

Wooten Lake: Last Saturday in April through October 31 season.

Wynoochee River (Grays Harbor County): Trout: Minimum length twelve inches. Release wild cutthroat.

From mouth to 7400 line bridge above mouth of Schafer Creek: Additional November 1 through March 31 season. Trout: Minimum length twelve inches. Release wild cutthroat.

Wynoochee Reservoir (Grays Harbor County): June 1 through October 31 season. Trout: Daily limit two, minimum length twelve inches.

Yakima River (Yakima County): Release all steelhead in mainstem and tributaries.

From mouth to four hundred feet below Roza Dam: Year around season. Trout: Minimum length twelve inches and maximum length twenty inches. Release all trout April 1 through May 31.

From Roza Dam to four hundred feet below Easton Dam: Year around season. Fishing from floating devices equipped with motors allowed only from the U.S. Bureau of Reclamation restricted area signs at Roza Dam upstream to the boat launch ramp on the Roza Access Area (approximately one-half mile). Trout: Selective fishery regulations, and release all trout. Whitefish: Bait and single-pointed, ((barbed)) hooks only may be used for whitefish December 1 through last day in February.

From Lake Easton to Keechelus Dam: Selective fishery regulations.

Yakima Sportsmen's Park Ponds (Yakima County): Juveniles only.

Yale Reservoir (Cowlitz County): Trout: Kokanee not counted in daily trout limit. Kokanee daily limit sixteen.

Yellowjacket Creek (tributary to Cispus River) (Lewis County): Selective fishery regulations. Trout: Minimum length twelve inches.

Yellowjacket Ponds (Lewis County): Last Saturday in April through last day in February season. Trout: No more than one over twelve inches in length.

Yokum Lake (Pend Oreille County): Last Saturday in April through October 31 season.

(3) Specific marine water exceptions to state-wide rules:

(a) Marine water area codes and boundaries:

(i) Area 1 (Ilwaco): ((~~West of the Megler Astoria Bridge north to Leadbetter Point. Effective January 1, 1989, Area 1 includes only~~)) Waters west of the Buoy 10 Line and north to Leadbetter Point.

(ii) Area 2 (Westport-Ocean Shores): From Leadbetter Point north to the Queets River. Area 2 excludes waters of Willapa Bay and Grays Harbor.

(iii) Area 2-1: Willapa Bay east of a line from Leadbetter Point to Willapa Channel Marker 8 (Buoy 8) then to the westerly most landfall on Cape Shoalwater.

(iv) Area 2-2: Grays Harbor east of a line from the outermost end of the north jetty to the outermost exposed end of the south jetty.

(v) Area 3 (La Push): From the Queets River north to Cape Alava.

(vi) Area 4 (Neah Bay): From Cape Alava north and inside Juan de Fuca Strait to the Sekiu River.

(vii) Area 5 (Sekiu and Pillar Point): From mouth of Sekiu River east to Low Point, mouth of the Lyre River.

(viii) Area 6 (East Juan de Fuca Strait): From Low Point east to the Partridge Point-Point Wilson line north to the line from Trial Island (near Victoria, B.C.) - Navigation Buoy BW "R" - Smith Island - the most northeasterly of the Lawson Reef lighted buoys (RB1 QK Fl Bell) - Northwest Island - the Initiative 77 marker on Fidalgo Island.

(ix) Area 7 (San Juan Islands): All marine waters north of the line described under Area 6 to the United States-Canadian boundary.

(x) Area 8 (Deception Pass, Hope and Camano Islands): Line projected from West Point on Whidbey Island to Reservation Head on Fidalgo Island east through Deception Pass, including all waters east of Whidbey Island to the Possession Point - Shipwreck Line.

(xi) Area 8-1 (Deception Pass and Hope Island): East of a line projected from West Point on Whidbey Island to Reservation Head on Fidalgo Island, south of the Burlington Northern Railroad Bridge at the north end of Swinomish Slough, north of the Highway 532 Bridge between Camano Island and the mainland, and westerly of a line from the East Point Light on Whidbey Island to the Saratoga Pass Light # 2 on Camano Island (F1 red 4 sec.).

(xii) Area 8-2 (Port Susan and Port Gardner): East of a line from the East Point Light on Whidbey Island to the Saratoga Pass Light # 2 on Camano Island (F1 red 4 sec.) and north of a line from the south tip of Possession Point 110 degrees true to a shipwreck on the opposite shore.

(xiii) Area 9 (Admiralty Inlet): All waters inside and south of the Partridge Point-Point Wilson Line and a line projected from the southerly tip of Possession Point 110 degrees true to a shipwreck on the opposite shore and northerly of the Hood Canal Bridge and the Apple Cove Point-Edwards Point Line.

(xiv) Area 10 (Seattle-Bremerton): From the Apple Cove Point-Edwards Point Line to a line projected true east-west through the northern tip of Vashon Island.

(xv) Area 11 (Tacoma-Vashon Island): From the northern tip of Vashon Island to the Tacoma Narrows Bridge.

(xvi) Area 12 (Hood Canal): All contiguous waters south of the Hood Canal Bridge and adjacent waters north of

the Hood Canal Bridge when fishing from the pontoon beneath the bridge.

(xvii) Area 13 (South Puget Sound): All contiguous waters south of the Tacoma Narrows Bridge.

(b) Marine waters regulations: These regulations apply to all marine waters contained within the boundaries of Washington state, within Puget Sound, Hood Canal, the Strait of Juan de Fuca, the San Juan Islands, the Strait of Georgia, and the Pacific Ocean, including estuaries (river mouths) from salt water upstream to a line between the outermost headlands measured at the highest high tide (usually the debris line furthest inshore on surrounding beaches), unless otherwise described under area regulations (see individual areas, below):

(i) Fishing hours: Twenty-four hours per day year around, except those waters of Area 10 west of the Lake Washington Ship Canal to a north-south line 175 feet west of the Burlington-Northern Railroad Bridge are closed waters.

(ii) License requirements: A valid current Washington state department of fish and wildlife game fish license, and, if appropriate, a steelhead license, is required to fish for game fish including steelhead in marine waters. All steelhead taken from marine areas shall be entered on the steelhead catch record card using the words Marine Area and followed by the appropriate marine area code number.

(iii) Gear restrictions: Angling gear only, and in those waters of Area 10 downstream of the First Avenue South Bridge to an east-west line through southwest Hanford Street on Harbor Island and parallel to southwest Spokane Street where it crosses Harbor Island, nonbuoyant lure restriction July 1 through November 30. In all areas, underwater spearfishing, spearing, gaffing, clubbing, netting, or trapping game fish is unlawful.

(iv) Trout: Daily limit two fish, minimum length fourteen inches except sixteen inches minimum length in Catch Area 2-1, except release Dolly Varden/Bull Trout and wild steelhead in all areas, release wild cutthroat in Marine ((~~Areas 12 and 13~~)) Area 2-2 and release all trout November 1 through May 31 in Chambers Bay and that portion of Marine Area 13 inside a line from Gordan Point to the dock at Pioneer gravel pit (second gravel pit approximately 1.2 miles north of Chambers Bay).

WSR 97-22-108

PROPOSED RULES

INSURANCE COMMISSIONER'S OFFICE

[Filed November 5, 1997, 11:33 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 96-24-108.

Title of Rule: Accelerated life insurance benefits.

Purpose: These rules allow for new products, clarify current rules, and enable Washington consumers to take advantage of new federal tax laws.

Other Identifying Information: Insurance Commissioner Matter No. R 96-13.

Statutory Authority for Adoption: RCW 48.02.060, 48.30.010.

Statute Being Implemented: RCW 48.11.020.

Summary: These rules clarify and update changes in the accelerated life insurance benefit regulations. New benefit triggers are added to comply with federal tax law and to allow new products on the market.

Reasons Supporting Proposal: Insurers requested changes to allow for new products. Consumers will be able to benefit from the availability of new products and their federal tax benefits.

Name of Agency Personnel Responsible for Drafting: Jon Hedegard, Lacey, Washington, (360) 407-0728; Implementation and Enforcement: Ida Zodrow, Olympia, Washington, (360) 664-8137.

Name of Proponent: Deborah Senn, Insurance Commissioner, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: In 1996, the federal government enacted the Health Insurance Portability and Accountability Act (HIPAA) allowing for tax benefits to be realized on accelerated life insurance benefits if certain conditions were met. This rule making is designed to enable insurers to market products that contain tax qualified accelerated life insurance benefits. To enable consumers to have the greatest variety of choices, policies that currently comply with current state law and regulations but do not qualify under HIPAA may still be marketed but they may not be sold or marketed as qualifying for certain tax benefits under HIPAA.

These proposed changes should result in the availability of a wider variety of products to the advantage of the consumer and insurers alike. Insurers asked for changes in the accelerated life insurance benefits rule to allow for the inclusion of similar triggers. Consumers will have their choice of products, benefit triggers, and possible tax consequences.

Proposal Changes the Following Existing Rules: WAC 284-23-610, 284-23-620, 284-23-640, 284-23-650, 284-23-660, 284-23-690, 284-23-710, and 284-23-730 are all amended. The changes clarify what benefit triggers may be allowed, what information must be disclosed to the consumer and in what manner, what financial options may be utilized, what must be filed, and how disputes regarding the occurrence of qualifying events must be resolved. WAC 284-23-610 is amended for clarify but continues to prevent an accelerated life insurance benefits provision from being marketed or sold as long-term care. WAC 284-23-620 is amended to accommodate the benefit triggers allowed under HIPAA and to allow for a community-based care trigger. WAC 284-23-640 is amended to allow, with the prior written approval of the commissioner, restrictions in the use of the proceeds from the payment of accelerated benefits. Inclusion in the contract or rider of a statement that the insured's accidental death benefit will not be affected by the acceleration of benefits is required. WAC 284-23-650 is amended to clarify disclosure requirements and to require the disclosure of whether or not the provision is intended to qualify under HIPAA. WAC 284-23-660 is amended to be easier to read and understand. WAC 284-23-690 is amended to clarify financing options and to permit only one financing option for the new community-based care or institutional care trigger. WAC 284-23-710 is amended for clarity to be

easier to read and understand. WAC 284-23-730 is amended to eliminate sections that were redundant.

A small business economic impact statement has been prepared under chapter 19.85 RCW.

Small Business Economic Impact Statement

Introduction: This report analyzes a proposal to modify rules related to accelerated life insurance benefits (ALIB). The changes are proposed to improve the clarity of the requirements and expand the numbers of benefit triggers permitted. The new benefit triggers are proposed in order to comply with federal tax law and to allow new products in the market. This evaluation is completed to demonstrate that the proposed amendments increase the probable benefits of the ALIB rules while imposing no additional costs on the regulated industry. An analysis of the economic impact on small businesses is also included as part of this evaluation.

Background: In 1996, Congress enacted tax law changes (Health Insurance Portability and Accountability Act (HIPAA)) which set standards for favorable federal income tax treatment of life insurance policies with accelerated life insurance benefit provisions. The commissioner is proposing to amend rules regarding ALIB in order to coordinate with the federal rules to ensure that tax qualification of insurance premiums and benefits is not hindered by rules in Title 284 WAC. The rules are designed to enable carriers to market products that contain these types of ALIB provisions and enable consumers to have the greatest variety of choices.

Federal Law and Other State Law: Although this rule making is not explicitly required by federal regulation, the rules are being modified so that Washington state policyholders and insurers can more easily take advantage of the potential tax benefits established by HIPAA. These rules do not require any person to take an action that violates requirements of any other federal or state law. Rule drafters participated in various informational workshops to learn more about HIPAA implementation issues throughout the spring and summer of 1997.

Industry Codes: The proposed rules would affect all insurers selling life insurance with accelerated life insurance benefit provisions in the state of Washington. This would affect Accident and Health Insurance Companies (industry code #6321).

Probable Costs: The proposed rules do not impose any direct costs on the regulated industry. The proposed rules improve the efficiency and clarity of regulation concerning ALIB provisions. The rules do not restrict current ALIB provisions and do not impose new filing requirements. The proposed rules expand the list of available benefit triggers for all policies that include ALIB provisions. The commissioner recognizes the potential for costs associated with the time required to read and comprehend the amended rules. These probable costs would be insignificant relative to the benefits associated with the proposed rules.

Probable Benefits: The proposed rules increase the numbers of permitted benefit triggers. For the purposes of this rule making, a benefit trigger is an event that occurs to the owner of a life policy that significantly changes his or her risk of mortality or morbidity. For example, if the owner of a life policy is diagnosed with cancer, this "event" could act as a "benefit trigger." This event could trigger an acceleration of life insurance benefits so a policyholder or

certificate holder could receive benefits during his or her lifetime. The ALIB rules describe the types of triggers or "qualified events" that will be accepted by the commissioner.

The Health Insurance Portability and Accountability Act allows policyholders of life insurance policies with ALIB provisions to receive favorable federal income tax treatment, provided that certain benefit triggers are met. The proposed rules add the benefit triggers required by HIPAA. Current policy forms do not qualify under HIPAA but may still be marketed, however they may not be sold or marketed as qualifying under HIPAA.

In addition to the currently permitted benefit, the proposed rules provide additional triggers so that insurers have more flexibility in designing ALIB products which may potentially increase the choices of products for consumers.

In addition to these changes, the proposed rules improve the clarity of regulation concerning ALIB.

Small Business Impact: The proposed rule making does not impose a disproportionately higher economic burden on small businesses within the four-digit classification. There are no filing requirements associated with the proposed rules. The rules are being amended to permit more flexibility by increasing the numbers of benefit triggers. Small businesses will not be required to change their business practices in any way to comply with the proposed rules.

Mitigation: Mitigation to reduce the economic impact of the proposed rules on small businesses is not necessary because there are no cost impacts on small businesses. The proposed amendments could be considered a form of mitigation because they provide potentially more benefits to both insurers and consumers, without imposing costs on the regulated industry.

Industry Involvement: Businesses that will be affected by the proposed rules were invited to provide input to the commissioner's staff throughout the rule-writing process. A Preproposal Statement of Inquiry was filed for the rule on December 4, 1996. Rule drafters participated in two workshops, sponsored by the Health Insurance Association of America, during the spring and summer of 1997 to discuss HIPAA implementation issues.

Conclusion: The proposed amendments increase the potential benefits of current rules without increasing the costs of compliance. The proposed rules also clarify accelerated life insurance benefit provisions. These rules do not impose any direct costs on the regulated industry. The proposed rules benefit insurers selling life insurance policies with ALIB provisions as well as purchasers of these policies. Because the rules increase potential benefits without imposing any direct costs, it is reasonable to conclude that the probable benefits of this proposed rule making are greater than probable costs.

A copy of the statement may be obtained by writing to Kacy Brandeberry, P.O. Box 40256, Olympia, WA 98504-0256, FAX (360) 407-0351, phone (360) 407-0729.

RCW 34.05.328 applies to this rule adoption.

Hearing Location: Conference Room, Downstairs, RoweSix Building 4, 4224 6th Avenue S.E., Lacey, WA, on Wednesday, December 10, 1997, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Steve Carlsberg, TDD (360) 664-3154.

Submit Written Comments to: Kacy Brandeberry, P.O. Box 40256, Olympia, WA 98504-0256, Internet e-mail: KacyB@oic.wa.gov, FAX (360) 407-0351, by December 8, 1997.

Date of Intended Adoption: December 22, 1997.

November 4, 1997

Greg Scully

Chief Deputy Commissioner

AMENDATORY SECTION (Amending Order R 94-18, filed 8/29/94, effective 9/29/94)

WAC 284-23-610 Authority, finding, purpose, and scope. (1) The purpose of this regulation, WAC 284-23-600 through 284-23-730, is to define certain minimum standards for the regulation of accelerated benefit provisions of individual and group life insurance policies, a single violation of which will be deemed to constitute an unfair claims settlement practice. The commissioner finds and hereby defines it to be an unfair act or practice and an unfair method of competition for any insurer to provide accelerated benefits except as provided in this regulation.

(2) The commissioner finds that accelerated benefits in life insurance policies are primarily mortality risks rather than morbidity risks. The commissioner further finds that accelerated benefits are optional modes of settlement of proceeds under life insurance proceeds under RCW 48.11.020. No qualifying event as defined under WAC 284-23-620(3) changes the nature of the underlying life insurance policy. No accelerated benefits provision shall be called or marketed as long-term care as defined under RCW 48.84.020(1).

(3) This regulation applies to all accelerated benefit provisions of individual and group life insurance policies and riders which are issued or delivered to a resident of this state, on or after the effective date of this regulation. The regulation applies to both policies and riders. It also applies to solicitations for the sale of accelerated benefits, whether in the form of policies or riders.

(4) ~~((This regulation does not apply to any long term care insurance policies, contracts, or certificates.~~

~~(5))~~ This regulation does not require inclusion or offering of any accelerated benefit in a life insurance policy. This regulation regulates those accelerated benefits which individual and group life insurers choose to advertise, offer, or market on or after the effective date of this regulation.

AMENDATORY SECTION (Amending Order R 94-18, filed 8/29/94, effective 9/29/94)

WAC 284-23-620 Definitions. Unless the context clearly requires otherwise, the definitions in this section apply throughout this regulation.

(1) "Accelerated benefits" means benefits payable under an individual or group life insurance policy. They are primarily mortality risks, rather than morbidity risks. Accelerated benefits may also mean optional modes of settlement of proceeds under life insurance policies. Accelerated benefits are benefits:

(a) Payable to either the policyholder of an individual life policy or to the certificateholder of a group life policy, during the lifetime of the insured, in anticipation of death, or upon the occurrence of certain specified life-threatening,

terminal, or catastrophic conditions defined by the policy or rider as described in subsection (3) of this section; and

(b) Which reduce or eliminate the death benefit otherwise payable under the life insurance policy or rider; and

(c) Which are payable upon the occurrence of a single qualifying event which results in the payment of a benefit amount fixed at the time the accelerated benefit is paid.

(2) "Qualified actuary" means a person who is a qualified actuary as defined in WAC 284-05-060.

(3) "Qualifying event" means one or more of the following:

(a) ~~A medical condition which ((would result in a drastically limited life span as specified in the policy or rider, such as twenty four months or less))~~ a physician has certified is reasonably expected to result in death twenty-four months or less after the date of certification;

(b) A medical condition which has required or requires extraordinary medical intervention; for example, major organ transplants or the use of continuous life support, without which the insured would die;

(c) Any condition which usually requires continuous confinement in any eligible institution as defined in the policy or rider, if the insured is expected to remain there for the rest of his or her life;

(d) Any medical condition which, in the absence of extensive or extraordinary medical treatment, would result in a drastically limited life span of the insured. Such medical conditions may include, for example:

(i) Coronary artery disease resulting in an acute infarction or requiring surgery;

(ii) Permanent neurological deficit resulting from cerebral vascular accident;

(iii) End stage renal failure;

(iv) Acquired immune deficiency syndrome; or

(v) Other medical conditions which the insurance commissioner approves for any particular filing;

(e) Any condition which requires either community-based care or institutional care; or

(f) A medical condition that results in an insured being certified by a licensed health care practitioner as chronically ill by meeting either or both of the following standards within the preceding twelve-month period:

(i) The insured is expected to be unable to perform (without substantial assistance from another individual) at least two activities of daily living without a deficiency for a period of at least ninety days due to a loss of functional capacity; or

(ii) The insured requires substantial supervision to protect himself or herself from threats to health and safety due to severe cognitive impairment.

(4) "Community based care" means services including, but not limited to: (a) Home delivered nursing services or therapy; (b) custodial or personal care; (c) day care; (d) home and chore aid services; (e) nutritional services, both in-home and in a communal dining setting; (f) respite care; (g) adult day health care services; or (h) other similar services furnished in a home-like or residential setting that does not provide overnight care. Such services shall be provided at all levels of care, from skilled care to custodial or personal care.

(5) "Institutional care" means care provided in a hospital, skilled or intermediate nursing home, or other

PROPOSED

facility certified or licensed by the state primarily affording diagnostic, preventive, therapeutic, rehabilitative, maintenance or personal care services. Such a facility provides twenty-four-hour nursing services on its premises or in facilities available to the institution on a formal prearranged basis.

(6) "Activities of daily living" on which an insurer intends to rely as a measure of functional incapacity shall be defined in the policy, and shall include all of the following:

(a) Bathing: The ability of the insured to wash himself or herself either in the tub or shower or by sponge bath, including the task of getting into or out of a tub or shower.

(b) Contenance: The ability of the insured to control bowel and bladder functions; or in the event of incontinence, the ability to perform associated personal hygiene (including caring for catheter or colostomy bag).

(c) Dressing: The ability of the insured to put on and take off all items of clothing, and necessary braces, fasteners, or artificial limbs.

(d) Eating: The ability of the insured to feed himself or herself by getting food and drink from a receptacle (such as a plate, cup, or table) into the body including intravenously or by feeding tube.

(e) Toileting: The ability of the insured to get to and from the toilet, get on and off the toilet, and perform associated personal hygiene.

(f) Transferring: The ability of the insured to move in and out of a chair, bed, or wheelchair.

(7) "Licensed health care practitioner" means any physician, any registered professional nurse, or registered social worker.

(8) "Substantial assistance" means:

(a) "Hands-on assistance" - the physical assistance of another person without which the insured would be unable to perform the activity of daily living; and

(b) "Standby assistance" - the physical presence of another person within arm's reach of the insured that is necessary to prevent, by physical intervention, injury to the insured while the insured is performing the activity of daily living.

(9) "Severe cognitive impairment" means a loss or deterioration in intellectual capacity that is:

(a) Comparable to (and includes) Alzheimer's disease and similar forms of irreversible dementia; and

(b) Measured by clinical evidence and standardized tests that reliably measure impairment in the insured's (i) short-term or long-term memory, (ii) orientation as to people, places, or time, and (iii) deductive or abstract reasoning.

(10) "Substantial supervision" means continual supervision (which may include cuing by verbal prompting, gestures, or other demonstrations) by another person that is necessary to protect the insured from threats to his or her health or safety.

AMENDATORY SECTION (Amending Order R 94-18, filed 8/29/94, effective 9/29/94)

WAC 284-23-640 Criteria for payment. (1) Payment options ~~(shall)~~ may include, the option of taking the benefit as a lump sum. The benefit shall not be made available as an annuity contingent upon the life of the insured.

(2) Except with the prior written approval of the commissioner no insurer may restrict the use of the proceeds from the payment of accelerated benefits.

(3) If any part of the death benefit remains after payment of an accelerated benefit, then any applicable accidental death benefit payable under the policy or rider shall not be affected by the payment of the accelerated benefit. The contract or rider shall include a statement that the insured's accidental death benefit will not be affected by the acceleration of benefits.

NEW SECTION

WAC 284-23-645 Tax qualified accelerated benefit provisions. Accelerated benefit provisions intended to qualify under section 101(g) of the Internal Revenue Code of 1986 (26 U.S.C. 101(g)) as amended by Public Law 104-191 shall only provide the benefit triggers in WAC 284-23-620 (3)(a) and (f). Accelerated benefit provisions that include other triggers shall not be marketed or sold as complying or intending to comply with Public Law 104-191 or 26 U.S.C. 101(g) as amended by Public Law 104-191.

AMENDATORY SECTION (Amending Order R 94-25, filed 12/6/94, effective 1/6/95)

WAC 284-23-650 Disclosure statement. (1) The words "accelerated benefit" must be included in the required title of every life insurance policy or rider that includes a provision for accelerated benefits. Accelerated benefits shall not be described, advertised, marketed, or sold as either long-term care insurance or as providing long-term care benefits.

(2) Possible tax consequences and possible consequences on eligibility for receipt of Medicare, Medicaid, Social Security, Supplemental Security Income (SSI), or other sources of public funding shall be included in every disclosure statement.

~~(a) ((A disclosure statement shall be provided which contains a statement that receipt of accelerated benefits may be taxable and that assistance should be sought from a personal tax advisor. The disclosure statement shall be prominently displayed on the first page of the policy or rider and any other related materials.~~

~~(b))~~ The disclosure form shall include a disclosure statement. The disclosure statement shall be prominently displayed on the first page of the policy, rider, or certificate. The disclosure statement shall contain substantially the following: "If you receive payment of accelerated benefits from a life insurance policy, you may lose your right to receive certain public funds, such as Medicare, Medicaid, Social Security, Supplemental Security, Supplemental Security Income (SSI), and possibly others. Also, receiving accelerated benefits from a life insurance policy may have tax consequences for you. We cannot give you advice about this. You may wish to obtain advice from a tax professional or an attorney before you decide to receive accelerated benefits from a life insurance policy."

(b) The disclosure statement shall state whether or not the accelerated life is intended to qualify under section 101(g) of the Internal Revenue Code of 1986 (26 U.S.C. 101(g)) as amended by Public Law 104-191.

(c) The disclosure ((~~statement~~)) form must be provided (i) to the applicant for an individual or group life insurance policy at the time application is made for the policy or rider; and (ii)(A) to the individual insured at the time the owner of an individual life insurance policy submits a request for payment of the accelerated benefit, and before the accelerated benefit is paid, or (B) to the individual certificateholder at the time an individual certificateholder of a group life insurance policy submits a request for payment of the accelerated benefit, and before the accelerated benefit is paid. It is not sufficient to provide this required disclosure statement only to the holder of a group policy.

(3) The disclosure ((~~statement~~)) form shall give a brief and clear description of the accelerated benefit. It shall define all qualifying events which can trigger payment of the accelerated benefit. It shall also describe any effect of payment of accelerated benefits upon the policy's cash value, accumulation account, death benefit, premium, policy loans, and policy liens.

(a) In the case of agent solicited insurance, the agent shall provide the disclosure form to the applicant before or at the time the application is signed. Written acknowledgment of receipt of the disclosure statement shall be signed by the applicant and the agent.

(b) In the case of a solicitation by direct response methods, the insurer shall provide the disclosure form to the applicant at the time the policy is delivered, with a written notice that a full premium refund shall be made if the policy is returned to the insurer within the free look period.

(c) In the case of group life insurance policies, the disclosure ((~~statement~~)) form shall be contained in the certificate of coverage, ((~~or~~)) and may be contained in any other related document furnished by the insurer to the certificateholder.

(4) If there is a premium or cost of insurance charge for the accelerated benefit, the insurer shall give the applicant a generic illustration numerically demonstrating any effect of the payment of an accelerated benefit upon the policy's cash value, accumulation account, death benefit, premium, policy loans, or policy liens.

(a) In the case of agent solicited insurance, the agent shall provide the illustration to the applicant either before or at the time the application is signed.

(b) In the case of a solicitation by direct response methods, the insurer shall provide the illustration to the applicant concurrently with delivery of the policy to the applicant.

(c) In the case of group life insurance policies, the disclosure form shall be included in the certificate of insurance or any related document furnished by the insurer to the certificateholder.

(5)(a) Insurers with financing options other than as described in WAC 284-23-690 (1)(b) and (c) of this regulation, shall disclose to the policyowner any premium or cost of insurance charge for the accelerated benefit. Insurers shall make a reasonable effort to assure that the certificateholder on a group policy is made aware of any premium or cost of insurance charge for the accelerated benefits, if he or she is required to pay all or any part of such a premium or cost of insurance charge.

(b) Insurers shall furnish an actuarial demonstration to the Insurance Commissioner when filing an individual or

group life insurance policy or rider form that provides accelerated benefits, showing the method used to calculate the cost for the accelerated benefit.

(6) Insurers shall disclose to the policyholder any administrative expense charge. The insurer shall make a reasonable effort to assure that the certificateholder on a group policy is made aware of any administrative expense charge if he or she is required to pay all or any part of any such charge.

(7) When the owner of an individual policy or the certificateholder of a group policy requests payment of an accelerated benefit, within 20 days of receiving the request the insurer shall send a statement to that person, and to any irrevocable beneficiary, showing any effect that payment of an accelerated benefit will have on the policy's cash value, accumulation account, death benefit, premium, policy loans, and policy liens. This statement shall disclose that receipt of accelerated benefit payments may adversely affect the recipient's eligibility for Medicaid or other government benefits or entitlements. When the insurer pays the accelerated benefit, it shall issue an amended schedule page to the owner of an individual policy, or to the certificateholder of a group policy, showing any new, reduced in-force amount of the policy. When more than one payment of accelerated benefit is permitted under the policy or rider, the insurer shall send a revised statement to the owner of an individual policy, or to the certificateholder of a group policy, when a previous statement has become invalid due to payment of accelerated benefits.

AMENDATORY SECTION (Amending Order R 94-18, filed 8/29/94, effective 9/29/94)

WAC 284-23-660 Effective date of the accelerated benefit. The accelerated benefit provision shall be effective for a qualifying event caused by an accident((s)) on the effective date of the policy or rider. The accelerated benefit provision shall be effective for illness no more than thirty days following the effective date of the policy or rider.

AMENDATORY SECTION (Amending Order R 94-25, filed 12/6/94, effective 1/6/95)

WAC 284-23-690 Actuarial standards, financing options, effect on cash value, and effect on policy loans. (1) An insurer shall select ((~~one of~~)) among the following finance options. Under subsection (1)(a) and (1)(b) of this section, the accelerated death benefit is regarded as completely settled. Premiums, if any, payable for the remaining coverage shall be reduced proportionally.

(a) An insurer may require a premium charge or cost of insurance charge for the accelerated benefit. These charges shall be based on sound actuarial principles. No additional charges may be imposed to collect benefits.

(b) An insurer may pay the present value of the face amount of the insured's policy or certificate. The calculation of that present value shall be based upon any applicable discount appropriate to the policy design. The interest rate or interest rate methodology used in the calculation shall be based upon sound actuarial principles and disclosed in the policy or actuarial memorandum. The maximum interest rate used shall be no more than the greater of:

(i) The current yield on ninety day treasury bills; or

(ii) The current maximum statutory adjustable policy loan interest rate.

(c) An insurer may accrue an interest charge on the amount of the accelerated benefits. The interest rate or the interest rate methodology used in the calculation shall be based upon sound actuarial principles and shall be disclosed in the policy or the actuarial memorandum. The maximum interest rate used shall be no more than the greater of:

(i) The current yield on ninety day treasury bills; or

(ii) The current maximum statutory adjustable policy loan interest rate.

The interest rate accrued on the portion of the lien which is equal in amount to the cash value of the policy at the time the benefit is accelerated shall be no more than the loan interest rate stated in the policy.

(d) Any other financing option that the commissioner is satisfied is not contrary to the best interests of the public. No financing option shall be offered by any insurer without the prior written approval of the commissioner.

(2) When an accelerated benefit is payable, there shall be no more than a pro rata reduction in the cash value based upon the percentage of death benefit accelerated to produce the accelerated benefit payment; provided, however, that the payment of accelerated benefits, any administrative expense charges, any future premiums, and any accrued interest may be considered a lien against the death benefit of the policy or rider, and the access to any remaining cash value may be restricted to the excess of the cash value over the sum of any other outstanding loans and any lien. Future access to additional policy loans may be limited to any excess of the cash value over the sum of the lien and any other outstanding policy amounts. When payment of an accelerated benefit results in a pro rata reduction in the cash value, the payment may not be applied toward repaying an amount greater than a pro rata portion of any outstanding policy loans.

(3) In the case of an acceleration as defined at WAC 284-23-620 (3)(e), an insurer shall use only one of the finance options permitted in this section for any insurance policy or certificate. An insurer may not place a lien on the face amount of an insured's policy or certificate and at the same time discount the face amount or accumulation amount.

AMENDATORY SECTION (Amending Order R 94-18, filed 8/29/94, effective 9/29/94)

WAC 284-23-710 Filing requirements. The filing of all forms containing accelerated benefit provisions (~~including both policies and riders,~~) is required, pursuant to RCW 48.18.100 and WAC 284-58-130.

AMENDATORY SECTION (Amending Order R 94-18, filed 8/29/94, effective 9/29/94)

WAC 284-23-730 Resolution of disputes regarding occurrence of qualifying events. ~~((+))~~ In the event the insured's health care provider and a health care provider appointed by the insurer disagree on whether a qualifying event has occurred, the opinion of the health care provider appointed by the insurer is not binding on the claimant. The parties shall attempt to resolve the matter promptly and amicably. The policy or rider providing the accelerated benefit shall provide that in case the disagreement is not so resolved, the claimant has the right to mediation or binding

arbitration conducted by a disinterested third party who has no ongoing relationship with either party. Any such arbitration shall be conducted in accordance with chapter 7.04 RCW. As part of the final decision, the arbitrator or mediator shall award the costs of arbitration to one party or the other or may divide the costs equally or otherwise.

~~((2) To select the arbitrator or mediator, the claimant shall choose one health care provider, who may or may not be the claimant's regular health care provider or otherwise associated with or related to the claimant. The insurer shall choose one health care provider, who may or may not be an employee or otherwise associated with the insurer. Those two choices shall be made within seven days after the later of those two health care providers has been chosen, those two health care providers shall agree on and appoint an arbitrator or mediator. The arbitrator or mediator will hear the case or otherwise commence resolving it within seven days of his or her appointment, and shall render a decision within fourteen days after appointment.~~

~~(3) "Health care provider," as used in this regulation, means a health care provider acting within the scope of his or her license.))~~

WSR 97-22-109

PROPOSED RULES

EMPLOYMENT SECURITY DEPARTMENT

[Filed November 5, 1997, 11:36 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 95-07-075.

Expedited Adoption—Proposed rule making notice was filed as WSR 97-19-087.

Title of Rule: WAC 192-12-141 Applying for unemployment benefits and 192-23-018 Failure to report in person to reopen a claim for benefits after a break in claim series.

Purpose: To allow new and reopened claims for unemployment benefits to be filed by mail.

Statutory Authority for Adoption: RCW 50.12.010, 50.12.040, 50.20.010.

Statute Being Implemented: RCW 50.20.140.

Summary: The proposed changes will allow individuals in rural areas of the state, and in other areas designated by the commissioner, to file their claims for unemployment benefits by mail, rather than visiting the office in person.

Reasons Supporting Proposal: The proposed rule changes were tested on a pilot basis in Pierce County for two years. The finding of the Mail-In Application Pilot Study Group was that the use of alternative methods of application provided better customer service without compromising the primary objectives of the unemployment insurance program.

Name of Agency Personnel Responsible for Drafting: Juanita Myers, 212 Maple Park, Olympia, (360) 902-9665; Implementation and Enforcement: Dale Ziegler, 212 Maple Park, Olympia, (360) 902-9303.

Name of Proponent: Employment Security Department, governmental.

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

PROPOSED

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed changes will allow individuals in rural areas of the state, and in other areas designated by the commissioner, to file their new and reopened claims for unemployment benefits by mail, rather than in person. Based upon the pilot study performed in Pierce County, the effect of the proposed change is to improve customer service by eliminating long lines at the Job Service Center, while maintaining federal performance and timeliness standards.

Proposal Changes the Following Existing Rules: WAC 192-12-141 currently requires individuals to file their initial claims for unemployment benefits in person. The proposed change will allow individuals in designated areas to file their applications by mail.

WAC 192-23-018 provides penalties for individuals who fail to report in person to reopen an existing claim. The proposed change will allow individuals to reopen their claim by any method as directed by the department.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed changes pertain only to the method by which individuals will file their claims for unemployment benefits, and do not impact eligibility requirements. The changes were subjected to a lengthy pilot study in Pierce County. The data indicated filing claims by mail had no impact on the number of people applying for benefits, and no discernible impact on the duration of the average unemployment claim. Based upon the information obtained through the pilot study, a small business economic impact statement is not required by RCW 19.85.030.

RCW 34.05.328 does not apply to this rule adoption. The proposed rules do not constitute "significant legislative" rules within the meaning of RCW 34.05.328 because they do not (a) subject a violator of the rule to a penalty or sanction; (b) establish, alter or revoke any qualification or standard for a license or permit; or (c) adopt a new or significantly amended policy or regulatory program. The proposed rules best fit within the definition of "procedural rules" described in that statute.

Hearing Location: Employment Security Department, 106 Maple Park, Room 1, Olympia, WA 98504, on December 10, 1997, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Karen LaFreniere, Affirmative Action by December 8, 1997, TDD (360) 902-9589, or (360) 902-9582.

Submit Written Comments to: John Nemes, Rules Coordinator, Employment Security Department, P.O. Box 9046, Olympia, WA 98504-9046, FAX (360) 438-3226, by December 9, 1997.

Date of Intended Adoption: December 19, 1997.

November 4, 1997

Cindy Zehnder

Deputy Commissioner

AMENDATORY SECTION (Amending WSR 95-18-107, filed 9/6/95, effective 10/7/95)

WAC 192-12-141 Applying for unemployment benefits. (1) If you apply for Washington state benefits in another state, follow the instructions in WAC 192-12-130. If you apply for benefits in Washington state, follow the instructions below.

(2) **How do I apply for benefits?** (a) In most areas of the state, you must file your application for benefits in person at a Washington state employment security office.

(b) In designated rural areas, or in other locations approved by the commissioner, you may file your application for benefits by mail.

(c) Other methods of filing applications for benefits can be authorized by the department as needed.

You may apply at any time, even if you are working. If you file your application in person, your claim is effective the ((first)) week in which you report to the employment security office. If you file your application by mail, your claim is considered filed on the postmarked date.

(3) **Do I have to register for work?** You must register for work unless you are partially unemployed or on standby. (See WAC 192-12-150.)

(4) **Will I receive benefits immediately?** The first week you are eligible for benefits is your waiting week. You will not be paid for this week.

(5) **Do I continue to file a claim for benefits?** You must file a claim as instructed for all weeks for which you want to be paid. Every week begins on Sunday and ends at midnight on Saturday. Your claim must be filed after the end of the week(s) you are claiming.

(a) **What information do I report on my claim form?** The claim form must contain:

(i) The Saturday date(s) of the week(s) you are claiming;

(ii) Answers to all the questions (your claim will be considered legal if at least one question is answered);

(iii) Your signature or, if filing by telephone, your personal identification number;

(iv) The amount and source of any pension you are receiving for the week claimed;

(v) Any holiday earnings received during the week claimed;

(vi) Any vacation pay received during the week claimed, and the dates for which such pay was accrued; and

(vii) Any earnings and the number of hours you worked during the week claimed, unless you are not eligible for benefits because you are fully employed.

A claim that does not meet these requirements is incomplete and will be returned to you with a request for additional information.

(b) **How do I file my claim?** When you apply, you will be told to file your claim in person, by mail, or by telephone. If you file by mail, the claim is considered filed on the postmarked date.

(c) **How often must I file my claim?** When you apply, you will be told to file weekly or biweekly.

(i) If you file weekly, you will claim the week which ended the preceding Saturday.

(ii) If you file biweekly, you will claim the two weeks which ended on the preceding Saturday.

(iii) Other filing schedules can be authorized for the purpose of study, in cases of emergency, or where unusual circumstances make weekly or biweekly filing difficult.

(6) **Are there other times when I am required to report in person?** You may be instructed to report in person for any reason. If you do not report, you will not receive benefits for that week, except:

(a) If you return to work and cannot report in person as instructed, you can file your claim by mail;

(b) If you have been instructed to file in person on a Friday (or the last business day of a week), you can file your claim on the next business day; or

(c) When you can show you had good cause for not reporting in person. "Good cause" includes factors which would cause another person in similar circumstances to be unable to report as directed.

(7) **When is my claim considered late?** (a) Until you receive your first payment, your claim is considered late if it is filed more than seven days (one week) after the Saturday of the last week being claimed. You will not be paid for these weeks unless you can prove you had a good reason for filing late.

(b) After you have received your first payment, your claim is considered late if it is filed more than 28 days (four weeks) after the Saturday of the last week being claimed. Any week or weeks that are filed late will be conditionally paid. This means you will be paid benefits, but you will be asked to prove you had a good reason for filing late. If you cannot do so, you will receive a notice directing you to repay benefits for the week(s) you filed late.

(8) **How do I reopen my claim?** If you have stopped filing claims for one or more weeks, you must ((report in person to)) reopen your claim by reporting as directed to your local employment security office. ((Other methods for reopening claims can be authorized by the department as needed.))

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

AMENDATORY SECTION (Amending WSR 87-12-021, filed 5/28/87, effective 8/30/87)

WAC 192-23-018 Failure to report ((in person)) as directed to reopen a claim for benefits after a break in claim series. (1) ((If,)) After a break in weeks claimed, your claim for benefits will be denied under RCW 50.20.010(1) if you fail:

(a) To report as directed ((a claimant submits a claim for benefits without reporting in person to reopen his or her claim)) during the first week for which ((the claimant wishes)) you wish to be eligible for benefits, and ((fails))

(b) To respond to a request to report ((in person)) as directed to reopen ((his or her)) your claim, or ((fails))

(c) To establish good cause for failure to report ((in person)) as directed to reopen ((his or her)) your claim ((the claimant will be subject to denial pursuant to RCW 50.20.010(1)).

(2) The denial of benefits ((authorized by this section is indefinite in nature, and)) will remain in effect until ((the individual)) you report ((s in person)) as directed to reopen ((his or her)) your claim.

PROPOSED

WSR 97-22-018
EXPEDITED ADOPTION
DEPARTMENT OF
NATURAL RESOURCES

[Order 642—Filed October 28, 1997, 2:38 p.m.]

Title of Rule: WAC 332-24-205 General rules—Minimum requirements for all burning.

Purpose: To regulate burning on lands protected by the department. Establish minimum requirements for all burning on lands protected by the department to prevent wildfires, and prevent restriction of visibility, excessive air pollution or a nuisance.

Statutory Authority for Adoption: RCW 76.04.015, 76.04.205, 70.94.660, and 70.94.743.

Statute Being Implemented: RCW 76.04.205 and 70.94.743.

Summary: In 1997 the legislature passed HB 1726, which allows outdoor burning of storm and flood-related debris within nonattainment areas.

Reasons Supporting Proposal: WAC 332-24-205 needs to be amended to be consistent with HB 1726.

Name of Agency Personnel Responsible for Drafting: Mark Gray, Olympia, (360) 902-1754.

Name of Proponent: Department of Natural Resources, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 332-24-205 specifies minimum requirements for all burning on lands that receive fire protection from the department. The rule describes the conditions under which the department allows burning on forest land within air pollution nonattainment areas.

The department anticipates a very small increase in burning in nonattainment areas, which will be offset by reduced wildfire risk in the areas where landowners use prescribed burning. Prescribed burning does not contribute to violations of air quality standards that caused those areas to be classified as nonattainment.

Proposal Changes the Following Existing Rules: The rule change adds burning for the exclusive purpose of managing storm or flood-related debris as a type of burning allowed within nonattainment areas.

NOTICE

THIS RULE IS BEING PROPOSED TO BE ADOPTED USING AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS RULE BEING ADOPTED USING THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Mark Gray, Department of Natural Resources, 1111 Washington Street S.E., P.O. Box 47037, Olympia, WA 98504-7037, AND RECEIVED BY January 5, 1998.

October 22, 1997
 Charles Baum
 Department Supervisor

AMENDATORY SECTION (Amending Order 599, filed 6/30/92, effective 7/31/92)

WAC 332-24-205 General rules—Minimum requirements for all burning. The following rules apply to all burning regulated by the department:

(1) The department reserves the right to restrict, regulate, refuse, revoke or postpone outdoor fires under RCW 76.04.205 and 76.04.315, and chapter 70.94 RCW due to adverse fire weather or to prevent restriction of visibility, excessive air pollution or a nuisance.

(2) Burning shall not be allowed within nonattainment areas of the state as established by Washington department of ecology for particulate matter ten microns or less or carbon monoxide, except for:

(a) Fires for improving and maintaining fire dependent ecosystems; or

(b) Fires for training wildland fire fighters; or

(c) Fires set for a defined research project; or

(d) Military training exercises; or

(e) The exclusive purpose of managing storm or flood-related debris; or

(f) Where exempted by local or state air pollution control agencies.

(3) Burning shall not be allowed inside urban growth areas as designated under growth management plans, or in cities of greater than ten thousand population as follows:

(a) In urban growth areas where reasonable alternatives exist.

(b) In cities with a population of ten thousand or more as established by the office of financial management:

(i) That exceed or threaten to exceed federal or state ambient air quality standards; and

(ii) Where reasonable alternatives to outdoor burning exist, in accordance with WAC 173-425-090.

(c) After December 31, 2000, burning shall not be allowed in urban growth areas or cities with a population of ten thousand or more.

(4) No fires shall be ignited when:

(a) The department of ecology has declared an air pollution episode for the geographic area pursuant to chapter 173-435 WAC; or

(b) The department of ecology or a local air pollution control authority has declared impaired air quality for the geographic area in which the burning is to be done.

(5) A person responsible for a burn at the time an episode or impaired air quality is called pursuant to chapter 173-425 WAC, shall extinguish the fire by:

(a) Withholding fuel from the burn;

(b) Allowing the fire to burn down; and

(c) Aggressively putting out the fire until there is no visible smoke, unless otherwise allowed by the department.

(6) Prior to lighting, the person doing the burning must telephone the department, and obtain any special instructions for the day and location of the proposed burn. Those instructions thereupon become part of the conditions of burning.

(7) The fire must not include rubber products, plastic products, asphalt, garbage, dead animals, petroleum products, paints, or any similar prohibited materials that emit dense smoke or create offensive odors when burned, pursuant to RCW 70.94.775(1).

(8) If the fire creates a nuisance from smoke or flying ash, it must be extinguished. For purposes of this section, a nuisance exists when emissions from any open fire cause physical discomfort or health problems to people residing in the vicinity of the burning or physical damage to property.

(9) Burning within the department's fire protection areas shall not:

(a) Cause visibility to be obscured on public roads and highways by the smoke from such fires; or

(b) Endanger life or property through negligent spread of fire or pollutants.

(10) A person capable of extinguishing the fire must attend the fire at all times and the fire must be completely extinguished before being left unattended.

(11) No fires are to be within fifty feet of structures, or within five hundred feet of forest slash without a written burning permit.

(12) The landowner or landowner's designated representative's written permission must be obtained before kindling a fire on the land of another.

(13) The department reserves the authority to provide waivers, exceptions, and/or to impose additional requirements through the use of written burning permits and the smoke management plan.

would be established in accordance with WAC 132H-160-053. This reference is actually too narrow in scope as it applies only to the 3% limit for tuition and fee waivers allowed by the state legislature but gives no reference to other state allowed tuition and fee waivers, such as those allowed for state employees or the National Guard. The elimination of the reference to this rule and replacement with a more general statement that states that rules will be established in accordance with state statutes will give authority to the board without having to amend the current rule each time there is a legislative change in tuition and fee waiver allowances.

Proposal Changes the Following Existing Rules: Eliminates reference within the rule to WAC 132H-160-053 and replaces it with the phrase "state statutes."

NOTICE

THIS RULE IS BEING PROPOSED TO BE ADOPTED USING AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS RULE BEING ADOPTED USING THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Elise Erickson, Bellevue Community College, 3000 Landerholm Circle S.E., Bellevue, WA 98007-6484, AND RECEIVED BY December 31, 1997.

October 28, 1997
Elise J. Erickson
Rules Coordinator

AMENDATORY SECTION [(Amending WSR 95-19-049, filed 9/14/95, effective 10/15/95)]

WAC 132H-160-052 Tuition and fee waivers. (1) The board of trustees of Community College District VIII may periodically establish tuition and fee waivers for specific categories of students as permitted by state law and by the State Board for Community and Technical Colleges. Such waivers will be established in accordance with state statutes ~~WAC 132H-160-053~~ and with regular college fiscal processes.

(2) Information regarding current waivers will be available in the schedule of classes and from the Student Services Center.

(3) A student who wishes to appeal the determination of his or her tuition and fee waiver eligibility may contact the Associate Dean of Enrollment Services, who will initiate a brief adjudicative proceeding according to RCW 34.05.482 through 34.05.494.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

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

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

EXPEDITED ADOPTION

WSR 97-22-047
EXPEDITED ADOPTION
BELLEVUE COMMUNITY COLLEGE

[Filed October 31, 1997, 3:37 p.m.]

Title of Rule: WAC 132H-160-052 Tuition and fee waivers.

Purpose: Amend WAC 132H-160-052 in order to eliminate incomplete reference to WAC 132H-160-053 and replace reference with general language establishing waivers in accordance with state statutes.

Statutory Authority for Adoption: RCW 128B.50.140 [28B.50.140].

Summary: This amendment eliminates a citation to WAC 132H-160-053 and replaces it with a general reference to establishing waivers in accordance with state statutes.

Reasons Supporting Proposal: WAC 132H-160-053 refers only to waivers subject to the 3% limit established by the legislature but does not reference other legislatively allowed tuition and fee waivers.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Tika Esler, B125, (425) 641-2205.

Name of Proponent: Bellevue Community College, public.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: This amendment will allow the rule to apply to all tuition and fee waivers.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The current rule gives authority to the board of trustees to periodically establish tuition and fee waivers as permitted by the State Board for Community and Technical Colleges. In this rule, a reference was made that waivers

WSR 97-22-068
EXPEDITED ADOPTION
HIGHER EDUCATION
COORDINATING BOARD
 [Filed November 4, 1997, 8:19 a.m.]

Title of Rule: WAC 250-71-050 Intercollegiate athletics.

Purpose: The rule sets a goal for participation of women in intercollegiate athletics.

Statutory Authority for Adoption: Chapter 28B.85 RCW.

Statute Being Implemented: Chapter 28B.110 RCW.

Summary: Increase the goal for participation in intercollegiate athletics for [from] 39% to 42% which is consistent with the 1995-96 participation rate in Washington high schools.

Reasons Supporting Proposal: Relates only to internal governmental operations and cannot be violated by a person and was subject of negotiated rule making.

Name of Agency Personnel Responsible for Drafting: Susan Patrick, Olympia, 753-7811; Implementation and Enforcement: Kathe Taylor, Olympia, 753-7815.

Name of Proponent: Higher Education Coordinating Board.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The goals were agreed to by higher education institutions.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The goal is to increase the participation rate for women in intercollegiate athletics for [from] 39% to 42% to increase the rate to meet that achieved by the state's high school[s] and as a step toward equity.

Proposal Changes the Following Existing Rules: The goal is to increase the participation rate for women in intercollegiate athletics for [from] 39% to 42% to increase the rate to meet that achieved by the state's high school[s] and as a step toward equity.

NOTICE

THIS RULE IS BEING PROPOSED TO BE ADOPTED USING AN EXPEDITED RULE-MAKING PROCESS THAT WILL ELIMINATE THE NEED FOR THE AGENCY TO HOLD PUBLIC HEARINGS, PREPARE A SMALL BUSINESS ECONOMIC IMPACT STATEMENT, OR PROVIDE RESPONSES TO THE CRITERIA FOR A SIGNIFICANT LEGISLATIVE RULE. IF YOU OBJECT TO THIS RULE BEING ADOPTED USING THE EXPEDITED RULE-MAKING PROCESS, YOU MUST EXPRESS YOUR OBJECTIONS IN WRITING AND THEY MUST BE SENT TO Susan Patrick, Higher Education Coordinating Board, 917 Lakeridge Way, P.O. Box 43430, Olympia, WA 98504-3430, AND RECEIVED BY January 3, 1998.

October 26, 1997

Susan Patrick

Director of Governmental Relations

AMENDATORY SECTION (Amending WSR 90-24-023, filed 11/29/90, effective 12/30/90)

WAC 250-71-050 Intercollegiate athletics. Institutions which provide intercollegiate athletics shall do so with no disparities based on gender, according to the following standards:

(1) No sports may be excluded or treated separately for purposes of meeting any of the requirements of this section.

(2) Institutions shall provide equitable opportunities for participation for males and females in intercollegiate athletics:

(a) Intercollegiate athletics shall include all sports recognized by the NCAA, NAIA, and NWAACC, plus the sport of crew.

(b) Consistent with RCW 28B.15.460, satisfactory progress toward the goal of equitable opportunity, as of July 1, 1994, will be assumed if, by that date, the number of opportunities for participation in athletics for female students meets or exceeds the approximate rate ((39%)) 42% at which high school girls participated in interscholastic athletics in the state of Washington in ((1990)) 1995-96.

(c) After 1994, institutions shall show continuing progress toward the goal of providing numbers of opportunities for participation in athletics for male and female students proportional to their respective undergraduate enrollments at the institutions.

(3) If any benefits, services, or facilities are provided, they shall be made available proportionally, across the athletic program considered as a whole. Institutions which provide higher levels of support to some sports than to others shall ensure that male and female athletes experience the benefits of such enhanced support in an equal proportion to their participation rates. Examples of such benefits include:

(a) Equipment, supplies, laundry services

(b) Medical care, services, and insurance

(c) Scholarships and all other forms of financial aid or benefits from any source related to the students' status as an athlete

(d) Opportunities to receive coaching and instruction, including academic tutoring

(e) Conditioning programs

(f) Opportunities for competition, including pre- and post-season opportunities and levels of competition

(g) Transportation and per diem allowances

(h) Assignment of game officials

(i) Scheduling of games and practice times, including use of courts, gyms, and pools.

(j) Publicity and awards

(k) Showers, lockers, toilets, training room facilities.



WSR 97-22-003
PERMANENT RULES
DEPARTMENT OF
FISH AND WILDLIFE
 (Wildlife)

[Filed October 23, 1997, 11:47 a.m.]

Date of Adoption: October 3, 1997.

Purpose: Clarifying language is required to ensure uniform implementation of regulation.

Citation of Existing Rules Affected by this Order: Amending WAC 232-12-227.

Statutory Authority for Adoption: RCW 77.12.040.

Other Authority: RCW 77.32.155.

Adopted under notice filed as WSR 97-17-071 on August 18, 1997.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 1, repealed 0.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: Thirty-one days after filing.

October 8, 1997

Lisa Pelly, Chairperson
 Fish and Wildlife Commission

AMENDATORY SECTION (Amending Order 94-146, filed 1/4/95, effective 1/4/95)

WAC 232-12-227 Hunter education training program requirements. (1) The director may designate a state coordinator for the purpose of administering the hunter education program. The state coordinator shall be responsible for the certification of volunteer instructors and the development of instructional materials, training aids, operating policies and procedures necessary to comply with the provisions of this section and RCW 77.32.155.

(2) It is unlawful for any person born after January 1, 1972, to obtain an initial hunting license in the state of Washington without having completed a department-approved course involving at least ten hours of instruction in conservation, safety and sportsmanship.

(3) Upon satisfactory completion of these requirements, each student shall be issued a certificate of accreditation signed by an authorized instructor or the state coordinator.

(4) It is unlawful for a license dealer to issue a hunting license for a person born after January 1, 1972, unless a hunter education certificate or a Washington hunting license for ~~((the))~~ a preceding year ~~((containing the hunter education certificate number))~~ issued to said person is presented at the time of purchase.

WSR 97-22-013
PERMANENT RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION

[Order 97-06—Filed October 27, 1997, 10:58 a.m.]

Date of Adoption: October 27, 1997.

Purpose: Clarification is provided on: What constitutes the minimum number of minutes in an hour of instruction; when sports activities may be claimed for basic education funding; and other revisions as needed to make rules easier to interpret.

Citation of Existing Rules Affected by this Order: Amending WAC 392-121-107, 392-121-108, 392-121-122, 392-121-133, 392-121-136, and 392-121-137.

Statutory Authority for Adoption: RCW 28A.150.290.

Adopted under notice filed as WSR 97-15-073 on July 16, 1997.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 0, repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 1, amended 6, repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 1, amended 6, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: Thirty-one days after filing.

October 27, 1997

Dr. Terry Bergeson
 Superintendent of
 Public Instruction

AMENDATORY SECTION (Amending WSR 95-18-097, filed 9/6/95, effective 10/7/95)

WAC 392-121-107 Definition—Course of study. As used in this chapter, "course of study" means those activities for which students enrolled pursuant to chapters 180-16, 180-50, 180-51, 392-169 and 392-134 WAC may be counted as enrolled students for the purpose of full-time equivalent student enrollment counts.

(1) Course of study includes:

(a) Instruction - teaching/learning experiences conducted by the school district staff as directed by the administration and the board of directors of the school district, inclusive of intermissions for class changes, recess and teacher/parent-guardian conferences that are planned and scheduled by the district for the purpose of discussing students' educational needs or progress, and exclusive of time for meals.

(b) Alternative learning experience - alternative learning experience conducted by the school district in conformance with WAC 392-121-182.

(c) Contracting - with a higher education institution in conformance with WAC 392-121-183.

(d) National guard - participation in a national guard high school career training program for which credit is being given toward either required or elective high school credits pursuant to RCW 28A.305.170 and WAC 180-50-320. Such participation may be counted as a course of study only by the school district which the individual last attended.

(e) Ancillary service - any cocurricular service (provided to part-time students, private school students and home-based) or activity, any health care service or activity, and any other services or activities, for or in which enrolled students are served by (the) appropriate school district (in conformance with chapter 392-134 WAC) staff. (Except for services to students with a disability and home/hospital students, only those services provided by school district staff on school grounds or facilities controlled by the school district can be counted as a course of study.) The term shall include, but not be limited to, counseling, psychological services, testing, remedial instruction, speech and hearing therapy, health care services, and if such service is provided by the district, certificated contact time pursuant to RCW 28A.225.010 (4)(a) with students who are in a home-based instruction program. The term shall exclude all extracurricular activities and all other courses of study defined in this section. In conformance with WAC 392-134-025, school districts report the actual number of student contact hours of ancillary service (~~annually~~) for part-time, private school, and home-based students to the superintendent of public instruction.

(f) Work based learning - training provided pursuant to WAC 180-50-315. One hour per scheduled school day may be counted for not less than four hundred five hours of scheduled work experience.

(g) Running start - attendance at an institution of higher education pursuant to RCW 28A.600.300 through 28A.600.400, chapter 392-169 WAC.

(h) Transition school - participation in the University of Washington's transition school and early entrance program pursuant to RCW 28A.185.040, and chapter 392-120 WAC. Such participation shall be reported by the University of Washington and shall not be reported by a school district.

(i) Technical college direct funding - enrollment at a technical college pursuant to RCW 28A.150.275 and WAC 392-121-187. Such participation shall be reported by the technical college and shall not be reported by a school district unless the technical college and the school district agree to have the school district report such enrollment.

(j) Contracting - with an agency pursuant to WAC 392-121-188.

(k) Contracting - with a public or nonpublic school agency for students with a disability in accordance with WAC (~~392-171-496~~) 392-172-222.

(2) Course of study does not include:

(a) Home-based instruction pursuant to RCW 28A.225.010(4): Education programs provided by a parent which do not meet the requirements of WAC 392-121-182 cannot be claimed for state funding;

(b) Private school instruction pursuant to chapter 28A.195 RCW;

(c) Adult education as defined in RCW 28B.50.030(12);

(d) Instruction provided to students who do not reside in Washington state (RCW 28A.225.260);

(e) Enrollment in state institutions, i.e., state operated group homes, county juvenile detention centers, state institutions for juvenile delinquents, and state residential habilitation centers;

(f) Instruction preparing a student for the general education development (GED) test if such instruction generates state or federal moneys for adult education;

(g) Enrollment in education centers;

(h) Enrollment in the Washington state school for the deaf and the Washington state school for the blind; (~~or~~)

(i) Extracurricular (~~and~~) activities including but not limited to before and after school activities such as classes, sports and other activities offered outside the regular curriculum or for which credit is not earned; or

(j) Attendance at universities, colleges, community colleges, or technical colleges of students not earning high school credit.

AMENDATORY SECTION (Amending WSR 95-01-013, filed 12/8/94, effective 1/8/95)

WAC 392-121-108 Definition—Enrollment exclusions. A person who qualifies for any of the exclusions set forth in this section shall not be counted as an enrolled student pursuant to WAC 392-121-106.

(1) Absences - except as provided in (a) and (b) of this subsection, a student whose consecutive days of absence from school exceed twenty school days shall not be counted as an enrolled student until attendance is resumed.

(a) If there is an agreement between the appropriate school official and a student's parent or guardian pursuant to RCW 28A.225.010 that the student's temporary absence is not deemed to cause a serious adverse effect upon the student's educational progress, the absent student may be counted as an enrolled student for up to two monthly enrollment count dates as specified in WAC 392-121-122.

(b) A student receiving home and/or hospital service pursuant to WAC (~~392-171-486~~) 392-172-218 shall be counted as an enrolled student as provided in WAC 392-122-145.

(2) Dropouts - a student for whom the school district has received notification of dropping out of school by the student or the student's parent or guardian shall not be counted as an enrolled student until attendance is resumed.

(3) Transfers - a student who has transferred to another public or private school and for whom the school district has received notification of transfer from the school to which the student has transferred, from the student, or from the student's parent or guardian shall not be counted as an enrolled student unless the student reenrolls in the school district.

(4) Suspensions - a student who has been suspended from school pursuant to WAC 180-40-260, when the conditions of the suspension will cause the student to lose academic grades or credit, shall not be counted as an enrolled student until attendance is resumed.

(5) Expulsions - a student who has been expelled from all school subjects or classes by the school district pursuant to WAC 180-40-275 shall not be counted as an enrolled student; a student who has been partially expelled, such as

from a single school subject or class, by the school district pursuant to WAC 180-40-275 may be considered a part-time enrolled student.

(6) Graduates - a student who has met the high school graduation requirements of chapter 180-51 WAC by the beginning of the school year.

NEW SECTION

WAC 392-121-119 Definition—Enrollment count dates. As used in this chapter, "enrollment count dates" means the fourth school day of September and the first school day of each of the eight subsequent months of the school year for all school districts including districts which commence basic education programs prior to September 1st. Exceptions are limited to the following:

(1) In school districts where not every school or grade follows the same calendar of school days, the calendar of an individual school or an entire grade level within a school may determine the monthly enrollment count date for that school or grade level within the school.

(2) The nine count dates for running start enrollment shall be the first school day of each month of October through June.

AMENDATORY SECTION (Amending WSR 95-01-013, filed 12/8/94, effective 1/8/95)

WAC 392-121-122 Definition—Full-time equivalent student. As used in this chapter, "full-time equivalent student" means each enrolled student in the school district as of one of the ((fourth school day following the commencement of the school year (September 1 through August 31) and/or as of the first school day of any of the subsequent eight months)) enrollment count dates for at least the minimum number of hours set forth in subsection (1) of this section, inclusive of class periods and normal class change passing time, but exclusive of noon intermissions: Provided, That each hour counted shall contain at least 50 minutes of instruction or supervised study provided by appropriate instructional staff. The purpose of recognizing "50 minute hours" is to provide flexibility to school districts which utilize block periods of instruction so long as students are ultimately under the jurisdiction of school staff for the equivalent of 60 minute hours: Provided further, That the hours set forth below shall be construed as annual average hours for the purposes of compliance with this chapter (~~Provided further, That for districts commencing basic education programs prior to September first, the first month enrollment count shall be made on the fourth school day in September~~)).

- (1) The minimum hours for each grade are as follows:
- (a) Kindergarten (full-day): 20 hours each week, or 4 hours (240 minutes) for 90 scheduled school days;
 - (b) Kindergarten (half-day): 10 hours each week, or 2 hours (120 minutes) each scheduled school day;
 - (c) Primary (grades 1 through 3): 20 hours each week, or 4 hours (240 minutes) each scheduled school day;
 - (d) Elementary (grades 4 through 6): 25 hours each week, or 5 hours (300 minutes) each scheduled school day;
 - (e) Secondary (grades 7 through 12): 25 hours each week, or 5 hours (300 minutes) each scheduled school day.

(2) A student enrolled for less than the minimum hours shown in subsection (1) of this section shall be counted as a partial full-time equivalent student equal to the student's hours of enrollment divided by the minimum hours for the student's grade level set forth in subsection (1) of this section.

(3) The full-time equivalent of a student's running start enrollment pursuant to RCW 28A.600.300 through 28A.600.400 shall be determined pursuant to chapter 392-169 WAC. (~~The nine count dates for running start enrollment shall be the months of October through June.~~) If a running start student is enrolled both in high school courses provided by the school district and in running start courses provided by the college, the high school full-time equivalent and the running start full-time equivalent shall be determined separately.

(4) The full-time equivalent of University of Washington transition school students shall be determined pursuant to chapter 392-120 WAC.

(5) The full-time equivalent of a student's alternative learning experience shall be determined pursuant to WAC 392-121-182.

AMENDATORY SECTION (Amending Order 50, filed 1/2/91, effective 2/2/91)

WAC 392-121-133 Definition—Annual average full-time equivalent students. As used in this chapter, "annual average full-time equivalent students" means the sum of the following:

(1) The annual total of full-time equivalent students enrolled on the nine enrollment count dates of the school year and reported to the superintendent of public instruction pursuant to WAC 392-121-122 divided by nine;

(2) Annual hours of ancillary service to part-time, private school, and home-based students reported pursuant to ((chapter 392-134)) WAC 392-121-107 divided by 900; and

(3) Annual hours of eligible (~~summer~~) enrollment in nonstandard school year programs pursuant to WAC 392-121-123 divided by 900.

AMENDATORY SECTION (Amending WSR 95-01-013, filed 12/8/94, effective 1/8/95)

WAC 392-121-136 Limitation on enrollment counts. Enrollment counts pursuant to WAC 392-121-106 through 392-121-133 are subject to the following limitations:

(1) Except as provided in (a) and (b) of this subsection, no student, including a student enrolled in more than one school district, shall be counted as more than one full-time equivalent student on any count date or more than one annual average full-time equivalent student in any school year.

(a) School districts operating approved vocational skills center programs during the summer vacation months may claim additional full-time equivalent students based upon actual enrollment in such vocational skills centers on the first school day of July of each year. Each district operating an approved vocational skills center program shall be entitled to claim one annual average full-time equivalent student for each 900 hours of planned student enrollment for the summer term based upon the July enrollment data.

(b) Enrollment count limitations apply separately to a student's running start and high school enrollments.

(2) Running start enrollment counts are limited as provided in chapter 392-169 WAC and specifically as provided in WAC 392-169-060.

(3) The full-time equivalent reported for a five year old preschool student with a disability is limited as provided in WAC 392-121-137.

(4) No kindergarten student, including a student enrolled in more than one school district, shall be counted as more than one-half of an annual average full-time equivalent student in any school year.

(5) A student reported as full-time on Form SPI E-672 pursuant to WAC 392-122-275 for institutional education funding shall not be reported by a school district for basic education funding on that enrollment count date.

(6) A student reported as part-time on Form SPI E-672 shall not be reported by a school district for more than part-time basic education funding on that enrollment count date and the total enrollment reported by one or more school districts for basic education and on Form SPI E-672 must not exceed one full-time equivalent.

AMENDATORY SECTION (Amending WSR 95-01-013, filed 12/8/94, effective 1/8/95)

WAC 392-121-137 Full-time equivalent enrollment of students with a disability. In determining the full-time equivalent enrollment of students reported as students with a disability pursuant to chapter (~~(392-171)~~) 392-172 WAC, the following rules apply:

(1) If the student is enrolled exclusively in an ungraded special education program, the student's grade level shall be based on the typical grade level of students of the same age (e.g., a student who is six years old at the beginning of the school year shall be counted as a first grader).

(2) If the student is enrolled in a grade level below the typical grade level of students of the same age, the school district shall have the option of counting the student in the grade enrolled or the typical grade level of students of the same age.

(3) A student with a disability who is five years old at the beginning of the school year may be counted as a kindergarten student only if the student is enrolled full time (twenty hours or more per week), or is enrolled in a kindergarten program and is provided special education services in addition to the kindergarten program.

WSR 97-22-027
PERMANENT RULES
DEPARTMENT OF HEALTH
[Filed October 29, 1997, 10:33 a.m.]

Date of Adoption: October 24, 1997.

Purpose: These regulations are for the purpose of establishing procedures necessary to assure the effective communication required between health officials and correctional and jail administrators in the event a correctional or jail staff member is substantially exposed to the bodily fluids of an offender or detainee in the course of their

official duties. In addition, the rules require certain reports be submitted to the Department of Health.

Citation of Existing Rules Affected by this Order: New rule established.

Statutory Authority for Adoption: RCW 70.24.107.

Adopted under notice filed as WSR 97-17-112 on August 20, 1997.

Changes Other than Editing from Proposed to Adopted Version: Agreements between local health and jail officials required to be instituted by November 1, 1997 (rather than September 1, 1997). RCW reference corrected to RCW 90.24.105 (4)(d) (rather than (b)). Clarified that mandated or other known HIV test results and other communicable disease information may be disclosed only as "permitted by law." Clarifies that reports filed with the Department of Health remain valid when amended.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 5, amended 0, repealed 0.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: Thirty-one days after filing.

October 29, 1997

Bruce Miyahara
Secretary

Chapter 246-136 WAC
HUMAN IMMUNODEFICIENCY VIRUS (HIV) IN-
FECTIION—OCCUPATIONAL EXPOSURE NOTIFI-
CATION

NEW SECTION

WAC 246-136-001 Purpose. These regulations establish procedures to assure effective communication between health officials and correctional and jail health care administrators or infection control coordinators in the event a correctional or jail staff member is substantially exposed to the bodily fluids of an offender or detainee in the course of their official duties.

NEW SECTION

WAC 246-136-010 Definitions. The following definitions apply in the interpretation and enforcement of chapter 246-136

WAC:

(1) "HIV" means human immunodeficiency virus.

(2) "Local health department" means the city, town, county, or district agency providing public health services to persons within the area, as provided in chapters 70.05, 70.08 and 70.46 RCW.

(3) "Local health officer" means the individual appointed under chapter 70.05 RCW as the health officer for the local health department, or appointed under chapter 70.08 RCW as the director of public health of a combined city-county health department.

(4) "Local jail administrator" means the individual appointed to operate a jail facility as defined in RCW 70.48.020.

(5) "State health officer" means the person designated by the secretary of the department of health to serve as state-wide health officer, or, in the absence of such designation, the person having primary responsibility for public health matters in the state.

NEW SECTION

WAC 246-136-020 Agreements between local health jurisdictions and local jails. By November 1, 1997, local health officials and local jail administrators shall establish interagency agreements to include at a minimum:

(1) The title of the official in the local health department assigned the duty for disclosing sexually transmitted disease information as required by RCW 70.24.105 (4)(b) and the title of the health care administrator or infection control coordinator in the local jail assigned the duty of receiving of such information;

(2) A statement indicating that sexually transmitted disease status information is confidential and that release of such information is governed by law;

(3) The title of the person in the local jail or local health jurisdiction assigned the duty for disclosing sexually transmitted disease information or other communicable disease information to the exposed jail staff member in accordance with RCW 70.24.105 (4)(d);

(4) The anticipated number of days or hours from the time:

(a) That a member of a jail staff has been possibly substantially exposed to the bodily fluids of a detained person to the time that report has been provided to the local health officer;

(b) That such a report has been received by the local health officer to the time that a determination of substantial exposure has been made and, if appropriate, the detained person is ordered to be tested for HIV;

(c) That mandated or other known HIV test results and other communicable disease information is disclosed only as permitted by law to the exposed jail staff person, after the detained person has been ordered to be tested for HIV; and

(d) That the results of a new HIV test done as a result of the exposure is disclosed to the exposed jail staff person, after the detained person has been ordered to be tested for HIV;

(5) The title and position of the position responsible for submitting to the department of health by December 1, 1997, a report to include:

(a) The number of negative, positive and other HIV test results disclosed to department of corrections health staff or local jail health staff as required by RCW 70.24.105 (4)(a) and (b);

(b) A listing, without jail staff or detainee identifying information, of the requests for determination of substantial exposure, the determination made and the circumstances of

the exposure, and the information disclosed to the exposed jail staff person from existing records, and information disclosed to the exposed jail staff person as a new HIV or other testing.

NEW SECTION

WAC 246-136-030 Duties of local jail administrators. Local jail administrators shall:

(1) Develop communicable disease prevention guidelines as required by chapter 70.48 RCW that are consistent with chapter 246-100 WAC, WAC 296-62-08001 and the most recent edition of *Control of Communicable Diseases in Man*;

(2) Submit those communicable disease prevention guidelines to the local health officer for review and comment;

(3) Develop and implement policies and procedures for the distribution of communicable disease prevention guidelines to all jail staff who are at risk of occupational exposure to communicable diseases; and

(4) By November 1, 1997, submit to the department of health a summary of changes in policies and procedures as a result of chapter 345, Laws of 1997.

NEW SECTION

WAC 246-136-040 Duties of health officers. State and local health officers shall:

(1) Comply with the provisions of RCW 70.24.105(4);

(2) Make available the sexually transmitted disease status of a department of corrections offender who has had a mandatory test conducted pursuant to RCW 70.24.340(1), 70.24.360, or 70.24.370 to the department of corrections health care administrator or infection control coordinator identified above;

(3) Make available the sexually transmitted disease status of a person detained in a jail who has had a mandatory test conducted pursuant to RCW 70.24.340(1), 70.24.360, or 70.24.370 as per the interagency agreement in WAC 246-136-020; and

(4) Submit a copy of the interagency agreement required under WAC 246-136-020 to the Department of Health, Post Office Box 47840, Olympia, WA 98504-7840 upon execution or amendment of the agreement.

**WSR 97-22-042
PERMANENT RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
(Public Assistance)**

[Filed October 31, 1997, 9:26 a.m.]

Date of Adoption: October 29, 1997.

Purpose: Allows Amerasians and Cuban-Haitian entrants to be eligible for the food stamp program: (a) Until five years from the date of the granting of their status; or (b) if the individual is a veteran or on active duty in the United States military; or (c) if the individual is a spouse or dependent child of the veteran or active military person.

Citation of Existing Rules Affected by this Order:
Amending WAC 388-49-310.

Statutory Authority for Adoption: RCW 74.04.510.

Other Authority: Sections 5302 and 5306 of the Balanced Budget Act of 1997; Public Law 104-193.

Adopted under notice filed as WSR 97-18-058 on August 29, 1997.

Changes Other than Editing from Proposed to Adopted Version: As a result of a regulatory improvement review, the Department of Social and Health Services has streamlined and simplified this rule to make it consistent with Governor Locke's and Secretary Quasim's executive orders. This rule is now easier to understand, does not restate federal or state law, and the intent of the rule is more clear.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 0, repealed 0.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: Thirty-one days after filing.

October 29, 1997

Merry A. Kogut, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 97-12-025, filed 5/29/97, effective 6/29/97)

WAC 388-49-310 Citizenship and alien status. (1) ~~((The department shall require applicants to sign the application attesting to their citizenship or alien status as described under WAC 388-49-030(6)))~~ Eligible household members in the food stamp program must either be U.S. citizens, U.S. nationals, or qualified aliens as specified by the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, as amended.

(2) ~~((The department shall consider))~~ Applicants ((as of January 1, 1997 and current recipients after April 1, 1997, but no later than August 22, 1997;)) and recipients who fail to meet the requirements of subsection((s)) (1) ((and (3))) of this section ((as)) shall be considered ineligible household members ((under WAC 388-49-190(4), 388-49-420(5), and 388-49-480(2)).

(3) ~~The department shall consider the following persons residing in the United States eligible for participation in the food stamp program:~~

(a) ~~A United States citizen or United States national;~~

(b) ~~An alien lawfully admitted for permanent residence under the Immigration and Nationality Act who has worked forty qualifying quarters of coverage as defined under Title II of the Social Security Act or can be credited with such qualifying quarters.~~

(i) ~~An alien can be credited for each qualifying quarter worked by a:~~

~~(A) Parent while the alien was under age eighteen, or
(B) Spouse during their marriage if the alien remains married to the spouse or the spouse is deceased.~~

~~(ii) Beginning January 1, 1997, any quarter in which the alien received any federal means tested public benefit is not counted as a qualifying quarter.~~

~~(iii) The department shall accept a statement under penalty of perjury signed by the applicant or recipient that he or she has earned or can be credited with forty qualifying quarters of coverage, until Social Security Administration (SSA) either confirms or denies the existence of such forty qualifying quarters of coverage, when:~~

~~(A) The applicant or recipient cannot provide SSA documents verifying forty qualifying quarters of coverage; and~~

~~(B) The applicant or recipient, alone or in combination with the person's spouse, or the person's parent have lived in the United States a sufficient number of years consistent with the applicant or recipient having earned or being credited with forty qualifying quarters; and~~

~~(C) The applicant or recipient provides the full name, date of birth, social security number, and sex of each person whose work history is relevant to the determination of eligibility. The applicant or recipient must sign or have each individual sign a consent form to give permission to SSA to release qualifying quarters information to the department.~~

~~(iv) If SSA cannot initially confirm forty qualifying quarters of coverage, the client will be considered ineligible unless the applicant or recipient:~~

~~(A) Presents to the department a SSA document indicating a SSA review is in process; or~~

~~(B) Presents evidence or statements satisfactory to the department of qualifying quarters for the calendar years 1996 and 1997 such that the individual will establish, in addition to SSA information, a total of forty qualifying quarters.~~

~~(v) The individual, who provides the department with a SSA document indicating a review of the individual's records is in process, can continue, if otherwise eligible, to receive benefits for six months from the date of SSA's initial response or until SSA has completed its review, whichever is earlier.~~

~~(vi) If, after recipient completes the SSA verification and review process, forty qualifying quarters of coverage have not been established, the recipient may present evidence to the department to establish forty qualifying quarters. Evidence may include a credible statement from the individual in addition to corroborating evidence, if available, to assist the department in making an independent assessment of the forty qualifying quarters requirement.~~

~~(vii) If forty qualifying quarters of coverage cannot be established, the department shall establish a claim for the overissuance.~~

~~(e) A qualified alien, as defined under section 431 of the Personal Responsibility and Work Opportunity Reconciliation Act of 1996, and the qualified alien spouse or unmarried dependent qualified alien child of the alien, lawfully residing in the United States, who is:~~

~~(i) A veteran, as defined in section 101 of Title 38, United States Code, with a discharge characterized as an honorable discharge and not on account of alienage; or~~

~~(ii) On active duty, other than active duty for training, in the Armed Forces of the United States.~~

~~(d) An alien admitted to the United States as a refugee under section 207 of the Immigration and Nationality Act until five years after the date of such admission as a refugee;~~

~~(e) An alien granted asylum under section 208 of the Immigration and Nationality Act until five years after the date of granting such status; or~~

~~(f) An alien living in the United States whose deportation is withheld under section 243(h) of the Immigration and Nationality Act until five years after the date such deportation is withheld.~~

~~(4) The household shall provide verification when:~~

~~(a) Citizenship is questionable; or~~

~~(b) One or more of its members are aliens.~~

~~(i) The department shall not contact the immigration and naturalization service to obtain information without the alien's written consent.~~

~~(ii) The department shall give the household failing to provide verification the option of:~~

~~(A) Withdrawing the application; or~~

~~(B) Participating without the alien member.~~

~~(5) An applicant shall be ineligible until:~~

~~(a) Questionable citizenship is verified; or~~

~~(b) Lawful alien status is verified.~~

~~(6) The department shall accept a statement under a penalty of perjury signed by a United States citizen that the applicant is a United States citizen when:~~

~~(a) The applicant cannot produce acceptable citizenship verification; and~~

~~(b) The household can reasonably explain why the verification is not available.~~

~~(7) The department shall notify immigration and naturalization services when any household member is ineligible because that person is present in the United States in violation of a known deportation order of the Immigration and Nationality Act.~~

~~(8) Lawfully admitted aliens who are ineligible include:~~

~~(a) Alien visitors;~~

~~(b) Tourists;~~

~~(c) Diplomats;~~

~~(d) Students with temporary status; and~~

~~(e) Aliens not identified in subsection (3) of this section as eligible for participation in the food stamp program)) in accordance with the Code of Federal Regulations at 7 CFR 273.1(b) and at 7 CFR 273.4 (b), (c), (d), and (e).~~

WSR 97-22-043

PERMANENT RULES

DEPARTMENT OF ECOLOGY

[Order 97-26—Filed October 31, 1997, 10:30 a.m.]

Date of Adoption: October 14, 1997.

Purpose: To repeal chapter 173-223 WAC, Interim wastewater discharge permit fee.

Citation of Existing Rules Affected by this Order: Repealing chapter 173-223 WAC.

Adopted under preproposal statement of inquiry filed as WSR 97-14-076 on June 30, 1997.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, amended 0, repealed 0; Federal Rules or Standards: New 0, amended 0, repealed 0; or

Recently Enacted State Statutes: New 0, amended 0, repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 0, repealed 11.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, amended 0, repealed 11.

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: Thirty-one days after filing.

October 29, 1997

Tom Fitzsimmons

Director

WSR 97-22-065 PERMANENT RULES DEPARTMENT OF LABOR AND INDUSTRIES

[Filed November 3, 1997, 4:30 p.m., effective January 1, 1998]

Date of Adoption: November 3, 1997.

Purpose: **Grain handling facilities, chapter 296-99 WAC, Safety standards for grain handling facilities.**

Federal-initiated adopted amendments relating to grain handling facilities, as published in Federal Register Volume 61, Number 47, dated March 8, 1996, are made to be at-least-as-effective-as the federal standard. Some of these federal-initiated amendments will establish additional compliance requirements.

State-initiated adopted amendments are made to rewrite the standard in a clear rule-writing style and will not establish additional compliance requirements. The sole purpose of the clear rule-writing proposal is to produce a clearly written grain handling standard that is easy to use. The standard requirements or level of compliance have not changed and no new requirements are being proposed.

WAC 296-99-010 Scope, federal-initiated adopted amendments in this section will not establish additional compliance requirements and are made to:

- Change the word "section" to "chapter."

State-initiated adopted amendments are made to:

- Change the section title from "Scope" to "What safety hazards does this chapter require the employer to control?"
- Rewrite the section for clarity.

WAC 296-99-015 Application, state-initiated adopted amendments are made to:

- Change the section title from "Application" to "What grain-handling operations does this chapter cover?"
- Rewrite the section for clarity.

WAC 296-99-020 Definitions, federal-initiated adopted amendments in this section will not establish additional compliance requirements and are made to:

- Add the definition of "flat storage structure."

State-initiated adopted amendments are made to:

- Change the section title from "Definitions" to "What definitions apply to this chapter?"

- Rewrite the section for clarity.
- Add the definition of "Grain" for clarification.
- Delete definition numbering as required by the state Code Reviser's Office.

WAC 296-99-025 Emergency action plan, state-initiated adopted amendments are made to:

- Change the section title from "Emergency action plan" to "What are the requirements for an emergency action plan?"
- Rewrite the section for clarity.

WAC 296-99-030 Training, federal-initiated adopted amendments in this section will not establish additional compliance requirements and are made to:

- Add a requirement to the training section that addresses engulfment and mechanical hazards and how to avoid them. This is an existing requirement in WAC 296-24-040 (1)(vii).

State-initiated adopted amendments are made to:

- Change the section title from "Training" to "What training must an employer provide for employees?"
- Rewrite the section for clarity.
- Identify fall hazard protection as a training need for clarification.

WAC 296-99-035 Hot work permit, state-initiated adopted amendments are made to:

- Rewrite the section for clarity.
- Change the section title from "Hot work permit" to "When must an employer issue a hot work permit?"

WAC 296-99-040 Entry into bins, silos, and tanks, federal-initiated adopted amendments in this section will establish additional compliance requirements and are made to:

- Clarify that atmospheric precautions are applicable to flat storage structures.
- Prohibit the practice of "walking down grain."
- Clarify personal protection requirements for employees walking on grain.

State-initiated adopted amendments are made to:

- Change the section title from "Entry into bins, silos, and tanks" to "What practices must an employer follow for entry into grain storage structures?"
- Rewrite the section for clarity.
- Delete current atmospheric hazard requirements and add a reference to chapter 296-62 WAC, General occupational health standards, Part M, WAC 296-62-145 Confined space.

WAC 296-99-045 Contractors, state-initiated adopted amendments are made to:

- Change the section title from "Contractors" to "What information must an employer provide to contractors?"
- Rewrite the section for clarity.

WAC 296-99-050 Housekeeping, state-initiated adopted amendments are made to:

- Change the section title from "Housekeeping" to "What elements must an employer include in the housekeeping program?"
- Rewrite the section for clarity.

WAC 296-99-055 Grate openings, state-initiated adopted amendments are made to:

- Change the section title from "Grate openings" to "What is the maximum allowable grate opening size?"
- Rewrite the section for clarity.

WAC 296-99-060 Filter collectors, federal-initiated adopted amendments in this section will not establish additional compliance requirements and are made to:

- Delete reference to an expired date. State-initiated adopted amendments are made to:
- Change the section title from "Filter collectors" to "How must filter collectors be installed?"
- Rewrite the section for clarity.

WAC 296-99-065 Preventive maintenance, state-initiated adopted amendments are made to:

- Change the section title from "Preventive maintenance" to "What preventive maintenance program must an employer implement?"
- Rewrite the section for clarity.
- Clarify subsection (1)(b) by changing the words ". . . or as determined necessary by prior operating records" to "or more often when needed, such as when operating records indicate that a more stringent schedule is necessary." The amended sentence reads, "Performing lubrication and other maintenance according to manufacturers' recommendations or more often when needed, such as when operating records indicate that a more stringent schedule is necessary."

WAC 296-99-070 Grain stream processing equipment, state-initiated adopted amendments are made to:

- Change the section title from "Grain stream processing equipment" to "How must grain stream processing equipment be equipped?"
- Rewrite the section for clarity.

WAC 296-99-075 Emergency escape, state-initiated adopted amendments are made to:

- Change the section title from "Emergency escape" to "How many means of emergency escape must an employer provide?"
- Rewrite the section for clarity.

WAC 296-99-080 Continuous-flow bulk raw grain dryers, federal-initiated adopted amendments in this section will not establish additional compliance requirements and are made to:

- Delete reference to an expired date. State-initiated adopted amendments are made to:
- Change the section title from "Continuous-flow bulk raw grain dryers" to "How must continuous-flow bulk raw grain dryers be equipped and installed?"
- Rewrite the section for clarity.

WAC 296-99-085 Inside bucket elevators, federal-initiated adopted amendments in this section are made to:

- Delete references to expired dates. State-initiated adopted amendments are made to:
- Change the section title from "Inside bucket elevators" to "What special requirements apply to inside bucket elevators?"
- Rewrite the section for clarity.

WAC 296-99-090 Appendix A, grain handling facilities, state-initiated adopted amendments are made to:

- Delete this appendix because the appendix repeats rather than clarifies requirements.

WAC 296-99-093 Appendix B, grain handling facilities, state-initiated adopted amendments are made to:

- Delete this appendix because the information referenced is available elsewhere.

WAC 296-99-095 Appendix C, grain handling facilities, state-initiated adopted amendments are made to:

- Delete the appendix because the information is outdated.
- Citation of Existing Rules Affected by this Order:
Amending chapter 296-99 WAC, Safety standards for grain handling facilities, WAC 296-99-010 Scope, 296-99-015 Application, 296-99-020 Definitions, 296-99-025 Emergency action plan, 296-99-030 Training, 296-99-035 Hot work permit, 296-99-040 Entry into bins, silos, and tanks, 296-99-045 Contractors, 296-99-050 Housekeeping, 296-99-055 Grate openings, 296-99-060 Filter collectors, 296-99-065 Preventive maintenance, 296-99-070 Grain stream processing equipment, 296-99-075 Emergency escape, 296-99-080 Continuous-flow bulk raw grain dryers, 296-99-085 Inside bucket elevators, 296-99-090 Appendix A, grain handling facilities, 296-99-093 Appendix B, grain handling facilities, and 296-99-095 Appendix C, grain handling facilities.

Statutory Authority for Adoption: Chapter 49.17 RCW.
Adopted under notice filed as WSR 97-09-079 on April 22, 1997.

Changes Other than Editing from Proposed to Adopted Version: As a result of written and oral comments received, the following sections are being amended: **Chapter 296-99 WAC, Safety standards for grain handling facilities.**

WAC 296-99-010 Scope, this section is amended to delete reference to chapter 296-56 WAC which clarifies that chapter 296-56 WAC does not apply to grain-handling facilities.

WAC 296-99-015 Application, the additional grain handling operations proposed to be included in this section (feed lots, on-farm storage, and seed plants) are deleted since the legislature has changed the definition of "agriculture" to ensure those operations are covered by chapter 296-307 WAC, Safety standards for agriculture.

WAC 296-99-020 Definitions, existing wording relating to the exclusion for truck and rail sheds in the definition of "inside bucket elevator" is retained. The proposal deleted this wording which inadvertently changed the scope of the definition.

WAC 296-99-035 Hot work permit, the phrase "to injury from either fire or explosion" is added to WAC 296-99-035 (2)(a) to clarify the type of exposure this rule is targeted to eliminate.

WAC 296-99-040 Entry into bins, silos, and tanks, a subsection is added which will allow confined-space entry without a permit if the employer's representative personally monitors the entire operation.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, amended 0, repealed 0; Federal Rules or Standards: New 0, amended 19, repealed 0; or Recently Enacted State Statutes: New 0, amended 0, repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 0, repealed 0.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making:

New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 19, repealed 0.

Effective Date of Rule: January 1, 1998.

November 3, 1997

Gary Moore
Director

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-010 ((Scope-)) What safety hazards does this chapter require the employer to control? ~~((This section contains requirements for the control of grain dust fires and explosions, and certain other safety hazards associated with grain handling facilities. It applies in addition to all other relevant provisions of chapters 296-24 and 296-62 WAC (or chapter 296-56 WAC at marine terminals-))~~ This chapter directs the employer to control dust fires, explosions and other safety hazards in grain handling facilities including the waterfront dock areas at marine terminals (chapter 296-56 WAC will not apply).

All provisions from chapters 296-24 and 296-62 WAC also apply. If rules in either of these chapters conflict with rules in chapter 296-99 WAC, chapter 296-99 WAC will prevail.

AMENDATORY SECTION (Amending Order 89-20, filed 1/11/90, effective 2/26/90)

WAC 296-99-015 ((Application-)) What grain-handling operations does this chapter cover? ~~((1) WAC 296-99-010 through 296-99-070 apply to grain elevators, feed mills, flour mills, rice mills, dust pelletizing plants, dry corn mills, soybean flaking operations, and the dry grinding operations of soyecake.~~

~~(2) WAC 296-99-075, 296-99-080, and 296-99-085 apply only to grain elevators.~~

~~(3) Chapter 296-99 WAC shall not apply to alfalfa storage or processing operations providing that the processing operations do not utilize grain products, such as in feed mill operations-)~~ (1) WAC 296-99-010 through 296-99-070 apply to:

- Dry grinding operations of soyecake;
- Dry corn mills;
- Dust pelletizing plants;
- Feed mills;
- Flour mills;
- Flat storage structures;
- Grain elevators;
- Rice mills; and
- Soybean flaking operations.

(2) WAC 296-99-075, 296-99-080, and 296-99-085 apply only to grain elevators.

(3) Chapter 296-99 WAC does not apply to alfalfa storage or processing operations if they do not use grain products.

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-020 ((Definitions-)) What definitions apply to this chapter? ~~((1) "Choked leg" means a condition of material buildup in the bucket elevator that results in~~

~~the stoppage of material flow and bucket movement. A bucket elevator is not considered choked that has the up leg partially or fully loaded and has the boot and discharge cleared allowing bucket movement.~~

(2) ~~"Fugitive grain dust" means combustible dust particles, emitted from the stock handling system, of such size as will pass through a U.S. Standard 40 mesh sieve (425 microns or less).~~

(3) ~~"Grain elevator" means a facility engaged in the receipt, handling, storage, and shipment of bulk raw agricultural commodities such as corn, wheat, oats, barley, sunflower seeds, and soybeans.~~

(4) ~~"Hot work" means work involving electric or gas welding, cutting, brazing, or similar flame-producing operations.~~

(5) ~~"Inside bucket elevator" means a bucket elevator that has the boot and more than twenty percent of the total leg height (above grade or ground level) inside the grain elevator structure. Bucket elevators with leg casings that are inside (and pass through the roofs) of rail or truck dump sheds with the remainder of the leg outside of the grain elevator structure, are not considered inside bucket elevators.~~

(6) ~~"Jogging" means repeated starting and stopping of drive motors in an attempt to clear choked legs.~~

(7) ~~"Lagging" means a covering on drive pulleys used to increase the coefficient of friction between the pulley and the belt.~~

(8) ~~"Permit" means the written certification by the employer authorizing employees to perform identified work operations subject to specified precautions.)~~ "Choked leg" means excess material buildup that stops the movement of grain and of the bucket elevator. A bucket elevator is not considered choked if it moves and the boot and discharge are clear.

"Flat storage structure" means a grain storage structure that:

- Can not empty by gravity alone;
- Can be entered through an opening at ground level; and
- Must be entered to remove leftover grain.

"Fugitive grain dust" means combustible grain dust particles, accumulated inside storage structures, that are small enough to pass through a U.S. Standard 40 mesh sieve (425 microns or less).

"Grain" means raw and processed grain of cereal grass seeds and grain products handled in facilities within the scope of WAC 296-99-015(1).

"Grain elevator" means a facility in which bulk raw grains are stored by means of elevating machinery for later shipment.

"Hot work" means work that involves electric or gas welding, cutting, brazing or similar heat-producing tasks that could be a source of ignition.

"Inside bucket elevator" means a bucket elevator with the boot and more than twenty percent of the total leg height (above grade or ground level) inside a grain elevator structure. Bucket elevators used inside of rail or truck dump sheds are not considered inside bucket elevators.

"Lagging" means a covering on drive pulleys used to increase the driving friction between the pulley and the belt.

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-025 ((Emergency action plan.)) **What are the requirements for an emergency action plan?** ((The employer shall develop and implement an emergency action plan meeting the requirements contained in WAC 296-24-567.)) **The employer must develop and implement an emergency action plan that meets the requirements of WAC 296-24-567.**

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-030 ((Training.)) **What training must an employer provide for employees?** (((1) The employer shall provide training to employees at least annually and when changes in job assignment will expose them to new hazards. Current employees, and new employees prior to starting work, shall be trained in at least the following:

(a) ~~General safety precautions associated with the facility, including recognition and preventive measures for the hazards related to dust accumulations and common ignition sources such as smoking; and~~

(b) ~~Specific procedures and safety practices applicable to their job tasks including but not limited to, cleaning procedures for grinding equipment, clearing procedures for choked legs, housekeeping procedures, hot work procedures, preventive maintenance procedures, and lock-out/tag-out procedures.~~

~~(2) Employees assigned special tasks, such as bin entry and handling of flammable or toxic substances, shall be provided training to perform these tasks safely.)) (1) The employer must train employees:~~

~~(a) Annually; and~~

~~(b) Whenever a new job assignment exposes an employee to a new hazard.~~

~~(2) The employer must ensure that employees are trained in the following:~~

~~(a) General safety precautions against fires and explosions, including how to recognize and prevent the hazards of excess dust accumulation and ignition sources.~~

~~(b) Specific procedures and safety practices for job tasks including, but not limited to:~~

- ~~Cleaning grinding equipment;~~
- ~~Clearing choked legs;~~
- ~~Housekeeping;~~
- ~~Hot work; and~~
- ~~Preventive maintenance.~~

~~(3) The employer must provide additional training for employees who are assigned special tasks, including but not limited to:~~

~~(a) Procedures for grain storage entry according to WAC 296-62-145, confined space entry, and how to:~~

- ~~Control hazardous energy (lockout/tagout) according to WAC 296-24-110;~~
- ~~Avoid getting buried by moving grain (engulfment);~~
- ~~Avoid falling from heights; and~~
- ~~Prevent mechanical hazards.~~

~~(b) How to handle flammable or toxic substances.~~

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-035 ((Hot work permit.)) When must an employer issue a hot work permit? ((1) The employer shall issue a permit for all hot work, with the following exceptions:

(a) ~~Where the employer or the employer's representative (who would otherwise authorize the permit) is present while the hot work is being performed;~~

(b) ~~In welding shops authorized by the employer;~~

(c) ~~In hot work areas authorized by the employer which are located outside of the grain handling structure.~~

~~(2) The permit shall certify that the requirements contained in WAC 296-24-695 have been implemented prior to beginning the hot work operations. The permit shall be kept on file until completion of the hot work operations.))~~

(1) Before allowing an employee to start any hot work, the employer must:

(a) Issue to the employee a permit that states that all safety precautions required by WAC 296-24-695 are in place; and

(b) Keep the permit on file until the hot work is complete.

(2) The employer may allow an employee to perform hot work without a permit if:

(a) The employer's representative personally monitors the hot work to prevent employee exposure to injury from either fire or explosion during the entire operation; or

(b) The hot work is done in welding shops authorized by the employer; or

(c) The hot work is done in hot work areas authorized by the employer which are located outside of the grain handling structure.

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-040 ((Entry into bins, silos, and tanks.)) What practices must an employer follow for entry into grain storage structures? ((This paragraph applies to employees entering bins, silos, or tanks. It does not apply to employees entering flat storage buildings or tanks where the diameter of such structures is greater than the height, unless entry is made from the top of the structure.

~~The following actions shall be taken before employees enter bins, silos, or tanks:~~

~~(1) The employer shall issue a permit for entering bins, silos, or tanks unless the employer or the employer's representative (who would otherwise authorize the permit) is present during the entire operation. The permit shall certify that the precautions contained in this section have been implemented prior to employees entering bins, silos, or tanks. The permit shall be kept on file until completion of the entry operations.~~

~~(2) All mechanical, electrical, hydraulic, and pneumatic equipment which present a danger to employees inside bins, silos, or tanks shall be disconnected, locked out and tagged, blocked off, or prevented from operating by other means or methods.~~

~~(3) The atmosphere within a bin, silo, or tank shall be tested for the presence of combustible gases, vapors, and toxic agents when the employer has reason to believe they~~

~~may be present. Additionally, the atmosphere within a bin, silo, or tank shall be tested for oxygen content unless there is continuous natural air movement or continuous forced air ventilation before and during the period employees are inside. If the oxygen level is less than nineteen and one-half percent, or if combustible gas or vapor is detected in excess of ten percent of the lower flammable limit, or if toxic agents are present in excess of the ceiling values listed in WAC 296-62-07515, or if toxic agents are present in concentrations that will cause health effects which prevent employees from effecting self-rescue or communication to obtain assistance, the following provisions apply:~~

~~(a) Ventilation shall be provided until the unsafe condition or conditions are eliminated, and the ventilation shall be continued as long as there is a possibility of recurrence of the unsafe condition while the bin, silo, or tank is occupied by employees.~~

~~(b) If toxicity or oxygen deficiency cannot be eliminated by ventilation, employees entering the bin, silo, or tank shall wear an appropriate respirator. Respirator use shall be in accordance with the requirements of WAC 296-62-071 through 296-62-07121.~~

~~(4) When entering bins, silos, or tanks from the top, employees shall wear a body harness with lifeline, or use a boatswain's chair that meets the requirements of Part J-1 of chapter 296-24 WAC.~~

~~(5) An observer, equipped to provide assistance, shall be stationed outside the bin, silo, or tank being entered by an employee. Communications (visual, voice, or signal line) shall be maintained between the observer and employee entering the bin, silo, or tank.~~

~~(6) The employer shall provide equipment for rescue operations which is specifically suited for the bin, silo, or tank being entered.~~

~~(7) The employee acting as observer shall be trained in rescue procedures, including notification methods for obtaining additional assistance.~~

~~(8) Employees shall not enter bins, silos, or tanks underneath a bridging condition, or where a buildup of grain products on the sides could fall and bury them.)) This section applies to employee entry into all grain storage structures.~~

(1) The employer must ensure that the practice of walking down grain is prohibited. "Walking down grain" means an employee walks on grain to make it flow within or out from a grain storage structure, or an employee is on moving grain.

(2) The employer must ensure that during the entry and occupation of a storage structure the employee uses:

- A body harness with a lifeline; or
- A boatswain's chair that meets the requirements of Part J-1 of chapter 296-24 WAC whenever:

(a) The employee is exposed to a fall hazard such as when entering from the top or above the level of the stored grain; or

(b) The employee is exposed to an engulfment hazard such as when entering at the level of the stored grain, or while walking or standing on the grain. The lifeline must be rigged so that its position and length will prevent the employee from sinking below waist level.

(3) The employer must ensure that during the occupation of storage structures, including walking or standing on grain, employees are protected from hazards related to:

- Mechanical;
- Electrical;
- Hydraulic; and
- Pneumatic equipment.

By using safeguards, lockout-tagout, or other equally effective means. All provisions for the control of hazardous energy (lockout/tagout) from WAC 296-24-110 apply to this chapter.

(4) The employer must ensure that employees are prohibited from entering any storage structure where a build-up of grain overhead (bridging) or on the sides could fall and bury them.

(5) The employer must ensure, as minimum precautions, that employee entry and occupation of all grain storage structures including flat storage structures is done according to all applicable requirements of WAC 296-62-145, confined space, when the storage structure:

- Has limited or restricted means of entry and exit; and
- Is not designed for continuous employee occupancy.

(6) The employer may allow an employee to perform confined space entry work in grain storage structures without a permit if the employer's representative personally monitors the work to prevent employee exposure to illness or injury from atmospheric hazards during the entire operation.

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-045 ((Contractors.)) What information must an employer provide to contractors? ((+) The employer shall inform contractors performing work at the grain handling facility of known potential fire and explosion hazards related to the contractor's work and work area. The employer shall also inform contractors of the applicable safety rules of the facility.

(2) The employer shall explain the applicable provisions of the emergency action plan to contractors.)) (1) The employer must inform contractors working at the grain handling facility of:

- (a) General safety rules; and
- (b) Specific fire and explosion hazards related to the contractor's work and work area.

(2) The employer must explain the emergency action plan to each contractor.

AMENDATORY SECTION (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

WAC 296-99-050 ((Housekeeping.)) What elements must an employer include in the housekeeping program? ((+) The employer shall develop and implement a written housekeeping program that establishes the frequency and method(s) determined best to reduce accumulations of fugitive grain dust on ledges, floors, equipment, and other exposed surfaces.

(2) In addition, the housekeeping program for grain elevators shall address fugitive grain dust accumulations at priority housekeeping areas.

(a) Priority housekeeping areas shall include at least the following:

- (i) Floor areas within thirty five feet (10.7 m) of inside bucket elevators;
- (ii) Floors of enclosed areas containing grinding equipment;
- (iii) Floors of enclosed areas containing grain dryers located inside the facility.

(b) The employer shall immediately remove any fugitive grain dust accumulations whenever they exceed one eighth inch (.32 cm) at priority housekeeping areas, pursuant to the housekeeping program, or shall demonstrate and assure, through the development and implementation of the housekeeping program, that equivalent protection is provided.

(3) The use of compressed air to blow dust from ledges, walls, and other areas shall only be permitted when all machinery that presents an ignition source in the area is shut down, and all other known potential ignition sources in the area are removed or controlled.

(4) Grain and product spills shall not be considered fugitive grain dust accumulations. However, the housekeeping program shall address the procedures for removing such spills from the work area.)) (1) The employer must develop and enforce a written housekeeping program that:

- (a) Establishes frequency and methods for reducing and cleaning up hazardous accumulations of fugitive grain dust;
- (b) Identifies priority areas for clean up of hazardous accumulations of fugitive grain dust, including floor areas:

- Within thirty-five feet (10.7 m) of inside bucket elevators;
- Of enclosed grinding equipment; and
- Of enclosed grain dryers located inside the facility; and

(c) Requires that fugitive grain dust is cleaned up immediately whenever accumulations exceed one-eighth inch (.32 cm) at priority housekeeping areas, or provide protection against fire and explosion that is equal to the required clean up.

(2) The employer must prohibit the use of compressed air to blow dust from ledges, walls, and other areas unless all machinery that provides an ignition source in the area is shut down, and all other known potential ignition sources in the area are removed or controlled.

(3) The employer must also ensure that the housekeeping program addresses procedures for removing grain and product spills from work areas. Spills are not considered fugitive grain dust accumulations.

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-055 ((Grate openings.)) What is the maximum allowable grate opening size? ((+) Receiving-pit feed openings, such as truck or railcar receiving pits, shall be covered by grates.

(2) The width of openings in the grates shall be a maximum of two and one half inches (6.35 cm.)) The employer must ensure that receiving-pit feed openings, such as truck or railcar receiving-pits, are covered by grates with maximum openings of two and one-half inches (6.35 cm).

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-060 ((Filter collectors.)) How must filter collectors be installed? ((1) Not later than March 30, 1989, all fabric dust filter collectors which are a part of a pneumatic dust collection system shall be equipped with a monitoring device that will indicate a pressure drop across the surface of the filter.

(2) Filter collectors installed after March 30, 1988, shall be:

- (a) Located outside the facility; or
- (b) Located in an area inside the facility protected by an explosion suppression system; or
- (c) Located in an area inside the facility that is separated from other areas of the facility by construction having at least a one hour fire resistance rating, and which is adjacent to an exterior wall and vented to the outside. The vent and ductwork shall be designed to resist rupture due to deflagration.) (1) The employer must ensure that, on a pneumatic dust collection system, each fabric dust filter collector has a monitoring device that will show a pressure drop across the surface of its filter.

(2) The employer must ensure that each filter collector installed after March 30, 1988, is:

- (a) Located outside the facility; or
- (b) When located inside the facility, protected by an explosion suppression system; or
- (c) Isolated by a structure with at least a one hour fire-resistance rating:
 - Next to an exterior wall;
 - Vented to the outside; and
 - The vent and ductwork must resist rupture from intense heat.

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-065 ((Preventive maintenance.)) What preventive maintenance program must an employer implement? ((1) The employer shall implement preventive maintenance procedures consisting of:

- (a) Regularly scheduled inspections of at least the mechanical and safety control equipment associated with dryers, grain stream processing equipment, dust collection equipment including filter collectors, and bucket elevators;
- (b) Lubrication and other appropriate maintenance in accordance with manufacturers' recommendations, or as determined necessary by prior operating records.

(2) The employer shall promptly correct dust collection systems which are malfunctioning or which are operating below designed efficiency. Additionally, the employer shall promptly correct, or remove from service, overheated bearings and slipping or misaligned belts associated with inside bucket elevators.

(3) A certification record shall be maintained of each inspection, performed in accordance with this section, containing the date of the inspection, the name of the person who performed the inspection and the serial number, or other identifier, of the equipment specified in subsection (1)(a) of this section that was inspected.

(4) The employer shall implement procedures for the use of tags and locks which will prevent the inadvertent

application of energy or motion to equipment being repaired, serviced, or adjusted, which could result in employee injury. Such locks and tags shall be removed in accordance with established procedures only by the employee installing them or, if unavailable, by his or her supervisor.) (1) The employer must implement a written program that covers the requirements of WAC 296-24-110, The control of hazardous energy (lockout/tagout).

(2) The employer must implement preventive maintenance procedures that include the following:

(a) Conducting regularly scheduled inspections for specified machinery.

(b) Preparing written inspection reports kept on file that include:

- The date of each inspection;
- The name of the inspector; and
- The serial number, or other identification of the machinery as described next in (c) of this subsection.

(c) Conducting regularly scheduled inspections and completing immediate repairs of the mechanical equipment and safety controls of the following machinery:

- Grain dryers;
- Grain stream processing equipment;
- Dust collection systems including their filter collectors that malfunction or operate below designed efficiency;
- Overheated bearings; and
- Slipping or misaligned belt drives for inside bucket elevators.

When immediate repairs are not feasible, then the affected machine must be taken out of service.

(d) Performing lubrication and other maintenance according to manufacturers' recommendations or more often when needed, such as when operating records indicate that a more stringent schedule is necessary.

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-070 ((Grain stream processing equipment.)) How must grain stream processing equipment be equipped? ((The employer shall equip grain stream processing equipment (such as hammer mills, grinders, and pulverizers) with an effective means of removing ferrous material from the incoming grain stream.) The employer must ensure that the following grain stream processing equipment has an effective means of removing ferrous material from the incoming grain:

- Hammer mills;
- Grinders; and
- Pulverizers.

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-075 ((Emergency escape.)) How many means of emergency escape must an employer provide? ((1) The employer shall provide at least two means of emergency escape from galleries (bin decks).

(2) The employer shall provide at least one means of emergency escape in tunnels of existing grain elevators. Tunnels in grain elevators constructed after the effective date

of this standard shall be provided with at least two means of emergency escape.) The employer must provide the following number of emergency escape means:

<u>Structure</u>	<u>Number of escape means</u>
<u>Galleries (bin decks)</u>	<u>Two</u>
<u>Tunnels of grain elevators constructed after November 14, 1988</u>	<u>Two</u>
<u>Tunnels of grain elevators constructed on or before November 14, 1988</u>	<u>One</u>

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-080 ((Continuous-flow bulk raw grain dryers.)) How must continuous-flow bulk raw grain dryers be equipped and installed? ((1) Not later than April 1, 1991, all direct heat grain dryers shall be equipped with automatic controls that:

(a) Will shut off the fuel supply in case of power or flame failure or interruption of air movement through the exhaust fan; and

(b) Will stop the grain from being fed into the dryer if excessive temperature occurs in the exhaust of the drying section.

(2) Direct heat grain dryers installed after March 30, 1988, shall be:

(a) Located outside the grain elevator; or

(b) Located in an area inside the grain elevator protected by a fire or explosion suppression system; or

(c) Located in an area inside the grain elevator which is separated from other areas of the facility by construction having at least a one hour fire resistance rating.) (1) The employer must ensure that all direct-heat grain dryers have automatic controls that:

(a) Shut off the fuel supply in case of power, flame, or ventilation airflow shut-off; and

(b) Stop the grain flow into the dryer if the dryer exhaust gets too hot.

(2) The employer must ensure that each direct-heat grain dryer installed after March 30, 1988, is:

(a) Located outside the grain elevator; or

(b) When located inside the grain elevator, protected by a fire or explosion suppression system; or

(c) Isolated by a structure with at least a one hour fire-resistance rating.

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-085 ((Inside bucket elevators.)) What special requirements apply to inside bucket elevators? ((1) Bucket elevators shall not be joggled to free a choked leg.

(2) All belts and lagging purchased after March 30, 1988, shall be conductive. Such belts shall have a surface electrical resistance not to exceed 300 megohms.

(3) Not later than April 1, 1991, all bucket elevators shall be equipped with a means of access to the head pulley section to allow inspection of the head pulley, lagging, belt, and discharge throat of the elevator head. The boot section shall also be provided with a means of access for clean-out of the boot and for inspection of the boot, pulley, and belt.

(4) Not later than April 1, 1991, the employer shall:

(a) Mount bearings externally to the leg casing; or

(b) Provide vibration monitoring, temperature monitoring, or other means to monitor the condition of those bearings mounted inside or partially inside the leg casing.

(5) Not later than April 1, 1991, the employer shall equip bucket elevators with a motion detection device which will shut down the bucket elevator when the belt speed is reduced by no more than twenty percent of the normal operating speed.

(6) Not later than April 1, 1991, the employer shall:

(a) Equip bucket elevators with a belt alignment monitoring device which will initiate an alarm to employees when the belt is not tracking properly; or

(b) Provide a means to keep the belt tracking properly, such as a system that provides constant alignment adjustment of belts.

(7) Subsections (5) and (6) of this section do not apply to grain elevators having a permanent storage capacity of less than one million bushels, provided that daily visual inspection is made of bucket movement and tracking of the belt.

(8) Subsections (4), (5), and (6) of this section do not apply to the following:

(a) Bucket elevators which are equipped with an operational fire and explosion suppression system capable of protecting at least the head and boot section of the bucket elevator; or

(b) Bucket elevators which are equipped with pneumatic or other dust control systems or methods that keep the dust concentration inside the bucket elevator at least twenty five percent below the lower explosive limit at all times during operations.

Note: The following appendices to this chapter serve as nonmandatory guidelines to assist employers and employees in complying with the requirements of this section, as well as to provide other helpful information.

No additional burdens are imposed through these appendices.) (1) The employer must prohibit joggling of a bucket elevator to free a choked leg.

"Joggling" means to start and stop drive motors repeatedly over short intervals.

(2) The employer must ensure that all belts and lagging purchased after March 30, 1988, are conductive and have a maximum surface electrical resistance of 300 megohms.

(3) The employer must ensure that all bucket elevators have safe access to the head pulley section for inspection of the head pulley, lagging, belt, and discharge throat. The boot section must also have safe access for its clean-out and inspection of the pulley and belt.

(4) The employer must:

(a) Mount bearings externally to the leg casing; or

(b) Have vibration and temperature monitoring; or

(c) Have other means to monitor the condition of bearings mounted inside or partially inside the leg casing.

(5) The employer must ensure that bucket elevators have a motion detection device that will stop the elevator if belt speed is reduced to less than eighty percent of normal operating speed.

(6) The employer must:

(a) Ensure that bucket elevators have a belt alignment monitoring device that will initiate an alarm to employees when the belt is not tracking properly; or

(b) Use a system to keep the belt tracking properly.

(7) Subsections (5) and (6) of this section do not apply to grain elevators with a permanent storage capacity of less than one million bushels, if daily visual inspection is made of bucket movement and belt tracking.

(8) Subsections (4), (5), and (6) of this section do not apply to the following:

(a) Bucket elevators with an operational fire and explosion suppression system capable of protecting at least the head and boot section of the bucket elevator; or

(b) Bucket elevators with pneumatic or other dust control systems or methods that keep the dust concentration inside the bucket elevator at least twenty-five percent below the lower explosive limit at all times during operations.

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-090 ((Appendix A, grain handling facilities.)) Reserved.

((Note: Examples presented in this appendix may not be the only means of achieving the performance goals in the standard.))

(1) Scope and application. The provisions of this standard apply in addition to any other applicable requirements of chapters 296-24 and 296-62 WAC (or chapter 296-56 WAC at marine terminals). The standard contains requirements for new and existing grain handling facilities. The standard does not apply to seed plants which handle and prepare seeds for planting of future crops, nor to on farm storage or feed lots.

(2) Emergency action plan.

(a) The standard requires the employer to develop and implement an emergency action plan. The emergency action plan WAC 296-24-567 covers those designated actions employers and employees are to take to ensure employee safety from fire and other emergencies. The plan specifies certain minimum elements which are to be addressed. These elements include the establishment of an employee alarm system, the development of evacuation procedures, and training employees in those actions they are to take during an emergency.

(b) The standard does not specify a particular method for notifying employees of an emergency. Public announcement systems, air horns, steam whistles, a standard fire alarm system, or other types of employee alarm may be used. However, employers should be aware that employees in a grain facility may have difficulty hearing an emergency alarm, or distinguishing an emergency alarm from other audible signals at the facility, or both. Therefore, it is important that the type of employee alarm used be distinguishable and distinct.

(c) The use of floor plans or workplace maps which clearly show the emergency escape routes should be included in the emergency action plan; color coding will aid employ-

ees in determining their route assignments. The employer should designate a safe area, outside the facility, where employees can congregate after evacuation, and implement procedures to account for all employees after emergency evacuation has been completed.

(d) It is also recommended that employers seek the assistance of the local fire department for the purpose of preplanning for emergencies. Preplanning is encouraged to facilitate coordination and cooperation between facility personnel and those who may be called upon for assistance during an emergency. It is important for emergency service units to be aware of the usual work locations of employees at the facility.

(3) Training.

(a) It is important that employees be trained in the recognition and prevention of hazards associated with grain facilities, especially those hazards associated with their own work tasks. Employees should understand the factors which are necessary to produce a fire or explosion, i.e., fuel (such as grain dust), oxygen, ignition source, and (in the case of explosions) confinement. Employees should be made aware that any efforts they make to keep these factors from occurring simultaneously will be an important step in reducing the potential for fires and explosions.

(b) The standard provides flexibility for the employer to design a training program which fulfills the needs of a facility. The type, amount, and frequency of training will need to reflect the tasks that employees are expected to perform. Although training is to be provided to employees at least annually, it is recommended that safety meetings or discussions and drills be conducted at more frequent intervals.

(c) The training program should include those topics applicable to the particular facility, as well as topics such as: Hot work procedures; lock out/tag out procedures; bin entry procedures; bin cleaning procedures; grain dust explosions; fire prevention; procedures for handling "hot grain"; housekeeping procedures, including methods and frequency of dust removal; pesticide and fumigant usage; proper use and maintenance of personal protective equipment; and, preventive maintenance. The types of work clothing should also be considered in the program at least to caution against using polyester clothing that easily melts and increases the severity of burns, as compared to wool or fire retardant cotton.

(d) In implementing the training program, it is recommended that the employer utilize films, slide tape presentations, pamphlets, and other information which can be obtained from such sources as the Grain Elevator and Processing Society, the Cooperative Extension Service of the United States Department of Agriculture, Kansas State University's Extension Grain Science and Industry, and other state agriculture schools, industry associations, union organizations, and insurance groups.

(4) Hot work permit.

(a) The implementation of a permit system for hot work is intended to assure that employers maintain control over operations involving hot work and to assure that employees are aware of and utilize appropriate safeguards when conducting these activities.

(b) Precautions for hot work operations are specified in WAC 296-24-695, and include such safeguards as relocating

the hot-work operation to a safe location if possible, relocating or covering combustible material in the vicinity, providing fire extinguishers, and provisions for establishing a fire watch. Permits are not required for hot work operations conducted in the presence of the employer or the employer's authorized representative who would otherwise issue the permit, or in an employer authorized welding shop or when work is conducted outside and away from the facility.

(e) It should be noted that the permit is not a record, but is an authorization of the employer certifying that certain safety precautions have been implemented prior to the beginning of work operations.

(5) Entry into bins, silos, and tanks.

(a) In order to assure that employers maintain control over employee entry into bins, silos, and tanks, WISHA is requiring that the employer issue a permit for entry into bins, silos, and tanks unless the employer (or the employer's representative who would otherwise authorize the permit) is present at the entry and during the entire operation.

(b) Employees should have a thorough understanding of the hazards associated with entry into bins, silos, and tanks. Employees are not to be permitted to enter these spaces from the bottom when grain or other agricultural products are hung up or sticking to the sides which might fall and injure or kill an employee. Employees should be made aware that the atmosphere in bins, silos, and tanks can be oxygen deficient or toxic. Employees should be trained in the proper methods of testing the atmosphere, as well as in the appropriate procedures to be taken if the atmosphere is found to be oxygen deficient or toxic. When a fumigant has been recently applied in these areas and entry must be made, aeration fans should be running continuously to assure a safe atmosphere for those inside. Periodic monitoring of toxic levels should be done by direct reading instruments to measure the levels, and, if there is an increase in these readings, appropriate actions should be promptly taken.

(c) Employees have been buried and suffocated in grain or other agricultural products because they sank into the material. Therefore, it is suggested that employees not be permitted to walk or stand on the grain or other grain product where the depth is greater than waist high. In this regard, employees must use a full body harness or boat-swain's chair with a lifeline when entering from the top. A winch system with mechanical advantage (either powered or manual) would allow better control of the employee than just using a hand held hoist line, and such a system would allow the observer to remove the employee easily without having to enter the space.

(d) It is important that employees be trained in the proper selection and use of any personal protective equipment which is to be worn. Equally important is the training of employees in the planned emergency rescue procedures. Employers should carefully read WAC 296-62-07115 and assure that their procedures follow these requirements. The employee acting as observer is to be equipped to provide assistance and is to know procedures for obtaining additional assistance. The observer should not enter a space until adequate assistance is available. It is recommended that an employee trained in CPR be readily available to provide assistance to those employees entering bins, silos, or tanks.

(6) Contractors.

(a) These provisions of the standard are intended to ensure that outside contractors are cognizant of the hazards associated with grain handling facilities, particularly in relation to the work they are to perform for the employer. Also, in the event of an emergency, contractors should be able to take appropriate action as a part of the overall facility emergency action plan. Contractors should also be aware of the employer's permit systems. Contractors should develop specified procedures for performing hot work and for entry into bins, silos, and tanks and these activities should be coordinated with the employer. Contractors are responsible for informing their own employees.

(b) This coordination will help to ensure that employers know what work is being performed at the facility by contractors; where it is being performed; and, that it is being performed in a manner that will not endanger employees.

(7) Housekeeping.

(a) The housekeeping program is to be designed to keep dust accumulations and emissions under control inside grain facilities. The housekeeping program, which is to be written, is to specify the frequency and method(s) used to best reduce dust accumulations.

(b) Ship, barge, and rail loadout and receiving areas which are located outside the facility need not be addressed in the housekeeping program. Additionally, truck dumps which are open on two or more sides need not be addressed by the housekeeping program. Other truck dumps should be addressed in the housekeeping program to provide for regular cleaning during periods of receiving grain or agricultural products. The housekeeping program should provide coverage for all workspaces in the facility and include walls, beams, etc., especially in relation to the extent that dust could accumulate.

(i) Dust accumulations.

(A) Almost all facilities will require some level of manual housekeeping. Manual housekeeping methods, such as vacuuming or sweeping with soft bristle brooms, should be used which will minimize the possibility of layered dust being suspended in the air when it is being removed.

(B) The housekeeping program should include a contingency plan to respond to situations where dust accumulates rapidly due to a failure of a dust enclosure hood, an unexpected breakdown of the dust control system, a dust-tight connection inadvertently knocked open, etc.

(C) The housekeeping program should also specify the manner of handling spills. Grain spills are not considered to be dust accumulations.

(D) A fully enclosed horizontal belt conveying system where the return belt is inside the enclosure should have inspection access such as sliding panels or doors to permit checking of equipment, checking for dust accumulations and facilitate cleaning if needed.

(ii) Dust emissions.

(A) Employers should analyze the entire stock handling system to determine the location of dust emissions and effective methods to control or to eliminate them. The employer should make sure that holes in spouting, casings of bucket elevators, pneumatic conveying pipes, screw augers, or drag conveyor casings, are patched or otherwise properly repaired to prevent leakage. Minimizing free falls of grain or grain products by using choke feeding techniques, and

utilization of dust tight enclosures at transfer points, can be effective in reducing dust emissions.

(B) Each housekeeping program should specify the schedules and control measures which will be used to control dust emitted from the stock handling system. The housekeeping program should address the schedules to be used for cleaning dust accumulations from motors, critical bearings and other potential ignition sources in the working areas. Also, the areas around bucket elevator legs, milling machinery and similar equipment should be given priority in the cleaning schedule. The method of disposal of the dust which is swept or vacuumed should also be planned.

(C) Dust may accumulate in somewhat inaccessible areas, such as those areas where ladders or scaffolds might be necessary to reach them. The employer may want to consider the use of compressed air and long lances to blow down these areas frequently. The employer may also want to consider the periodic use of water and hoses to wash down these areas. If these methods are used, they are to be specified in the housekeeping program along with the appropriate safety precautions, including the use of personal protective equipment such as eyewear and dust respirators.

(D) Several methods have been effective in controlling dust emissions. A frequently used method of controlling dust emissions is a pneumatic dust collection system. However, the installation of a poorly designed pneumatic dust collection system has fostered a false sense of security and has often led to an inappropriate reduction in manual housekeeping. Therefore, it is imperative that the system be designed properly and installed by a competent contractor. Those employers who have a pneumatic dust control system that is not working according to expectations should request the engineering design firm, or the manufacturer of the filter and related equipment, to conduct an evaluation of the system to determine the corrections necessary for proper operation of the system. If the design firm or manufacturer of the equipment is not known, employers should contact their trade association for recommendations of competent designers of pneumatic dust control systems who could provide assistance.

(E) When installing a new or upgraded pneumatic control system, the employer should insist on an acceptance test period of thirty to forty five days of operation to ensure that the system is operating as intended and designed. The employer should also obtain maintenance, testing, and inspection information from the manufacturer to ensure that the system will continue to operate as designed.

(F) Aspiration of the leg, as part of a pneumatic dust collection system, is another effective method of controlling dust emissions. Aspiration of the leg consists of a flow of air across the entire boot, which entrains the liberated dust and carries it up the up leg to take off points. With proper aspiration, dust concentrations in the leg can be lowered below the lower explosive limit. Where a prototype leg installation has been instrumented and shown to be effective in keeping the dust level twenty five percent below the lower explosive limit during normal operations for the various products handled, then other legs of similar size, capacity and products being handled which have the same design criteria for the air aspiration would be acceptable to OSHA, provided the prototype test report is available on site.

(G) Another method of controlling dust emissions is enclosing the conveying system, pressurizing the general work area, and providing a lower pressure inside the enclosed conveying system. Although this method is effective in controlling dust emissions from the conveying system, adequate access to the inside of the enclosure is necessary to facilitate frequent removal of dust accumulations. This is also necessary for those systems called "self-cleaning."

(H) The use of edible oil sprayed on or into a moving stream of grain is another method which has been used to control dust emissions. Tests performed using this method have shown that the oil treatment can reduce dust emissions. Repeated handling of the grain may necessitate additional oil treatment to prevent liberation of dust. However, before using this method, operators of grain handling facilities should be aware that the Food and Drug Administration must approve the specific oil treatment used on products for food and feed.

(I) As a part of the housekeeping program, grain elevators are required to address accumulations of dust at priority areas using the action level. The standard specifies a maximum accumulation of one eighth inch dust, measurable by a ruler or other measuring device, anywhere within a priority area as the upper limit at which time employers must initiate action to remove the accumulations using designated means or methods. Any accumulation in excess of this amount and where no action has been initiated to implement cleaning would constitute a violation of the standard, unless the employer can demonstrate equivalent protection. Employers should make every effort to minimize dust accumulations on exposed surfaces since dust is the fuel for a fire or explosion, and it is recognized that a one eighth inch dust accumulation is more than enough to fuel such occurrences.

(8) Filter collectors.

(a) Proper sizing of filter collectors for the pneumatic dust control system they serve is very important for the overall effectiveness of the system. The air to cloth ratio of the system should be in accordance with the manufacturer's recommendations. If higher ratios are used, they can result in more maintenance on the filter, shorter bag or sock life, increased differential pressure resulting in higher energy costs, and an increase in operational problems.

(b) A photohelic gauge, magnehelic gauge, or manometer, may be used to indicate the pressure rise across the inlet and outlet of the filter. When the pressure exceeds the design value for the filter, the air volume will start to drop, and maintenance will be required. Any of these three monitoring devices is acceptable as meeting WAC 296-99-060(1).

(c) The employer should establish a level or target reading on the instrument which is consistent with the manufacturer's recommendations that will indicate when the filter should be serviced. This target reading on the instrument and the accompanying procedures should be in the preventive maintenance program. These efforts would minimize the blinding of the filter and the subsequent failure of the pneumatic dust control system.

(d) There are other instruments that the employer may want to consider using to monitor the operation of the filter. One instrument is a zero motion switch for detecting a

failure of motion by the rotary discharge valve on the hopper. If the rotary discharge valve stops turning, the dust released by the bag or sock will accumulate in the filter hopper until the filter becomes clogged. Another instrument is a level indicator which is installed in the hopper of the filter to detect the buildup of dust that would otherwise cause the filter hopper to be plugged. The installation of these instruments should be in accordance with manufacturer's recommendations.

(e) All of these monitoring devices and instruments are to be capable of being read at an accessible location and checked as frequently as specified in the preventive maintenance program.

(f) Filter collectors on portable vacuum cleaners, and those used where fans are not part of the system, are not covered by requirements of WAC 296 99 060.

(9) Preventive maintenance.

(a) The control of dust and the control of ignition sources are the most effective means for reducing explosion hazards. Preventive maintenance is related to ignition sources in the same manner as housekeeping is related to dust control and should be treated as a major function in a facility. Equipment such as critical bearings, belts, buckets, pulleys, and milling machinery are potential ignition sources, and periodic inspection and lubrication of such equipment through a scheduled preventive maintenance program is an effective method for keeping equipment functioning properly and safely. The use of vibration detection methods, heat sensitive tape or other heat detection methods that can be seen by the inspector or maintenance person will allow for a quick, accurate, and consistent evaluation of bearings and will help in the implementation of the program.

(b) The standard does not require a specific frequency for preventive maintenance. The employer is permitted flexibility in determining the appropriate interval for maintenance provided that the effectiveness of the maintenance program can be demonstrated. Scheduling of preventive maintenance should be based on manufacturer's recommendations for effective operation, as well as from the employer's previous experience with the equipment. However, the employer's schedule for preventive maintenance should be frequent enough to allow for both prompt identification and correction of any problems concerning the failure or malfunction of the mechanical and safety control equipment associated with bucket elevators, dryers, filter collectors, and magnets. The pressure drop monitoring device for a filter collector, and the condition of the lagging on the head pulley, are examples of items that require regularly scheduled inspections. A system of identifying the date, the equipment inspected and the maintenance performed, if any, will assist employers in continually refining their preventive maintenance schedules and identifying equipment problem areas. Open work orders where repair work or replacement is to be done at a designated future date as scheduled, would be an indication of an effective preventive maintenance program.

(c) It is imperative that the prearranged schedule of maintenance be adhered to regardless of other facility constraints. The employer should give priority to the maintenance or repair work associated with safety control equipment, such as that on dryers, magnets, alarm and shut-down systems on bucket elevators, bearings on bucket

elevators, and the filter collectors in the dust control system. Benefits of a strict preventive maintenance program can be a reduction of unplanned downtime, improved equipment performance, planned use of resources, more efficient operations, and, most importantly, safer operations.

(d) The standard also requires the employer to develop and implement procedures consisting of locking out and tagging equipment to prevent the inadvertent application of energy or motion to equipment being repaired, serviced, or adjusted, which could result in employee injury. All employees who have responsibility for repairing or servicing equipment, as well as those who operate the equipment, are to be familiar with the employer's lock and tag procedures. A lock is to be used as the positive means to prevent operation of the disconnected equipment. Tags are to be used to inform employees why equipment is locked out. Tags are to meet requirements in WAC 296 24 14001. Locks and tags may only be removed by employees that placed them, or by their supervisor, to ensure the safety of the operation.

(10) Grain stream processing equipment. The standard requires an effective means of removing ferrous material from grain streams so that such material does not enter equipment such as hammer mills, grinders, and pulverizers. Large foreign objects, such as stones, should have been removed at the receiving pit. Introduction of foreign objects and ferrous material into such equipment can produce sparks which can create an explosion hazard. Acceptable means for removal of ferrous materials include the use of permanent or electromagnets. Means used to separate foreign objects and ferrous material should be cleaned regularly and kept in good repair as part of the preventive maintenance program in order to maximize their effectiveness.

(11) Emergency escape. The standard specifies that at least two means of escape must be provided from galleries (bin decks). Means of emergency escape may include any available means of egress, consisting of three components, exit access, exit, and exit discharge as defined in WAC 296 24 55001, the use of controlled descent devices with landing velocities not to exceed fifteen ft./sec., or emergency escape ladders from galleries. Importantly, the means of emergency escape are to be addressed in the facility emergency action plan. Employees are to know the location of the nearest means of emergency escape and the action they must take during an emergency.

(12) Dryers. Liquefied petroleum gas fired dryers should have the vaporizers installed at least ten feet from the dryer. The gas piping system should be protected from mechanical damage. The employer should establish procedures for locating and repairing leaks when there is a strong odor of gas or other signs of a leak.

(13) Inside bucket elevators.

(a) Hazards associated with inside bucket elevator legs are the source of many grain elevator fires and explosions. Therefore, to mitigate these hazards, the standard requires the implementation of special safety precautions and procedures, as well as the installation of safety control devices. The standard provides for a phase-in period for many of the requirements to provide the employer time for planning the implementation of the requirements. Additionally, for elevators with a permanent storage capacity of less than one million bushels, daily visual inspection of belt alignment and

bucket movement can be substituted for alignment monitoring devices and motion detection devices.

(b) The standard requires that belts (purchased after the effective date of the standard) have surface electrical resistance not to exceed 300 megohms. Test methods available regarding electrical resistance of belts are: The American Society for Testing and Materials D257-76, "Standard Test Methods for D-C Resistance or Conductance of Insulating Materials"; and, the International Standards Organization's No. 284, "Conveyor Belts Electrical Conductivity Specification and Method of Test." When an employer has a written certification from the manufacturer that a belt has been tested using one of the above test methods, and meets the 300 megohm criteria, the belt is acceptable as meeting this standard. When using conductive belts, the employer should make certain that the head pulley and shaft are grounded through the drive motor ground or by some other equally effective means. When V type drive belts are used to transmit power to the head pulley assembly from the motor drive shaft, it will be necessary to provide electrical continuity from the head pulley assembly to ground, e.g., motor grounds.

(c) Employers should also consider purchasing new belts that are flame retardant or fire resistive. A flame resistance test for belts is contained in 30 CFR 18.65.)

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-093 ((Appendix B, grain handling facilities.)) Reserved. ((National consensus standards.

The following table contains a cross reference listing of current national consensus standards which provide information that may be of assistance to grain handling operations. Employers who comply with provisions in these national consensus standards that provide equal or greater protection than those in this chapter will be considered in compliance with the corresponding requirements in this chapter.

Subject	National consensus standards
Grain elevators and facilities handling bulk raw agricultural commodities	ANSI/NFPA 61B
Feed mills	ANSI/NFPA 61C
Facilities handling agricultural commodities for human consumption	ANSI/NFPA 61D
Pneumatic conveying systems for agricultural commodities	ANSI/NFPA 66
Guide for explosion venting	ANSI/NFPA 68
Explosion prevention systems	ANSI/NFPA 69
Dust removal and exhaust systems	ANSI/NFPA 91

AMENDATORY SECTION (Amending Order 88-25, filed 11/14/88)

WAC 296-99-095 ((Appendix C, grain handling facilities.)) Reserved. ((References for further information.

The following references provide information which can be helpful in understanding the requirements contained in various provisions of the standard, as well as provide other helpful information.

- (1) Accident Prevention Manual for Industrial Operations; National Safety Council, 425 North Michigan Avenue, Chicago, Illinois 60611.
- (2) Practical Guide to Elevator Design; National Grain and Feed Association, P.O. Box 28328, Washington, DC 20005.
- (3) Dust Control for Grain Elevators; National Grain and Feed Association, P.O. Box 28328, Washington, DC 20005.
- (4) Prevention of Grain Elevator and Mill Explosions; National Academy of Sciences, Washington, DC. (Available from National Technical Information Service, Springfield, Virginia 22151.)
- (5) Standard for the Prevention of Fires and Explosions in Grain Elevators and Facilities Handling Bulk Raw Agricultural Commodities, NFPA 61B; National Fire Protection Association, Batterymarch Park, Quincy, Massachusetts 02269.
- (6) Standard for the Prevention of Fire and Dust Explosions in Feed Mills, NFPA 61C; National Fire Protection Association, Batterymarch Park, Quincy, Massachusetts 02269.
- (7) Standard for the Prevention of Fire and Dust Explosions in the Milling of Agricultural Commodities for Human Consumption, NFPA 61D; National Fire Protection Association, Batterymarch Park, Quincy, Massachusetts 02269.
- (8) Standard for Pneumatic Conveying Systems for Handling Feed, Flour, Grain and Other Agricultural Dusts, NFPA 66; National Fire Protection Association, Batterymarch Park, Quincy, Massachusetts 02269.
- (9) Guide for Explosion Venting, NFPA 68; National Fire Protection Association, Batterymarch Park, Quincy, Massachusetts 02269.
- (10) Standard on Explosion Prevention Systems, NFPA 69; National Fire Protection Association, Batterymarch Park, Quincy, Massachusetts 02269.
- (11) Safety Operations Plans; United States Department of Agriculture, Washington, DC 20250.
- (12) Inplant Fire Prevention Control Programs; Mill Mutual Fire Prevention Bureau, 1 Pieree Place, Suite 1260 West, Itasca, Illinois 60143-1269.
- (13) Guidelines for Terminal Elevators; Mill Mutual Fire Prevention Bureau, 1 Pieree Place, Suite 1260 West, Itasca, Illinois 60143-1269.
- (14) Standards for Preventing the Horizontal and Vertical Spread of Fires in Grain Handling Properties; Mill Mutual Fire Prevention Bureau, 1 Pieree Place, Suite 1260 West, Itasca, Illinois 60143-1269.
- (15) Belt Conveyors for Bulk Materials, Part I and Part II, Data Sheet 570, Revision A; National Safety Council, 425 North Michigan Avenue, Chicago, Illinois 60611.
- (16) Suggestions for Precautions and Safety Practices in Welding and Cutting; Mill Mutual Fire Prevention Bureau, 1 Pieree Place, Suite 1260 West, Itasca, Illinois 60143-1269.
- (17) Food Bins and Tanks, Data Sheet 524; National Safety Council, 425 North Michigan Avenue, Chicago, Illinois 60611.
- (18) Pneumatic Dust Control in Grain Elevators; National Academy of Sciences, Washington, DC. (Available from National Technical Information Service, Springfield, Virginia 22151.)

PERMANENT

~~(19) Dust Control Analysis and Layout Procedures for Grain Storage and Processing Plants; Mill Mutual Fire Prevention Bureau, 1 Pierce Place, Suite 1260 West, Itasca, Illinois 60143-1269.~~

~~(20) Standard for the Installation of Blower and Exhaust Systems for Dust, Stock and Vapor Removal, NFPA 91; National Fire Protection Association, Batterymarch Park, Quincy, Massachusetts 02269.~~

~~(21) Standards for the Installation of Direct Heat Grain Dryers in Grain and Milling Properties; Mill Mutual Fire Prevention Bureau, 1 Pierce Place, Suite 1260 West, Itasca, Illinois 60143-1269.~~

~~(22) Guidelines for Lubrication and Bearing Maintenance; Mill Mutual Fire Prevention Bureau, 1 Pierce Place, Suite 1260 West, Itasca, Illinois 60143-1269.~~

~~(23) Organized Maintenance in Grain and Milling Properties; Mill Mutual Fire Prevention Bureau, 1 Pierce Place, Suite 1260 West, Itasca, Illinois 60143-1269.~~

~~(24) Safe and Efficient Elevator Legs for Grain and Milling Properties; Mill Mutual Fire Prevention Bureau, 1 Pierce Place, Suite 1260 West, Itasca, Illinois 60143-1269.~~

~~(25) Explosion Venting and Suppression of Bucket Elevators; National Grain and Feed Association, P.O. Box 28328, Washington, DC 20005.~~

~~(26) Lightning Protection Code, NFPA 78; National Fire Protection Association, Batterymarch Park, Quincy, Massachusetts 02269.~~

~~(27) Occupational Safety in Grain Elevators, DHHS (NIOSH) Publication No. 83-126; National Institute for Occupational Safety and Health, Morgantown, West Virginia 26505.~~

~~(28) Retrofitting and Constructing Grain Elevators; National Grain and Feed Association, P.O. Box 28328, Washington, DC 20005.~~

~~(29) Grain Industry Safety and Health Center Training Series. (Preventing grain dust explosions, operations maintenance safety, transportation safety, occupational safety and health); Grain Elevator and Processing Society, P.O. Box 15026, Commerce Station, Minneapolis, Minnesota 55415-0026.~~

~~(30) Suggestions for Organized Maintenance; The Mill Mutuals Loss Control Department, 1 Pierce Place, Suite 1260 West, Itasca, Illinois 60143-1269.~~

~~(31) Safety The First Step to Success; The Mill Mutuals Loss Control Department, 1 Pierce Place, Suite 1260 West, Itasca, Illinois 60143-1269.~~

~~(32) Emergency Plan Notebook; Schoeff, Robert W. and James L. Balding, Kansas State University, Cooperative Extension Service, Extension Grain Science and Industry, Shellenberger Hall, Manhattan, Kansas 66506.)~~

revisions to chapter 296-93 WAC, Material lifts, are made to comply with RCW 34.05.220(5). Consequently, clear rule-writing techniques were used to rewrite the entire chapter. Following the recommendation of the Office of Code Reviser, chapter 296-93 WAC was repealed in its entirety and replaced with chapter 296-93A WAC.

Chapter 296-93A WAC, Material lifts, state-initiated clear rule-writing amendments to chapter 296-93A WAC, Material lifts, were made to:

- Move existing chapter 296-93 WAC requirements into new sections in chapter 296-93A WAC.
- Rewrite the rules in a clear rule-writing style.
- Remove outdated and redundant language to make the rules easier to read.
- Use questions for section titles to better describe the information contained in each rule section and to better engage the reader.
- Use a less formal voice in the rules and eliminated the passive voice when possible.
- Reorganize some rule sections to make them easier to use.

The following sections of chapter 296-93A WAC, Material lifts, which comprise the entire chapter, were rewritten in a clear rule-writing style **without any substantive changes to their content:**

WAC 296-93A-010 What is the purpose of this chapter?

WAC 296-93A-020 How must a hoistway enclosure be built to ensure proper construction and fire safety?

WAC 296-93A-030 How must hoistway enclosure gates and doors be constructed?

WAC 296-93A-040 What requirements apply to lift hoistways that do not extend to the lowest levels of a building or structure?

WAC 296-93A-050 What requirements apply to lift hoist driving machines?

WAC 296-93A-070 What car enclosure requirements apply to lifts?

WAC 296-93A-080 How much running clearance is permitted between a car sill and a hoistway face?

WAC 296-93A-090 What requirements apply to car and counterweight guides?

WAC 296-93A-100 How much weight can be placed on a car frame and platform during loading and unloading?

WAC 296-93A-120 What requirements apply to car operating devices, terminal stopping devices and electrical protective devices?

WAC 296-93A-140 What requirements apply to car safeties?

WAC 296-93A-150 What requirements apply to lift brakes?

WAC 296-93A-160 What type of ropes, chains and rope connections must be used on a lift?

WAC 296-93A-170 What requirements apply to lift control stations?

WAC 296-93A-190 How must lift pits be constructed?

WAC 296-93A-200 Which lift landings must be illuminated?

WAC 296-93A-210 What signs must be posted on landings and lifts?

WAC 296-93A-220 What electrical wiring standards apply to the construction of lifts?

WSR 97-22-069

PERMANENT RULES DEPARTMENT OF LABOR AND INDUSTRIES

[Filed November 4, 1997, 9:03 a.m., effective December 9, 1997]

Date of Adoption: November 4, 1997.

Purpose: To adopt material lift rules according to clear rule-writing techniques, chapter 296-93A WAC, Material lifts. **Chapter 296-93 WAC, Material lifts**, state-initiated

WAC 296-93A-230 What safety regulations apply to exposed equipment?

WAC 296-93A-240 What are the minimum maintenance requirements for lifts?

WAC 296-93A-250 Is an installation permit required?

WAC 296-93A-260 When are inspections of new installations, alterations or relocations required?

WAC 296-93A-270 How frequently will lifts be inspected and tested?

WAC 296-93A-280 When is a material lift operating permit required?

WAC 296-93A-290 Under what conditions is a five-year test administered?

WAC 296-93A-300 When must plans for installations, alterations and relocations be submitted?

WAC 296-93A-330 Is an annual operating permit required for a material lift?

Citation of Existing Rules Affected by this Order: Repealing chapter 296-93 WAC, Material lifts, WAC 296-93-010 Scope, 296-93-020 Hoistway enclosures, 296-93-030 Hoistway enclosures gates and doors, 296-93-040 Hoistways that do not extend to the lowest area of a building or structure, 296-93-050 Driving machines and equipment, 296-93-070 Car enclosures, 296-93-080 Running clearance, 296-93-090 Car and counterweight guides, 296-93-100 Car loading, 296-93-120 Car operating and terminal stopping devices and electrical protective devices, 296-93-140 Car safeties, 296-93-150 Brakes, 296-93-160 Ropes and chains—Rope connections, data, and records, 296-93-170 Controls, 296-93-190 When material lift pit is provided, 296-93-200 Illumination of landings, 296-93-210 Capacity postings and no-rider sign, 296-93-220 Electrical wiring, 296-93-230 Guarding of exposed equipment, 296-93-240 Maintenance, 296-93-250 Installation permits, 296-93-260 New installation—Alteration or relocation, 296-93-270 Yearly inspections, 296-93-280 Operating permit, 296-93-290 Five-year tests, 296-93-300 Submission of plans for new installations, and 296-93-330 Annual operating permit fee.

Statutory Authority for Adoption: RCW 70.87.030.

Adopted under notice filed as WSR 97-14-110 on July 2, 1997.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 27, amended 0, repealed 27.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 27, amended 0, repealed 27.

Effective Date of Rule: December 9, 1997.

October 23, 1997

Gary Moore
Director

REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 296-93-010	Scope.
WAC 296-93-020	Hoistway enclosures.
WAC 296-93-030	Hoistway enclosure gates and doors.
WAC 296-93-040	Hoistways that do not extend to the lowest area of a building or structure.
WAC 296-93-050	Driving machines and equipment.
WAC 296-93-070	Car enclosures.
WAC 296-93-080	Running clearance.
WAC 296-93-090	Car and counterweight guides.
WAC 296-93-100	Car loading.
WAC 296-93-120	Car operating and terminal stopping devices and electrical protective devices.
WAC 296-93-140	Car safeties.
WAC 296-93-150	Brakes.
WAC 296-93-160	Ropes and chains—Rope connections, data, and records.
WAC 296-93-170	Controls.
WAC 296-93-190	When material lift pit is provided.
WAC 296-93-200	Illumination of landings.
WAC 296-93-210	Capacity posting and no-riders sign.
WAC 296-93-220	Electrical wiring.
WAC 296-93-230	Guarding of exposed equipment.
WAC 296-93-240	Maintenance.
WAC 296-93-250	Installation permit.
WAC 296-93-260	New installation—Alteration or relocation.
WAC 296-93-270	Yearly inspections.
WAC 296-93-280	Operating permit.
WAC 296-93-290	Five-year tests.
WAC 296-93-300	Submission of plans for new installations.
WAC 296-93-330	Annual operating permit fee.

Chapter 296-93A WAC MATERIAL LIFTS

NEW SECTION

WAC 296-93A-010 What is the purpose of this chapter? (1) This chapter defines a "material lift" as a fixed stationary conveyance that:

- Has a car or platform moving in guides;
- Serves two or more floors of a building or structure;
- Has a vertical rise of at least five feet and no more than sixty feet;
- Has a maximum speed of fifty feet per minute;
- Is not part of a conveying system but is an isolated self-contained lift;
- Travels only in an inclined or vertical direction;
- Is operated or supervised by an individual designated by the employer;

(h) Is installed in a commercial or industrial area not accessible to the general public; and

(i) Must comply with chapter 296-24 WAC (General safety and health standards).

(2) This chapter attempts to ensure that material lifts will not carry people and that people working near them will not be endangered by their operation or failure. It establishes requirements for the construction, installation, and operation of material lifts. It allows certain conveyances designed solely to transport material and equipment to be constructed to less stringent and costly standards than ASME/ANSI A17.1.

(3) This chapter **does not** apply to conveyances that lack a car (platform) and utilize rollers, belts, tracks, power conveyors, or similar carrying (loading) surfaces. (See ASME/ANSI B20.1.)

NEW SECTION

WAC 296-93A-020 How must a hoistway enclosure be built to ensure proper construction and fire safety? Generally, hoistway enclosure construction is governed by local codes and ordinances. When not in conflict with a local code requirement, the enclosure must:

(1) Be built to a height of seven feet above each floor, landing and adjacent stairway tread.

(2) Extend (adjacent to the counterweights) the full height of the floor and eight inches beyond the counterweight raceway.

(3) Be constructed of either solid material or material with openings that do not exceed two inches in diameter.

The enclosure must be supported and braced so that it does not deflect more than one inch when subjected to a force of one hundred pounds applied perpendicularly at any point.

NEW SECTION

WAC 296-93A-030 How must hoistway enclosure gates and doors be constructed? Enclosure gates (doors) must be constructed according to the following standards:

(1) Guard the full width of each opening on every landing.

(2) Be built in one of the following styles:

(a) Vertically sliding.

(b) Bi-parting.

(c) Counter-balanced.

(d) Horizontally swinging.

(e) Horizontally sliding.

(3) Be constructed of either solid material or material with openings that do not exceed two inches in diameter.

(4) Be constructed with a distance of not more than two and one-half inches between a hoistway gate or hoistway door face and a landing sill edge.

(5) Be designed and guided to withstand (without being broken, permanently deformed, or displaced from their guides or tracks) a one hundred pound lateral pressure applied near their center.

(6) Employ a combination mechanical lock and electrical contact which prevents the operation of the lift when the doors or gates are open.

(7) Construct balanced type vertically sliding gates that extend no more than two inches from the landing threshold and no less than sixty-six inches above it.

NEW SECTION

WAC 296-93A-040 What requirements apply to lift hoistways that do not extend to the lowest levels of a building or structure? If the space directly below the hoistway is accessible, the following requirements must apply:

(1) All lift counterweights must have safeties.

(2) All cars and counterweights must have either spring or oil buffers.

(3) Spring buffers must not fully compress when struck by a car carrying its rated load or by the counterweights when they are moving at the following speeds:

(a) For safeties operated by a governor, the tripping speed of the governor is the maximum striking speed.

(b) For safeties not operated by a governor, one hundred twenty-five percent of the rated speed is the maximum striking speed.

(4) Car and counterweight-buffer supports must be able to withstand any impact upon the buffer (without permanent deformation) while occurring at the following speeds:

(a) For safeties operated by a governor, the tripping speed of the governor at the rated capacity is the maximum impact speed.

(b) For safeties not operated by a governor, one hundred twenty-five percent of the rated speed is the maximum impact speed.

NEW SECTION

WAC 296-93A-050 What requirements apply to lift hoist driving machines? (1) Lift hoist driving machines must be one of the following types:

(a) Winding drum.

(b) Traction.

(c) Direct plunger.

(d) Hydraulic.

(e) Roped or chained hydraulic.

(f) Rack and pinion.

(g) Roller chain drive.

(h) Scissors.

(i) Screw.

(2) Overhead mounted driving machines must either be secured to the top of overhead beams or supported by the floor above. Driving machines cannot be suspended by hooks, cables, chains or similar devices.

(3) For traction machines, the diameter of drive sheaves cannot be less than thirty times the diameter of the hoisting cables. The diameters of all other sheaves cannot be less than twenty-one times this diameter.

NEW SECTION

WAC 296-93A-070 What car enclosure requirements apply to lifts? Lift cars must have their sides enclosed with solid panels or openwork that will reject a two-inch diameter ball. On the car sides where there is no door (gate), the enclosure must extend to a height of at least forty-eight inches from the floor. On the car side next to the counter-

weight runway, the enclosure must extend vertically to the car top or underside of the car crosshead and horizontally to at least six inches on each side of the runway.

NEW SECTION

WAC 296-93A-080 How much running clearance is permitted between a car sill and a hoistway face? Running clearance between a car sill and a hoistway face must not exceed two inches.

NEW SECTION

WAC 296-93A-090 What requirements apply to car and counterweight guides? Car and counterweight guide rails must be fastened so they will not deflect more than one-eighth inch. They must also be strong enough to withstand, without deformation, the application of a car safety when the car is carrying its rated load and traveling at its rated speed.

NEW SECTION

WAC 296-93A-100 How much weight can be placed on a car frame and platform during loading and unloading? Car frames and platforms must be designed and constructed to withstand the impact of the maximum weight encountered during loading and unloading.

NEW SECTION

WAC 296-93A-120 What requirements apply to car operating devices, terminal stopping devices and electrical protective devices? If electrically operated, such devices must be enclosed. On lifts driven by winding drum machines, there must be a slack rope device employing an enclosed electric switch (manually reset type) which halts power to the drum and brake when the hoisting rope becomes slack.

NEW SECTION

WAC 296-93A-140 What requirements apply to car safeties? (1) Car safeties must be used on all material lifts which are suspended by wire ropes or chains. They must be able to stop and sustain a car carrying one hundred twenty-five percent of its rated load.

(2) On lifts driven by rack and pinion machines:

(a) Car safeties will consist of a freely rotating safety pinion, an overspeed governor and a safety device which may be mounted on the car.

(b) The rotating pinion driving the overspeed governor will travel on a stationary rack which is vertically mounted in the hoistway.

(c) The governor will actuate the safety device when the downward speed of the car reaches the tripping speed and will bring the car to a gradual stop.

NEW SECTION

WAC 296-93A-150 What requirements apply to lift brakes? On electric lifts, brakes must engage by springs and must release electronically. All brakes must have the ability to stop a car and hold it at rest while the car is

carrying one hundred twenty-five percent of its rated load. At least one brake must be mounted on the worm shaft of the driving machine. On indirectly-driven lifts, brakes must engage when the driving mechanism fails.

NEW SECTION

WAC 296-93A-160 What type of ropes, chains and rope connections must be used on a lift? (1) The following general requirements apply:

(a) Iron (low carbon steel) or steel wire ropes with fiber cores must be used to suspend cars and counterweights.

(b) The minimum safety factor for suspension ropes must be six times the manufacturer's rated breaking strength per rope.

(c) The car, the counterweight end of the car and the counterweight wire ropes (or the stationary hitch ends where multiple roping is used) must be fastened so that the looped ends of the turned back portion in the rope sockets are clearly visible. Fastenings must either be:

(i) Individual tapered, babbitted rope sockets; or

(ii) Other types of department approved rope fastenings.

(d) Rope sockets must develop at least eighty percent of the breaking strength of the strongest rope used in the sockets.

(e) U-bolt rope clips (clamps) cannot be used for load fastenings.

(f) A metal or plastic data tag must be securely attached to one of the wire rope fastenings each time the ropes are replaced or reshackled. The data tag must include:

(i) The diameter of the ropes in inches; and

(ii) The manufacturer's rated breaking strength.

(g) All replacements of wire rope or chain must be in accordance with the lift manufacturer's specifications.

(2) The following requirements apply to specific types of material lifts:

(a) Traction type lifts, must use at least three hoisting ropes.

(b) Lifts suspended by hoisting chains: The owner, operator and installer must comply with the chain manufacturer's specifications for maintenance, inspection, and application.

(c) Lifts using roller chain type lifting chains, must use chains with a six-to-one safety factor based on the ASME/ANSI minimum (not average) chain strength.

(d) Drum type lifts, must use either at least two hoisting ropes or a secondary, as well as, a primary load path to the hoist must be employed. Also, the cable secured to the drum must be at least one and one-half turns around the drum when the carrier is at its extreme limit of travel.

NEW SECTION

WAC 296-93A-170 What requirements apply to lift control stations? Lift control stations must be located out of reach of the lift car. They must have controls which are permanently and clearly labeled by function. The controls must have a stop switch which will halt electrical power to the driving machine and brake. This stop switch must:

(1) Be manually operated; and

(2) Have red operating handles or buttons; and

(3) Be conspicuously and permanently marked "STOP";

and

- (4) Clearly indicate the stop and run position.

NEW SECTION

WAC 296-93A-190 How must lift pits be constructed? Lift pits must:

- (1) Have noncombustible floors.
- (2) Be designed to prevent the entry of ground water into the pit.
- (3) Have floors that are approximately level.
- (4) Have drains that are not directly connected to sewers.
- (5) Provide safe and convenient access to the pit.
- (6) Provide an approved ladder for pits deeper than three feet.

(7) Have nonperforated metal guards installed on the open sides of the counterweights where spring, solid or oil type buffers are attached. These guards must:

- (a) Extend from a point not more than twelve inches above the pit floor to a point not less than seven feet or more than eight feet above the floor.
- (b) Be fastened to a properly reinforced and braced metal frame which will be at least equal in strength and stiffness to No. 14 U.S. gauge sheet steel.
- (c) Be omitted on the pit side where compensating chains or ropes are attached to the counterweight.

NEW SECTION

WAC 296-93A-200 Which lift landings must be illuminated? All landings must be illuminated.

NEW SECTION

WAC 296-93A-210 What signs must be posted on landings and lifts? Each lift must have the following two signs:

- (1) A "CAPACITY" sign permanently fastened in the lift car and on each landing. This sign must indicate the rated load of the lift in pounds and be made of metal with two-inch high black letters on a yellow background.
- (2) A "NO RIDERS" sign conspicuously and permanently fastened on the landing side of all hoistway gates (doors) and in the enclosure of each car. This sign must be made of metal with two-inch high black letters on a red background.

NEW SECTION

WAC 296-93A-220 What electrical wiring standards apply to the construction of lifts? All electrical wiring, installations, and equipment in hoistways and machine rooms must conform to the 1984 edition of the National Electrical Code.

NEW SECTION

WAC 296-93A-230 What safety regulations apply to exposed equipment? Washington Industrial Safety and Health Act standards (WAC 296-24-150) require that guards, to protect against accidental code, must cover all exposed gears, sprockets, sheaves, drums, ropes and chains.

NEW SECTION

WAC 296-93A-240 What are the minimum maintenance requirements for lifts? All owners of lifts described in this chapter, or their designated agent, are responsible for the maintenance of their lifts and parts. Minimum maintenance requirements are:

- (1) All lifts described in this chapter, and their parts, must be maintained in a safe condition.
- (2) All devices and safeguards required by this chapter must be maintained in good working order.

NEW SECTION

WAC 296-93A-250 Is an installation permit required? Lift installers:

- (1) Before erecting, installing, relocating, or altering any material lift must obtain a department permit. (See WAC 296-86-090, Material lift installation, alteration and relocation fees, for the cost of the permit.)
 - (2) Before erecting, installing, relocating or altering any material lift must complete, in duplicate, a permit application form and receive department approval.
 - (3) Conspicuously post the permit at the installation site.
- Lift installers do not need a permit to perform normal maintenance, repairs and part replacements when the replacement parts are equivalent to the original parts in material, strength, and design.

NEW SECTION

WAC 296-93A-260 When are inspections of new installations, alterations or relocations required? Inspections are required for each lift installation, alteration or relocation. Inspections must be conducted after the job is completed but before the lift is placed into service. The purpose of the inspection is to determine if the completed job satisfies the requirements of this chapter. The inspection must include testing the lifts safety devices at one hundred twenty-five percent of load capacity.

NEW SECTION

WAC 296-93A-270 How frequently will lifts be inspected and tested? The department's inspectors must inspect and test all material lifts at least once a year. To conduct their inspections and tests, department inspectors have the right, during reasonable hours, to enter into and upon any building or premises. Department inspectors will conduct their inspections and tests according to the requirements of this chapter.

NEW SECTION

WAC 296-93A-280 When is a material lift operating permit required? An operating permit, conspicuously posted near the lift, is required for each material lift operated in Washington state. Lift installers are not required to purchase operating permits while a lift is being erected.

NEW SECTION

WAC 296-93A-290 Under what conditions is a five-year test administered? A five-year test of the lift car and counterweight safety devices must be conducted under the following conditions:

(1) The test will be conducted by qualified people. A qualified person is either the representative of a firm that manufacturers, installs or services material lifts or a person approved by the department.

(2) The car and counterweight safety devices must be tested while the car is carrying a capacity load.

(3) A report of the test results must be submitted to the department for approval.

NEW SECTION

WAC 296-93A-300 When must plans for installations, alterations and relocations be submitted? All plans must be submitted, in duplicate, to the department for approval before the installation, alteration, or relocation begins. The department's fee for checking plans is shown in WAC 296-86-050.

NEW SECTION

WAC 296-93A-330 Is an annual operating permit required for a material lift? An annual operating permit is required for each material lift in operation. The annual fee is shown in WAC 296-86-060. No operating permit will be issued until this fee has been paid.

**WSR 97-22-106
PERMANENT RULES
SUPERINTENDENT OF
PUBLIC INSTRUCTION**

[Order 97-07—Filed November 5, 1997, 10:32 a.m.]

Date of Adoption: November 5, 1997.

Purpose: (a) Bring current rules in alignment with chapter 90, Laws of 1997, which modified what can be counted as credits for placement on the state-wide salary allocation schedule. (b) Bring current rules in alignment with recent state board modifications governing standards for internships in chapter 180-83 WAC and degree equivalency in chapter 180-79A WAC. (c) Make other clarifications as needed.

Citation of Existing Rules Affected by this Order: Amending WAC 392-121-245, 392-121-257, 392-121-259, 392-121-262, and 392-121-280.

Statutory Authority for Adoption: RCW 28A.150.290.

Other Authority: Chapter 28A.415 RCW.

Adopted under notice filed as WSR 97-19-055 on September 15, 1997.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 0, repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, amended 3, repealed 0.

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 5, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: Thirty-one days after filing.

November 5, 1997

Dr. Terry Bergeson
Superintendent of
Public Instruction

AMENDATORY SECTION (Amending Order 95-09, filed 10/18/95, effective 11/18/95)

WAC 392-121-245 Definition—Certificated years of experience. Regardless of the experience factors used by a school district for the purposes of its salary schedule(s), as used in this chapter, the term "certificated years of experience" means the number of years of accumulated full-time and part-time professional education employment prior to the current reporting school year in the state of Washington, out-of-state, and a foreign country. School districts shall report all certificated years of experience including those beyond the experience limit of the school district's salary schedule.

(1) Professional education employment shall be limited to the following:

(a) Employment in public or private preschools or elementary and secondary schools in positions which require certification where:

(i) Schools include the Centrum education program, the Pacific Science Center education program, and educational centers authorized under chapter 28A.205 RCW;

(ii) Certification means the concurrent public professional education licensing requirements established in the state, province, country, or other governmental unit in which employment occurred;

(b) Employment in public or private vocational-technical schools, technical colleges, community/junior colleges, colleges, and universities in positions comparable to those which require certification in Washington school districts;

(c) Employment in a governmental educational agency with regional administrative responsibilities for preschool, elementary, and/or secondary education including but not limited to an educational service district, office of the superintendent of public instruction, or United States department of education in any professional position including but not limited to C.P.A., architect, business manager, or physician;

(d) Experience in the following areas:

(i) Military, Peace Corps, or Vista service which interrupted professional employment included in (a), (b), or (c) of this subsection; and

(ii) Sabbatical leave.

(e) For nondegreed vocational instructors, up to a maximum of six years of management experience as defined in WAC 180-77-003 acquired after the instructor meets the minimum vocational certification requirements established in WAC (~~180-77-040~~) 180-77-041 (1)(a). If a degree is

PERMANENT

obtained while employed in the state of Washington as a nondegreed vocational instructor, the eligible years of management experience pursuant to this subsection reported on Report S-275 prior to the awarding of the degree shall continue to be reported but shall not increase.

(2) Years of full-time and part-time professional education employment prior to the current reporting school year are accumulated as follows:

(a) For each professional education employment which is not employment as a casual substitute pursuant to subsection (1)(a) of this section;

(i) Determine the total number of hours per year for an employee working full-time with each employer;

(ii) Determine the number of hours per year with each employer excluding unpaid leave;

(iii) Calculate the quotient of the hours determined in ~~((b)(i))~~ (a)(ii) of this subsection divided by the hours in ~~((b)(ii))~~ (a)(i) of this subsection to two decimals for each year.

(b) For professional education employment as a casual substitute pursuant to subsection (1)(a) of this section:

(i) Determine the total number of full-time equivalent substitute days per year;

(ii) Calculate the quotient of full-time equivalent days determined in (b)(i) of this subsection divided by 180 to two decimals for each year.

(c) No more than 1.0 year may be accumulated in any traditional nine-month academic year or any twelve-month period.

(i) Accumulate, for each year, professional education employment calculated in (a)(iii) and (b)(ii) of this subsection.

(ii) Determine the smaller of the result in (c)(i) of this subsection or 1.00 for each year.

(d) Determine certificated years of experience as the accumulation of all years of professional education employment calculated in (c)(ii) of this subsection and report such years to the nearest tenth.

AMENDATORY SECTION (Amending Order 95-09, filed 10/18/95, effective 11/18/95)

WAC 392-121-257 Definition—In-service credits. As used in this chapter, "in-service credits" means credits determined as follows:

(1) Credits are earned:

(a) After August 31, 1987; and

(b) After the awarding or conferring of the employee's first bachelor's degree.

(2) Credits are earned on or before October 1 of the year for which allocations are being calculated pursuant to this chapter.

(3) Credits are earned in either:

(a) A locally approved in-service training program which means a program approved by a school district board of directors, and meeting standards adopted by the state board of education pursuant to the standards in WAC 180-85-200 and the development of which has been participated in by an in-service training task force whose membership is the same as provided under RCW 28A.415.040; or

(b) A state approved continuing education program offered by an education agency approved to provide in-

service for the purposes of continuing education as provided for under rules adopted by the state board of education pursuant to chapter 180-85 WAC.

(4) Credits are not earned for the purpose of satisfying the requirements of the employee's next highest degree.

(5) Credits earned after September 1, 1995, must satisfy the additional requirements of WAC 392-121-262.

(6) Credits are not counted as academic credits pursuant to WAC 392-121-255 or nondegree credits pursuant to WAC 392-121-259.

(7) Ten locally approved in-service or state approved continuing education credit hours defined in WAC 180-85-030 equal one in-service credit.

(8) Each forty hours of participation in an approved internship with a business, industry, or government agency pursuant to chapter 180-83 WAC equals one in-service credit.

(a) No more than two in-service credits may be earned as a result of an internship during any calendar-year period.

(b) Each individual is limited to a maximum of fifteen in-service credits earned from internships.

(9) Accumulate credits to the nearest tenth.

AMENDATORY SECTION (Amending Order 95-09, filed 10/18/95, effective 11/18/95)

WAC 392-121-259 Definition—Nondegree credits.

As used in this chapter, "nondegree credits" means credits recognized for nondegreed basic education certificated instructional employees as follows:

(1) Zero credits shall be recognized for persons holding a valid certificate other than a certificate included in subsection (2) or (3) of this section.

(2) Thirty credits shall be recognized for persons holding a valid continuing or standard school nurse certificate.

(3) Persons holding valid vocational certificates as provided for in chapter 180-77 WAC shall accumulate recognized credits as follows:

(a) One credit for each ten clock hours of vocational educator training meeting the requirements of WAC 180-77-003 (2), (9), or ~~((4))~~ (12).

(b) One credit for each one hundred clock hours of occupational experience as defined in WAC 180-77-003(7) such that each calendar year is limited to a maximum of twenty credits.

(c) Clock hours used in determining credits in (a) and (b) of this subsection must be earned after meeting the minimum vocational certification requirements as established in WAC 180-77-041(1).

(4) Credits earned after September 1, 1995, must satisfy the additional requirements of WAC 392-121-262.

(5) Accumulate credits to the nearest tenth.

AMENDATORY SECTION (Amending Order 95-09, filed 10/18/95, effective 11/18/95)

WAC 392-121-262 Definition—Additional criteria for all credits. Credits earned after September 1, 1995, must satisfy the following criteria in addition to those found in WAC 392-121-255, 392-121-257, and 392-121-259:

(1) At the time credits are recognized by the school district the content of the course must meet at least one of the following:

(a) It is consistent with ~~((the school district's strategic plan for improving student learning;~~

~~((b) It is consistent with))~~ a school-based plan for ~~((improving))~~ mastery of student learning ~~((developed under student learning improvement block grants))~~ goals as referenced in RCW 28A.320.205, the annual school performance report, for the school in which the individual is assigned;

~~((c))~~ (b) It pertains to the individual's current assignment or expected assignment for the following school year;

~~((d))~~ (c) It is necessary for obtaining endorsement as prescribed by the state board of education;

~~((e))~~ (d) It is specifically required for obtaining advanced levels of certification; or

~~((f))~~ (e) It is included in a college or university degree program that pertains to the individual's current assignment or potential future assignment as a certificated instructional staff ~~((of the school district, where the potential of the future assignment is agreed upon by the school district and the individual));~~

(2) Credits which have been determined to meet one or more of the criteria in subsection (1) of this section shall continue to be recognized in subsequent school years and by subsequent school district employers; and

(3) Credits not recognized in a school year may be recognized in a subsequent school year if there is a change in the qualifying criteria such as a change in state board of education rules, a change in the district's strategic plan, a change in the school-based plan for the school in which the individual is assigned, a change in the individual's assignment, or a change in the individual's employer.

AMENDATORY SECTION (Amending Order 95-09, filed 10/18/95, effective 11/18/95)

WAC 392-121-280 Placement on LEAP salary allocation documents—Documentation required. School districts shall have documentation on file and available for review which substantiates each basic education certificated instructional employee's placement on LEAP salary allocation documents. The minimum requirements are as follows:

(1) Districts shall document the date of awarding or conferring of the highest degree including the date upon which the degree was awarded or conferred as recorded on the diploma or transcript from the registrar of the regionally accredited institution of higher education.

(a) If the highest degree is a master's degree, the district shall also document the date of awarding or conferring of the first bachelor's degree.

(b) If the degree was awarded by an institution which does not confer degrees after each term, and all degree requirements were completed at a time other than the date recorded on the diploma or transcript, a written statement from the registrar of the institution verifying a prior completion date shall be adequate documentation.

(c) If the degree program was completed in a country other than the United States documentation must include a written statement of degree equivalency for the appropriate

degree from a foreign credentials' evaluation agency approved by the office of superintendent of public instruction.

(2) Districts shall document academic credits by having on file a transcript from the registrar of the regionally accredited institution of higher education granting the credits. For purposes of this subsection:

(a) An academic credit is deemed "earned" at the end of the term for which it appears on the transcript: *Provided*, That a written statement from the registrar of the institution verifying a prior earned date may establish the date a credit was earned;

(b) Washington state community college credits numbered one hundred and above are deemed transferable for purposes of WAC 392-121-255(4) subject to the limitations of that same subsection;

(c) Credits are not deemed "earned" at an institution of higher education which transfers-in credits. Such credits must be documented using a transcript from the initial granting institution and are subject to all the limitations of WAC 392-121-255; and

(d) For credits earned after September 1, 1995, districts shall document that the course content meets one or more of the criteria of WAC 392-121-262(1). At a minimum, such documentation must include a dated signature of the immediate principal, supervisor, or other authorized school district representative and must be available to the employee's future employers.

(3) Districts shall document in-service credits;

(a) By having on file a document meeting standards established in WAC 180-85-107; and

(b) For credits earned after September 1, 1995, districts shall document that the course content meets one or more of the criteria of WAC 392-121-262(1). At a minimum, such documentation must include a dated signature of the immediate principal, supervisor, or other authorized school district representative and must be available to the employee's future employers.

(4) Districts shall document nondegree credits.

(a) For vocational educator training credits pursuant to WAC 392-121-259(3) districts shall have on file a document meeting standards established in WAC 180-85-107 and evidence that the training was authorized pursuant to WAC 180-77-003 (2), (9), or ~~((11))~~ (12).

(b) For credits calculated from converted occupational experience pursuant to WAC 392-121-259(3) districts shall have on file documents which provide:

(i) Evidence that the occupational experience meets the requirements of WAC 180-77-003(7);

(ii) Evidence of the individual's actual number of hours of employment for each year including dates of employment; and

(iii) The district calculation of converted credits pursuant to WAC 392-121-259(3).

(c) For credits earned after September 1, 1995, districts shall document that the course content meets one or more of the criteria of WAC 392-121-262(1). At a minimum, such documentation must include a dated signature of the immediate principal, supervisor, or other authorized school district representative and must be available to the employee's future employers.

(5) Districts shall document certificated years of experience as follows:

(a) For certificated years of experience obtained and reported on Report S-275 prior to the 1994-95 school year districts shall have on file documents that provide evidence of employment including dates of employment.

(b) For certificated years of experience reported on Report S-275 for the first time after the 1993-94 school year districts shall have on file:

(i) The total number of hours per year for an employee working full-time with each employer;

(ii) The number of hours per year and dates of employment with each employer excluding unpaid leave: *Provided*, That documentation of hours in excess of one full-time certificated year of experience in any twelve-month period is not required;

(iii) The quotient of the hours determined in (b)(~~(i)~~) ~~(ii)~~ of this subsection divided by the hours in (b)(~~(i)~~) ~~(i)~~ of this subsection to two decimals for each year;

(iv) The name and address of the employer;

(v) For those counting out-of-district experience pursuant to WAC 392-121-245 (1)(a), evidence whether or not the position required professional education certification pursuant to WAC 392-121-245 (1)(~~(b)~~) ~~(a)~~(ii);

(vi) For those counting experience pursuant to WAC 392-121-245(~~(2)~~) ~~(1)~~(b), a brief description of the previous employment which documents the school district's decision that the position was comparable to one requiring certification in the Washington school districts;

(vii) For those counting management experience pursuant to WAC 392-121-245(~~(5)~~) ~~(1)~~(e), evidence that the experience meets the requirements of WAC 180-77-003(6).

(6) Any documentation required by this section may be original or copies of the original: *Provided*, That each copy is subject to school district acceptance or rejection.

(7) The falsification or deliberate misrepresentation, including omission of a material fact concerning degrees, credits, or experience by an education practitioner as defined in WAC 180-87-035 shall be deemed an act of unprofessional conduct pursuant to WAC 180-87-050. In such an event the provisions of chapters 180-86 and 180-87 WAC shall apply.

WSR 97-22-006
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE
 (Fisheries)

[Order 97-215—Filed October 24, 1997, 1:20 p.m., effective October 24, 1997, 8:00 a.m.]

Date of Adoption: October 23, 1997.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:

Repealing WAC 220-88A-08000Q; and amending WAC 220-88A-080.

Statutory Authority for Adoption: RCW 75.08.080.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: These rules are necessary to comply with a recently negotiated change to the 1997 State/Tribal Puget Sound shrimp harvest management plan and increase non-Indian shrimp fishery opportunity. There is insufficient time to promulgate permanent rules.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, amended 0, repealed 1.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: October 24, 1997, 8:00 a.m.

October 23, 1997

Bern Shanks
 Director

NEW SECTION

WAC 220-88A-08000R Emerging commercial fishery—Puget Sound shrimp trawl experimental fishery—Seasons and gear. Notwithstanding the provisions of WAC 220-88A-080, effective 8:00 a.m. October 24, 1997, until further notice, it is unlawful to fish for or possess shrimp taken for commercial purposes in Puget Sound using shellfish beam trawl gear except as provided for in this section:

(1) **Open** - in Marine Fish Shellfish Management and Catch Reporting Areas 23A, 23B, and 25A.

(2) It is unlawful to harvest and retain spot shrimp, or any other species other than Pandalid shrimp.

REPEALER

The following section of the Washington Administrative Code is repealed effective 8:00 a.m. October 24, 1997:

WAC 220-88A-08000Q Emerging commercial fishery—Puget Sound shrimp trawl experimental fishery—Seasons and gear. (97-180)

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

WSR 97-22-007
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE
 (Fisheries)

[Order 97-216—Filed October 24, 1997, 1:23 p.m., effective October 26, 1997, 12:01 a.m.]

Date of Adoption: October 24, 1997.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:

Repealing WAC 220-47-818.

Statutory Authority for Adoption: RCW 75.08.080.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The scheduled purse seine and gillnet chum-directed fishery in Areas 7 and 7A are cancelled relative to Canadian Department of Fisheries and Oceans update of 2.5 million chum entering Johnstone Strait. This fishery is being managed according to the guidelines of the expired Pacific Salmon Treaty Chum Annex, which does not provide for directed fisheries when chum abundance is less than 3.0 million, to ensure adequate spawning escapements to the Fraser River. Reef net opening in Areas 7 and 7A is considered a minor fishery relative to chum salmon catch and provides opportunity to harvest the nontreaty allocation of chum salmon relative to agreements reached during the Pacific Marine Fisheries Council/North of Falcon pre-season planning process, per pre-season adopted schedule. Requirement for reef net release of chinook salmon necessary due to higher than anticipated chinook incidental harvests in this area and to protect weak chinook stocks.

Openings in Areas 8D and 9A provide opportunity to harvest the nontreaty allocation of hatchery-origin coho salmon returning to the Tulalip Hatchery and Port Gamble Bay, per pre-season adopted schedule.

Openings in Areas 7B, 8, 8A, 10, 11, 12 and 12B provide opportunity to harvest the nontreaty allocation of chum salmon returning to Nooksack-Samish, Skagit, Stillaguamish-Snohomish, and Hood Canal regions of origin, per pre-season adopted schedule. The Port Madison restriction is necessary to reduce impacts on local chum stocks.

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These openings and restrictions are consistent with agreements reached during the Pacific Fisheries Management Council - North of Falcon preseason process, and reflect the schedule adopted by the Washington Fish and Wildlife Commission.

All other Puget Sound areas are closed to prevent overharvest of local salmon stocks.

Atlantic salmon have recently escaped from commercial net pen operations in the Puget Sound region, and removal of this nonnative species is required to reduce any possibility of adverse impacts on indigenous fishes.

An emergency exists in that there is insufficient time to promulgate permanent rules before the fish have moved from the fishing grounds.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, amended 0, repealed 1.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: October 26, 1997, 12:01 a.m.

October 24, 1997

Bern Shanks

Director

NEW SECTION

WAC 220-47-819 PUGET SOUND ALL-CITIZEN COMMERCIAL SALMON FISHERY. Notwithstanding the provisions of Chapter 220-47 WAC, effective 12:01 a.m. Sunday October 26, 1997 until further notice, it is unlawful to take, fish for, or possess salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following open periods and mesh and area restrictions:

- * **AREAS 7 AND 7A** - Reef nets may fish from 7:00 a.m. to 7:00 p.m. daily, Monday October 27, 1997 through Friday October 31, 1997. Reef nets may not retain chinook salmon.
- * **AREA 7B** - Gillnets using 6 1/4-inch minimum mesh and purse seines using the 5-inch strip may fish until 4:00 p.m. Saturday November 1, 1997.
- * **AREA 8** - Gillnets using 6 1/4-inch minimum mesh may fish from 7:00 a.m. to 6:00 p.m. Monday October 27, 1997. Purse seines using the 5-inch strip may fish from 7:00 a.m. to 6:00 p.m. Tuesday October 28, 1997.
- * **AREA 8A** - Gillnets using 6 1/4-inch minimum mesh may fish from 7:00 a.m. to 6:00 p.m. daily, Monday October 27, 1997 and Tuesday October 28, 1997. Purse seines using the 5-inch strip may fish from 7:00 a.m. to 6:00 p.m. daily Wednesday October 29, 1997 and Thursday October 30, 1997.

- * **AREA 8D** - Gillnets using 5-inch minimum mesh may fish from 7:00 a.m. to 6:00 p.m. daily, Monday October 27, 1997 and Tuesday October 28, 1997. Purse seines using the 5-inch strip may fish from 7:00 a.m. to 6:00 p.m. daily Wednesday October 29, 1997 and Thursday October 30, 1997.
- * **AREA 9A** - Gillnets using 5-inch minimum mesh may fish until 4:00 p.m. Saturday November 1, 1997.
- * **AREAS 10 AND 11** - Gillnets using 6 1/4-inch minimum mesh may fish from 5:00 p.m. Monday October 27, 1997 to 8:00 a.m. Tuesday October 28, 1997. Purse seines using the 5-inch strip may fish from 7:00 a.m. to 6:00 p.m. Tuesday October 28, 1997. In addition to the exclusion zones described in WAC 220-47-307, Area 10 is closed in that portion of Port Madison west of a line projected 178 degrees true from the end of Indianola dock to the landfall on the south shore of Port Madison.
- * **AREAS 12 AND 12B** - Gillnets using 6 1/4-inch minimum mesh may fish from 5:00 p.m. to 8:00 a.m. nightly, beginning Monday October 27, 1997, and Tuesday October 28, 1997. Purse seines using the 5-inch strip may fish from 7:00 a.m. to 6:00 p.m. daily Tuesday October 28, 1997 and Wednesday October 29, 1997.
- * Areas 4B, 5, 6, 6A, 6B, 6C, 6D, 7C, 7D, 7E, 9, 10A, 10C, 10D, 10E, 10F, 10G, 11A, 12A, 12C, 12D, 13, 13A, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K, all freshwater areas, and exclusion zones provided for in WAC 220-47-307 - Closed.
- * It is unlawful to retain chinook salmon taken with purse seine gear in Areas 7B, 8, 8A, 8D, 12 or 12B. It is unlawful to retain coho salmon taken with purse seine gear in Area 8A.
- * Atlantic salmon may be retained during openings listed in this section.

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. Sunday October 26, 1997:

WAC 220-47-818	Puget Sound all-citizen commercial salmon fishery. (97-212)
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**WSR 97-22-008
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE
(Fisheries)**

[Order 97-217—Filed October 24, 1997, 4:44 p.m., effective October 26, 1997, 7:00 p.m.]

Date of Adoption: October 24, 1997.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order:
Repealing WAC 220-57-12700B.

Statutory Authority for Adoption: RCW 75.08.080.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or

general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: These rules allowed an experimental fishery targeted on surplus hatchery chinook salmon at the Soos Creek hatchery. The chinook run is over and coho are now arriving at the hatchery. The south sound coho run has been downgraded from a pre-season forecast of approximately 400,000 fish to 258,000. Thus, there is no identified large surplus of coho salmon. Additionally, there is concern about achieving the egg take goal for coho at the Soos Creek hatchery. This year's returning coho are smaller than past years average and it will likely require more fish than usual to obtain the needed eggs. There is insufficient time to promulgate permanent rules as the run will be largely over in the next few weeks.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 0, repealed 1.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: October 26, 1997, 7:00 p.m.
October 24, 1997
Dirk Brazil
for Bern Shanks
Director

REPEALER

The following section of the Washington Administrative Code is repealed effective 7:00 p.m. Sunday, October 26, 1997:

WAC 220-57-12700B Big Soos Creek (King County) (97-192)

**WSR 97-22-012
EMERGENCY RULES**

BELLEVUE COMMUNITY COLLEGES

[Filed October 27, 1997, 10:48 a.m.]

Date of Adoption: October 22, 1997.

Purpose: To amend WAC 132H-160-052 Tuition and fee waivers, in order to eliminate incorrect reference to WAC 132H-160-053 and replace it with general language establishing waivers in accordance with state statutes.

Citation of Existing Rules Affected by this Order: Amending WAC 132H-160-052 Tuition and fee waivers.

Statutory Authority for Adoption: RCW 128B.50.140 [28B.50.140].

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Publication of the student schedule is due at the press on October 22. Information for students regarding tuition waivers is published in the schedule and WAC 132H-160-052 provides an incorrect reference for students for authority for waivers. In order to grant waivers to students, the board of trustees should have the correct authority stated in the WAC.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 1, repealed 0.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 1, repealed 0.

Effective Date of Rule: Immediately.

October 22, 1997
Elise J. Erickson
Rules Coordinator

AMENDATORY SECTION [(Amending WSR 95-19-049, filed 9/14/95, effective 10/15/95)]

WAC 132H-160-052 Tuition and fee waivers. (1) The board of trustees of Community College District VIII may periodically establish tuition and fee waivers for specific categories of students as permitted by state law and by the state board for community and technical colleges. Such waivers will be established in accordance with state statutes ~~WAC 132H-160-053~~ and with regular college fiscal processes.

(2) Information regarding current waivers will be available in the schedule of classes and from the Student Services Center.

(3) A student who wishes to appeal the determination of his or her tuition and fee waiver eligibility may contact the Associate Dean of Enrollment Services, who will initiate a brief adjudicative proceeding according to RCW 34.05.482 through 34.05.494.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

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

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Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

**WSR 97-22-020
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE**

(Fisheries)
(Wildlife)

[Order 97-214—Filed October 29, 1997, 8:00 a.m.]

Date of Adoption: October 27, 1997.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order:

Repealing WAC 220-56-10300B, 232-12-01800A, and 232-28-61900V; and amending WAC 220-56-103, 232-12-018, and 232-28-619.

Statutory Authority for Adoption: RCW 75.08.080 and 77.12.040.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: Washington Department of Fish and Wildlife released adult coho salmon and broodstock rainbow trout to encourage fishing in these areas this fall. Effort levels are still good and there is significant fish activity in DeCoursey Pond, indicating there are still fish to be harvested. There is insufficient time to promulgate permanent rules.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 3, amended 0, repealed 3.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: Immediately.

October 27, 1997

Bern Shanks

Director

NEW SECTION

WAC 220-56-10300B Definitions—Landlocked coho. Notwithstanding the provisions of WAC 220-56-103, effective immediately coho salmon taken from the following waters are defined as landlocked:

- (1) DeCoursey Pond (Pierce County)

- (2) Wapato Lake (Pierce County)
- (3) Waughop Lake (Pierce County)
- (4) Tule Lake (Pierce County)

NEW SECTION

WAC 232-12-01800A Definitions—Landlocked coho. Notwithstanding the provisions of WAC 232-12-018, effective immediately until further notice, coho salmon taken from the following waters are defined as landlocked:

- (1) DeCoursey Pond (Pierce County)
- (2) Wapato Lake (Pierce County)
- (3) Waughop Lake (Pierce County)
- (4) Tule Lake (Pierce County)

NEW SECTION

WAC 232-28-61900V Washington game fish seasons and catch limits - Regional regulation exceptions - Decoursey Pond. (Pierce County) Notwithstanding the provisions of WAC 232-28-619, effective 12:01 a.m. November 1 through 11:59 p.m. November 30, 1997 it is lawful to fish for and possess gamefish and landlocked salmon in DeCoursey Pond.

REPEALER

The following section of the Washington Administrative Code is repealed effective 11:59 p.m. November 30, 1997:

- WAC 220-56-10300B Definitions—Landlocked coho.
- WAC 220-12-01800A Definitions—Landlocked coho.
- WAC 220-28-61900V Washington game fish seasons and catch limits - Regional regulation exceptions - DeCoursey Pond. (Pierce County)

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

**WSR 97-22-021
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE
(Wildlife)**

[Order 97-218—Filed October 29, 1997, 8:01 a.m., effective November 1, 1997, 12:01 a.m.]

Date of Adoption: October 28, 1997.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 232-28-61900R; and amending WAC 232-28-619.

Statutory Authority for Adoption: RCW 77.12.040.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of

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notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: On August 11, 1997, NMFS announced that steelhead originating within the Upper Columbia Evolutionary Significant Unit (ESU) would be listed as endangered. The date this action took effect was October 17, 1997. With an endangered listing, ESA mandates closures on fishing activities that target or may cause incidental mortality on the species and stocks of concern. The boundaries to the Upper Columbia start immediately upstream of the mouth of the Yakima River up to Chief Joseph Dam, and incorporating all tributaries within this region.

On the mainstem within this reach, both steelhead and trout were closed since there is no resident trout population and trout are not planted in these waters. For the tributaries, all fishing will be closed to prevent incidental hooking mortality on steelhead in these waters. The majority of the winter time effort in these streams is primarily directed on steelhead. Trout fisheries are essentially nonexistent during the winter months.

Changes in these regulations will take effect November 1, 1997, in an effort to take a conservative approach and minimize impacts during the 1997-98 season and be in compliance with ESA.

The game fish closure in the East Fork Lewis River is necessary to protect very low numbers of wild summer steelhead. Very few hatchery fish are present in the closed area to justify continued fishing for hatchery steelhead. Wild escapement of summer steelhead is projected to be less than twenty percent of the escapement goal.

Selective fishery regulations are necessary for the Kalama River to protect very low numbers of wild summer steelhead, while maintaining harvest of hatchery steelhead. Wild escapement of summer steelhead is projected to be less than twenty percent of goal. There is insufficient time to promulgate permanent rules.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, amended 0, repealed 1.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: November 1, 1997, 12:01 a.m.

October 28, 1997

Bern Shanks

Director

NEW SECTION

WAC 232-28-61900W 1997-1998 Washington game fish seasons and catch limits — Columbia River from Highway 395 at Pasco to Chief Joseph Dam, Wenatchee River, Icicle River (Creek), Entiat River, Methow River, Twisp River, Okanogan River, Similkameen River, Lewis River (East Fork), Kalama River. Notwithstanding the provisions of WAC 232-28-619, effective 12:01 a.m. November 1, 1997, the following regulations apply:

Columbia River — From Highway 395 at Pasco to Chief Joseph Dam. Closed to the fishing for trout and steelhead, 12:01 a.m. November 1, 1997 until further notice.

Wenatchee River — From the mouth to Lake Wenatchee. Closed to all fishing, 12:01 a.m. November 1, 1997 until further notice.

Icicle River (Creek) — From the mouth to Leavenworth National Fish Hatchery Rack. Closed to all fishing, 12:01 a.m. November 1, 1997 until further notice.

Entiat River — From the mouth (Hwy. 97 Bridge) to Fox Creek. Closed to all fishing, 12:01 a.m. November 1, 1997 until further notice.

Methow River — From the mouth (Hwy. 97 Bridge) to Lost River. Closed to all fishing, 12:01 a.m. November 1, 1997 until further notice.

Okanogan River — From the mouth to highway bridge at Malott. Closed to the fishing for trout and steelhead, 12:01 a.m. November 1, 1997 until further notice.

Okanogan River — From the highway bridge at Malott to Osoyoos Lake. Closed to all fishing, 12:01 a.m. November 1, 1997 until further notice.

Similkameen River — From the mouth to Enloe Dam. Closed to all fishing, 12:01 a.m. November 1, 1997 until further notice.

Lewis River (East Fork) — From 100 feet above Sunset Falls upstream. Closed to the fishing for game fish 12:01 a.m. November 1, 1997 until further notice.

Kalama River — From 1000 feet above fishway at upper Salmon Hatchery to Summers Creek, selective fishery regulations are in effect for all species.

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. November 1, 1997:

WAC 232-28-61900R 1997-1998 Washington game fish seasons and catch limits — Columbia River from Highway 395 at Pasco to Chief Joseph Dam, Wenatchee River, Icicle River (Creek), Chiwawa River, Nason Creek, Little Wenatchee River, White River, Entiat River, Methow River, Chewuch River, Twisp River, Okanogan River, Similkameen River,

Lewis River (East Fork),
Kalama River. (97-194)

WSR 97-22-028
EMERGENCY RULES
DEPARTMENT OF CORRECTIONS

[Filed October 29, 1997, 1:38 p.m.]

Date of Adoption: October 24, 1997.

Purpose: These rules are for the purpose of establishing procedures necessary to assure the effective communication required between health officials and correctional administrators in the event a correctional staff member is substantially exposed to the bodily fluids of an offender or detainee in the course of their official duties.

Statutory Authority for Adoption: Section 6, chapter 345, Laws of 1997.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The legislature has found that the health and safety of corrections staff are jeopardized when communicable disease information is not disclosed to such staff in a timely manner following a substantial exposure. These rules implement the requirements of chapter 345, Laws of 1997.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 0, repealed 0.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: Immediately.

October 24, 1997
Joseph D. Lehman
Secretary

Chapter 137-100 WAC
OCCUPATIONAL EXPOSURE TO HUMAN IMMUNODEFICIENCY VIRUS (HIV)

NEW SECTION

WAC 137-100-001 Purpose. The purpose of this chapter shall be to insure coordination of the provisions of SHB 1605, RCW 70.24.105, RCW 70.24.340, RCW 70.24.370 and chapter 72.09 RCW by the department of corrections and the department of health.

NEW SECTION

WAC 137-100-010 Definitions. The following definitions shall apply in interpreting this chapter:

- (1) Correctional staff member means a department of corrections employee, an individual providing services under contract to the department, and volunteers.
- (2) Department means the department of corrections.

NEW SECTION

WAC 137-100-020 Medical records available. The department will make available an offenders sexually transmitted disease status to any correctional staff member who has experienced a substantial exposure by that offender. Should such records be nondiscloseable, the department shall advise the correctional staff member of the process to receive that information. This process shall be facilitated by the health care manager or infection control coordinator.

NEW SECTION

WAC 137-100-030 Request for test results - by correctional staff members. A request for test results shall be made in writing. At a minimum, the request shall include:

- (1) Name of the person requesting the record;
- (2) Nature of the exposure, including date and time;
- (3) Name of the offender; and
- (4) DOC number of the offender, if known.

The request shall be accompanied by a copy of the report of personal injury (form DOC 3-133) and a post-exposure incident report (DOC form 3-184) outlining the circumstances and results of the exposure incident.

WSR 97-22-041
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
(Public Assistance)

[Filed October 31, 1997, 9:23 a.m.]

Date of Adoption: October 30, 1997.

Purpose: Chapter 388-290 WAC implements a subsidized childcare program needed by low-income families with dependent children to become employed or maintain employment. These rules implement the mandate that all income and other eligible temporary assistance for needy families (TANF) and other non-TANF clients be eligible for the Department of Social and Health Services childcare subsidies with a copayment. This emergency amendment adds a critical program component concerning eligibility and copayments.

Citation of Existing Rules Affected by this Order: Amending WAC 388-290-010.

Statutory Authority for Adoption: RCW 74.04.050 and 74.08.090.

Other Authority: EHB 3901, §§ 401-404, chapter 58, Laws of 1997.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is

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necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The Department of Social and Health Services inadvertently left out of the final adopted rules critical eligibility information concerning TANF participants' eligibility for subsidized child care. This change is essential for the program to fully comply with the intent of EHB 3901.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 0, repealed 0.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: Immediately.

October 30, 1997

Merry A. Kogut, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 97-20-130, filed 10/1/97, effective 11/1/97)

WAC 388-290-010 Subsidized child care—Purpose.

The purpose of this program is to provide child care services necessary to assist families with dependent children to become or remain employed. Subsidized child care services may be provided on a sliding-fee scale basis to families with gross incomes up to one hundred seventy-five percent of the Federal Poverty Level (FPL) adjusted for family size.

**WSR 97-22-048
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Children's Administration)
(Public Assistance)**

[Filed October 31, 1997, 3:55 p.m., effective November 1, 1997]

Date of Adoption: October 30, 1997.

Purpose: To amend rules regarding eligibility and copayments for child care under WAC 388-15-170 so they are consistent with chapter 388-290 WAC, Subsidized child care, which will be in effect on November 1, 1997.

Citation of Existing Rules Affected by this Order: Amending WAC 388-15-170.

Statutory Authority for Adoption: RCW 74.12.340.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or

general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The WorkFirst program created an integrated child care subsidy program which included the employment child care program. The new program, working connections child care, will begin on November 1, 1997. Rules regarding eligibility and copayments for the employment child care program will be covered in chapter 388-290 WAC starting November 1, 1997. WAC 388-15-170 needs immediate revision to be consistent with chapter 388-290 WAC.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 1, repealed 0.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: November 1, 1997.

October 30, 1997

Merry A. Kogut, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 93-10-021, filed 4/28/93, effective 5/29/93)

WAC 388-15-170 General and seasonal child day care services. (1) The department may approve child day care funding to facilitate care, protection, and related services for a child twelve years of age or younger. The department may approve special needs child care for a child nineteen years of age or younger who is physically ~~((or))~~ ^(or) mentally, or emotionally incapable of ~~((earing for himself or herself,))~~ self care as verified by ~~((the state, supported by medical documentation))~~ a licensed medical practitioner, or masters level or above mental health professional.

(2) The department shall only fund child ~~((day))~~ care during the portion of the twenty-four-hour day when neither of the child's parents or guardians are able to provide necessary care and supervision. The department may authorize child day care services ~~((for the following reasons))~~ for child welfare purposes as follows:

~~((a))~~ ~~((Parents, or parent in a single parent household, are employed and are not aid to families with dependent children (AFDC) grant recipients;~~

~~((b))~~ ~~((Parents, or parent in a single parent household, are employed and receiving AFDC;~~

~~((c))~~ ~~((Parents, or parent in a single parent household, are receiving AFDC and are enrolled in job opportunity and basic skills (JOBS);~~

~~((d))~~ School-aged parent is enrolled in an approved secondary education or GED program;

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~~((e))~~ or

(b) Parent and/or child are in need of treatment or support as part of a child protective or child welfare services case plan. Such services may include, but are not limited to, those provided by a professional child welfare or educational agency;

~~(f) The child is receiving an AFDC grant and lives with a nonresponsible relative who is not receiving an AFDC grant and is employed.~~

~~(3) The department shall limit goals for general child day care services as specified under WAC 388-15-010 (1)(a), (d), (e), and (2).~~

~~(4)~~

(3) If funding is available the department may purchase child ((day)) care, except for seasonal farmworker child care, ((within available funds)) for ((families)):

(a) Families with ((gross)) monthly income equal to or below ((thirty-eight) seventy-four percent of the ((state median income adjusted for family size (SMIAFS. These families))) Federal Poverty Level (FPL). The family shall pay the provider a ((minimum)) ten dollar monthly co-payment toward the cost of child ((day)) care;

(b) Families with ((gross)) monthly income above ((thirty-eight) seventy-four percent and at or below ((fifty-two) one hundred percent of the ((SMIAFS)) FPL. The family shall pay to the child ((day)) care provider ((part of the family's gross monthly income above the thirty-eight percent SMIAFS)) twenty dollars toward the cost of child ((day)) care; ((and))

(c) Families with income above one hundred percent of FPL. The family shall pay to the child care provider either twenty dollars or forty-seven percent of their income exceeding one hundred percent of FPL, whichever is greater; or

(d) A family in need of child ((day)) care as an integral part of a child protective or child welfare service plan. The department shall provide such service without regard to family income up to ((seventy-five) eighty-five percent of the state median income (SMIAFS).

~~((5))~~ (4) If funding is available the department may purchase seasonal child ((day)) care ((within available funds)) for children who are members of family units residing in Washington state where:

(a) Both parents, or the single parent (in the case of the one-parent family), are currently employed or seeking work in agriculturally related work;

(b) Fifty percent or more of the family's annual income is derived from agriculturally related work;

(c) In a two-parent household, the primary wage earner has more than one agricultural employer per year;

(d) In a one-parent household, the single parent has more than one agricultural employer per year;

~~((d))~~ (e) Family ((gross)) income for the past twelve months:

(i) Does not exceed ((thirty-eight) seventy-four percent of ((the state median income adjusted for family size (SMIAFS))) FPL. The family shall pay the provider a minimum monthly co-payment of ten dollars per month toward the cost of child day care~~((The family with gross income));~~ or

~~((i))~~ (ii) Is above ((thirty-eight) seventy-four percent and at or below ((fifty-two) one hundred percent of the

((SMIAFS)) FPL. The family shall pay the child ((day)) care provider ((fifty percent of the family's average gross monthly income above the thirty-eight percent SMIAFS)) twenty dollars per month toward the cost of child ((day)) care; ((and

~~((e))~~ or

~~((i))~~ (iii) Is above one hundred percent of FPL. The family shall pay the child care provider the greater of twenty dollars or forty-seven percent of their income exceeding one hundred percent of FPL.

(f) Failure of parents to meet the requirements of (b) and (e) of this subsection ~~((5)(b) and (d) of this section))~~ due to status within the past year as an AFDC recipient shall not result in ineligibility for seasonal child care.

~~((6))~~ The department shall establish waiting lists, if necessary, to ensure child day care services, under WAC 388-15-170, are provided within legislatively appropriated funds.

~~((7))~~ (5) The department shall consider exempt in-home care ((or relative, relative's home care as the care and supervision)) of a child:

(a) By a relative in the child's own home or a relative's home; or

(b) In the child's own home with an unrelated person.

~~((8))~~ (6) When the parent or guardian chooses exempt in-home care ((or relative, relative's home care,)) the parent or guardian shall make the following assurances:

(a) The exempt in-home caretaker shall meet the following minimum qualifications:

(i) Be eighteen years of age or older;

(ii) ~~((Be free of communicable disease;~~

~~((iii))~~ (iii) Be of sufficient physical, emotional, and mental health to meet the needs of the child in care. Subject to the discretion of the social worker, the parent or guardian shall provide written evidence to the department that the caretaker of the parent's or guardian's choice is in sufficient physical, emotional, and mental health to be a safe caretaker;

~~((iv))~~ (iii) Be able to work with the child without using corporal punishment or psychological abuse;

~~((v))~~ (iv) Be able to accept and follow instructions;

~~((vi))~~ (v) Be able to maintain personal cleanliness;

~~((vii))~~ (vi) Be prompt and regular in job attendance; and

~~((viii))~~ (vii) Meet the department's exempt in-home caretaker registration requirement. Parents or guardians are required to provide the caretaker's name and address to the department. This registration is done at the time child care is authorized.

(b) The exempt in-home caretaker's primary function while on duty is that of child caretaker. The exempt in-home caretaker shall have the following responsibilities:

(i) Provide constant care and supervision of the child for whom the caretaker is responsible throughout the time the caretaker is on duty in accordance with the needs of the child; and

(ii) Provide developmentally appropriate activities for the child under the caretaker's care.

(c) The child is current on the immunization schedule as described in the National Immunization Guidelines, developed by the American Academy of Pediatrics and the Advisory Committee on Immunization Practices;

(d) The parent's or guardian's home or the relative's home is safe for the care of the child; and

(e) The exempt in-home or relative caretaker is informed about basic health practices, prevention, and control of infectious disease, immunizations, and building and physical premises safety relevant to the care of the child.

The parent or guardian shall make assurances described under subsection ~~((§))~~ (6) of this section at the time child care is authorized. The child care authorizing worker shall provide the parent or guardian with information about basic health practices, prevention, and control of infectious disease, immunizations, and building and physical premises safety relevant to the care of the child.

~~((§))~~ (7) Payment standards for exempt in-home child ~~((day))~~ care. The department shall establish maximum child care rates taking into consideration prevailing community rates.

(a) When the parent or guardian chooses exempt in-home care or relative ~~((relative's home))~~ care, the parent or guardian shall receive payment ~~((for))~~ towards the cost of child ~~((day))~~ care and shall pay the caretaker according to the amount specified in the approved child care plan.

(b) The exempt in-home, or relative ~~((relative's home))~~ caretaker shall sign a receipt at the time payment is received. The parent must retain the payment receipt for review by the authorizing worker at the time of the next eligibility determination.

(c) ~~((If total payments to an in-home provider are fifty dollars or more in any one quarter, the department shall add the employer's share of the Federal Insurance Contributions Act (FICA) tax to the amount authorized for in-home care))~~ The department shall pay the employer's share of Social Security taxes and withhold the employee's share from all payments up to the wage base limit. The department will also pay the employer's share of Medicare taxes and withhold the employee's share of all payments. The department will refund all Social Security and Medicare taxes to the exempt in-home provider paid less than one thousand dollars per family in a calendar year.

(d) The department shall pay the employer's Federal Unemployment Taxes (FUTA) and, when applicable, State Unemployment Taxes (SUTS).

(e) Payment for child ~~((day))~~ care by relative. The department shall not allow payment for child care services by the following relatives: Father, mother, brother, sister, stepfather, stepmother, stepbrother, or stepsister, except for adult siblings residing outside the child's home.

WSR 97-22-049
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
(Public Assistance)

[Filed October 31, 1997, 3:57 p.m.]

Date of Adoption: October 31, 1997.

Purpose: To exercise an option under Public Law 104-193 that makes it more beneficial for TANF recipients to enter the workforce. When clients' earned income makes them ineligible, they are ineligible effective the first day of

the month following the month in which they received the earned income if they report the income on time. If they don't report the income on time, they are ineligible the month they receive the income. If clients who don't report their income on time have received and cashed their public assistance check for the month, the assistance is an overpayment.

Citation of Existing Rules Affected by this Order:
Amending WAC 388-245-1510.

Statutory Authority for Adoption: RCW 74.04.050, 74.08.090.

Other Authority: Public Law 104-193 (1996).

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This rule is client-beneficial. It makes it more beneficial for TANF clients who are working to enter the workforce and terminate their public assistance. Before this rule change a client, who had earned income that made him or her ineligible for assistance, would be assessed an overpayment for the last month of assistance he or she received. This overpayment is now waived.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 0, repealed 0.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: Immediately.

October 31, 1997
Merry A. Kogut, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 94-10-065, filed 5/3/94, effective 6/3/94)

WAC 388-245-1510 Effective date of ineligibility for terminated grants. (1) When a change in income ~~((including the receipt of a lump sum payment,))~~ causes ineligibility for more than one month, the ~~((recipient))~~ effective date of ineligibility shall be ~~((ineligible effective the first day of the month of receipt,))~~ determined as follows:

(a) When recurrent income (WAC 388-22-030), received in the budget month (WAC 388-218-1050(3)), causes ineligibility, the assistance unit shall be ineligible on the first day of the payment month (WAC 388-218-1050(17)) if the following circumstances are met:

(i) The assistance unit is subject to retrospective income budgeting (WAC 388-218-1910), and

(ii) The income is reported timely as required under WAC 388-245-1715 for nonmonthly reporting households or under WAC 388-245-2050 for households required to report monthly.

(b) For all other changes in income which cause ineligibility, including the receipt of a lump-sum payment, the assistance unit shall be ineligible on the first day of the month in which the income is received.

(2) When the change causes ineligibility for one month only, the department shall follow WAC 388-245-1400 and 388-245-1410.

(3) When a change of circumstances other than increased income renders the assistance unit or any member of the assistance unit ineligible, the effective date of the recipient's ineligibility shall be the first day of the month following the month in which the change occurred, except for:

- (a) Striking workers, see WAC 388-215-1540.
- (b) Clients who receive general assistance based on the relinquishment of a child for adoption.

WSR 97-22-051
EMERGENCY RULES
DEPARTMENT OF
SOCIAL AND HEALTH SERVICES
 (Economic Services Administration)
 (Public Assistance)

[Filed October 31, 1997, 4:04 p.m.]

Date of Adoption: October 31, 1997.

Purpose: To exercise an option under Public Law 104-193 that allows a longer period of time between reviews of eligibility. The state plan now requires an eligibility review every twelve months instead of every six months.

Citation of Existing Rules Affected by this Order: Amending WAC 388-245-1150.

Statutory Authority for Adoption: RCW 74.04.050, 74.08.090.

Other Authority: Public Law 104-193 (1996).

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: This rule is client-beneficial. Recipients only have to have their eligibility reviewed once every twelve months instead of once every six months. This helps TANF and SFA clients focus more on employment and gives community services offices more time to assist the clients in employment efforts. The permanent rule is in process and this second emergency filing is needed so that clients will only have to have an eligibility review once every twelve months and worker time will be increased right away to help clients in employment goals.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, amended 0, repealed 0; Federal Rules or Standards: New 0, amended 1, repealed 0; or

Recently Enacted State Statutes: New 0, amended 0, repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 0, repealed 0.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: Immediately.

October 31, 1997

Merry A. Kogut, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 94-10-065, filed 5/3/94, effective 6/3/94)

WAC 388-245-1150 Periodic and special review of eligibility. (1) The department shall redetermine the eligibility of financial assistance recipients at least once in every ~~((six))~~ twelve months of continuous receipt of assistance. The redetermination shall include:

(a) A review of each eligibility factor and an evaluation of any change occurring since eligibility was previously established or reviewed; and

(b) For ~~((AFDC))~~ TANF and SFA recipients, a face-to-face interview at least once every twelve months.

(2) At each periodic review of eligibility the department shall provide the recipient information regarding:

(a) Significant changes in public assistance laws or department rules not previously discussed which may affect the recipient; and

(b) The recipient's legal rights and responsibilities in connection with public assistance.

(3) The department shall complete a full review if a sufficient number of factors have changed to require a redetermination of eligibility.

WSR 97-22-053
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE
 (Wildlife)

[Order 97-221—Filed October 31, 1997, 4:20 p.m.]

Date of Adoption: October 31, 1997.

Purpose: Personal use rules.

Citation of Existing Rules Affected by this Order: Amending WAC 232-28-619.

Statutory Authority for Adoption: RCW 77.12.040.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

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Reasons for this Finding: Approximately thirty surplus Skamania stock summer steelhead not needed for broodstock purposes are available at the Ringold Hatchery. To meet wild steelhead conservation needs and provide recreational opportunity the department is requesting to plant these fish into Railroad Pond. The transfer of these fish into this pond meets agency policies and guidelines. There is insufficient time to promulgate permanent rules.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, amended 0, repealed 0.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: Immediately.

October 31, 1997
Dirk Brazil
for Bern Shanks
Director

NEW SECTION

WAC 232-28-61900X 1997-1998 Washington game fish seasons and catch limits. Exception to statewide rules-Railroad Pond (Franklin County)

Notwithstanding the provisions of WAC 232-28-619, effective immediately until further notice:

Railroad Pond (Franklin County) Trout: No more than two over twenty inches in length.

**WSR 97-22-054
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE
(Fisheries)**

[Order 97-220—Filed October 31, 1997, 4:22 p.m., effective October 31, 1997, 6:01 p.m.]

Date of Adoption: October 31, 1997.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-33-01000V.

Statutory Authority for Adoption: RCW 75.08.080.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The sturgeon guideline for the commercial fishery has almost been achieved. The

compact will meet again to consider if any additional fisheries are warranted. This regulation is consistent with the actions of the Columbia River Compact meeting on October 30, 1997. There is insufficient time to promulgate permanent rules.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 0, repealed 1.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: October 31, 1997, 6:01 p.m.

October 31, 1997
Dirk Brazil
for Bern Shanks
Director

REPEALER

The following section of the Washington Administrative Code is repealed effective 6:01 p.m. October 31, 1997:

WAC 220-33-01000V Columbia River gillnet seasons below Bonneville. (97-213)

**WSR 97-22-055
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE
(Fisheries)**

[Order 97-219—Filed October 31, 1997, 4:24 p.m., effective November 2, 1997, 12:01 a.m.]

Date of Adoption: October 31, 1997.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-47-819.

Statutory Authority for Adoption: RCW 75.08.080.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The scheduled purse seine and gillnet chum-directed fishery in Areas 7 and 7A is cancelled relative to Canadian Department of Fisheries and Oceans update of 2.5 million chum entering Johnstone Strait. This fishery is being managed according to the guidelines of the expired Pacific Salmon Treaty Chum Annex, which does not provide for directed fisheries when chum abundance is

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Dirk Brazil
for Bern Shanks
Director

less than 3.0 million, to ensure adequate spawning escapements to the Fraser River. Reef net opening in Areas 7 and 7A is considered a minor fishery relative to chum salmon catch and provides opportunity to harvest the nontreaty allocation of chum salmon relative to agreements reached during the Pacific Marine Fisheries Council/North of Falcon preseason planning process, per preseason adopted schedule. Requirement for reef net release of chinook salmon necessary due to higher than anticipated chinook incidental harvests in this area and to protect weak chinook stocks.

The scheduled chum-directed fishery in Areas 10 and 11 is cancelled relative to inseason update estimates of chum salmon run size ranging from 67,000 to 227,000, which is 81% to 36% below preseason forecast.

Openings in Areas 7B, 8, 8A and 8D provide opportunity to harvest the nontreaty allocation of chum salmon returning to Nooksack-Samish, Skagit, and Stillaguamish-Snohomish regions of origin, per preseason adopted schedule. These openings and restrictions are consistent with agreements reached during the Pacific Fisheries Management Council - North of Falcon preseason process, and reflect the schedule adopted by the Washington Fish and Wildlife Commission.

Openings in Areas 12 and 12B provide opportunity to harvest the nontreaty allocation of chum salmon returning to the Hood Canal region of origin. The preseason adopted schedule is modified herein because the nontreaty fleet is approaching the regional nontreaty share of chum salmon, and would likely exceed that share with the scheduled two-day fishery. The requirement for chinook release is consistent with agreements reached during the Pacific Fisheries Management Council - North of Falcon preseason process, and reflect the schedule adopted by the Washington Fish and Wildlife Commission.

All other Puget Sound areas are closed to prevent overharvest of local salmon stocks.

Atlantic salmon have recently escaped from commercial net pen operations in the Puget Sound region, and removal of this nonnative species is required to reduce any possibility of adverse impacts on indigenous fishes.

An emergency exists in that there is insufficient time to promulgate permanent rules before the fish have moved from the fishing grounds.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, amended 0, repealed 1.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: November 2, 1997, 12:01 p.m.

NEW SECTION

WAC 220-47-820 Puget Sound all-citizen commercial salmon fishery. Notwithstanding the provisions of Chapter 220-47 WAC, effective 12:01 a.m. Sunday November 2, 1997 until further notice, it is unlawful to take, fish for, or possess salmon for commercial purposes taken from the following Puget Sound Salmon Management and Catch Reporting Areas except in accordance with the following open periods and mesh and area restrictions:

- * **AREAS 7 AND 7A** - Reef nets may fish from 7:00 a.m. to 7:00 p.m. daily, Monday November 3, 1997 through Friday November 7, 1997. Reef nets may not retain chinook salmon.
- * **AREA 7B** - Gillnets using 6 1/4-inch minimum mesh and purse seines using the 5-inch strip may fish from 6:00 a.m. Monday November 3 until 4:00 p.m. Friday November 7, 1997.
- * **AREA 8** - Purse seines using the 5-inch strip may fish from 7:00 a.m. to 5:00 p.m. daily, Monday November 3, 1997 and Tuesday November 4, 1997. Gillnets using 6 1/4-inch minimum mesh may fish from 7:00 a.m. to 6:00 p.m. daily, Wednesday November 5, 1997 and Thursday November 6, 1997.
- * **AREAS 8A AND 8D** - Purse seines using the 5-inch strip may fish from 7:00 a.m. to 5:00 p.m. daily, Monday November 3, 1997 and Tuesday November 4, 1997. Gillnets using 6 1/4-inch minimum mesh may fish from 7:00 a.m. to 6:00 p.m. daily, Wednesday November 5, 1997 and Thursday November 6, 1997.
- * **AREAS 12 AND 12B** - Purse seines using the 5-inch strip may fish from 7:00 a.m. to 5:00 p.m. Monday November 3, 1997. Gillnets using 6 1/4-inch minimum mesh may fish from 4:00 p.m. Monday November 3, 1997, to 8:00 a.m. Tuesday November 4, 1997.
- * Areas 4B, 5, 6, 6A, 6B, 6C, 6D, 7C, 7D, 7E, 9, 9A, 10, 10A, 10C, 10D, 10E, 10F, 10G, 11, 11A, 12A, 12C, 12D, 13, 13A, 13C, 13D, 13E, 13F, 13G, 13H, 13I, 13J, and 13K, all freshwater areas, and exclusion zones provided for in WAC 220-47-307 - Closed.
- * It is unlawful to retain chinook salmon taken with purse seine gear in Areas 7B, 8, 8A, 8D, 12 or 12B. It is unlawful to retain coho salmon taken with purse seine gear in Area 8A.
- * Atlantic salmon may be retained during openings listed in this section.

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. Sunday November 2, 1997:

WAC 220-47-819 Puget Sound all-citizen commercial salmon fishery. (97-216)

WSR 97-22-064
EMERGENCY RULES
EMPLOYMENT SECURITY DEPARTMENT

[Filed November 3, 1997, 3:41 p.m.]

Purpose: To amend provisions in chapter 192-32 WAC related to unemployment benefits for dislocated forest products workers and fin fishers, and adopt regulations regarding other services to dislocated forest products and salmon fishing workers, that are consistent with current state law.

Citation of Existing Rules Affected by this Order: Repealing WAC 192-32-015, 192-32-025, 192-32-120, and 192-32-125; and amending WAC 192-32-001, 192-32-010, 192-32-035, 192-32-045, 192-32-065, 192-32-095, and 192-32-105.

Statutory Authority for Adoption: RCW 50.12.010 and 50.12.040.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: During the 1997 legislative session, 2SHB 1201 amended RCW 50.22.090 and 50.12.270. These amendments are effective July 1, 1997. They necessitate the modification of provisions contained in chapter 192-32 WAC. These modifications could not be completed prior to the date the law became effective. This filing will modify the regulations so they do not conflict with the amended statute.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 0, repealed 0.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; **Pilot Rule Making:** New 0, amended 0, repealed 0; or **Other Alternative Rule Making:** New 0, amended 0, repealed 0.

Effective Date of Rule: Immediately.

October 30, 1997

Cindy Zehnder

Deputy Commissioner

Chapter 192-32 WAC
**TIMBER RETRAINING BENEFITS ((AND RELAT-
ED PROGRAMS))**

AMENDATORY SECTION (Amending WSR 95-09-085, filed 4/19/95, effective 5/20/95)

WAC 192-32-001 Scope of chapter. This chapter ((is intended to)) governs ((the implementation of)) employment security department responsibilities ((relating to the imple-

mentation of)) for administering ((chapter 50.70 RCW and)) RCW 50.22.090. This includes the ((operation of programs authorized by these statutes and the)) determination of ((timber)) rural natural resources impact areas required by the ((statutes)) statute.

AMENDATORY SECTION (Amending WSR 95-09-085, filed 4/19/95, effective 5/20/95)

WAC 192-32-010 Definitions. For the purpose of this chapter:

(1) ("Actual job loss" means the absolute loss of jobs in SIC codes 24 as compared to the previous year as calculated by the department.

(2) "Actual or projected job loss" means the greater of actual job loss or projected job loss. The value of actual or projected job loss is that value released by the commissioner and filed for publication in the state register.

(3) "Annual unemployment rate" means the total unemployment rate calculated according to the method defined by the U.S. Department of Labor, Bureau of Labor Statistics. The information is considered available when released to the public by the commissioner of the employment security department. The value of the annual unemployment rate is that value released by the commissioner and filed for publication in the state register.

((4)) "Commissioner" means commissioner of the employment security department.

((5)) (2) "Department" means the employment security department.

(3) "Displaced worker" means an individual who is unlikely to return to employment in his or her principal occupation or previous industry because of a diminishing demand within his or her labor market for his or her skills in the occupation or industry;

((6)) (4) "Labor market" means the area in which workers of specific occupation customarily have found work. Labor market is based on the worker's place of residence and occupation.

((7)) "Lumber and wood products location quotient" is determined by dividing the percentage of the average covered employment in lumber and wood products (SIC code 24) in the county by the percentage of the average covered employment in lumber and wood products (SIC code 24) statewide. The information is considered available when released by the commissioner. The value of the location quotient is the value released by the commissioner and filed for publication in the state register.

(8) "Projected job loss" means the estimated job loss in SIC codes 24 in the current year, compared to the previous year, as calculated by the department from information provided by the department of natural resources.

(9) "Targeted county" means a county selected by the criteria of RCW 50.22.090(2).

((10)) (5) "Satisfactory progress" means maintaining a grade point average sufficient to graduate, and taking sufficient credit hours to complete the course of study within the time frame established under the approved training plan.

(6) "Timber retraining benefits," abbreviated TRB, means the additional unemployment insurance ((additional)) benefits authorized by RCW 50.22.090(3).

~~((11))~~ (7) "Wages" means wages earned in employment as defined in chapter 50.04 RCW. This means that only wages in covered employment can be considered in determining if a worker has earned wages in employment in the forest products industry or in the fishing industry assigned Standard Industrial Code 0912.

AMENDATORY SECTION (Amending WSR 91-20-012, filed 9/20/91, effective 10/21/91)

WAC 192-32-035 Residence ~~((or employment)) in ((targeted county)) rural natural resources impact area at time of last separation from employment.~~ (1) ~~((A worker who has))~~ If you met the ((county of)) residence ((or county of last employment)) requirements at the time ((of filing an)) you filed your initial claim for benefits, you ((will be considered to)) have met those requirements until you establish a new benefit year ((is established)), regardless of subsequent employment or relocation to another ((county)) area.

(2) ~~((A worker who has))~~ If you met the ((county of)) residence ((or county of last employment)) requirements ((at the time of filing an)) when you filed your initial claim, you ((will be considered to)) have met those requirements until a new benefit year is established, even if ((the county)) your residence ceases to ((be)) fall within a ((targeted county)) designated rural natural resource area.

(3) ~~((A worker who has not met))~~ If you did not meet the ((county of)) residence ((or county of last employment)) requirements ((at the time of filing)) when you filed a new claim, you may meet those requirements ((at the time of filing)) when you file an additional claim (reopened claim after subsequent employment) for benefits if ((, at that time, the worker)) you ((worked or)) lived in a ((targeted county)) rural natural resource area at the time of your last separation from employment.

~~((4))~~ A worker who performs services in more than one county will be considered to have worked in a targeted county if any bona fide work is performed in a targeted county.)

AMENDATORY SECTION (Amending WSR 95-09-085, filed 4/19/95, effective 5/21/95 [5/20/95])

WAC 192-32-045 Unlikely to return to employment.

(1) For the purposes of paying timber retraining benefits, ~~((a worker))~~ you will have met the unlikely to return to work requirement of RCW 50.22.090 (4)(b)(ii) if the tests in subsections (2) and (3) of this section are met.

(2) ~~((He or she has))~~ You have:

(a) Become unemployed due to a permanent plant closure;

(b) Received a federal WARN act notice; or

(c) Received a notice of indefinite layoff as a result of a permanent reduction of operations at ~~((the worker's))~~ your place of employment; and

(3) ~~((His or her))~~ Your skills are in diminishing demand in ~~((his or her))~~ your principal occupation or previous industry.

(4) ~~((A worker))~~ Your will not be considered unlikely to return to work if ~~((he or she))~~ you:

(a) ~~((Is))~~ Are on standby from the principal employer;

(b) ~~((Has))~~ Have a definite date of recall with the principal employer within six months; or

(c) ~~((Is))~~ Are unemployed due to a regular seasonal layoff.

~~((5))~~ A worker who has been determined to be a dislocated worker by the local JTPA authority will be considered to have met the requirements of subsections (2) and (3) of this section.)

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

AMENDATORY SECTION (Amending WSR 91-20-012, filed 9/20/91, effective 10/21/91)

WAC 192-32-065 Training program application requirements. ~~((Required elements for a training program submission include))~~ (1) The following information must be included in your training program application:

~~((1))~~ (a) Your name and Social Security account number ~~((of applicant));~~

~~((2))~~ (b) Name of educational institution;

~~((3))~~ (c) Address of educational institution;

~~((4))~~ (d) Department of educational institution, if applicable;

~~((5))~~ (e) Name of training program;

~~((6))~~ (f) Description of training program, including remedial requirements if necessary;

~~((7))~~ (g) Duration of training program;

~~((8))~~ (h) Occupation(s) trained for;

~~((9))~~ (i) Beginning enrollment date or place on waiting list and expected enrollment date;

(j) Verification of enrollment provided by the educational institution;

~~((10))~~ (k) Release of information form authorizing the educational institution to release grades, attendance, and other measures of program progress to the department; and

~~((11))~~ (l) Your signature ~~((of applicant)).~~

(2) WAC 192-12-180 and WAC 192-12-182 will be used to evaluate your training program application and any modifications made to your training plan.

AMENDATORY SECTION (Amending WSR 91-20-012, filed 9/20/91, effective 10/21/91)

WAC 192-32-095 Satisfactory progress. ~~((A worker))~~ You will be determined to be making satisfactory progress in a training program if the educational institution certifies to the department that ~~((the worker is))~~ you are making satisfactory progress. This certification must be signed by the registrar or an equivalent person designated by the educational institution.

NEW SECTION

WAC 192-32-100 Modifying a training plan. (1) You must notify the department immediately upon making a significant modification to your approved training plan. This includes changes in your course of study or major, training institution, projected start and completion dates, and enrolled credit hours. The department will review these changes to determine whether approval of your training plan will be continued.

(2) You may change your course of study or major one time. Your new course of study must be for an occupation or skill for which there are reasonable employment opportunities in the labor market in which you intend to seek work. Subsequent changes in your course of study or major will not be approved except in unusual individual circumstances.

(3) You may withdraw from training and reenroll at a later date one time. Subsequent applications to reenroll in a training program will not be approved except in unusual individual circumstances.

(4) The restriction in subsection (2) does not apply while you are enrolled in remedial training.

AMENDATORY SECTION (Amending WSR 91-20-012, filed 9/20/91, effective 10/21/91)

WAC 192-32-105 Interstate claims. The additional benefit period for targeted ~~((counties))~~ rural natural resources impact areas applies only to ~~((counties))~~ areas within the state of Washington. Individuals filing interstate claims (with Washington as the liable state) may qualify for timber retraining benefits based on employment in the forest products industry or in the fishing industry assigned SIC 0912.

NEW SECTION

WAC 192-32-130 Five weeks for work search following training. The five weeks of additional benefits provided by RCW 50.22.090 (3)(c) are available for work search activities following completion of or termination or withdrawal from training. Once you begin work, these additional benefits are not available during any subsequent period of unemployment.

NEW SECTION

WAC 192-32-135 Thirteen weeks for remedial training. The thirteen weeks of additional benefits provided by RCW 50.22.090 (3)(d) are payable under the following conditions:

(1) The remedial training delayed the start date, or extended the completion date, of your approved training program; and

(2) The TRB benefits provided by RCW 50.22.090 (3)(b) have been exhausted; and

(3) You have not yet completed your approved training program.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 192-32-015 Interpretive rule—Effective date of RCW 50.22.090.
- WAC 192-32-025 Post training benefits.
- WAC 192-32-120 Forest products workers.
- WAC 192-32-125 Dislocated workers in timber impact areas.

NEW SECTION

WAC 192-33-005 Definitions—Dislocated workers. For the purposes of RCW 50.70.010:

(1) "Forest products worker" means an individual who has or had employment, either for wages or in self-employment, in the industries set forth in WAC 192-32-040.

(2) "Salmon fishing worker" means an individual who has or had employment, either for wages or self-employment, in the salmon industry. This includes employment in at least one of the industry line items listed within the following Standard Industrial Coded:

(a) Commercial salmon fishing (found within SIC 0912);

(b) Preparation of canned or cured salmon food products, including smoked, salted, dried, and pickled salmon products (found within SIC 2091);

(c) Preparation of fresh or frozen salmon products, including fish filets or fish sticks (found within SIC 2092);

(d) Operation of boats or party fishing, in relation to salmon fishing (found within SIC 7999).

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

NEW SECTION

WAC 192-33-006 Dislocated workers in rural natural resources impact areas. (1) For the purposes of RCW 50.12.270, the term "dislocated workers in rural natural resources impact areas" includes:

(a) Dislocated forest products workers as defined in RCW 50.70.010(2) and WAC 192-32-120; and

(b) Dislocated salmon fishing workers as defined in RCW 50.70.010(4) and WAC 192-33-005.

(2) These individuals are persons who at the time of last separation from work, for either wages or self-employment, resided in a rural natural resources impact area and who:

(a) Have been terminated or received notices of termination from employment and are unlikely to return to employment as defined in WAC 192-32-045 in their principal occupation or previous industry because of a diminishing demand for their skills in that occupation or industry; or

(b) Are self-employed and have been displaced from their business because of diminishing demand for the business's services or goods.

**WSR 97-22-066
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE
(Fisheries)**

[Order 97-222—Filed November 3, 1997, 4:56 p.m.]

Date of Adoption: November 3, 1997.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order:

Repealing WAC 220-88A-08000R.

Statutory Authority for Adoption: RCW 75.08.080.

EMERGENCY

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: The harvestable numbers of shrimp have been taken. There is insufficient time to promulgate permanent rules.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 0, amended 0, repealed 1.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: Immediately.

November 3, 1997

Dirk Brazil
for Bern Shanks
Director

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-88A-08000R Emerging commercial fishery—Puget Sound shrimp trawl experimental fishery—Seasons and gear. (97-215)

**WSR 97-22-085
EMERGENCY RULES
DEPARTMENT OF
FISH AND WILDLIFE
(Fisheries)**

[Order 97-223—Filed November 4, 1997, 4:08 p.m., effective November 5, 1997, 6:00 a.m.]

Date of Adoption: November 4, 1997.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-33-01000W; and amending WAC 220-33-010.

Statutory Authority for Adoption: RCW 75.08.080.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: There are 1000 sturgeon remaining on the non-Indian commercial allocation. This fishery will provide opportunity to harvest part of this allocation. There is insufficient time to promulgate permanent rules.

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

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, amended 0, repealed 0.

Number of Sections Adopted on the Agency's own Initiative: New 1, amended 0, repealed 1.

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

Number of Sections Adopted using Negotiated Rule Making: New 0, amended 0, repealed 0; Pilot Rule Making: New 0, amended 0, repealed 0; or Other Alternative Rule Making: New 0, amended 0, repealed 0.

Effective Date of Rule: November 5, 1997, 6:00 a.m.
November 4, 1997

Bern Shanks
Director

NEW SECTION

WAC 220-33-01000W Columbia River gillnet seasons below Bonneville. Notwithstanding the provisions of WAC 220-33-010, WAC 220-33-020, and WAC 220-33-030, it is unlawful for a person to take or possess salmon, shad, and sturgeon taken for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E except during the times and conditions listed:

1) **Area:** SMCRA 1A, 1B, 1C, 1D, 1E.

Season: 6:00 a.m. November 5 to 6:00 a.m. November 6, 1997.

Mesh Size: 9 3/4 inch maximum mesh restriction. 8 inch minimum mesh restriction.

Allowable Sale: Salmon and sturgeon

2) **Sanctuaries:** During the seasons provided for in subsection 1 the following sanctuaries as defined in WAC 220-33-005, are closed to fishing:

Grays River	Sandy River	Cowlitz	Lewis-B
Elokomin	Washougal River	Kalama	

3) It is unlawful to gaff sturgeon.

White sturgeon less than 48 inches or greater than 60 inches or green sturgeon less than 48 inches or greater than 66 inches may not be retained for commercial purposes and shall be returned immediately to the water. The length of a sturgeon is the shortest distance between the tip of the nose and the extreme tip of the tail measures while the fish is lying on its side on a flat surface with its tail in a normal position.

Sturgeon must be delivered to wholesale dealer or fish buyers undressed (in the round)

It is unlawful for a wholesale dealer or fish buyer to possess a sturgeon from which the head and/or tail have been removed if the remaining carcass is less than 28 inches

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in length. A carcass length of less than 28 inches is prima facie evidence that the total length of the whole sturgeon was less than 48 inches.

It is unlawful to sell unprocessed eggs from lower Columbia sturgeon.

REPEALER

The following section of the Washington Administrative Code is repealed effective 6:01 a.m. November 6, 1997:

WAC 220-33-01000W Columbia River gillnet seasons below Bonneville.

EMERGENCY



WSR 97-22-001
RULES COORDINATOR
JAIL INDUSTRIES BOARD
 [Filed October 23, 1997, 11:40 a.m.]

I will serve as the rules coordinator for the Jail Industries Board. My contact information: Jill Will, Executive Director, Jail Industries Board, 206 Tenth Avenue S.E., Olympia, WA 98501-1311, Mailstop 40952, phone (360) 586-1534, FAX (360) 664-2812, e-mail jwill@wacounties.org.

Jill Will
 Executive Director

WSR 97-22-002
NOTICE OF PUBLIC MEETINGS
UNIVERSITY OF WASHINGTON
 [Memorandum—October 21, 1997]

In accordance with RCW 42.30.075, the University of Washington is providing the following meeting schedule(s) for governing bodies of schools, colleges, departments and programs at the university that maintain regular meeting schedules at the UW Public Records Office.

Student Activities and Union Facilities

ASUW Board of Control

Meeting Dates	Location	Time
Every Thursday	HUB 204M	3:30 p.m.

ASUW Senate

Meeting Dates	Location	Time
Every Tuesday	Gowen 301	5:00 p.m.

WSR 97-22-004
AUDITORS OFFICE

[Filed October 24, 1997, 11:01 a.m.]

WASHINGTON STATE
 AUDITORS OFFICE NOTIFICATION
 OF REQUEST FOR PROPOSALS/QUOTES

All active Request for Proposals (RFP) are posted at the web site address listed below.

Contracting Opportunities www.wa.gov/sao/saoacqrq.htm

State Auditor's Home Page www.wa.gov/sao/

RFP's are in posting date order and classified by Western or Eastern Washington. Each announcement will contain the engagement scope, minimum qualifications, evaluation criteria, general contract terms and conditions, and contact person.

Please direct any questions regarding this notice to Karin Newgard CPA, Assistant Director at newgardk@sao.wa.gov or State Auditor's Office, PO Box 40021, Olympia WA 98504-0021. Phone (360) 902-0376.

WSR 97-22-005
PROGRESS REPORT
PUBLIC EMPLOYMENT
RELATIONS COMMISSION
 [Filed October 24, 1997, 11:05 a.m.]

Reviser's note: The following Progress Report has been electronically generated directly from the agency and has not been through the usual editing and proofing processes.

October 14, 1997

EO 97-02 PROGRESS REPORT
 of the

PUBLIC EMPLOYMENT RELATIONS COMMISSION

The Public Employment Relations Commission (PERC) has begun a four-year effort to review all of its rules. PERC is committed to improving the effectiveness and fairness of its regulatory process. Over its 21+ years in existence, PERC has adopted several chapters of rules that are primarily "procedural" in nature. The following seven chapters in the Washington Administrative Code (WAC) are currently in effect:

- Chapter 391-08 WAC RULES OF PRACTICE AND PROCEDURE
- Chapter 391-25 WAC REPRESENTATION CASE RULES
- Chapter 391-35 WAC UNIT CLARIFICATION CASE RULES
- Chapter 391-45 WAC UNFAIR LABOR PRACTICE CASE RULES
- Chapter 391-55 WAC IMPASSE RESOLUTION RULES
- Chapter 391-65 WAC GRIEVANCE ARBITRATION RULES
- Chapter 391-95 WAC UNION SECURITY DISPUTE RULES

Adjudicative proceedings conducted by PERC under the Administrative Procedure Act (APA) are also subject to the Model Rules of Procedure, Chapter 10-08 WAC, adopted by the chief administrative law judge of the State of Washington. The Commission's goal is to ensure that all of its rules meet the EO 97-02 standards of need, reasonableness, effectiveness, clarity, fairness, stakeholder involvement, coordination among regulatory agencies, and consistency with legislative intent and statutory authority.

RULES COORDINATOR

On July 16, 1997, the Commission designated staff member Mark S. Downing as the agency's contact person for regulatory review.

RULES REVIEW PLAN

After a tentative rules review plan was drafted by Commission staff, a letter was sent on August 6, 1997 to the agency's "major stakeholders" seeking their input and comments regarding the plan. Out of approximately 100 union and employer representatives who received that letter, comments were received from only seven individuals.

On August 26, 1997, PERC filed its rules review plan with the Office of the Governor. PERC's rules review plan contains the following elements:

MISC.

a. Time Schedule

PERC's rules will be reviewed in sub-groups over a four-year cycle, as follows:

Chapter 391-08 WAC in 1998
 Chapters 391-55 and 391-65 WAC in 1999
 Chapters 391-45 and 391-95 WAC in 2000
 Chapters 391-25 and 391-35 WAC in 2001

b. Review Methodology

In the autumn of each year, the PERC staff will review the WAC chapter(s) under scrutiny that year for conformance with the review criteria of EO 97-02, and will transmit a report of problem areas and recommendations to the Commission. The Commission will submit its findings and suggested rule changes to the agency's major stakeholders by February, and invite comment. Any rules changes being recommended for adoption will be explained at conferences and similar forums (e.g., at the annual IRR/FMCS/PERC conference held in Seattle each March, and other conferences, as appropriate).

The Commission's staff has begun its review of Chapter 391-08 WAC. A workshop on rules is being scheduled for March 12, 1998, as part of the annual conference co-sponsored by the agency. Any suggested changes in Chapter 391-08 WAC will be reviewed at that time.

c. Public Participation in Review Process

Agency clientele are encouraged to participate in the various stages of the review process established under b., above. Additional proposals and comments from clientele are welcome.

d. Resources Required to Amend Rules

Proposed rule changes will be the subject of public rule adoption hearings, as required by the APA. PERC will undertake its rule review plan and meet APA requirements within the constraints of its existing budget(s).

e. Exceptions to Review Requirements

PERC is unaware of any instances where it will require an exception to the regulatory review requirements.

f. On-going Review Process

After completion of the initial four-year rules review process, the foregoing rule review schedule could be repeated in similar four-year cycles (subject to input from major stakeholders about the effectiveness of such a process).

TANGIBLE ACCOMPLISHMENTS

While PERC's first rules review process (relating to Chapter 391-08 WAC) will not be completed until August 1, 1998, the Commission recently completed an extensive effort to make its processes more user-friendly:

- In 1995 and 1996, PERC reviewed all of its rules and made extensive revisions. (PERC's only previous comprehensive rules review was in 1980.)
- Rule changes were adopted in February of 1996 (effective in April of 1996) to correct typographical errors, use gender-neutral language, conform rules to statutes, clarify and update agency procedures, and codify case precedents. In total, 50 sections of agency rules were

amended, three new sections were added, and two sections were repealed. The following are examples of some of the changes made in 1996 to clarify, streamline or reform agency procedures:

- 1) Long-standing case precedents were codified in areas such as directions of cross-checks, objectionable election conduct, procedures for classified employees of institutions of higher education to become covered under PERC jurisdiction, bargaining unit structures for school district extra-curricular activities positions, and bargaining unit structures for employees eligible for interest arbitration.
- 2) Streamlined agency procedures for processing representation petitions, and designated elections coordinator as responsible for preliminary processing of representation cases.
- 3) Reduced, in most situations, the number of copies of forms that clientele need to file with agency.
- 4) Clarified procedures for filing of documents with agency and for service of papers on other parties. (A prohibition on filing by "fax" in adjudicative proceedings under the APA was continued in effect only so long as actual receipt is required by the APA and Chapter 10-08 WAC.)
- 5) Added new sections explaining agency procedures for docketing and numbering cases, numbering and indexing of decisions, and citation of cases.

In 1996, PERC developed and implemented a WEB site (<http://www.olywa.net/perc>) which contains copies of all of the statutes and rules administered by PERC, as well as information regarding case processing, directions to agency offices, telephone numbers for all PERC staff members, and the "fax" numbers for both PERC offices. Clientele can now send "e-mail" to PERC, to communicate their thoughts on our procedures.

In 1996, PERC published a booklet containing all of the statutes and rules administered by PERC. The booklet includes directions and maps to both PERC offices (located in Olympia and Kirkland), the names and telephone numbers of all PERC staff members, and brief summaries of the procedures for case processing.

PERC has not received any petitions filed under RCW 34.05.330 by persons requesting the adoption, amendment, or repeal of any rule.

Agency Name	WAC Chapters or Document	Section numbers or other unique identifier	Chapter/Section Title	Document type	Statutory Authority	Review completion date	Business report required	Final Action
Public Employment Relations Commission	391-08 WAC	391-08-001	Rules of Practice and Procedure	R	RCW's	08/98	N	N/A
		to 391-08-820	Public Employment Relations Commission		288.52.045(3)			
					288.52.060			
					288.52.080			
			(21 sections)		34.05.010(18)			
					34.05.010(6)			
					34.05.220			
					41.56.060			
					41.56.070			
					41.56.090			
					41.56.100			
					41.56.122(1)			
					41.56.170			
					41.56.440			
					41.58.005(1)			
					41.58.010			
					41.58.015			
					41.58.020			
					41.58.050			
					41.59.080			
					41.59.100			
		41.59.110						
		41.59.120						
		41.59.150						
		49.08.010						
Public Employment Relations Commission	391-25 WAC	391-25-001	Representation Case Rules	R	RCW's	08/01	N	N/A
		to 391-25-670			288.52.030			
					288.52.080			
					34.05.413			
			(47 sections)		34.05.431			
					34.05.437			
					41.56.040			
					41.56.050			
					41.56.060			
					41.56.070			
					41.56.090			
					41.56.201			
					41.58.050			
					41.59.070			
					41.59.080			
					41.59.110			
					49.08.020			
		53.18.015						

MISC.

Agency Name	WAC Chapters or Document	Section numbers or other unique identifier	Chapter/Section Title	Document type	Statutory Authority	Review completion date	Business report required	Final Action
Public Employment Relations Commission	391-35 WAC	391-35-001 to 391-35-310 (19 sections)	Unit Clarification Case Rules	R	288.52.080	08/01 N	N/A	
					34.05.070			
					34.05.413			
					34.05.431			
					34.05.437			
					41.56.060			
					41.56.070			
					41.56.090			
					41.56.430			
					41.58.050			
					41.59.010			
					41.59.020			
					41.59.070			
					41.59.080			
					41.59.110			
53.18.015								
Public Employment Relations Commission	391-45 WAC	391-45-001 to 391-45-552 (27 sections)	Unfair Labor Practice Case Rules	R	288.52.065	08/00 N	N/A	
					288.52.073			
					288.52.080			
					34.05.413			
					34.05.419			
					34.05.434			
					34.05.437			
					41.56.030(4)			
					41.56.040			
					41.56.090			
					41.56.140			
					41.56.150			
					41.56.160			
					41.56.170			
					41.56.180			
41.58.040								
41.58.050								
41.59.020(2)								
41.59.060								
41.59.110								
41.59.120								
41.59.140								
41.59.150								
49.08.020								
53.18.015								

MISC.

Agency Name	WAC Chapters or Document	Section numbers or other unique identifier	Chapter/Section Title	Document type	Statutory Authority	Review completion date	Business report required	Final Action
Public Employment Relations Commission	391-55 WAC	391-55-001 to 391-55-150 (12 sections)	Impasse Resolution Rules	R	5.60.072	08/99 N	N/A	N/A
					288.52.060			
					288.52.080			
					34.04.022			
					34.05.413			
					41.56.040			
					41.56.090			
					41.56.100			
					41.58.050			
					41.59.110			
					47.64.040			
					Public Employment Relations Commission			
41.56.090								
41.56.450								
41.56.492								
41.58.050								
41.59.110								
Public Employment Relations Commission	391-55 WAC	391-55-300 to 391-55-355 (11 sections)	Impasse Resolution Rules (Factfinding sub chapter)	R	288.52.080	08/99 N	N/A	N/A
					34.04.022			
					34.04.022			
					41.56.040			
					41.56.090			
					41.58.050			
					41.59.110			
Public Employment Relations Commission	391-65 WAC	391-65-001 to 391-65-150 (12 sections)	Grievance Arbitration Rules	R	288.52.080	08/99 N	N/A	N/A
					34.04.022			
					34.05.413			
					41.56.040			
					41.56.090			
					41.56.125			
					41.58.050			
					41.59.110			
					41.59.120			
					47.64.040			

Agency Name	WAC Chapters or Document	Section numbers or other unique identifier	Chapter/Section Title	Document type	Statutory Authority	Review completion date	Business report required	Final Action
Public Employment Relations Commission	391-95 WAC	391-95-001 to 391-95-310 (18 sections)	Union Security Dispute Rules	R	288.52.045	08/00 N	N/A	N/A
					288.52.080			
					34.05.413			
					34.05.431			
					34.05.434			
					34.05.437			
					34.05.464			
					41.56.090			
					41.56.122			
					41.58.050			
					41.59.100			
					41.59.110			

WSR 97-22-009
NOTICE OF PUBLIC MEETINGS
RENTON TECHNICAL COLLEGE
 [Memorandum—April 9, 1997]

On Tuesday, April 8, 1997, at the Renton Technical College board of Trustees' regular meeting, the trustees voted to change its bylaws under section 3.0, Meetings of the Board of Trustees, subsection 3.1 to read: Regular meetings will be held on the second Tuesday of each month except July and August. Meetings will begin at ~~9:00~~ 8:00 a.m. in the Administrative Conference Room, Renton Campus, Renton, Washington.

Included in this motion was that this change would be effective with the June 10, 1997, regular board of trustees' meeting.

If you need further information, please contact (206) 235-2426.

WSR 97-22-010
NOTICE OF PUBLIC MEETINGS
SEATTLE COMMUNITY COLLEGES
 [Memorandum—October 22, 1997]

The Seattle Community College District board of trustees have scheduled a work session, for 4:00 p.m., at their regular

MISC.

meeting, on November 4, 1997, which will be held in the Elwha Conference Room. Their regular meeting will begin at 6:00 p.m., and will be held in the Tillikum Conference Room.

Both meetings will be located at Seattle Community College District, Siegal Education and Service Center, 1500 Harvard, Seattle, WA 98122.

WSR 97-22-011
NOTICE OF PUBLIC MEETINGS
COMMUNITY COLLEGES OF SPOKANE
[Memorandum—October 23, 1997]

Pursuant to RCW 42.30.075, the 1998 regular meeting schedule for the board of trustees of Washington Community College District 17 follows.

BOARD OF TRUSTEES
WASHINGTON COMMUNITY COLLEGE DISTRICT 17

Notice is hereby given, pursuant to RCW 42.30.075, that the regular meetings of the board of trustees of Washington Community College District 17 (Community Colleges of Spokane) during calendar year 1998 shall be held at 1:30 p.m. on the following dates and in the following locations:

Date	Location and Address
January 20, 1998 (3rd Tuesday)	Spokane Community College Littlefoot Room, Lair 1810 North Greene Street Spokane, WA 99217-5399
February 17, 1998 (3rd Tuesday)	Spokane Falls Community College President's Conference Room Administration Building 3410 West Fort George Wright Drive Spokane, WA 99224-5288
March 17, 1998 (3rd Tuesday)	Community Colleges of Spokane District Board Room 2000 North Greene Street Spokane, WA 99217-5499
April 21, 1998 (3rd Tuesday)	Spokane Community College Littlefoot Room, Lair 1810 North Greene Street Spokane, WA 99217-5399
May 19, 1998 (3rd Tuesday)	Institute for Extended Learning Colville Center 985 South Elm Colville, WA 99114
June 23, 1998 (4th Tuesday)	Community Colleges of Spokane District Board Room 2000 North Greene Street Spokane, WA 99217-5499
July 21, 1998 (3rd Tuesday)	Community Colleges of Spokane District Board Room 2000 North Greene Street Spokane, WA 99217-5499
August 18, 1998 (3rd Tuesday)	Community Colleges of Spokane District Board Room 2000 North Greene Street Spokane, WA 99217-5499
September 22, 1998 (4th Tuesday)	Community Colleges of Spokane District Board Room

Miscellaneous

2000 North Greene Street
Spokane, WA 99217-5499
Educational Service District 101
Bryant Center
910 North Ash
Spokane, WA 99201
Spokane Falls Community College
President's Conference Room
Administration Building
3410 West Fort George Wright Drive
Spokane, WA 99224-5288
Community Colleges of Spokane
District Board Room
2000 North Greene Street
Spokane, WA 99217-5499

October 20, 1998
(3rd Tuesday)

November 17, 1998
(3rd Tuesday)

December 15, 1998
(3rd Tuesday)

WSR 97-22-014
NOTICE OF PUBLIC MEETINGS
OFFICE OF THE GOVERNOR
(Affirmative Action Policy Committee)
[Memorandum—October 24, 1997]

Following is the Governor's Affirmative Action Policy Committee's 1998 meeting calendar for publication in the Washington State Register. If you have any questions regarding this submission, please contact (360) 902-0667.

1998 GAAPCom Meeting Information

Date and Time	Location
February 3, 1998 8:00 - 5:00 p.m.	Department of Personnel Board Room 2nd Floor
May 12 and 13, 1998 8:00 - 5:00 p.m.	John A. Cherberg Building Senate Conference Rooms A, B, and C
June 17 and 18, 1998 8:00 - 5:00 p.m.	John A. Cherberg Building Senate Conference Rooms A, B, and C
June 19, 1998 8:00 - 12:00 p.m.	John A. Cherberg Building Senate Conference Rooms A, B, and C
July 22, 1998 8:00 - 5:00 p.m.	John A. Cherberg Building Senate Conference Rooms A, B, and C
July 23, 1998 8:00 - 1:00 p.m.	John A. Cherberg Building Senate Conference Rooms A, B, and C
October 21, 1998 8:00 - 5:00 p.m.	John A. Cherberg Building Senate Conference Rooms A, B, and C
October 22, 1998 8:00 - 1:00 p.m.	John A. Cherberg Building Senate Conference Rooms A, B, and C

The Department of Personnel is located at 521 Capitol Way South, Olympia. The John A. Cherberg Building is located on the main capitol campus, Olympia.

WSR 97-22-017
OFFICE OF THE GOVERNOR
[Filed October 28, 1997, 2:25 p.m.]

October 27, 1997

FIRST CLASS MAIL

MISC.

Mr. Dennis Zaborac
Totem Tab Service
1305 C South Central Avenue
Kent, Washington 98032

Re: Appeal of the August 15, 1997 denial by the Washington State Gambling Commission ("Commission") of that certain Petition for Adoption, Amendment, or Repeal of a State Administrative Rule, dated May 22, 1997, filed by Dennis Zaborac of Totem Tab Services, seeking amendment of WAC 230-30-106 (the "Petition")

Dear Mr. Zaborac:

Pursuant to RCW 34.05.330(3), I have reviewed your appeal of the Commission's denial of your Petition and, after careful consideration, hereby affirm the Commission's denial of the Petition. The Commission denied the petition after public hearing and comment. I agree that fair gambling and fair labeling are extremely important, and you raised some very good points in your petition. However, the actions of the Commission in denying the Petition were reasonably based on a careful and thorough review of the issue, and intervention by the Governor is not appropriate in this case.

WAC 230-30-106 sets forth standards for pull tab game flares made by manufacturers, distributors, or operators. On May 22, 1997, you petitioned the Commission for an amendment of this rule to require the prominent display of the initial odds of winning the top prize in one-half inch size lettering on the flare. The Commission held public meetings on July 11, 1997 and August 15, 1997 during which your Petition was heard and the public allowed to comment. At the conclusion of the August 15 discussion, the Commission denied your Petition.

The Commission noted that because the initial odds change after the initial ticket has been sold, such information is not accurate and is of limited use to a player. It also noted that requiring manufacturers to redesign their games to include initial odds in addition to the already required ticket count would be costly. The Commission concluded that current regulations requiring operators to delete prizes paid out, along with more visible labeling of ticket counts allows players to knowledgeably decide which games to play.

I note that the recent amendment requiring more prominent labeling of ticket counts was made in response to your comments, and that you have provided much useful input to the Commission in the past. I thank you for your concern that gambling be conducted in a fair and open way, and encourage you to continue your efforts to work with the Commission in the future.

Sincerely

Gary Locke
Governor

WSR 97-22-019
NOTICE OF PUBLIC MEETINGS
MARINE EMPLOYEES COMMISSION
[Memorandum—October 27, 1997]

The following is a schedule of the 1998 monthly meetings of the Marine Employees' Commission, as adopted by the commission on October 24, 1997:

<u>Month</u>	<u>Day</u>	<u>Location</u>
January	23	Olympia
February	20	Olympia
March	20	Seattle
April	24	Seattle
May	29	Bremerton-WSF South Regional Office
June	26	Seattle
July	24	Seattle
August	21	Everett-WSF North Regional Office
September	25	Seattle
October	23	Seattle
November	NO MEETING	
December	11	Seattle

All meetings begin at 10:00 a.m.

Meetings scheduled in Seattle are generally held at the Washington State Ferries Terminal, "Spike" Eikum Conference Room, Colman Dock, Pier 52. Please call the Marine Employee's Commission office for confirmation of the location of the meetings scheduled for Seattle. January and February 1998 meetings will be held at the offices of the Marine Employees' Commission, Evergreen Plaza Building, 711 Capitol Way South, Olympia, phone (360) 586-6354, FAX (360) 586-0820. The May 1998 meeting will be held at the WSF South Regional Office, located at 800 11th Street, Bremerton. The August 1998 meeting will be held at the WSF North Regional Office, located at 9930 Evergreen Way, Suite C-116, Everett.

Meeting sites are barrier free to the greatest extent possible. Braille or taped agenda items for visually impaired persons, and interpreters for individuals with hearing impairment will be provided if requested with adequate notice. Such requests should be made at least ten working days in advance of the scheduled meeting date, and should be addressed to Janis Lien, Director, Marine Employees' Commission, Evergreen Plaza Building, P.O. Box 40902, Olympia, WA 98504-0902.

WSR 97-22-022
NOTICE OF PUBLIC MEETINGS
UNIVERSITY OF WASHINGTON
[Memorandum—October 27, 1997]

In accordance with RCW 42.30.075, the University of Washington is providing the following meeting schedule(s) for governing bodies of schools, colleges, departments and programs at the university that maintain regular meeting schedules at the UW Public Records Office.

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Use of University Facilities

Meeting Dates	Location	Time
*January 14th	Room 26, Gerberding Hall with the exception of the	3:30 - 5:00 p.m.
February 4th	January 14th meeting to be held in Room	
February 25th	142, Gerberding Hall	
March 18th		
April 8th		
April 29th		
May 20		
June 10th		
July 1st		
July 22nd	Room 26, Gerberding Hall with the exception of	3:30 - 5:00 p.m.
August 12	the exception of	
September 2nd	October 14th	
September 23rd	meeting location	
*October 14th	for that date has	
November 4th	yet to be confirmed.	
November 25th		
December 16th		

require that the city council exclusively direct how legal services will be provided; the mayor and other administrative city offices are entitled to obtain legal services as needed for the performances of their duties.

Requested by:

The Honorable Mary Margaret Haugen
 State Senator, District 10
 435 John A. Cherberg Building
 PO Box 40482
 Olympia, Washington 98504-0482

WSR 97-22-036

ATTORNEY GENERAL'S OFFICE

[Filed October 30, 1997, 4:15 a.m.]

NOTICE OF REQUEST

FOR ATTORNEY GENERAL'S OPINION

WASHINGTON ATTORNEY GENERAL

WSR 97-22-032
NOTICE OF PUBLIC MEETINGS
WORKFORCE TRAINING AND
EDUCATION COORDINATING BOARD

[Memorandum—October 29, 1997]

Workforce Training and Education
 Coordinating Board (WTECB)
 Meeting Date Change

The board's December 8th meeting date has been changed to December 17, 1997, at Seattle Vocational Technical Institute.

If you need additional information, please call (360) 753-5677.

The Washington Attorney General issues formal published opinions in response to requests by the heads of state agencies, state legislators, and county prosecuting attorneys. When it appears that individuals outside the Attorney General's Office have information or expertise that will assist in the preparation of a particular opinion, a summary of that opinion request will be published in the state register. If you are interested in commenting on a request listed in this volume of the register, you should notify the Attorney General's Office of your interest by November 12, 1997. This is not the due date by which comments must be received. However, if you do not notify the Attorney General's Office of your interest in commenting on an opinion request by November 12, 1997, the opinion may be issued before your comments have been received. You may notify the Attorney General's Office of your intention to comment by calling (360) 753-2678, or by writing to the Solicitor General, Office of the Attorney General, P.O. Box 40100, Olympia, WA 98504-0100. When you notify the office of your intention to comment, you will be provided with a copy of the opinion request in which you are interested; information about the Attorney General's Opinion process; information on how to submit your comments; and a due date by which your comments must be received to ensure that they are fully considered.

WSR 97-22-033
ATTORNEY GENERAL OPINION

Cite as: **AGO 1997 No. 7**

[October 17, 1997]

CITIES AND TOWNS - LAWYERS - Manner by which optional municipal code city provides for legal services to the city government.

The Attorney General's Office seeks public input on the following opinion request(s).

1. Under RCW 35A.12.020, a mayor-council city operation under the optional municipal code may, by charter provision or ordinance, opt either to appoint a city attorney or to procure legal services by contract.
2. Where a code city has determined to obtain legal services by contract, the contract for professional services may specify the term of the contract and may define who will have authority to amend or terminate the agreement, provided that the contract is consistent with any charter provisions or ordinances on the subject.
3. A city council, in entering into a contract with a law firm to provide legal services for the city, may not

97-10-07 Request by Michael Murphy
Washington State Treasurer

What legal authority does the State Treasurer have, if any, to remove monies previously deposited in the emergency reserve fund (RCW 43.135.045) from that fund?

MISC.

WSR 97-22-045
NOTICE OF PUBLIC MEETINGS
TRANSPORTATION IMPROVEMENT BOARD

[Memorandum—October 31, 1997]

MEETING NOTICE FOR NOVEMBER 1997
 TRANSPORTATION IMPROVEMENT BOARD
 REDMOND, WASHINGTON

Sidewalk Committee, 12:00 p.m. - 1:30 p.m., Thursday, November 20, 1997, at the Redmond Inn, 17601 Redmond Way, Bear Creek Room.

Increase Committee, 1:30 p.m. - 5:30 p.m., Thursday, November 20, 1997, at the Redmond Inn, Bear Creek Room.

Work Session, 7:00 p.m., Thursday, November 20, 1997, at the Redmond Inn, Bear Creek Room.

Board Meeting, 9:00 a.m., Friday, November 21, 1997, at the Redmond City Hall Council Chambers, 15670 N.E. 85th Street.

SPECIAL NEEDS: For special accommodations or to request an auxiliary aid, please contact the TIB office at (360) 705-7300 by November 18, 1997.

There is no TIB meeting scheduled for December. The next scheduled meeting is January 23, 1998, in Lynnwood. A notice with further detail of the January meeting will be mailed January 2, 1998.

June 2	Seattle Maritime Academy 4455 Shilshole Avenue N.W. Seattle, WA 98107
July 7	North Seattle Community College The President's Board Room 9600 College Way North Seattle, WA 98103
August	No Meeting
September 8	South Seattle Community College The President's Board Room 6000 16th Avenue S.W. Seattle, WA 98106
October 6	Seattle Central Community College The Broadway Performance Hall BA306 1701 Broadway Seattle, WA 98122
November 3	North Seattle Community College The President's Board Room 9600 College Way North Seattle, WA 98103
December 1	Seattle Community College District The Tillikum Conference Room 1500 Harvard Seattle, WA 98122

WSR 97-22-046
NOTICE OF PUBLIC MEETINGS
SEATTLE COMMUNITY COLLEGES

[Memorandum—October 29, 1997]

Following is the revised schedule for the 1998 board of trustees meeting of the Seattle Community College District.

BOARD OF TRUSTEES 1998 MEETING SCHEDULE - REVISED

Regular board of trustees meetings for the Seattle Community College District are to begin at 6:00 p.m. on the first Tuesday of each month.

January 13	The Battelle Conference Center 4000 N.E. 41st Street Seattle, WA 98105-5428
February 3	North Seattle Community College The President's Board Room 9600 College Way North Seattle, WA 98103
March 3	South Seattle Community College The President's Board Room 6000 16th Avenue S.W. Seattle, WA 98106
April 7	Seattle Central Community College The Broadway Performance Hall BA306 1701 Broadway Seattle, WA 98122
May 5	Duwamish Center 6770 East Marginal Way South Seattle, WA 98108

WSR 97-22-056
NOTICE OF PUBLIC MEETINGS
EDMONDS COMMUNITY COLLEGE

[Memorandum—October 29, 1997]

Board of Trustees
 Notice of November Meetings
 To Media/Other

November 1, 1997*	EdCC Foundation 12th Annual Vintage Evening, 5:30 p.m., Columbia Winery, 14030 N.E. 145th Street, Woodinville, WA.
November 20, 1997	EdCC Board of Trustees Meeting, 4:00 p.m., Snohomish Hall, Room 304A, 20226 68th Avenue West, Lynnwood, WA.

*This event is being scheduled as a special meeting, which is a study session where no action will be taken.

WSR 97-22-057
DEPARTMENT OF CORRECTIONS

[Filed November 3, 1997, 10:15 a.m.]

Reviser's note: The following material has not been adopted under the Administrative Procedure Act, chapter 34.05 RCW, but has been filed in the office of the code reviser and is published in the Register exactly as filed.

The following enclosed Department of Corrections WAC rules, 137-91-010, 137-91-020, 137-91-030, 137-91-040,

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137-91-050, 137-91-075, 137-91-080, 137-91-090, and 137-91-100 are submitted for publication in the Register and the Washington Administrative Code. Pertinent information is as follows:

a. WAC 137-91-010, 137-91-020, 137-91-030, 137-91-040, 137-91-075, 137-91-090, and 137-91-100 are new sections and are adopted as of October 22, 1997.

b. WAC 137-91-050 and 137-91-080 are amended sections are adopted as of the same date.

c. The effective date of these amended rules is December 5, 1997.

d. I certify pursuant to RCW 34.05.030 that the rules as stated above are exempt from the Administrative Procedure Act.

e. The purpose is to bring these rules into compliance with the new health standards pertaining to offender health care within the Department of Corrections.

Joseph D. Lehman
Secretary

NEW SECTION

WAC 137-91-010 Health care—General policy. The policy of the department of corrections (the department) with regard to health care for offenders in adult correctional facilities is to provide that care, consistent with the **Offender Health Plan (OHP)**, which is medically necessary to respond to the offender's medical, dental, and mental health needs. Medically necessary is defined as that care that is determined by the department to:

- Be consistent with applicable department policies and procedures;
- Be ordered by an authorized department health care provider;
- Be required to prevent significant deterioration in the offender's health or permanent functional impairment if not rendered during the period of incarceration;
- Not be considered experimental or be lacking in medically recognized professional documentation of efficacy; and
- Not be administered solely for the convenience of the offender or the health care provider.

NEW SECTION

WAC 137-91-020 Contracts for services. The department intends to purchase health care in a prudent, cost-effective manner without unduly restricting offenders' access to appropriate and medically necessary care. Therefore, notwithstanding any other provisions of law, the secretary may enter into contracts with health care practitioners, health care facilities, and other entities or agents qualified to provide such services as may be necessary to provide health care to offenders in accordance with the provisions of RCW 72.10.030.

NEW SECTION

WAC 137-91-030 Utilization review. When purchasing health care services and establishing medical necessity of services, the secretary is authorized to implement health care utilization management methods to assure the appropriateness of the care rendered to the offender. These methods

may include but are not limited to: Prior authorization; hospital length of stay review; case management; treatment guidelines; and audit of billed charges and services rendered.

NEW SECTION

WAC 137-91-040 Purchasing health care services. The secretary is authorized to institute any reasonable reimbursement mechanism for purchasing health care services from health care practitioners or health care facilities. These reimbursement mechanisms shall include, but are not limited to: Capitation; per diems, global fees; diagnosis-related groups (DRG); fee schedules, or any other prudent cost-effective payment method which shall be established by rule adopted in accordance with chapter 34.05 RCW.

AMENDATORY SECTION (Amending Order 84-11, filed 7/30/84, effective 9/4/84)

WAC 137-91-050 (~~Use of allied health professionals~~) **Audits and recovery in purchasing health care services.** (~~Allied health professionals may be used in the medical and dental health programs at each institution. When operating under the supervision of a licensed physician or dentist, an allied health professional may conduct initial screening, treat minor illnesses, and do related tasks.~~) The secretary may establish rules and procedures for selectively and/or randomly auditing the accuracy of fees and the medical billings submitted to the department. The department, or its agent, may review the offender's community health care record to assure that the offender received the services for which the bill was submitted.

Whenever an audit establishes that the services rendered were not authorized or medically necessary, the department shall not pay the cost for such services nor shall the offender be held accountable for such costs.

The secretary is authorized to seek recovery when the department identifies that a health care practitioner or facility is not entitled to the billed fees. The practitioner or facility is liable for any excess payment received and must repay the excess payment plus accrued interest on the excess payment at the rate of one percent per month for each month for the period from the date which the payment was made to the date upon which payment is made to the department.

NEW SECTION

WAC 137-91-075 Other health care coverage. If an offender is eligible for health care benefits through the veterans administration, the department of labor and industries (L&I), automobile insurance claims, or any other third-party payer or insurer determined to be primarily responsible for the offender's health condition, through coordination of benefits rules, the department of corrections shall be considered a secondary payer.

AMENDATORY SECTION (Amending WSR 96-21-014, filed 10/4/96, effective 11/5/96)

WAC 137-91-080 (~~Copayment program~~) **Health care services.** (~~Offenders shall pay a nominal amount as determined by the secretary in policy. Such copayments may be made by subsequent visits if they are related to the initial visit. Offenders will not be required to pay for~~)

~~emergency treatment, treatment of serious health care needs as defined by the secretary, or for services initiated by health care staff. No offender will be refused health care because of indigency. All copayments that are not able to be collected at the time of the visit will be debited to the offender's account.)~~ The health care program operated by the department of corrections shall include the following services:

(1) Initial examination when the offender enters the adult correction system. This examination shall include:

- (a) Health history;
- (b) An initial physical examination including laboratory, radiology and other diagnostic studies, as indicated;
- (c) Dental examination;
- (2) Immunizations, as indicated;
- (3) Evaluation of capacity for work, educational programs, special housing assignment, and recreation;
- (4) Consultations, examinations and treatment as required for the health maintenance of each offender in accordance with the policy discussed at WAC 137-91-010.

NEW SECTION

WAC 137-91-090 Use of allied health professionals. Allied health professionals, those licensed certified or registered health care providers other than physicians or dentists, may be used in the health care programs at each correctional facility. Allied health professionals may deliver such care as their licensure, certification, registration or statute governing their profession permits.

NEW SECTION

WAC 137-91-100 Health record. The health record shall be maintained at the facility where an offender is housed. Health records of offenders housed at work release facilities shall be maintained at a location(s) designated by the director, division of community corrections. Upon transfer of the offender between state facilities, that offender's record shall be transferred along with the offender. The health record shall be archived ninety days following the offender's release from the department's jurisdiction. The health record shall include:

- (1) Detailed reports of admission, medical, dental and mental health evaluations and recommendations;
- (2) All primary encounter and progress notes regarding continuing health status including illnesses, hospitalization, surgery, results of consultations and examinations, reports of tests done, immunizations, and problem lists;
- (3) Reports completed by outside consultants.

Information contained in the offender health record is **confidential**. Access to and release of information contained in the offender health record shall be in strict compliance with chapter 70.02 RCW.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 137-91-011 Medical/dental care—General policy.
- WAC 137-91-021 Medical/dental services.

WAC 137-91-060 Records.

WSR 97-22-058
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF AGRICULTURE
 (Wheat Commission)
 [Memorandum—October 31, 1997]

The Washington Wheat Commission hereby complies with regulations as stated in RCW 42.30.075 and provides pertinent scheduled meeting changes, per the board of directors, for publication in the State Register. This special meeting date is submitted at least twenty days prior to the rescheduled meeting date.

Special Meeting
 December 6, 1997
 9:00 a.m.
 University Room
 WestCoast Ridpath Hotel
 515 West Sprague Avenue
 Spokane, WA 99204-0367

If you have any questions, please don't hesitate to contact our office at (509) 456-2481.

WSR 97-22-063
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF PERSONNEL
 (Personnel Resources Board)
 [Memorandum—October 13, 1997]

WASHINGTON PERSONNEL RESOURCES BOARD
MEETINGS - 1998

The following is a schedule of the 1998 regular meetings of the Washington Personnel Resources Board. All regular meetings will be held at 10:00 a.m., Department of Personnel Board Room, 521 Capitol Way South, Olympia, WA.

- Thursday, January 8
- Thursday, February 12
- Thursday, March 12
- Thursday, April 9
- Thursday, May 14
- Thursday, June 11
- Thursday, July 9
- Thursday, September 10
- Thursday, October 8
- Thursday, November 12
- Thursday, December 10

Should you have any questions regarding this matter, please contact Judy Montoure at 586-1770.

MISC.

WSR 97-22-071
NOTICE OF PUBLIC MEETINGS
DEPARTMENT OF
FISH AND WILDLIFE
 (Fish and Wildlife Commission)
 [Memorandum—November 3, 1997]

The Washington Fish and Wildlife Commission has scheduled the following meetings and workshops for 1998:

DATE	FUNCTION	LOCATION
January 23-24	meeting	Anacortes
March 20-21	workshop	Olympia
April 3-4	meeting	Colville
April 11	conference call	Olympia
June 5	workshop	Port Angeles
June 6	meeting	Port Angeles
August 7-8	meeting	Ilwaco/Long Beach
September 11-12	workshop	Olympia
October 2-3	meeting	Wenatchee
November 13-14	workshop	Olympia
December 4-5	meeting	Seattle

Additional meetings, workshops, and conference calls may be scheduled on an as-needed basis.

WSR 97-22-103
PUGET SOUND
AIR POLLUTION CONTROL AGENCY
 [Filed November 5, 1997, 10:28 a.m.]

PUGET SOUND
 AIR POLLUTION CONTROL AGENCY
 NOTICE OF PUBLIC HEARING
 December 11, 1997

The board of directors of the Puget Sound Air Pollution Control Agency will conduct a public hearing on December 11, 1997 to consider a variance request from the United States Army, Fort Lewis (Ft. Lewis). The hearing will start at 9:00 a.m. at the agency's office (address below).

The United States Army has requested a variance for its three heat recovery incinerators located at Fort Lewis. PSAPCA previously issued an Order of Approval to Fort Lewis to construct and operate these incinerators. Through this permit approval process, PSAPCA determined the incinerators employed the best available control technology and toxic air contaminant emissions would not exceed acceptable source impact levels. The permit required the facility to meet emission limits specified in EPA guidance and use good combustion practices to minimize air emissions of hazardous air pollutants. Fort Lewis has performed testing of these units and demonstrated the ability to meet these requirements. However, the heat recovery incinerators cannot comply with the residence time requirements in the Department of Ecology solid waste incinerator rule (WAC 173-434-160). The intent of the residence time and other design requirements is to assure adequate control of emissions without requiring extensive testing of municipal waste combustor organics. Fort Lewis is requesting a variance from the residence time requirements, and will demonstrate compliance through annual testing as specified in the permit.

A threshold determination of nonsignificance has been issued and is on file at the agency for public review, along with copies of the environmental checklist.

Interested persons may submit oral testimony at the hearing or submit written comments to the agency by December 1, 1997, by sending a FAX to (206) 343-7522 or writing to the Air Pollution Control Officer at Puget Sound Air Pollution Control Agency, 110 Union Street, Suite 500, Seattle, WA 98101-2038.

If adopted, the variance will be submitted to the Department of Ecology for its approval and to the United States Environmental Protection Agency as an amendment to the Washington state implementation plan.

MISC.

Table of WAC Sections Affected

KEY TO TABLE

This table covers the current calendar year through this issue of the Register and should be used to locate rules amended, adopted, or repealed subsequent to the publication date of the latest WAC or Supplement.

Symbols:

- AMD = Amendment of existing section
- A/R = Amending and recodifying a section
- DECOD = Decodification of an existing section
- NEW = New section not previously codified
- OBJEC = Notice of objection by Joint Administrative Rules Review Committee
- PREP = Preproposal comments
- RE-AD = Readoption of existing section
- RECOD = Recodification of previously codified section
- REP = Repeal of existing section
- RESCIND = Rescind previous emergency rule
- REVIEW = Review of previously adopted rule

Suffixes:

- C = Continuance of previous proposal
- E = Emergency action
- P = Proposed action
- S = Supplemental notice
- W = Withdrawal of proposed action
- XA = Expedited adoption
- XR = Expedited repeal

Note: These filings will appear in a special section of Issue 97-21

No suffix means permanent action

WAC # shows the section number under which an agency rule is or will be codified in the Washington Administrative Code.

WSR # shows the issue of the Washington State Register where the document may be found; the last three digits identify the document within the issue.

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1-21-010	AMD	97-15-035	16-46-070	PREP-X	97-14-048	16-162-030	AMD-P	97-20-078
1-21-020	AMD-P	97-12-068	16-46-070	REP	97-18-042	16-162-031	REP-P	97-20-078
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4-25-551	PREP	97-22-076	16-105-010	REP	97-18-041	16-168	PREP	97-16-009
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132V-12-392	REP	97-07-048	162-40	PREP	97-21-057	173-152-030	NEW-E	97-10-091
132V-12-398	REP-P	97-03-128	172-120-015	NEW	97-06-095	173-152-030	RESCIND	97-14-017
132V-12-398	REP	97-07-048	172-120-020	AMD	97-06-095	173-152-030	NEW-P	97-17-081
132V-12-401	REP-P	97-03-128	172-120-030	AMD	97-06-095	173-152-040	NEW-E	97-10-091
132V-12-401	REP	97-07-048	172-120-040	AMD	97-06-095	173-152-040	RESCIND	97-14-017
132V-12-404	REP-P	97-03-128	172-120-050	AMD	97-06-095	173-152-040	NEW-E	97-14-017
132V-12-404	REP	97-07-048	172-120-060	AMD	97-06-095	173-152-040	NEW-P	97-17-081
132V-12-407	REP-P	97-03-128	172-120-070	AMD	97-06-095	173-152-040	NEW-E	97-21-073
132V-12-407	REP	97-07-048	172-120-080	AMD	97-06-095	173-152-050	NEW-E	97-10-091
132V-12-410	REP-P	97-03-128	172-120-090	AMD	97-06-095	173-152-050	RESCIND	97-14-017
132V-12-410	REP	97-07-048	172-120-100	AMD	97-06-095	173-152-050	NEW-E	97-14-017
132V-12-413	REP-P	97-03-128	172-120-110	AMD	97-06-095	173-152-050	NEW-P	97-17-081
132V-12-413	REP	97-07-048	172-120-120	AMD	97-06-095	173-152-050	NEW-E	97-21-073
132V-12-416	REP-P	97-03-128	172-120-130	AMD	97-06-095	173-152-060	NEW-P	97-17-081
132V-12-416	REP	97-07-048	172-120-140	AMD	97-06-095	173-160	PREP	97-10-093
132V-12-419	REP-P	97-03-128	172-120-150	REP	97-06-095	173-160-010	AMD-P	97-19-081
132V-12-419	REP	97-07-048	173-22	AMD-C	97-03-129	173-160-020	AMD-P	97-19-081
132V-12-422	REP-P	97-03-128	173-22	AMD	97-04-076	173-160-030	AMD-P	97-19-081
132V-12-422	REP	97-07-048	173-22-015	REP	97-04-076	173-160-040	AMD-P	97-19-081
132V-12-425	REP-P	97-03-128	173-22-030	AMD	97-04-076	173-160-050	AMD-P	97-19-081
132V-12-425	REP	97-07-048	173-22-035	NEW	97-04-076	173-160-055	REP-P	97-19-081
132V-12-428	REP-P	97-03-128	173-22-040	AMD	97-04-076	173-160-061	NEW-P	97-19-081
132V-12-428	REP	97-07-048	173-22-070	AMD	97-04-076	173-160-065	REP-P	97-19-081
132V-12-431	REP-P	97-03-128	173-22-080	NEW	97-04-076	173-160-071	NEW-P	97-19-081
132V-12-431	REP	97-07-048	173-32-010	PREP-X	97-13-042	173-160-075	REP-P	97-19-081
132V-12-434	REP-P	97-03-128	173-32-010	REP	97-18-047	173-160-085	REP-P	97-19-081
132V-12-434	REP	97-07-048	173-32-020	PREP-X	97-13-042	173-160-095	REP-P	97-19-081
136-15-010	AMD-P	97-17-001	173-32-020	REP	97-18-047	173-160-101	NEW-P	97-19-081
136-15-050	AMD-P	97-17-001	173-32-030	PREP-X	97-13-042	173-160-105	REP-P	97-19-081
136-100-030	AMD-P	97-17-002	173-32-030	REP	97-18-047	173-160-111	NEW-P	97-19-081
136-110-010	AMD-P	97-17-002	173-32-040	PREP-X	97-13-042	173-160-115	REP-P	97-19-081
136-110-030	AMD-P	97-17-002	173-32-040	REP	97-18-047	173-160-121	NEW-P	97-19-081
136-130-060	AMD	97-06-006	173-90-010	PREP-X	97-13-043	173-160-125	REP-P	97-19-081
136-150-010	AMD-P	97-17-002	173-90-010	REP	97-17-082	173-160-131	NEW-P	97-19-081
136-150-022	AMD-P	97-17-002	173-90-015	PREP-X	97-13-043	173-160-135	REP-P	97-19-081
136-150-023	AMD-P	97-17-002	173-90-015	REP	97-17-082	173-160-141	NEW-P	97-19-081
136-200-010	AMD-P	97-17-002	173-90-020	PREP-X	97-13-043	173-160-151	NEW-P	97-19-081
136-200-040	AMD-P	97-17-002	173-90-020	REP	97-17-082	173-160-161	NEW-P	97-19-081
136-210-010	AMD-P	97-17-002	173-90-040	PREP-X	97-13-043	173-160-171	NEW-P	97-19-081
137-28-140	AMD	97-03-041	173-90-040	REP	97-17-082	173-160-181	NEW-P	97-19-081
137-28-160	AMD	97-03-041	173-90-050	PREP-X	97-13-043	173-160-191	NEW-P	97-19-081
137-28-220	AMD	97-03-041	173-90-050	REP	97-17-082	173-160-201	NEW-P	97-19-081
137-28-260	AMD	97-03-041	173-90-060	PREP-X	97-13-043	173-160-205	REP-P	97-19-081
137-28-350	AMD	97-03-041	173-90-060	REP	97-17-082	173-160-211	NEW-P	97-19-081
137-55-010	NEW	97-03-041	173-90-070	PREP-X	97-13-043	173-160-215	REP-P	97-19-081
137-55-020	NEW	97-03-041	173-90-070	REP	97-17-082	173-160-221	NEW-P	97-19-081
137-55-030	NEW	97-03-041	173-95A-010	NEW-E	97-12-022	173-160-225	REP-P	97-19-081
137-55-040	NEW	97-03-041	173-95A-010	NEW-E	97-20-049	173-160-231	NEW-P	97-19-081
137-55-050	NEW	97-03-041	173-95A-010	NEW-P	97-20-050	173-160-235	REP-P	97-19-081
137-55-060	NEW	97-03-041	173-95A-020	NEW-E	97-12-022	173-160-241	NEW-P	97-19-081
137-91-010	NEW	97-22-057	173-95A-020	NEW-E	97-20-049	173-160-245	REP-P	97-19-081
137-91-011	REP	97-22-057	173-95A-020	NEW-P	97-20-050	173-160-251	NEW-P	97-19-081

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173-160-261	NEW-P	97-19-081	173-162-190	AMD-P	97-19-081	173-303-800	AMD-P	97-16-074
173-160-265	REP-P	97-19-081	173-162-200	AMD-P	97-19-081	173-303-802	AMD-P	97-16-074
173-160-271	NEW-P	97-19-081	173-162-210	AMD-P	97-19-081	173-303-804	AMD-P	97-16-074
173-160-275	REP-P	97-19-081	173-201A-020	AMD-P	97-12-034	173-303-805	AMD-P	97-16-074
173-160-281	NEW-P	97-19-081	173-201A-030	AMD-P	97-12-034	173-303-806	AMD-P	97-16-074
173-160-285	REP-P	97-19-081	173-201A-040	AMD-P	97-12-034	173-303-807	AMD-P	97-16-074
173-160-291	NEW-P	97-19-081	173-201A-050	AMD-P	97-12-034	173-303-810	AMD-P	97-16-074
173-160-295	REP-P	97-19-081	173-201A-060	AMD-P	97-12-034	173-303-815	AMD-P	97-16-074
173-160-301	NEW-P	97-19-081	173-201A-110	AMD-P	97-12-034	173-303-830	AMD-P	97-16-074
173-160-305	REP-P	97-19-081	173-201A-130	AMD-P	97-12-034	173-303-840	AMD-P	97-16-074
173-160-311	NEW-P	97-19-081	173-201A-140	AMD-P	97-12-034	173-303-900	AMD-P	97-16-074
173-160-315	REP-P	97-19-081	173-201A-160	AMD-P	97-12-034	173-303-910	AMD-P	97-16-074
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173-160-341	NEW-P	97-19-081	173-202-020	AMD-E	97-16-038	173-308-020	NEW-P	97-22-044
173-160-345	REP-P	97-19-081	173-223	PREP-X	97-14-076	173-308-030	NEW-P	97-22-044
173-160-351	NEW-P	97-19-081	173-223-015	REP	97-22-043	173-308-040	NEW-P	97-22-044
173-160-355	REP-P	97-19-081	173-223-020	REP	97-22-043	173-308-050	NEW-P	97-22-044
173-160-361	NEW-P	97-19-081	173-223-030	REP	97-22-043	173-308-060	NEW-P	97-22-044
173-160-365	REP-P	97-19-081	173-223-040	REP	97-22-043	173-308-070	NEW-P	97-22-044
173-160-371	NEW-P	97-19-081	173-223-050	REP	97-22-043	173-308-080	NEW-P	97-22-044
173-160-375	REP-P	97-19-081	173-223-060	REP	97-22-043	173-308-090	NEW-P	97-22-044
173-160-381	NEW-P	97-19-081	173-223-070	REP	97-22-043	173-308-100	NEW-P	97-22-044
173-160-385	REP-P	97-19-081	173-223-080	REP	97-22-043	173-308-110	NEW-P	97-22-044
173-160-390	NEW-P	97-19-081	173-223-090	REP	97-22-043	173-308-120	NEW-P	97-22-044
173-160-395	REP-P	97-19-081	173-223-100	REP	97-22-043	173-308-130	NEW-P	97-22-044
173-160-400	NEW-P	97-19-081	173-223-110	REP	97-22-043	173-308-140	NEW-P	97-22-044
173-160-405	REP-P	97-19-081	173-224	PREP	97-14-084	173-308-150	NEW-P	97-22-044
173-160-410	NEW-P	97-19-081	173-224-030	AMD-P	97-20-048	173-308-160	NEW-P	97-22-044
173-160-415	REP-P	97-19-081	173-224-040	AMD-P	97-20-048	173-308-170	NEW-P	97-22-044
173-160-420	AMD-P	97-19-081	173-224-050	AMD-P	97-20-048	173-308-180	NEW-P	97-22-044
173-160-425	REP-P	97-19-081	173-303	PREP	97-04-062	173-308-190	NEW-P	97-22-044
173-160-430	NEW-P	97-19-081	173-303-017	AMD-P	97-16-074	173-308-200	NEW-P	97-22-044
173-160-435	REP-P	97-19-081	173-303-040	AMD-P	97-16-074	173-308-210	NEW-P	97-22-044
173-160-440	NEW-P	97-19-081	173-303-045	AMD-P	97-16-074	173-308-220	NEW-P	97-22-044
173-160-445	REP-P	97-19-081	173-303-070	AMD-P	97-16-074	173-308-230	NEW-P	97-22-044
173-160-450	NEW-P	97-19-081	173-303-071	AMD-P	97-16-074	173-308-240	NEW-P	97-22-044
173-160-455	REP-P	97-19-081	173-303-073	AMD-P	97-16-074	173-308-250	NEW-P	97-22-044
173-160-460	NEW-P	97-19-081	173-303-077	NEW-P	97-16-074	173-308-260	NEW-P	97-22-044
173-160-465	REP-P	97-19-081	173-303-081	AMD-P	97-16-074	173-308-270	NEW-P	97-22-044
173-160-475	REP-P	97-19-081	173-303-082	AMD-P	97-16-074	173-308-275	NEW-P	97-22-044
173-160-500	REP-P	97-19-081	173-303-090	AMD-P	97-16-074	173-308-280	NEW-P	97-22-044
173-160-510	REP-P	97-19-081	173-303-100	AMD-P	97-16-074	173-308-290	NEW-P	97-22-044
173-160-520	REP-P	97-19-081	173-303-104	AMD-P	97-16-074	173-308-295	NEW-P	97-22-044
173-160-530	REP-P	97-19-081	173-303-110	AMD-P	97-16-074	173-308-300	NEW-P	97-22-044
173-160-540	REP-P	97-19-081	173-303-120	AMD-P	97-16-074	173-308-310	NEW-P	97-22-044
173-160-550	REP-P	97-19-081	173-303-140	AMD-P	97-16-074	173-308-320	NEW-P	97-22-044
173-160-560	REP-P	97-19-081	173-303-145	AMD-P	97-16-074	173-308-900	NEW-P	97-22-044
173-160-990	NEW-P	97-19-081	173-303-160	AMD-P	97-16-074	173-309-010	PREP-X	97-13-041
173-162	PREP	97-10-093	173-303-180	AMD-P	97-16-074	173-309-010	REP	97-18-046
173-162-010	AMD-P	97-19-081	173-303-201	AMD-P	97-16-074	173-309-020	PREP-X	97-13-041
173-162-020	AMD-P	97-19-081	173-303-210	AMD-P	97-16-074	173-309-020	REP	97-18-046
173-162-025	NEW-P	97-19-081	173-303-230	AMD-P	97-16-074	173-309-030	PREP-X	97-13-041
173-162-030	AMD-P	97-19-081	173-303-280	AMD-P	97-16-074	173-309-030	REP	97-18-046
173-162-040	AMD-P	97-19-081	173-303-282	AMD-P	97-16-074	173-309-040	PREP-X	97-13-041
173-162-050	AMD-P	97-19-081	173-303-300	AMD-P	97-16-074	173-309-040	REP	97-18-046
173-162-055	NEW-P	97-19-081	173-303-335	AMD-P	97-16-074	173-309-050	PREP-X	97-13-041
173-162-060	AMD-P	97-19-081	173-303-350	AMD-P	97-16-074	173-309-050	REP	97-18-046
173-162-070	AMD-P	97-19-081	173-303-380	AMD-P	97-16-074	173-309-060	PREP-X	97-13-041
173-162-075	NEW-P	97-19-081	173-303-395	AMD-P	97-16-074	173-309-060	REP	97-18-046
173-162-080	AMD-P	97-19-081	173-303-400	AMD-P	97-16-074	173-309-070	PREP-X	97-13-041
173-162-085	NEW-P	97-19-081	173-303-505	AMD-P	97-16-074	173-309-070	REP	97-18-046
173-162-090	AMD-P	97-19-081	173-303-520	AMD-P	97-16-074	173-309-080	PREP-X	97-13-041
173-162-095	NEW-P	97-19-081	173-303-522	NEW-P	97-16-074	173-309-080	REP	97-18-046
173-162-100	AMD-P	97-19-081	173-303-573	NEW-P	97-16-074	173-309-090	PREP-X	97-13-041
173-162-120	AMD-P	97-19-081	173-303-600	AMD-P	97-16-074	173-309-090	REP	97-18-046
173-162-127	NEW-P	97-19-081	173-303-610	AMD-P	97-16-074	173-311-010	PREP-X	97-13-040
173-162-130	AMD-P	97-19-081	173-303-620	AMD-P	97-16-074	173-311-010	REP	97-18-048
173-162-140	AMD-P	97-19-081	173-303-655	AMD-P	97-16-074	173-311-020	PREP-X	97-13-040
173-162-165	NEW-P	97-19-081	173-303-665	AMD-P	97-16-074	173-311-020	REP	97-18-048

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173-311-030	REP	97-18-048	174-122	PREP	97-05-044	180-33-025	PREP	97-09-116
173-311-040	PREP-X	97-13-040	174-122-010	REP-P	97-09-084	180-34	PREP	97-17-066
173-311-040	REP	97-18-048	174-122-010	REP	97-13-047	180-34	PREP	97-21-114
173-311-050	PREP-X	97-13-040	174-122-020	REP-P	97-09-084	180-36	PREP	97-17-065
173-311-050	REP	97-18-048	174-122-020	REP	97-13-047	180-36	PREP	97-21-115
173-315-010	PREP-X	97-13-039	174-122-030	REP-P	97-09-084	180-39	PREP	97-21-118
173-315-010	REP	97-18-043	174-122-030	REP	97-13-047	180-40-260	AMD-P	97-04-067
173-315-020	PREP-X	97-13-039	174-122-040	REP-P	97-09-084	180-40-260	AMD	97-08-019
173-315-020	REP	97-18-043	174-122-040	REP	97-13-047	180-40-310	AMD-P	97-04-067
173-315-030	PREP-X	97-13-039	174-130	PREP	97-05-044	180-40-310	AMD	97-08-019
173-315-030	REP	97-18-043	174-130-010	REP-P	97-09-084	180-51-050	AMD-P	97-04-066
173-315-040	PREP-X	97-13-039	174-130-010	REP	97-13-047	180-51-050	AMD	97-08-020
173-315-040	REP	97-18-043	174-130-020	REP-P	97-09-084	180-56	PREP	97-21-119
173-315-050	PREP-X	97-13-039	174-130-020	REP	97-13-047	180-57	PREP	97-21-113
173-315-050	REP	97-18-043	174-133	PREP	97-05-044	180-58	PREP	97-21-120
173-315-060	PREP-X	97-13-039	174-133-020	AMD-P	97-09-084	180-59	PREP	97-21-112
173-315-060	REP	97-18-043	174-133-020	AMD	97-13-047	180-75-003	REP	97-04-088
173-315-070	PREP-X	97-13-039	174-140	PREP	97-05-044	180-75-005	REP	97-04-088
173-315-070	REP	97-18-043	174-140-010	NEW-P	97-09-084	180-75-016	REP	97-04-088
173-318-010	PREP-X	97-13-038	174-140-010	NEW	97-13-047	180-75-017	REP	97-04-088
173-318-010	REP	97-18-044	174-140-180	REP-P	97-09-084	180-75-045	REP	97-04-088
173-318-020	PREP-X	97-13-038	174-140-180	REP	97-13-047	180-75-047	REP	97-04-088
173-318-020	REP	97-18-044	174-140-180	REP-P	97-09-084	180-75-048	REP	97-04-088
173-318-030	PREP-X	97-13-038	174-140-190	REP	97-13-047	180-75-048	REP	97-04-088
173-318-030	REP	97-18-044	174-140-190	REP	97-13-047	180-75-050	REP	97-04-088
173-318-040	PREP-X	97-13-038	174-140-200	REP-P	97-09-084	180-75-055	REP	97-04-088
173-318-040	REP	97-18-044	174-140-200	REP	97-13-047	180-75-060	REP	97-04-088
173-318-050	PREP-X	97-13-038	174-140-210	REP-P	97-09-084	180-75-061	REP	97-04-088
173-318-050	REP	97-18-044	174-140-210	REP	97-13-047	180-75-065	REP	97-04-088
173-318-060	PREP-X	97-13-038	174-140-220	REP-P	97-09-084	180-75-070	REP	97-04-088
173-318-060	REP	97-18-044	174-140-220	REP	97-13-047	180-75-081	DECOD	97-04-082
173-318-070	PREP-X	97-13-038	174-140-230	REP-P	97-09-084	180-75-082	REP	97-04-088
173-318-070	REP	97-18-044	174-140-230	REP	97-13-047	180-75-082	DECOD	97-04-082
173-318-080	PREP-X	97-13-038	174-140-240	REP-P	97-09-084	180-75-083	DECOD	97-04-082
173-318-080	REP	97-18-044	174-140-240	REP	97-13-047	180-75-085	REP	97-04-088
173-319-010	PREP-X	97-13-037	174-276	PREP	97-05-044	180-75-087	REP	97-04-088
173-319-010	REP	97-18-045	174-276	AMD-P	97-09-084	180-75-088	REP	97-04-088
173-319-020	PREP-X	97-13-037	174-276	AMD	97-13-047	180-75-089	REP	97-04-088
173-319-020	REP	97-18-045	174-276-005	NEW-P	97-09-084	180-75-089	REP	97-04-088
173-319-030	PREP-X	97-13-037	174-276-005	NEW	97-13-047	180-75-090	REP	97-04-088
173-319-030	REP	97-18-045	174-276-010	AMD-P	97-09-084	180-75-091	REP	97-04-088
173-319-040	PREP-X	97-13-037	174-276-010	AMD	97-13-047	180-75-092	REP	97-04-088
173-319-040	REP	97-18-045	174-276-040	AMD-P	97-09-084	180-75-100	REP	97-04-088
173-319-050	PREP-X	97-13-037	174-276-040	AMD	97-13-047	180-75-110	REP	97-04-088
173-319-050	REP	97-18-045	174-276-050	AMD-P	97-09-084	180-77	PREP	97-10-016
173-319-060	PREP-X	97-13-037	174-276-050	AMD	97-13-047	180-77-003	AMD	97-04-085
173-319-060	REP	97-18-045	174-276-060	AMD-P	97-09-084	180-77-003	AMD-P	97-20-134
173-400-030	AMD-P	97-15-071	174-276-060	AMD	97-13-047	180-77-014	AMD-P	97-20-134
173-400-110	AMD-P	97-15-071	174-276-060	AMD-P	97-09-084	180-77-025	AMD-P	97-20-134
173-400-110	AMD-C	97-20-123	174-276-080	AMD	97-13-047	180-77-031	AMD	97-04-085
173-401-735	AMD-P	97-04-061	174-276-080	AMD	97-13-047	180-77-031	AMD-P	97-20-134
173-401-735	AMD	97-08-084	174-276-090	AMD-P	97-09-084	180-77-041	AMD	97-04-085
173-401-830	PREP-X	97-14-075	174-276-090	AMD-P	97-09-084	180-77-041	AMD-P	97-20-134
173-401-830	REP	97-21-140	174-276-095	AMD	97-13-047	180-77-120	AMD	97-04-085
173-425	PREP	97-21-099	180-16	NEW	97-13-047	180-77-120	AMD-P	97-20-134
173-430-040	AMD	97-03-021	180-16	PREP	97-10-014	180-77A-003	NEW	97-04-087
173-460-060	AMD-P	97-21-039	180-16-002	AMD-P	97-20-142	180-77A-004	NEW	97-04-087
173-490	PREP	97-09-018	180-16-221	AMD	97-04-083	180-77A-006	NEW	97-04-087
173-490-203	PREP-XR	97-20-046	180-16-221	AMD-P	97-20-142	180-77A-012	NEW	97-04-087
173-491	PREP	97-09-018	180-16-222	AMD	97-04-083	180-77A-014	NEW	97-04-087
173-491-015	AMD-P	97-21-139	180-16-223	REP	97-04-083	180-77A-016	NEW	97-04-087
173-491-020	AMD	97-04-012	180-16-224	REP	97-04-083	180-77A-018	NEW	97-04-087
173-491-020	AMD-P	97-21-139	180-16-236	PREP	97-10-008	180-77A-020	NEW	97-04-087
173-491-040	AMD	97-04-012	180-18	PREP	97-21-116	180-77A-025	NEW	97-04-087
173-491-040	AMD-P	97-21-139	180-22	PREP	97-21-117	180-77A-026	NEW	97-04-087
173-491-050	AMD	97-04-012	180-24	PREP	97-09-032	180-77A-028	NEW	97-04-087
173-500	PREP	97-13-074	180-24-410	PREP	97-13-096	180-77A-029	NEW	97-04-087
173-531A	PREP	97-12-092	180-24-410	AMD-P	97-14-023	180-77A-030	NEW	97-04-087
173-531A-060	AMD-P	97-22-084	180-24-410	AMD-W	97-16-071	180-77A-033	NEW	97-04-087
173-563-015	REP-P	97-22-084	180-24-415	AMD	97-21-069	180-77A-037	NEW	97-04-087
173-563-020	AMD-P	97-22-084	180-24-415	AMD-P	97-13-096	180-77A-040	NEW	97-04-087
173-563-090	PREP	97-12-092	180-24-415	AMD-W	97-14-023	180-77A-057	NEW	97-04-087
			180-24-415	AMD-P	97-16-071	180-77A-165	NEW	97-04-087
				AMD	97-21-069	180-77A-170	NEW	97-04-087
						180-77A-175	NEW	97-04-087

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WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
180-77A-180	NEW	97-04-087	180-79-005	REP	97-04-088	180-79-379	REP	97-04-088
180-77A-195	NEW	97-04-087	180-79-010	REP	97-04-088	180-79-380	REP	97-04-088
180-78-205	AMD	97-04-081	180-79-031	REP	97-04-088	180-79-382	REP	97-04-088
180-78-207	RECOD	97-04-081	180-79-032	REP	97-04-088	180-79-384	REP	97-04-088
180-78-215	AMD	97-04-081	180-79-035	REP	97-04-088	180-79-386	REP	97-04-088
180-78-217	RECOD	97-04-081	180-79-041	REP	97-04-088	180-79-388	REP	97-04-088
180-78-235	AMD	97-04-081	180-79-045	REP	97-04-088	180-79-390	REP	97-04-088
180-78-237	RECOD	97-04-081	180-79-047	REP	97-04-088	180-79-392	REP	97-04-088
180-78-285	AMD	97-04-081	180-79-049	REP	97-04-088	180-79-394	REP	97-04-088
180-78A	PREP	97-10-007	180-79-060	REP	97-04-088	180-79-396	REP	97-04-088
180-78A	PREP	97-10-013	180-79-062	REP	97-04-088	180-79-398	REP	97-04-088
180-78A-003	NEW	97-04-084	180-79-063	REP	97-04-088	180-79A	PREP	97-09-015
180-78A-004	NEW	97-04-084	180-79-065	REP	97-04-088	180-79A-003	NEW	97-04-088
180-78A-005	NEW	97-04-084	180-79-075	REP	97-04-088	180-79A-005	NEW	97-04-088
180-78A-006	NEW	97-04-084	180-79-080	REP	97-04-088	180-79A-010	NEW	97-04-088
180-78A-007	NEW	97-04-084	180-79-086	REP	97-04-088	180-79A-010	AMD-P	97-20-144
180-78A-010	NEW	97-04-084	180-79-115	REP	97-04-088	180-79A-012	NEW	97-04-088
180-78A-010	PREP	97-10-006	180-79-117	REP	97-04-088	180-79A-013	NEW	97-04-088
180-78A-010	AMD-P	97-20-150	180-79-120	REP	97-04-088	180-79A-015	NEW	97-04-088
180-78A-012	NEW	97-04-084	180-79-121	REP	97-04-088	180-79A-015	AMD-P	97-20-144
180-78A-015	NEW	97-04-084	180-79-122	REP	97-04-088	180-79A-020	NEW	97-04-088
180-78A-025	NEW	97-04-084	180-79-123	REP	97-04-088	180-79A-022	NEW	97-04-088
180-78A-026	NEW	97-04-084	180-79-124	REP	97-04-088	180-79A-022	AMD-P	97-20-144
180-78A-028	NEW	97-04-084	180-79-125	REP	97-04-088	180-79A-025	NEW	97-04-088
180-78A-030	NEW	97-04-084	180-79-126	REP	97-04-088	180-79A-101	NEW	97-04-088
180-78A-033	NEW	97-04-084	180-79-127	REP	97-04-088	180-79A-105	NEW	97-04-088
180-78A-037	NEW	97-04-084	180-79-128	REP	97-04-088	180-79A-105	PREP	97-21-111
180-78A-047	NEW	97-04-084	180-79-131	DECOD	97-04-081	180-79A-110	NEW	97-04-088
180-78A-057	NEW	97-04-084	180-79-136	DECOD	97-04-081	180-79A-115	NEW	97-04-088
180-78A-057	AMD-P	97-20-143	180-79-140	DECOD	97-04-081	180-79A-117	NEW	97-04-088
180-78A-060	NEW	97-04-084	180-79-230	REP	97-04-088	180-79A-117	PREP	97-22-105
180-78A-063	NEW	97-04-084	180-79-236	REP	97-04-088	180-79A-120	NEW	97-04-088
180-78A-065	NEW	97-04-084	180-79-241	REP	97-04-088	180-79A-122	NEW	97-04-088
180-78A-068	NEW	97-04-084	180-79-245	REP	97-04-088	180-79A-125	NEW	97-04-088
180-78A-073	NEW	97-04-084	180-79-247	REP	97-04-088	180-79A-126	NEW	97-04-088
180-78A-074	NEW	97-04-084	180-79-300	REP	97-04-088	180-79A-130	NEW	97-04-088
180-78A-075	NEW	97-04-084	180-79-303	REP	97-04-088	180-79A-131	NEW	97-04-088
180-78A-080	NEW	97-04-084	180-79-305	REP	97-04-088	180-79A-140	NEW	97-04-088
180-78A-135	NEW	97-04-084	180-79-311	REP	97-04-088	180-79A-150	NEW	97-04-088
180-78A-140	NEW	97-04-084	180-79-312	REP	97-04-088	180-79A-150	PREP	97-14-105
180-78A-142	NEW	97-04-084	180-79-315	REP	97-04-088	180-79A-150	AMD-P	97-20-148
180-78A-145	NEW	97-04-084	180-79-317	REP	97-04-088	180-79A-160	NEW	97-04-088
180-78A-150	NEW	97-04-084	180-79-320	REP	97-04-088	180-79A-161	NEW	97-04-088
180-78A-150	AMD-P	97-20-143	180-79-322	REP	97-04-088	180-79A-165	NEW	97-04-088
180-78A-155	NEW	97-04-084	180-79-324	REP	97-04-088	180-79A-170	NEW	97-04-088
180-78A-160	NEW	97-04-084	180-79-326	REP	97-04-088	180-79A-170	AMD-P	97-20-146
180-78A-160	AMD-P	97-20-133	180-79-328	REP	97-04-088	180-79A-200	NEW	97-04-088
180-78A-165	NEW	97-04-084	180-79-330	REP	97-04-088	180-79A-205	NEW	97-04-088
180-78A-165	PREP	97-22-104	180-79-332	REP	97-04-088	180-79A-210	NEW	97-04-088
180-78A-195	NEW	97-04-084	180-79-333	REP	97-04-088	180-79A-215	NEW	97-04-088
180-78A-197	NEW	97-04-084	180-79-334	REP	97-04-088	180-79A-220	NEW	97-04-088
180-78A-201	NEW	97-04-084	180-79-336	REP	97-04-088	180-79A-225	NEW	97-04-088
180-78A-260	NEW	97-04-084	180-79-338	REP	97-04-088	180-79A-230	NEW	97-04-088
180-78A-263	NEW-P	97-20-133	180-79-340	REP	97-04-088	180-79A-230	PREP	97-10-009
180-78A-265	NEW	97-04-084	180-79-342	REP	97-04-088	180-79A-230	AMD-P	97-20-145
180-78A-265	PREP	97-14-104	180-79-344	REP	97-04-088	180-79A-236	NEW	97-04-088
180-78A-265	AMD-P	97-20-149	180-79-346	REP	97-04-088	180-79A-241	NEW	97-04-088
180-78A-266	NEW	97-04-084	180-79-348	REP	97-04-088	180-79A-300	NEW	97-04-088
180-78A-300	NEW	97-04-084	180-79-350	REP	97-04-088	180-79A-300	AMD-P	97-20-146
180-78A-301	NEW	97-04-084	180-79-352	REP	97-04-088	180-79A-302	NEW	97-04-088
180-78A-302	NEW	97-04-084	180-79-354	REP	97-04-088	180-79A-302	AMD-P	97-20-146
180-78A-303	NEW	97-04-084	180-79-356	REP	97-04-088	180-79A-304	NEW	97-04-088
180-78A-304	NEW	97-04-084	180-79-358	REP	97-04-088	180-79A-306	NEW	97-04-088
180-78A-305	NEW	97-04-084	180-79-360	REP	97-04-088	180-79A-308	NEW	97-04-088
180-78A-306	NEW	97-04-084	180-79-362	REP	97-04-088	180-79A-310	NEW	97-04-088
180-78A-320	NEW	97-04-084	180-79-364	REP	97-04-088	180-79A-311	NEW	97-04-088
180-78A-340	NEW	97-04-084	180-79-366	REP	97-04-088	180-79A-312	NEW	97-04-088
180-78A-345	NEW	97-04-084	180-79-368	REP	97-04-088	180-79A-315	NEW	97-04-088
180-78A-350	NEW	97-04-084	180-79-370	REP	97-04-088	180-79A-317	NEW	97-04-088
180-78A-355	NEW	97-04-084	180-79-372	REP	97-04-088	180-79A-320	NEW	97-04-088
180-78A-360	NEW	97-04-084	180-79-374	REP	97-04-088	180-79A-322	NEW	97-04-088
180-78A-365	NEW	97-04-084	180-79-376	REP	97-04-088	180-79A-324	NEW	97-04-088
180-79-003	REP	97-04-088	180-79-378	REP	97-04-088	180-79A-326	NEW	97-04-088

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WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
180-79A-328	NEW	97-04-088	180-86-014	RECOD	97-04-082	180-115-081	REP-P	97-13-016
180-79A-330	NEW	97-04-088	180-86-080	NEW	97-05-008	180-115-081	REP	97-16-024
180-79A-332	NEW	97-04-088	180-86-080	NEW-W	97-05-043	180-115-085	REP-P	97-13-016
180-79A-333	NEW	97-04-088	180-86-086	NEW-W	97-05-043	180-115-085	REP	97-16-024
180-79A-334	NEW	97-04-088	180-86-116	NEW	97-05-008	180-115-090	REP-P	97-13-016
180-79A-336	NEW	97-04-088	180-86-116	NEW-W	97-05-043	180-115-090	REP	97-16-024
180-79A-338	NEW	97-04-088	180-87-070	PREP	97-10-025	180-115-095	REP-P	97-13-016
180-79A-340	NEW	97-04-088	180-87-070	AMD-P	97-16-092	180-115-095	REP	97-16-024
180-79A-342	NEW	97-04-088	180-87-070	AMD	97-21-075	180-115-100	REP-P	97-13-016
180-79A-344	NEW	97-04-088	180-97	PREP	97-10-010	180-115-100	REP	97-16-024
180-79A-346	NEW	97-04-088	180-97-015	AMD-P	97-20-136	180-115-105	REP-P	97-13-016
180-79A-348	NEW	97-04-088	180-97-060	AMD-P	97-20-136	180-115-105	REP	97-16-024
180-79A-350	NEW	97-04-088	180-97-070	AMD-P	97-20-136	182-04-010	AMD-P	97-17-107
180-79A-352	NEW	97-04-088	180-110	PREP	97-05-027	182-04-010	AMD	97-21-125
180-79A-354	NEW	97-04-088	180-110-010	REP-P	97-13-017	182-04-015	AMD-P	97-17-107
180-79A-356	NEW	97-04-088	180-110-010	REP	97-16-023	182-04-015	AMD	97-21-125
180-79A-358	NEW	97-04-088	180-110-015	REP-P	97-13-017	182-04-025	AMD-P	97-17-107
180-79A-360	NEW	97-04-088	180-110-015	REP	97-16-023	182-04-025	AMD	97-21-125
180-79A-362	NEW	97-04-088	180-110-017	REP-P	97-13-017	182-04-030	REP-P	97-17-107
180-79A-364	NEW	97-04-088	180-110-017	REP	97-16-023	182-04-030	REP	97-21-125
180-79A-366	NEW	97-04-088	180-110-020	REP-P	97-13-017	182-04-035	AMD-P	97-17-107
180-79A-368	NEW	97-04-088	180-110-020	REP	97-16-023	182-04-035	AMD	97-21-125
180-79A-370	NEW	97-04-088	180-110-030	REP-P	97-13-017	182-04-040	AMD-P	97-17-107
180-79A-372	NEW	97-04-088	180-110-030	REP	97-16-023	182-04-040	AMD	97-21-125
180-79A-374	NEW	97-04-088	180-110-035	REP-P	97-13-017	182-04-041	NEW-P	97-17-107
180-79A-376	NEW	97-04-088	180-110-035	REP	97-16-023	182-04-041	NEW	97-21-125
180-79A-378	NEW	97-04-088	180-110-040	REP-P	97-13-017	182-04-045	AMD-P	97-17-107
180-79A-379	NEW	97-04-088	180-110-040	REP	97-16-023	182-04-045	AMD	97-21-125
180-79A-380	NEW	97-04-088	180-110-045	REP-P	97-13-017	182-04-050	AMD-P	97-17-107
180-79A-382	NEW	97-04-088	180-110-045	REP	97-16-023	182-04-050	AMD	97-21-125
180-79A-384	NEW	97-04-088	180-110-050	REP-P	97-13-017	182-04-055	AMD-P	97-17-107
180-79A-386	NEW	97-04-088	180-110-050	REP	97-16-023	182-04-055	AMD	97-21-125
180-79A-388	NEW	97-04-088	180-110-052	REP-P	97-13-017	182-04-060	AMD-P	97-17-107
180-79A-390	NEW	97-04-088	180-110-052	REP	97-16-023	182-04-060	AMD	97-21-125
180-79A-392	NEW	97-04-088	180-110-053	REP-P	97-13-017	182-04-065	REP-P	97-17-107
180-79A-394	NEW	97-04-088	180-110-053	REP	97-16-023	182-04-065	REP	97-21-125
180-79A-396	NEW	97-04-088	180-110-055	REP-P	97-13-017	182-04-070	AMD-P	97-17-107
180-79A-398	NEW	97-04-088	180-110-055	REP	97-16-023	182-04-070	AMD	97-21-125
180-79A-403	NEW	97-04-088	180-110-060	REP-P	97-13-017	182-08-095	AMD-P	97-17-106
180-79A-405	NEW	97-04-088	180-110-060	REP	97-16-023	182-08-095	AMD	97-21-126
180-79A-405	AMD-P	97-20-146	180-110-065	REP-P	97-13-017	182-08-160	AMD-E	97-06-071
180-79A-415	NEW	97-04-088	180-110-065	REP	97-16-023	182-08-160	AMD-E	97-14-031
180-79A-417	NEW	97-04-088	180-115	PREP	97-05-026	182-08-160	AMD-P	97-17-106
180-79A-420	NEW	97-04-088	180-115-005	REP-P	97-13-016	182-08-160	AMD	97-21-126
180-79A-422	NEW	97-04-088	180-115-005	REP	97-16-024	182-08-175	AMD-E	97-06-071
180-79A-423	NEW	97-04-088	180-115-010	REP-P	97-13-016	182-08-175	AMD-E	97-14-031
180-79A-424	NEW	97-04-088	180-115-010	REP	97-16-024	182-08-175	AMD-P	97-17-106
180-79A-430	NEW	97-04-088	180-115-015	REP-P	97-13-016	182-08-175	AMD	97-21-126
180-79A-433	NEW	97-04-088	180-115-015	REP	97-16-024	182-12-111	AMD-P	97-17-110
180-79A-433	AMD-P	97-20-146	180-115-020	REP-P	97-13-016	182-12-111	AMD	97-21-127
180-79A-433	PREP	97-22-104	180-115-020	REP	97-16-024	182-12-117	AMD-E	97-06-070
180-79A-435	NEW	97-04-088	180-115-025	REP-P	97-13-016	182-12-117	AMD-E	97-14-030
180-79A-440	NEW	97-04-088	180-115-025	REP	97-16-024	182-12-117	AMD-P	97-17-110
180-79A-445	NEW	97-04-088	180-115-030	REP-P	97-13-016	182-12-117	AMD	97-21-127
180-79A-503	NEW	97-04-088	180-115-030	REP	97-16-024	182-12-119	AMD-P	97-17-110
180-79A-510	NEW	97-04-088	180-115-035	REP-P	97-13-016	182-12-119	AMD	97-21-127
180-79A-515	NEW	97-04-088	180-115-035	REP	97-16-024	182-12-132	AMD-P	97-17-110
180-79A-517	NEW	97-04-088	180-115-040	REP-P	97-13-016	182-12-132	AMD	97-21-127
180-79A-520	NEW	97-04-088	180-115-040	REP	97-16-024	182-12-200	AMD-P	97-17-110
180-85	PREP	97-10-011	180-115-045	REP-P	97-13-016	182-12-200	AMD	97-21-127
180-85-025	AMD	97-04-086	180-115-045	REP	97-16-024	182-16-030	AMD-P	97-17-109
180-85-030	AMD	97-04-086	180-115-050	REP-P	97-13-016	182-16-030	AMD	97-21-128
180-85-109	AMD-P	97-20-135	180-115-050	REP	97-16-024	182-16-040	AMD-P	97-17-109
180-85-110	REP	97-04-086	180-115-055	REP-P	97-13-016	182-16-040	AMD	97-21-128
180-85-115	REP	97-04-086	180-115-055	REP	97-16-024	182-16-050	AMD-P	97-17-109
180-85-120	REP	97-04-086	180-115-060	REP-P	97-13-016	182-16-050	AMD	97-21-128
180-85-135	REP	97-04-086	180-115-060	REP	97-16-024	182-18-005	REP-P	97-17-108
180-85-200	AMD	97-04-086	180-115-065	REP-P	97-13-016	182-18-005	REP	97-21-129
180-85-210	AMD	97-04-086	180-115-065	REP	97-16-024	182-18-010	REP-P	97-17-108
180-85-211	NEW	97-04-086	180-115-075	REP-P	97-13-016	182-18-010	REP	97-21-129
180-85-215	AMD	97-04-086	180-115-075	REP	97-16-024	182-18-020	REP-P	97-17-108
180-86-011	NEW	97-04-082	180-115-080	REP-P	97-13-016	182-18-020	REP	97-21-129
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182-18-040	REP-P	97-17-108	192-32-065	AMD-E	97-15-022	197-11-315	AMD-P	97-08-085
182-18-040	REP	97-21-129	192-32-065	AMD-P	97-22-064	197-11-315	AMD	97-21-030
182-18-050	REP-P	97-17-108	192-32-095	AMD-E	97-15-022	197-11-330	AMD-P	97-08-085
182-18-050	REP	97-21-129	192-32-095	AMD-P	97-22-064	197-11-330	AMD	97-21-030
182-18-060	REP-P	97-17-108	192-32-100	NEW-E	97-15-022	197-11-340	AMD-P	97-08-085
182-18-060	REP	97-21-129	192-32-100	NEW-P	97-22-064	197-11-340	AMD	97-21-030
182-18-070	REP	97-21-129	192-32-105	AMD-E	97-15-022	197-11-355	NEW-P	97-08-085
182-18-080	REP-P	97-17-108	192-32-105	AMD-P	97-22-064	197-11-355	NEW	97-21-030
182-18-080	REP	97-21-129	192-32-120	REP-E	97-15-022	197-11-390	AMD-P	97-08-085
182-18-090	REP-P	97-17-108	192-32-120	REP-P	97-22-064	197-11-390	AMD	97-21-030
182-18-090	REP	97-21-129	192-32-125	REP-E	97-15-022	197-11-408	AMD-P	97-08-085
182-18-100	REP-P	97-17-108	192-32-125	REP-P	97-22-064	197-11-408	AMD	97-21-030
182-18-100	REP	97-21-129	192-32-130	NEW-E	97-15-022	197-11-502	AMD-P	97-08-085
182-18-110	REP-P	97-17-108	192-32-130	NEW-P	97-22-064	197-11-502	AMD	97-21-030
182-18-110	REP	97-21-129	192-32-135	NEW-E	97-15-022	197-11-508	AMD-P	97-08-085
182-18-120	REP-P	97-17-108	192-32-135	NEW-P	97-22-064	197-11-508	AMD	97-21-030
182-18-120	REP	97-21-129	192-33	PREP	97-16-010	197-11-535	AMD-P	97-08-085
182-18-130	REP-P	97-17-108	192-33-005	NEW-E	97-14-022	197-11-535	AMD	97-21-030
182-18-130	REP	97-21-129	192-33-005	NEW-P	97-22-064	197-11-600	AMD-P	97-08-085
182-18-140	REP-P	97-17-108	192-33-006	NEW-E	97-14-022	197-11-600	AMD	97-21-030
182-18-140	REP	97-21-129	192-33-006	NEW-P	97-22-064	197-11-660	AMD-P	97-08-085
182-18-150	REP-P	97-17-108	194-10-010	PREP-XR	97-20-040	197-11-660	AMD	97-21-030
182-18-150	REP	97-21-129	194-10-020	PREP-XR	97-20-040	197-11-680	AMD-P	97-08-085
182-18-160	REP-P	97-17-108	194-10-030	PREP-XR	97-20-040	197-11-680	AMD	97-21-030
182-18-160	REP	97-21-129	194-10-040	PREP-XR	97-20-040	197-11-702	AMD-P	97-08-085
182-25-010	AMD-P	97-08-067	194-10-050	PREP-XR	97-20-040	197-11-702	AMD	97-21-030
182-25-010	AMD	97-15-003	194-10-060	PREP-XR	97-20-040	197-11-721	NEW-P	97-08-085
182-25-010	PREP	97-18-033	194-10-070	PREP-XR	97-20-040	197-11-721	NEW	97-21-030
182-25-020	AMD-P	97-08-067	194-10-080	PREP-XR	97-20-040	197-11-728	AMD-P	97-08-085
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182-25-030	AMD-P	97-08-067	194-10-120	PREP-XR	97-20-040	197-11-790	AMD-P	97-08-085
182-25-030	AMD-E	97-14-029	194-10-130	PREP-XR	97-20-040	197-11-790	AMD	97-21-030
182-25-030	AMD	97-15-003	194-10-140	PREP-XR	97-20-040	197-11-800	AMD-P	97-08-085
182-25-030	PREP	97-18-033	196-08	PREP	97-19-038	197-11-800	AMD	97-21-030
182-25-040	AMD-E	97-06-069	196-12-010	PREP	97-03-029	197-11-912	AMD-P	97-08-085
182-25-040	AMD-P	97-08-067	196-12-020	PREP	97-03-029	197-11-912	AMD	97-21-030
182-25-040	AMD-E	97-14-029	196-12-030	PREP	97-03-029	197-11-914	AMD-P	97-08-085
182-25-040	AMD	97-15-003	196-12-050	PREP	97-03-029	197-11-914	AMD	97-21-030
182-25-040	PREP	97-18-033	196-12-060	PREP	97-03-029	197-11-938	AMD-P	97-08-085
182-25-070	PREP	97-18-033	196-24-030	PREP	97-03-029	197-11-938	AMD	97-21-030
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182-25-090	AMD-E	97-06-069	196-24-050	PREP	97-03-029	197-11-940	AMD	97-21-030
182-25-090	AMD-P	97-08-067	196-24-085	PREP	97-03-029	197-11-948	AMD-P	97-08-085
182-25-090	AMD-E	97-14-029	196-24-100	PREP	97-03-029	197-11-948	AMD	97-21-030
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182-25-100	PREP	97-18-033	197-11	AMD-C	97-15-129	204-10-020	PREP	97-19-050
182-25-105	PREP	97-18-033	197-11-055	AMD-P	97-08-085	204-10-020	AMD-P	97-22-040
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192-12-042	PREP	97-16-011	197-11-060	AMD-P	97-08-085	204-10-045	PREP	97-03-042
192-12-072	PREP	97-16-012	197-11-060	AMD	97-21-030	204-10-045	NEW-P	97-07-036
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192-16-070	PREP	97-21-130	197-11-158	NEW-P	97-08-085	204-10-070	AMD-P	97-22-040
192-23-018	AMD-XA	97-19-087	197-11-158	NEW	97-21-030	204-10-090	PREP	97-19-050
192-23-018	AMD-P	97-22-109	197-11-164	NEW-P	97-08-085	204-10-090	AMD-P	97-22-040
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192-32	PREP	97-16-010	197-11-168	NEW-P	97-08-085	204-10-100	REP-P	97-22-040
192-32	AMD-P	97-22-064	197-11-168	NEW	97-21-030	204-10-110	PREP	97-19-050
192-32-001	AMD-E	97-15-022	197-11-172	NEW-P	97-08-085	204-10-110	REP-P	97-22-040
192-32-001	AMD-P	97-22-064	197-11-172	NEW	97-21-030	204-10-130	PREP	97-19-050
192-32-010	AMD-E	97-15-022	197-11-210	AMD-P	97-08-085	204-10-130	REP-P	97-22-040
192-32-010	AMD-P	97-22-064	197-11-210	AMD	97-21-030	204-10-140	PREP	97-19-050
192-32-015	REP-E	97-15-022	197-11-238	NEW-P	97-08-085	204-10-140	REP-P	97-22-040
192-32-015	REP-P	97-22-064	197-11-238	NEW	97-21-030	204-10-150	PREP	97-19-050
192-32-025	REP-E	97-15-022	197-11-259	AMD-P	97-08-085	204-10-150	REP-P	97-22-040
192-32-025	REP-P	97-22-064	197-11-259	AMD	97-21-030	204-41-060	PREP	97-03-043
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192-32-035	AMD-P	97-22-064	197-11-300	AMD	97-21-030	204-41-060	NEW	97-10-023
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204-48-020	REP	97-17-061	208-630-022	NEW	97-09-035	212-17-21511	NEW-E	97-11-041
204-48-030	PREP-X	97-14-041	208-630-023	NEW-P	97-06-092	212-17-21511	RESCIND	97-14-019
204-48-030	REP	97-17-061	208-630-023	NEW	97-09-035	212-17-21511	NEW-E	97-14-019
204-48-040	PREP-X	97-14-041	208-680D-050	AMD-W	97-04-071	212-17-21511	NEW-P	97-16-120
204-48-040	REP	97-17-061	212-17	PREP	97-05-028	212-17-21513	NEW-E	97-11-023
204-56-015	PREP-XR	97-20-072	212-17	PREP	97-13-073	212-17-21513	RESCIND	97-14-019
204-56-025	PREP-XR	97-20-072	212-17-185	AMD-E	97-11-023	212-17-21513	NEW-E	97-14-019
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204-56-075	PREP-XR	97-20-072	212-17-185	AMD-P	97-16-120	212-17-21515	RESCIND	97-14-019
204-56-085	PREP-XR	97-20-072	212-17-190	REP-E	97-11-023	212-17-21515	NEW-E	97-14-019
204-56-99001	PREP-XR	97-20-072	212-17-190	RESCIND	97-11-041	212-17-21515	NEW-P	97-16-120
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204-56-99004	PREP-XR	97-20-072	212-17-190	REP-E	97-14-019	212-17-21517	NEW-E	97-14-019
204-56-99005	PREP-XR	97-20-072	212-17-195	REP-E	97-11-023	212-17-21517	NEW-P	97-16-120
204-56-99006	PREP-XR	97-20-072	212-17-195	RESCIND	97-11-041	212-17-21519	NEW-E	97-11-023
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204-56-99013	PREP-XR	97-20-072	212-17-200	RESCIND	97-14-019	212-17-21521	RESCIND	97-11-041
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204-64-040	REP	97-17-060	212-17-205	REP-E	97-11-041	220-16-475	NEW-P	97-22-107
204-64-060	PREP-X	97-14-040	212-17-205	RESCIND	97-14-019	220-16-480	NEW-P	97-22-107
204-64-060	REP	97-17-060	212-17-205	REP-E	97-14-019	220-16-490	NEW-P	97-22-107
204-64-080	PREP-X	97-14-040	212-17-210	REP-E	97-11-023	220-16-500	NEW-P	97-22-107
204-64-080	REP	97-17-060	212-17-210	RESCIND	97-11-041	220-16-510	NEW-P	97-22-107
204-64-100	PREP-X	97-14-040	212-17-210	REP-E	97-11-041	220-16-520	NEW-P	97-22-107
204-64-100	REP	97-17-060	212-17-210	RESCIND	97-14-019	220-16-530	NEW-P	97-22-107
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204-90-040	AMD	97-04-055	212-17-21503	RESCIND	97-14-019	220-16-630	NEW-P	97-22-107
204-90-040	AMD-P	97-21-021	212-17-21503	NEW-E	97-14-019	220-16-640	NEW-P	97-22-107
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204-90-120	AMD-P	97-21-021	212-17-21505	NEW-E	97-11-023	220-16-660	NEW-P	97-22-107
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204-91A-060	AMD-E	97-04-056	212-17-21505	RESCIND	97-14-019	220-16-690	NEW-P	97-22-107
204-91A-060	AMD	97-08-021	212-17-21505	NEW-E	97-14-019	220-16-700	NEW-P	97-22-107
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204-91A-140	AMD	97-08-021	212-17-21507	RESCIND	97-11-041	220-20-010	AMD-P	97-22-107
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204-95-080	NEW	97-03-127	212-17-21507	RESCIND	97-14-019	220-20-020	AMD	97-07-043
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208-444-030	NEW-XA	97-19-006	212-17-21509	NEW-E	97-11-023	220-20-038	AMD	97-08-078
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208-444-050	NEW-XA	97-19-006	212-17-21509	NEW-E	97-11-041	220-24-02000D	REP-E	97-10-029
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242-02-830	AMD-P	97-22-070	246-11-540	AMD-P	97-08-092	246-203-160	PREP-X	97-14-057
242-02-831	NEW-P	97-22-070	246-11-540	AMD	97-13-015	246-203-170	PREP-X	97-14-057
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246-312-020	NEW-P	97-18-090	246-329-001	PREP-X	97-14-056	246-560-080	PREP-X	97-14-056
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246-318-070	PREP-X	97-14-056	246-338-030	AMD	97-14-113	246-710-040	PREP-X	97-14-057
246-318-070	REP	97-20-101	246-338-060	AMD-P	97-11-039	246-710-040	REP	97-20-100
246-318-080	PREP-X	97-14-056	246-338-060	AMD	97-14-113	246-762-060	PREP-X	97-14-057
246-318-080	REP	97-20-101	246-338-070	AMD-P	97-11-039	246-762-060	REP	97-20-100
246-318-090	PREP-X	97-14-056	246-338-070	AMD	97-14-113	246-762-070	PREP-X	97-14-057
246-318-090	REP	97-20-101	246-338-090	AMD-P	97-11-039	246-762-070	REP	97-20-100
246-318-100	PREP-X	97-14-056	246-338-090	AMD	97-14-113	246-790-010	AMD-P	97-13-098
246-318-100	REP	97-20-101	246-338-100	AMD-P	97-11-039	246-790-010	AMD	97-16-117
246-318-110	PREP-X	97-14-056	246-338-100	AMD	97-14-113	246-790-050	AMD-P	97-13-098
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246-318-120	PREP-X	97-14-056	246-358-095	AMD	97-14-008	246-790-060	AMD-P	97-13-098
246-318-120	REP	97-20-101	246-360-060	PREP-X	97-14-057	246-790-060	AMD	97-16-117
246-318-130	PREP-X	97-14-056	246-360-060	REP	97-20-100	246-790-070	AMD-P	97-13-098
246-318-130	REP	97-20-101	246-360-170	PREP-X	97-14-057	246-790-070	AMD	97-16-117
246-318-135	PREP-X	97-14-056	246-360-170	REP	97-20-100	246-790-080	AMD-P	97-13-098
246-318-135	REP	97-20-101	246-360-210	PREP-X	97-14-057	246-790-080	AMD	97-16-117
246-318-140	PREP-X	97-14-056	246-360-210	REP	97-20-100	246-790-085	NEW-P	97-13-098
246-318-140	REP	97-20-101	246-374-050	PREP-X	97-14-057	246-790-085	NEW	97-16-117
246-318-340	PREP-X	97-14-056	246-374-050	REP	97-20-100	246-790-090	AMD-P	97-13-098
246-318-340	REP	97-20-101	246-374-060	PREP-X	97-14-057	246-790-090	AMD	97-16-117
246-318-360	PREP-X	97-14-056	246-374-060	REP	97-20-100	246-790-100	AMD-P	97-13-098
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246-318-410	REP	97-20-101	246-374-100	PREP-X	97-14-057	246-790-110	REP	97-16-117
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246-802-040	PREP	97-16-088	246-810-332	AMD-P	97-13-099	246-810-710	NEW	97-17-113
246-802-050	PREP	97-16-088	246-810-332	AMD	97-17-113	246-810-720	AMD-P	97-13-099
246-802-060	PREP	97-16-088	246-810-334	NEW-P	97-13-099	246-810-720	AMD	97-17-113
246-808-410	PREP-X	97-14-058	246-810-334	NEW	97-17-113	246-810-721	NEW-P	97-13-099
246-808-410	REP	97-20-163	246-810-340	AMD-P	97-13-099	246-810-721	NEW	97-17-113
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246-808-530	PREP-X	97-14-058	246-810-345	NEW	97-17-113	246-810-731	REP-P	97-13-099
246-808-530	REP	97-20-163	246-810-348	NEW-P	97-13-099	246-810-731	REP	97-17-113
246-808-710	PREP-X	97-14-058	246-810-348	NEW	97-17-113	246-810-732	NEW-P	97-13-099
246-808-710	REP	97-20-163	246-810-350	REP-P	97-13-099	246-810-732	NEW	97-17-113
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246-810-030	AMD	97-17-113	246-810-363	REP-P	97-13-099	246-810-745	NEW	97-17-113
246-810-031	AMD-P	97-13-099	246-810-363	REP	97-17-113	246-810-748	NEW-P	97-13-099
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246-810-049	NEW	97-17-113	246-810-510	AMD-P	97-13-099	246-810-763	REP	97-17-113
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246-810-080	AMD	97-17-113	246-810-548	NEW-P	97-13-099	246-828-030	AMD-XA	97-19-099
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246-810-110	NEW	97-17-113	246-810-550	REP-P	97-13-099	246-828-055	AMD	97-15-128
246-810-120	NEW-P	97-13-099	246-810-550	REP	97-17-113	246-828-060	PREP-X	97-14-059
246-810-120	NEW	97-17-113	246-810-560	REP-P	97-13-099	246-828-060	REP	97-20-102
246-810-130	NEW-P	97-13-099	246-810-560	REP	97-17-113	246-828-065	PREP-X	97-14-059
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246-810-140	NEW-P	97-13-099	246-810-561	REP	97-17-113	246-828-070	AMD-P	97-12-086
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246-810-150	NEW-P	97-13-099	246-810-562	REP	97-17-113	246-828-075	AMD-XA	97-19-099
246-810-150	NEW-W	97-20-153	246-810-563	REP-P	97-13-099	246-828-080	AMD-XA	97-19-099
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246-810-321	AMD-P	97-13-099	246-810-566	REP	97-17-113	246-828-300	AMD-XA	97-19-099
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246-828-350	AMD-XA	97-19-099	246-838-121	REP	97-13-100	246-839-350	REP-P	97-07-074
246-828-370	AMD-XA	97-19-099	246-838-130	REP-P	97-07-074	246-839-350	REP	97-13-100
246-828-400	PREP-X	97-14-060	246-838-130	REP	97-13-100	246-839-360	REP-P	97-07-074
246-828-400	REP	97-20-104	246-838-250	REP-P	97-07-074	246-839-360	REP	97-13-100
246-828-410	PREP-X	97-14-060	246-838-250	REP	97-13-100	246-839-365	REP-P	97-07-074
246-828-410	REP	97-20-104	246-838-260	REP-P	97-07-074	246-839-365	REP	97-13-100
246-828-420	PREP-X	97-14-060	246-838-260	REP	97-13-100	246-839-370	REP-P	97-07-074
246-828-420	REP	97-20-104	246-838-270	REP-P	97-07-074	246-839-370	REP	97-13-100
246-828-430	PREP-X	97-14-060	246-838-270	REP	97-13-100	246-839-400	REP-P	97-07-074
246-828-430	REP	97-20-104	246-838-280	REP-P	97-07-074	246-839-400	REP	97-13-100
246-828-510	PREP	97-15-097	246-838-280	REP	97-13-100	246-839-410	REP-P	97-07-074
246-828-990	AMD	97-04-043	246-838-290	REP-P	97-07-074	246-839-410	REP	97-13-100
246-830-220	PREP-X	97-14-056	246-838-290	REP	97-13-100	246-839-420	REP-P	97-07-074
246-830-220	REP	97-20-101	246-838-300	REP-P	97-07-074	246-839-420	REP	97-13-100
246-830-230	PREP-X	97-14-056	246-838-300	REP	97-13-100	246-839-430	REP-P	97-07-074
246-830-230	REP	97-20-101	246-838-310	REP-P	97-07-074	246-839-430	REP	97-13-100
246-830-240	PREP-X	97-14-056	246-838-310	REP	97-13-100	246-839-440	REP-P	97-07-074
246-830-240	REP	97-20-101	246-838-330	REP-P	97-07-074	246-839-440	REP	97-13-100
246-830-250	PREP-X	97-14-056	246-838-330	REP	97-13-100	246-839-450	REP-P	97-07-074
246-830-250	REP	97-20-101	246-838-340	REP-P	97-07-074	246-839-450	REP	97-13-100
246-830-255	PREP-X	97-14-056	246-838-340	REP	97-13-100	246-839-700	REP-P	97-07-074
246-830-255	REP	97-20-101	246-838-350	REP-P	97-07-074	246-839-700	REP	97-13-100
246-830-260	PREP-X	97-14-056	246-838-350	REP	97-13-100	246-839-710	REP-P	97-07-074
246-830-260	REP	97-20-101	246-838-360	REP-P	97-07-074	246-839-710	REP	97-13-100
246-830-270	PREP-X	97-14-056	246-838-360	REP	97-13-100	246-839-720	REP-P	97-07-074
246-830-270	REP	97-20-101	246-839	PREP-W	97-03-066	246-839-720	REP	97-13-100
246-830-280	PREP-X	97-14-056	246-839	PREP-W	97-03-067	246-839-730	REP-P	97-07-074
246-830-280	REP	97-20-101	246-839-010	REP-P	97-07-074	246-839-730	REP	97-13-100
246-830-690	PREP-X	97-14-056	246-839-010	REP	97-13-100	246-839-740	REP-P	97-07-074
246-830-690	REP	97-20-101	246-839-020	REP-P	97-07-074	246-839-740	REP	97-13-100
246-834-220	PREP	97-22-024	246-839-020	REP	97-13-100	246-839-745	REP-P	97-07-074
246-834-230	PREP	97-22-024	246-839-030	REP-P	97-08-093	246-839-745	REP	97-13-100
246-834-240	PREP	97-22-024	246-839-030	REP	97-17-015	246-839-750	REP-P	97-07-074
246-834-350	PREP-X	97-14-056	246-839-040	REP-P	97-07-074	246-839-750	REP	97-13-100
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246-834-990	PREP	97-22-023	246-839-050	REP-P	97-07-074	246-839-760	REP	97-13-100
246-836-070	PREP-X	97-14-056	246-839-050	REP	97-13-100	246-839-770	REP-P	97-07-074
246-836-070	REP	97-20-101	246-839-060	REP-P	97-07-074	246-839-770	REP	97-13-100
246-836-080	PREP-X	97-14-056	246-839-060	REP	97-13-100	246-839-780	REP-P	97-07-074
246-836-090	PREP-X	97-14-056	246-839-070	REP-P	97-07-074	246-839-780	REP	97-13-100
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246-836-400	REP	97-20-101	246-839-090	REP-P	97-07-074	246-839-810	REP	97-13-100
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246-838	PREP-W	97-03-067	246-839-100	REP-P	97-07-074	246-839-820	REP	97-13-100
246-838-010	REP-P	97-07-074	246-839-100	REP	97-13-100	246-839-830	REP-P	97-07-074
246-838-010	REP	97-13-100	246-839-105	REP-P	97-07-074	246-839-830	REP	97-13-100
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246-838-020	REP	97-13-100	246-839-110	REP-P	97-07-074	246-839-840	REP	97-13-100
246-838-026	REP-P	97-07-074	246-839-110	REP	97-13-100	246-839-850	REP-P	97-07-074
246-838-026	REP	97-13-100	246-839-115	REP-P	97-07-074	246-839-850	REP	97-13-100
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246-838-040	REP-P	97-07-074	246-839-120	REP	97-13-100	246-839-860	REP	97-17-049
246-838-040	REP-W	97-20-117	246-839-130	REP-P	97-07-074	246-839-870	REP-P	97-07-074
246-838-050	REP-P	97-07-074	246-839-130	REP	97-13-100	246-839-870	REP	97-13-100
246-838-050	REP	97-13-100	246-839-300	REP-P	97-07-074	246-839-880	REP-P	97-07-074
246-838-060	REP-P	97-07-074	246-839-300	REP	97-13-100	246-839-880	REP	97-13-100
246-838-060	REP	97-13-100	246-839-305	REP-P	97-07-074	246-839-890	REP-P	97-07-074
246-838-070	REP-P	97-07-074	246-839-305	REP	97-13-100	246-839-890	REP	97-13-100
246-838-070	REP	97-13-100	246-839-310	REP-P	97-07-074	246-839-900	REP-P	97-07-074
246-838-080	REP-P	97-07-074	246-839-310	REP	97-13-100	246-839-900	REP	97-13-100
246-838-080	REP	97-13-100	246-839-315	REP-P	97-07-074	246-840-010	NEW-P	97-07-074
246-838-090	REP-P	97-07-074	246-839-315	REP	97-13-100	246-840-010	NEW	97-13-100
246-838-090	REP	97-13-100	246-839-320	REP-P	97-07-074	246-840-010	AMD-P	97-20-161
246-838-100	REP-P	97-07-074	246-839-320	REP	97-13-100	246-840-020	NEW-P	97-07-074
246-838-100	REP	97-13-100	246-839-330	REP-P	97-07-074	246-840-020	NEW	97-13-100
246-838-110	REP-P	97-07-074	246-839-330	REP	97-13-100	246-840-030	NEW-P	97-07-074
246-838-110	REP	97-13-100	246-839-340	REP-P	97-07-074	246-840-030	NEW-P	97-08-093
246-838-120	REP-P	97-07-074	246-839-340	REP	97-13-100	246-840-030	NEW-W	97-09-061

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WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
246-840-030	NEW	97-17-015	246-840-715	NEW-P	97-07-074	246-851-180	AMD-P	97-08-094
246-840-040	NEW-P	97-07-074	246-840-715	NEW	97-13-100	246-851-180	AMD	97-12-088
246-840-040	NEW	97-13-100	246-840-720	NEW-P	97-07-074	246-851-190	AMD-P	97-08-094
246-840-050	NEW-P	97-07-074	246-840-720	NEW	97-13-100	246-851-190	AMD	97-12-088
246-840-050	NEW	97-13-100	246-840-730	NEW-P	97-07-074	246-851-200	AMD-P	97-08-094
246-840-060	NEW-P	97-07-074	246-840-730	NEW	97-13-100	246-851-200	AMD	97-12-088
246-840-060	NEW	97-13-100	246-840-745	NEW-P	97-07-074	246-851-210	REP-P	97-08-094
246-840-070	NEW-P	97-07-074	246-840-745	NEW	97-13-100	246-851-210	REP	97-12-088
246-840-070	NEW	97-13-100	246-840-747	NEW-P	97-07-074	246-851-220	AMD-P	97-08-094
246-840-080	NEW-P	97-07-074	246-840-747	NEW	97-13-100	246-851-220	AMD	97-12-088
246-840-080	NEW	97-13-100	246-840-750	NEW-P	97-07-074	246-851-230	AMD-P	97-08-094
246-840-090	NEW-P	97-07-074	246-840-750	NEW	97-13-100	246-851-230	AMD	97-12-088
246-840-090	NEW	97-13-100	246-840-760	NEW-P	97-07-074	246-851-240	AMD-P	97-08-094
246-840-100	NEW-P	97-07-074	246-840-760	NEW	97-13-100	246-851-240	AMD	97-12-088
246-840-100	NEW	97-13-100	246-840-770	NEW-P	97-07-074	246-861-030	PREP-X	97-14-062
246-840-105	NEW-P	97-07-074	246-840-770	NEW	97-13-100	246-861-030	REP	97-20-164
246-840-105	NEW	97-13-100	246-840-780	NEW-P	97-07-074	246-865	PREP	97-11-038
246-840-110	NEW-P	97-07-074	246-840-780	NEW	97-13-100	246-869-260	PREP-X	97-14-069
246-840-110	NEW	97-13-100	246-840-800	NEW-P	97-07-074	246-869-260	REP	97-20-165
246-840-113	NEW-P	97-07-074	246-840-800	NEW	97-13-100	246-877-030	PREP-X	97-14-064
246-840-113	NEW	97-13-100	246-840-810	NEW-P	97-07-074	246-877-030	REP	97-20-166
246-840-115	NEW-P	97-07-074	246-840-810	NEW	97-13-100	246-887-140	AMD-P	97-09-063
246-840-115	NEW	97-13-100	246-840-820	NEW-P	97-07-074	246-887-140	AMD	97-21-054
246-840-120	NEW-P	97-07-074	246-840-820	NEW	97-13-100	246-893	PREP-X	97-14-065
246-840-120	NEW	97-13-100	246-840-830	NEW-P	97-07-074	246-893-001	REP	97-20-167
246-840-130	NEW-P	97-07-074	246-840-830	NEW	97-13-100	246-893-010	REP	97-20-167
246-840-130	NEW	97-13-100	246-840-840	NEW-P	97-07-074	246-893-020	REP	97-20-167
246-840-300	NEW-P	97-07-074	246-840-840	NEW	97-13-100	246-893-030	REP	97-20-167
246-840-300	NEW	97-13-100	246-840-840	NEW	97-13-100	246-893-040	REP	97-20-167
246-840-305	NEW-P	97-07-074	246-840-850	NEW-P	97-07-074	246-893-050	REP	97-20-167
246-840-305	NEW	97-13-100	246-840-850	NEW	97-13-100	246-893-060	REP	97-20-167
246-840-310	NEW-P	97-07-074	246-840-860	NEW-P	97-07-074	246-893-070	REP	97-20-167
246-840-310	NEW	97-13-100	246-840-860	NEW-S	97-12-030	246-893-080	REP	97-20-167
246-840-315	NEW-P	97-07-074	246-840-860	NEW	97-17-049	246-893-090	REP	97-20-167
246-840-315	NEW	97-13-100	246-840-870	NEW-P	97-07-074	246-893-090	REP	97-20-167
246-840-320	NEW-P	97-07-074	246-840-870	NEW	97-13-100	246-893-100	REP	97-20-167
246-840-320	NEW	97-13-100	246-840-880	NEW-P	97-07-074	246-893-110	REP	97-20-167
246-840-330	NEW-P	97-07-074	246-840-880	NEW	97-13-100	246-893-120	REP	97-20-167
246-840-330	NEW	97-13-100	246-840-890	NEW-P	97-07-074	246-893-130	REP	97-20-167
246-840-340	NEW-P	97-07-074	246-840-890	NEW	97-13-100	246-893-140	REP	97-20-167
246-840-340	NEW	97-13-100	246-840-900	NEW-P	97-07-074	246-893-998	REP	97-20-167
246-840-345	NEW-P	97-07-074	246-840-900	NEW	97-13-100	246-897-030	PREP-X	97-14-066
246-840-345	NEW	97-13-100	246-840-930	AMD-P	97-07-074	246-897-030	REP	97-20-168
246-840-350	NEW-P	97-07-074	246-840-930	AMD	97-13-100	246-897-040	PREP-X	97-14-066
246-840-350	NEW	97-13-100	246-840-940	AMD-P	97-07-074	246-897-040	REP	97-20-168
246-840-360	NEW-P	97-07-074	246-840-940	AMD	97-13-100	246-897-050	PREP-X	97-14-066
246-840-360	NEW	97-13-100	246-840-985	NEW-P	97-20-161	246-897-050	REP	97-20-168
246-840-365	NEW-P	97-07-074	246-840-990	AMD-P	97-20-162	246-897-120	PREP-X	97-14-066
246-840-365	NEW	97-13-100	246-841-710	PREP-X	97-14-061	246-897-120	REP	97-20-168
246-840-370	NEW-P	97-07-074	246-841-710	REP	97-20-101	246-897-130	PREP-X	97-14-066
246-840-370	NEW	97-13-100	246-841-730	PREP-X	97-14-061	246-897-130	REP	97-20-168
246-840-400	NEW-P	97-07-074	246-841-730	REP	97-20-101	246-897-140	PREP-X	97-14-066
246-840-400	NEW	97-13-100	246-841-740	PREP-X	97-14-061	246-897-140	REP	97-20-168
246-840-410	NEW-P	97-07-074	246-841-740	REP	97-20-101	246-897-150	PREP-X	97-14-066
246-840-410	NEW	97-13-100	246-841-750	PREP-X	97-14-061	246-897-150	REP	97-20-168
246-840-420	NEW-P	97-07-074	246-841-750	REP	97-20-101	246-897-160	PREP-X	97-14-066
246-840-420	NEW	97-13-100	246-843-158	PREP-X	97-14-056	246-897-160	REP	97-20-168
246-840-430	NEW-P	97-07-074	246-843-158	REP	97-20-101	246-897-170	PREP-X	97-14-066
246-840-430	NEW	97-13-100	246-851-090	AMD-P	97-08-094	246-897-170	REP	97-20-168
246-840-440	NEW-P	97-07-074	246-851-090	AMD	97-12-088	246-897-180	PREP-X	97-14-066
246-840-440	NEW	97-13-100	246-851-100	AMD-P	97-08-094	246-897-180	REP	97-20-168
246-840-450	NEW-P	97-07-074	246-851-100	AMD	97-12-088	246-897-190	PREP-X	97-14-066
246-840-450	NEW	97-13-100	246-851-110	AMD-P	97-08-094	246-897-190	REP	97-20-168
246-840-540	AMD-P	97-07-074	246-851-110	AMD	97-12-088	246-901	PREP	97-16-087
246-840-540	AMD	97-13-100	246-851-120	AMD-P	97-08-094	246-907-020	AMD	97-06-019
246-840-565	AMD-P	97-07-074	246-851-120	AMD	97-12-088	246-907-030	AMD	97-06-019
246-840-565	AMD	97-13-100	246-851-140	AMD-P	97-08-094	246-915-080	PREP-X	97-14-067
246-840-700	NEW-P	97-07-074	246-851-140	AMD	97-12-088	246-915-080	REP	97-20-103
246-840-700	NEW	97-13-100	246-851-150	AMD-P	97-08-094	246-915-090	PREP-X	97-14-067
246-840-705	NEW-P	97-07-074	246-851-150	AMD	97-12-088	246-915-090	REP	97-20-103
246-840-705	NEW	97-13-100	246-851-160	AMD-P	97-08-094	246-918-008	PREP-XR	97-20-159
246-840-710	NEW-P	97-07-074	246-851-160	AMD	97-12-088	246-918-009	PREP-XR	97-20-159
246-840-710	NEW	97-13-100	246-851-170	AMD-P	97-08-094	246-918-160	PREP-XR	97-20-160
			246-851-170	AMD	97-12-088	246-919-500	PREP-XR	97-20-159

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Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
246-919-510	PREP-XR	97-20-159	250-12-060	PREP-XR	97-20-091	260-24-050	REP-P	97-04-060
246-919-520	NEW-P	97-15-126	250-12-070	PREP-XR	97-20-091	260-24-050	REP-W	97-17-043
246-919-520	NEW	97-21-053	250-16-001	PREP-XR	97-20-090	260-24-050	REP-P	97-21-092
246-919-990	AMD-P	97-12-085	250-16-010	PREP-XR	97-20-090	260-24-060	REP-P	97-04-060
246-919-990	AMD	97-15-100	250-16-020	PREP-XR	97-20-090	260-24-060	REP-W	97-17-043
246-933-170	PREP-X	97-14-056	250-16-030	PREP-XR	97-20-090	260-24-060	REP-P	97-21-092
246-933-170	REP	97-20-101	250-16-040	PREP-XR	97-20-090	260-24-070	REP-P	97-04-060
246-933-980	PREP-X	97-14-056	250-16-050	PREP-XR	97-20-090	260-24-070	REP-W	97-17-043
246-933-980	REP	97-20-101	250-16-050	PREP-XR	97-20-090	260-24-070	REP-P	97-21-092
246-935-125	PREP-X	97-14-056	250-55-010	PREP-XR	97-20-092	260-24-080	REP-P	97-04-060
246-935-125	REP	97-20-101	250-55-020	PREP-XR	97-20-092	260-24-080	REP-W	97-17-043
246-937-100	PREP-X	97-14-056	250-55-030	PREP-XR	97-20-092	260-24-080	REP-P	97-21-092
246-937-100	REP	97-20-101	250-55-040	PREP-XR	97-20-092	260-24-090	REP-P	97-04-060
246-976-090	PREP-X	97-14-056	250-55-050	PREP-XR	97-20-092	260-24-090	REP-W	97-17-043
246-976-090	REP	97-20-101	250-55-060	PREP-XR	97-20-092	260-24-090	REP-P	97-21-092
246-976-115	PREP-X	97-14-056	250-55-070	PREP-XR	97-20-092	260-24-100	REP-P	97-04-060
246-976-115	REP	97-20-101	250-55-080	PREP-XR	97-20-092	260-24-100	REP-W	97-17-043
249A-02-010	NEW-W	97-09-043	250-55-090	PREP-XR	97-20-092	260-24-100	REP-P	97-21-092
249A-02-020	NEW-W	97-09-043	250-55-100	PREP-XR	97-20-092	260-24-110	REP-P	97-04-060
249A-02-030	NEW-W	97-09-043	250-55-110	PREP-XR	97-20-092	260-24-110	REP-W	97-17-043
249A-02-040	NEW-W	97-09-043	250-55-120	PREP-XR	97-20-092	260-24-110	REP-P	97-21-092
249A-02-050	NEW-W	97-09-043	250-55-130	PREP-XR	97-20-092	260-24-120	REP-P	97-04-060
249A-02-060	NEW-W	97-09-043	250-55-140	PREP-XR	97-20-092	260-24-120	REP-W	97-17-043
249A-02-080	NEW-W	97-09-043	250-55-150	PREP-XR	97-20-092	260-24-120	REP-P	97-21-092
249A-02-100	NEW-W	97-09-043	250-55-160	PREP-XR	97-20-092	260-24-130	REP-P	97-04-060
249A-02-200	NEW-W	97-09-043	250-55-170	PREP-XR	97-20-092	260-24-130	REP-W	97-17-043
249A-02-210	NEW-W	97-09-043	250-55-180	PREP-XR	97-20-092	260-24-130	REP-P	97-21-092
249A-02-220	NEW-W	97-09-043	250-55-190	PREP-XR	97-20-092	260-24-140	REP-P	97-04-060
249A-02-250	NEW-W	97-09-043	250-55-200	PREP-XR	97-20-092	260-24-140	REP-W	97-17-043
249A-02-300	NEW-W	97-09-043	250-55-210	PREP-XR	97-20-092	260-24-140	REP-P	97-21-092
249A-02-350	NEW-W	97-09-043	250-55-220	PREP-XR	97-20-092	260-24-150	REP-P	97-04-060
249A-02-360	NEW-W	97-09-043	250-61-150	PREP-XR	97-20-088	260-24-150	REP-W	97-17-043
249A-02-410	NEW-W	97-09-043	250-71-050	AMD-XA	97-22-068	260-24-150	REP-P	97-21-092
249A-02-420	NEW-W	97-09-043	251-01-045	AMD-P	97-08-090	260-24-160	REP-P	97-04-060
249A-02-430	NEW-W	97-09-043	251-01-045	AMD-W	97-10-088	260-24-160	REP-W	97-17-043
249A-02-440	NEW-W	97-09-043	251-01-110	AMD-P	97-08-090	260-24-160	REP-P	97-21-092
249A-02-450	NEW-W	97-09-043	251-01-110	AMD-W	97-10-088	260-24-170	REP-P	97-04-060
249A-02-460	NEW-W	97-09-043	251-04-040	AMD-P	97-08-090	260-24-170	REP-W	97-17-043
249A-02-470	NEW-W	97-09-043	251-04-040	AMD-W	97-10-088	260-24-170	REP-P	97-21-092
249A-02-510	NEW-W	97-09-043	251-04-050	AMD-P	97-08-090	260-24-180	REP-P	97-04-060
249A-02-520	NEW-W	97-09-043	251-04-050	AMD-W	97-10-088	260-24-180	REP-W	97-17-043
249A-02-540	NEW-W	97-09-043	251-10-030	AMD-P	97-08-090	260-24-180	REP-P	97-21-092
249A-02-560	NEW-W	97-09-043	251-10-030	AMD-W	97-10-088	260-24-190	REP-P	97-04-060
249A-02-600	NEW-W	97-09-043	251-10-030	AMD-P	97-20-063	260-24-190	REP-W	97-17-043
249A-02-650	NEW-W	97-09-043	251-10-030	AMD-C	97-22-059	260-24-190	REP-P	97-21-092
249A-02-810	NEW-W	97-09-043	251-12-270	REP-P	97-08-090	260-24-200	REP-P	97-04-060
249A-02-830	NEW-W	97-09-043	251-12-270	REP-W	97-10-088	260-24-200	REP-W	97-17-043
249A-02-860	NEW-W	97-09-043	251-12-270	REP-P	97-10-089	260-24-200	REP-P	97-21-092
250-10-010	PREP-XR	97-20-089	251-12-270	REP	97-13-045	260-24-210	REP-P	97-04-060
250-10-020	PREP-XR	97-20-089	251-12-600	AMD-P	97-08-090	260-24-210	REP-W	97-17-043
250-10-022	PREP-XR	97-20-089	251-12-600	AMD-W	97-10-088	260-24-210	REP-P	97-21-092
250-10-026	PREP-XR	97-20-089	251-12-600	AMD-P	97-10-089	260-24-220	REP-P	97-04-060
250-10-028	PREP-XR	97-20-089	251-12-600	AMD	97-13-045	260-24-220	REP-W	97-17-043
250-10-030	PREP-XR	97-20-089	251-14-060	AMD	97-06-012	260-24-220	REP-P	97-21-092
250-10-040	PREP-XR	97-20-089	251-14-120	AMD	97-06-012	260-24-230	REP-P	97-04-060
250-10-050	PREP-XR	97-20-089	251-19-100	AMD-P	97-22-061	260-24-230	REP-W	97-17-043
250-10-060	PREP-XR	97-20-089	251-19-105	AMD-P	97-22-060	260-24-230	REP-P	97-21-092
250-10-070	PREP-XR	97-20-089	251-20-020	AMD-P	97-08-090	260-24-240	REP-P	97-04-060
250-10-080	PREP-XR	97-20-089	251-20-020	AMD-W	97-10-088	260-24-240	REP-W	97-17-043
250-10-090	PREP-XR	97-20-089	251-20-020	AMD-P	97-10-089	260-24-240	REP-P	97-21-092
250-10-100	PREP-XR	97-20-089	251-20-020	AMD	97-13-045	260-24-250	REP-P	97-04-060
250-10-110	PREP-XR	97-20-089	260-24-010	REP-P	97-04-060	260-24-250	REP-W	97-17-043
250-10-120	PREP-XR	97-20-089	260-24-010	REP-W	97-17-043	260-24-250	REP-P	97-21-092
250-10-130	PREP-XR	97-20-089	260-24-010	REP-P	97-21-092	260-24-260	REP-P	97-04-060
250-10-140	PREP-XR	97-20-089	260-24-020	REP-P	97-04-060	260-24-260	REP-W	97-17-043
250-10-150	PREP-XR	97-20-089	260-24-020	REP-W	97-17-043	260-24-260	REP-P	97-21-092
250-10-160	PREP-XR	97-20-089	260-24-020	REP-P	97-21-092	260-24-270	REP-P	97-04-060
250-10-170	PREP-XR	97-20-089	260-24-030	REP-P	97-04-060	260-24-270	REP-W	97-17-043
250-12-010	PREP-XR	97-20-091	260-24-030	REP-W	97-17-043	260-24-270	REP-P	97-21-092
250-12-020	PREP-XR	97-20-091	260-24-030	REP-P	97-21-092	260-24-280	REP-P	97-04-060
250-12-030	PREP-XR	97-20-091	260-24-040	REP-P	97-04-060	260-24-280	REP-W	97-17-043
250-12-040	PREP-XR	97-20-091	260-24-040	REP-W	97-17-043	260-24-280	REP-P	97-21-092
250-12-050	PREP-XR	97-20-091	260-24-040	REP-P	97-21-092	260-24-290	REP-P	97-04-060

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WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
260-24-290	REP-W	97-17-043	260-24-530	NEW-P	97-21-092	262-03	PREP	97-07-068
260-24-290	REP-P	97-21-092	260-24-540	NEW-P	97-04-060	262-03-010	NEW-P	97-11-063
260-24-300	REP-P	97-04-060	260-24-540	NEW-W	97-17-043	262-03-010	NEW	97-16-019
260-24-300	REP-W	97-17-043	260-24-540	NEW-P	97-21-092	262-03-020	NEW-P	97-11-063
260-24-300	REP-P	97-21-092	260-24-550	NEW-P	97-04-060	262-03-020	NEW	97-16-019
260-24-310	REP-P	97-04-060	260-24-550	NEW-W	97-17-043	262-03-030	NEW-P	97-11-063
260-24-310	REP-W	97-17-043	260-24-550	NEW-P	97-21-092	262-03-030	NEW	97-16-019
260-24-310	REP-P	97-21-092	260-24-560	NEW-P	97-04-060	262-03-040	NEW-P	97-11-063
260-24-320	REP-P	97-04-060	260-24-560	NEW-W	97-17-043	262-03-040	NEW	97-16-019
260-24-320	REP-W	97-17-043	260-24-560	NEW-P	97-21-092	262-03-050	NEW-P	97-11-063
260-24-320	REP-P	97-21-092	260-24-570	NEW-P	97-04-060	262-03-050	NEW	97-16-019
260-24-330	REP-P	97-04-060	260-24-570	NEW-W	97-17-043	262-03-060	NEW-P	97-11-063
260-24-330	REP-W	97-17-043	260-24-570	NEW-P	97-21-092	262-03-060	NEW	97-16-019
260-24-330	REP-P	97-21-092	260-24-580	NEW-P	97-04-060	262-03-070	NEW-P	97-11-063
260-24-340	REP-P	97-04-060	260-24-580	NEW-W	97-17-043	262-03-070	NEW	97-16-019
260-24-340	REP-W	97-17-043	260-24-580	NEW-P	97-21-092	262-03-080	NEW-P	97-11-063
260-24-340	REP-P	97-21-092	260-24-590	NEW-P	97-04-060	262-03-080	NEW	97-16-019
260-24-350	REP-P	97-04-060	260-24-590	NEW-W	97-17-043	262-03-090	NEW-P	97-11-063
260-24-350	REP-W	97-17-043	260-24-590	NEW-P	97-21-092	262-03-090	NEW	97-16-019
260-24-350	REP-P	97-21-092	260-24-600	NEW-P	97-04-060	262-04	PREP	97-14-025
260-24-360	REP-P	97-04-060	260-24-600	NEW-W	97-17-043	275-27-023	AMD-E	97-03-033
260-24-360	REP-W	97-17-043	260-24-600	NEW-P	97-21-092	275-27-023	AMD-P	97-08-007
260-24-360	REP-P	97-21-092	260-24-610	NEW-P	97-04-060	275-27-023	AMD-E	97-11-009
260-24-370	REP-P	97-04-060	260-24-610	NEW-W	97-17-043	275-27-023	AMD	97-13-051
260-24-370	REP-W	97-17-043	260-24-610	NEW-P	97-21-092	275-27-220	AMD-E	97-03-033
260-24-370	REP-P	97-21-092	260-24-620	NEW-P	97-04-060	275-27-220	AMD-P	97-08-007
260-24-380	REP-P	97-04-060	260-24-620	NEW-W	97-17-043	275-27-220	AMD-E	97-11-009
260-24-380	REP-W	97-17-043	260-24-620	NEW-P	97-21-092	275-27-220	AMD	97-13-051
260-24-380	REP-P	97-21-092	260-24-630	NEW-P	97-04-060	275-27-221	REP-E	97-03-033
260-24-390	REP-P	97-04-060	260-24-630	NEW-W	97-17-043	275-27-221	REP-P	97-08-007
260-24-390	REP-W	97-17-043	260-24-630	NEW-P	97-21-092	275-27-221	REP-E	97-11-009
260-24-390	REP-P	97-21-092	260-24-640	NEW-P	97-04-060	275-27-221	REP	97-13-051
260-24-400	REP-P	97-04-060	260-24-640	NEW-W	97-17-043	275-27-222	NEW-P	97-08-007
260-24-400	REP-W	97-17-043	260-24-640	NEW-P	97-21-092	275-27-222	NEW-E	97-11-009
260-24-400	REP-P	97-21-092	260-24-650	NEW-P	97-04-060	275-27-222	NEW	97-13-051
260-24-410	REP-P	97-04-060	260-24-650	NEW-W	97-17-043	275-27-223	AMD-E	97-03-033
260-24-410	REP-W	97-17-043	260-24-650	NEW-P	97-21-092	275-27-223	AMD-P	97-08-007
260-24-410	REP-P	97-21-092	260-24-660	NEW-P	97-04-060	275-27-223	AMD-E	97-11-009
260-24-420	REP-P	97-04-060	260-24-660	NEW-W	97-17-043	275-27-223	AMD	97-13-051
260-24-420	REP-W	97-17-043	260-24-660	NEW-P	97-21-092	275-27-400	AMD-E	97-03-033
260-24-420	REP-P	97-21-092	260-24-670	NEW-P	97-04-060	275-27-400	AMD-P	97-08-007
260-24-430	REP-P	97-04-060	260-24-670	NEW-W	97-17-043	275-27-400	AMD-E	97-11-009
260-24-430	REP-W	97-17-043	260-24-670	NEW-P	97-21-092	275-27-400	AMD	97-13-051
260-24-430	REP-P	97-21-092	260-24-680	NEW-P	97-04-060	275-30	PREP	97-19-103
260-24-440	REP-P	97-04-060	260-24-680	NEW-W	97-17-043	275-30-020	REP-P	97-19-102
260-24-440	REP-W	97-17-043	260-24-680	NEW-P	97-21-092	275-33-010	REP-P	97-19-102
260-24-440	REP-P	97-21-092	260-24-690	NEW-P	97-04-060	275-46-005	REP-P	97-19-102
260-24-450	REP-P	97-04-060	260-24-690	NEW-W	97-17-043	275-48-010	PREP	97-15-131
260-24-450	REP-W	97-17-043	260-24-690	NEW-P	97-21-092	275-48-010	REP-P	97-19-102
260-24-450	REP-P	97-21-092	260-24-700	NEW-P	97-04-060	275-48-015	PREP	97-15-131
260-24-460	REP-P	97-04-060	260-24-700	NEW-W	97-17-043	275-48-015	REP-P	97-19-102
260-24-460	REP-W	97-17-043	260-24-700	NEW-P	97-21-092	275-48-020	PREP	97-15-131
260-24-460	REP-P	97-21-092	260-32	PREP	97-04-059	275-48-020	REP-P	97-19-102
260-24-465	REP-P	97-04-060	260-32-370	NEW-P	97-21-093	275-48-025	PREP	97-15-131
260-24-465	REP-W	97-17-043	260-48	PREP	97-04-058	275-48-025	REP-P	97-19-102
260-24-465	REP-P	97-21-092	260-48-890	AMD-P	97-21-094	275-48-030	PREP	97-15-131
260-24-470	REP-P	97-04-060	262-01-030	PREP	97-06-112	275-48-030	REP-P	97-19-102
260-24-470	REP-W	97-17-043	262-01-030	AMD-P	97-09-091	275-48-035	PREP	97-15-131
260-24-470	REP-P	97-21-092	262-01-030	AMD-W	97-10-060	275-48-035	REP-P	97-19-102
260-24-480	REP-P	97-04-060	262-01-030	AMD-P	97-11-065	275-48-040	PREP	97-15-131
260-24-480	REP-W	97-17-043	262-01-030	AMD	97-16-021	275-48-040	REP-P	97-19-102
260-24-480	REP-P	97-21-092	262-01-130	NEW-P	97-17-078	275-48-045	PREP	97-15-131
260-24-500	NEW-P	97-04-060	262-01-130	NEW	97-20-086	275-48-045	REP-P	97-19-102
260-24-500	NEW-W	97-17-043	262-02-020	PREP	97-06-112	275-48-050	PREP	97-15-131
260-24-500	NEW-P	97-21-092	262-02-020	AMD-P	97-09-090	275-48-050	REP-P	97-19-102
260-24-510	NEW-P	97-04-060	262-02-020	AMD-W	97-10-060	275-60-010	PREP-X	97-14-071
260-24-510	NEW-W	97-17-043	262-02-020	AMD-P	97-11-064	275-60-010	REP	97-18-052
260-24-510	NEW-P	97-21-092	262-02-020	AMD	97-16-020	275-60-020	PREP-X	97-14-071
260-24-520	NEW-P	97-04-060	262-02-030	PREP	97-06-112	275-60-020	REP	97-18-052
260-24-520	NEW-W	97-17-043	262-02-030	AMD-P	97-09-090	275-60-030	PREP-X	97-14-071
260-24-520	NEW-P	97-21-092	262-02-030	AMD-W	97-10-060	275-60-030	REP	97-18-052
260-24-530	NEW-P	97-04-060	262-02-030	AMD-P	97-11-064	275-60-040	PREP-X	97-14-071
260-24-530	NEW-W	97-17-043	262-02-030	AMD	97-16-020	275-60-040	REP	97-18-052

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
275-60-050	PREP-X	97-14-071	275-80-870	REP-P	97-19-102	284-04	NEW-C	97-03-120
275-60-050	REP	97-18-052	275-80-872	PREP	97-15-131	284-04	NEW-C	97-08-091
275-60-060	PREP-X	97-14-071	275-80-872	REP-P	97-19-102	284-04	NEW-W	97-10-072
275-60-060	REP	97-18-052	275-80-876	PREP	97-15-131	284-10-010	REP-P	97-21-155
275-60-070	PREP-X	97-14-071	275-80-876	REP-P	97-19-102	284-10-015	REP-P	97-21-155
275-60-070	REP	97-18-052	275-80-878	PREP	97-15-131	284-10-020	REP-P	97-21-155
275-60-200	PREP-X	97-14-071	275-80-878	REP-P	97-19-102	284-10-030	REP-P	97-21-155
275-60-200	REP	97-18-052	275-80-890	PREP	97-15-131	284-10-050	REP-P	97-21-155
275-60-300	PREP-X	97-14-071	275-80-890	REP-P	97-19-102	284-10-060	REP-P	97-21-155
275-60-300	REP	97-18-052	275-80-895	PREP	97-15-131	284-10-070	REP-P	97-21-155
275-60-400	PREP-X	97-14-071	275-80-895	REP-P	97-19-102	284-10-090	REP-P	97-21-155
275-60-400	REP	97-18-052	275-80-900	PREP	97-15-131	284-10-140	REP-P	97-21-155
275-60-500	PREP-X	97-14-071	275-80-900	REP-P	97-19-102	284-13-505	NEW	97-05-012
275-60-500	REP	97-18-052	275-80-905	PREP	97-15-131	284-13-515	NEW	97-05-012
275-60-510	PREP-X	97-14-071	275-80-905	REP-P	97-19-102	284-13-520	AMD	97-05-012
275-60-510	REP	97-18-052	275-80-910	PREP	97-15-131	284-13-530	NEW	97-05-012
275-60-520	PREP-X	97-14-071	275-80-910	REP-P	97-19-102	284-13-535	NEW	97-05-012
275-60-520	REP	97-18-052	275-80-915	PREP	97-15-131	284-13-540	AMD	97-05-012
275-76-005	PREP	97-15-131	275-80-915	REP-P	97-19-102	284-13-550	AMD	97-05-012
275-76-005	REP-P	97-19-102	275-80-920	PREP	97-15-131	284-13-560	AMD	97-05-012
275-76-010	PREP	97-15-131	275-80-920	REP-P	97-19-102	284-13-570	AMD	97-05-012
275-76-010	REP-P	97-19-102	275-80-925	PREP	97-15-131	284-13-590	AMD	97-05-012
275-76-020	PREP	97-15-131	275-80-925	REP-P	97-19-102	284-13-595	NEW	97-05-012
275-76-020	REP-P	97-19-102	275-80-930	PREP	97-15-131	284-17-220	AMD-P	97-15-150
275-76-030	PREP	97-15-131	275-80-930	REP-P	97-19-102	284-17-220	AMD	97-19-007
275-76-030	REP-P	97-19-102	275-80-935	PREP	97-15-131	284-23	PREP	97-20-140
275-76-040	PREP	97-15-131	275-80-935	REP-P	97-19-102	284-23-610	AMD-P	97-22-108
275-76-040	REP-P	97-19-102	275-80-940	PREP	97-15-131	284-23-620	AMD-P	97-22-108
275-76-050	PREP	97-15-131	275-80-940	REP-P	97-19-102	284-23-640	AMD-P	97-22-108
275-76-050	REP-P	97-19-102	275-80-995	PREP	97-15-131	284-23-645	NEW-P	97-22-108
275-76-060	PREP	97-15-131	275-80-995	REP-P	97-19-102	284-23-650	AMD-P	97-22-108
275-76-060	REP-P	97-19-102	275-110-010	PREP	97-15-131	284-23-660	AMD-P	97-22-108
275-76-070	PREP	97-15-131	275-110-020	PREP	97-15-131	284-23-690	AMD-P	97-22-108
275-76-070	REP-P	97-19-102	275-110-030	PREP	97-15-131	284-23-710	AMD-P	97-22-108
275-76-080	PREP	97-15-131	275-110-040	PREP	97-15-131	284-23-730	AMD-P	97-22-108
275-76-080	REP-P	97-19-102	275-110-050	PREP	97-15-131	284-30-395	NEW-S	97-03-090
275-76-090	PREP	97-15-131	275-110-060	PREP	97-15-131	284-30-395	NEW-C	97-08-045
275-76-090	REP-P	97-19-102	275-110-070	PREP	97-15-131	284-30-395	NEW-C	97-11-010
275-76-100	PREP	97-15-131	275-110-080	PREP	97-15-131	284-30-395	NEW	97-13-005
275-76-100	REP-P	97-19-102	275-110-090	PREP	97-15-131	284-43	AMD-P	97-21-155
275-76-110	PREP	97-15-131	275-110-100	PREP	97-15-131	284-43-040	REP-P	97-21-155
275-76-110	REP-P	97-19-102	275-110-110	PREP	97-15-131	284-43-100	REP-P	97-21-155
275-76-120	PREP	97-15-131	275-110-120	PREP	97-15-131	284-43-110	NEW-W	97-08-044
275-76-120	REP-P	97-19-102	275-150-010	PREP	97-15-131	284-43-110	NEW-P	97-21-155
275-76-130	PREP	97-15-131	275-150-010	REP-P	97-19-102	284-43-120	NEW-W	97-08-044
275-76-130	REP-P	97-19-102	275-150-020	PREP	97-15-131	284-43-120	NEW-P	97-21-155
275-76-140	PREP	97-15-131	275-150-020	REP-P	97-19-102	284-43-130	NEW-W	97-08-044
275-76-140	REP-P	97-19-102	275-150-030	PREP	97-15-131	284-43-130	NEW-P	97-21-155
275-76-150	PREP	97-15-131	275-150-030	REP-P	97-19-102	284-43-200	NEW-W	97-08-044
275-76-150	REP-P	97-19-102	275-150-040	PREP	97-15-131	284-43-200	NEW-P	97-21-155
275-80-805	PREP	97-15-131	275-150-040	REP-P	97-19-102	284-43-210	NEW-W	97-08-044
275-80-805	REP-P	97-19-102	275-150-050	PREP	97-15-131	284-43-210	NEW-P	97-21-155
275-80-810	PREP	97-15-131	275-150-050	REP-P	97-19-102	284-43-220	NEW-P	97-21-155
275-80-810	REP-P	97-19-102	275-150-060	PREP	97-15-131	284-43-250	NEW-P	97-21-155
275-80-815	PREP	97-15-131	275-150-060	REP-P	97-19-102	284-43-300	NEW-W	97-08-044
275-80-815	REP-P	97-19-102	275-150-070	PREP	97-15-131	284-43-300	NEW-P	97-21-155
275-80-840	PREP	97-15-131	275-150-070	REP-P	97-19-102	284-43-310	NEW-W	97-08-044
275-80-840	REP-P	97-19-102	275-150-080	PREP	97-15-131	284-43-310	NEW-P	97-21-155
275-80-842	PREP	97-15-131	275-150-080	REP-P	97-19-102	284-43-320	NEW-W	97-08-044
275-80-842	REP-P	97-19-102	275-150-090	PREP	97-15-131	284-43-320	NEW-P	97-21-155
275-80-844	PREP	97-15-131	275-150-090	REP-P	97-19-102	284-43-330	NEW-W	97-08-044
275-80-844	REP-P	97-19-102	275-155	AMD-P	97-11-044	284-43-330	NEW-P	97-21-155
275-80-846	PREP	97-15-131	275-155-005	AMD-P	97-11-044	284-43-340	NEW-W	97-08-044
275-80-846	REP-P	97-19-102	275-155-010	AMD-P	97-11-044	284-43-340	NEW-P	97-21-155
275-80-848	PREP	97-15-131	275-155-070	NEW-P	97-11-044	284-43-350	NEW-W	97-08-044
275-80-848	REP-P	97-19-102	275-155-080	NEW-P	97-11-044	284-43-360	NEW-W	97-08-044
275-80-852	PREP	97-15-131	275-155-090	NEW-P	97-11-044	284-43-400	NEW-W	97-08-044
275-80-852	REP-P	97-19-102	275-155-100	NEW-P	97-11-044	284-43-400	NEW-P	97-21-155
275-80-854	PREP	97-15-131	275-155-110	NEW-P	97-11-044	284-43-410	NEW-W	97-08-044
275-80-854	REP-P	97-19-102	275-155-120	NEW-P	97-11-044	284-43-410	NEW-P	97-21-155
275-80-860	PREP	97-15-131	275-155-130	NEW-P	97-11-044	284-43-420	NEW-W	97-08-044
275-80-860	REP-P	97-19-102	275-155-140	NEW-P	97-11-044	284-43-420	NEW-P	97-21-155
275-80-870	PREP	97-15-131	284-04	NEW-C	97-03-023	284-43-500	NEW-W	97-08-044

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
284-43-510	NEW-W	97-08-044	284-44-410	REP-W	97-08-044	296-10-050	REP	97-17-064
284-43-520	NEW-W	97-08-044	284-44-410	REP-P	97-21-155	296-10-060	PREP-X	97-13-034
284-43-530	NEW-W	97-08-044	284-46-020	REP-P	97-21-155	296-10-060	REP	97-17-064
284-43-540	NEW-W	97-08-044	284-46-575	REP-W	97-08-044	296-10-070	PREP-X	97-13-034
284-43-550	NEW-W	97-08-044	284-46-575	REP-P	97-21-155	296-10-070	REP	97-17-064
284-43-560	NEW-W	97-08-044	284-51-050	PREP	97-04-074	296-10-080	PREP-X	97-13-034
284-43-600	NEW-W	97-08-044	284-54-750	NEW-P	97-15-150	296-10-080	REP	97-17-064
284-43-610	NEW-W	97-08-044	284-54-750	NEW	97-19-007	296-10-090	PREP-X	97-13-034
284-43-610	NEW-P	97-21-155	284-74-010	PREP	97-20-141	296-10-090	REP	97-17-064
284-43-620	NEW-W	97-08-044	284-85-085	AMD-P	97-15-150	296-10-100	PREP-X	97-13-034
284-43-620	NEW-P	97-21-155	284-85-085	AMD	97-19-007	296-10-100	REP	97-17-064
284-43-630	NEW-W	97-08-044	286-13-040	PREP	97-08-079	296-10-110	PREP-X	97-13-034
284-43-630	NEW-P	97-21-155	286-13-040	AMD-P	97-12-027	296-10-110	REP	97-17-064
284-43-640	NEW-W	97-08-044	286-13-040	AMD	97-17-004	296-10-120	PREP-X	97-13-034
284-43-640	NEW-P	97-21-155	286-13-045	AMD-P	97-04-006	296-10-120	REP	97-17-064
284-43-650	NEW-W	97-08-044	286-13-045	AMD	97-08-003	296-10-130	PREP-X	97-13-034
284-43-650	NEW-P	97-21-155	286-13-085	AMD-P	97-04-006	296-10-130	REP	97-17-064
284-43-700	NEW-C	97-05-006	286-13-085	AMD	97-08-003	296-10-140	PREP-X	97-13-034
284-43-700	NEW-C	97-08-046	286-13-110	AMD-P	97-04-006	296-10-140	REP	97-17-064
284-43-700	NEW-W	97-11-001	286-13-110	AMD	97-08-003	296-10-150	PREP-X	97-13-034
284-43-700	NEW-P	97-21-155	286-13-110	PREP	97-08-079	296-10-150	REP	97-17-064
284-43-710	NEW-P	97-21-155	286-13-110	AMD-P	97-12-027	296-10-160	PREP-X	97-13-034
284-43-720	NEW-P	97-21-155	286-13-110	AMD	97-17-004	296-10-160	REP	97-17-064
284-43-730	NEW-P	97-21-155	286-13-115	PREP	97-08-079	296-10-170	PREP-X	97-13-034
284-43-800	NEW-P	97-21-155	286-13-115	AMD-P	97-12-027	296-10-170	REP	97-17-064
284-43-900	NEW-P	97-20-139	286-13-115	AMD	97-17-004	296-10-180	PREP-X	97-13-034
284-43-900	NEW-C	97-21-151	286-26-080	AMD-P	97-04-006	296-10-180	REP	97-17-064
284-43-905	NEW-P	97-20-139	286-26-080	AMD	97-08-003	296-10-190	PREP-X	97-13-034
284-43-905	NEW-C	97-21-151	286-27-040	AMD-P	97-04-006	296-10-190	REP	97-17-064
284-43-910	NEW-P	97-20-139	286-27-040	AMD	97-08-003	296-10-200	PREP-X	97-13-034
284-43-910	NEW-C	97-21-151	286-27-050	REP-P	97-04-006	296-10-200	REP	97-17-064
284-43-915	NEW-P	97-20-139	286-27-050	REP	97-08-003	296-10-210	PREP-X	97-13-034
284-43-915	NEW-C	97-21-151	286-35-030	AMD-P	97-04-006	296-10-210	REP	97-17-064
284-43-920	NEW-P	97-20-139	286-35-030	AMD	97-08-003	296-10-220	PREP-X	97-13-034
284-43-920	NEW-C	97-21-151	286-35-040	REP-P	97-04-006	296-10-220	REP	97-17-064
284-43-925	NEW-P	97-20-139	286-35-040	REP	97-08-003	296-10-370	PREP-X	97-13-034
284-43-925	NEW-C	97-21-151	286-40-020	AMD-P	97-04-006	296-10-370	REP	97-17-064
284-43-930	NEW-P	97-20-139	286-40-020	AMD	97-08-003	296-10-380	PREP-X	97-13-034
284-43-930	NEW-C	97-21-151	287-04-029	NEW-XA	97-20-060	296-10-380	REP	97-17-064
284-43-935	NEW-P	97-20-139	287-04-031	AMD-XA	97-20-060	296-10-390	PREP-X	97-13-034
284-43-935	NEW-C	97-21-151	287-04-032	NEW-XA	97-20-060	296-10-390	REP	97-17-064
284-43-940	NEW-P	97-20-139	287-04-033	NEW-XA	97-20-060	296-10-400	PREP-X	97-13-034
284-43-940	NEW-C	97-21-151	287-04-034	NEW-XA	97-20-060	296-10-400	REP	97-17-064
284-43-945	NEW-P	97-20-139	287-04-038	NEW-XA	97-20-060	296-10-410	PREP-X	97-13-034
284-43-945	NEW-C	97-21-151	287-04-039	NEW-XA	97-20-060	296-10-410	REP	97-17-064
284-43-950	NEW-P	97-20-139	292-09-010	AMD-P	97-05-022	296-10-420	PREP-X	97-13-034
284-43-950	NEW-C	97-21-151	292-09-010	AMD	97-13-069	296-10-420	REP	97-17-064
284-43-955	NEW-P	97-20-139	292-11-010	NEW-S	97-05-023	296-10-430	PREP-X	97-13-034
284-43-955	NEW-C	97-21-151	292-11-010	NEW	97-13-075	296-10-430	REP	97-17-064
284-44-100	REP-P	97-20-139	292-11-020	NEW-S	97-05-023	296-10-440	PREP-X	97-13-034
284-44-100	REP-C	97-21-151	292-11-020	NEW	97-13-075	296-10-440	REP	97-17-064
284-44-110	REP-P	97-20-139	292-11-030	NEW-W	97-09-057	296-10-450	PREP-X	97-13-034
284-44-110	REP-C	97-21-151	292-110-010	PREP	97-13-006	296-10-450	REP	97-17-064
284-44-120	REP-P	97-20-139	292-110-010	AMD-P	97-21-076	296-10-460	PREP-X	97-13-034
284-44-120	REP-C	97-21-151	292-110-050	NEW-P	97-20-098	296-10-460	REP	97-17-064
284-44-130	REP-P	97-20-139	292-110-060	NEW-P	97-20-099	296-10-470	PREP-X	97-13-034
284-44-130	REP-C	97-21-151	292-120-010	NEW-P	97-03-133	296-10-470	REP	97-17-064
284-44-140	REP-P	97-20-139	292-120-010	NEW	97-07-058	296-10-480	PREP-X	97-13-034
284-44-140	REP-C	97-21-151	292-120-020	NEW-P	97-03-133	296-10-480	REP	97-17-064
284-44-150	REP-P	97-20-139	292-120-020	NEW	97-07-058	296-10-490	PREP-X	97-13-034
284-44-150	REP-C	97-21-151	292-120-030	NEW-P	97-03-133	296-10-490	REP	97-17-064
284-44-160	REP-P	97-20-139	292-120-030	NEW	97-07-058	296-10-500	PREP-X	97-13-034
284-44-160	REP-C	97-21-151	292-120-040	NEW-P	97-03-133	296-10-500	REP	97-17-064
284-44-190	REP-P	97-20-139	292-120-040	NEW	97-07-058	296-10-510	PREP-X	97-13-034
284-44-190	REP-C	97-21-151	296-10-010	PREP-X	97-13-034	296-10-510	REP	97-17-064
284-44-200	REP-P	97-20-139	296-10-010	REP	97-17-064	296-10-520	PREP-X	97-13-034
284-44-200	REP-C	97-21-151	296-10-020	PREP-X	97-13-034	296-10-520	REP	97-17-064
284-44-210	REP-P	97-20-139	296-10-020	REP	97-17-064	296-10-530	PREP-X	97-13-034
284-44-210	REP-C	97-21-151	296-10-030	PREP-X	97-13-034	296-10-530	REP	97-17-064
284-44-220	REP-P	97-20-139	296-10-030	REP	97-17-064	296-10-540	PREP-X	97-13-034
284-44-220	REP-C	97-21-151	296-10-040	PREP-X	97-13-034	296-10-540	REP	97-17-064
284-44-240	REP-W	97-08-044	296-10-040	REP	97-17-064	296-10-550	PREP-X	97-13-034
284-44-240	REP-P	97-21-155	296-10-050	PREP-X	97-13-034	296-10-550	REP	97-17-064

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Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-10-560	PREP-X	97-13-034	296-17-45003	AMD	97-06-007	296-20-200	AMD	97-09-036
296-10-560	REP	97-17-064	296-17-45003	AMD-E	97-08-043	296-20-210	AMD	97-09-036
296-10-570	PREP-X	97-13-034	296-17-45003	AMD-P	97-08-051	296-20-220	AMD	97-09-036
296-10-570	REP	97-17-064	296-17-45003	AMD	97-12-011	296-23	PREP	97-02-096
296-10-580	PREP-X	97-13-034	296-17-45006	NEW	97-06-007	296-23-190	REP-P	97-19-090
296-10-580	REP	97-17-064	296-17-45006	AMD-E	97-08-043	296-23-210	REP-P	97-19-090
296-10-590	PREP-X	97-13-034	296-17-45006	AMD-P	97-08-051	296-23-220	PREP	97-02-097
296-10-590	REP	97-17-064	296-17-45006	AMD	97-12-011	296-23-220	AMD-P	97-05-076
296-11-001	DECOD	97-08-042	296-17-52107	REP	97-06-007	296-23-220	AMD	97-10-017
296-11-003	DECOD	97-08-042	296-17-52112	REP	97-06-007	296-23-230	PREP	97-02-097
296-11-010	DECOD	97-08-042	296-17-52114	NEW	97-06-007	296-23-230	AMD-P	97-05-076
296-11-020	DECOD	97-08-042	296-17-52114	REP-E	97-08-043	296-23-230	AMD	97-10-017
296-11-030	DECOD	97-08-042	296-17-52114	REP-P	97-08-051	296-23-265	AMD	97-09-036
296-11-040	DECOD	97-08-042	296-17-52114	REP	97-12-011	296-23-26501	NEW	97-09-036
296-11-050	DECOD	97-08-042	296-17-52115	NEW	97-06-007	296-23-26502	NEW	97-09-036
296-11-060	DECOD	97-08-042	296-17-52115	REP-E	97-08-043	296-23-26503	NEW	97-09-036
296-11-070	DECOD	97-08-042	296-17-52115	REP-P	97-08-051	296-23-26504	NEW	97-09-036
296-11-080	DECOD	97-08-042	296-17-52115	REP	97-12-011	296-23-26505	NEW	97-09-036
296-11-090	DECOD	97-08-042	296-17-52116	NEW	97-06-007	296-23-26506	NEW	97-09-036
296-11-100	DECOD	97-08-042	296-17-52117	NEW	97-06-007	296-23-267	NEW	97-09-036
296-11-110	DECOD	97-08-042	296-17-52117	REP-E	97-08-043	296-23A	PREP	97-02-097
296-11-120	DECOD	97-08-042	296-17-52117	REP-P	97-08-051	296-23A-0100	NEW	97-06-066
296-11-130	DECOD	97-08-042	296-17-52117	REP	97-12-011	296-23A-0110	NEW	97-06-066
296-11-140	DECOD	97-08-042	296-17-52118	NEW-E	97-08-043	296-23A-0120	NEW	97-06-066
296-11-150	DECOD	97-08-042	296-17-52118	NEW-P	97-08-051	296-23A-0130	NEW	97-06-066
296-11-160	DECOD	97-08-042	296-17-52118	NEW	97-12-011	296-23A-0140	NEW	97-06-066
296-11-170	DECOD	97-08-042	296-17-52119	NEW-E	97-08-043	296-23A-0150	NEW	97-06-066
296-11-180	DECOD	97-08-042	296-17-52119	NEW-P	97-08-051	296-23A-0160	NEW	97-06-066
296-11-190	DECOD	97-08-042	296-17-52119	NEW	97-12-011	296-23A-0170	NEW	97-06-066
296-11-200	DECOD	97-08-042	296-17-52120	NEW-E	97-08-043	296-23A-0180	NEW	97-06-066
296-11-210	DECOD	97-08-042	296-17-52120	NEW-P	97-08-051	296-23A-0190	NEW	97-06-066
296-11-220	DECOD	97-08-042	296-17-52120	NEW	97-12-011	296-23A-0195	NEW	97-06-066
296-11-230	DECOD	97-08-042	296-17-52121	NEW-E	97-08-043	296-23A-0200	NEW	97-06-066
296-11-240	DECOD	97-08-042	296-17-52121	NEW-P	97-08-051	296-23A-0210	NEW	97-06-066
296-11-250	DECOD	97-08-042	296-17-52121	NEW	97-12-011	296-23A-0220	NEW	97-06-066
296-11-260	DECOD	97-08-042	296-17-52122	NEW-E	97-08-043	296-23A-0230	NEW	97-06-066
296-11-270	DECOD	97-08-042	296-17-52122	NEW-P	97-08-051	296-23A-0240	NEW	97-06-066
296-11-280	DECOD	97-08-042	296-17-52122	NEW	97-12-011	296-23A-0250	NEW	97-06-066
296-11-290	DECOD	97-08-042	296-17-52123	NEW-E	97-08-043	296-23A-0300	NEW	97-06-066
296-11-300	DECOD	97-08-042	296-17-52123	NEW-P	97-08-051	296-23A-0310	NEW	97-06-066
296-11-310	DECOD	97-08-042	296-17-52123	NEW	97-12-011	296-23A-0350	NEW	97-06-066
296-11-320	DECOD	97-08-042	296-17-52124	NEW-E	97-08-043	296-23A-0360	NEW	97-06-066
296-11-330	DECOD	97-08-042	296-17-52124	NEW-P	97-08-051	296-23A-0400	NEW	97-06-066
296-11-340	DECOD	97-08-042	296-17-52124	NEW	97-12-011	296-23A-0410	NEW	97-06-066
296-11-350	DECOD	97-08-042	296-17-52125	NEW-E	97-08-043	296-23A-0420	NEW	97-06-066
296-11-360	DECOD	97-08-042	296-17-52125	NEW-P	97-08-051	296-23A-0430	NEW	97-06-066
296-11-370	DECOD	97-08-042	296-17-52125	NEW	97-12-011	296-23A-0440	NEW	97-06-066
296-11-380	DECOD	97-08-042	296-17-52126	NEW-E	97-08-043	296-23A-0450	NEW	97-06-066
296-11-390	DECOD	97-08-042	296-17-52126	NEW-P	97-08-051	296-23A-0460	NEW	97-06-066
296-11-400	DECOD	97-08-042	296-17-52126	NEW	97-12-011	296-23A-0470	NEW	97-06-066
296-11-410	DECOD	97-08-042	296-17-855	AMD-P	97-19-095	296-23A-0480	NEW	97-06-066
296-11-420	DECOD	97-08-042	296-17-875	AMD-P	97-19-095	296-23A-0490	NEW	97-06-066
296-11-430	DECOD	97-08-042	296-17-880	AMD-P	97-19-095	296-23A-0500	NEW	97-06-066
296-11-440	DECOD	97-08-042	296-17-885	AMD-P	97-19-095	296-23A-0520	NEW	97-06-066
296-11-450	DECOD	97-08-042	296-17-890	AMD-P	97-19-095	296-23A-0530	NEW	97-06-066
296-11-460	DECOD	97-08-042	296-17-895	AMD-P	97-19-095	296-23A-0540	NEW	97-06-066
296-11-470	DECOD	97-08-042	296-17-89502	NEW	97-06-007	296-23A-0550	NEW	97-06-066
296-11-480	DECOD	97-08-042	296-17-89502	AMD-E	97-08-043	296-23A-0560	NEW	97-06-066
296-11-490	DECOD	97-08-042	296-17-89502	AMD-P	97-08-051	296-23A-0570	NEW	97-06-066
296-11-500	DECOD	97-08-042	296-17-89502	AMD	97-12-011	296-23A-0575	NEW	97-06-066
296-11-510	DECOD	97-08-042	296-17-89502	AMD-P	97-19-095	296-23A-0580	NEW	97-06-066
296-11-520	DECOD	97-08-042	296-17-919	AMD-P	97-19-095	296-23A-0600	NEW	97-06-066
296-11-530	DECOD	97-08-042	296-17-91901	AMD-P	97-19-095	296-23A-0610	NEW	97-06-066
296-11-540	DECOD	97-08-042	296-17-91902	AMD-P	97-19-095	296-23A-0620	NEW	97-06-066
296-11-550	DECOD	97-08-042	296-17-91903	AMD-P	97-19-095	296-23A-100	REP	97-06-066
296-11-560	DECOD	97-08-042	296-17-91904	AMD-P	97-19-095	296-23A-105	REP	97-06-066
296-11-570	DECOD	97-08-042	296-17-91905	AMD-P	97-19-095	296-23A-106	REP	97-06-066
296-11-580	DECOD	97-08-042	296-17-920	AMD-P	97-19-095	296-23A-110	REP	97-06-066
296-11-590	DECOD	97-08-042	296-20	PREP	97-02-096	296-23A-115	REP	97-06-066
296-17	PREP	97-15-139	296-20-125	PREP	97-02-097	296-23A-120	REP	97-06-066
296-17	PREP	97-15-140	296-20-135	PREP	97-02-097	296-23A-125	REP	97-06-066
296-17	PREP	97-15-141	296-20-135	AMD-P	97-05-076	296-23A-130	REP	97-06-066
296-17	PREP	97-15-142	296-20-135	AMD	97-10-017	296-23A-135	REP	97-06-066

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WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-23A-140	REP	97-06-066	296-24-67515	AMD-P	97-13-062	296-44-11035	REP-P	97-21-071
296-23A-145	REP	97-06-066	296-24-67517	AMD-P	97-13-062	296-44-11041	REP-P	97-21-071
296-23A-150	REP	97-06-066	296-24-67519	AMD-P	97-13-062	296-44-125	REP-P	97-21-071
296-23A-155	REP	97-06-066	296-24-67520	NEW-P	97-13-062	296-44-12505	REP-P	97-21-071
296-23A-160	REP	97-06-066	296-24-67521	NEW-P	97-13-062	296-44-12515	REP-P	97-21-071
296-23A-165	REP	97-06-066	296-24-67701	REP-P	97-13-062	296-44-134	REP-P	97-21-071
296-23A-170	REP	97-06-066	296-24-070	REP-P	97-17-079	296-44-13405	REP-P	97-21-071
296-23A-175	REP	97-06-066	296-27-15503	AMD-P	97-03-085	296-44-13415	REP-P	97-21-071
296-23A-180	REP	97-06-066	296-27-15503	AMD	97-11-054	296-44-13421	REP-P	97-21-071
296-23A-185	REP	97-06-066	296-44	PREP	97-16-119	296-44-13431	REP-P	97-21-071
296-23A-190	REP	97-06-066	296-44-005	REP-P	97-21-071	296-44-170	REP-P	97-21-071
296-23A-200	REP	97-06-066	296-44-010	REP-P	97-21-071	296-44-17005	REP-P	97-21-071
296-23A-205	REP	97-06-066	296-44-011	REP-P	97-21-071	296-44-17017	REP-P	97-21-071
296-23A-210	REP	97-06-066	296-44-013	REP-P	97-21-071	296-44-17029	REP-P	97-21-071
296-23A-215	REP	97-06-066	296-44-015	REP-P	97-21-071	296-44-182	REP-P	97-21-071
296-23A-220	REP	97-06-066	296-44-016	REP-P	97-21-071	296-44-18205	REP-P	97-21-071
296-23A-225	REP	97-06-066	296-44-017	REP-P	97-21-071	296-44-18225	REP-P	97-21-071
296-23A-230	REP	97-06-066	296-44-023	REP-P	97-21-071	296-44-18239	REP-P	97-21-071
296-23A-235	REP	97-06-066	296-44-02301	REP-P	97-21-071	296-44-18250	REP-P	97-21-071
296-23A-300	REP	97-06-066	296-44-02305	REP-P	97-21-071	296-44-18261	REP-P	97-21-071
296-23A-310	REP	97-06-066	296-44-02309	REP-P	97-21-071	296-44-18273	REP-P	97-21-071
296-23A-315	REP	97-06-066	296-44-02315	REP-P	97-21-071	296-44-194	REP-P	97-21-071
296-23A-320	REP	97-06-066	296-44-02319	REP-P	97-21-071	296-44-19405	REP-P	97-21-071
296-23A-400	REP	97-06-066	296-44-02323	REP-P	97-21-071	296-44-19421	REP-P	97-21-071
296-23A-430	REP	97-06-066	296-44-02329	REP-P	97-21-071	296-44-19433	REP-P	97-21-071
296-24	PREP	97-11-051	296-44-02335	REP-P	97-21-071	296-44-212	REP-P	97-21-071
296-24-07801	AMD-P	97-03-085	296-44-02349	REP-P	97-21-071	296-44-21209	REP-P	97-21-071
296-24-07801	AMD	97-11-055	296-44-025	REP-P	97-21-071	296-44-21221	REP-P	97-21-071
296-24-084	AMD-P	97-03-085	296-44-025	REP-P	97-21-071	296-44-21230	REP-P	97-21-071
296-24-084	AMD	97-11-055	296-44-035	REP-P	97-21-071	296-44-21241	REP-P	97-21-071
296-24-088	AMD-P	97-03-085	296-44-03505	REP-P	97-21-071	296-44-21253	REP-P	97-21-071
296-24-088	AMD	97-11-055	296-44-03509	REP-P	97-21-071	296-44-21265	REP-P	97-21-071
296-24-060	REP-P	97-17-079	296-44-041	REP-P	97-21-071	296-44-21273	REP-P	97-21-071
296-24-061	NEW-P	97-17-079	296-44-04105	REP-P	97-21-071	296-44-21279	REP-P	97-21-071
296-24-06105	NEW-P	97-17-079	296-44-04109	REP-P	97-21-071	296-44-21287	REP-P	97-21-071
296-24-06110	NEW-P	97-17-079	296-44-04125	REP-P	97-21-071	296-44-21295	REP-P	97-21-071
296-24-06115	NEW-P	97-17-079	296-44-04129	REP-P	97-21-071	296-44-242	REP-P	97-21-071
296-24-06120	NEW-P	97-17-079	296-44-04135	REP-P	97-21-071	296-44-24205	REP-P	97-21-071
296-24-06125	NEW-P	97-17-079	296-44-051	REP-P	97-21-071	296-44-24213	REP-P	97-21-071
296-24-06130	NEW-P	97-17-079	296-44-05105	REP-P	97-21-071	296-44-24221	REP-P	97-21-071
296-24-06135	NEW-P	97-17-079	296-44-05109	REP-P	97-21-071	296-44-24233	REP-P	97-21-071
296-24-06140	NEW-P	97-17-079	296-44-05115	REP-P	97-21-071	296-44-263	REP-P	97-21-071
296-24-06145	NEW-P	97-17-079	296-44-05119	REP-P	97-21-071	296-44-26309	REP-P	97-21-071
296-24-06150	NEW-P	97-17-079	296-44-05125	REP-P	97-21-071	296-44-26321	REP-P	97-21-071
296-24-06155	NEW-P	97-17-079	296-44-05129	REP-P	97-21-071	296-44-26333	REP-P	97-21-071
296-24-06160	NEW-P	97-17-079	296-44-05131	REP-P	97-21-071	296-44-278	REP-P	97-21-071
296-24-065	REP-P	97-17-079	296-44-05135	REP-P	97-21-071	296-44-27809	REP-P	97-21-071
296-24-067	REP-P	97-17-079	296-44-05141	REP-P	97-21-071	296-44-27821	REP-P	97-21-071
296-24-18005	AMD-P	97-21-041	296-44-065	REP-P	97-21-071	296-44-27833	REP-P	97-21-071
296-24-205	AMD-P	97-21-146	296-44-06505	REP-P	97-21-071	296-44-27847	REP-P	97-21-071
296-24-20501	AMD-P	97-21-146	296-44-06511	REP-P	97-21-071	296-44-29501	REP-P	97-21-071
296-24-20503	AMD-P	97-21-146	296-44-06517	REP-P	97-21-071	296-44-29509	REP-P	97-21-071
296-24-20505	AMD-P	97-21-146	296-44-074	REP-P	97-21-071	296-44-29515	REP-P	97-21-071
296-24-20507	AMD-P	97-21-146	296-44-07405	REP-P	97-21-071	296-44-29523	REP-P	97-21-071
296-24-20509	AMD-P	97-21-146	296-44-07411	REP-P	97-21-071	296-44-29529	REP-P	97-21-071
296-24-20511	AMD-P	97-21-146	296-44-07417	REP-P	97-21-071	296-44-29539	REP-P	97-21-071
296-24-20513	AMD-P	97-21-146	296-44-07423	REP-P	97-21-071	296-44-29541	REP-P	97-21-071
296-24-20515	AMD-P	97-21-146	296-44-07427	REP-P	97-21-071	296-44-29551	REP-P	97-21-071
296-24-20517	AMD-P	97-21-146	296-44-07433	REP-P	97-21-071	296-44-29563	REP-P	97-21-071
296-24-20519	AMD-P	97-21-146	296-44-07439	REP-P	97-21-071	296-44-29572	REP-P	97-21-071
296-24-20521	AMD-P	97-21-146	296-44-086	REP-P	97-21-071	296-44-317	REP-P	97-21-071
296-24-20523	AMD-P	97-21-146	296-44-08605	REP-P	97-21-071	296-44-31709	REP-P	97-21-071
296-24-20525	AMD-P	97-21-146	296-44-08611	REP-P	97-21-071	296-44-31719	REP-P	97-21-071
296-24-20527	AMD-P	97-21-146	296-44-08619	REP-P	97-21-071	296-44-31729	REP-P	97-21-071
296-24-20529	AMD-P	97-21-146	296-44-098	REP-P	97-21-071	296-44-31738	REP-P	97-21-071
296-24-20531	AMD-P	97-21-146	296-44-09805	REP-P	97-21-071	296-44-31749	REP-P	97-21-071
296-24-20533	AMD-P	97-21-146	296-44-09811	REP-P	97-21-071	296-44-31757	REP-P	97-21-071
296-24-67501	AMD-P	97-13-062	296-44-09819	REP-P	97-21-071	296-44-31765	REP-P	97-21-071
296-24-67505	AMD-P	97-13-062	296-44-09826	REP-P	97-21-071	296-44-31772	REP-P	97-21-071
296-24-67507	AMD-P	97-13-062	296-44-110	REP-P	97-21-071	296-44-31783	REP-P	97-21-071
296-24-67509	AMD-P	97-13-062	296-44-11005	REP-P	97-21-071	296-44-31792	REP-P	97-21-071
296-24-67511	AMD-P	97-13-062	296-44-11021	REP-P	97-21-071	296-44-350	REP-P	97-21-071
296-24-67513	AMD-P	97-13-062	296-44-11029	REP-P	97-21-071	296-44-35009	REP-P	97-21-071

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296-44-365	REP-P	97-21-071	296-45-025	NEW-P	97-21-147	296-45-52530	NEW-P	97-21-147
296-44-36518	REP-P	97-21-071	296-45-035	NEW-P	97-21-147	296-45-52535	NEW-P	97-21-147
296-44-36527	REP-P	97-21-071	296-45-045	NEW-P	97-21-147	296-45-52540	NEW-P	97-21-147
296-44-36539	REP-P	97-21-071	296-45-055	NEW-P	97-21-147	296-45-52545	NEW-P	97-21-147
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296-44-39823	REP-P	97-21-071	296-45-17515	NEW-P	97-21-147	296-45-65019	REP-P	97-21-147
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296-44-41309	REP-P	97-21-071	296-45-17540	NEW-P	97-21-147	296-45-65027	REP-P	97-21-147
296-44-41321	REP-P	97-21-071	296-45-17545	NEW-P	97-21-147	296-45-65029	REP-P	97-21-147
296-44-41333	REP-P	97-21-071	296-45-17550	NEW-P	97-21-147	296-45-65031	REP-P	97-21-147
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296-44-41359	REP-P	97-21-071	296-45-17560	NEW-P	97-21-147	296-45-65035	REP-P	97-21-147
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296-44-42509	REP-P	97-21-071	296-45-195	NEW-P	97-21-147	296-45-65038	REP-P	97-21-147
296-44-42521	REP-P	97-21-071	296-45-205	NEW-P	97-21-147	296-45-65039	REP-P	97-21-147
296-44-42533	REP-P	97-21-071	296-45-215	NEW-P	97-21-147	296-45-65041	REP-P	97-21-147
296-44-42541	REP-P	97-21-071	296-45-225	NEW-P	97-21-147	296-45-65043	REP-P	97-21-147
296-44-42559	REP-P	97-21-071	296-45-255	NEW-P	97-21-147	296-45-65045	REP-P	97-21-147
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296-44-44033	REP-P	97-21-071	296-45-285	NEW-P	97-21-147	296-45-66003	REP-P	97-21-147
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296-44-45257	REP-P	97-21-071	296-45-355	NEW-P	97-21-147	296-45-690	REP-P	97-21-147
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296-44-46739	REP-P	97-21-071	296-45-455	NEW-P	97-21-147	296-45-901	NEW-P	97-21-147
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296-44-850	REP-P	97-21-071	296-45-465	NEW-P	97-21-147	296-46-090	AMD	97-12-016
296-44-855	REP-P	97-21-071	296-45-475	NEW-P	97-21-147	296-46-090	AMD-P	97-14-111
296-44-860	REP-P	97-21-071	296-45-485	NEW-P	97-21-147	296-46-130	AMD-P	97-03-083
296-44-865	REP-P	97-21-071	296-45-48505	NEW-P	97-21-147	296-46-130	AMD	97-12-016
296-44-870	REP-P	97-21-071	296-45-48510	NEW-P	97-21-147	296-46-140	AMD-P	97-03-083
296-44-875	REP-P	97-21-071	296-45-48515	NEW-P	97-21-147	296-46-140	AMD	97-12-016
296-44-880	REP-P	97-21-071	296-45-48520	NEW-P	97-21-147	296-46-150	REP-P	97-03-083
296-44-88001	REP-P	97-21-071	296-45-48525	NEW-P	97-21-147	296-46-150	REP	97-12-016
296-44-88002	REP-P	97-21-071	296-45-48530	NEW-P	97-21-147	296-46-21008	AMD-P	97-03-083
296-44-88003	REP-P	97-21-071	296-45-48535	NEW-P	97-21-147	296-46-21008	AMD	97-12-016
296-44-88004	REP-P	97-21-071	296-45-48540	NEW-P	97-21-147	296-46-21052	AMD-P	97-03-083
296-44-88005	REP-P	97-21-071	296-45-48545	NEW-P	97-21-147	296-46-21052	AMD	97-12-016
296-44-88006	REP-P	97-21-071	296-45-48550	NEW-P	97-21-147	296-46-21052	AMD-P	97-14-111
296-44-88007	REP-P	97-21-071	296-45-48555	NEW-P	97-21-147	296-46-225	AMD-P	97-03-083
296-44-88008	REP-P	97-21-071	296-45-48560	NEW-P	97-21-147	296-46-225	AMD	97-12-016
296-44-88009	REP-P	97-21-071	296-45-525	NEW-P	97-21-147	296-46-23028	AMD-P	97-03-083
296-44-88010	REP-P	97-21-071	296-45-52505	NEW-P	97-21-147	296-46-23028	AMD	97-12-016
296-44-88011	REP-P	97-21-071	296-45-52510	NEW-P	97-21-147	296-46-23062	AMD-P	97-03-083
296-45	PREP	97-16-119	296-45-52515	NEW-P	97-21-147	296-46-23062	AMD	97-12-016
296-45	AMD-P	97-21-147	296-45-52520	NEW-P	97-21-147	296-46-30001	AMD-P	97-03-083
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296-46-360	AMD	97-12-016	296-54	PREP	97-10-071	296-93-020	REP-P	97-14-110
296-46-370	AMD-P	97-03-083	296-62	PREP	97-05-047	296-93-020	REP	97-22-069
296-46-370	AMD	97-12-016	296-62	PREP	97-06-101	296-93-030	REP-P	97-14-110
296-46-514	AMD-P	97-03-083	296-62	PREP	97-09-078	296-93-030	REP	97-22-069
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296-46-725	AMD-P	97-03-083	296-62-07354	AMD-P	97-21-040	296-93-070	REP	97-22-069
296-46-725	AMD	97-12-016	296-62-07460	NEW-P	97-09-079	296-93-080	REP-P	97-14-110
296-46-910	AMD-P	97-03-083	296-62-07460	NEW	97-19-014	296-93-080	REP	97-22-069
296-46-910	AMD-E	97-10-064	296-62-07470	NEW-P	97-13-063	296-93-090	REP-P	97-14-110
296-46-910	AMD	97-12-016	296-62-07470	NEW	97-18-062	296-93-090	REP	97-22-069
296-46-910	AMD-P	97-14-111	296-62-07473	NEW-P	97-13-063	296-93-100	REP-P	97-14-110
296-46-910	AMD-E	97-16-070	296-62-07473	NEW	97-18-062	296-93-100	REP	97-22-069
296-46-915	AMD-P	97-03-083	296-62-07475	NEW-P	97-13-063	296-93-120	REP-P	97-14-110
296-46-915	AMD	97-12-016	296-62-07475	NEW	97-18-062	296-93-120	REP	97-22-069
296-46-915	AMD-P	97-14-111	296-62-07477	NEW-P	97-13-063	296-93-140	REP-P	97-14-110
296-46-920	AMD-P	97-03-083	296-62-07477	NEW	97-18-062	296-93-140	REP	97-22-069
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296-46-930	AMD-P	97-14-111	296-62-075	AMD	97-19-014	296-93-150	REP	97-22-069
296-46-950	AMD-P	97-14-111	296-62-07501	AMD-P	97-09-079	296-93-160	REP-P	97-14-110
296-46-960	NEW-P	97-14-111	296-62-07501	AMD	97-19-014	296-93-160	REP	97-22-069
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296-49-005	REP-P	97-09-039	296-62-07510	AMD	97-19-014	296-93-170	REP	97-22-069
296-49-005	REP	97-16-043	296-62-07515	AMD-P	97-09-079	296-93-190	REP-P	97-14-110
296-49-010	REP-P	97-09-039	296-62-07515	AMD	97-19-014	296-93-190	REP	97-22-069
296-49-010	REP	97-16-043	296-62-07711	AMD-P	97-09-079	296-93-200	REP-P	97-14-110
296-49-015	REP-P	97-09-039	296-62-07711	AMD	97-19-014	296-93-200	REP	97-22-069
296-49-015	REP	97-16-043	296-62-07712	AMD-P	97-09-079	296-93-210	REP-P	97-14-110
296-49-020	REP-P	97-09-039	296-62-07712	AMD	97-19-014	296-93-210	REP	97-22-069
296-49-020	REP	97-16-043	296-62-07715	AMD-P	97-09-079	296-93-220	REP-P	97-14-110
296-49-025	REP-P	97-09-039	296-62-07715	AMD	97-19-014	296-93-220	REP	97-22-069
296-49-025	REP	97-16-043	296-62-07717	AMD-P	97-09-079	296-93-230	REP-P	97-14-110
296-49-030	REP-P	97-09-039	296-62-07717	AMD	97-19-014	296-93-230	REP	97-22-069
296-49-030	REP	97-16-043	296-62-07721	AMD-P	97-09-079	296-93-240	REP-P	97-14-110
296-49-035	REP-P	97-09-039	296-62-07721	AMD	97-19-014	296-93-240	REP	97-22-069
296-49-035	REP	97-16-043	296-62-07725	AMD-P	97-09-079	296-93-250	REP-P	97-14-110
296-49-040	REP-P	97-09-039	296-62-07725	AMD	97-19-014	296-93-250	REP	97-22-069
296-49-040	REP	97-16-043	296-62-07728	AMD-P	97-09-079	296-93-260	REP-P	97-14-110
296-49-045	REP-P	97-09-039	296-62-07728	AMD	97-19-014	296-93-260	REP	97-22-069
296-49-045	REP	97-16-043	296-62-07761	REP-P	97-09-079	296-93-270	REP-P	97-14-110
296-49-050	REP-P	97-09-039	296-62-07761	REP	97-19-014	296-93-270	REP	97-22-069
296-49-050	REP	97-16-043	296-62-11015	AMD-P	97-13-062	296-93-280	REP-P	97-14-110
296-49-055	REP-P	97-09-039	296-62-20017	AMD-P	97-21-040	296-93-280	REP	97-22-069
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296-49-060	REP-P	97-09-039	296-62-20029	AMD-P	97-21-040	296-93-290	REP	97-22-069
296-49-060	REP	97-16-043	296-63-009	AMD-P	97-21-042	296-93-300	AMD-P	97-03-132
296-49-065	REP-P	97-09-039	296-65-001	AMD-P	97-09-079	296-93-300	AMD	97-11-053
296-49-065	REP	97-16-043	296-65-001	AMD	97-19-014	296-93-300	REP-P	97-14-110
296-49A-010	NEW-P	97-09-039	296-65-030	AMD-P	97-09-079	296-93-300	REP	97-22-069
296-49A-010	NEW	97-16-043	296-65-030	AMD	97-19-014	296-93-320	REP-P	97-03-132
296-49A-020	NEW-P	97-09-039	296-81	PREP	97-21-144	296-93-320	REP	97-11-053
296-49A-020	NEW	97-16-043	296-86	PREP	97-21-144	296-93-320	REP-P	97-14-110
296-49A-030	NEW-P	97-09-039	296-86-020	AMD-P	97-03-132	296-93-330	AMD-P	97-03-132
296-49A-030	NEW	97-16-043	296-86-020	AMD	97-11-053	296-93-330	AMD	97-11-053
296-49A-040	NEW-P	97-09-039	296-86-030	AMD-P	97-03-132	296-93-330	REP-P	97-14-110
296-49A-040	NEW	97-16-043	296-86-030	AMD	97-11-053	296-93-330	REP	97-22-069
296-49A-050	NEW-P	97-09-039	296-86-050	AMD-P	97-03-132	296-93A-010	NEW-P	97-14-110
296-49A-050	NEW	97-16-043	296-86-050	AMD	97-11-053	296-93A-010	NEW	97-22-069
296-49A-060	NEW-P	97-09-039	296-86-060	AMD-P	97-03-132	296-93A-020	NEW-P	97-14-110
296-49A-060	NEW	97-16-043	296-86-060	AMD	97-11-053	296-93A-020	NEW	97-22-069
296-49A-070	NEW-P	97-09-039	296-86-070	AMD-P	97-03-132	296-93A-030	NEW-P	97-14-110
296-49A-070	NEW	97-16-043	296-86-070	AMD	97-11-053	296-93A-030	NEW	97-22-069
296-49A-080	NEW-P	97-09-039	296-86-075	AMD-P	97-03-132	296-93A-040	NEW-P	97-14-110
296-49A-080	NEW	97-16-043	296-86-075	AMD	97-11-053	296-93A-040	NEW	97-22-069
296-49A-090	NEW-P	97-09-039	296-86-080	AMD-P	97-03-132	296-93A-050	NEW-P	97-14-110
296-49A-090	NEW	97-16-043	296-86-080	AMD	97-11-053	296-93A-050	NEW	97-22-069
296-49A-100	NEW-P	97-09-039	296-86-090	NEW-P	97-03-132	296-93A-070	NEW-P	97-14-110
296-49A-100	NEW	97-16-043	296-86-090	NEW	97-11-053	296-93A-070	NEW	97-22-069
296-49A-110	NEW-P	97-09-039	296-93-010	REP-P	97-14-110	296-93A-080	NEW-P	97-14-110

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296-93A-080	NEW	97-22-069	296-99-090	AMD-P	97-09-079	296-116-410	DECOD	97-08-042
296-93A-090	NEW-P	97-14-110	296-99-090	AMD	97-22-065	296-116-420	DECOD	97-08-042
296-93A-090	NEW	97-22-069	296-99-093	AMD-P	97-09-079	296-116-500	DECOD	97-08-042
296-93A-100	NEW-P	97-14-110	296-99-093	AMD	97-22-065	296-126-098	PREP	97-18-078
296-93A-100	NEW	97-22-069	296-99-095	AMD-P	97-09-079	296-126-140	PREP-X	97-13-034
296-93A-120	NEW-P	97-14-110	296-99-095	AMD	97-22-065	296-126-140	REP	97-17-064
296-93A-120	NEW	97-22-069	296-104	PREP	97-11-004	296-128-013	NEW-W	97-03-073
296-93A-140	NEW-P	97-14-110	296-104-107	NEW-P	97-15-138	296-128-530	PREP	97-18-079
296-93A-140	NEW	97-22-069	296-104-107	NEW	97-20-109	296-128-535	NEW-P	97-21-145
296-93A-150	NEW-P	97-14-110	296-104-200	AMD-P	97-15-138	296-129-020	PREP-X	97-13-034
296-93A-150	NEW	97-22-069	296-104-200	AMD	97-20-109	296-129-020	REP	97-17-064
296-93A-160	NEW-P	97-14-110	296-104-215	AMD-P	97-15-138	296-129-030	PREP-X	97-13-034
296-93A-160	NEW	97-22-069	296-104-215	AMD	97-20-109	296-129-030	REP	97-17-064
296-93A-170	NEW-P	97-14-110	296-104-265	AMD-P	97-15-138	296-129-040	PREP-X	97-13-034
296-93A-170	NEW	97-22-069	296-104-265	AMD	97-20-109	296-129-040	REP	97-17-064
296-93A-190	NEW-P	97-14-110	296-104-270	AMD-P	97-15-138	296-150C	PREP	97-21-141
296-93A-190	NEW	97-22-069	296-104-270	AMD	97-20-109	296-150C	PREP	97-21-143
296-93A-200	NEW-P	97-14-110	296-104-300	AMD-P	97-15-138	296-150C-0040	AMD-P	97-09-039
296-93A-200	NEW	97-22-069	296-104-300	AMD	97-20-109	296-150C-0040	AMD	97-16-043
296-93A-210	NEW-P	97-14-110	296-104-305	AMD-P	97-15-138	296-150C-0090	NEW-W	97-04-070
296-93A-210	NEW	97-22-069	296-104-305	AMD	97-20-109	296-150C-0100	AMD-P	97-09-039
296-93A-220	NEW-P	97-14-110	296-104-310	AMD-P	97-15-138	296-150C-0100	AMD	97-16-043
296-93A-220	NEW	97-22-069	296-104-310	AMD	97-20-109	296-150C-1010	NEW-W	97-04-070
296-93A-230	NEW-P	97-14-110	296-104-320	AMD-P	97-15-138	296-150C-3000	AMD-P	97-03-132
296-93A-230	NEW	97-22-069	296-104-320	AMD	97-20-109	296-150C-3000	AMD	97-11-053
296-93A-240	NEW-P	97-14-110	296-104-325	AMD-P	97-15-138	296-150F	PREP	97-21-141
296-93A-240	NEW	97-22-069	296-104-325	AMD	97-20-109	296-150F	PREP	97-21-143
296-93A-250	NEW-P	97-14-110	296-104-330	AMD-P	97-15-138	296-150F-0040	AMD-P	97-09-039
296-93A-250	NEW	97-22-069	296-104-330	AMD	97-20-109	296-150F-0040	AMD	97-16-043
296-93A-260	NEW-P	97-14-110	296-104-400	REP-P	97-15-138	296-150F-0100	AMD-P	97-09-039
296-93A-260	NEW	97-22-069	296-104-400	REP	97-20-109	296-150F-0100	AMD	97-16-043
296-93A-270	NEW-P	97-14-110	296-104-405	AMD-P	97-15-138	296-150F-3000	AMD-P	97-03-132
296-93A-270	NEW	97-22-069	296-104-405	AMD	97-20-109	296-150F-3000	AMD	97-11-053
296-93A-280	NEW-P	97-14-110	296-104-410	REP-P	97-15-138	296-150M	PREP	97-21-141
296-93A-280	NEW	97-22-069	296-104-410	REP	97-20-109	296-150M	PREP	97-21-143
296-93A-290	NEW-P	97-14-110	296-104-415	REP-P	97-15-138	296-150M-0040	AMD-P	97-09-039
296-93A-290	NEW	97-22-069	296-104-415	REP	97-20-109	296-150M-0040	AMD	97-16-043
296-93A-300	NEW-P	97-14-110	296-116-010	DECOD	97-08-042	296-150M-0100	AMD-P	97-09-039
296-93A-300	NEW	97-22-069	296-116-020	DECOD	97-08-042	296-150M-0100	AMD	97-16-043
296-93A-330	NEW-P	97-14-110	296-116-030	DECOD	97-08-042	296-150M-3000	AMD-P	97-03-132
296-93A-330	NEW	97-22-069	296-116-050	DECOD	97-08-042	296-150M-3000	AMD	97-11-053
296-99-010	AMD-P	97-09-079	296-116-060	DECOD	97-08-042	296-150P	PREP	97-21-141
296-99-010	AMD	97-22-065	296-116-070	AMD	97-06-105	296-150P	PREP	97-21-143
296-99-015	AMD-P	97-09-079	296-116-070	DECOD	97-08-042	296-150P-0010	NEW-P	97-09-039
296-99-015	AMD	97-22-065	296-116-075	DECOD	97-08-042	296-150P-0010	NEW	97-16-043
296-99-020	AMD-P	97-09-079	296-116-080	DECOD	97-08-042	296-150P-0020	NEW-P	97-09-039
296-99-020	AMD	97-22-065	296-116-081	DECOD	97-08-042	296-150P-0020	NEW	97-16-043
296-99-025	AMD-P	97-09-079	296-116-082	PREP	97-06-102	296-150P-0030	NEW-P	97-09-039
296-99-025	AMD	97-22-065	296-116-082	AMD-E	97-08-040	296-150P-0030	NEW	97-16-043
296-99-030	AMD-P	97-09-079	296-116-082	DECOD	97-08-042	296-150P-0040	NEW-P	97-09-039
296-99-030	AMD	97-22-065	296-116-083	DECOD	97-08-042	296-150P-0040	NEW	97-16-043
296-99-035	AMD-P	97-09-079	296-116-085	DECOD	97-08-042	296-150P-0060	NEW-P	97-09-039
296-99-035	AMD	97-22-065	296-116-110	DECOD	97-08-042	296-150P-0060	NEW	97-16-043
296-99-040	AMD-P	97-09-079	296-116-115	DECOD	97-08-042	296-150P-0100	NEW-P	97-09-039
296-99-040	AMD	97-22-065	296-116-120	DECOD	97-08-042	296-150P-0100	NEW	97-16-043
296-99-045	AMD-P	97-09-079	296-116-140	DECOD	97-08-042	296-150P-0110	NEW-P	97-09-039
296-99-045	AMD	97-22-065	296-116-150	DECOD	97-08-042	296-150P-0110	NEW	97-16-043
296-99-050	AMD-P	97-09-079	296-116-170	DECOD	97-08-042	296-150P-0120	NEW-P	97-09-039
296-99-050	AMD	97-22-065	296-116-175	DECOD	97-08-042	296-150P-0120	NEW	97-16-043
296-99-055	AMD-P	97-09-079	296-116-185	DECOD	97-08-042	296-150P-0130	NEW-P	97-09-039
296-99-055	AMD	97-22-065	296-116-200	AMD	97-06-106	296-150P-0130	NEW	97-16-043
296-99-060	AMD-P	97-09-079	296-116-200	DECOD	97-08-042	296-150P-0200	NEW-P	97-09-039
296-99-060	AMD	97-22-065	296-116-205	DECOD	97-08-042	296-150P-0200	NEW	97-16-043
296-99-065	AMD-P	97-09-079	296-116-2051	DECOD	97-08-042	296-150P-0210	NEW-P	97-09-039
296-99-065	AMD	97-22-065	296-116-300	AMD-P	97-08-041	296-150P-0210	NEW	97-16-043
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296-99-070	AMD	97-22-065	296-116-315	DECOD	97-08-042	296-150P-0220	NEW	97-16-043
296-99-075	AMD-P	97-09-079	296-116-35001	DECOD	97-08-042	296-150P-0250	NEW-P	97-09-039
296-99-075	AMD	97-22-065	296-116-360	AMD-P	97-06-103	296-150P-0250	NEW	97-16-043
296-99-080	AMD-P	97-09-079	296-116-360	AMD-E	97-06-104	296-150P-0280	NEW-P	97-09-039
296-99-080	AMD	97-22-065	296-116-360	DECOD	97-08-042	296-150P-0280	NEW	97-16-043
296-99-085	AMD-P	97-09-079	296-116-370	DECOD	97-08-042	296-150P-0290	NEW-P	97-09-039
296-99-085	AMD	97-22-065	296-116-400	DECOD	97-08-042	296-150P-0290	NEW	97-16-043

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296-150P-0300	NEW	97-16-043	296-150R-0120	AMD	97-16-043	296-155-700	AMD-P	97-16-091
296-150P-0310	NEW-P	97-09-039	296-150R-0130	AMD-P	97-09-039	296-155-730	AMD-P	97-16-091
296-150P-0310	NEW	97-16-043	296-150R-0130	AMD	97-16-043	296-200	PREP	97-03-081
296-150P-0320	NEW-P	97-09-039	296-150R-0200	AMD-P	97-09-039	296-200-005	REP-P	97-16-090
296-150P-0320	NEW	97-16-043	296-150R-0200	AMD	97-16-043	296-200-015	REP-P	97-16-090
296-150P-0330	NEW-P	97-09-039	296-150R-0250	AMD-P	97-09-039	296-200-025	AMD-P	97-03-132
296-150P-0330	NEW	97-16-043	296-150R-0250	AMD	97-16-043	296-200-025	AMD	97-11-053
296-150P-0340	NEW-P	97-09-039	296-150R-0280	AMD-P	97-09-039	296-200-025	REP-P	97-16-090
296-150P-0340	NEW	97-16-043	296-150R-0280	AMD	97-16-043	296-200-035	REP-P	97-16-090
296-150P-0350	NEW-P	97-09-039	296-150R-0400	AMD-P	97-09-039	296-200-040	REP-P	97-16-090
296-150P-0350	NEW	97-16-043	296-150R-0400	AMD	97-16-043	296-200-050	AMD-P	97-03-132
296-150P-0400	NEW-P	97-09-039	296-150R-0640	AMD-P	97-09-039	296-200-050	AMD	97-11-053
296-150P-0400	NEW	97-16-043	296-150R-0640	AMD	97-16-043	296-200-050	REP-P	97-16-090
296-150P-0410	NEW-P	97-09-039	296-150R-0850	AMD-P	97-09-039	296-200-060	REP-P	97-16-090
296-150P-0410	NEW	97-16-043	296-150R-0850	AMD	97-16-043	296-200-060	REP-P	97-16-090
296-150P-0420	NEW-P	97-09-039	296-150R-1000	AMD-P	97-09-039	296-200-070	REP-P	97-16-090
296-150P-0420	NEW	97-16-043	296-150R-1000	AMD	97-16-043	296-200-080	REP-P	97-16-090
296-150P-0440	NEW-P	97-09-039	296-150R-2000	AMD-P	97-09-039	296-200-090	REP-P	97-16-090
296-150P-0440	NEW	97-16-043	296-150R-2000	AMD	97-16-043	296-200-100	REP-P	97-16-090
296-150P-0450	NEW-P	97-09-039	296-150R-2020	AMD-P	97-09-039	296-200-110	REP-P	97-16-090
296-150P-0450	NEW	97-16-043	296-150R-2020	AMD	97-16-043	296-200-111	REP-P	97-16-090
296-150P-0600	NEW-P	97-09-039	296-150R-3000	AMD-P	97-03-132	296-200-112	REP-P	97-16-090
296-150P-0600	NEW	97-16-043	296-150R-3000	AMD-P	97-09-039	296-200-300	REP-P	97-16-090
296-150P-0610	NEW-P	97-09-039	296-150R-3000	AMD	97-11-053	296-200-310	REP-P	97-16-090
296-150P-0610	NEW	97-16-043	296-150R-3000	AMD	97-16-043	296-200-320	REP-P	97-16-090
296-150P-0620	NEW-P	97-09-039	296-155	PREP	97-10-095	296-200-330	REP-P	97-16-090
296-150P-0620	NEW	97-16-043	296-155-24525	AMD-P	97-16-091	296-200-340	REP-P	97-16-090
296-150P-0630	NEW-P	97-09-039	296-155-481	AMD-P	97-16-091	296-200-350	REP-P	97-16-090
296-150P-0630	NEW	97-16-043	296-155-482	NEW-P	97-16-091	296-200-360	REP-P	97-16-090
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296-150P-0640	NEW	97-16-043	296-155-484	NEW-P	97-16-091	296-200-380	REP-P	97-16-090
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296-150P-0720	NEW-P	97-09-039	296-155-48505	REP-P	97-16-091	296-200-900	AMD	97-11-053
296-150P-0720	NEW	97-16-043	296-155-48506	REP-P	97-16-091	296-200-900	REP-P	97-16-090
296-150P-1000	NEW-P	97-09-039	296-155-48507	REP-P	97-16-091	296-200A	PREP	97-21-143
296-150P-1000	NEW	97-16-043	296-155-48508	REP-P	97-16-091	296-200A-005	NEW-P	97-16-090
296-150P-1010	NEW-P	97-09-039	296-155-48509	REP-P	97-16-091	296-200A-015	NEW-P	97-16-090
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296-150R-0040	AMD	97-16-043	296-155-498	NEW-P	97-16-091	296-200A-510	NEW-P	97-16-090
296-150R-0060	AMD-P	97-09-039	296-155-527	AMD-P	97-03-085	296-200A-900	NEW-P	97-16-090
296-150R-0060	AMD	97-16-043	296-155-527	AMD	97-11-055	296-301-020	AMD-P	97-21-146
296-150R-0100	AMD-P	97-09-039	296-155-528	NEW-P	97-16-091	296-304-010	AMD-P	97-13-062
296-150R-0100	AMD	97-16-043	296-155-605	AMD-P	97-16-091	296-304-01001	AMD-P	97-13-062
296-150R-0110	AMD-P	97-09-039	296-155-615	AMD-P	97-16-091	296-304-03001	AMD-P	97-13-062
296-150R-0110	AMD	97-16-043	296-155-683	AMD-P	97-16-091	296-304-03003	AMD-P	97-13-062
296-150R-0110	AMD	97-16-043	296-155-688	AMD-P	97-16-091	296-304-03005	AMD-P	97-13-062

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296-400-120	REP	97-11-052	308-11-160	NEW-P	97-07-035	308-17-230	AMD	97-17-051
296-400-130	REP-P	97-03-084	308-11-160	NEW	97-10-046	308-17-240	AMD-P	97-13-080
296-400-130	REP	97-11-052	308-12-025	AMD	97-03-121	308-17-240	AMD	97-17-051
296-400-140	REP-P	97-03-084	308-12-031	AMD	97-03-121	308-17-300	AMD-P	97-13-080
296-400-140	REP	97-11-052	308-12-040	AMD	97-03-121	308-17-300	AMD	97-17-051
296-400-300	REP-P	97-03-084	308-12-050	AMD	97-03-121	308-17-310	AMD-P	97-13-080
296-400-300	REP	97-11-052	308-12-140	REP	97-03-121	308-17-310	AMD	97-17-051
296-400A	PREP	97-21-143	308-12-145	REP	97-03-121	308-17-320	AMD-P	97-13-080
296-400A-005	NEW-P	97-03-085	308-12-210	NEW	97-03-121	308-17-320	AMD	97-17-051
296-400A-005	NEW	97-11-052	308-12-220	NEW	97-03-121	308-18-020	AMD-P	97-13-081
296-400A-020	NEW-P	97-03-085	308-12-230	NEW	97-03-121	308-18-020	AMD	97-17-050
296-400A-020	NEW	97-11-052	308-12-240	NEW-W	97-03-065	308-18-030	AMD-P	97-13-081
296-400A-030	NEW-P	97-03-085	308-12-240	NEW	97-03-121	308-18-030	AMD	97-17-050
296-400A-030	NEW	97-11-052	308-12-250	NEW-W	97-03-065	308-18-100	AMD-P	97-13-081
296-400A-031	NEW-P	97-03-085	308-12-260	NEW-W	97-03-065	308-18-100	AMD	97-17-050
296-400A-031	NEW	97-11-052	308-12-320	AMD	97-06-064	308-18-110	AMD-P	97-13-081
296-400A-032	NEW-P	97-03-085	308-12-324	AMD	97-03-121	308-18-110	AMD	97-17-050
296-400A-032	NEW	97-11-052	308-12-326	AMD	97-06-064	308-18-120	AMD-P	97-13-081
296-400A-033	NEW-P	97-03-085	308-12-326	AMD-P	97-10-080	308-18-120	AMD	97-17-050
296-400A-033	NEW	97-11-052	308-12-326	AMD	97-13-095	308-18-140	AMD-P	97-13-081
296-400A-035	NEW-P	97-03-085	308-13-045	NEW-P	97-03-022	308-18-140	AMD	97-17-050
296-400A-035	NEW	97-11-052	308-13-045	NEW	97-06-065	308-18-150	AMD-P	97-13-081
296-400A-045	NEW-P	97-03-085	308-13-160	AMD-P	97-03-022	308-18-150	AMD	97-17-050
296-400A-045	NEW	97-11-052	308-13-160	AMD	97-06-065	308-18-170	AMD-P	97-13-081
296-400A-050	NEW-P	97-03-085	308-13-210	NEW	97-10-026	308-18-170	AMD	97-17-050
296-400A-050	NEW	97-11-052	308-13-220	NEW	97-10-026	308-18-180	NEW-P	97-13-081
296-400A-070	NEW-P	97-03-085	308-13-230	NEW	97-10-026	308-18-180	NEW	97-17-050
296-400A-070	NEW	97-11-052	308-13-240	NEW	97-10-026	308-18-185	NEW-P	97-13-081
296-400A-100	NEW-P	97-03-085	308-14-210	NEW-P	97-07-031	308-18-185	NEW	97-17-050
296-400A-100	NEW	97-11-052	308-14-210	NEW	97-10-053	308-18-190	NEW-P	97-13-081
296-400A-110	NEW-P	97-03-085	308-14-220	NEW-P	97-07-031	308-18-190	NEW	97-17-050
296-400A-110	NEW	97-11-052	308-14-220	NEW	97-10-053	308-18-240	AMD-P	97-13-081
296-400A-120	NEW-P	97-03-085	308-14-230	NEW-P	97-07-031	308-18-240	AMD	97-17-050
296-400A-120	NEW	97-11-052	308-14-230	NEW	97-10-053	308-18-300	AMD-P	97-13-081
296-400A-121	NEW-P	97-03-085	308-17	AMD-P	97-13-080	308-18-300	AMD	97-17-050
296-400A-121	NEW	97-11-052	308-17	AMD	97-17-051	308-19-400	NEW-P	97-07-026
296-400A-130	NEW-P	97-03-085	308-17-010	AMD-P	97-13-080	308-19-400	NEW	97-10-047
296-400A-130	NEW	97-11-052	308-17-010	AMD	97-17-051	308-19-410	NEW-P	97-07-026
296-400A-140	NEW-P	97-03-085	308-17-020	AMD-P	97-13-080	308-19-410	NEW	97-10-047
296-400A-140	NEW	97-11-052	308-17-020	AMD	97-17-051	308-19-420	NEW-P	97-07-026
296-400A-300	NEW-P	97-03-085	308-17-030	AMD-P	97-13-080	308-19-420	NEW	97-10-047
296-400A-300	NEW	97-11-052	308-17-030	AMD	97-17-051	308-20-160	PREP-X	97-13-026
296-400A-400	NEW-P	97-03-085	308-17-100	AMD-P	97-13-080	308-20-160	REP	97-17-062
296-400A-400	NEW	97-11-052	308-17-100	AMD	97-17-051	308-20-500	PREP-X	97-13-026
296-400A-425	NEW-P	97-03-085	308-17-105	AMD-P	97-13-080	308-20-500	REP	97-17-062
296-400A-425	NEW	97-11-052	308-17-105	AMD	97-17-051	308-20-710	NEW-P	97-07-032
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296-401	AMD-C	97-15-143	308-17-110	AMD	97-17-051	308-20-720	NEW-P	97-07-032
296-401	PREP	97-21-142	308-17-120	AMD-P	97-13-080	308-20-720	NEW	97-10-049
296-401-060	AMD-P	97-14-111	308-17-120	AMD	97-17-051	308-20-730	NEW-P	97-07-032
296-401-080	AMD-P	97-03-083	308-17-130	AMD-P	97-13-080	308-20-730	NEW	97-10-049
296-401-080	AMD	97-12-016	308-17-130	AMD	97-17-051	308-29-090	NEW-P	97-07-033
296-401-090	AMD-P	97-03-083	308-17-140	AMD-P	97-13-080	308-29-090	NEW-W	97-09-022
296-401-090	AMD	97-12-016	308-17-140	AMD	97-17-051	308-29-100	NEW-P	97-07-033
296-401-100	AMD-P	97-03-083	308-17-150	AMD-P	97-13-080	308-29-100	NEW-W	97-09-022
296-401-100	AMD	97-12-016	308-17-150	AMD	97-17-051	308-29-110	NEW-P	97-07-033
296-401-100	AMD-P	97-14-111	308-17-160	AMD-P	97-13-080	308-29-110	NEW-W	97-09-022
296-401-120	AMD-P	97-03-083	308-17-160	AMD	97-17-051	308-30-170	NEW-P	97-07-029
296-401-120	AMD	97-12-016	308-17-165	AMD-P	97-13-080	308-30-170	NEW	97-10-052
296-401-163	AMD-P	97-14-111	308-17-165	AMD	97-17-051	308-30-180	NEW-P	97-07-029
296-401-165	AMD-P	97-03-083	308-17-170	AMD-P	97-13-080	308-30-180	NEW	97-10-052
296-401-165	AMD	97-12-016	308-17-170	AMD	97-17-051	308-30-190	NEW-P	97-07-029
296-401-165	AMD-P	97-14-111	308-17-180	NEW-P	97-13-080	308-30-190	NEW	97-10-052
296-401-170	AMD-P	97-14-111	308-17-180	NEW	97-17-051	308-32-100	NEW-P	97-07-027
296-401-175	AMD-P	97-03-083	308-17-180	NEW-P	97-13-080	308-32-100	NEW	97-10-050
296-401-175	AMD	97-12-016	308-17-185	NEW	97-17-051	308-32-110	NEW-P	97-07-027
296-401-175	AMD-P	97-14-111	308-17-190	NEW-P	97-13-080	308-32-110	NEW	97-10-050
308-10-050	AMD-P	97-14-103	308-17-190	NEW	97-17-051	308-32-120	NEW-P	97-07-027
308-10-050	AMD	97-17-009	308-17-190	NEW	97-17-051	308-32-120	NEW	97-10-050
308-11-140	NEW-P	97-07-035	308-17-205	AMD-P	97-13-080	308-33-110	NEW-P	97-07-030
308-11-140	NEW	97-10-046	308-17-205	AMD	97-17-051	308-33-110	NEW	97-10-054
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308-33-130	NEW	97-10-054	308-56A-355	REP-P	97-09-002	308-57-310	REP-P	97-07-069
308-48-030	AMD-P	97-16-064	308-56A-355	REP-W	97-13-009	308-57-310	REP	97-12-015
308-48-030	AMD	97-21-061	308-56A-360	AMD-P	97-09-002	308-57-320	REP-P	97-07-069
308-48-031	AMD-P	97-16-063	308-56A-360	AMD-W	97-13-009	308-57-320	REP	97-12-015
308-48-031	AMD	97-21-060	308-56A-365	AMD-P	97-09-002	308-57-410	REP-P	97-07-069
308-48-150	AMD-P	97-16-062	308-56A-365	AMD-W	97-13-009	308-57-410	REP	97-12-015
308-48-150	AMD	97-21-062	308-56A-370	NEW-P	97-09-002	308-57-420	REP-P	97-07-069
308-48-160	AMD-P	97-16-062	308-56A-370	NEW-W	97-13-009	308-57-420	REP	97-12-015
308-48-160	AMD	97-21-062	308-56A-400	REP-P	97-09-002	308-57-430	REP-P	97-07-069
308-48-810	NEW-P	97-16-060	308-56A-400	REP-W	97-13-009	308-57-430	REP	97-12-015
308-48-810	NEW	97-21-063	308-56A-400	PREP-XR	97-19-041	308-57-440	REP-P	97-07-069
308-48-820	NEW-P	97-16-060	308-56A-405	REP-P	97-09-002	308-57-440	REP	97-12-015
308-48-820	NEW	97-21-063	308-56A-405	REP-W	97-13-009	308-58-010	AMD-P	97-03-096
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308-48-830	NEW	97-21-063	308-56A-410	REP-W	97-13-009	308-58-010	AMD	97-11-049
308-49-162	REP-P	97-16-061	308-56A-415	REP-P	97-09-002	308-58-030	AMD-P	97-03-096
308-49-162	REP	97-21-064	308-56A-415	REP-W	97-13-009	308-58-030	AMD-S	97-08-005
308-49-164	AMD-P	97-16-061	308-56A-470	AMD	97-07-014	308-58-030	AMD	97-11-049
308-49-164	AMD	97-21-064	308-56A-610	AMD-P	97-06-028	308-58-040	AMD-P	97-03-096
308-56A	PREP	97-15-037	308-56A-610	AMD-S	97-09-038	308-58-040	AMD-S	97-08-005
308-56A-060	AMD-P	97-09-002	308-56A-610	AMD	97-14-034	308-58-040	AMD	97-11-049
308-56A-060	AMD-W	97-13-009	308-56A-620	AMD-P	97-06-028	308-58-050	NEW-P	97-03-096
308-56A-065	AMD	97-03-076	308-56A-620	AMD-S	97-09-038	308-58-050	NEW-S	97-08-005
308-56A-070	AMD	97-03-076	308-56A-620	AMD	97-14-034	308-58-050	NEW	97-11-049
308-56A-075	AMD	97-03-076	308-56A-630	REP-P	97-06-028	308-61-108	PREP	97-20-108
308-56A-095	NEW-P	97-15-091	308-56A-630	REP-S	97-09-038	308-66-140	PREP	97-20-108
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308-56A-150	AMD	97-07-014	308-56A-640	AMD-P	97-06-028	308-72-506	REP	97-17-062
308-56A-160	AMD	97-07-014	308-56A-640	AMD-S	97-09-038	308-72-510	PREP-X	97-13-026
308-56A-200	AMD-P	97-09-002	308-56A-640	AMD	97-14-034	308-72-510	REP	97-17-062
308-56A-200	AMD-W	97-13-009	308-56A-650	AMD-P	97-06-028	308-72-543	PREP-X	97-13-026
308-56A-205	AMD-P	97-09-002	308-56A-650	AMD-S	97-09-038	308-72-543	REP	97-17-062
308-56A-205	AMD-W	97-13-009	308-56A-650	AMD	97-14-034	308-76-005	PREP-X	97-13-026
308-56A-210	AMD-P	97-09-002	308-56A-660	AMD-P	97-06-028	308-76-005	REP	97-17-062
308-56A-210	AMD-W	97-13-009	308-56A-660	AMD-S	97-09-038	308-76-400	PREP-X	97-13-026
308-56A-215	AMD-P	97-09-002	308-56A-660	AMD	97-14-034	308-76-400	REP	97-17-062
308-56A-215	AMD-W	97-13-009	308-56A-670	AMD-P	97-06-028	308-76-405	PREP-X	97-13-026
308-56A-250	AMD-P	97-09-002	308-56A-670	AMD-S	97-09-038	308-76-405	REP	97-17-062
308-56A-250	AMD-W	97-13-009	308-56A-670	AMD	97-14-034	308-76-410	PREP-X	97-13-026
308-56A-255	REP-P	97-09-002	308-56A-680	AMD-P	97-06-028	308-76-410	REP	97-17-062
308-56A-255	REP-W	97-13-009	308-56A-680	AMD-S	97-09-038	308-76-415	PREP-X	97-13-026
308-56A-265	AMD-P	97-09-002	308-56A-680	AMD	97-14-034	308-76-415	REP	97-17-062
308-56A-265	AMD-W	97-13-009	308-56A-690	AMD-P	97-06-028	308-76-420	PREP-X	97-13-026
308-56A-270	AMD-P	97-09-002	308-56A-690	AMD-S	97-09-038	308-76-420	REP	97-17-062
308-56A-270	AMD-W	97-13-009	308-56A-690	AMD	97-14-034	308-76-425	PREP-X	97-13-026
308-56A-275	AMD-P	97-09-002	308-57-005	AMD-P	97-07-069	308-76-425	REP	97-17-062
308-56A-275	AMD-W	97-13-009	308-57-005	AMD	97-12-015	308-76-430	PREP-X	97-13-026
308-56A-280	AMD-P	97-09-002	308-57-010	AMD-P	97-07-069	308-76-430	REP	97-17-062
308-56A-280	AMD-W	97-13-009	308-57-010	AMD	97-12-015	308-77-030	PREP-X	97-13-026
308-56A-285	AMD-P	97-09-002	308-57-020	AMD-P	97-07-069	308-77-030	REP	97-17-062
308-56A-285	AMD-W	97-13-009	308-57-020	AMD	97-12-015	308-77-090	PREP-X	97-13-026
308-56A-300	AMD-P	97-09-002	308-57-030	AMD-P	97-07-069	308-77-090	REP	97-17-062
308-56A-300	AMD-W	97-13-009	308-57-030	AMD	97-12-015	308-80-015	PREP	97-20-108
308-56A-305	AMD-P	97-09-002	308-57-110	AMD-P	97-07-069	308-80-020	PREP	97-20-108
308-56A-305	AMD-W	97-13-009	308-57-110	AMD	97-12-015	308-93	PREP	97-12-026
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308-56A-310	AMD-W	97-13-009	308-57-120	AMD	97-12-015	308-93-050	AMD-P	97-21-056
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308-56A-315	AMD-W	97-13-009	308-57-130	AMD	97-12-015	308-93-640	AMD-P	97-21-056
308-56A-320	AMD-P	97-09-002	308-57-135	NEW-P	97-07-069	308-94	PREP	97-21-103
308-56A-320	AMD-W	97-13-009	308-57-135	NEW	97-12-015	308-95-010	PREP-X	97-13-026
308-56A-325	AMD-P	97-09-002	308-57-140	AMD-P	97-07-069	308-95-010	REP	97-17-062
308-56A-325	AMD-W	97-13-009	308-57-140	AMD	97-12-015	308-95-020	PREP-X	97-13-026
308-56A-330	AMD-P	97-09-002	308-57-210	AMD-P	97-07-069	308-95-020	REP	97-17-062
308-56A-330	AMD-W	97-13-009	308-57-210	AMD	97-12-015	308-95-030	PREP-X	97-13-026
308-56A-335	AMD-P	97-09-002	308-57-220	REP-P	97-07-069	308-95-030	REP	97-17-062
308-56A-335	AMD-W	97-13-009	308-57-220	REP	97-12-015	308-96A	PREP	97-12-067
308-56A-340	REP-P	97-09-002	308-57-230	AMD-P	97-07-069	308-96A	PREP	97-20-057
308-56A-340	REP-W	97-13-009	308-57-230	AMD	97-12-015	308-96A	PREP	97-21-104
308-56A-345	REP-P	97-09-002	308-57-240	AMD-P	97-07-069	308-96A-005	AMD-P	97-06-027
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308-96A-056	AMD-P	97-03-028	308-330-307	AMD	97-16-041	315-11-621	PREP-X	97-14-016
308-96A-056	AMD	97-07-013	308-330-316	AMD-P	97-07-015	315-11-621	REP	97-20-051
308-96A-057	AMD-P	97-03-028	308-330-316	AMD	97-10-068	315-11-622	PREP-X	97-14-016
308-96A-057	AMD	97-07-013	308-330-322	AMD-P	97-07-015	315-11-622	REP	97-20-051
308-96A-072	AMD-P	97-03-028	308-330-322	AMD	97-10-068	315-11-630	PREP-X	97-14-016
308-96A-072	AMD	97-07-013	308-330-329	REP-P	97-07-015	315-11-630	REP	97-20-051
308-96A-072	AMD-P	97-21-055	308-330-329	REP	97-10-068	315-11-631	PREP-X	97-14-016
308-96A-073	AMD	97-07-014	308-330-370	AMD-P	97-07-015	315-11-631	REP	97-20-051
308-96A-074	AMD	97-07-014	308-330-370	AMD	97-10-068	315-11-632	PREP-X	97-14-016
308-96A-075	REP	97-07-014	308-330-375	REP-P	97-07-015	315-11-632	REP	97-20-051
308-96A-136	AMD-P	97-03-028	308-330-375	REP	97-10-068	315-11-640	PREP-X	97-14-016
308-96A-136	AMD	97-07-013	308-330-400	AMD-P	97-07-015	315-11-640	REP	97-20-051
308-96A-161	AMD-P	97-06-027	308-330-400	AMD	97-10-068	315-11-641	PREP-X	97-14-016
308-96A-161	AMD	97-10-003	308-330-406	AMD-P	97-07-015	315-11-641	REP	97-20-051
308-96A-162	AMD-P	97-06-027	308-330-406	AMD	97-10-068	315-11-642	PREP-X	97-14-016
308-96A-162	AMD	97-10-003	308-330-408	AMD-P	97-07-015	315-11-642	REP	97-20-051
308-96A-315	PREP-XR	97-19-041	308-330-408	AMD	97-10-068	315-11-650	PREP-X	97-14-016
308-96A-415	REP-P	97-21-055	308-330-415	AMD-P	97-07-015	315-11-650	REP	97-20-051
308-96A-420	REP-P	97-21-055	308-330-415	AMD	97-10-068	315-11-651	PREP-X	97-14-016
308-96A-550	AMD-P	97-21-055	308-330-421	AMD-P	97-07-015	315-11-651	REP	97-20-051
308-96A-560	AMD-P	97-21-055	308-330-421	AMD	97-10-068	315-11-652	PREP-X	97-14-016
308-124-021	AMD-P	97-21-051	308-330-425	AMD-P	97-07-015	315-11-652	REP	97-20-051
308-124-025	NEW-P	97-21-051	308-330-425	AMD	97-10-068	315-11-660	PREP-X	97-14-016
308-124-035	NEW-P	97-21-051	308-330-425	AMD-E	97-12-043	315-11-660	REP	97-20-051
308-124-045	NEW-P	97-21-051	308-330-425	AMD-P	97-12-044	315-11-661	PREP-X	97-14-016
308-124A-120	AMD-P	97-21-051	308-330-425	AMD	97-16-041	315-11-661	REP	97-20-051
308-124A-200	AMD-P	97-21-051	308-330-436	AMD-P	97-07-015	315-11-662	PREP-X	97-14-016
308-124A-205	AMD-P	97-21-051	308-330-436	AMD	97-10-068	315-11-662	REP	97-20-051
308-124C-030	AMD-P	97-21-051	308-330-462	AMD-P	97-07-015	315-11-670	PREP-X	97-14-016
308-124D-061	AMD-P	97-21-051	308-330-462	AMD	97-10-068	315-11-670	REP	97-20-051
308-124F-030	PREP	97-18-068	308-330-800	AMD-P	97-07-015	315-11-671	PREP-X	97-14-016
308-124F-040	REP-P	97-21-051	308-330-800	AMD	97-10-068	315-11-671	REP	97-20-051
308-125-120	PREP	97-09-082	308-330-825	AMD-P	97-07-015	315-11-672	PREP-X	97-14-016
308-125-120	PREP	97-09-083	308-330-825	AMD	97-10-068	315-11-672	REP	97-20-051
308-125-120	PREP	97-11-059	308-420-250	NEW-P	97-07-034	315-11-680	PREP-X	97-14-016
308-125-120	AMD-P	97-13-030	308-420-250	NEW	97-10-048	315-11-680	REP	97-20-051
308-125-120	AMD-P	97-15-101	308-420-260	NEW-P	97-07-034	315-11-681	PREP-X	97-14-016
308-125-120	AMD	97-16-042	308-420-260	NEW	97-10-048	315-11-681	REP	97-20-051
308-125-120	AMD-C	97-18-032	308-420-270	NEW-P	97-07-034	315-11-682	PREP-X	97-14-016
308-125-120	AMD	97-21-077	308-420-270	NEW	97-10-048	315-11-682	REP	97-20-051
308-127-310	NEW-P	97-07-028	314-60-040	PREP	97-13-070	315-11-690	PREP-X	97-14-016
308-127-310	NEW	97-10-051	315-06	PREP	97-11-057	315-11-690	REP	97-20-051
308-127-320	NEW-P	97-07-028	315-06	PREP	97-16-116	315-11-691	PREP-X	97-14-016
308-127-320	NEW	97-10-051	315-06-120	AMD-P	97-15-123	315-11-691	REP	97-20-051
308-127-330	NEW-P	97-07-028	315-06-120	AMD	97-20-052	315-11-692	PREP-X	97-14-016
308-127-330	NEW	97-10-051	315-06-123	AMD-P	97-15-123	315-11-692	REP	97-20-051
308-300-310	PREP	97-14-088	315-06-123	AMD	97-20-052	315-11-703	PREP-X	97-14-016
308-300-310	REP-P	97-21-150	315-10-010	AMD	97-04-047	315-11-703	REP	97-20-051
308-310-010	NEW-P	97-21-150	315-10-020	AMD	97-04-047	315-11-704	PREP-X	97-14-016
308-310-020	NEW-P	97-21-150	315-10-022	NEW	97-04-047	315-11-704	REP	97-20-051
308-310-030	NEW-P	97-21-150	315-10-025	NEW	97-04-047	315-11-705	PREP-X	97-14-016
308-310-040	NEW-P	97-21-150	315-10-030	AMD	97-04-047	315-11-705	REP	97-20-051
308-310-050	NEW-P	97-21-150	315-10-035	NEW	97-04-047	315-11-710	PREP-X	97-14-016
308-310-060	NEW-P	97-21-150	315-10-055	NEW	97-04-047	315-11-710	REP	97-20-051
308-310-070	NEW-P	97-21-150	315-10-060	AMD	97-04-047	315-11-711	PREP-X	97-14-016
308-310-080	NEW-P	97-21-150	315-10-062	NEW	97-04-047	315-11-711	REP	97-20-051
308-310-090	NEW-P	97-21-150	315-10-065	NEW	97-04-047	315-11-712	PREP-X	97-14-016
308-330-121	REP-P	97-07-015	315-10-070	AMD	97-04-047	315-11-712	REP	97-20-051
308-330-121	REP	97-10-068	315-10-075	NEW	97-04-047	315-11-720	PREP-X	97-14-016
308-330-123	REP-P	97-07-015	315-11-600	PREP-X	97-14-016	315-11-720	REP	97-20-051
308-330-123	REP	97-10-068	315-11-600	REP	97-20-051	315-11-721	PREP-X	97-14-016
308-330-197	AMD-P	97-07-015	315-11-601	PREP-X	97-14-016	315-11-721	REP	97-20-051
308-330-197	AMD	97-10-068	315-11-601	REP	97-20-051	315-11-722	PREP-X	97-14-016
308-330-200	AMD-P	97-07-015	315-11-602	PREP-X	97-14-016	315-11-722	REP	97-20-051
308-330-200	AMD	97-10-068	315-11-602	REP	97-20-051	315-11-730	PREP-X	97-14-016
308-330-300	AMD-P	97-07-015	315-11-610	PREP-X	97-14-016	315-11-730	REP	97-20-051
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308-330-305	AMD-P	97-07-015	315-11-611	PREP-X	97-14-016	315-11-731	REP	97-20-051
308-330-305	AMD	97-10-068	315-11-611	REP	97-20-051	315-11-732	PREP-X	97-14-016
308-330-307	AMD-P	97-07-015	315-11-612	PREP-X	97-14-016	315-11-732	REP	97-20-051
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315-11A-132	PREP-X	97-14-016	315-32-020	REP	97-20-051	315-41-50300	REP	97-20-051
315-11A-132	REP	97-20-051	315-32-030	PREP-X	97-14-016	315-41-50310	PREP-X	97-14-016
315-11A-133	PREP-X	97-14-016	315-32-030	REP	97-20-051	315-41-50310	REP	97-20-051
315-11A-133	REP	97-20-051	315-32-040	PREP-X	97-14-016	315-41-50320	PREP-X	97-14-016
315-11A-134	PREP-X	97-14-016	315-32-040	REP	97-20-051	315-41-50320	REP	97-20-051
315-11A-134	REP	97-20-051	315-32-050	PREP-X	97-14-016	315-41-50400	PREP-X	97-14-016
315-11A-135	PREP-X	97-14-016	315-32-050	REP	97-20-051	315-41-50400	REP	97-20-051
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315-11A-136	PREP-X	97-14-016	315-32-060	REP	97-20-051	315-41-50410	REP	97-20-051
315-11A-136	REP	97-20-051	315-33-010	PREP-X	97-14-016	315-41-50420	PREP-X	97-14-016
315-11A-184	AMD-P	97-03-123	315-33-010	REP	97-20-051	315-41-50420	REP	97-20-051
315-11A-184	AMD	97-07-063	315-33-020	PREP-X	97-14-016	315-41-50500	PREP-X	97-14-016
315-11A-187	NEW-P	97-03-123	315-33-020	REP	97-20-051	315-41-50500	REP	97-20-051
315-11A-187	NEW	97-07-063	315-33-030	PREP-X	97-14-016	315-41-50510	PREP-X	97-14-016
315-11A-187	NEW	97-07-063	315-33-030	REP	97-20-051	315-41-50510	REP	97-20-051
315-11A-188	NEW-P	97-03-123	315-33-040	PREP-X	97-14-016	315-41-50520	PREP-X	97-14-016
315-11A-188	NEW	97-07-063	315-33-040	REP	97-20-051	315-41-50520	REP	97-20-051
315-11A-189	NEW-P	97-03-123	315-33-050	PREP-X	97-14-016	315-41-50600	PREP-X	97-14-016
315-11A-189	NEW	97-07-063	315-33-050	REP	97-20-051	315-41-50600	REP	97-20-051
315-11A-190	NEW-P	97-03-123	315-33-060	PREP-X	97-14-016	315-41-50610	PREP-X	97-14-016
315-11A-190	NEW	97-07-063	315-33-060	REP	97-20-051	315-41-50610	REP	97-20-051
315-11A-191	NEW-P	97-03-123	315-33-060	PREP-X	97-14-016	315-41-50620	PREP-X	97-14-016
315-11A-191	NEW	97-07-063	315-33-070	REP	97-20-051	315-41-50620	REP	97-20-051
315-11A-192	NEW-P	97-07-062	315-33-070	PREP-X	97-14-016	317-01-010	PREP-XR	97-20-047
315-11A-192	NEW	97-11-003	315-33B-010	REP	97-20-051	317-01-020	PREP-XR	97-20-047
315-11A-193	NEW-P	97-07-062	315-33B-010	PREP-X	97-14-016	317-01-030	PREP-XR	97-20-047
315-11A-193	NEW	97-11-003	315-33B-020	REP	97-20-051	317-02-010	PREP-XR	97-20-047
315-11A-194	NEW-P	97-07-062	315-33B-020	PREP-X	97-14-016	317-02-020	PREP-XR	97-20-047
315-11A-194	NEW	97-11-003	315-33B-030	REP	97-20-051	317-02-030	PREP-XR	97-20-047
315-11A-195	NEW-P	97-07-062	315-33B-030	PREP-X	97-14-016	317-02-040	PREP-XR	97-20-047
315-11A-195	NEW	97-11-003	315-33B-040	REP	97-20-051	317-02-050	PREP-XR	97-20-047
315-11A-196	NEW-P	97-11-058	315-33B-040	PREP-X	97-14-016	317-02-060	PREP-XR	97-20-047
315-11A-196	NEW	97-15-122	315-33B-050	REP	97-20-051	317-02-070	PREP-XR	97-20-047
315-11A-197	NEW-P	97-11-058	315-33B-050	PREP-X	97-14-016	317-02-080	PREP-XR	97-20-047
315-11A-197	NEW	97-15-122	315-33B-060	REP	97-20-051	317-02-090	PREP-XR	97-20-047
315-11A-198	NEW-P	97-11-058	315-33B-060	PREP-X	97-14-016	317-02-100	PREP-XR	97-20-047
315-11A-198	NEW	97-15-122	315-33B-070	REP	97-20-051	317-02-110	PREP-XR	97-20-047
315-11A-199	NEW-P	97-11-058	315-33B-070	PREP-X	97-14-016	317-02-120	PREP-XR	97-20-047
315-11A-199	NEW	97-15-122	315-34	PREP	97-11-057	317-03-010	PREP-XR	97-20-047
315-11A-200	NEW-P	97-11-058	315-34	PREP	97-16-116	317-03-020	PREP-XR	97-20-047
315-11A-200	NEW	97-15-122	315-34-040	AMD-P	97-15-123	317-31-200	AMD-P	97-07-065
315-11A-201	NEW-P	97-11-058	315-34-040	AMD-W	97-20-054	317-31-200	AMD	97-10-097
315-11A-201	NEW	97-15-122	315-34-040	AMD-P	97-20-131	317-31-220	AMD-P	97-07-065
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315-11A-203	NEW	97-15-122	315-40-010	REP	97-20-051	317-40	PREP	97-07-066
315-11A-204	NEW-P	97-15-123	315-40-020	PREP-X	97-14-016	317-50-010	NEW-P	97-07-064
315-11A-204	NEW	97-20-052	315-40-020	REP	97-20-051	317-50-010	NEW	97-10-096
315-11A-205	NEW-P	97-15-123	315-40-030	PREP-X	97-14-016	317-50-020	NEW-P	97-07-064
315-11A-205	NEW	97-20-052	315-40-030	REP	97-20-051	317-50-020	NEW	97-10-096
315-11A-206	NEW-P	97-15-123	315-40-040	PREP-X	97-14-016	317-50-030	NEW-P	97-07-064
315-11A-206	NEW	97-20-052	315-40-040	REP	97-20-051	317-50-030	NEW	97-10-096
315-11A-207	NEW-P	97-15-123	315-40-050	PREP-X	97-14-016	317-50-040	NEW-P	97-07-064
315-11A-207	NEW	97-20-052	315-40-050	REP	97-20-051	317-50-040	NEW	97-10-096
315-11A-208	NEW-P	97-20-131	315-40-060	PREP-X	97-14-016	317-50-050	NEW-P	97-07-064
315-11A-209	NEW-P	97-20-131	315-40-060	REP	97-20-051	317-50-050	NEW	97-10-096
315-11A-210	NEW-P	97-20-131	315-40-070	PREP-X	97-14-016	317-50-060	NEW-P	97-07-064
315-11A-211	NEW-P	97-20-131	315-40-070	REP	97-20-051	317-50-060	NEW	97-10-096
315-11A-212	NEW-P	97-20-131	315-40-080	PREP-X	97-14-016	317-50-070	NEW-P	97-07-064
315-11A-213	NEW-P	97-20-131	315-40-080	REP	97-20-051	317-50-070	NEW	97-10-096
315-11A-214	NEW-P	97-20-131	315-41-50100	PREP-X	97-14-016	317-50-080	NEW-P	97-07-064
315-12-020	AMD-P	97-03-123	315-41-50100	REP	97-20-051	317-50-080	NEW	97-10-096
315-12-020	AMD	97-07-063	315-41-50110	PREP-X	97-14-016	317-50-900	NEW-P	97-07-064
315-12-030	PREP	97-07-061	315-41-50110	REP	97-20-051	317-50-900	NEW	97-10-096
315-12-030	AMD-P	97-11-058	315-41-50120	PREP-X	97-14-016	326-02-034	AMD-P	97-09-094
315-12-030	AMD	97-15-122	315-41-50120	REP	97-20-051	326-02-034	AMD	97-17-045
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315-12-090	AMD-P	97-03-123	315-41-50210	PREP-X	97-14-016	326-30-041	AMD	97-16-073
315-12-090	AMD	97-07-063	315-41-50210	REP	97-20-051	332-24-205	AMD-XA	97-22-018
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332-24-720	AMD	97-05-066	356-06-090	REP-P	97-08-089	363-11-160	RECOD	97-08-042
332-24-730	AMD	97-05-066	356-06-090	REP-W	97-10-088	363-11-170	RECOD	97-08-042
332-26-040	NEW-E	97-14-044	356-10-030	AMD-P	97-08-089	363-11-180	RECOD	97-08-042
332-26-050	NEW-E	97-14-044	356-10-030	AMD-W	97-10-088	363-11-190	RECOD	97-08-042
352-12	PREP	97-18-071	356-14-010	AMD-P	97-12-079	363-11-200	RECOD	97-08-042
352-24	PREP	97-18-069	356-14-010	AMD-C	97-16-015	363-11-210	RECOD	97-08-042
352-24-010	AMD-P	97-21-132	356-14-010	AMD-W	97-22-062	363-11-220	RECOD	97-08-042
352-24-020	REP-P	97-21-132	356-14-069	NEW-P	97-12-079	363-11-230	RECOD	97-08-042
352-24-030	REP-P	97-21-132	356-14-069	NEW-C	97-16-015	363-11-240	RECOD	97-08-042
352-24-040	REP-P	97-21-132	356-14-069	NEW-W	97-22-062	363-11-250	RECOD	97-08-042
352-24-050	REP-P	97-21-132	356-14-110	AMD-P	97-12-079	363-11-260	RECOD	97-08-042
352-24-060	REP-P	97-21-132	356-14-110	AMD-C	97-16-015	363-11-270	RECOD	97-08-042
352-24-070	REP-P	97-21-132	356-14-110	AMD-W	97-22-062	363-11-280	RECOD	97-08-042
352-24-080	REP-P	97-21-132	356-14-120	AMD-P	97-12-079	363-11-290	RECOD	97-08-042
352-24-090	REP-P	97-21-132	356-14-120	AMD-C	97-16-015	363-11-300	RECOD	97-08-042
352-24-100	REP-P	97-21-132	356-14-120	AMD-W	97-22-062	363-11-310	RECOD	97-08-042
352-24-110	REP-P	97-21-132	356-14-140	AMD-P	97-12-079	363-11-320	RECOD	97-08-042
352-24-120	REP-P	97-21-132	356-14-140	AMD-C	97-16-015	363-11-330	RECOD	97-08-042
352-24-130	REP-P	97-21-132	356-14-140	AMD-W	97-22-062	363-11-340	RECOD	97-08-042
352-24-140	REP-P	97-21-132	356-14-160	AMD-P	97-12-079	363-11-350	RECOD	97-08-042
352-24-150	REP-P	97-21-132	356-14-160	AMD-C	97-16-015	363-11-360	RECOD	97-08-042
352-24-160	REP-P	97-21-132	356-14-160	AMD-W	97-22-062	363-11-370	RECOD	97-08-042
352-24-170	REP-P	97-21-132	356-15-060	AMD-P	97-20-061	363-11-380	RECOD	97-08-042
352-24-180	REP-P	97-21-132	356-15-090	AMD-P	97-20-061	363-11-390	RECOD	97-08-042
352-24-190	REP-P	97-21-132	356-15-130	AMD-P	97-20-061	363-11-400	RECOD	97-08-042
352-24-200	REP-P	97-21-132	356-15-130	AMD-P	97-20-062	363-11-410	RECOD	97-08-042
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352-24-220	REP-P	97-21-132	356-26-030	AMD-P	97-16-014	363-11-430	RECOD	97-08-042
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388-49-380	AMD-E	97-17-020	388-76-020	REP-P	97-18-087	388-76-660	AMD-P	97-18-087
388-49-380	AMD-P	97-17-021	388-76-030	REP-P	97-18-087	388-76-665	AMD-P	97-18-087
388-49-385	NEW-E	97-05-052	388-76-040	REP-P	97-18-087	388-76-670	AMD-P	97-18-087
388-49-385	NEW-P	97-05-053	388-76-045	REP-P	97-18-087	388-76-675	AMD-P	97-18-087
388-49-385	NEW	97-09-012	388-76-050	REP-P	97-18-087	388-76-680	AMD-P	97-18-087
388-49-385	AMD-E	97-17-020	388-76-060	REP-P	97-18-087	388-76-685	AMD-P	97-18-087
388-49-385	AMD-P	97-17-021	388-76-070	REP-P	97-18-087	388-76-690	AMD-P	97-18-087
388-49-470	AMD	97-05-002	388-76-080	REP-P	97-18-087	388-76-695	AMD-P	97-18-087
388-49-505	AMD-P	97-15-086	388-76-085	REP-P	97-18-087	388-76-705	AMD-P	97-18-087
388-49-505	AMD	97-18-086	388-76-090	REP-P	97-18-087	388-76-765	AMD-P	97-18-087
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388-49-550	AMD-E	97-20-113	388-76-100	REP-P	97-18-087	388-76-9970	NEW	97-15-089
388-49-560	REP-E	97-20-113	388-76-110	REP-P	97-18-087	388-76-9972	NEW-P	97-15-132
388-49-570	REP-E	97-20-113	388-76-130	REP-P	97-18-087	388-76-9972	NEW	97-15-089
388-49-580	REP-E	97-20-113	388-76-140	REP-P	97-18-087	388-76-9974	NEW-P	97-15-132
388-49-640	AMD	97-04-024	388-76-155	REP-P	97-18-087	388-76-9974	NEW	97-15-089
388-49-670	AMD	97-04-023	388-76-160	REP-P	97-18-087	388-76-9976	NEW-P	97-15-132
388-50-010	NEW-P	97-17-098	388-76-170	REP-P	97-18-087	388-76-9976	NEW	97-15-089
388-52-150	PREP	97-15-131	388-76-180	REP-P	97-18-087	388-76-9978	NEW-P	97-15-132
388-52-150	REP-P	97-19-102	388-76-185	REP-P	97-18-087	388-76-9978	NEW	97-15-089
388-52-155	PREP	97-15-131	388-76-190	REP-P	97-18-087	388-76-9980	NEW-P	97-15-132
388-52-155	REP-P	97-19-102	388-76-200	REP-P	97-18-087	388-76-9980	NEW	97-15-089
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388-78-010	REP-P	97-19-102	388-96-774	AMD	97-17-040	388-155-640	PREP	97-14-073
388-78-015	PREP	97-15-131	388-96-776	PREP	97-06-072	388-155-650	PREP	97-14-073
388-78-015	REP-P	97-19-102	388-96-776	AMD-P	97-12-082	388-155-660	PREP	97-14-073
388-78-020	PREP	97-15-131	388-96-776	AMD	97-17-040	388-155-670	PREP	97-14-073
388-78-020	REP-P	97-19-102	388-97-027	PREP	97-06-131	388-155-680	PREP	97-14-073
388-78-100	PREP	97-15-131	388-97-235	PREP	97-20-121	388-165-005	REP-P	97-19-102
388-78-100	REP-P	97-19-102	388-110-110	PREP	97-11-043	388-165-010	REP-P	97-19-102
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388-78-120	REP-P	97-19-102	388-110-110	AMD	97-19-020	388-165-030	REP-P	97-19-102
388-78-205	PREP	97-15-131	388-155-005	PREP	97-14-073	388-165-040	REP-P	97-19-102
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388-78-215	PREP	97-15-131	388-155-050	PREP	97-14-073	388-165-080	REP-P	97-19-102
388-78-215	REP-P	97-19-102	388-155-060	PREP	97-14-073	388-165-090	REP-P	97-19-102
388-78-220	PREP	97-15-131	388-155-070	PREP	97-14-073	388-165-100	REP-P	97-19-102
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388-86-051	REP-P	97-19-102	388-155-090	PREP	97-14-073	388-200-1400	NEW	97-07-008
388-86-075	REP-P	97-19-102	388-155-092	PREP	97-14-073	388-201-100	REP-P	97-15-031
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388-86-090	REP-W	97-21-081	388-155-094	PREP	97-14-073	388-201-100	PREP	97-15-131
388-86-112	REP-P	97-19-102	388-155-095	PREP	97-14-073	388-201-100	REP	97-20-056
388-86-112	REP-W	97-22-092	388-155-096	PREP	97-14-073	388-201-200	REP-P	97-15-031
388-87-013	REP-P	97-19-102	388-155-097	PREP	97-14-073	388-201-200	REP-E	97-15-043
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388-87-030	REP-P	97-19-102	388-155-100	PREP	97-14-073	388-201-200	REP	97-20-056
388-87-032	REP-P	97-19-102	388-155-110	PREP	97-14-073	388-201-300	REP-P	97-15-031
388-87-070	REP-P	97-19-102	388-155-120	PREP	97-14-073	388-201-300	REP-E	97-15-043
388-87-072	REP-P	97-19-102	388-155-130	PREP	97-14-073	388-201-300	PREP	97-15-131
388-87-115	REP-P	97-19-102	388-155-140	PREP	97-14-073	388-201-400	REP	97-20-056
388-96-010	PREP	97-06-072	388-155-150	PREP	97-14-073	388-201-400	REP-P	97-15-031
388-96-010	AMD-P	97-12-082	388-155-160	PREP	97-14-073	388-201-400	REP-E	97-15-043
388-96-010	AMD	97-17-040	388-155-165	PREP	97-14-073	388-201-400	PREP	97-15-131
388-96-220	PREP	97-06-072	388-155-170	PREP	97-14-073	388-201-400	REP	97-20-056
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388-96-224	AMD	97-17-040	388-155-210	PREP	97-14-073	388-201-410	REP	97-20-056
388-96-505	PREP	97-06-072	388-155-220	PREP	97-14-073	388-201-420	REP-P	97-15-031
388-96-505	AMD-P	97-12-082	388-155-230	PREP	97-14-073	388-201-420	REP-E	97-15-043
388-96-505	AMD	97-17-040	388-155-240	PREP	97-14-073	388-201-420	PREP	97-15-131
388-96-534	PREP	97-06-072	388-155-250	PREP	97-14-073	388-201-420	REP	97-20-056
388-96-534	AMD-P	97-12-082	388-155-260	PREP	97-14-073	388-201-430	REP-P	97-15-031
388-96-534	AMD	97-17-040	388-155-270	PREP	97-14-073	388-201-430	REP-E	97-15-043
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388-96-554	AMD	97-17-040	388-155-330	PREP	97-14-073	388-201-440	REP	97-20-056
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388-96-565	AMD	97-17-040	388-155-390	PREP	97-14-073	388-201-460	REP-E	97-15-043
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388-96-585	AMD-P	97-12-082	388-155-410	PREP	97-14-073	388-201-460	REP	97-20-056
388-96-585	AMD	97-17-040	388-155-420	PREP	97-14-073	388-201-470	REP-P	97-15-031
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388-96-709	AMD-P	97-12-082	388-155-440	PREP	97-14-073	388-201-470	PREP	97-15-131
388-96-709	AMD	97-17-040	388-155-450	PREP	97-14-073	388-201-470	REP	97-20-056
388-96-719	AMD-P	97-12-082	388-155-460	PREP	97-14-073	388-201-480	REP-P	97-15-031
388-96-719	AMD	97-17-040	388-155-470	PREP	97-14-073	388-201-480	REP-E	97-15-043
388-96-735	AMD-P	97-12-082	388-155-480	PREP	97-14-073	388-201-480	PREP	97-15-131
388-96-735	AMD	97-17-040	388-155-490	PREP	97-14-073	388-201-480	REP	97-20-056
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388-215-1000	AMD	97-20-128	388-218-1210	AMD-P	97-15-088	388-218-1820	AMD	97-06-078
388-215-1010	NEW-P	97-15-031	388-218-1210	AMD	97-18-073	388-218-1940	AMD-E	97-15-137
388-215-1010	NEW-E	97-15-043	388-218-1230	AMD-E	97-15-087	388-220-0001	NEW-P	97-17-088
388-215-1010	NEW	97-20-056	388-218-1230	AMD-P	97-15-088	388-220-0001	NEW	97-20-124
388-215-1115	NEW-P	97-05-068	388-218-1230	AMD	97-18-073	388-220-0010	NEW-P	97-17-088
388-215-1115	NEW	97-08-032	388-218-1300	PREP	97-11-079	388-220-0010	NEW-W	97-20-132
388-215-1115	NEW	97-10-041	388-218-1300	AMD-E	97-15-087	388-220-0020	NEW-P	97-17-088
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388-215-1210	NEW-E	97-16-055	388-218-1350	PREP	97-11-079	388-220-0030	NEW	97-20-124
388-215-1210	NEW-P	97-17-100	388-218-1350	AMD-E	97-15-087	388-220-0040	NEW-P	97-17-088
388-215-1210	NEW-W	97-21-152	388-218-1350	AMD-P	97-15-088	388-220-0040	NEW-W	97-20-132
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388-215-1375	AMD	97-14-082	388-218-1410	PREP	97-11-079	388-222-001	NEW-P	97-17-103
388-215-1400	AMD-P	97-05-071	388-218-1410	AMD-E	97-15-087	388-222-001	NEW	97-20-124
388-215-1400	AMD	97-08-033	388-218-1410	AMD-P	97-15-088	388-222-010	NEW-P	97-17-103
388-215-1400	AMD	97-10-042	388-218-1410	AMD	97-18-073	388-222-010	NEW	97-20-124
388-215-1550	NEW-E	97-03-049	388-218-1420	PREP	97-11-079	388-222-020	NEW-P	97-17-103
388-215-1550	NEW-P	97-03-052	388-218-1420	REP-E	97-15-087	388-222-020	NEW	97-20-124
388-215-1550	NEW	97-06-077	388-218-1420	REP-P	97-15-088	388-222-030	NEW-P	97-17-103
388-215-1570	NEW-P	97-05-069	388-218-1420	REP	97-18-073	388-222-030	NEW-W	97-20-132
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388-215-1570	NEW	97-10-040	388-218-1430	AMD-E	97-15-087	388-222-040	NEW-W	97-20-132
388-215-1570	AMD-P	97-15-032	388-218-1430	AMD-P	97-15-088	388-222-050	NEW-P	97-17-103
388-215-1570	AMD-E	97-15-044	388-218-1430	AMD	97-18-073	388-222-050	NEW-W	97-20-132
388-215-1570	AMD	97-18-074	388-218-1440	PREP	97-11-079	388-222-060	NEW-P	97-17-103
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388-215-1620	AMD	97-20-128	388-218-1440	AMD	97-18-073	388-230-0010	AMD-E	97-14-107
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388-215-1650	AMD-P	97-17-069	388-218-1460	REP-P	97-15-088	388-230-0060	AMD-P	97-17-102
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388-215-1660	AMD-E	97-16-052	388-218-1480	PREP	97-11-079	388-230-0110	AMD-P	97-17-102
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388-216-2800	AMD-E	97-15-090	388-218-1735	NEW-P	97-17-101	388-250-1700	AMD-E	97-10-036
388-216-2800	AMD	97-19-008	388-218-1735	NEW	97-20-124	388-250-1700	AMD	97-14-011
388-216-2900	AMD-E	97-03-047	388-218-1740	PREP	97-11-079	388-265	PREP	97-13-084
388-216-2900	AMD-P	97-03-051	388-218-1740	AMD-E	97-15-087	388-265-1010	AMD-E	97-14-108
388-216-2900	AMD	97-06-078	388-218-1740	AMD-P	97-15-088	388-265-1010	AMD-P	97-17-097
388-216-3000	NEW-P	97-17-090	388-218-1740	AMD	97-18-073	388-265-1010	AMD-W	97-20-132
388-216-3000	NEW	97-20-124	388-218-1800	AMD-E	97-15-137	388-265-1275	AMD-E	97-14-108

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WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-265-1275	AMD-P	97-17-097	388-300-0100	REP	97-20-126	388-300-3800	REP-P	97-16-054
388-265-1275	AMD	97-20-128	388-300-0200	REP-P	97-16-054	388-300-3800	REP	97-20-126
388-265-1350	REP-P	97-05-071	388-300-0200	REP	97-20-126	388-300-3900	REP-P	97-16-054
388-265-1350	REP	97-08-033	388-300-0300	REP-P	97-16-054	388-300-3900	REP	97-20-126
388-265-1350	REP	97-10-042	388-300-0300	REP	97-20-126	388-310-0100	NEW-P	97-17-070
388-265-1750	PREP	97-06-132	388-300-0400	REP-P	97-16-054	388-310-0100	NEW	97-20-129
388-265-1750	AMD-E	97-06-133	388-300-0400	REP	97-20-126	388-310-0200	NEW-P	97-17-070
388-265-1750	AMD-P	97-10-039	388-300-0500	REP-P	97-16-054	388-310-0200	NEW	97-20-129
388-265-1750	AMD	97-13-091	388-300-0500	REP	97-20-126	388-310-0300	NEW-P	97-17-070
388-290	PREP	97-14-047	388-300-0600	REP-P	97-16-054	388-310-0300	NEW	97-20-129
388-290	AMD-P	97-17-104	388-300-0600	REP	97-20-126	388-310-0400	NEW-P	97-17-070
388-290	AMD	97-20-130	388-300-0700	REP-P	97-16-054	388-310-0400	NEW	97-20-129
388-290-010	AMD-P	97-17-104	388-300-0700	REP	97-20-126	388-310-0500	NEW-P	97-17-070
388-290-010	AMD	97-20-130	388-300-0800	REP-P	97-16-054	388-310-0500	NEW	97-20-129
388-290-010	AMD-E	97-22-041	388-300-0800	REP	97-20-126	388-310-0600	NEW-P	97-17-070
388-290-020	AMD-P	97-17-104	388-300-0900	REP-P	97-16-054	388-310-0600	NEW	97-20-129
388-290-020	AMD	97-20-130	388-300-0900	REP	97-20-126	388-310-0700	NEW-P	97-17-070
388-290-025	NEW-P	97-17-104	388-300-1000	REP-P	97-16-054	388-310-0700	NEW	97-20-129
388-290-025	NEW	97-20-130	388-300-1000	REP	97-20-126	388-310-0800	NEW-P	97-17-070
388-290-030	NEW-P	97-17-104	388-300-1100	REP-P	97-16-054	388-310-0800	NEW	97-20-129
388-290-030	NEW	97-20-130	388-300-1100	REP	97-20-126	388-310-0900	NEW-P	97-17-070
388-290-035	NEW-P	97-17-104	388-300-1200	REP-P	97-16-054	388-310-0900	NEW	97-20-129
388-290-035	NEW	97-20-130	388-300-1200	REP	97-20-126	388-310-1000	NEW-P	97-17-070
388-290-040	REP-P	97-17-104	388-300-1300	REP-P	97-16-054	388-310-1000	NEW	97-20-129
388-290-040	REP	97-20-130	388-300-1300	REP	97-20-126	388-310-1100	NEW-P	97-17-070
388-290-045	NEW-P	97-17-104	388-300-1400	REP-P	97-16-054	388-310-1100	NEW	97-20-129
388-290-045	NEW-W	97-20-132	388-300-1400	REP	97-20-126	388-310-1200	NEW-P	97-17-070
388-290-050	NEW-P	97-17-104	388-300-1500	REP-P	97-16-054	388-310-1200	NEW	97-20-129
388-290-050	NEW	97-20-130	388-300-1500	REP	97-20-126	388-310-1300	NEW-P	97-17-070
388-290-055	NEW-P	97-17-104	388-300-1600	REP-P	97-16-054	388-310-1300	NEW-W	97-20-132
388-290-055	NEW	97-20-130	388-300-1600	REP	97-20-126	388-310-1400	NEW-P	97-17-070
388-290-060	NEW-P	97-17-104	388-300-1700	REP-P	97-16-054	388-310-1400	NEW	97-20-129
388-290-060	NEW	97-20-130	388-300-1700	REP	97-20-126	388-310-1500	NEW-P	97-17-070
388-290-070	NEW-P	97-17-104	388-300-1800	REP-P	97-16-054	388-310-1500	NEW	97-20-129
388-290-070	NEW	97-20-130	388-300-1800	REP	97-20-126	388-310-1600	NEW-P	97-17-070
388-290-080	NEW-P	97-17-104	388-300-1900	REP-P	97-16-054	388-310-1600	NEW	97-20-129
388-290-080	NEW	97-20-130	388-300-1900	REP	97-20-126	388-310-1700	NEW-P	97-17-070
388-290-090	NEW-P	97-17-104	388-300-2000	REP-P	97-16-054	388-310-1700	NEW	97-20-129
388-290-090	NEW	97-20-130	388-300-2000	REP	97-20-126	388-310-1800	NEW-P	97-17-070
388-290-100	NEW-P	97-17-104	388-300-2100	REP-P	97-16-054	388-310-1800	NEW	97-20-129
388-290-100	NEW-W	97-20-132	388-300-2100	REP	97-20-126	388-310-1900	NEW-P	97-17-070
388-290-105	NEW-P	97-17-104	388-300-2200	REP-P	97-16-054	388-310-1900	NEW	97-20-129
388-290-105	NEW	97-20-130	388-300-2200	REP	97-20-126	388-320-225	AMD-E	97-03-046
388-290-110	REP-P	97-17-104	388-300-2300	REP-P	97-16-054	388-320-225	AMD-P	97-03-053
388-290-110	REP	97-20-130	388-300-2300	REP	97-20-126	388-320-225	AMD	97-07-008
388-290-115	REP-P	97-17-104	388-300-2400	REP-P	97-16-054	388-320-400	PREP	97-15-131
388-290-115	REP	97-20-130	388-300-2400	REP	97-20-126	388-320-400	REP-P	97-19-102
388-290-120	REP-P	97-17-104	388-300-2500	REP-P	97-16-054	388-320-410	PREP	97-15-131
388-290-120	REP	97-20-130	388-300-2500	REP	97-20-126	388-320-410	REP-P	97-19-102
388-290-123	REP-P	97-17-104	388-300-2600	REP-P	97-16-054	388-320-470	PREP	97-15-131
388-290-123	REP	97-20-130	388-300-2600	REP	97-20-126	388-320-470	REP-P	97-19-102
388-290-130	REP-P	97-17-104	388-300-2700	REP-P	97-16-054	388-320-500	PREP	97-15-131
388-290-130	REP	97-20-130	388-300-2700	REP	97-20-126	388-320-500	REP-P	97-19-102
388-290-135	REP-P	97-17-104	388-300-2800	REP-P	97-16-054	388-330-035	AMD-P	97-09-106
388-290-135	REP	97-20-130	388-300-2800	REP	97-20-126	388-330-035	AMD	97-13-002
388-290-140	REP-P	97-17-104	388-300-2900	REP-P	97-16-054	388-500-0005	PREP	97-11-075
388-290-140	REP	97-20-130	388-300-2900	REP	97-20-126	388-500-0005	AMD-E	97-16-053
388-290-155	REP-P	97-17-104	388-300-3000	REP-P	97-16-054	388-501-0135	AMD	97-03-038
388-290-155	REP	97-20-130	388-300-3000	REP	97-20-126	388-503-0310	AMD	97-03-036
388-290-160	REP-P	97-17-104	388-300-3100	REP-P	97-16-054	388-503-0310	PREP	97-11-075
388-290-160	REP	97-20-130	388-300-3100	REP	97-20-126	388-503-0310	AMD-E	97-16-053
388-290-170	REP-P	97-17-104	388-300-3200	REP-P	97-16-054	388-505-0510	AMD-P	97-11-082
388-290-170	REP	97-20-130	388-300-3200	REP	97-20-126	388-505-0510	AMD	97-15-025
388-290-180	REP-P	97-17-104	388-300-3300	REP-P	97-16-054	388-505-0520	AMD-E	97-08-074
388-290-180	REP	97-20-130	388-300-3300	REP	97-20-126	388-505-0520	PREP	97-11-075
388-290-210	REP-P	97-17-104	388-300-3400	REP-P	97-16-054	388-505-0520	AMD-E	97-16-053
388-290-210	REP	97-20-130	388-300-3400	REP	97-20-126	388-505-0540	AMD	97-04-005
388-290-250	REP-P	97-17-104	388-300-3500	REP-P	97-16-054	388-506-0630	AMD	97-10-022
388-290-250	REP	97-20-130	388-300-3500	REP	97-20-126	388-507-0710	AMD-P	97-07-023
388-290-260	REP-P	97-17-104	388-300-3600	REP-P	97-16-054	388-507-0710	AMD	97-09-112
388-290-260	REP	97-20-130	388-300-3600	REP	97-20-126	388-507-0740	PREP	97-10-034
388-300	PREP	97-14-046	388-300-3700	REP-P	97-16-054	388-507-0740	AMD-E	97-16-053
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388-508-0805	AMD-P	97-13-057	388-550-2800	NEW-P	97-11-008	392-120-027	NEW-P	97-15-072
388-508-0805	AMD	97-16-008	388-550-2900	NEW-P	97-11-008	392-120-027	NEW	97-20-002
388-509-0920	AMD-E	97-08-031	388-550-3000	NEW-P	97-11-008	392-120-028	NEW-P	97-15-072
388-509-0920	AMD-P	97-13-057	388-550-3100	NEW-P	97-11-008	392-120-028	NEW	97-20-002
388-509-0920	AMD	97-16-008	388-550-3150	NEW-P	97-11-008	392-120-030	AMD-P	97-15-072
388-509-0960	AMD-E	97-08-031	388-550-3200	NEW-P	97-11-008	392-120-030	AMD	97-20-002
388-509-0960	AMD-P	97-13-057	388-550-3250	NEW-P	97-11-008	392-120-055	AMD-P	97-15-072
388-509-0960	AMD	97-16-008	388-550-3300	NEW-P	97-11-008	392-120-055	AMD	97-20-002
388-510	PREP	97-11-075	388-550-3350	NEW-P	97-11-008	392-120-065	AMD-P	97-15-072
388-510-1005	NEW-E	97-16-053	388-550-3400	NEW-P	97-11-008	392-120-065	AMD	97-20-002
388-510-1020	AMD-E	97-16-053	388-550-3450	NEW-P	97-11-008	392-121	PREP	97-09-010
388-511-1105	AMD	97-03-036	388-550-3500	NEW-P	97-11-008	392-121	PREP	97-16-095
388-511-1130	AMD	97-10-022	388-550-3600	NEW-P	97-11-008	392-121	PREP	97-16-096
388-511-1140	AMD	97-10-022	388-550-3700	NEW-P	97-11-008	392-121	PREP	97-17-022
388-511-1160	AMD	97-03-034	388-550-3800	NEW-P	97-11-008	392-121-107	AMD-P	97-15-073
388-511-1160	PREP	97-08-035	388-550-3900	NEW-P	97-11-008	392-121-107	AMD	97-22-013
388-513-1315	PREP	97-12-023	388-550-4000	NEW-P	97-11-008	392-121-108	AMD-P	97-15-073
388-513-1320	AMD-P	97-11-082	388-550-4100	NEW-P	97-11-008	392-121-108	AMD	97-22-013
388-513-1320	AMD	97-15-025	388-550-4200	NEW-P	97-11-008	392-121-119	NEW-P	97-15-073
388-513-1330	AMD	97-10-022	388-550-4300	NEW-P	97-11-008	392-121-119	NEW	97-22-013
388-513-1350	AMD-P	97-07-023	388-550-4400	NEW-P	97-11-008	392-121-122	AMD-P	97-15-073
388-513-1350	AMD	97-09-112	388-550-4500	NEW-P	97-11-008	392-121-122	AMD	97-22-013
388-513-1365	AMD	97-05-040	388-550-4600	NEW-P	97-11-008	392-121-133	AMD-P	97-15-073
388-513-1380	AMD-E	97-08-031	388-550-4700	NEW-P	97-11-008	392-121-133	AMD	97-22-013
388-513-1380	AMD-W	97-12-062	388-550-4800	NEW-P	97-11-008	392-121-136	AMD-P	97-15-073
388-513-1380	AMD-P	97-13-057	388-550-4900	NEW-P	97-11-008	392-121-136	AMD	97-22-013
388-513-1380	AMD	97-16-008	388-550-5000	NEW-P	97-11-008	392-121-137	AMD-P	97-15-073
388-517-1720	AMD-E	97-08-031	388-550-5100	NEW-P	97-11-008	392-121-137	AMD	97-22-013
388-517-1720	AMD-P	97-13-057	388-550-5150	NEW-P	97-11-008	392-121-182	AMD-P	97-15-073
388-517-1720	AMD	97-16-008	388-550-5200	NEW-P	97-11-008	392-121-245	AMD-P	97-19-055
388-517-1740	AMD-E	97-08-031	388-550-5250	NEW-P	97-11-008	392-121-245	AMD	97-22-106
388-517-1740	AMD-P	97-13-057	388-550-5300	NEW-P	97-11-008	392-121-257	AMD-P	97-19-055
388-517-1740	AMD	97-16-008	388-550-5350	NEW-P	97-11-008	392-121-257	AMD	97-22-106
388-517-1760	AMD-E	97-08-031	388-550-5400	NEW-P	97-11-008	392-121-259	AMD-P	97-19-055
388-517-1760	AMD-P	97-13-057	388-550-5500	NEW-P	97-11-008	392-121-259	AMD	97-22-106
388-517-1760	AMD	97-16-008	388-550-5600	NEW-P	97-11-008	392-121-262	AMD-P	97-19-055
388-522-2205	AMD-E	97-08-030	388-550-5700	NEW-P	97-11-008	392-121-262	AMD	97-22-106
388-522-2205	AMD-P	97-12-081	388-550-5800	NEW-P	97-11-008	392-121-280	AMD-P	97-19-055
388-522-2205	AMD	97-15-084	388-550-5900	NEW-P	97-11-008	392-121-280	AMD	97-22-106
388-523-2305	AMD-E	97-16-053	388-550-6000	NEW-P	97-11-008	392-122	PREP	97-16-097
388-524-2405	AMD-E	97-08-030	388-550-6100	NEW-P	97-11-008	392-123-047	PREP	97-04-035
388-524-2405	AMD-P	97-12-081	388-550-6150	NEW-P	97-11-008	392-127	PREP	97-17-023
388-524-2405	AMD	97-15-084	388-550-6200	NEW-P	97-11-008	392-130-005	REP-P	97-16-001
388-527	PREP	97-20-014	388-550-6250	NEW-P	97-11-008	392-130-005	REP	97-19-075
388-528-2810	REP	97-03-037	388-550-6300	NEW-P	97-11-008	392-130-010	REP-P	97-16-001
388-538-070	PREP	97-11-076	388-550-6350	NEW-P	97-11-008	392-130-010	REP	97-19-075
388-538-073	NEW-W	97-10-073	388-550-6400	NEW-P	97-11-008	392-130-015	REP-P	97-16-001
388-538-074	NEW-W	97-10-073	388-550-6450	NEW-P	97-11-008	392-130-015	REP	97-19-075
388-538-110	AMD	97-04-004	388-550-6500	NEW-P	97-11-008	392-130-020	REP-P	97-16-001
388-540-005	PREP	97-11-081	388-550-6500	NEW-P	97-11-008	392-130-020	REP	97-19-075
388-540-030	PREP	97-11-081	388-550-6600	NEW-P	97-11-008	392-130-020	REP	97-16-001
388-540-060	PREP	97-11-081	388-550-6700	NEW-P	97-11-008	392-130-025	REP-P	97-19-075
388-550-1000	NEW-P	97-11-008	388-555-1000	NEW-E	97-15-058	392-130-025	REP	97-19-075
388-550-1050	NEW-P	97-11-008	388-555-1050	NEW-E	97-15-058	392-130-030	REP-P	97-16-001
388-550-1100	NEW-P	97-11-008	388-555-1100	NEW-E	97-15-058	392-130-030	REP	97-19-075
388-550-1200	NEW-P	97-11-008	388-555-1150	NEW-E	97-15-058	392-130-035	REP-P	97-16-001
388-550-1300	NEW-P	97-11-008	388-555-1200	NEW-E	97-15-058	392-130-035	REP	97-19-075
388-550-1400	NEW-P	97-11-008	388-555-1250	NEW-E	97-15-058	392-130-040	REP-P	97-16-001
388-550-1500	NEW-P	97-11-008	388-555-1300	NEW-E	97-15-058	392-130-040	REP	97-19-075
388-550-1600	NEW-P	97-11-008	388-555-1350	NEW-E	97-15-058	392-130-045	REP-P	97-16-001
388-550-1700	NEW-P	97-11-008	388-555-1400	NEW-E	97-15-058	392-130-045	REP	97-19-075
388-550-1750	NEW-P	97-11-008	388-555-1450	NEW-E	97-15-058	392-130-050	REP-P	97-16-001
388-550-1800	NEW-P	97-11-008	390-16-041	AMD-P	97-03-117	392-130-050	REP	97-19-075
388-550-1900	NEW-P	97-11-008	390-16-041	AMD	97-06-085	392-130-055	REP-P	97-16-001
388-550-2000	NEW-P	97-11-008	390-16-071	AMD-P	97-21-148	392-130-055	REP	97-19-075
388-550-2100	NEW-P	97-11-008	390-16-313	AMD-P	97-06-086	392-130-060	REP-P	97-16-001
388-550-2200	NEW-P	97-11-008	390-16-313	AMD	97-10-055	392-130-060	REP	97-19-075
388-550-2300	NEW-P	97-11-008	390-20-110	AMD-P	97-21-148	392-130-065	REP-P	97-16-001
388-550-2400	NEW-P	97-11-008	390-24-010	AMD-P	97-19-051	392-130-065	REP	97-19-075
388-550-2500	NEW-P	97-11-008	390-24-020	AMD-P	97-19-051	392-130-070	REP-P	97-16-001
388-550-2600	NEW-P	97-11-008	390-24-300	NEW-P	97-19-051	392-130-070	REP	97-19-075
388-550-2700	NEW-P	97-11-008	392-115	PREP	97-18-010	392-130-075	REP-P	97-16-001
388-550-2750	NEW-P	97-11-008	392-120-025	AMD-P	97-15-072	392-130-075	REP	97-19-075
			392-120-025	AMD	97-20-002	392-130-080	REP-P	97-16-001

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392-130-080	REP	97-19-075	392-140-702	NEW-E	97-18-036	392-165-118	AMD-P	97-16-118
392-130-085	REP-P	97-16-001	392-140-710	NEW-E	97-18-036	392-165-120	AMD-P	97-16-118
392-130-085	REP	97-19-075	392-140-711	NEW-E	97-18-036	392-165-130	AMD-P	97-16-118
392-130-090	REP-P	97-16-001	392-140-712	NEW-E	97-18-036	392-165-135	AMD-P	97-16-118
392-130-090	REP	97-19-075	392-140-713	NEW-E	97-18-036	392-165-140	AMD-P	97-16-118
392-130-095	REP-P	97-16-001	392-140-714	NEW-E	97-18-036	392-165-142	AMD-P	97-16-118
392-130-095	REP	97-19-075	392-140-715	NEW-E	97-18-036	392-165-170	AMD-P	97-16-118
392-130-100	REP-P	97-16-001	392-140-716	NEW-E	97-18-036	392-165-180	AMD-P	97-16-118
392-130-100	REP	97-19-075	392-140-720	NEW-E	97-18-036	392-165-210	AMD-P	97-16-118
392-130-105	REP-P	97-16-001	392-140-721	NEW-E	97-18-036	392-165-245	AMD-P	97-16-118
392-130-105	REP	97-19-075	392-140-722	NEW-E	97-18-036	392-165-260	AMD-P	97-16-118
392-130-110	REP-P	97-16-001	392-140-723	NEW-E	97-18-036	392-165-302	AMD-P	97-16-118
392-130-110	REP	97-19-075	392-140-724	NEW-E	97-18-036	392-165-304	AMD-P	97-16-118
392-130-115	REP-P	97-16-001	392-140-725	NEW-E	97-18-036	392-165-310	AMD-P	97-16-118
392-130-115	REP	97-19-075	392-140-726	NEW-E	97-18-036	392-165-315	AMD-P	97-16-118
392-130-120	REP-P	97-16-001	392-140-727	NEW-E	97-18-036	392-165-320	AMD-P	97-16-118
392-130-120	REP	97-19-075	392-140-728	NEW-E	97-18-036	392-165-322	AMD-P	97-16-118
392-130-125	REP-P	97-16-001	392-140-730	NEW-E	97-18-036	392-165-325	AMD-P	97-16-118
392-130-125	REP	97-19-075	392-140-731	NEW-E	97-18-036	392-165-330	AMD-P	97-16-118
392-130-130	REP-P	97-16-001	392-140-732	NEW-E	97-18-036	392-165-340	AMD-P	97-16-118
392-130-130	REP	97-19-075	392-140-733	NEW-E	97-18-036	392-165-345	AMD-P	97-16-118
392-130-135	REP-P	97-16-001	392-140-735	NEW-E	97-18-036	392-165-347	AMD-P	97-16-118
392-130-135	REP	97-19-075	392-140-736	NEW-E	97-18-036	392-165-360	AMD-P	97-16-118
392-130-140	REP-P	97-16-001	392-140-740	NEW-E	97-18-036	392-165-362	AMD-P	97-16-118
392-130-140	REP	97-19-075	392-140-741	NEW-E	97-18-036	392-165-365	AMD-P	97-16-118
392-130-145	REP-P	97-16-001	392-140-742	NEW-E	97-18-036	392-165-415	AMD-P	97-16-118
392-130-145	REP	97-19-075	392-140-743	NEW-E	97-18-036	392-165-425	AMD-P	97-16-118
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392-130-150	REP	97-19-075	392-140-745	NEW-E	97-18-036	392-165-440	AMD-P	97-16-118
392-130-155	REP-P	97-16-001	392-140-746	NEW-E	97-18-036	392-165-450	AMD-P	97-16-118
392-130-155	REP	97-19-075	392-140-747	NEW-E	97-18-036	392-165-455	AMD-P	97-16-118
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392-130-160	REP	97-19-075	392-140-802	NEW-P	97-20-093	392-165-490	NEW-P	97-16-118
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392-130-165	REP	97-19-075	392-140-806	NEW-P	97-20-093	392-165-510	AMD-P	97-16-118
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392-130-170	REP	97-19-075	392-140-810	NEW-P	97-20-093	392-182-020	PREP	97-19-065
392-130-175	REP-P	97-16-001	392-140-812	NEW-P	97-20-093	392-320	PREP	97-04-022
392-130-175	REP	97-19-075	392-140-814	NEW-P	97-20-093	399-30-032	NEW-E	97-12-077
392-130-180	REP-P	97-16-001	392-140-816	NEW-P	97-20-093	399-30-032	PREP	97-22-016
392-130-180	REP	97-19-075	392-140-818	NEW-P	97-20-093	399-30-033	NEW-E	97-12-077
392-130-185	REP-P	97-16-001	392-140-820	NEW-P	97-20-093	399-30-033	PREP	97-22-016
392-130-185	REP	97-19-075	392-140-822	NEW-P	97-20-093	399-30-034	NEW-E	97-12-077
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392-130-190	REP	97-19-075	392-140-826	NEW-P	97-20-093	415-108-060	PREP-XR	97-20-028
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392-130-195	REP	97-19-075	392-140-830	NEW-P	97-20-093	415-108-190	PREP-XR	97-20-028
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392-130-200	REP	97-19-075	392-140-834	NEW-P	97-20-093	415-108-195	PREP-XR	97-20-028
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392-132-040	AMD	97-03-044	392-160-004	AMD-C	97-14-077	415-108-240	PREP-XR	97-20-028
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392-137-220	REP-P	97-15-075	392-160-045	REP-C	97-14-077	415-108-730	RECOD	97-19-035
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415-112-335	NEW	97-09-037	434-09-080	DECOD	97-21-045	434-24-110	DECOD	97-21-045
415-112-410	REP	97-03-016	434-09-090	AMD-P	97-14-106	434-24-115	AMD-P	97-14-106
415-112-411	REP	97-03-016	434-09-090	DECOD-P	97-14-106	434-24-115	DECOD-P	97-14-106
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415-112-460	NEW	97-03-016	434-20-020	REP	97-21-045	434-24-120	DECOD	97-21-045
415-112-4601	NEW	97-03-016	434-20-030	REP-P	97-14-106	434-24-120	AMD-S	97-21-046
415-112-4603	NEW	97-03-016	434-20-030	REP	97-21-045	434-24-130	AMD-P	97-14-106
415-112-4604	NEW	97-03-016	434-20-040	REP-P	97-14-106	434-24-130	DECOD-P	97-14-106
415-112-4605	NEW	97-03-016	434-20-040	REP	97-21-045	434-24-130	DECOD	97-21-045
415-112-4607	NEW	97-03-016	434-20-050	REP-P	97-14-106	434-24-130	AMD-S	97-21-046
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415-112-4609	NEW	97-03-016	434-24-010	AMD-P	97-14-106	434-24-140	DECOD-P	97-14-106
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415-112-471	NEW	97-03-016	434-24-010	AMD	97-21-045	434-24-140	DECOD	97-21-045
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415-112-480	NEW	97-03-016	434-24-015	AMD	97-21-045	434-24-155	REP	97-21-045
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415-112-483	NEW	97-03-016	434-24-020	AMD-P	97-14-106	434-24-160	DECOD-P	97-14-106
415-112-485	NEW	97-03-016	434-24-020	DECOD-P	97-14-106	434-24-160	AMD	97-21-045
415-112-487	NEW	97-03-016	434-24-020	AMD	97-21-045	434-24-160	DECOD	97-21-045
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415-112-491	NEW	97-03-016	434-24-025	DECOD	97-21-045	434-28-012	AMD-P	97-14-106
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415-116-020	PREP-XR	97-20-028	434-24-030	DECOD	97-21-045	434-28-012	AMD-W	97-19-013
415-116-030	PREP-XR	97-20-028	434-24-035	AMD-P	97-14-106	434-28-012	DECOD	97-21-045
415-116-040	PREP-XR	97-20-028	434-24-035	DECOD-P	97-14-106	434-28-020	DECOD-P	97-14-106
415-116-050	PREP-XR	97-20-028	434-24-035	DECOD	97-21-045	434-28-020	DECOD	97-21-045
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415-200-030	NEW-P	97-13-058	434-24-040	REP-P	97-14-106	434-28-050	DECOD	97-21-045
415-200-030	NEW	97-16-039	434-24-040	REP	97-21-045	434-28-060	DECOD-P	97-14-106
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415-200-040	NEW	97-16-039	434-24-050	DECOD	97-21-045	434-30-010	DECOD-P	97-14-106
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415-200-060	NEW-P	97-21-154	434-24-055	REP-P	97-14-106	434-30-010	DECOD	97-21-045
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434-09-020	DECOD-P	97-14-106	434-24-065	NEW-P	97-09-099	434-30-030	AMD-S	97-21-046
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434-09-020	DECOD	97-21-045	434-24-065	NEW	97-18-014	434-30-040	DECOD	97-21-045
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434-09-030	DECOD-P	97-14-106	434-24-070	REP	97-21-045	434-30-050	DECOD	97-21-045
434-09-030	AMD	97-21-045	434-24-080	REP-P	97-14-106	434-30-060	DECOD-P	97-14-106
434-09-030	DECOD	97-21-045	434-24-080	REP	97-21-045	434-30-060	DECOD	97-21-045
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434-09-040	DECOD-P	97-14-106	434-24-085	DECOD-P	97-14-106	434-30-070	DECOD	97-21-045
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434-09-040	DECOD	97-21-045	434-24-085	AMD-S	97-21-046	434-30-080	DECOD	97-21-045
434-09-050	AMD-P	97-14-106	434-24-090	REP-P	97-14-106	434-30-090	DECOD-P	97-14-106
434-09-050	DECOD-P	97-14-106	434-24-090	REP	97-21-045	434-30-090	DECOD	97-21-045
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434-09-060	DECOD-P	97-14-106	434-24-095	AMD-S	97-21-046	434-30-110	REP	97-21-045
434-09-060	AMD	97-21-045	434-24-100	REP-P	97-14-106	434-30-120	REP-P	97-14-106
434-09-060	DECOD	97-21-045	434-24-100	REP	97-21-045	434-30-120	REP	97-21-045
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434-09-070	DECOD-P	97-14-106	434-24-105	DECOD-P	97-14-106	434-30-130	REP	97-21-045
434-09-070	AMD	97-21-045	434-24-105	DECOD	97-21-045	434-30-140	REP-P	97-14-106
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434-30-160	DECOD-P	97-14-106	434-36-020	AMD	97-21-045	434-40-005	DECOD	97-21-045
434-30-160	DECOD	97-21-045	434-36-020	DECOD	97-21-045	434-40-010	AMD-P	97-14-106
434-30-160	AMD-S	97-21-046	434-36-030	AMD-P	97-14-106	434-40-010	DECOD-P	97-14-106
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434-30-170	AMD	97-21-045	434-36-030	DECOD	97-21-045	434-40-010	DECOD	97-21-045
434-30-170	DECOD	97-21-045	434-36-040	AMD-P	97-14-106	434-40-020	DECOD-P	97-14-106
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434-30-180	DECOD-P	97-14-106	434-36-040	AMD	97-21-045	434-20-025	DECOD-P	97-14-106
434-30-180	AMD	97-21-045	434-36-040	DECOD	97-21-045	434-40-025	DECOD	97-21-045
434-30-180	DECOD	97-21-045	434-36-050	AMD-P	97-14-106	434-40-030	AMD-P	97-14-106
434-30-190	DECOD-P	97-14-106	434-36-050	DECOD-P	97-14-106	434-40-030	DECOD-P	97-14-106
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434-30-200	DECOD-P	97-14-106	434-36-050	DECOD	97-21-045	434-40-030	DECOD	97-21-045
434-30-200	DECOD	97-21-045	434-36-060	AMD-P	97-14-106	434-40-040	DECOD-P	97-14-106
434-30-210	AMD-P	97-14-106	434-36-060	DECOD-P	97-14-106	434-40-040	DECOD	97-21-045
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434-30-210	AMD	97-21-045	434-36-060	DECOD	97-21-045	434-40-050	DECOD-P	97-14-106
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434-30-220	REP	97-21-045	434-36-070	AMD	97-21-045	434-40-060	AMD-P	97-14-106
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434-34-015	DECOD-P	97-14-106	434-36-080	DECOD-P	97-14-106	434-40-060	DECOD	97-21-045
434-34-015	DECOD	97-21-045	434-36-080	AMD	97-21-045	434-40-070	REP-P	97-14-106
434-34-020	DECOD-P	97-14-106	434-36-080	DECOD	97-21-045	434-40-070	REP	97-21-045
434-34-020	DECOD	97-21-045	434-36-090	AMD-P	97-14-106	434-40-080	REP-P	97-14-106
434-34-025	DECOD-P	97-14-106	434-36-090	DECOD-P	97-14-106	434-40-080	REP	97-21-045
434-34-025	DECOD	97-21-045	434-36-090	DECOD	97-21-045	434-40-090	DECOD-P	97-14-106
434-34-030	DECOD-P	97-14-106	434-36-090	AMD-S	97-21-046	434-40-090	DECOD	97-21-045
434-34-030	DECOD	97-21-045	434-36-100	AMD-P	97-14-106	434-40-100	DECOD-P	97-14-106
434-34-035	DECOD-P	97-14-106	434-36-100	DECOD-P	97-14-106	434-40-100	DECOD	97-21-045
434-34-035	DECOD	97-21-045	434-36-100	AMD	97-21-045	434-40-110	DECOD-P	97-14-106
434-34-040	DECOD-P	97-14-106	434-36-100	DECOD	97-21-045	434-40-110	DECOD	97-21-045
434-34-040	DECOD	97-21-045	434-36-110	AMD-P	97-14-106	434-40-120	DECOD-P	97-14-106
434-34-045	DECOD-P	97-14-106	434-36-110	DECOD-P	97-14-106	434-40-120	DECOD	97-21-045
434-34-045	DECOD	97-21-045	434-36-110	AMD	97-21-045	434-40-130	AMD-P	97-14-106
434-34-050	DECOD-P	97-14-106	434-36-110	DECOD	97-21-045	434-40-130	DECOD-P	97-14-106
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434-34-055	DECOD-P	97-14-106	434-36-120	AMD-P	97-14-106	434-40-130	DECOD	97-21-045
434-34-055	DECOD	97-21-045	434-36-120	DECOD-P	97-14-106	434-40-140	REP-P	97-14-106
434-34-060	DECOD-P	97-14-106	434-36-120	AMD	97-21-045	434-40-140	REP	97-21-045
434-34-060	DECOD	97-21-045	434-36-130	DECOD	97-21-045	434-40-150	DECOD-P	97-14-106
434-34-065	DECOD-P	97-14-106	434-36-130	REP-P	97-14-106	434-40-150	DECOD	97-21-045
434-34-065	DECOD	97-21-045	434-36-130	REP	97-21-045	434-40-160	AMD-P	97-14-106
434-34-070	DECOD-P	97-14-106	434-36-140	AMD-P	97-14-106	434-40-160	DECOD-P	97-14-106
434-34-070	DECOD	97-21-045	434-36-140	DECOD-P	97-14-106	434-40-160	AMD	97-21-045
434-34-075	DECOD-P	97-14-106	434-36-140	AMD	97-21-045	434-40-160	DECOD	97-21-045
434-34-075	DECOD	97-21-045	434-36-140	DECOD	97-21-045	434-40-170	REP-P	97-14-106
434-34-080	DECOD-P	97-14-106	434-36-150	REP-P	97-14-106	434-40-170	REP	97-21-045
434-34-080	DECOD	97-21-045	434-36-150	REP	97-21-045	434-40-180	DECOD-P	97-14-106
434-34-085	DECOD-P	97-14-106	434-36-160	DECOD-P	97-14-106	434-40-180	DECOD	97-21-045
434-34-085	DECOD	97-21-045	434-36-160	DECOD	97-21-045	434-40-190	AMD-P	97-14-106
434-34-090	AMD-P	97-14-106	434-36-170	AMD-P	97-14-106	434-40-190	DECOD-P	97-14-106
434-34-090	DECOD-P	97-14-106	434-36-170	DECOD-P	97-14-106	434-40-190	AMD-E	97-21-044
434-34-090	AMD	97-21-045	434-36-170	DECOD	97-21-045	434-40-190	DECOD	97-21-045
434-34-090	DECOD	97-21-045	434-36-170	AMD-S	97-21-046	434-40-190	AMD-S	97-21-046
434-34-095	DECOD-P	97-14-106	434-36-180	AMD-E	97-13-003	434-40-200	AMD-P	97-14-106
434-34-095	DECOD	97-21-045	434-36-180	AMD-P	97-14-106	434-40-200	DECOD-P	97-14-106
434-34-100	DECOD-P	97-14-106	434-36-180	DECOD-P	97-14-106	434-40-200	AMD	97-21-045
434-34-100	DECOD	97-21-045	434-36-180	AMD	97-21-045	434-40-200	DECOD	97-21-045
434-34-105	DECOD-P	97-14-106	434-36-180	DECOD	97-21-045	434-40-210	REP-P	97-14-106
434-34-105	DECOD	97-21-045	434-36-190	REP-P	97-14-106	434-40-210	REP	97-21-045
434-34-110	AMD-P	97-14-106	434-36-190	REP	97-21-045	434-40-220	REP-P	97-14-106
434-34-110	DECOD-P	97-14-106	434-36-200	AMD-P	97-14-106	434-40-220	REP	97-21-045
434-34-110	AMD	97-21-045	434-36-200	DECOD-P	97-14-106	434-40-225	NEW-E	97-13-003
434-34-110	DECOD	97-21-045	434-36-200	AMD	97-21-045	434-40-230	AMD-E	97-13-003
434-34-115	DECOD-P	97-14-106	434-36-200	DECOD	97-21-045	434-40-230	AMD-P	97-14-106
434-34-115	DECOD	97-21-045	434-36-210	AMD-P	97-14-106	434-40-230	DECOD-P	97-14-106
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434-40-230	AMD-S	97-21-046	434-53-140	DECOD-P	97-14-106	434-61-040	AMD-E	97-21-044
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434-40-240	AMD-P	97-14-106	434-53-150	AMD-P	97-14-106	434-61-040	AMD	97-21-045
434-40-240	DECOD-P	97-14-106	434-53-150	DECOD-P	97-14-106	434-61-040	DECOD	97-21-045
434-40-240	AMD-E	97-21-044	434-53-150	AMD	97-21-045	434-61-050	REP-P	97-14-106
434-40-240	AMD	97-21-045	434-53-150	DECOD	97-21-045	434-61-050	REP	97-21-045
434-40-240	DECOD	97-21-045	434-53-160	AMD-P	97-14-106	434-61-060	DECOD-P	97-14-106
434-40-250	AMD-P	97-14-106	434-53-160	DECOD-P	97-14-106	434-61-060	DECOD	97-21-045
434-40-250	DECOD-P	97-14-106	434-53-160	AMD	97-21-045	434-62-005	DECOD-P	97-14-106
434-40-250	AMD	97-21-045	434-53-160	DECOD	97-21-045	434-62-005	DECOD	97-21-045
434-40-250	DECOD	97-21-045	434-53-170	AMD-P	97-14-106	434-62-010	DECOD-P	97-14-106
434-40-260	DECOD-P	97-14-106	434-53-170	DECOD-P	97-14-106	434-62-020	AMD-P	97-14-106
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434-40-270	AMD-P	97-14-106	434-53-170	DECOD	97-21-045	434-62-020	DECOD	97-21-045
434-40-270	DECOD-P	97-14-106	434-53-180	DECOD-P	97-14-106	434-62-030	AMD-P	97-14-106
434-40-270	AMD-E	97-21-044	434-53-180	DECOD	97-21-045	434-62-030	DECOD-P	97-14-106
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434-40-280	REP-P	97-14-106	434-53-190	AMD	97-21-045	434-62-040	AMD-P	97-14-106
434-40-280	REP	97-21-045	434-53-190	DECOD	97-21-045	434-62-040	DECOD-P	97-14-106
434-40-290	AMD-P	97-14-106	434-53-200	AMD-P	97-14-106	434-62-040	AMD-E	97-21-044
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434-40-300	DECOD-P	97-14-106	434-53-210	AMD-P	97-14-106	434-62-050	DECOD	97-21-045
434-40-300	DECOD	97-21-045	434-53-210	DECOD-P	97-14-106	434-62-060	DECOD-P	97-14-106
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434-40-310	REP-P	97-14-106	434-53-210	DECOD	97-21-045	434-62-070	DECOD-P	97-14-106
434-40-310	REP-E	97-21-044	434-53-220	AMD	97-21-045	434-62-070	DECOD	97-21-045
434-40-310	REP	97-21-045	434-53-220	AMD-P	97-14-106	434-62-080	DECOD-P	97-14-106
434-53-010	DECOD-P	97-14-106	434-53-220	DECOD-P	97-14-106	434-62-080	DECOD	97-21-045
434-53-010	DECOD	97-21-045	434-53-220	DECOD	97-21-045	434-62-090	DECOD-P	97-14-106
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434-53-020	DECOD	97-21-045	434-53-230	DECOD	97-21-045	434-62-110	DECOD-P	97-14-106
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434-53-040	AMD-P	97-14-106	434-53-260	DECOD-P	97-14-106	434-62-130	DECOD	97-21-045
434-53-040	DECOD-P	97-14-106	434-53-260	DECOD	97-21-045	434-62-140	DECOD-P	97-14-106
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434-53-040	DECOD	97-21-045	434-53-270	DECOD-P	97-14-106	434-62-150	DECOD-P	97-14-106
434-53-050	AMD-P	97-14-106	434-53-270	AMD	97-21-045	434-62-150	DECOD	97-21-045
434-53-050	DECOD-P	97-14-106	434-53-270	DECOD	97-21-045	434-62-160	DECOD-P	97-14-106
434-53-050	AMD-E	97-21-044	434-53-280	AMD-P	97-14-106	434-62-160	DECOD	97-21-045
434-53-050	DECOD	97-21-045	434-53-280	DECOD-P	97-14-106	434-62-170	DECOD-P	97-14-106
434-53-050	AMD-S	97-21-046	434-53-280	AMD	97-21-045	434-62-170	DECOD	97-21-045
434-53-060	DECOD-P	97-14-106	434-53-280	DECOD	97-21-045	434-62-180	DECOD-P	97-14-106
434-53-060	DECOD	97-21-045	434-53-290	AMD-P	97-14-106	434-62-180	DECOD	97-21-045
434-53-070	DECOD-P	97-14-106	434-53-290	DECOD-P	97-14-106	434-62-190	DECOD-P	97-14-106
434-53-070	DECOD	97-21-045	434-53-290	AMD	97-21-045	434-62-190	DECOD	97-21-045
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434-53-080	DECOD	97-21-045	434-53-300	AMD-P	97-14-106	434-62-200	DECOD	97-21-045
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434-53-090	DECOD-P	97-14-106	434-53-300	AMD	97-21-045	434-79-010	DECOD-P	97-14-106
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434-53-100	AMD	97-21-045	434-53-320	DECOD	97-21-045	434-120-040	NEW-P	97-08-076
434-53-100	DECOD	97-21-045	434-61-010	AMD-P	97-14-106	434-120-040	NEW	97-16-035
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434-53-110	DECOD-P	97-14-106	434-61-010	AMD	97-21-045	434-120-105	AMD-S	97-16-034
434-53-110	DECOD	97-21-045	434-61-010	DECOD	97-21-045	434-120-105	AMD	97-19-043
434-53-110	AMD-S	97-21-046	434-61-020	AMD-P	97-14-106	434-120-130	AMD-P	97-08-076
434-53-120	AMD-P	97-14-106	434-61-020	DECOD-P	97-14-106	434-120-130	AMD	97-16-036
434-53-120	DECOD-P	97-14-106	434-61-020	AMD	97-21-045	434-120-210	AMD-P	97-13-093
434-53-120	AMD	97-21-045	434-61-020	DECOD	97-21-045	434-120-210	AMD	97-16-036
434-53-120	DECOD	97-21-045	434-61-030	DECOD-P	97-14-106	434-120-212	NEW-P	97-13-093
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434-253-100	RECOD-P	97-14-106	434-262-010	RECOD	97-21-045	434-324-120	RECOD-P	97-14-106
434-253-100	RECOD	97-21-045	434-262-015	NEW-P	97-14-106	434-324-120	RECOD	97-21-045
434-253-110	RECOD-P	97-14-106	434-262-015	NEW	97-21-045	434-324-130	RECOD-P	97-14-106
434-253-110	RECOD	97-21-045	434-262-020	RECOD-P	97-14-106	434-324-130	RECOD	97-21-045
434-253-120	RECOD-P	97-14-106	434-262-020	RECOD	97-21-045	434-324-140	RECOD-P	97-14-106
434-253-120	RECOD	97-21-045	434-262-025	NEW-P	97-14-106	434-324-140	RECOD	97-21-045
434-253-130	RECOD-P	97-14-106	434-262-025	NEW	97-21-045	434-324-160	RECOD-P	97-14-106
434-253-130	RECOD	97-21-045	434-262-030	RECOD-P	97-14-106	434-324-160	RECOD	97-21-045
434-253-140	RECOD-P	97-14-106	434-262-030	RECOD	97-21-045	434-334-010	RECOD-P	97-14-106
434-253-140	RECOD	97-21-045	434-262-035	NEW-P	97-14-106	434-334-010	RECOD	97-21-045
434-253-150	RECOD-P	97-14-106	434-262-035	NEW	97-21-045	434-334-015	RECOD-P	97-14-106
434-253-150	RECOD	97-21-045	434-262-040	RECOD-P	97-14-106	434-334-015	RECOD	97-21-045
434-253-160	RECOD-P	97-14-106	434-262-040	RECOD	97-21-045	434-334-020	RECOD-P	97-14-106
434-253-160	RECOD	97-21-045	434-262-045	NEW-P	97-14-106	434-334-020	RECOD	97-21-045
434-253-170	RECOD-P	97-14-106	434-262-045	NEW	97-21-045	434-334-025	RECOD-P	97-14-106
434-253-170	RECOD	97-21-045	434-262-050	RECOD-P	97-14-106	434-334-025	RECOD	97-21-045
434-253-180	RECOD-P	97-14-106	434-262-050	RECOD	97-21-045	434-334-030	RECOD-P	97-14-106
434-253-180	RECOD	97-21-045	434-262-060	RECOD-P	97-14-106	434-334-030	RECOD	97-21-045
434-253-190	RECOD-P	97-14-106	434-262-060	RECOD	97-21-045	434-334-035	RECOD-P	97-14-106
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434-253-210	RECOD	97-21-045	434-262-090	RECOD-P	97-14-106	434-334-045	RECOD	97-21-045
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434-253-220	RECOD	97-21-045	434-262-100	RECOD-P	97-14-106	434-334-050	RECOD	97-21-045
434-253-230	RECOD-P	97-14-106	434-262-100	RECOD	97-21-045	434-334-055	RECOD-P	97-14-106
434-253-230	RECOD	97-21-045	434-262-110	RECOD-P	97-14-106	434-334-055	RECOD	97-21-045
434-253-240	RECOD-P	97-14-106	434-262-110	RECOD	97-21-045	434-334-060	RECOD-P	97-14-106
434-253-240	RECOD	97-21-045	434-262-120	RECOD-P	97-14-106	434-334-060	RECOD	97-21-045
434-253-250	RECOD-P	97-14-106	434-262-120	RECOD	97-21-045	434-334-065	RECOD-P	97-14-106
434-253-250	RECOD	97-21-045	434-262-130	RECOD-P	97-14-106	434-334-065	RECOD	97-21-045
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434-253-260	RECOD	97-21-045	434-262-140	RECOD-P	97-14-106	434-334-070	RECOD	97-21-045
434-253-270	RECOD-P	97-14-106	434-262-140	RECOD	97-21-045	434-334-075	RECOD-P	97-14-106
434-253-270	RECOD	97-21-045	434-262-150	RECOD-P	97-14-106	434-334-075	RECOD	97-21-045
434-253-280	RECOD-P	97-14-106	434-262-150	RECOD	97-21-045	434-334-080	RECOD-P	97-14-106
434-253-280	RECOD	97-21-045	434-262-160	RECOD-P	97-14-106	434-334-080	RECOD	97-21-045
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434-253-290	RECOD	97-21-045	434-262-170	RECOD-P	97-14-106	434-334-085	RECOD	97-21-045
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434-253-300	RECOD	97-21-045	434-262-180	RECOD-P	97-14-106	434-334-090	RECOD	97-21-045
434-253-310	RECOD-P	97-14-106	434-262-180	RECOD	97-21-045	434-334-095	RECOD-P	97-14-106
434-253-310	RECOD	97-21-045	434-262-190	RECOD-P	97-14-106	434-334-095	RECOD	97-21-045
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434-261-005	NEW-E	97-21-044	434-324-010	RECOD-P	97-14-106	434-334-105	RECOD	97-21-045
434-261-005	NEW	97-21-045	434-324-010	RECOD	97-21-045	434-334-110	RECOD-P	97-14-106
434-261-010	RECOD-P	97-14-106	434-324-015	RECOD-P	97-14-106	434-334-110	RECOD	97-21-045
434-261-010	RECOD	97-21-045	434-324-015	RECOD	97-21-045	434-334-115	RECOD-P	97-14-106
434-261-020	RECOD-P	97-14-106	434-324-020	RECOD-P	97-14-106	434-334-115	RECOD	97-21-045
434-261-020	RECOD	97-21-045	434-324-020	RECOD	97-21-045	434-379-010	RECOD-P	97-14-106
434-261-030	RECOD-P	97-14-106	434-324-025	RECOD-P	97-14-106	434-379-010	RECOD	97-21-045
434-261-030	RECOD	97-21-045	434-324-025	RECOD	97-21-045	434-840-350	AMD-P	97-14-106
434-261-040	RECOD-P	97-14-106	434-324-030	RECOD-P	97-14-106	434-840-350	AMD	97-21-045
434-261-040	RECOD	97-21-045	434-324-030	RECOD	97-21-045	440-22-005	AMD	97-03-062
434-261-060	RECOD-P	97-14-106	434-324-035	RECOD-P	97-14-106	440-22-005	AMD-S	97-08-073
434-261-060	RECOD	97-21-045	434-324-035	RECOD	97-21-045	440-22-005	AMD	97-13-050
434-261-070	NEW-P	97-14-106	434-324-050	RECOD-P	97-14-106	440-22-180	AMD-S	97-08-073
434-261-070	NEW-E	97-21-044	434-324-050	RECOD	97-21-045	440-22-180	AMD	97-13-050
434-261-070	NEW	97-21-045	434-324-060	RECOD-P	97-14-106	440-22-200	AMD-S	97-08-073
434-261-080	NEW-P	97-14-106	434-324-060	RECOD	97-21-045	440-22-200	AMD	97-13-050
434-261-080	NEW-E	97-21-044	434-324-085	RECOD-P	97-14-106	440-22-220	AMD-S	97-08-073
434-261-080	NEW	97-21-045	434-324-085	RECOD	97-21-045	440-22-220	AMD	97-13-050
434-261-090	NEW-P	97-14-106	434-324-095	RECOD-P	97-14-106	440-22-220	AMD-E	97-15-033
434-261-090	NEW-E	97-21-044	434-324-095	RECOD	97-21-045	440-22-220	AMD-P	97-15-133
434-261-090	NEW	97-21-045	434-324-105	RECOD-P	97-14-106	440-22-220	AMD	97-19-021
434-261-100	NEW-P	97-14-106	434-324-105	RECOD	97-21-045	440-22-225	AMD-S	97-08-073
434-261-100	NEW	97-21-045	434-324-110	RECOD-P	97-14-106	440-22-225	AMD	97-13-050
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440-22-240	AMD-S	97-08-073	458-12-370	REP	97-21-004	463-06-020	AMD-XA	97-19-056
440-22-240	AMD	97-13-050	458-12-375	PREP-X	97-14-043	463-06-030	AMD-XA	97-19-056
440-22-250	AMD-S	97-08-073	458-12-375	REP	97-21-004	463-10-010	AMD-XA	97-19-057
440-22-250	AMD	97-13-050	458-12-385	PREP-X	97-14-043	463-14-070	AMD-XA	97-19-058
440-22-253	NEW-S	97-08-073	458-12-385	REP	97-21-004	463-18-050	AMD-XA	97-19-059
440-22-253	NEW	97-13-050	458-18-210	AMD-XA	97-21-095	463-30-080	AMD-XA	97-19-059
440-22-255	NEW-S	97-08-073	458-18-220	AMD-XA	97-21-098	463-30-120	AMD-XA	97-19-059
440-22-255	NEW	97-13-050	458-20-101	AMD	97-08-050	463-30-300	AMD-XA	97-19-062
440-22-257	NEW-S	97-08-073	458-20-104	AMD	97-08-050	463-30-330	AMD-XA	97-19-059
440-22-257	NEW	97-13-050	458-20-104	AMD-E	97-19-033	463-30-335	AMD-XA	97-19-059
440-22-260	AMD-S	97-08-073	458-20-137	PREP-XR	97-21-003	463-47-020	AMD-XA	97-19-060
440-22-260	AMD	97-13-050	458-20-14601	NEW	97-11-033	463-47-120	AMD-XA	97-19-060
440-22-280	AMD-S	97-08-073	458-20-174	AMD-P	97-07-079	463-54-070	AMD-XA	97-19-058
440-22-280	AMD	97-13-050	458-20-174	AMD	97-11-022	466-02-010	REP-P	97-12-074
440-22-300	AMD-S	97-08-073	458-20-17401	AMD-P	97-07-079	466-02-010	REP	97-15-110
440-22-300	AMD	97-13-050	458-20-17401	AMD	97-11-022	466-03-010	REP-P	97-12-074
440-22-310	AMD-S	97-08-073	458-20-184	PREP-X	97-14-042	466-03-010	REP	97-15-110
440-22-320	AMD-S	97-08-073	458-20-184	REP	97-21-022	466-03-020	REP-P	97-12-074
440-22-320	AMD	97-13-050	458-20-253	PREP-XR	97-21-003	466-03-020	REP	97-15-110
440-22-325	AMD-S	97-08-073	458-20-263	NEW	97-03-027	466-03-030	REP-P	97-12-074
440-22-325	AMD	97-13-050	458-30-262	AMD-XA	97-21-096	466-03-030	REP	97-15-110
440-22-335	AMD-S	97-08-073	458-30-590	AMD-XA	97-21-097	466-03-040	REP-P	97-12-074
440-22-335	AMD	97-13-050	458-40-540	AMD	97-07-041	466-03-040	REP	97-15-110
440-22-406	NEW	97-03-062	458-40-540	AMD-W	97-11-060	466-03-050	REP-P	97-12-074
446-16-010	AMD	97-05-048	458-40-540	PREP	97-19-030	466-03-050	REP	97-15-110
446-16-025	AMD	97-05-048	458-40-540	AMD-P	97-22-035	466-03-060	REP-P	97-12-074
446-16-030	AMD	97-05-048	458-40-650	PREP	97-19-029	466-03-060	REP	97-15-110
446-16-040	REP	97-05-048	458-40-660	PREP	97-06-111	466-03-070	REP-P	97-12-074
446-16-050	REP	97-05-048	458-40-660	AMD-P	97-10-027	466-03-070	REP	97-15-110
446-16-070	AMD	97-05-048	458-40-660	AMD	97-14-068	466-03-080	REP-P	97-12-074
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446-16-100	AMD	97-05-048	458-40-660	AMD-P	97-22-034	466-03-090	REP-P	97-12-074
446-16-110	AMD	97-05-048	460-21B-050	AMD	97-03-122	466-03-090	REP	97-15-110
446-16-120	AMD	97-05-048	460-21B-080	REP	97-03-122	466-03-100	REP-P	97-12-074
446-20-050	AMD	97-05-048	460-22B-070	REP	97-03-122	466-03-100	REP	97-15-110
446-20-090	AMD	97-05-048	460-22B-080	REP	97-03-122	466-03-110	REP-P	97-12-074
446-20-100	AMD	97-05-048	460-22B-090	AMD-P	97-13-076	466-03-110	REP	97-15-110
446-20-110	REP	97-05-048	460-22B-090	AMD	97-16-050	466-03-120	REP-P	97-12-074
446-20-170	AMD	97-05-048	460-24A	PREP	97-08-059	466-03-120	REP	97-15-110
446-20-280	AMD	97-05-048	460-24A-040	AMD-P	97-13-076	466-03-130	REP-P	97-12-074
446-20-285	AMD	97-05-048	460-24A-040	AMD	97-16-050	466-03-130	REP	97-15-110
446-20-500	AMD	97-05-048	460-24A-045	AMD-P	97-13-076	466-03-900	REP-P	97-12-074
446-20-500	PREP	97-17-058	460-24A-045	AMD	97-16-050	466-03-900	REP	97-15-110
446-20-500	AMD-P	97-21-020	460-24A-046	REP	97-03-122	466-04-010	REP-P	97-12-074
446-20-510	AMD	97-05-048	460-24A-050	AMD-P	97-13-076	466-04-010	REP	97-15-110
446-20-510	PREP	97-17-058	460-24A-050	AMD	97-16-050	466-04-020	REP-P	97-12-074
446-20-510	AMD-P	97-21-020	460-24A-170	AMD-P	97-13-076	466-04-020	REP	97-15-110
446-20-520	AMD	97-05-048	460-24A-170	AMD	97-16-050	466-04-030	REP-P	97-12-074
446-20-525	PREP	97-17-058	460-40A-015	PREP-XR	97-20-073	466-04-030	REP	97-15-110
446-20-525	AMD-P	97-21-020	460-40A-020	PREP-XR	97-20-073	466-04-040	REP-P	97-12-074
446-20-530	AMD	97-05-048	460-40A-040	PREP-XR	97-20-073	466-04-040	REP	97-15-110
458-10-010	NEW	97-08-068	460-42A-082	NEW-P	97-13-077	466-04-050	REP-P	97-12-074
458-10-020	NEW	97-08-068	460-42A-082	NEW	97-16-051	466-04-050	REP	97-15-110
458-10-030	NEW	97-08-068	460-44A-300	NEW-P	97-08-061	466-04-060	REP-P	97-12-074
458-10-040	NEW	97-08-068	460-44A-300	NEW	97-16-121	466-04-060	REP	97-15-110
458-10-050	NEW	97-08-068	460-44A-506	PREP	97-08-057	466-04-070	REP-P	97-12-074
458-10-060	NEW	97-08-068	460-65A-010	PREP-XR	97-20-027	466-04-070	REP	97-15-110
458-10-070	NEW	97-08-068	460-65A-020	PREP-XR	97-20-027	466-07-010	REP-P	97-12-074
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458-12-340	PREP-X	97-14-043	460-65A-110	PREP-XR	97-20-027	466-08-020	REP-P	97-12-074
458-12-340	REP	97-21-004	460-65A-115	PREP-XR	97-20-027	466-08-020	REP	97-15-110
458-12-341	PREP-X	97-14-043	460-65A-125	PREP-XR	97-20-027	466-08-030	REP-P	97-12-074
458-12-341	REP	97-21-004	461-08-310	AMD-E	97-12-004	466-08-030	REP	97-15-110
458-12-345	PREP-X	97-14-043	461-08-310	AMD-P	97-15-057	466-08-040	REP-P	97-12-074
458-12-345	REP	97-21-004	461-08-310	AMD	97-19-063	466-08-040	REP	97-15-110
458-12-355	PREP-X	97-14-043	461-08-560	AMD-P	97-15-057	466-08-050	REP-P	97-12-074
458-12-355	REP	97-21-004	461-08-560	AMD	97-19-063	466-08-050	REP	97-15-110
458-12-365	PREP-X	97-14-043	461-08-570	AMD-P	97-15-057	466-08-060	REP-P	97-12-074
458-12-365	REP	97-21-004	461-08-570	AMD	97-19-063	466-08-060	REP	97-15-110

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466-08-070	REP	97-15-110	468-105-020	AMD-P	97-11-040	478-116-121	NEW-P	97-09-071
466-08-080	REP-P	97-12-074	468-105-020	AMD	97-14-037	478-116-121	NEW	97-14-005
466-08-080	REP	97-15-110	468-105-040	AMD-P	97-11-040	478-116-125	NEW-P	97-09-071
466-08-090	REP-P	97-12-074	468-105-040	AMD	97-14-037	478-116-125	NEW	97-14-005
466-08-090	REP	97-15-110	468-105-050	AMD-P	97-11-040	478-116-130	REP-P	97-09-071
468-16-030	AMD-P	97-05-007	468-105-050	AMD	97-14-037	478-116-130	REP	97-14-005
468-16-030	AMD	97-09-045	468-105-060	AMD-P	97-11-040	478-116-131	NEW-P	97-09-071
468-16-080	AMD-P	97-05-007	468-105-060	AMD	97-14-037	478-116-131	NEW	97-14-005
468-16-080	AMD	97-09-045	468-105-070	AMD-P	97-11-040	478-116-140	REP-P	97-09-071
468-16-090	AMD-P	97-05-007	468-105-070	AMD	97-14-037	478-116-140	REP	97-14-005
468-16-090	AMD	97-09-045	468-105-080	AMD-P	97-11-040	478-116-141	NEW-P	97-09-071
468-16-100	AMD-P	97-05-007	468-105-080	AMD	97-14-037	478-116-141	NEW	97-14-005
468-16-100	AMD	97-09-045	468-200-080	AMD	97-03-064	478-116-145	NEW-P	97-09-071
468-16-120	AMD-P	97-05-007	468-200-160	AMD	97-03-064	478-116-145	NEW	97-14-005
468-16-120	AMD	97-09-045	468-200-350	AMD	97-03-064	478-116-147	NEW-P	97-09-071
468-16-130	AMD-P	97-05-007	468-300-210	PREP	97-03-118	478-116-147	NEW	97-14-005
468-16-130	AMD	97-09-045	468-300-210	REP-P	97-12-074	478-116-151	NEW-P	97-09-071
468-16-140	AMD-P	97-05-007	468-300-210	REP-E	97-15-109	478-116-151	NEW	97-14-005
468-16-140	AMD	97-09-045	468-300-210	REP	97-15-110	478-116-160	REP-P	97-09-071
468-16-150	AMD-P	97-05-007	468-300-220	NEW-P	97-12-074	478-116-160	REP	97-14-005
468-16-150	AMD	97-09-045	468-300-220	NEW-E	97-15-109	478-116-161	NEW-P	97-09-071
468-16-160	AMD-P	97-05-007	468-300-220	NEW	97-15-110	478-116-161	NEW	97-14-005
468-16-160	AMD	97-09-045	468-500-001	NEW	97-06-002	478-116-163	NEW-P	97-09-071
468-16-170	AMD-P	97-05-007	478-04-020	AMD-P	97-08-062	478-116-163	NEW	97-14-005
468-16-170	AMD	97-09-045	478-04-020	AMD	97-14-004	478-116-165	NEW-P	97-09-071
468-16-180	AMD-P	97-05-007	478-108-020	AMD-P	97-08-062	478-116-165	NEW	97-14-005
468-16-180	AMD	97-09-045	478-108-020	AMD	97-14-004	478-116-167	NEW-P	97-09-071
468-34-010	PREP	97-21-028	478-116-010	AMD-P	97-09-071	478-116-167	NEW	97-14-005
468-34-020	PREP	97-21-028	478-116-010	AMD	97-14-005	478-116-170	REP-P	97-09-071
468-34-120	PREP	97-21-028	478-116-020	AMD-P	97-09-071	478-116-170	REP	97-14-005
468-34-150	PREP	97-21-028	478-116-020	AMD	97-14-005	478-116-171	NEW-P	97-09-071
468-34-210	PREP	97-21-028	478-116-030	AMD-P	97-09-071	478-116-171	NEW	97-14-005
468-34-330	PREP	97-21-028	478-116-030	AMD	97-14-005	478-116-180	REP-P	97-09-071
468-66	PREP	97-09-070	478-116-044	NEW-P	97-09-071	478-116-180	REP	97-14-005
468-66-010	AMD-P	97-13-028	478-116-044	NEW	97-14-005	478-116-181	NEW-P	97-09-071
468-66-010	AMD	97-17-010	478-116-046	NEW-P	97-09-071	478-116-181	NEW	97-14-005
468-66-030	AMD-P	97-13-028	478-116-046	NEW	97-14-005	478-116-184	NEW-P	97-09-071
468-66-030	AMD	97-17-010	478-116-050	REP-P	97-09-071	478-116-184	NEW	97-14-005
468-66-150	AMD-P	97-13-028	478-116-050	REP	97-14-005	478-116-186	NEW-P	97-09-071
468-66-150	AMD	97-17-010	478-116-051	NEW-P	97-09-071	478-116-186	NEW	97-14-005
468-86-010	NEW-P	97-06-005	478-116-051	NEW	97-14-005	478-116-190	REP-P	97-09-071
468-86-010	NEW	97-09-046	478-116-055	REP-P	97-09-071	478-116-190	REP	97-14-005
468-86-020	NEW-P	97-06-005	478-116-055	REP	97-14-005	478-116-191	NEW-P	97-09-071
468-86-020	NEW	97-09-046	478-116-060	REP-P	97-09-071	478-116-191	NEW	97-14-005
468-86-030	NEW-P	97-06-005	478-116-060	REP	97-14-005	478-116-200	REP-P	97-09-071
468-86-030	NEW	97-09-046	478-116-061	NEW-P	97-09-071	478-116-200	REP	97-14-005
468-86-040	NEW-P	97-06-005	478-116-061	NEW	97-14-005	478-116-201	NEW-P	97-09-071
468-86-040	NEW	97-09-046	478-116-070	REP-P	97-09-071	478-116-201	NEW	97-14-005
468-86-050	NEW-P	97-06-005	478-116-070	REP	97-14-005	478-116-210	REP-P	97-09-071
468-86-050	NEW	97-09-046	478-116-071	NEW-P	97-09-071	478-116-210	REP	97-14-005
468-86-060	NEW-P	97-06-005	478-116-071	NEW	97-14-005	478-116-211	NEW-P	97-09-071
468-86-060	NEW	97-09-046	478-116-080	REP-P	97-09-071	478-116-211	NEW	97-14-005
468-86-070	NEW-P	97-06-005	478-116-080	REP	97-14-005	478-116-220	REP-P	97-09-071
468-86-070	NEW	97-09-046	478-116-088	REP-P	97-09-071	478-116-220	REP	97-14-005
468-86-080	NEW-P	97-06-005	478-116-088	REP	97-14-005	478-116-221	NEW-P	97-09-071
468-86-080	NEW	97-09-046	478-116-090	REP-P	97-09-071	478-116-221	NEW	97-14-005
468-86-090	NEW-P	97-06-005	478-116-090	REP	97-14-005	478-116-223	NEW-P	97-09-071
468-86-090	NEW	97-09-046	478-116-095	REP-P	97-09-071	478-116-223	NEW	97-14-005
468-86-100	NEW-P	97-06-005	478-116-095	REP	97-14-005	478-116-225	NEW-P	97-09-071
468-86-100	NEW	97-09-046	478-116-100	REP-P	97-09-071	478-116-225	NEW	97-14-005
468-86-110	NEW-P	97-06-005	478-116-100	REP	97-14-005	478-116-227	NEW-P	97-09-071
468-86-110	NEW	97-09-046	478-116-101	NEW-P	97-09-071	478-116-227	NEW	97-14-005
468-86-120	NEW-P	97-06-005	478-116-101	NEW	97-14-005	478-116-230	REP-P	97-09-071
468-86-120	NEW	97-09-046	478-116-110	REP-P	97-09-071	478-116-230	REP	97-14-005
468-86-130	NEW-P	97-06-005	478-116-110	REP	97-14-005	478-116-231	NEW-P	97-09-071
468-86-130	NEW	97-09-046	478-116-111	NEW-P	97-09-071	478-116-231	NEW	97-14-005
468-86-140	NEW-P	97-06-005	478-116-111	NEW	97-14-005	478-116-240	REP-P	97-09-071
468-86-140	NEW	97-09-046	478-116-114	NEW-P	97-09-071	478-116-240	REP	97-14-005
468-86-150	NEW-P	97-06-005	478-116-114	NEW	97-14-005	478-116-241	NEW-P	97-09-071
468-86-150	NEW	97-09-046	478-116-116	NEW-P	97-09-071	478-116-241	NEW	97-14-005
468-86-160	NEW-P	97-06-005	478-116-116	NEW	97-14-005	478-116-245	NEW-P	97-09-071
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478-116-251	NEW	97-14-005	478-116-541	NEW-P	97-09-071	478-160-065	AMD	97-14-004
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478-116-255	NEW	97-14-005	478-116-551	NEW-P	97-09-071	478-160-105	AMD	97-14-004
478-116-260	REP-P	97-09-071	478-116-551	NEW	97-14-005	478-160-110	AMD-P	97-08-062
478-116-260	REP	97-14-005	478-116-561	NEW-P	97-09-071	478-160-110	AMD	97-14-004
478-116-261	NEW-P	97-09-071	478-116-561	NEW	97-14-005	478-160-120	AMD-P	97-08-062
478-116-261	NEW	97-14-005	478-116-570	REP-P	97-09-071	478-160-120	AMD	97-14-004
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478-116-270	REP	97-14-005	478-116-580	REP-P	97-09-071	478-160-125	AMD	97-14-004
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478-116-281	NEW	97-14-005	478-116-586	REP-P	97-09-071	478-160-160	AMD	97-14-004
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478-116-320	REP-P	97-09-071	478-116-610	REP	97-14-005	478-160-295	AMD-P	97-08-062
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478-116-360	REP-P	97-09-071	478-116-660	NEW	97-14-005	478-276-040	REP-P	97-08-062
478-116-360	REP	97-14-005	478-116-670	NEW-P	97-09-071	478-276-040	REP	97-14-004
478-116-370	REP-P	97-09-071	478-116-670	NEW	97-14-005	478-276-060	AMD-P	97-08-062
478-116-370	REP	97-14-005	478-136	PREP	97-10-077	478-276-060	AMD	97-14-004
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478-116-440	REP	97-14-005	478-156-016	AMD-P	97-20-085	480-04-065	AMD-P	97-22-081
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480-31-100	NEW	97-08-037	495A-141-013	NEW	97-12-038	516-12-470	AMD	97-17-052
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480-31-120	NEW	97-08-037	495A-141-014	NEW	97-12-038	516-12-480	AMD	97-17-052
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480-35-050	REP-P	97-22-083	495A-141-045	NEW	97-12-038			
480-35-060	REP-P	97-22-083	495A-141-050	NEW-P	97-07-002			
480-35-070	REP-P	97-22-083	495A-141-050	NEW	97-12-038			
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		Physicians and surgeons fees	PROP 97-12-085 PERM 97-15-100 PROP 97-15-126 PERM 97-21-053
		license revocation, review	

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Radiation protection uranium and thorium milling	PERM 97-13-055	Parimutuel rules	
Radioactive materials licenses	PROP 97-03-126 PERM 97-08-095	HOUSING FINANCE COMMISSION Bond financing programs Commissioners and staff	MISC 97-06-113 PREP 97-06-112 PROP 97-09-090 PROP 97-09-091 PROP 97-10-060 PROP 97-11-064 PROP 97-11-065 PERM 97-16-020 PERM 97-16-021 PREP 97-07-068 PROP 97-11-063 PERM 97-16-019
Radioactive waste management disposal of low-level waste	PERM 97-02-014	Debarring or disqualifying participants	
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Security of employees office policy	MISC 97-03-079	HUMAN RIGHTS COMMISSION Dog guides and service animals	PREP 97-21-057
Sexual misconduct	PREP 97-15-002 PROP 97-20-161	INSURANCE COMMISSIONER'S OFFICE Alien insurance companies credit for reinsurance	PROP 97-01-131 PERM 97-05-012
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Water public water systems adequacy of supply standards violations and penalties system plans review and approval fees	MISC 97-11-037 PREP 97-18-006 MISC 97-06-109 PROP 97-07-073 PERM 97-12-032	maintenance organizations net worth	MISC 97-04-057
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Practice and procedure for					PERM	97-11-052
contested matters	PROP	97-03-023	Policy and interpretive statements		MISC	97-02-089
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					PERM	97-16-043
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			wearing apparel		PERM	97-01-124
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			Rules agenda		MISC	97-15-144
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	PROP	97-05-023	abrasive blasting, spray painting			
	PROP	97-09-057	and dip tanks		PROP	97-09-079
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Judges			abrasive wheel machinery		EXAD	97-21-041
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	PROP	97-15-138	construction		PROP	97-03-085
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Elevators			high voltage electrical		PERM	97-22-065
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butadiene	PREP	97-05-047	residential load control devices,			
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	PERM	97-19-014	WISHA advisory committee		MISC	97-14-003
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	PERM	97-03-121		PROP	97-12-044
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	PREP	97-08-069			
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license				PROP	97-13-009
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			dealer temporary permits	EXRE	97-19-041
Cemetery board	PROP	97-20-058	dealer-to-dealer transfer	PROP	97-03-096
fees	EXRE	97-13-026	destroyed	PROP	97-08-005
Cosmetology	PERM	97-17-062		PERM	97-11-049
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certificates			temporary placards	MISC	97-10-004
fees	PREP	97-18-039	driver services division records		
limited liability companies	PREP	97-18-039	drivers' licenses		
reissue of revoked certificate	MISC	97-08-065	habitual traffic offenders	PREP	97-11-002
complaints	MISC	97-02-025	fleet identifier codes	PROP	97-06-027
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licenses			license plates		
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Funeral directors and embalmers, board of				PREP	97-20-108
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	PERM	97-21-063	staggered	PREP	97-20-108
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records			Instant game number 187 - \$2 Instant Quinto	PROP	97-03-123
owner information, availability	PREP	97-11-066		PERM	97-07-063
Motor vehicle excise tax	PROP	97-07-069	Instant game number 188 - Strike It Rich	PROP	97-03-123
	PERM	97-12-015		PERM	97-07-063
Motor vehicle fuel tax			Instant game number 189 - Lucky 7s	PROP	97-03-123
marine fuel use	MISC	97-15-030		PERM	97-07-063
public hearing	MISC	97-06-094	Instant game number 190 - Putt for Dough	PROP	97-03-123
Off-road and nonhighway vehicles	PREP	97-21-103		PERM	97-07-063
Parking companies, definition	PREP	97-11-066	Instant game number 191 - Cut the Deck	PROP	97-03-123
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	PERM	97-19-015	Instant game number 192	PROP	97-07-062
Private investigators			Instant game number 193	PERM	97-11-003
administrative procedures	PROP	97-13-080		PROP	97-07-062
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fees	PROP	97-13-080		PROP	97-07-062
	PERM	97-17-051	Instant game number 195	PERM	97-11-003
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	PERM	97-17-009	Instant game number 197	PERM	97-11-003
Real estate appraisers			Instant game number 198	PROP	97-11-058
examination and reexamination fees	PREP	97-09-082		PERM	97-15-122
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	PERM	97-16-042		PERM	97-15-122
licensing and certification			Instant game number 200	PROP	97-11-058
fees	PREP	97-09-083		PERM	97-15-122
	PREP	97-11-059	Instant game number 201	PROP	97-11-058
	PROP	97-15-101		PERM	97-15-122
requirements	PERM	97-02-004	Instant game number 202	PROP	97-11-058
	PROP	97-18-032		PERM	97-15-122
	PERM	97-21-077	Instant game number 203	PROP	97-11-058
Real estate commission			Instant game number 204	PERM	97-15-123
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	PROP	97-21-051		PERM	97-20-052
meetings	MISC	97-02-003	Instant game number 206	PROP	97-15-123
	MISC	97-10-059		PERM	97-20-052
public records, availability	PREP	97-18-068	Instant game number 207	PROP	97-20-131
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	MISC	97-21-070	Instant game number 209	PROP	97-20-131
Security guards			Instant game number 210	PROP	97-20-131
administrative procedures	PROP	97-13-081	Instant game number 211	PROP	97-20-131
	PERM	97-17-050	Instant game number 212	PROP	97-20-131
fees	PROP	97-13-081	Instant game number 213	PROP	97-20-131
	PERM	97-17-050	Instant game number 214	PROP	97-20-131
Snowmobiles	PREP	97-21-103	Instant game rules	PREP	97-02-037
Title and registration advisory committee	MISC	97-07-016		PERM	97-04-047
	MISC	97-16-022	Location services	PROP	97-07-062
Unlicensed practice	MISC	97-02-022		PROP	97-15-123
Vessels			Lotto	PREP	97-20-053
confidential vessel registration	PREP	97-06-081		PERM	97-15-122
registration and certificate of title	PREP	97-12-026	Meetings	PROP	97-11-057
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	PREP	97-21-105	On-line game rules	PROP	97-16-116
	PREP	97-14-088	Outside employment/business	PERM	97-20-052
	PROP	97-21-150	Personnel records access and retention	PROP	97-20-054
Whitewater river outfitters			Policies and procedures	PROP	97-20-131
				MISC	97-20-055
LIQUOR CONTROL BOARD			Reasonable accommodations for persons of disability	MISC	97-03-106
Brewery or winery on existing retail premises	PREP	97-22-038	Retailer criminal history and credit criteria for applicants and licensees	MISC	97-03-106
Credit card purchases	PREP	97-22-037			
Operations and procedures	PREP	97-13-070			
Samples of spirituous liquor	PREP	97-13-071			
Sports/entertainment facilities license	PREP	97-14-033			
LOTTERY COMMISSION					
Affirmative action/equal employment opportunity	MISC	97-03-106			
Cruise of your life retailer promotion	MISC	97-03-106			
Ethics	MISC	97-03-106			
Expedited repeal of instant games	EXRE	97-14-016			
	PERM	97-20-051			
Instant game number 184 - Instant Monopoly®	PERM	97-02-038			
Instant game number 185 - Double Blackjack	PERM	97-02-038			
Instant game number 186 - Lucky Bug	PERM	97-02-038			

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	PERM 97-15-122		Boating facilities
MARINE EMPLOYEES' COMMISSION			
Meetings	MISC 97-06-016	Development costs, retroactivity	PROP 97-04-006 PERM 97-08-003
	MISC 97-16-102	Firearm and archery range recreation	PROP 97-04-006 PERM 97-08-003
	MISC 97-22-019	Land and water conservation fund	PROP 97-04-006 PERM 97-08-003
MARINE SAFETY, OFFICE OF		Meetings	MISC 97-03-069 MISC 97-04-010 MISC 97-04-064 MISC 97-06-068 MISC 97-13-010 MISC 97-15-008 MISC 97-17-077 MISC 97-19-049 MISC 97-21-011
Bunkering operations	PREP 97-07-066		
Fishing vessel industry standards	MISC 97-07-067		
Vessel operations			
small tank barges,			
financial responsibility	PROP 97-07-064		
	PERM 97-10-096		
substantial risk standards	PROP 97-07-065		
	PERM 97-10-097		
300 gross tons and larger	MISC 97-03-119		
MINORITY AND WOMEN'S BUSINESS ENTERPRISES, OFFICE OF		Nonhighway and off-road vehicle activities	PROP 97-04-006 PERM 97-08-003
Annual goals	PREP 97-09-093	Project agreement execution	PREP 97-08-079 PROP 97-12-027 PERM 97-17-004 MISC 97-03-070
	PROP 97-13-067		
	PERM 97-16-073	Rules coordinator	PROP 97-04-006 PERM 97-08-003
Costs of certification, distribution	PROP 97-09-094	Washington wildlife and recreation	
	PERM 97-17-045		
	PREP 97-22-030		
Requests for proposals, advertisements, and calls for bids	PREP 97-22-029		
MILITARY DEPARTMENT		PARKS AND RECREATION COMMISSION	
Emergency management division		Alcohol in state parks	PREP 97-15-152
hazardous chemicals emergency response planning	PREP 97-20-118	Boating environmental projects, funding	PREP 97-20-080
		Concessions and leases	PREP 97-18-069 PROP 97-21-132 PREP 97-15-152 MISC 97-02-007 PREP 97-06-063 PROP 97-09-081 PROP 97-09-113 PROP 97-09-114 PERM 97-12-042 PREP 97-18-071 PREP 97-06-062 PREP 97-18-070 PREP 97-15-152 PROP 97-18-080 PERM 97-21-133 PREP 97-15-113 PROP 97-18-080
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Burning permits		Meetings	
fees	PROP 97-09-065	Metal detecting	
	PERM 97-12-033		
rules	PROP 97-09-065		
	PERM 97-12-033		
	PROP 97-22-018	Moorage and marine facilities use	
Fire hazard closures	EMER 97-14-044	Parking permits	
Fire protection, King County	PROP 97-02-029	Public use of park areas	
	PERM 97-05-066	Senior citizen pass	
Forest fire advisory board			
meetings	MISC 97-05-050		
Land corner record form	PERM 97-02-071	Sno-park permit fees	
Natural resources, board of meetings	MISC 97-02-041		
	MISC 97-12-001		
Natural heritage advisory council		PENINSULA COLLEGE	
meetings	MISC 97-03-114	Meetings	MISC 97-03-125 MISC 97-21-091
	MISC 97-03-115		
	MISC 97-03-116		
	MISC 97-09-064	PERSONNEL RESOURCES BOARD AND PERSONNEL, DEPARTMENT OF	
	MISC 97-21-033	Administrative procedure	PROP 97-08-089 PROP 97-08-090 PROP 97-10-088 PROP 97-02-072 PERM 97-06-012 PROP 97-08-090 PROP 97-10-088
	MISC 97-21-034		
	MISC 97-21-035	Appeals, procedures	
	MISC 97-21-036		
Rules agenda	MISC 97-16-107		
NORTHWEST AIR POLLUTION AUTHORITY		Broad band approach, application to classifications	PROP 97-12-079 PROP 97-16-014 PROP 97-16-015 PROP 97-22-062 PROP 97-20-064 PROP 97-20-065
Regulation	PROP 97-03-112		
	PERM 97-07-055		
OLYMPIC AIR POLLUTION CONTROL AUTHORITY		Civil service	
Potential to emit	PROP 97-06-079	Classified service	
Solid fuel burning devices	PROP 97-09-101	Disabilities	
	PERM 97-13-078	accommodations	PROP 97-22-060
OLYMPIC COLLEGE		Employee performance evaluation forms	PROP 97-08-090 PROP 97-10-088
Meetings	MISC 97-01-024		

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	PERM	97-13-045	Contributions		
Labor relations	PROP	97-01-064	independent expenditures	PROP	97-03-117
	PERM	97-06-012		PERM	97-06-085
Layoffs	PERM	97-01-065		PROP	97-06-086
	PROP	97-20-063		PERM	97-10-055
Meetings	PROP	97-22-059		PREP	97-17-093
Positions	MISC	97-22-063	Meetings	PROP	97-21-148
allocations and reallocations	PROP	97-08-089		MISC	97-09-027
	PROP	97-10-088	Personal financial affairs statement	MISC	97-20-105
Reduction in force	PROP	97-16-014		PREP	97-15-114
	PROP	97-16-015		PREP	97-17-093
	PROP	97-22-062	Rules development	PROP	97-19-051
Salaries	PROP	97-12-079		MISC	97-14-036
	PROP	97-16-015	PUBLIC EMPLOYEES BENEFITS BOARD		
	PROP	97-20-061	Meetings	MISC	97-03-018
	PROP	97-22-062		MISC	97-04-026
Special pay ranges	PROP	97-20-062		MISC	97-06-010
	PROP	97-22-062		MISC	97-07-001
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