

January 6, 1999

OLYMPIA, WASHINGTON

ISSUE 99-01



## IN THIS ISSUE

Accountancy, Board of  
Agriculture, Department of  
Asian Pacific American Affairs,  
Commission on  
Attorney General's Office  
Bellevue Community College  
Bellingham Technical College  
Blind, Department of Services for the  
Cascadia Community College  
Centralia College  
Clark College  
Clarkston, Port of  
Columbia Basin College  
Community and Technical Colleges,  
State Board for  
Community, Trade and Economic  
Development, Department of  
Convention and Trade Center  
County Road Administration Board  
Eastern Washington University  
Ecology, Department of  
Economic Development Finance Authority  
Edmonds Community College  
Education, State Board of  
Employment Security Department  
Financial Institutions, Department of  
Fish and Wildlife, Department of  
Forest Practices Board  
General Administration, Department of  
Governor, Office of the  
Grays Harbor College  
Health, Department of  
Higher Education Coordinating Board  
Highline Community College  
Human Rights Commission  
Insurance Commissioner's Office  
Investment Board, State  
Labor and Industries, Department of  
Lake Washington Technical College  
Library, Washington State  
Licensing, Department of  
Lottery Commission  
Lower Columbia College  
Olympic College  
Outdoor Recreation, Interagency  
Committee for  
Parks and Recreation Commission  
Personnel Resources Board  
Personnel, Department of  
Pierce College  
Pilotage Commissioners, Board of  
Public Disclosure Commission  
Public Employment Relations Commission  
Public Works Board  
Puget Sound Air Pollution Control Agency  
Revenue, Department of  
Seattle Community Colleges  
Secretary of State  
Shoreline Community College  
Social and Health Services, Department of  
South Puget Sound Community College  
Spokane County Air Pollution Control  
Authority  
Spokane, Community Colleges of  
Supreme Court, State  
Tacoma Community College  
Tax Appeals, Board of  
Toxicologist, State  
Traffic Safety Commission  
Transportation, Department of  
University of Washington  
Utilities and Transportation Commission  
Veterans Affairs, Department of  
Walla Walla Community College  
Washington State Patrol  
Whatcom Community College  
Yakima Regional Clean Air Authority

## 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) 786-6697.

## 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 January 1999 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.**

---

---

# WASHINGTON STATE REGISTER

(ISSN 0164-6389) is published twice each month by the Statute Law Committee, Office of the Code Reviser, Olympia, WA 98504-0552, pursuant to RCW 34.08.020. Subscription rate is \$210.60 per year, sales tax included, postpaid to points in the United States. Periodical postage paid at Olympia, Washington.

**POSTMASTER: SEND ADDRESS CHANGES TO:**

**WASHINGTON STATE REGISTER**  
Code Reviser's Office  
Legislative Building  
P.O. Box 40552  
Olympia, WA 98504-0552

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**  
*Chair, Statute Law Committee*

**Dennis W. Cooper**  
*Code Reviser*

**Gary Reid**  
*Chief Assistant Code Reviser*

**Kerry S. Radcliff**  
*Editor*

**Joyce Matzen**  
*Subscription Clerk*

## STYLE AND FORMAT OF THE WASHINGTON STATE REGISTER

### 1. ARRANGEMENT OF THE REGISTER

The Register is arranged in the following nine sections:

- (a) **PREPROPOSAL**-includes the Preproposal Statement of Intent that will be used to solicit public comments on a general area of proposed rule making before the agency files a formal notice.
- (b) **EXPEDITED REPEAL**-includes the Preproposal Statement of Inquiry that lists rules being repealed using the expedited repeal process. Expedited repeals are not consistently filed and may not appear in every issue of the register.
- (c) **PROPOSED**-includes the full text of formal proposals, continuances, supplemental notices, and withdrawals.
- (d) **EXPEDITED ADOPTION**-includes the full text of rules being changed using the expedited adoption process. Expedited adoptions are not consistently filed and may not appear in every issue of the Register.
- (e) **PERMANENT**-includes the full text of permanently adopted rules.
- (f) **EMERGENCY**-includes the full text of emergency rules and rescissions.
- (g) **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.
- (h) **TABLE**-includes a cumulative table of the WAC sections that are affected in the current year.
- (i) **INDEX**-includes a cumulative index of Register Issues 01 through 24.

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. Each filing is listed under the agency name and then describes the subject matter, type of filing and the WSR number. 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].

1998 - 1999

DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

Issue Number	Closing Dates <sup>1</sup>			Distribution Date	First Agency Hearing Date <sup>3</sup>	Expedited Adoption <sup>4</sup>
	Non-OTS and 30 p. or more	Non-OTS and 11 to 29 p.	OTS <sup>2</sup> or 10 p. max. Non-OTS	Count 20 days from -	For hearing on or after	First Agency Adoption Date
For Inclusion in -	File no later than 12:00 noon -					
98 - 16	Jul 7, 98	Jul 21, 98	Aug 5, 98	Aug 18, 98	Sep 7, 98	Oct 2, 98
98 - 17	Jul 22, 98	Aug 5, 98	Aug 19, 98	Sep 2, 98	Sep 22, 98	Oct 17, 98
98 - 18	Aug 5, 98	Aug 19, 98	Sep 2, 98	Sep 16, 98	Oct 6, 98	Oct 31, 98
98 - 19	Aug 26, 98	Sep 9, 98	Sep 23, 98	Oct 7, 98	Oct 27, 98	Nov 21, 98
98 - 20	Sep 9, 98	Sep 23, 98	Oct 7, 98	Oct 21, 98	Nov 10, 98	Dec 5, 98
98 - 21	Sep 23, 98	Oct 7, 98	Oct 21, 98	Nov 4, 98	Nov 24, 98	Dec 19, 98
98 - 22	Oct 7, 98	Oct 21, 98	Nov 4, 98	Nov 18, 98	Dec 8, 98	Jan 2, 99
98 - 23	Oct 21, 98	Nov 4, 98	Nov 18, 98	Dec 2, 98	Dec 22, 98	Jan 16, 99
98 - 24	Nov 4, 98	Nov 18, 98	Dec 2, 98	Dec 16, 98	Jan 5, 99	Jan 30, 99
99 - 01	Nov 25, 98	Dec 9, 98	Dec 23, 98	Jan 6, 99	Jan 26, 99	Feb 20, 99
99 - 02	Dec 9, 98	Dec 23, 98	Jan 6, 99	Jan 20, 99	Feb 9, 99	Mar 6, 99
99 - 03	Dec 23, 98	Jan 6, 99	Jan 20, 99	Feb 3, 99	Feb 23, 99	Mar 20, 99
99 - 04	Jan 6, 99	Jan 20, 99	Feb 3, 99	Feb 17, 99	Mar 9, 99	Apr 3, 99
99 - 05	Jan 20, 99	Feb 3, 99	Feb 17, 99	Mar 3, 99	Mar 23, 99	Apr 17, 99
99 - 06	Feb 3, 99	Feb 17, 99	Mar 3, 99	Mar 17, 99	Apr 6, 99	May 1, 99
99 - 07	Feb 24, 99	Mar 10, 99	Mar 24, 99	Apr 7, 99	Apr 27, 99	May 22, 99
99 - 08	Mar 10, 99	Mar 24, 99	Apr 7, 99	Apr 21, 99	May 11, 99	Jun 5, 99
99 - 09	Mar 24, 99	Apr 7, 99	Apr 21, 99	May 5, 99	May 25, 99	Jun 19, 99
99 - 10	Apr 7, 99	Apr 21, 99	May 5, 99	May 19, 99	Jun 8, 99	Jul 3, 99
99 - 11	Apr 21, 99	May 5, 99	May 19, 99	Jun 2, 99	Jun 22, 99	Jul 17, 99
99 - 12	May 5, 99	May 19, 99	Jun 2, 99	Jun 16, 99	Jul 6, 99	Jul 31, 99
99 - 13	May 26, 99	Jun 9, 99	Jun 23, 99	Jul 7, 99	Jul 27, 99	Aug 21, 99
99 - 14	Jun 9, 99	Jun 23, 99	Jul 7, 99	Jul 21, 99	Aug 10, 99	Sep 4, 99
99 - 15	Jun 23, 99	Jul 7, 99	Jul 21, 99	Aug 4, 99	Aug 24, 99	Sep 18, 99
99 - 16	Jul 7, 99	Jul 21, 99	Aug 4, 99	Aug 18, 99	Sep 7, 99	Oct 2, 99
99 - 17	Jul 21, 99	Aug 4, 99	Aug 18, 99	Sep 1, 99	Sep 21, 99	Oct 16, 99
99 - 18	Aug 4, 99	Aug 18, 99	Sep 1, 99	Sep 15, 99	Oct 5, 99	Oct 30, 99
99 - 19	Aug 25, 99	Sep 8, 99	Sep 22, 99	Oct 6, 99	Oct 26, 99	Nov 20, 99
99 - 20	Sep 8, 99	Sep 22, 99	Oct 6, 99	Oct 20, 99	Nov 9, 99	Dec 4, 99
99 - 21	Sep 22, 99	Oct 6, 99	Oct 20, 99	Nov 3, 99	Nov 23, 99	Dec 18, 99
99 - 22	Oct 6, 99	Oct 20, 99	Nov 3, 99	Nov 17, 99	Dec 7, 99	Jan 1, 00
99 - 23	Oct 20, 99	Nov 3, 99	Nov 17, 99	Dec 1, 99	Dec 21, 99	Jan 15, 00
99 - 24	Nov 3, 99	Nov 17, 99	Dec 1, 99	Dec 15, 99	Jan 4, 00	Jan 29, 00

<sup>1</sup>All 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.

<sup>2</sup>A 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.

<sup>3</sup>At 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.

<sup>4</sup>A minimum of forty-five days is required between the distribution date of the Register giving notice of the expedited adoption and the agency adoption date. No hearing is required, but the public may file written objections. See RCW 34.05.230, as amended by section 202, chapter 409, Laws of 1997.



## **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;

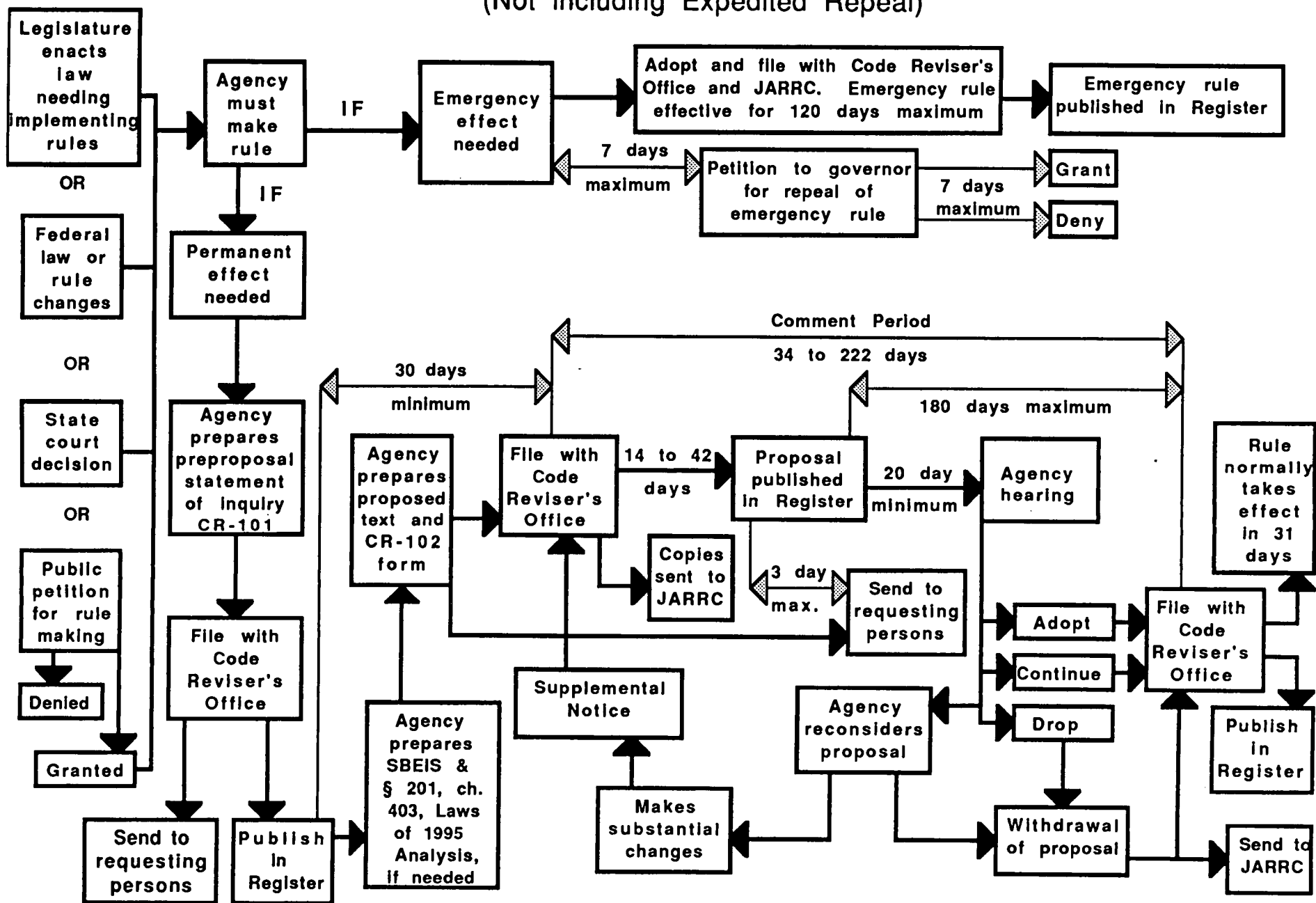
The rule **REDUCES** costs to business (although an SBEIS may be a useful tool for demonstrating this reduced impact);

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 99-01-001****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF LICENSING  
(Business and Professions Division)**

[Filed December 2, 1998, 1:26 p.m.]

Subject of Possible Rule Making: Renewal period for architect licenses; procedures for reinstatement of registrants who fail to pay a renewal fee for a period of five years; procedures for reinstatement of registrants after a withdrawal of more than five years; and architect fees.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.08.340, 18.08.350, 18.08.430, 43.24.86 [43.24.086], and 43.24.140.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Compliance with RCW 43.24.086 Fee policy for professions occupations, and businesses—Determination by rule, requires fees to be at a sufficient level to defray the costs of administering the program; and RCW 18.08.430 Renewal of certificates of registration—Withdrawal, provides for reinstatement of expired and withdrawal registrants under such circumstances as the board determines.

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 contacting Jon M. Clark, Acting Executive Secretary, P.O. Box 9045, Olympia, WA 98507-9045, phone (360) 753-1153, fax (360) 664-2551, TDD (360) 586-2788. All interested persons will be added to the agency's mailing list for this rule proposal and any subsequent rule-amending actions.

December 2, 1998

Jon M. Clark

Acting Executive Secretary

**WSR 99-01-005****PREPROPOSAL STATEMENT OF INQUIRY  
BOARD OF ACCOUNTANCY**

[Filed December 3, 1998, 2:54 p.m.]

Subject of Possible Rule Making: WAC 4-25-510 Board meetings, officers.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.04.045, 18.04.055.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Part of the agency's fiscal year 1999 rules review, reviewing the rule for effectiveness, clarity, cost, fairness, and need. The Attorney General's Office recommended the board review this rule to ensure the rule aligns with the Open Public Meetings 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.

December 1, 1998

Dana M. McInturff, CPA

Executive Director

**WSR 99-01-013****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF TRANSPORTATION**

[Filed December 4, 1998, 3:12 p.m.]

Subject of Possible Rule Making: Amending WAC 468-38-110 Escort vehicle requirements.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 46.44.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Change compliance date for escort vehicle operator certification from January 1, 1999, to July 1, 1999.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The WAC is enforced by the Washington State Patrol.

Process for Developing New Rule: Negotiated rule making, proposed rule change is the result of a process review team recommendation.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Barry Diseth, Motor Carrier Services, P.O. Box 47367, Olympia, WA 98504-7367, fax (360) 664-9440.

December 4, 1998

Gerald E. Smith

Deputy Secretary

**WSR 99-01-032****PREPROPOSAL STATEMENT OF INQUIRY  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Filed December 8, 1998, 4:53 p.m.]

Subject of Possible Rule Making: Cooperative projects. Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 75.08.080, 77.12.040.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Volunteer cooperatives are currently handled differently in Titles 220 and 232 WAC. Coordination is needed for consistency in the merged Department of Fish and Wildlife.

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 contacting Elyse Kane, Habitat Assistant Director, 600 Capitol Way North, Olympia, WA 98501-1091, (360) 902-2402. Contact by February 16, 1999, expected proposal filing date February 17, 1999.

December 8, 1998  
Evan Jacoby  
Rules Coordinator

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Sheryl Moss, Office of the Secretary of State, P.O. Box 40232, Olympia, WA 98504-0232, phone (360) 664-3653, fax (360) 664-3657, e-mail sheryl@secstate.wa.gov.

December 10, 1998  
Donald F. Whiting  
Assistant Secretary of State

**WSR 99-01-064**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**OFFICE OF THE**  
**SECRETARY OF STATE**  
[Filed December 14 , 1998, 9:24 a.m.]

Subject of Possible Rule Making: Inspection and enhancement of optical scan ballots, replacement absentee ballots, and notices to canceled inactive voters.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 29.04.080, 29.04.210.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To further define inspection and enhancement of optical scan ballots, set procedures for replacement absentee ballots, and repeal requirement to send cancellation notices to inactive voters.

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 Sheryl Moss, Office of the Secretary of State, P.O. Box 40232, Olympia, WA 98504-0232, phone (360) 664-3653, fax (360) 664-3657, e-mail sheryl@secstate.wa.gov.

December 10, 1998  
Donald F. Whiting  
Assistant Secretary of State

**WSR 99-01-065**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**OFFICE OF THE**  
**SECRETARY OF STATE**  
[Filed December 14 , 1998, 9:27 a.m.]

Subject of Possible Rule Making: Chapter 434-260 WAC, regarding the certification of election officials and the review of county election procedures.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 29.60.020.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Changes in state law regarding the review of county election procedures and adding further definition to the certification process of election officials.

Process for Developing New Rule: Negotiated rule making.

**WSR 99-01-075**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**UNIVERSITY OF WASHINGTON**  
[Filed December 15, 1998, 9:15 a.m.]

Subject of Possible Rule Making: Chapter 478-140 WAC, Rules and regulations for the University of Washington governing disclosure of student records.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28B.20.130.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed revisions to the rules governing the disclosure of student records are necessary to ensure that the policies and practices of the University of Washington are in compliance with mandated modifications to the federal Family Educational Rights and Privacy Act (FERPA), 20 USC 1232g.

The modifications to chapter 478-140 WAC include those mandated by:

1) The Student Right to Know and Campus Security Act which permits institutions to notify victims of violent crimes of the results of disciplinary proceedings and allows institutions to disclose information from a student's record if the parent or student has provided written consent;

2) The Higher Education Act Amendments of 1992 and the Campus Sexual Assault Victims Bill of Rights Act which exempt records created by police departments from being considered education records, define a disciplinary proceeding as an educational record, and require institutions to notify victims of sexual offenses of results of disciplinary proceedings; and

3) The Improving America's Schools Act of 1994 (IASA) which requires the dissemination of additional information to students and access to education records by students and parents; implements notification requirements prior to release of certain records in legal action; allows disclosure, without prior consent or notification, to certain state, local and school officials and when complying with certain subpoenas.

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. Written comments or inquiries may be directed to Rebecca Goodwin Deardorff, Administrative Procedures Officer via one of the following routes: United States mail -

University of Washington, 4014 University Way N.E., Seattle, WA 98105-6203, campus mail - Box 355509, e-mail - adminpro@u.washington.edu, fax (206) 543-0786.

December 7, 1998

Rebecca Goodwin Deardorff  
Administrative Procedures Officer

### WSR 99-01-090

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF REVENUE

[Filed December 16, 1998, 4:16 p.m.]

Subject of Possible Rule Making: WAC 458-20-17802  
Use tax on advertising materials printed outside of Washington.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 82.32.300.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The Department of Revenue has received a petition for rule making from a group of web printers and newspapers located in Washington who do printing for the direct mail/media market. The petition asks that use tax be applied to printed materials sent to Washington consumers from outside Washington at the direction of advertisers in Washington. The department has granted the petition to initiate rule making and is requesting public comment on whether a rule should be adopted. This does not mean that the department has finally decided to adopt a rule.

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

Process for Developing New Rule: Modified negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. The department will consider comments from all interested parties in finally deciding on a course of action. The department solicits comments on whether a rule should be adopted, what such a rule should contain, and why.

Written comments should be submitted by February 28, 1999. After that date, the department will evaluate the comments and may prepare a draft of the rule. Any draft will be circulated to interested parties.

Written comments may be directed to Greg Potegal, Legislation and Policy, P.O. Box 47467, Olympia, WA 98504-7467, phone (360) 753-1971, fax (360) 664-0693, e-mail gregp@dor.wa.gov.

To inquire about the availability of this information in an alternate format for the visually impaired or a language other than English, please call the Multilingual Coordinator at (360) 753-3217.

December 15, 1998

Claire Hesselholt  
Rules Manager

### WSR 99-01-113

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Economic Services Administration)

[Filed December 18, 1998, 9:51 a.m.]

Subject of Possible Rule Making: Changes related to emergency assistance including WAC 388-222-001, 388-222-010, 388-222-020; diversion assistance, WAC 388-436-0001, 388-436-0005, and 388-436-0010, additional requirements, emergent need; WAC 388-436-0015, 388-436-0020, 388-436-0025, 388-436-0030, 388-436-0035, 388-436-0040, 388-436-0045, 388-436-0050, consolidated emergency assistance program and any related rules.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.04.050, 74.08.090, 74.08A.210, 74.04.660.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Diversion assistance: To review rules for clarity and conformity to regulatory improvement standards of Executive Order 97-02.

Additional requirements, emergent need: To modify technical requirements required of households seeking assistance to alleviate housing hardships, including homelessness.

Consolidated emergency assistance program: To remove or substantially reduce rules for this program as a result of eliminating or substantially limiting the needs covered under this program.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Consolidated emergency assistance program (CEAP): The Department of Community, Trade and Economic Development (DCTED) administers funds related to the development of low-income housing and to assist homeless households access affordable housing. Funding for the CEAP program is being reallocated to DCTED to facilitate enhancement of their homeless housing program.

Process for Developing New Rule: The consolidated emergency assistance program and the additional requirements emergent need programs will be modified based on information gathered through meetings, mailings involving interested parties and agencies known to provide emergency services and the needs of homeless families for affordable housing. Proposed changes will be published in the Washington state registry and posted on state government internet sites for general review and comment. We are reviewing and revising the diversion assistance program rules as part of the regulatory improvement project to examine the entire DSHS rule inventory and rewrite as necessary to bring rules into compliance with the Executive Order 97-02 for clear regulations.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Program design meetings will be held during December 1998. Agencies known to provide services related to homeless families will be invited. Interested parties are invited to contact Michael Thomas, Program Manager, WorkFirst Division, Department of Social and Health Services, P.O. Box 45480, Olympia, WA 98504-5480, phone

(360) 413-3098, e-mail THOMAMP@dshs.wa.gov, fax (360) 413-3482.

December 15, 1998  
Marie Myerchin-Redifer, Manager  
Rules and Policies Assistance Unit

comment on the proposed rules in writing, by electronic mail, or by telephone. They may participate in and offer testimony in public hearings that will be scheduled for the purpose of soliciting comments on the proposed rules.

December 15, 1998  
Marie Myerchin-Redifer, Manager  
Rules and Policies Assistance Unit

**WSR 99-01-114**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Children's Administration)  
[Filed December 18, 1998, 9:53 a.m.]

Subject of Possible Rule Making: Revisions to existing rules and new sections to update foster care payment rates, to institute revised standards for special rates and exceptional cost payments, to require voluntary child caring agencies to provide foster parents the full amount specified for basic costs of care, and to reflect principles of clear rule writing. Rules proposed for revision may include, but are not limited to, WAC 388-70-022, 388-70-024, 388-70-041, 388-70-042, 388-70-044, 388-70-048, 388-70-051, 388-70-054, 388-70-062, 388-70-066, 388-70-068, 388-70-069, 388-70-075, 388-70-078, 388-70-080, 388-70-082, and 388-70-084.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.08.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rules are proposed to update out-of-home care payment rates and standards, update or repeal other out-of-date rules, and conform rules to clear writing standards per Executive Order 97-02.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Health and Human Services (HHS) regulates aspects of out-of-home care and provides some financial assistance to the state through Title IV-B and Title IV-E of the Social Security Act. The department will offer HHS, Region 10, staff the opportunity to participate in a stakeholder group to work on revising and repealing these rules and will provide proposed rules for review and comment.

Process for Developing New Rule: The children's administration, with input from the Attorney General's Office, will convene a work group consisting of department staff, Assistant Attorneys General, and stakeholders, including foster parents and their representatives to participate with children's administration in the review and development of revised rules. These draft rules will be distributed generally for review and comment before finalization.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Interested parties may ask to participate in the stakeholder work group that will work with staff to develop the rules by contacting Jill Montgomery, Confidential Secretary to the Director, Division of Program and Policy Development, (360) 902-7913, or e-mail MONJ300@dshs.wa.gov. In addition, interested parties may provide recommendations for inclusion in the proposed rule. They may review and

**WSR 99-01-136**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**  
[Filed December 21, 1998, 1:30 p.m.]

Subject of Possible Rule Making: Game management unit descriptions; deer and elk general seasons and 1999 special permits; moose, bighorn sheep, and mountain goat seasons and permit quotas; black bear, cougar and small game seasons; official hunting hours; special closure, firearm restriction and muzzleloader areas; hunting equipment; and Oregon/Washington joint goose hunting permit.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.12.040.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To provide recreational opportunity.

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 contacting Mike Kuttel, Assistant Director, Wildlife Management Program, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2504, fax (360) 902-2162. For proposed CR-102 filing February 17, 1999, and subsequent April 2-3, 1999, adoption.

December 21, 1998  
Evan Jacoby  
Rules Coordinator

**WSR 99-01-137**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**  
[Filed December 22, 1998, 8:58 a.m.]

Subject of Possible Rule Making: Classification review to consider listing as endangered, threatened, or sensitive: Mardon skipper, chinquapin hairstreak, Puget blue, whulge checkerspot, valley silverspot, northern leopard frog, common loon, common murre, Olympic mudminnow, and western pocket gopher. Continue recovery plan development for the lynx, sea otter, and western pond turtle.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 77.12.020.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Listing and recovery of species affords protection and restoration for vulnerable and declining species. The department is seeking biological information for status reports and recovery plans which will assist in this process. Information is sought regarding life history, habitat requirements and status, population distribution, status and trends, population demographics, management activities, and recovery strategies.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: USFWS, NMFS notification of state listing action.

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 contacting Mike Kuttel, Assistant Director, Wildlife Management Program, 600 Capitol Way North, Olympia, WA 98501-1091, phone (360) 902-2504, fax (360) 902-2162.

December 22, 1998

Evan Jacoby  
Rules Coordinator

and significantly affected persons to seek their input in the development of the amended rule.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication. Persons interested in participating in public meetings to discuss the proposed amendment may contact Juanita Myers, Program Coordinator, Unemployment Insurance Division Policy Unit, P.O. Box 9046, Olympia, WA 98507-9046, phone (360) 902-9665, fax (360) 902-9799, e-mail [jmyers@esd.wa.gov](mailto:jmyers@esd.wa.gov).

December 22, 1998

Dale Ziegler  
Assistant Commissioner

### WSR 99-01-163

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES (Medical Assistance Administration)

[Filed December 23, 1998, 10:39 a.m.]

Subject of Possible Rule Making: WAC 388-478-0070 and 388-478-0080.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.08.090, 74.04.057, 74.04.050, and 74.09.575.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: This proposed amendment is necessary to adopt new federal standards which are effective January 1, 1999, regarding the one-person medically needy income level (MNIL).

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 invites the interested public to review and provide input into the adopted language of this proposed WAC amendment. The department will distribute draft material for an internal and external review process. All comments are taken into consideration before issuance of final rule.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Joanie Scotson, Program Manager, Medical Assistance Administration, Mailstop 45530, Olympia, WA 98504-5530, phone (360) 753-7462, fax (360) 753-7315, TDD 1-800-848-5429, e-mail [SCOTSIJK@DSHS.WA.GOV](mailto:SCOTSIJK@DSHS.WA.GOV).

December 18, 1998

Marie Myerchin-Redifer, Manager  
Rules and Policies Assistance Unit

### WSR 99-01-160

#### PREPROPOSAL STATEMENT OF INQUIRY EMPLOYMENT SECURITY DEPARTMENT

[Filed December 23, 1998, 10:28 a.m.]

Subject of Possible Rule Making: Amending WAC 192-16-070 Interpretive regulations—Voluntary quit—RCW 50.20.050.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 50.12.010 Commissioner's duties and powers and 50.12.040 Rule-making authority.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rule authorizes the payment of unemployment benefits to individuals who voluntarily quit their jobs under certain prescribed circumstances. Recent published decisions by Division I (*Employment Security Department v. Ortega*) and Division III (*Nielsen v. Employment Security Department*) of the court of appeals have resulted in contradictory interpretations of the rule. Based on these decisions, the department intends to amend the rule to clarify the circumstances under which benefits will be awarded to individuals who are subject to an employer-instituted layoff or reduction in force.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of Labor reviews the state's administration of the unemployment insurance program to ensure conformity to federal statutes and regulations. The state has broad flexibility in the implementation of unemployment insurance laws and rules as long as conformity is maintained. The proposed action will be shared with USDOL Region X staff prior to implementation.

Process for Developing New Rule: The department intends to hold meetings with stakeholders, interested parties,

**WSR 99-01-164**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Children's Administration)  
 [Filed December 23, 1998, 10:40 a.m.]

Subject of Possible Rule Making: Child protective services' (CPS) notification and appeal process regarding investigative findings of child abuse or neglect reports.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 26.44.100 and 26.44.125.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: New rules are needed to outline the child protective services (CPS) notification process for alleged perpetrators of child abuse or neglect investigative findings. New rules will also outline the procedures, review process, and administrative hearing process regarding the appeal of substantiated CPS investigative findings of child abuse or neglect.

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

Process for Developing New Rule: Department of Social and Health Services (DSHS) welcomes the public to take part in the developing of the new rules regarding CPS client notification and appeal process. Anyone interested in participating should contact the staff persons indicated below. After the rule is drafted, DSHS will file a copy with the Office of the Code Reviser with a notice of proposed rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Beth Holmes, Department of Social and Health Services, Children's Administration, P.O. Box 45710, Olympia, WA 98504-5710, phone (360) 902-7977, e-mail holb300@DSHS.wa.gov, fax (360) 902-7903; or Ken Patis, Department of Social and Health Services, Children's Administration, P.O. Box 45710, Olympia, WA 98504-5710, phone (360) 902-7990, e-mail pake@dshs.wa.gov., fax (360) 902-7903.

December 18, 1998  
 Marie Myerchin-Redifer, Manager  
 Rules and Policies Assistance Unit

**WSR 99-01-165**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Aging and Adult Services Administration)  
 [Filed December 23, 1998, 10:43 a.m.]

Subject of Possible Rule Making: Amend WAC 388-86-071 Private duty nursing services, to develop specific program requirements for adults (over age eighteen) requesting services through the private duty nursing program.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.08.090, 74.09.520, 42 CFR 440.80.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Develop rules that apply to adults over the age of eighteen. Aging and Adult Services Administration (AASA) has assumed the private duty nursing program for adults from medical assistance, and rules specific to AASA clients need to be in WAC.

Process for Developing New Rule: AASA will conduct an internal and external review process prior to filing the CR-102, notice of proposed rule making. AASA will prepare initial draft regulations which will be provided to stakeholders for review. Opportunities for discussion and input will be scheduled for stakeholders, consumers, providers, case managers, and other stakeholder agencies and interested parties. Public meetings will be held to seek comments and recommendations on initial draft regulations. Dates, times, and locations of public meetings will be mailed out in advance. Initial draft rules will be mailed to interested parties in advance of each meeting. Comments and recommendations received up to the deadline will be reviewed and considered before and during the process of drafting proposed rules.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Sue McDonough, Aging and Adult Services Administration, P.O. Box 45600, Olympia, WA 98504-5600, phone (360) 407-0331, TTY (360) 493-2637, fax (360) 438-8633, e-mail smcdonou@dshs.wa.gov.

December 22, 1998  
 Marie Myerchin-Redifer, Manager  
 Rules and Policies Assistance Unit

**WSR 99-01-166**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Children's Administration)  
 [Filed December 23, 1998, 10:43 a.m.]

Subject of Possible Rule Making: Rules to govern departmental Indian child welfare (ICW) activities under the federal Indian Child Welfare Act, 25 U.S.C. 1901, et seq.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.08.090.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rules are proposed to implement the federal Indian Child Welfare Act and the Washington tribal/state agreement, which supplements the act and to ensure that department Children's Administration policies and procedures are consistent with the requirements of the act and the agreement.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The United States Department of the Interior, Bureau of Indian Affairs, is involved with providing resources and assistance to tribes. The department will provide proposed rules for review and comment.

Process for Developing New Rule: The Children's Administration, with the assistance of the Attorney General's Office, convened a work group consisting of department



staff, Assistant Attorneys General, and representatives of Washington state Indian tribes and nonreservation Indian organizations to draft ICW rules. These draft rules will be distributed generally for review and comment.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Art Cantrall, Children's Administration, Division of Program and Policy Development, P.O. Box 45710, Olympia, WA 98504-5710, phone (360) 902-7956, fax (360) 902-7904, e-mail CANA300@dshs.wa.gov. Interested parties may provide recommendations for inclusion in the proposed rule in writing, by electronic mail, or by telephone. They may participate in and offer testimony in public hearings.

December 18, 1998

Marie Myerchin-Redifer, Manager  
Rules and Policies Assistance Unit

### WSR 99-01-167

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF SOCIAL AND HEALTH SERVICES

(Medical Assistance Administration)

[Filed December 23, 1998, 10:44 a.m.]

Subject of Possible Rule Making: Chapter 388-538 WAC, Managed care.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 74.09.510 and [74.09.]522, 1115 Federal Waiver; 42 USC 1396a(a), (e), and (p); 1396r-6(b); 1396U-2.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To clarify changes made by the ESA/MAA review of all rules that possibly relate to TANF (temporary aid to needy families) and CSOs (community service offices). To review the rules for compliance with the Governor's Executive Order 97-02 and the DSHS secretary's order on regulatory improvement.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: Department of Health (DOH), Health Care Authority (HCA), and Office of Information Systems rules also regulate this subject; there is no conflict with these rules. The work-group will include DOH and HCA members to ensure coordination.

Process for Developing New Rule: The department invites the interested public to review and provide input on the draft language of this WAC. Draft material and information about how to participate are available by contacting the DSHS representative identified below.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Ann Myers, Program Assistance and Support Services, Medical Assistance Administration, Olympia, Washington 98504-5530, phone (360) 586-2337, fax

(360) 753-7315, TTY 1-800-848-5429, e-mail myersea@dshs.wa.gov.

December 21, 1998

Marie Myerchin-Redifer, Manager  
Rules and Policies Assistance Unit

### WSR 99-01-177

#### PREPROPOSAL STATEMENT OF INQUIRY DEPARTMENT OF LABOR AND INDUSTRIES

[Filed December 23, 1998, 11:40 a.m.]

Subject of Possible Rule Making: Medical aid rules updates regarding rate setting for most professional health care services.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 51.04.020 and 51.04.030.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The affected rules describe elements used in the process of updating the maximum allowable payments for most professional health care services. These elements are set in rule in order to follow the established methodologies of L&I and maintain consistency with the Health Care Authority and Medical Assistance Administration. Specifically, the proposed rule changes will do the following:

(1) In WAC 296-20-135: Update the conversion factors used by the department for calculating reimbursement rates for most professional health care and anesthesia services. The conversion factors will be updated to correspond to changes in the medical procedure codes, the relative value units and anesthesia base units. These changes will enable the department to continue a reimbursement methodology consistent with other state agencies. Cost-of-living increases may be incorporated into the changes in the conversion factors.

(2) In WAC 296-23-220 and 296-23-230: Update the maximum daily reimbursement level for physical and occupational therapy services so the department may, if necessary, give cost-of-living increases to affected providers.

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 is working with external stakeholders through its anesthesia and reimbursement technical advisory groups on the updates to conversion factors and to the physical and occupational therapy maximum daily reimbursement level. The department coordinates these updates with the Health Care Authority, the Medical Assistance Administration and the Health Care Financing Administration to insure consistent health care purchasing policies when possible. The proposed changes will be presented to the advisory groups and publicized in a letter to interested persons.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Simone Stilson, Department of Labor and Industries, Health Services Analysis, P.O. Box 44322,

Olympia, WA 98504-4322, phone (360) 902-4744, fax (360) 902-4249, Internet stil235@lni.wa.gov.

December 8, 1998  
 Gary Moore  
 Director

**WSR 99-01-178**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**

[Filed December 23, 1998, 11:41 a.m.]

Subject of Possible Rule Making: Factory built temporary worker building code.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 43.22 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To implement the statutory requirements of SB 6268 which directed the Department of Health to adopt by rule a "temporary worker building code" and for the Department of Labor and Industries to adopt the rules implementing the "temporary worker building code" on structures built in a factory.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The department will be in communication with the Washington Association of Building Officials (WABO) and the Department of Health. Both groups will be invited to attend stakeholder meetings and will be provided copies of any proposed rules for their review and comment.

Process for Developing New Rule: The department will utilize input from department staff, stakeholder groups, individual stakeholders and the FAS Advisory Board to formulate rule language and will solicit public comments through the public hearing process.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Dan Wolfenbarger, Chief Factory Assembled Structures Inspector, phone (360) 902-5225 or fax (360) 902-5292, Department of Labor and Industries, Specialty Compliance Services Division, P.O. Box 44440, Olympia, WA 98504-4440.

December 21, 1998  
 Gary Moore  
 Director

**WSR 99-01-180**  
**PREPROPOSAL STATEMENT OF INQUIRY**  
**DEPARTMENT OF AGRICULTURE**

[Filed December 23, 1998, 11:45 a.m.]

Subject of Possible Rule Making: Chapter 16-561 WAC, Washington Red Raspberry Commission, rules of the commission.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 15.65.280, 15.65.380 and WAC 16-561-020 (10)(k).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The rule will establish grades and standards in packaging and labeling to ensure proper use of product in preparation for processing and marketing. The provisions for the rules are provided for in WAC 16-561-030(3).

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 adoption of the rule will be accomplished in compliance with the provisions of the Agricultural Enabling Act of 1961, chapter 15.65 RCW and the Administrative Procedure Act, chapter 34.05 RCW.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Anne Seeger, Executive Director, Washington Red Raspberry Commission, 1323 Lincoln Street, Bellingham, WA 98226, phone (360) 671-1437, fax (360) 738-8069; and Walter Swenson, Agricultural Programs Administrator, Washington Department of Agriculture, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1928, fax (360) 902-2092. A public hearing will be set to give interested parties an opportunity to participate and comment on the proposed rules.

December 23, 1998  
 Walter Swenson  
 Agricultural Programs Administrator

**WSR 99-01-054**  
**EXPEDITED REPEAL**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Filed December 10, 1998, 4:05 p.m.]

The Following Sections are Proposed for Expedited Repeal: WAC 232-21-101.

Rules Proposed for Expedited Repeal Meet the Following Criteria: Other rules of the agency or of another agency govern the same activity as the rule, making the rule redundant.

Any person who objects to the repeal of the rule must file a written objection to the repeal within thirty days after publication of this preproposal statement of inquiry.

Address Your Objection to: Evan Jacoby, Rules Coordinator, 600 Capitol Way North, Olympia, WA 98501-1091.

Reason the Expedited Repeal of the Rule is Appropriate: The Gold and Fish pamphlet was extensively rewritten pursuant to chapter 415, Laws of 1997. The rules will be codified in chapter 220-110 WAC. Reiteration in chapter 232-21 WAC is redundant in the merged Department of Fish and Wildlife.

December 10, 1998

Evan Jacoby  
 Rules Coordinator

**WSR 99-01-087**  
**EXPEDITED REPEAL**  
**DEPARTMENT OF ECOLOGY**

[Order 98-25—Filed December 16, 1998, 2:32 p.m.]

The Following Sections are Proposed for Expedited Repeal: WAC 317-100-010 Authority, 317-100-020 Adoption by reference, 317-100-030 Purpose, 317-100-040 Additional definitions, 317-100-050 Designation of responsible official, 317-100-060 EIS preparation, 317-100-070 Coordination of combined state-federal action, 317-100-080 Policies and procedures for conditioning or denying permits or other approvals, and 317-100-090 Severability.

Rules Proposed for Expedited Repeal Meet the Following Criteria: Other rules of the agency or of another agency govern the same activity as the rule, making the rule redundant.

Any person who objects to the repeal of the rule must file a written objection to the repeal within thirty days after publication of this preproposal statement of inquiry.

Address Your Objection to: Jerry Thielen, Rules Coordinator, Department of Ecology, P.O. Box 47600, Olympia, WA 98504-7600.

Reason the Expedited Repeal of the Rule is Appropriate: Chapter 317-100 WAC was adopted by the Office of Marine Safety in compliance with the State Environmental Policy Act (SEPA), chapter 43.21C RCW. The Office of Marine Safety was abolished and its laws, rules, functions and authorities were transferred to the Department of Ecology

July 1, 1997. The Department of Ecology has its own SEPA rules making chapter 317-100 WAC unnecessary.

December 9, 1998

Joe Stohr  
 Program Manager

**WSR 99-01-092**  
**EXPEDITED REPEAL**  
**DEPARTMENT OF HEALTH**

(Nursing Care Quality Assurance Commission)

[Filed December 17, 1998, 9:50 a.m.]

The Following Sections are Proposed for Expedited Repeal: WAC 246-838-040 Licensure qualifications.

Rules Proposed for Expedited Repeal Meet the Following Criteria: Rule is no longer necessary because of changed circumstances.

Any person who objects to the repeal of the rule must file a written objection to the repeal within thirty days after publication of this preproposal statement of inquiry.

Address Your Objection to: Terry J. West, Program Manager, Department of Health, Nursing Program, P.O. Box 47864, Olympia, WA 98504, fax (360) 236-4738.

Reason the Expedited Repeal of the Rule is Appropriate: On August 31, 1998, an expedited adoption form was filed, WSR 98-18-072. This moved the language that existed in WAC 246-838-040 into currently existing WAC 246-840-030. There was no change in any wording, simply moving the language from one rule into another. This change in rules numbering was necessitated when the Registered Nursing Board and the Practical Nursing Board were combined into the new Nursing Care Quality Assurance Commission. All rules had to be renumbered. This WAC 246-838-040 was the last rule which had to be renumbered. Now that the rule language has been adopted into the current numbering system, the old rule can be repealed.

October 29, 1998

Paula R. Meyer  
 Executive Director

**WSR 99-01-093**  
**EXPEDITED REPEAL**  
**DEPARTMENT OF HEALTH**

[Filed December 17, 1998, 9:53 a.m.]

The Following Sections are Proposed for Expedited Repeal: WAC 246-930-499 Temporary and provisional certificate during initial implementation of certification program.

Rules Proposed for Expedited Repeal Meet the Following Criteria: Rule is no longer necessary because of changed circumstances.

Any person who objects to the repeal of the rule must file a written objection to the repeal within thirty days after publication of this preproposal statement of inquiry.

Address Your Objection to: Holly Rawnsley, Department of Health, Sex Offender Treatment Provider Program, P.O. Box 47869, Olympia, WA 98504-7869, (360) 236-4923.

Reason the Expedited Repeal of the Rule is Appropriate: The rule defines temporary and provisional SOTP certification for applicants whose applications were received by the department before September 1, 1991. The rule is no longer necessary as the authority to issue temporary and provisional certification ended on June 30, 1994.

November 12, 1998  
Laurie Jinkins  
Executive Director

**WSR 99-01-131**

**EXPEDITED REPEAL**

**UNIVERSITY OF WASHINGTON**

[Filed December 21, 1998, 11:02 a.m.]

The Following Sections are Proposed for Expedited Repeal: Chapter 478-210 WAC, Thomas Burke Memorial Washington State Museum (specifically, WAC 478-210-010 and 478-210-020).

Rules Proposed for Expedited Repeal Meet the Following Criteria: Rule is no longer necessary because of changed circumstances.

Any person who objects to the repeal of the rule must file a written objection to the repeal within thirty days after publication of this preproposal statement of inquiry.

Address Your Objection to: Rebecca Goodwin Deardorff, Administrative Procedures Office via one of the following routes: United States mail - University of Washington, 4014 University Way N.E., Seattle, WA 98105-6203; campus mail - Box 355509; e-mail - adminpro@u.washington.edu; fax - (206) 543-0786.

Reason the Expedited Repeal of the Rule is Appropriate: Chapter 478-210 WAC, Thomas Burke Memorial Washington State Museum, originally adopted by the University of Washington board of regents in 1984 was later superceded by specific provisions in chapter 63.26 RCW, enacted in 1988. Chapter 478-210 WAC is therefore redundant.

Expedited repeal is appropriate to complete the review of this chapter begun under the University of Washington's rule review plan in order to meet the regulatory reform goals of Executive Order 97-02.

December 17, 1998  
Rebecca Goodwin Deardorff  
Administrative Procedures Officer

**WSR 99-01-151**

**EXPEDITED REPEAL**

**DEPARTMENT OF**

**GENERAL ADMINISTRATION**

[Filed December 22, 1998, 3:11 p.m.]

The Following Sections are Proposed for Expedited Repeal: WAC 236-47-001 through 236-47-017.

Rules Proposed for Expedited Repeal Meet the Following Criteria: Rule is no longer necessary because of changed circumstances.

Any person who objects to the repeal of the rule must file a written objection to the repeal within thirty days after publication of this preproposal statement of inquiry.

Address Your Objection to: Sherm Heathers, Office of State Procurement, P.O. Box 41017, Olympia, WA 98504-1017.

Reason the Expedited Repeal of the Rule is Appropriate: These rules govern the acquisition, warehousing and distribution of federal property by the state. General services administration (GSA) regulations pertaining to federal surplus requirements were modified several years ago and were inconsistent with these regulations. The above rules are therefore no longer necessary.

December 17, 1998  
Pat Kohler  
Assistance Director

**WSR 98-24-126**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Medical Assistance Administration)  
[Filed December 2, 1998, 11:17 a.m.]

## Original Notice.

Exempt from preproposal statement of inquiry under RCW 34.05.310(4).

Title of Rule: WAC 388-513-1305 Maintenance standard—Alternate living, 388-513-1315 Eligibility determination—Institutional, 388-513-1320 Institutional status, 388-513-1330 Institutional—Available income, 388-513-1350 Institutional—Available resources, 388-513-1360 Resource exemptions, 388-513-1365 Transfer of assets, 388-513-1395 Institutional—Medically needy, 388-515-1510 Community alternatives program (CAP) and outward bound (OBRA), and 388-515-1530 Coordinated community AIDS services alternatives (CASA) program.

Purpose: This is a housekeeping action to correct outdated Washington Administrative Code (WAC) references. It does not include any policy changes.

Statutory Authority for Adoption: RCW 74.08.090, 74.09.500.

Statute Being Implemented: RCW 74.08.090, 74.09.500.

Summary: The recent major rewrite of financial and medical assistance eligibility rules, in which the rules were renumbered, rendered the Washington Administrative Code citations found in chapters 388-513 and 388-515 WAC as incorrect. These citations are being updated with the correct new WAC numbers.

Reasons Supporting Proposal: The current WAC cross references in chapters 388-513 and 388-515 WAC are incorrect.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Stephen Kozak, Medical Assistance Administration, 617 8th Avenue S.E., Olympia, WA 98504, (360) 586-1034.

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: This proposed rule updates WAC references, which were made obsolete by the major rewrite of financial and medical eligibility rules for public assistance clients, in chapters 388-513 and 388-515 WAC. People will be able to reference the correct WAC citations when reviewing the institutional medical rules in chapters 388-513 and 388-515 WAC.

Proposal Changes the Following Existing Rules: Updates certain WAC cross reference numbers, which changed when public assistance rules were renumbered under chapter 388-400 WAC series of chapters on September 1, 1998.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Does not affect small businesses.

RCW 34.05.328 does not apply to this rule adoption. These rule changes do not meet the definition of a significant legislative rule.

Hearing Location: Lacey Government Center (behind Tokyo Bento Restaurant), 1009 College Street S.E., Room 104-B, Lacey, WA 98503, on January 26, 1999, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Paige Wall by January 15, 1998 [1999], phone (360) 902-7540, TTY (360) 902-8324, e-mail pwall@dshs.wa.gov.

Submit Written Comments to: 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 January 26, 1999.

Date of Intended Adoption: January 27, 1999.

December 1, 1998

Marie Myerchin-Redifer, Manager  
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending Order 3732, filed 5/3/94, effective 6/3/94)

**WAC 388-513-1305 Maintenance standard—Alternate living.** (1) The department shall ensure the categorically needy monthly standard for an SSI, SSI-related, or GAU client living in an adult family home (AFH), adult residential treatment facility (ARTF), adult residential rehabilitation center (ARRC), congregate care facility (CCF), or division of developmental disabilities (DDD) group home is the department cost standard of the facility plus a specified CPI.

(2) The department shall determine the medically needy monthly standard for an SSI-related client living in an AFH, ARTF, ARRC, CCF, or DDD group home to be the private facility rate based on a thirty-one-day month plus a specified CPI.

(3) See WAC 388-15-555, 388-15-568, (~~388-250-1600~~), and (~~388-250-1650~~) 388-478-0045 for the definition of "**department cost standard.**" The department shall ensure the monthly standard shall not exceed three hundred percent of the current SSI Federal Benefit Level.

(4) See chapters 388-450, 388-470 and 388-511 WAC and WAC 388-505-0595 for computation of available income and resources for an SSI-related person.

(5) See chapter 388-~~(249)~~450 WAC for computation of available income and resources for a GAU client.

AMENDATORY SECTION (Amending WSR 98-04-003, filed 1/22/98, effective 2/22/98)

**WAC 388-513-1315 Eligibility determination—Institutional.** (1) A person is eligible for institutional care under the categorically needy program, if the person:

(a) Has achieved institutional status as described under WAC 388-513-1320; and

(b) Has gross nonexempt income:

(i) For an SSI-related person, no greater than three hundred percent of the SSI Federal Benefit Amount; or

(ii) For ~~(an AFDC or)~~ a TANF-related person, no greater than the one-person program standard as described under chapter 388-478 WAC (~~388-505-0590, 388-508-0805, or 388-509-0960~~).

(c) Has resources which are:

(i) Not exempt under WAC 388-513-1360 and 388-513-1365, and

(ii) Less than the standards under WAC 388-513-1310 (~~and 388-513-1395~~); and

(d) Is not subject to a period of ineligibility for transferring of resources under WAC 388-513-1365.

(2) A person is eligible for institutional care under the limited casualty program—medically needy, if the person meets the requirements in WAC 388-513-1395.

(3) For an AFDC- or TANF-related child under eighteen years of age residing or expected to reside in inpatient chemical dependency treatment or inpatient mental health treatment refer to chapters 388-408, 488-450, and 388-470 WAC (~~(388-506-0610-1)(f)~~).

(4) For other institutionalized persons twenty years of age or younger, the income and resources of the parents are not considered available unless the income and resources are actually contributed.

(5) A person is eligible for Medicaid who:

(a) Meets institutional status as a psychiatric facility resident; and

(b) Is twenty years of age or younger or is sixty-five years of age or older.

(6) A client's income and resources are allocated as described under WAC 388-513-1380.

(7) When both spouses are institutionalized, the department shall determine the eligibility of each spouse individually.

(8) A person's transfer between medical institutions is not a change in institutional status.

**AMENDATORY SECTION** (Amending WSR 97-15-025, filed 7/8/97, effective 8/8/97)

**WAC 388-513-1320 Institutional status.** (1) The department shall find that a person has achieved institutional status when the person is residing or expected to reside in a Medicaid-certified medical facility for a period of at least:

(a) Ninety consecutive days for (~~an AFDC~~) TANF-related child seventeen years of age or younger in residential mental health or chemical dependency/substance abuse treatment; or

(b) Thirty consecutive days for an SSI-related person and (~~AFDC~~) TANF-related persons other than as described under subsection (1)(a) of this section.

(2) The department shall consider a person receiving waived program services or hospice services to have achieved institutional status.

(3) The department shall make medical assistance available to an otherwise eligible person who has achieved institutional status as described under subsection (1) or (2) of this section.

(4) The department shall not deny Medicaid eligibility to a person in a nursing facility:

(a) On the grounds that the person did not establish residence in this state before entering the nursing facility; and

(b) When the person meets residency requirements described under chapter 388-~~(505)~~468 WAC at the time the person applies for medical assistance.

**AMENDATORY SECTION** (Amending WSR 97-10-022, filed 4/28/97, effective 5/29/97)

**WAC 388-513-1330 Institutional—Available income.** (1) Income is defined under chapters 388-450 and 388-511 WAC for a SSI-related client and under chapter 388-450 WAC (~~(388-22-030 for an AFDC)~~) for a TANF-related client.

(2) The methodology and standards for determining and evaluating income are defined under chapter 388-513 WAC.

(3) The department shall consider the following income available to an institutionalized person when determining income eligibility unless the criteria in subsection (4) of this section is met:

(a) Income the institutionalized spouse receives in the institutionalized spouse's name;

(b) Income paid on the behalf of the institutionalized spouse, but received in the name of the institutionalized spouse's representative;

(c) One-half of the income the community and institutionalized spouses receive in both names; and

(d) Income from a trust as provided by the trust.

(4) The department shall consider income as available to an institutionalized person when:

(a) Both spouses are institutionalized; or

(b) An institutionalized person has a community spouse and income in excess of three hundred percent of the SSI federal benefit rate (FBR). For the determination of eligibility only:

(i) Use community property law in determining ownership of income for purposes of Medicaid eligibility;

(ii) Presume all income received after marriage by husband or wife to be community income;

(iii) Divide the total of the community income, by two assigning one-half of the total to each person; and

(iv) Consider if the community income received in the name of the nonapplying spouse exceeds the community income received in the name of the applying spouse, the applicant's interest in that excess shall be unavailable to the applicant.

(5) The department shall consider income the community spouse receives in the community spouse's name as unavailable to the institutionalized spouse.

(6) The department shall consider an agreement between spouses transferring or assigning rights to future income from one spouse to the other spouse, or to a trust for the benefit of the other spouse, to the extent the income is not derived from a resource which has been transferred, as invalid in determining eligibility for medical assistance or the limited casualty program for the medically needy.

(7) The department shall consider any agreement or trust transferring or assigning rights to future income, to the extent the income is not derived from a resource which has been transferred, as invalid in determining eligibility for medical assistance or the limited casualty program for the medically needy.

(8) The department shall consider income produced by transferred or assigned resources as the separate income of the transferee.

(9) When an institutionalized spouse establishes the unavailability of income by a preponderance of evidence through a fair hearing, subsection (3) of this section shall not apply.

(10) See WAC 388-511-1130 for treatment of advance dated checks, and electronically transferred funds.

**AMENDATORY SECTION** (Amending WSR 98-11-033, filed 5/14/98, effective 6/14/98)

**WAC 388-513-1350 Institutional—Available resources.** This section describes those resources which are considered available to an institutionalized client.

(1) Resources are defined under chapter 388-((511))470 WAC for an SSI-related client and ((under chapter 388-216 WAC for)) a TANF-related client.

(2) The methodology and standards for determining and evaluating resources are under WAC 388-513-1310, 388-513-1350, and 388-513-1360. Transfers of resources are evaluated under WAC 388-513-1365. Trusts are described under WAC 388-505-0595.

(3) "Continuously institutionalized" means a person is residing in a nursing facility or receiving home-based or community-based waived services and the person has not had an absence or break in receiving services of thirty-consecutive days.

(4) For a person whose most recent period of continuous institutionalization began on or before September 30, 1989:

(a) Available resources are one-half of the total value of nonexempt resources held in the:

(i) Names of both the institutionalized spouse and the community spouse; or

(ii) Name of the institutionalized spouse only.

(b) Unavailable resources are:

(i) The other half of the total value of nonexempt resources determined under subsection (3)(a) of this section;

(ii) Held solely in the name of the community spouse; or

(iii) Transferred between spouses as described under subsection (4)(b) of this section.

(5) For a person, whose most recent period of continuous institutionalization starts on or after October 1, 1989, available resources include all nonexempt resources in the name of either the community spouse or the institutionalized spouse except;

(a) The following resources are exempt when the institutionalized person has a community spouse:

(i) One vehicle without regard to use or value; and

(ii) Effective January 1, 1998, eighty thousand seven hundred sixty dollars; or

(b) An amount greater than the amount in subsection (4)(a)(ii) of this section if:

(i) Established by a fair hearing under chapter 388-08 WAC when the community spouse's resource allowance is inadequate to provide a minimum monthly maintenance needs allowance; or

(ii) Transferred to the community spouse by court order.

(6) Resources of the institutional spouse must be transferred to the community spouse or to another person for the sole benefit of the community spouse:

(i) Before the first regularly scheduled eligibility review; or

(ii) As soon as possible, taking into account the time necessary to obtain a court order for the support of the community spouse.

(7) The resources of the community spouse are:

(a) Unavailable to the institutionalized spouse:

(i) The month after the institutionalized spouse is determined eligible for institutional benefits; and

(ii) While the institutionalized spouse is continuously institutionalized.

(b) Available to the institutionalized spouse when the institutionalized spouse:

(i) Acquires resources which, when added to resources held by the institutionalized spouse, exceed the one-person resource maximum, if the most recent period of institutionalization began on or after October 1, 1989; or

(ii) Is not continuously institutionalized.

**AMENDATORY SECTION** (Amending Order 3982, filed 5/22/96, effective 6/22/96)

**WAC 388-513-1360 Resource exemptions.** (1) In determining eligibility, the department shall exempt resources specified under chapter 388-470 WAC ((388-511-1160)).

(2) Effective July 1, 1996, the department shall exempt resources:

(a) For an aged, blind, or disabled person who has purchased a long-term care insurance policy approved by the Washington insurance commissioner under the Washington long-term care partnership program; and

(b) In an amount equal to the extent such policy has paid for licensed nursing facility and/or home- and community-based services covered under Medicaid.

(3) The department shall consider exempt resources described under subsection (2) of this section subject to estate recovery rules when the client has retained such resources.

(4) The department shall apply WAC 388-513-1365 for transfers of resources with the exception of resources exempted under subsection (2) of this section.

**AMENDATORY SECTION** (Amending WSR 97-05-040, filed 2/14/97, effective 3/17/97)

**WAC 388-513-1365 Transfer of assets.** (1) The terms in this section shall have the following definitions:

(a) "**Assets**" means all income and resources of a client and the client's spouse, including such income or resources the person is entitled to but does not receive because of action by:

(i) The client or the client's spouse;

(ii) A person, court or administrative body, with legal authority to act in place of or on behalf of the client or the client's spouse; or

(iii) A person, court or administrative body, acting at the direction or upon the request of the client or the client's spouse.

(b) "**Community spouse**" means the person married to an institutionalized client.

(c) "**Fair market value (FMV)**" means the price the asset may reasonably sell for on the open market at the time of transfer or assignment. A transfer of assets for love and affection is not considered a transfer for FMV.

(d) "**Institutional services**" means a level of care provided in a nursing facility, equivalent nursing facility in a medical institution, or in a home-based or community-based program under WAC 388-515-1505 or 388-515-1510.

(e) "**Institutional spouse**" means a client who meets the requirements of subsection (1)(f) of this section and is married to a spouse who is not:

- (i) In a medical institution;
- (ii) In a nursing facility; or
- (iii) Receiving home-based or community-based services under WAC 388-515-1505 or 388-515-1510.

(f) "**Institutionalized client**" means a person who is:

- (i) An inpatient in a nursing facility;
- (ii) An inpatient in a medical institution where the payment is made for a level of care provided in a nursing facility; or

(iii) In need of the level of care provided in a nursing facility or medical institution, but receiving home-based or community-based services under WAC 388-515-1505 or 388-515-1510; and

(iv) Expected to be in a nursing facility, in a medical institution, or receiving home-based or community-based services under WAC 388-515-1505 or 388-515-1510 for thirty consecutive days or more.

(g) "**Transfer**" means any act or omission to act, by a client or a nonapplying joint tenant, whereby title to or any interest in property is assigned, set over, or otherwise vested or allowed to vest in another person, including but not limited to:

- (i) Delivery of personal property;
- (ii) Bills of sale, deeds, mortgages, and pledges; or
- (iii) Any other instrument conveying or relinquishing an interest in property.

(h) "**Uncompensated value**" means the FMV of an asset at the time of transfer minus the value of compensation the person receives in exchange for the resource.

(i) "**Undue hardship**" means the client's inability to meet shelter, food, clothing, and health needs.

(j) "**Value of compensation received**" means the consideration the purchaser pays or agrees to pay. Compensation includes:

- (i) All money, real or personal property, food, shelter, or services the person receives under a legally enforceable agreement whereby the eligible client shall transfer the resource; and
- (ii) The payment or assumption of a legal debt the client owes in exchange for the resource.

(2) The department shall not impose any penalty for the transfer of any exempt asset for less than FMV except as specified under subsection (11) of this section when the client transfers the client's home.

(3) The department shall determine whether the client or the client's spouse transferred an asset within a look-back period of the following duration:

(a) Thirty months when determining eligibility for services received:

- (i) On or before September 30, 1993; or
- (ii) On or after October 1, 1993, with respect to transfers of assets on or before August 10, 1993;

(b) Thirty-six months when determining eligibility for services on or after October 1, 1993, with respect to transfers of assets on or after August 11, 1993; or

(c) Sixty months when determining eligibility for services received on or after October 1, 1993, and all or part of the transferred assets are placed in a trust established on or after August 11, 1993, and all or part of the assets are deemed transferred as described under WAC 388-505-0595.

(4) The department shall consider the look-back period as the number of months described under subsection (3) of this section but not including any month before August, 1993 in the case of subsections (3)(b) and (3)(c) of this section, before the first day of the month the client:

(a) Becomes an institutionalized person, if the client is eligible for medical assistance on that date; or

(b) Applies for institutional care when the client is not eligible for medical assistance as of the date the client initially became institutionalized.

(5) The department shall calculate a period of ineligibility for nursing facility services, equivalent nursing facility services in a medical institution, and services described under WAC 388-515-1505 and 388-515-1510, for the institutionalized client when the client or the client's spouse transfers an asset for less than FMV during or after the look-back periods as described under subsections (3) and (4) of this section.

(6) When the client or the client's spouse has transferred assets, the department shall establish a period of ineligibility:

(a) Under subsection (7) of this section for assets transferred on or before August 10, 1993;

(b) Under subsection (8) of this section for assets transferred on or after August 11, 1993 and on or before February 28, 1997; and

(c) Under subsection (9) of this section for assets transferred on or after March 1, 1997.

(7) With respect to transfers of assets on or before August 10, 1993, and in any month within the applicable look-back period, the department shall establish a period of ineligibility which:

(a) Begins the first day of the month in which the assets were transferred;

(b) Is the lessor of:

- (i) Thirty months; or
- (ii) The number of whole months found by dividing the total uncompensated value of the assets transferred in the month by the state-wide average monthly cost of nursing facility services to a private patient at the time of the application; and

(c) Runs concurrently when transfers of assets have been made in multiple months during the look-back period.

(8) With respect to transfers of assets on or after August 11, 1993 and on or before February 28, 1997, and in any month within the applicable look-back period occurring on or after August 11, 1993, the department shall establish a period of ineligibility as follows:

(a) For such transfers during the look-back period:



(i) The period of ineligibility shall begin on the first day of the month in which such assets were transferred; and

(ii) Equal the number of whole months found by dividing the total, cumulative uncompensated value of all such assets transferred during the look-back period by the state-wide average monthly cost of nursing facility services to a private patient at the time of application.

(b) For such transfers of assets made while receiving medical assistance as an institutionalized client, or for such transfers made during a period of ineligibility established under this section:

(i) The period of ineligibility shall begin on the first day of the month in which such assets were transferred, or after the expiration of all other periods of ineligibility established under this section, whichever is later; and

(ii) Equal the number of whole months found by dividing the total, uncompensated value of such transferred assets by the state-wide average monthly cost of nursing facility services to a private patient at the time of application.

(9) With respect to transfers of assets on or after March 1, 1997 and in any month within the applicable look-back period occurring on or after August 11, 1993, the department shall:

(a) For a single transfer or multiple transfers within a single month during the look-back period:

(i) Add the value of all transferred assets;

(ii) Divide the total value of all transferred assets by the statewide average monthly cost of nursing facility services to a private patient at the time of application; and

(iii) Establish a period of ineligibility:

(A) Equal to the number of whole months as established under subsection (9)(a)(i) and (ii) of this section; and

(B) Which begins on the first day of the month of transfer.

(b) For multiple transfers during multiple months during the look-back period:

(i) Treat assets transferred in each month as a separate event with its own period of ineligibility;

(ii) Divide the total value of assets transferred in a month by the statewide average monthly cost of nursing facility services to a private patient at the time of application; and

(iii) Establish multiple periods of ineligibility:

(A) Equal to the number of whole months as established under subsection (9)(b)(i) and (ii) of this section; and

(B) Which begin the latter of:

(I) The first day of the month of each transfer; or

(II) The first day of the month following the expiration of a previously computed period of ineligibility.

(10) The department shall not consider gifts or donations totaling one thousand dollars or under in any month as transfers of assets under subsections (7), (8), or (9) of this section.

(11) The department shall not find the institutionalized client ineligible for institutionalized services when the transferred asset was a home and the home was transferred to the client's:

(a) Spouse; or

(b) Child who is:

(i) Blind, or permanently and totally disabled; or

(ii) Twenty years of age or under.

(c) Sibling who has:

(i) Equity in the home; and

(ii) Lived in the home for at least one year immediately before the client became institutionalized.

(d) Child, other than described under subsection (11)(b) of this section who:

(i) Lived in the home for two years or more immediately before the client became institutionalized; and

(ii) Provided care to the client to permit the client to remain at home.

(12) The department shall not find the institutionalized client ineligible for institutionalized services if the asset other than the home was transferred:

(a) To the client's spouse or to another person for the sole benefit of the client's spouse;

(b) From the client's spouse to another person for the sole benefit of the client's spouse;

(c) To the client's blind or permanently and totally disabled child, or to a trust established solely for the benefit of such child; or

(d) To a trust established solely for the benefit of a person sixty-four years of age or younger who is disabled according to SSI criteria.

(13) The department shall only consider a transfer of assets or trust established under subsection (12) of this section for the sole benefit of the named person when:

(a) The transfer or trust document provides for the expenditure of funds for the benefit of the person; and

(b) Such expenditures must be on a basis that is actuarially sound, based on the life expectancy of the person.

(14) The department shall consider a transfer of asset or trust established under subsection (12) of this section which does not meet the criteria found under subsection (13) of this section under subsection (7), (8), or (9) of this section.

(15) The department shall not find a person ineligible under this section when the client can satisfactorily show the department that:

(a) The client intended to transfer the asset at FMV or other valuable consideration;

(b) The client transferred the asset exclusively for a purpose other than to qualify for medical assistance;

(c) All assets transferred by the client for less than FMV have been returned to the client; or

(d) The client's denial of eligibility would cause an undue hardship.

(16) The department shall not impose a period of ineligibility on a client unless the client is subject to a period of ineligibility, as calculated under this section, with respect to any month for which eligibility for institutional services is sought.

(17) A client or the spouse of such a client, the department determines ineligible under this section, may request a hearing to appeal the determination of ineligibility. The procedure for the hearing is described under chapter 388-08 WAC.

(18) The department shall:

(a) Exempt cash received from the sale, transfer, or exchange of an asset to the extent that the cash is used for an exempt asset within the same month, except as specified under chapter 388-470 WAC ((388-511-1160)); and

(b) Consider any cash remaining as an available asset.

PROPOSED

(19) When the transfer of an asset has resulted in a period of ineligibility for one spouse, the department shall not impose a period of ineligibility for the other spouse for the transfer of the same asset.

(20) The department shall disregard the transfer of assets to a family member when:

(a) The family member has received the assets for providing care to the client which keeps the client out of a nursing facility;

(b) The client and the family member initiated a written agreement at the time the care began; and

(c) The written agreement states:

(i) The fair market value of the care; and

(ii) That the care is to be paid from the assets of the client.

(21) When the fair market value of the care described under subsection (20) of this section is less than the value of the transferred asset, the department shall consider the difference as the transfer of an asset without adequate consideration.

(22) The department shall consider the transfer of an asset in exchange for care given by a family member without a written agreement as described under subsection (20) of this section as a transfer of an asset without adequate consideration.

(23) When the transfer of an asset includes the right to receive a stream of income received on a regular basis which has been transferred to a spouse, to the extent the income is not derived from a transferred resource, the department shall consider such a transfer under WAC 388-513-1330(6).

(24) When the transfer of an asset includes the right to receive a stream of income received on a regular basis which has been transferred to a person other than a spouse, to the extent the income is not derived from a transferred resource, the department shall:

(a) Add the total amount of income expected to be transferred during the person's lifetime, based on an actuarial projection of the person's life expectancy to the extent the income is not derived from a transferred resource; and

(b) Divide the total value of the transferred income by the statewide average monthly cost of nursing facility services to a private patient at the time of application; and

(c) Establish a period of ineligibility:

(i) Equal to the number of whole months as established under subsection (24)(a) and (b) of this section; and

(ii) Which begins the latter of:

(A) The first day of the month the person transferred the income stream; or

(B) The first day of the month following the expiration of a previously computed period of ineligibility.

**AMENDATORY SECTION** (Amending WSR 96-16-092, filed 8/7/96, effective 8/29/96)

**WAC 388-513-1395 Institutional—Medically needy.**

(1) The department shall consider a person institutionalized when the person resides in or is expected to reside in a medical facility for thirty consecutive days or more.

(a) The department shall determine:

(i) An SSI/SSP-related person in a medical facility as medically needy when the person's gross income exceeds three hundred percent of the SSI benefit amount;

(ii) ~~((An AFDC))~~ A TANF-related child in a medical facility as medically needy if countable income exceeds the one-person ~~((AFDC))~~ TANF grant standard; and

(iii) ~~((An AFDC))~~ A TANF-related adult as ineligible.

(b) The department shall determine a client ineligible for the medically needy program when the countable income is more than the private nursing facility rate plus verifiable recurring medical expenses.

(c) The department shall determine countable income of a medically needy client residing in a nursing facility by deducting the following amounts from gross income:

(i) Amounts that would be deducted in determining eligibility for ~~((AFDC))~~ TANF or SSI/SSP; and

(ii) Previously incurred medical expenses not subject to third-party payment and which are the current liability of the client.

(d) The department shall determine a client eligible for nursing facility care when the client's countable income and the amount of resources in excess of the amount in WAC 388-513-1310 are less than the department's contracted rate plus verifiable recurring medical expenses. These clients shall:

(i) Participate in the cost of nursing facility care per WAC 388-513-1380 for post-eligibility allocation of income and post-eligibility allocation of resources; and

(ii) Be certified for a three-, six-, or twelve-month period as described under chapters 388-416 and 388-519 WAC ((388-519-1905)).

(e) The department shall determine a client eligible for nursing facility care when the client's countable income and the amount of resources in excess of the amount in WAC 388-513-1310 are:

(i) Less than the private nursing facility rate plus recurring medical expenses; but

(ii) More than the department's contracted rate.

(f) The client shall:

(i) Participate in the cost of nursing facility care. See WAC 388-513-1380 for post-eligibility allocation of income;

(ii) Spenddown all income remaining after allocating income to the department's contracted rate to be eligible for nonnursing facility medical care. The department shall only certify medical assistance for noninstitutional eligibility after spenddown has been met; and

(iii) Choose a certification period of three or six months for nursing facility care. The department shall determine spenddown of a person's nonnursing facility medical expenses be on a three-month or six-month basis.

(g) For the effect of a social absence from an institutional living arrangement, see WAC ~~((388-88-115))~~ 388-97-280.

(h) The department shall not change a client's institutional status when the client is transferred between institutions.

(2) The department shall use other SSI financial criteria for consideration of resources as defined in WAC 388-513-1310 and 388-513-1360.

**AMENDATORY SECTION** (Amending Order 3732, filed 5/3/94, effective 6/3/94)

**WAC 388-515-1510 Community alternatives program (CAP) and outward bound residential alternatives (OBRA).** (1) The department shall determine an eligible person for CAP is a person:

(a) Meeting the requirements and eligible for division of developmental disabilities (DDD) services and disabled according to SSI rules;

(b) Meeting the categorically needy eligibility requirements for an SSI-related institutionalized person. For the purposes of CAP and OBRA, a person is considered institutionalized as of the date all eligibility criteria, except institutionalized status is met;

(c) The department assesses as requiring the level of care provided in an intermediate care facility for the mentally retarded (IMR);

(d) For whom the department approves an individual plan of care describing the provided community support services; and

(e) Able and choosing to reside in the community with community support services according to the plan of care.

(2) The department shall determine an eligible person for the OBRA home-based and community-based services program is a person:

(a) Meeting the CAP eligibility standards in WAC 388-515-1510(1); and

(b) Residing in a Medicaid nursing facility at the time of application for OBRA services.

(3) The department shall not require participation in the cost of CAP or OBRA services by a person:

(a) Receiving SSI; or

(b) Remaining eligible for SSI under 1619(b) of the Social Security Act, but not receiving a cash grant.

(4) The department shall allocate available total income, including amounts disregarded in determining eligibility, of a SSI-related CAP or OBRA client as follows:

(a) For a client living in the client's residence, including a client receiving intensive tenant support services, the department shall use an amount equal to a maximum of three hundred percent of the SSI Federal Benefit Rate for one person for the client's maintenance needs;

(b) For a client residing in a state-contracted or state-operated group home, adult family home, or congregate care facility, the department shall use the following amounts for the client's maintenance needs:

(i) A specified personal needs allowance, as described under WAC (~~388-250-1600 and 388-250-1650~~) 388-478-0045;

(ii) An amount equal to the monthly room and board cost for the facility where the client resides;

(iii) The first twenty dollars per month of earned or unearned income; and

(iv) The first sixty-five dollars plus one-half of the remaining earned income not previously excluded.

(c) For a client described in (b) of this subsection, the maximum amount allowed for any client's individual maintenance needs shall not exceed three hundred percent of the SSI Federal Benefit Rate. The department shall not allow a client

an individual maintenance needs deduction of less than the SSI payment standard;

(d) For a client with a spouse at home who is not receiving CAP or OBRA services, the department shall allocate an amount for the spouse's maintenance needs as computed under WAC 388-513-1380 (~~((4)(e))~~) (3)(b);

(e) For a client with a dependent relative living with the spouse not receiving CAP or OBRA services, the department shall designate an amount for the relative's maintenance needs as computed in WAC 388-513-1380 (~~((4)(f))~~) (3)(c);

(f) The department shall use amounts for incurred medical expenses not subject to third-party payment, including:

(i) Medicare and other health insurance premiums, deductibles, or coinsurance charges; and

(ii) Necessary medical care recognized under state law but not covered under Medicaid.

(g) The department shall ensure income remaining after deductions in (a), (b), (c), (d), (e), and (f) of this subsection will be the participation amount for CAP or OBRA services.

**AMENDATORY SECTION** (Amending Order 3882, filed 8/23/95, effective 9/23/95)

**WAC 388-515-1530 Coordinated community AIDS services alternatives (CASA) program.** (1) The department shall determine that a person is eligible for CASA if the person:

(a) Meets the categorically needy eligibility requirements for an SSI-related institutionalized person. For the purposes of CASA, the department shall consider a person institutionalized the date the person meets eligibility criteria, except institutionalized status;

(b) Has a diagnosis of:

(i) Acquired immune deficiency syndrome or disabling Class IV human immunodeficiency virus disease; or

(ii) P2 HIV/AIDS diagnosis, if fourteen years of age or under.

(c) Is determined medically at risk of need for the level of hospital-provided care;

(d) Is certified by the person's physician or nurse practitioner as in the terminal state of life;

(e) Agrees to receive services in the person's own home, a licensed congregate care facility, or adult family home;

(f) Has a plan of care approved by the department and the department of health; and

(g) Does not have private insurance, including COBRA extensions, that covers inpatient hospital care.

(2) The department shall not require participation in the cost of CASA services by a person:

(a) Receiving SSI; or

(b) Remaining eligible for SSI under 1619(b) of the Social Security Act, but not receiving a cash grant.

(3) The department shall allocate available total income, including amounts disregarded in determining eligibility of a SSI-related CASA client residing at home, as follows:

(a) The client retains as maintenance needs an amount equal to the special income level (SIL) for one person; and

(b) As described under WAC 388-513-1380 (1), (2), (3)(b), (c) and (d), ~~(4)((b), (c), (d), (e), (f), (g))~~, and ~~((h))~~ (5)((-and (6))).

PROPOSED

(4) The department shall allocate available total income, including amounts disregarded in determining eligibility of a CASA client residing in an adult family home or congregate care facility, as follows:

(a) The client shall retain a specified personal needs allowance as described under WAC ((388-250-1600 or 388-250-1650)) 388-478-0045;

(b) As described under WAC 388-513-1380 (1), (2), (3)(b), (c) and (d), (4)((e), (d), (e), (f), and (g))), (5), and (6); and

(c) Pay remaining income up to the SIL to the facility for the cost of board and room.

(5) The SSI-related CASA client's income remaining after deductions in subsection (3) or (4) of this section shall be the participation amount for CASA services.

(6) When the department has determined that the client has financial participation under subsection (5) of this section, the department shall require the client to meet the participation obligation to remain eligible.

Hearing Location: Washington State Toxicology Lab, 2203 Airport Way South, Seattle, WA 98134, on January 26, 1999, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Linda Collins, (206) 343-5435, by January 20, 1998 [1999].

Submit Written Comments to: Barry K. Logan Ph.D., 2203 Airport Way South, Seattle, 98134, fax (206) 731-8564, by January 20, 1998 [1999].

Date of Intended Adoption: February 28, 1999.

December 4, 1998

Barry K. Logan Ph.D.

Washington State Toxicologist

**Chapter 448-15 WAC**

**ADMINISTRATION OF BREATH ALCOHOL SCREENING TEST**

NEW SECTION

**WAC 448-15-010 Approval of devices.** The following preliminary breath test (PBT) instruments are approved for use in the state of Washington as breath alcohol screening devices, subject to the requirements outlined in the following sections:

Alcosensor III (Intoximeters, St. Louis, MO).

Any other instruments on the National Highway Traffic Safety Administration (NHTSA) approved products list will be considered for approval in Washington state on application to the state toxicologist, providing that a suitable program for maintenance, certification and operator training is also established and approved.

NEW SECTION

**WAC 448-15-020 Use of test results.** The devices described in WAC 448-15-010 are approved for use in aiding police officers to form probable cause that a subject has committed an offense involving the consumption of alcohol. The test results, when obtained by a trained operator using an approved device which has been maintained and certified according to the rules described below, and carried out according to the approved test protocol, will show to a reasonable degree of scientific certainty, the test subject's breath alcohol concentration. The results are therefore suitable to show whether an officer has probable cause to place a person under arrest for alcohol related offenses. These results may not be used on their own for determining, beyond a reasonable doubt, that a person's breath alcohol concentration exceeds a proscribed level such as anticipated under the 'per se' statutes for intoxication.

This preliminary breath test is voluntary, and participation in it does not constitute compliance with the implied consent statute (RCW 46.20.308).

NEW SECTION

**WAC 448-15-030 Test protocol.** After advising the subject that this is a voluntary test, and that it is not an alternative to an evidential breath alcohol test as described in

PROPOSED

**WSR 99-01-011**

**PROPOSED RULES**

**STATE TOXICOLOGIST**

[Filed December 4, 1998, 2:07 p.m.]

**Original Notice.**

Preproposal statement of inquiry was filed as WSR 98-17-096.

Title of Rule: Administration of breath alcohol screening test.

Purpose: To describe rules for the approval, operation, and maintenance of preliminary breath test devices.

Statutory Authority for Adoption: RCW 46.61.506.

Statute Being Implemented: RCW 46.61.506.

Summary: Portable, nonevidential devices being used by law enforcement agencies for breath alcohol testing are being regulated.

Reasons Supporting Proposal: Use of devices absent approval for probable cause purposes has been outlawed by the state Supreme Court.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Barry K. Logan Ph.D., 2203 Airport Way South, Seattle, 98134, (206) 343-5435.

Name of Proponent: State Toxicologist, governmental.

Rule is necessary because of state court decision, State v Smith, 130 Wn.2d 215, 922 P.2d 811.

Explanation of Rule, its Purpose, and Anticipated Effects: Approves preliminary breath test devices for purposes of assisting in establishing probable cause for alcohol consumption, subject to appropriate training of operators, maintenance and certification of devices.

Proposal does not change existing rules.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Rule affects only law enforcement agencies.

RCW 34.05.328 does not apply to this rule adoption. Compliance not required per subsection (5)(a)(i).

chapter 448-13 WAC, the operator shall determine by observation or inquiry, that the subject has not consumed any alcohol in the fifteen minutes prior to administering the test. If the subject has consumed alcohol during that period, the officer should not administer the screening test for probable cause purposes until fifteen minutes have passed. If the subject responds that they have not consumed any alcohol in the last fifteen minutes, the officer may offer the subject the opportunity to provide a breath sample into the PBT. If the subject consents, the operator will check the temperature of the device to ensure that it is within the normal operating range. The operator will then press the "read" button to obtain a sample of ambient air, and ensure that this results in a reading of 0.003 or less. The subject will be asked to exhale into the device. The device will be activated towards the end of the subject's exhalation, to capture a portion of end expiratory breath for analysis.

#### NEW SECTION

**WAC 448-15-040 Certification.** Any PBT used as described in the preceding sections, must be certified at least every six months. In order to certify a PBT as accurate, the testing shall include at a minimum, a blank test of room air which must give a result of less than 0.005g/210L, and a test of a certified dry gas alcohol standard. The instrument must accurately measure the reference value within  $\pm 0.010\text{g}/210\text{L}$ . A record of certification must be kept by the person responsible for calibration. Certification of PBTs can be performed by persons certified by the state toxicologist as PBT technicians, or by factory authorized representatives, provided that the protocol for certification approved by the state toxicologist is followed.

#### NEW SECTION

**WAC 448-15-050 PBT operators.** Persons certified as DataMaster operators as described in WAC 448-13-150, who received their certification or recertification after September 1, 1998, shall be trained and authorized to perform the tests described herein on the PBT, for the purposes outlined in this section.

#### NEW SECTION

**WAC 448-15-060 PBT technicians.** Persons trained according to approved outlines prepared by the state toxicologist, in the proper procedures for certifying PBTs shall be certified as PBT technicians. Their responsibilities will include performing periodic certification and maintaining records on such certification. Wallet sized permits shall be issued to persons so qualified. The certification received on successful completion of the training must be renewed every three years. Persons certified as DataMaster technicians as described in WAC 448-13-170 are also certified to perform all the duties of PBT technicians.

**WSR 99-01-012**  
**PROPOSED RULES**  
**STATE TOXICOLOGIST**  
[Filed December 4, 1998, 2:08 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 98-17-095.

Title of Rule: Administration of breath test program, chapter 448-13 WAC.

Purpose: To clarify language and make rule consistent with changes in statute.

Statutory Authority for Adoption: RCW 46.61.506.

Statute Being Implemented: RCW 46.61.506.

Summary: Issues have been raised in court regarding oral jewelry, changing of simulator solutions, and interpretation of test results. These changes are designed to clarify these issues.

Reasons Supporting Proposal: The per se limit for alcohol intoxication has been changed to 0.08g/210L of breath, and program changes are being made for consistency.

Name of Agency Personnel Responsible for Drafting, Implementation, and Enforcement: Barry K. Logan Ph.D., 2203 Airport Way South, Seattle, WA 98134, (206) 343-5435.

Name of Proponent: State Toxicologist, governmental.

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

Proposal Changes the Following Existing Rules: These changes would define oral jewelry as a physical limitation to providing a breath test, and would require its removal; change the simulator external standard value to 0.08g/210L; define purpose of truncation of lower BAC result; remove confusing "approaching" language regarding changing of simulator solution; place in code provisions regarding expiration of breath test operator certification; and other minor changes regarding personnel responsibilities.

No small business economic impact statement has been prepared under chapter 19.85 RCW. No anticipated impact on small business, since rule affects agency only.

RCW 34.05.328 does not apply to this rule adoption. Agency compliance is not required per subsection (5)(a)(i).

Hearing Location: Washington State Toxicology Lab, 2203 Airport Way South, Seattle, WA 98134, on January 26, 1999, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Linda Collins, (206) 343-5435 by January 20, 1999.

Submit Written Comments to: Barry K. Logan Ph.D., 2203 Airport Way South, Seattle, WA 98134, fax (206) 731-8564, by January 20, 1999.

Date of Intended Adoption: February 28, 1999.

December 4, 1998

Barry K. Logan Ph.D.

Washington State Toxicologist

AMENDATORY SECTION (Amending WSR 95-20-025, filed 9/27/95, effective 10/28/95)

**WAC 448-13-030 Definitions.** (1) "Accuracy" means the proximity of a measured value to a reference value.

(2) "Alcohol" means the unique chemical compound ethyl alcohol.

(3) "Blank test" means the testing of a DataMaster instrument to ensure that no alcohol from a previous test can interfere with a person's breath test.

(4) "Breath alcohol analysis" means analysis of a sample of a person's expired breath, using a breath testing instrument designed for this purpose, which instrument is approved by the state toxicologist, in order to determine the alcohol concentration in that breath sample.

(5) "Breath test document" means the form which is printed by the DataMaster on the completion of a breath alcohol test.

(6) "Calibration" means the process of standardizing the DataMaster using a certified simulator solution to allow by proportion, the measurement of the alcohol concentration of a person's breath. Calibration will be performed periodically as required and at least once a year during quality assurance.

(7) "Certified" when used in conjunction with breath test personnel means an operator, instructor, solution changer or technician possessing a valid permit.

(8) "Certified simulator solution" means an alcohol/water solution prepared and tested by an approved protocol, and meeting the criteria specified therein.

(9) "Certified test" means a test conducted in accordance with WAC 448-13-040 and 448-13-050. A test which meets these requirements as determined from the breath test document is a certified test.

(10) "Concentration" means the weight amount of alcohol, expressed in grams, contained in two hundred ten liters of breath or alcohol/water vapor.

(11) "DataMaster" means BAC Verifier DataMaster, instruments including those carrying the designation BAC Verifier DataMaster II, and the BAC DataMaster. These are the only approved breath test instruments in the state of Washington.

(12) "Data base" means information collected primarily for the purposes of statistical analysis of patterns of drinking and driving in the state of Washington.

(13) "Data entry" means the process of providing information through a keyboard to the DataMaster for the purposes of (a) identifying a breath test document to an individual, and (b) statistical analysis.

(14) "Interference" means a test result whose infrared absorbance properties are not consistent with ethanol.

(15) "End expiratory breath" means the last portion of breath to be delivered to the DataMaster once the appropriate sample acceptance criteria have been met.

(16) "External standard test" means the use of a simulator containing a certified simulator solution, to provide a known alcohol vapor concentration to test the accuracy and proper working order of the DataMaster and confirm its calibration at the time of a person's breath test. This test of the function of the DataMaster is performed with every breath test. The external standard test does not calibrate the DataMaster.

((16)) (17) "Internal standard test" means the use of a quartz filter to provide a check that the instrument has maintained calibration since the last time calibration was performed and is in proper working order at the time of the test.

((17)) (18) "Precision" means the ability of a technique to perform a measurement in a reproducible manner.

((18)) (19) "Procedure" and "method" are used interchangeably to indicate a series of steps which, when carried out as directed, constitute the means by which a given task is performed in a reproducible manner.

((19)) (20) "Protocol" means the written record of any method or procedure.

((20)) (21) "Quality assurance program" means an ongoing program designed to perform preventative maintenance and identify potential defects before they affect the operation of the instrument.

((21)) (22) "Simulator" means a device which when filled with a certified simulator solution, maintained at a known temperature, provides a vapor sample of known alcohol concentration.

((22)) (23) "Software" means the computer program stored in the DataMaster which allows it to operate.

((23)) (24) "Valid breath sample" means a sample of a person's breath provided in such a manner to be accepted for analysis by the DataMaster.

AMENDATORY SECTION (Amending WSR 91-21-040, filed 10/11/91, effective 11/11/91)

**WAC 448-13-040 Administration of breath test on the ((BAC Verifier)) DataMaster.** The following method for performing a breath test is approved by the state toxicologist pursuant to WAC 448-13-130 and includes the following safeguards to be observed by the operator prior to the test being performed. It must be determined that: (1) The person does not vomit or have anything to eat, drink, or smoke for at least fifteen minutes prior to administration of the test; and (2) the subject does not have any foreign substances, not to include dental work, fixed or removable, in his or her mouth at the beginning of the fifteen minute observation period. Such determination shall be made by either an examination of the mouth or a denial by the person that he or she has any foreign substances in mouth. A test mouthpiece is not to be considered a foreign substance for purposes of this section. If a subject is wearing jewelry or ornamentation pierced through their tongue, lips, cheek, or other soft tissues in the oral cavity, they will be required to remove this prior to conducting the breath test. If the subject declines, they will be deemed to have a physical limitation rendering them incapable of providing a valid breath sample and will be required to provide a blood sample under the implied consent statute. RCW 46.20.308.

The temperature of the solution in the simulator prior to the start of the test must be thirty-four degrees centigrade plus or minus 0.2 degrees centigrade. During the test the person will be required to provide at least two valid breath samples. A refusal to provide a valid breath sample at any point during the test will constitute a refusal. The results of the test will be provided in the form of a printout on a breath test document. These results will indicate the grams of alcohol per two hundred ten liters of breath.

**AMENDATORY SECTION** (Amending WSR 95-20-025, filed 9/27/95, effective 10/28/95)

**WAC 448-13-050 Test defined.** The test of a person's breath for alcohol concentration using the DataMaster shall consist of the person insufflating end-expiratory air samples at least twice into the instrument, sufficient to allow two separate measurements. There will be sufficient time between the provision of each sample to permit the instrument to measure each sample individually. Two valid breath samples, provided consecutively, will constitute one test.

The DataMaster will perform this test according to the following protocol when being employed to measure an individual's breath alcohol concentration. Any test not performed according to the following protocol is not a valid test. Successful compliance with each step of this protocol is determined from an inspection of the breath test document. These steps are necessary to ensure accuracy, precision, and confidence in each test.

- Step 1. Data entry.
- Step 2. Blank test with a result of .000.
- Step 3. Internal standard verified.
- Step 4. First breath sample provided by subject.
- Step 5. Blank test with a result of .000.
- Step 6. External standard simulator solution test. The result of this test must be between ~~((-.090))~~ .072 and ~~((+.110))~~ .088 inclusive.
- Step 7. Blank test with a result of .000.
- Step 8. Second breath sample provided by subject.
- Step 9. Blank test with a result of .000.
- Step 10. Printout of results on a breath test document.

**AMENDATORY SECTION** (Amending WSR 95-20-025, filed 9/27/95, effective 10/28/95)

**WAC 448-13-065 Interpretation of breath test results for purposes of sentencing.** ~~((Once it is determined that a breath test has met all the above criteria and is valid,))~~ The ((person's)) subject's presumed breath alcohol content for the purposes of ((the interpretation of civil and criminal statutes)) sentencing shall be determined by taking the lower of the two subject sample breath test results, and truncating this to two decimal places. (E.g., if a person's two breath test results were 0.106 and 0.121, the person's presumed breath alcohol content would be 0.10 g/210L.)

The trier of fact must however inspect and consider the results of the tests of both breath samples as they appear on the breath test document, to ensure that the requirements of WAC 448-13-060 are met.

**AMENDATORY SECTION** (Amending WSR 95-20-025, filed 9/27/95, effective 10/28/95)

**WAC 448-13-070 External standard simulator solution.** In order to validate and certify the proper working order of the DataMaster at the time of a person's breath test, the vapor from a certified external standard simulator solution will be tested, separated by blank tests, between the two valid breath samples provided by the subject per WAC 448-13-050. This test of the vapor from the certified external stan-

dard simulator solution concentration, by the infrared technique employed by the DataMaster, will confirm the certification of the person's test results as they appear on the breath test document, provided that the results of such analysis also meet the criteria of WAC 448-13-060. ~~((At such time as the concentration of the vapor from the external standard simulator solution measured by the DataMaster approaches the lower acceptable limit of .090, the solution will be discarded and replaced with a new solution which meets the criteria of WAC 448-13-080. In any event,))~~ The solution will be replaced no more than sixty days from the date of its installation. As there is no meaningful way to interpret data resulting from reanalysis of the simulator solution following its removal after use on a DataMaster instrument, collection and reanalysis of such solutions is neither recommended nor approved by the state toxicologist. The internal standard test conducted with every breath test provides a check that the instrument has remained in calibration while in use in the field.

**AMENDATORY SECTION** (Amending WSR 95-20-025, filed 9/27/95, effective 10/28/95)

**WAC 448-13-080 Preparation and certification of external standard simulator solution.** The external standard simulator solutions shall be prepared by the forensic toxicology staff or by persons certified as technicians in the state toxicology laboratory, using standard laboratory procedures, in such a manner that when heated to  $34^{\circ}\text{C} \pm 0.2^{\circ}\text{C}$  it will produce a vapor with an ethanol concentration of between ~~((-.090))~~ .072 and ~~((+.110))~~ .088 inclusive, at the time of the test. The principle used for the preparation of the simulator solutions is that a ~~((0.123))~~ 0.0984g/100mL solution will give a vapor ethanol concentration at  $34^{\circ}\text{C}$  of ~~((0.100))~~ 0.080g/210L. The protocol which shall be followed for the preparation and certification of the external standard simulator solution will be that protocol currently approved and authorized by the state toxicologist according to WAC 448-13-130 and conforming to WAC 448-14-010. Details of the currently approved and authorized protocols are available upon request from the office of the state toxicologist. Sworn statements regarding the preparation, testing, and certification of the simulator solution are available under the provisions of CrRLJ 6.13. The simulator solution shall have an expiration date of one calendar year following the date of its preparation. Alternatively, simulator solutions may be purchased from a vendor approved by the state toxicologist.

**AMENDATORY SECTION** (Amending WSR 95-20-025, filed 9/27/95, effective 10/28/95)

**WAC 448-13-140 Instructors.** The state toxicologist shall certify persons found by him to be competent and qualified, as "instructors." Instructors are authorized to administer breath tests for alcohol concentration using the DataMaster and are further authorized to train and certify as operators, according to outlines approved by the state toxicologist, those persons the instructor finds qualified to administer the breath test utilizing the DataMaster breath test instrument. Instructors who are also certified as PBT techni-

instrument. Instructors who are also certified as PBT technicians may instruct other individuals as PBT technicians according to the approved outlines. Details of persons certified as instructors shall be maintained by the state toxicologist and available upon request.

If an instructor fails or refuses to demonstrate to the state toxicologist or to his representative, that they have the ability to adequately perform their responsibilities as an instructor, then the state toxicologist will suspend their permit.

**AMENDATORY SECTION** (Amending WSR 95-20-025, filed 9/27/95, effective 10/28/95)

**WAC 448-13-170 Technicians.** The state toxicologist shall certify as "technicians" such persons found by him to be competent and qualified to maintain the proper working order of the DataMaster infrared breath testing instrument, through adjustment, repair, and regular service. Further, technicians are authorized by the state toxicologist to prepare simulator external standard solutions and to perform the procedures approved for periodic quality assurance of the DataMaster instruments as required pursuant to WAC 448-13-110. Details of persons so certified shall be maintained by the state toxicologist and available upon request.

Technicians are authorized to perform maintenance, calibration and instruction in the use of the portable breath test devices.

Technicians are also authorized to instruct persons otherwise qualified as "instructors," "operators," and "solution changers" according to training outlines approved by the state toxicologist. Certified technicians are themselves authorized to perform the duties of "instructors," "operators," and "solution changers."

Electronics technicians who repair component parts of the DataMaster, and who are not certified as technicians under this section, are not authorized to conduct quality assurance, conduct training, or perform duties in the above categories.

If a technician fails or refuses to demonstrate to the state toxicologist or his representative, that he or she has the ability to adequately perform his or her responsibilities as a technician, then the state toxicologist will suspend their permit.

**AMENDATORY SECTION** (Amending WSR 91-06-022, filed 2/26/91, effective 3/29/91)

**WAC 448-13-180 Permit cards.** The state toxicologist shall authorize the issuance to persons deemed qualified as "instructors," "operators," "solution changers" or "technicians," a wallet-sized card bearing his or her name and designation. Permit cards shall bear the signature or facsimile signature of the state toxicologist. Such permit cards shall expire three years after the date on the card, unless renewed for a like three-year period. Operators whose authorization expires may take recertification training within ninety days following expiration of their prior certification, but are not certified to perform any evidential breath tests during that period. Once ninety days have elapsed after the expiration of authorization, the operator must repeat the basic certification training.

**AMENDATORY SECTION** (Amending WSR 95-20-025, filed 9/27/95, effective 10/28/95)

**WAC 448-13-210 Address for correspondence.** Information regarding instrument records, or the certification of operators, instructors, solution changers, and technicians should be obtained from the Washington State Patrol, Breath Test Section, 811 E. Roanoke, Seattle, WA 98102.

Persons seeking information regarding ~~(currently approved protocols and procedures, or information regarding those persons currently authorized as operators, instructors, solution changers, or technicians for the DataMaster,)~~ other aspects of the breath alcohol testing program shall direct their request initially to the State Toxicologist, State Toxicology Laboratory, University of Washington, Department of Laboratory Medicine, 2203 Airport Way S., Seattle, WA 98134.

**WSR 99-01-022**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SERVICES FOR THE BLIND**

[Filed December 7, 1998, 3:44 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 98-22-004.

Title of Rule: Child and family services WACs and independent living services WACs.

Purpose: Clarify language.

Statutory Authority for Adoption: Chapter 74.18 RCW.

Summary: Clarify language.

Name of Agency Personnel Responsible for Drafting: Howard Kovarsky, Spokane, (509) 456-3165; Implementation and Enforcement: Bonnie Jindra, Olympia, (360) 586-0275.

Name of Proponent: Department of Services for the Blind, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Child and family services, WAC 67-55-040 Eligibility criteria, identifies the ages of children eligible for services and 67-55-060 Termination, identifies the ages of children who shall be terminated from services.

Independent living services—Clarify language, WAC 67-75-010 Purpose and definitions, 67-75-020 Referral for services, 67-75-030 Initial interview, 67-75-040 Eligibility for services—Criteria, 67-75-042 Certification for discussion of eligibility or ineligibility, 67-75-044 Notice to applicant, and 67-75-050 Independent living services—Services provided.

Proposal Changes the Following Existing Rules: Clarify language.

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.

Hearing Location: Department of Services for the Blind, 1400 South Evergreen Park Drive, Suite 100, Olympia, WA 98504, on January 26, 1999, at 10:00 a.m.

PROPOSED



Assistance for Persons with Disabilities: Contact Bonnie Jindra by January 20, 1999, TDD (360) 586-6437, or (360) 586-0275.

Submit Written Comments to: Bonnie Jindra, fax (360) 586-6437, by January 25, 1999.

Date of Intended Adoption: January 27, 1999.

January [December] 7, 1998

Bonnie Jindra  
Assistant Director

AMENDATORY SECTION (Amending Order 83-10, filed 12/15/83)

**WAC 67-55-040 Eligibility criteria.** (1) To be eligible for child and family services an individual must be between the ages of birth (~~and~~) through six years of age or fourteen through twenty-one years of age.

(2) Any child below the age of twenty-one years who has completed high school or has discontinued his/her formal education shall not be eligible for child and family services. Such children shall be referred for vocational rehabilitation or other appropriate resources.

(3) Eligibility for child and family services shall be dependent on documentation of a visual impairment including one or more of the following conditions:

(a) Legal blindness or visual handicap as they are customarily defined, either in terms of qualifying reduction in visual acuity and/or a qualifying reduction in visual fields.

(b) A visual impairment which is progressive in nature and can be expected to lead to blindness within a reasonable period of time.

(c) Reductions in both visual acuity and visual fields such that the effect is substantially that of legal blindness, or visual efficiency is so reduced as to have substantially the same effect as legal blindness.

(d) A visual impairment which makes it impossible for a child to compete successfully in school and other childhood endeavors.

AMENDATORY SECTION (Amending Order 83-10, filed 12/15/83)

**WAC 67-55-060 Termination.** A child shall be terminated from child and family services for the following reasons:

(1) The child has completed high school;

(2) The child has withdrawn from school prior to his/her senior year and does not intend to return;

(3) The child has reached the age of twenty-one years, or is between the ages of seven and fourteen years;

(4) The child's vision improves to a degree which no longer meets the criteria for eligibility;

(5) The child moves from the state of Washington; or

(6) The child and/or his/her family requests termination.

AMENDATORY SECTION (Amending Order 83-11, filed 12/15/83)

**WAC 67-75-010 Purpose and definition.** The authority for independent living services is established in section

18, chapter 194, Laws of 1983. The purpose of this program is to provide independent living services designed to meet the current and future needs of blind/visually impaired individuals who currently are not feasible for vocational rehabilitation and who need services in order to function more independently in their living environment.

AMENDATORY SECTION (Amending Order 83-11, filed 12/15/83)

**WAC 67-75-020 Referral for services.** (1) Referrals of (~~elderly blind individuals, blind individuals with significant other medical problems, and blind multiply handicapped~~) blind/visually impaired individuals, blind/visually impaired individuals with significant other medical problems, and blind/visually impaired multiply disabled individuals shall be accepted from all sources.

(2) All referrals to the independent living program (~~shall be made~~) may be made either through the department of services for the blind or directly to one of the department's independent living contract providers.

(3) Department personnel may refer individuals to the independent living program as a result of reviewing current and past cases which have been found to be ineligible for vocational rehabilitation services.

AMENDATORY SECTION (Amending Order 83-11, filed 12/15/83)

**WAC 67-75-030 Initial interview.** (1) (~~The department shall interview~~) All new referrals to the independent living program shall be interviewed as soon as possible following referral(~~s~~).

(2) At the initial interview the interviewer shall:

(a) Explain to the individual the nature and scope of available services as they relate to the individual's need;

(b) Inform the individual of the right to confidentiality of information possessed by the department;

(c) Obtain any information necessary in determining eligibility for independent living services.

AMENDATORY SECTION (Amending WSR 92-09-090, filed 4/17/92, effective 5/18/92)

**WAC 67-75-040 Eligibility for services—Criteria.** (1) Eligibility requirements are applied without regard to sex, race, creed, color, marital status, sexual orientation, religion, or natural origin of the individual applying for service. No group of individuals is excluded from service solely on the basis of the type of disability or on the basis of age.

(2) No residence requirement is imposed which excludes from services any individual who is present in the state.

(3) Eligibility is based only upon:

(a) The presence of a severe physical or mental disability, which shall include a visual disability defined as follows:

(i) Legal blindness or (~~visually handicapped~~) visual impairment as they are customarily defined either in terms of a qualifying reduction in visual acuity and/or a qualifying reduction in visual field.

PROPOSED

(ii) A visual impairment which is progressive in nature and can be expected to lead to blindness within a reasonable period of time.

(iii) Reduction in both visual acuity and visual fields is such that the effect is substantially that of legal blindness, or visual efficiency is reduced so as to have substantially the same effect as legal blindness.

(iv) A visual impairment which makes it impossible for the individual to perform successfully in one or more of life's functions;

(b) The presence of a severe limitation in ability to function independently in family or community or to engage or continue in employment; and

(c) A reasonable expectation that independent living rehabilitation services will significantly assist the individual to improve his or her ability to function independently in family or community or to engage or continue employment.

For purposes of determining an individual's eligibility for independent living services, improvement in ability to function independently in family or community refers to a demonstration in functional and behavioral terms of an individual's greater independence or maintenance of independence in such areas as self-care, activities of daily living, ~~((driving,))~~ using public transportation, shopping, house-keeping, communicating, or living more independently.

**AMENDATORY SECTION** (Amending WSR 92-09-090, filed 4/17/92, effective 5/18/92)

**WAC 67-75-042 Certification for decision of eligibility or ineligibility.** (1) There will be a certification that the individual has met the basic eligibility criteria. The statement of eligibility will be dated and signed by the ~~((vocational rehabilitation counselor or rehabilitation teacher))~~ independent living service provider or the department's independent living program staff.

(2) Whenever it has been determined on the basis of clear evidence that an individual is ineligible for independent living services, there shall be a certification, dated and signed by the ~~((vocational rehabilitation counselor or rehabilitation teacher))~~ independent living service provider agency or the department's independent living program. Certifications of ineligibility shall indicate the reasons for the ineligibility determination and shall be made only after full consultation with the individual or, as appropriate, his or her parent, guardian, or other representative, or after giving a clear opportunity for this consultation.

**AMENDATORY SECTION** (Amending WSR 92-09-090, filed 4/17/92, effective 5/18/92)

**WAC 67-75-044 Notice to applicant.** (1) The individual shall be notified in writing of the action taken on ~~((eligibility or))~~ a determination of ineligibility.

(2) The individual shall be informed of the department's procedure for administrative review and fair hearings and the services available through the client assistance program if he or she is dissatisfied with the department's decision.

(3) If the applicant was determined to be ineligible for independent living services, the certification shall clearly

specify how he or she failed to meet the criteria of eligibility. The individual shall be notified in writing of the determination of ineligibility and of his or her rights and the means by which he or she may express and seek remedy for any dissatisfactions, including the department's procedures for administrative review and fair hearings and the services available through the client assistance program.

(4) ~~((If the applicant was determined to be eligible for independent living services, the notice shall clearly specify the date of certification of eligibility.~~

(5)) If an applicant was determined ineligible, he or she shall be given a full opportunity to participate in the review and reconsideration of eligibility no later than twelve months after the determination was made. The review need not be conducted in situations where the individual refuses the review, the individual is no longer present in the state, or the individual's whereabouts is unknown.

**AMENDATORY SECTION** (Amending Order 83-11, filed 12/15/83)

**WAC 67-75-050 Independent living services—Services provided.** Services provided by the independent living program shall include:

(1) ~~((Internal services provided through the rehabilitation teaching staff such as:~~

~~((a))~~ Intake interview and counseling;

~~((b))~~ (2) Needs assessment;

~~((c))~~ (3) Specific skills teaching;

~~((d))~~ (4) Referral to other resources for blind/visually impaired individuals;

~~((2) External services purchased by the department from community-based service delivery systems such as:~~

(a) Intake interview and counseling;

(b) Needs assessment;

(c) Specific skills teaching;

(d) Medical consultation;

(e) Occupational therapy/physical therapy;

~~((f))~~ (5) Information and referral;

~~((g))~~ (6) Advocacy in all sectors of society to maximize opportunities for access in social, recreational, medical/health care facilities.

WSR 99-01-027

PROPOSED RULES

DEPARTMENT OF

SOCIAL AND HEALTH SERVICES

(Economic Services Administration)

[Filed December 8, 1998, 2:35 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 98-21-024.

Title of Rule: WAC 388-478-0055 SSI standards and any related rules.

Purpose: Pass along the 1.3 percent federal cost-of-living adjustment (COLA) for the supplemental security income (SSI) program effective January 1, 1999.

Statutory Authority for Adoption: RCW 74.08.090.

Statute Being Implemented: RCW 74.04.630.

Summary: Pass along the January 1, 1999, federal COLA for the SSI program.

Reasons Supporting Proposal: Federal requirement.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Barbara Hargrave, Division of Assistance Programs, Lacey Government Center, P.O. Box 45470, Olympia, 98504-5470, (360) 413-3104.

Name of Proponent: Department of Social and Health Services, governmental.

Rule is necessary because of federal law, Social Security Act, Sec. 1617; 42 U.S.C. 1382f.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule is necessary to update federal SSI standards due to the January 1, 1999, federal cost-of-living adjustment (COLA). This will result in an increase in the SSI standard of around \$6.00 a month.

Proposal Changes the Following Existing Rules: SSI standards are updated.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Not necessary as standards change does not affect small businesses.

RCW 34.05.328 does not apply to this rule adoption. The rule does not fit the definition of a significant legislative rule.

Hearing Location: Lacey Government Center (behind Tokyo Bento Restaurant), 1009 College Street S.E., Room 104-B, Lacey, WA 98503, on January 26, 1999, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Paige Wall by January 15, 1999, phone (360) 902-7540, TTY (360) 902-8324, e-mail pwall@dshs.wa.gov.

Submit Written Comments to: 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 January 26, 1999.

Date of Intended Adoption: No sooner than January 27, 1999.

December 4, 1998

Marie Myerchin-Redifer, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 98-16-044, filed 7/31/98, effective 9/1/98)

**WAC 388-478-0055 SSI standards.** (1) Supplemental Security Income (SSI) is a cash assistance program for needy individuals and couples who meet federal disability guidelines as aged, blind or disabled. Since the SSI program began in January 1974, the state of Washington has supplemental the federal benefit level with state funds, known as the SSI state supplement. Persons found eligible for SSI receive cash assistance based on the combined federal and state supplemental benefit levels, minus countable income.

(2) Effective January 1, ((1998)) 1999, the federal, state and combined benefit levels for an eligible individual and couple are:

(a) Area I: King, Pierce, Snohomish, Thurston, and Kitsap Counties.

(i) Living alone (own household or alternate care, except nursing homes or medical institutions).

	Federal Benefit Level	State Supplement Benefit Level	Combined Federal/State Benefit Level
<b>LIVING ALONE</b>			
Individual	\$((494.00)) <u>500.00</u>	\$27.00	\$((521.00)) <u>527.00</u>
Individual with One Essential Person <sup>1</sup>	\$((741.00)) <u>750.00</u>	\$21.00	\$((762.00)) <u>771.00</u>
Couple, both Eligible	\$((741.00)) <u>751.00</u>	\$21.00	\$((762.00)) <u>772.00</u>
Couple with One Essential Person <sup>2</sup>	\$((741.00)) <u>751.00</u>	\$21.00	\$((762.00)) <u>772.00</u>
Couple includes Ineligible Spouse	\$((494.00)) <u>500.67</u>	\$167.20	\$((661.20)) <u>667.87</u>

(ii) Shared living (supplied shelter).

	Federal Benefit Level	State Supplement Benefit Level	Combined Benefit Level
<b>SHARED LIVING</b>			
Individual	\$((329.34)) <u>333.34</u>	\$4.81	\$((334.15)) <u>338.15</u>
Individual with One Essential Person <sup>3</sup>	\$((494.00)) <u>500.00</u>	\$5.30	\$((499.30)) <u>505.30</u>
Couple, Both Eligible	\$((494.00)) <u>500.67</u>	\$5.30	\$((499.30)) <u>505.97</u>
Couple includes One Essential Person <sup>4</sup>	\$((494.00)) <u>500.67</u>	\$5.30	\$((499.30)) <u>505.97</u>
Couple includes Ineligible Spouse	\$((329.34)) <u>333.34</u>	\$102.76	\$((432.10)) <u>436.10</u>

(b) Area II: All counties other than the above.

(i) Living alone (own household or alternate care, except nursing homes or medical institutions).

	Federal Benefit Level	State Supplement Benefit Level	Combined Federal/State Benefit Level
<b>LIVING ALONE</b>			
Individual	\$((494.00)) <u>500.00</u>	\$6.55	\$((500.55)) <u>506.55</u>
Individual with One Essential Person <sup>1</sup>	\$((741.00)) <u>750.00</u>	\$0	\$((741.00)) <u>750.00</u>
Couple, Both Eligible	\$((741.00)) <u>751.00</u>	\$0	\$((741.00)) <u>751.00</u>

PROPOSED

Couple with One Essential Person <sup>2</sup>	<del>\$(741.00)</del> <u>751.00</u>	\$0	<del>\$(741.00)</del> <u>751.00</u>
Couple includes Ineligible Spouse	<del>\$(494.00)</del> <u>500.67</u>	\$137.25	<del>\$(631.25)</del> <u>637.92</u>

(ii) Shared living (supplied shelter).

	Federal Benefit Level	State Supplement Benefit Level	Combined Benefit Level
SHARED LIVING			
Individual	<del>\$(329.34)</del> <u>333.34</u>	\$4.81	<del>\$(334.15)</del> <u>338.15</u>
Individual with One Essential Person <sup>3</sup>	<del>\$(494.00)</del> <u>500.00</u>	\$5.30	<del>\$(499.30)</del> <u>505.30</u>
Couple, Both Eligible	<del>\$(494.00)</del> <u>500.67</u>	\$5.30	<del>\$(499.30)</del> <u>505.97</u>
Couple includes One Essential Person <sup>4</sup>	<del>\$(494.00)</del> <u>500.67</u>	\$5.30	<del>\$(499.30)</del> <u>505.97</u>
Couple includes Ineligible Spouse	<del>\$(329.34)</del> <u>333.34</u>	\$102.76	<del>\$(432.10)</del> <u>436.10</u>

(c) Residing in a medical institution: Area I and II

MEDICAL INSTITUTION	Federal Benefit Level	State Supplement Benefit Level	Combined Benefit Level
Individual	\$30.00	\$11.62	\$41.62

(d) Mandatory income level (MIL) for grandfathered claimant. "Grandfathered" refers to a person who qualified for assistance from the state as aged, blind, or disabled, was converted from the state to federal disability assistance under SSI in January 1974, and has remained continuously eligible for SSI since that date.

The combined federal/state SSI benefit level for MIL clients is the higher of the following:

(i) The state assistance standard they received in December 1973, except for those converted in a "D" living arrangement (residing in a medical institution at the time of conversion), plus the federal cost-of-living adjustments (COLA) since then; or

(ii) The current standard.

<sup>1</sup> Eligible individual with more than one essential person living alone: ~~\$(494.00)~~ 500.00 for the eligible individual plus ~~\$(247.00)~~ 250.00 for each essential person (no state supplement).

<sup>2</sup> Eligible couple with one or more essential persons living alone: ~~\$(741.00)~~ 751.00 for eligible couple plus ~~\$(247.00)~~ 250.00 for each essential person (no state supplement).

<sup>3</sup> Eligible individual with more than one essential person in shared living: ~~\$(329.34)~~ 333.34 for eligible individual plus ~~\$(164.66)~~ 166.66 for each essential person (no state supplement).

<sup>4</sup> Eligible couple with one or more essential persons in shared living: ~~\$(494.00)~~ 500.67 for eligible couple plus ~~\$(164.66)~~ 166.66 for each essential person (no state supplement).

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.

**WSR 99-01-029**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Economic Services Administration)  
 [Filed December 8, 1998, 2:42 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 98-17-081.

Title of Rule: Need standards for cash assistance, WAC 388-478-0015.

Purpose: Updates the standards of need to reflect the most current standard.

Other Identifying Information: These standards are used to determine eligibility for various public assistance programs.

Statutory Authority for Adoption: RCW 74.04.200, 74.08.090.

Statute Being Implemented: RCW 74.04.200.

Summary: Updates the needs standards used by the department to determine eligibility for various public assistance programs.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Betty Brinkman, Lacey Government Center, Lacey, (360) 413-3091.

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: The need standard is used to determine eligibility for various public assistance programs. It is updated to reflect the change in the cost of living.

Proposal Changes the Following Existing Rules: Updates the need standard used to determine eligibility for various public assistance programs.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule does not affect small businesses.

RCW 34.05.328 does not apply to this rule adoption. This rule does not fit the definition of significant legislative rule.

Hearing Location: Lacey Government Center (behind Tokyo Bento Restaurant), 1009 College Street S.E., Room 104-B, Lacey, WA 98503, on January 26, 1999, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Paige Wall by January 15, 1999, phone (360) 902-7540, TTY (360) 902-8324, e-mail pwall@dshs.wa.gov.

Submit Written Comments to: Identify WAC Numbers, Paige Wall, Rules Coordinator, Rules and Policies Assistance

PROPOSED

Unit, P.O. Box 45850, Olympia, WA 98504-5850, fax (360) 902-8292, by January 26, 1999.

Date of Intended Adoption: January 29, 1999.

December 3, 1998

Marie Myerchin-Redifer, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 98-16-044, filed 7/31/98, effective 9/1/98)

**WAC 388-478-0015 Need standards for cash assistance** ~~((need standards))~~. ~~((+))~~ The ~~((cash assistance))~~ need standards ~~((+))~~ and one hundred eighty-five percent of the need standards ~~((+))~~ for cash assistance units ~~((with obligations to pay shelter costs))~~ are:

(1) For assistance units with obligation to pay shelter costs:

Assistance Unit Size	Need Standard	185% of Need	Assistance Unit Size	Need Standard	185% of Need
1	\$ <del>((795))</del> <u>797</u>	\$ <del>((1,471))</del> <u>1,474</u>	6	\$ <del>((1,914))</del> <u>1,918</u>	\$ <del>((3,540))</del> <u>3,549</u>
2	<del>((1,005))</del> <u>1,008</u>	<del>((1,860))</del> <u>1,864</u>	7	<del>((2,210))</del> <u>2,215</u>	<del>((4,088))</del> <u>4,098</u>
3	<del>((1,244))</del> <u>1,247</u>	<del>((2,302))</del> <u>2,307</u>	8	<del>((2,446))</del> <u>2,452</u>	<del>((4,525))</del> <u>4,536</u>
4	<del>((1,463))</del> <u>1,467</u>	<del>((2,707))</del> <u>2,714</u>	9	<del>((2,686))</del> <u>2,693</u>	<del>((4,969))</del> <u>4,982</u>
5	<del>((1,686))</del> <u>1,690</u>	<del>((3,119))</del> <u>3,127</u>	10 or more	<del>((2,919))</del> <u>2,926</u>	<del>((5,400))</del> <u>5,413</u>

~~((The cash assistance need standards (and one hundred eighty-five percent of the need standards)))~~ For assistance units with shelter provided at no cost ~~((are))~~:

Assistance Unit Size	Need Standard	185% of Need	Assistance Unit Size	Need Standard	185% of Need
1	\$ <del>((478))</del> <u>480</u>	\$ <del>((884))</del> <u>888</u>	6	\$ <del>((1,152))</del> <u>1,156</u>	\$ <del>((2,131))</del> <u>2,138</u>
2	<del>((605))</del> <u>607</u>	<del>((1,119))</del> <u>1,122</u>	7	<del>((1,332))</del> <u>1,335</u>	<del>((2,460))</del> <u>2,469</u>
3	<del>((749))</del> <u>752</u>	<del>((1,386))</del> <u>1,391</u>	8	<del>((1,472))</del> <u>1,478</u>	<del>((2,723))</del> <u>2,734</u>
4	<del>((880))</del> <u>884</u>	<del>((1,628))</del> <u>1,635</u>	9	<del>((1,617))</del> <u>1,623</u>	<del>((2,991))</del> <u>3,002</u>
5	<del>((1,014))</del> <u>1,019</u>	<del>((1,876))</del> <u>1,885</u>	10 or more	<del>((1,757))</del> <u>1,764</u>	<del>((3,250))</del> <u>3,263</u>

**WSR 99-01-033**  
**PROPOSED RULES**  
**YAKIMA REGIONAL**  
**CLEAN AIR AUTHORITY**  
[Filed December 9, 1998, 9:47 a.m.]

Original Notice.

Title of Rule: Regulation, I of the Yakima Regional Clean Air Authority—1999.

Purpose: To enable the authority to assist Yakima County to restore and maintain air quality which conforms to applicable air quality standards with minimal community disruption.

Statutory Authority for Adoption: Chapter 70.94 RCW. Statute Being Implemented: Chapter 70.94 RCW.

Summary: This new regulation should do the following:

(1) Enable the authority to demonstrate attainment for two air pollutants to United States Environmental Protection agency through selected new rules.

(2) Clarify, correct and supplement the existing regulation text.

(3) Create a regulation in a clearer reading style.

Name of Agency Personnel Responsible for Drafting: Charlie Stansel, Six South Second Street, Suite 1016, Yakima, WA 98901, (509) 574-1410; Implementation: Les Ornelas, Six South Second Street, Suite 1016, Yakima, WA 98901, (509) 574-1410; and Enforcement: Gary Pruitt, Six

South Second Street, Suite 1016, Yakima, WA 98901, (509) 574-1410.

Name of Proponent: Yakima Regional Clean Air Authority, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: Parts of the regulation have been reviewed by the legal council for the authority and he has no concern about the style or language used.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The new regulation will replace Restated Regulation I of the Yakima County Clean Air Authority. See Summary above.

Proposal Changes the Following Existing Rules: New rules or changes to existing rules are highlighted with underscored text.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Does not apply to local air control authorities.

RCW 34.05.328 does not apply to this rule adoption. Does not apply to local air control authorities.

Hearing Location: Room 420, Yakima County Courthouse, 128 North Second Street, Yakima, WA 98901, on February 10, 1999, at 2:00 p.m.

PROPOSED

Assistance for Persons with Disabilities: Contact Dema Harris by 12:00 noon, (509) 574-2215.

Submit Written Comments to: Yakima Regional Clean Air Authority, Six South Second Street, Suite 1016, Yakima, WA 98901, fax (509) 574-1411, by February 10, 1999.

Date of Intended Adoption: Local adoption February 10, 1999.

December 3, 1998  
Les Ornelas  
APCO

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 99-02 issue of the Register.

**WSR 99-01-048**  
**PROPOSED RULES**  
**DEPARTMENT OF AGRICULTURE**

[Filed December 10, 1998, 10:07 a.m.]

Continuance of WSR 98-19-128.

Preproposal statement of inquiry was filed as WSR 98-12-078.

Title of Rule: Chapter 16-200 WAC, Rules relating to feeds, fertilizers and livestock remedies.

Purpose: To describe requirements for registration for commercial fertilizers; including the methods to use for total metals analysis and specifying the metals information which must be submitted with the registration application; to describe the methods for determining maximum use rates for plant nutrients; to set the Washington application rates; to express the Washington standards for metals in pounds per acre per year; to describe how the department will determine if a commercial fertilizer meets or exceeds the metals standards; and to describe a violation of the rules.

Statutory Authority for Adoption: Chapter 15.54 RCW.  
Statute Being Implemented: Chapter 15.54 RCW.

Summary: This continuance changes the intended adoption date of the fertilizer rules to December 30, 1998.

Date of Intended Adoption: December 30, 1998.

December 10, 1998  
Bob Arrington  
Assistant Director

**WSR 99-01-055**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Filed December 10, 1998, 4:13 p.m.]

Supplemental Notice to WSR 98-21-087.

Preproposal statement of inquiry was filed as WSR 98-17-088.

Title of Rule: Deleterious exotic wildlife.

Purpose: Amend deleterious exotic wildlife rule.

Statutory Authority for Adoption: RCW 77.12.040, 75.24.140.

Statute Being Implemented: RCW 75.24.140.

Summary: Provides cross reference between two rules relating to deleterious exotic wildlife.

Reasons Supporting Proposal: Deleterious exotic wildlife that are aquatic nuisance species are treated separately.

Name of Agency Personnel Responsible for Drafting: Evan Jacoby, 1111 Washington Street, Olympia, 902-2930; Implementation: Bruce Crawford, 1111 Washington Street, Olympia, 902-2325; and Enforcement: Ron Swatfigure, 1111 Washington Street, Olympia, 902-2927.

Name of Proponent: Washington State Department of Fish and Wildlife, governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: See WSR 98-23-097 for accompanying rule.

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

Explanation of Rule, its Purpose, and Anticipated Effects: This proposal, together with WSR 98-23-097, establishes the aquatic nuisance program and puts zebra mussels, green crab and mitten crab into this group.

Proposal Changes the Following Existing Rules: References WAC 232-21-01701.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule does not affect small businesses.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption. Not hydraulics rules.

Hearing Location: Room 172, Natural Resources Building, 1111 Washington Street, Olympia, on February 5-6, 1999, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Robin Ayers by January 20, 1998 [1999], TDD (360) 902-2295, or [(360)] 902-2933.

Submit Written Comments to: Evan Jacoby, 600 Capitol Way North, Olympia, WA 98501, fax (360) 902-2940, by February 4, 1998 [1999].

Date of Intended Adoption: February 5 or 6, 1999.

December 10, 1998  
Evan Jacoby  
Rules Coordinator

AMENDATORY SECTION (Amending Order 582, filed 1/27/93, effective 2/13/93)

**WAC 232-12-017 Deleterious exotic wildlife.** (1) The following animals are hereby designated as deleterious exotic wildlife:

(a) Fish

(i) In the family ((~~Clariidae~~) Clariidae, (walking catfish) all members of the family.

(ii) In the family Cyprinidae, (diploid grass carp,) *Ctenopharyngodon idella*

(iii) In the family Amiidae, (bowfin, mudfish or grinnel) *Amia calva*

(iv) In the family Characidae, the piranha (also pirameba, caribe, pira, piraya, chupita, rodoleira, palometa), all species of the genera *Serrasalmus*, *Rooseveltiella* and *Pygocentrus*

PROPOSED

(v) In the family Cyprinidae, the rudd (*Scardinius erythrophthalmus*) and Ide (silver orfe or golden orfe (*Leuciscus idus*))

(vi) In the family Lepiosteidae, the gar-pikes

(vii) In the family Channidae, the snakeheads (China fish) and all forms of the genus *Channa* (*Ophicephalus*)

(b) Amphibians

(i) In the family Pipidae, the African clawed frog (*Xenopus laevis*)

(c) Birds

(i) In the family Anatidae, the mute swan (*Cygnus olor*)

(d) Mammals

(i) In the family Viverridae, the mongoose (all members of the genus *Herpestes*)

(ii) In the family Suidae, the wild boar(~~(f)~~) (*Sus scrofa* and all wild hybrids)

(iii) In the family Tayassuidae, the collared peccary (javelina) (*Tayassu tajacu*)

(iv) In the family Bovidae, all members and hybrids of the following genera: *Rupicapra* (Chamois); *Hemitragus* (Tahr); *Capra* (goats, ibexes except domestic goat *Capra hircus*); *Ammotragus* (Barbary sheep or Aoudad); *Ovis* (sheep), except domestic sheep *Ovis aries*; *Damaliscus* (Sassabies); *Alcelaphus buselaphus* (Hartebeest); *Connochaetes* (Wildebeests).

(v) In the family Cervidae, the European red deer (*Cervus elaphus elaphus*), all nonnative subspecies of *Cervus elaphus*, and all hybrids with North American elk; Fallow deer (*Dama dama*), Axis deer (*Axis axis*), Rusa deer or Sambar deer (*Cervus unicolor*, *Cervus timorensis*, *Cervus mariannus* and *Cervus alfredi*), Sika deer (*Cervus nippon*), Reindeer (all members of the Genus *Rangifer* except *Rangifer tarandus caribou*), and Roedeer (all members of the Genus *Capreolus*).

(2) It is unlawful to import into the state, hold, possess, propagate, offer for sale, sell, transfer, or release live specimens of deleterious exotic wildlife, their gametes and/or embryo, except as provided under (3), (4), (5), (6), or (7) below and as provided in WAC 232-12-01701.

(3) Scientific research or display: The director may authorize, by written approval, a person to import into the state, hold, possess, and propagate live specimens of deleterious exotic wildlife for scientific research or for display by zoos or aquariums who are accredited institutional members of the American Association of Zoological Parks and Aquariums (AAZPA) provided:

(a) The specimens are confined to a secure facility,

(b) The specimens will not be transferred to any other location within the state, except to other AAZPA accredited facilities with written director approval or as otherwise authorized in writing by the director,

(c) The specimens will be euthanized and all parts incinerated at the end of the project, except federally listed endangered or threatened species may be retained or transferred where in compliance with federal law,

(d) The person will keep such records on the specimens and make such reports as the director may require, and

(e) The person complies with other requirements of this section.

(4) Retention or disposal of existing specimens lawfully in captivity:

(a) Specimens lawfully in captivity prior to January 18, 1991: A person holding exotic wildlife specimens in captivity which were classified by the wildlife commission as deleterious exotic wildlife on or before January 18, 1991 may retain the specimens of such deleterious exotic wildlife such person lawfully possessed prior to January 18, 1991 provided such person complies with subsections (4)(c) through (4)(h) hereunder and the other requirements of this section:

(b) Specimens lawfully in captivity prior to June 20, 1992: A person holding the following deleterious exotic wildlife specimens in captivity which were classified by the wildlife commission as deleterious exotic wildlife by operation of emergency rule filed June 19, 1992 (in the family Bovidae, *Sassabies* (all member of the Genus *Damaliscus*), *Hartebeest* (*Alcelaphus buselaphus*), *Wildebeests* (all members of the Genus *Connochaetes*), *Markhor* (*Capra falconeri*), and *Marcopolo sheep* (*Ovis ammon*); in the family Cervidae, *Fallow deer* (*Dama dama*), *Axis deer* (*Axis axis*), *Sika deer* (*Cervus nippon*), *Rusa deer* or *Sambar deer* (*Cervus unicolor*, *Cervus timorensis*, *Cervus mariannus* and *Cervus alfredi*)), may retain the specimens of such deleterious exotic wildlife such person lawfully possessed prior to June 20, 1992, and the lawful progeny thereof provided such person complies with subsections (4)(c) through (4)(h) hereunder and the other requirements of this section and except as provided under subsection (7).

(c) The person reported to the director in writing the species, number and location of the specimens as required.

(d) The specimens are confined to a secure facility at the location reported,

(e) Live specimens are not propagated, except at AAZPA accredited facilities with the written permission of the director or as otherwise authorized in writing by the director,

(f) Live specimens shall be neutered, physically separated by sex, and/or rendered infertile by means of contraception, except at AAZPA accredited facilities with the written permission of the director,

(g) Live specimens are not released,

(h) Live specimens are not sold or transferred except:

(i) Live specimens in lawful possession may be permanently removed from the state of Washington or transported directly to slaughter where in accordance with other applicable law,

(ii) Federally listed endangered or threatened species may be transferred to AAZPA accredited facilities where in compliance with federal law,

(iii) Live specimens may be moved to the new primary residence of the possessor with the written approval of the director, provided all other requirements are satisfied and the total number of locations where animals are held is not increased.

(iv) AAZPA facilities may sell and/or transfer live specimens within the state with the written permission of the director.

(5) Retention or disposal of existing specimens lawfully in captivity prior to February 13, 1993: A person holding exotic wildlife specimens in captivity which are newly classified by the Wildlife Commission as deleterious exotic wildlife by operation of this rule ((f)) (Reindeer (all members of

PROPOSED

the Genus Rangifer, except Rangifer tarandus caribou), and Roedeer (all members of the Genus Capreolus)(({))), may retain the specimens of such deleterious exotic wildlife such person lawfully possessed prior to February 13, 1993, provided:

(a) The person reports to the director in writing by March 31, 1993, and reports annually thereafter, or as otherwise required by the director, the species, number, and location of such specimens,

(b) The person complies with subsections (4)(d) through (4)(h) herein and the other requirements of this section.

(6) The provisions of this section shall not prohibit the importation, possession, propagation, sale, transfer, or release of live specimens of federally listed threatened or endangered species, their gametes and/or embryo, where in compliance with federal law.

(7) Notwithstanding the provisions of subsection (2), Fallow deer (*Dama dama*) and reindeer (all members of the Genus Rangifer, except Rangifer tarandus caribou) may be imported into the state, held, possessed, propagated, offered for sale, sold, and/or transferred provided:

(a) The person complies with subsection (4)(c) through (4)(g) hereunder and the other requirements of this section, except for subsections (4)(e), (4)(f), and (4)(h), and

(b) The person complies with department of agriculture WAC 16-54-035 as now or hereafter amended except:

(i) Animals which have resided at any time east of a line drawn through the eastern boundaries of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and the 100th Meridian where it passes through Texas or have had contact with or shared common ground with animals which have resided at any time east of such line shall not be imported into the state of Washington, unless specifically authorized in writing by the directors of the department of agriculture and the department of wildlife.

(c) No specimens affected with any infectious or communicable disease shall be imported into the state unless in compliance with all applicable laws and regulations and unless written permission is obtained from the directors of the department of agriculture and the department of wildlife.

(d) The specimens are confined to a secure facility.

(e) Reindeer may not be imported into, held, or possessed in Ferry, Stevens, or Pend Oreille counties or that portion of Spokane County north of Spokane River.

(8) Escaped animals

(a) Escaped deleterious exotic wildlife, including Fallow deer (*Dama dama*), and Reindeer (all members of the Genus Rangifer, except Rangifer tarandus caribou) will be considered a public nuisance. The department or any peace officer may seize, capture, or destroy deleterious exotic wildlife that have escaped the possessor's control. The former possessor shall be responsible for costs incurred by the department in recovering, maintaining, or disposing of such animals, as well as any damage to the state's wildlife or habitat.

(b) Escapes of deleterious exotic wildlife must be reported immediately to the department.

(c) The recapture or death of escaped deleterious exotic wildlife must be reported immediately to the department.

(9) Secure facility

(a) All deleterious exotic wildlife will be held in a secure facility. For the purpose of this rule, a secure facility is an enclosure so constructed as to prevent danger to the environment or wildlife of the state, including escape of deleterious exotic wildlife specimens or ingress of resident wildlife ungulates (hoofed animals). The adequacy of the facility shall be determined by the director or agents of the director.

(b) For deleterious exotic wildlife listed in subsections (1)(d) (iv) and (1)(d)(v), the "secure facility" must comply with the fencing requirements in subsection (10) unless otherwise authorized by the director in writing.

(10) Fencing requirements

(a) Perimeter fences must be, at a minimum, eight feet above ground level for their entire length. The bottom six feet must be mesh of sufficient size to prevent resident wildlife ungulates (hoofed animals) from entering and deleterious exotic wildlife from escaping. Supplemental wire required to attain a height of eight feet may be smooth, barbed, or woven wire (at least 12-1/2 gauge) with strands spaced not more than six inches apart.

(b) Perimeter fences constructed of high tensile wire must be supported by a post or stay at minimum intervals of eight feet.

(c) Perimeter fences must be at least 12-1/2 gauge woven wire, 14-1/2 gauge high-tensile woven wire, chain link, non-climbable woven fence, or other fence approved by the director.

(i) If the wire used is not a full eight feet in height, it must be overlapped one row and securely fastened at every other vertical row or woven together with cable.

(d) Electric fencing materials may be used on perimeter fences only as a supplement to conventional fencing materials.

(e) All gates in the perimeter fences must be self-closing, equipped with two locking devices, and installed only in locations that have been approved by the director. Double gates may be required at points in the perimeter fences subject to frequent vehicle traffic that is not related to activities involving the holding of deleterious exotic wildlife.

(f) Posts used in the perimeter fences must be:

(i) Wood (pressure treated), five-inch minimum diameter or an equivalent as approved by the director;

(ii) Spaced no more than twenty-four feet apart with stays or supports at eight foot intervals between the posts;

(iii) Extended at least eight feet above ground level;

(iv) Corners braced with wood or with an equivalent material as approved by the director.

(g) Fences must be maintained at all times to prevent deleterious exotic wildlife from escaping or resident wildlife ungulates (hoofed animals) from entering the enclosure. If such animals do pass through, under, or over the fence because of any topographic feature or other conditions, the person possessing deleterious exotic wildlife must immediately supplement the fence to prevent continued passage.

(h) For any fence existing prior to February 13, 1993, a person may petition the director in writing for a variance from the above fencing requirements. Any such petition must be filed no later than May 31, 1993 and must identify all aspects in which the existing fence does not meet the fencing requirements contained herein. On approval of the director,



such person may maintain such existing fence with normal repair. However, any extension or relocation of existing fence must meet the fencing requirements contained herein.

(11) Marking requirements

(a) All live specimens of deleterious exotic wildlife except those listed in subsections (1)(a) and (1)(b), shall be permanently and individually identified by methods approved by the director,

(b) Identification assigned to an individual animal may not be transferred to any other animal.

(c) All specimens of deleterious exotic wildlife identified in subsections (1)(d)(iv) and (1)(d)(v) must be individually identified by the methods specified below.

(i) All live specimens of such deleterious exotic wildlife shall be marked with USDA Official ear tags or with ear tags supplied or approved by the department. Tags shall be applied in sequential order, and

(ii) All live specimens of such deleterious exotic wildlife shall be marked with a tattoo with an identifying number that has been recorded with the director. The tattoo must be placed on the left ear of the animal.

(d) All lawful progeny of deleterious exotic wildlife must be tagged and tattooed by December 31 of the year of birth or upon leaving the holding facility, whichever is earlier.

(e) Where allowed, if an animal is sold or transferred within the state, the tag and tattoo must accompany the animal. The new owner or possessor shall not renumber the animal.

(f) Where allowed, live specimens of deleterious exotic wildlife shall be marked prior to importation.

(g) No unmarked deleterious exotic wildlife may be sold or otherwise transferred from the holding facility.

(12) Testing of specimens

(a) Where allowed, prior to entry into the state of Washington, a person importing any member of the Genus Cervus which is identified in subsection (1)(v) herein must submit records of genetic tests, conducted by a professionally recognized laboratory to identify red deer genetic influence (genetic material from any member of any subspecies, race, or species of the elk-red deer-wapiti complex *Cervus elaphus* not indigenous to the state of Washington). Such testing shall be at the possessor's expense. Animals which are deemed by department of wildlife biologists upon examination to exhibit either: behavioral (vocalization), morphological (size, rump patch, color) or biochemical indications of such influence (hemoglobin, superoxide dismutase, transferrin and post-transferrin, or others to be developed) may not be imported.

(b) The director may require a person currently possessing any member of the Genus Cervus which are identified in subsection (1)(v) herein to submit records of genetic tests, conducted by a professionally recognized laboratory to identify red deer genetic influence (genetic material from any member of any subspecies, race, or species of the elk-red deer-wapiti complex *Cervus elaphus* not indigenous to the state of Washington), for each individual cervid to the department. Such testing shall be at the ~~((possessor's))~~ possessor's expense. The director may require that any animal identified a red deer or having non-indigenous genetic influence be destroyed, removed from the state, or neutered.

(c) The director may require that all specimens of deleterious exotic wildlife lawfully in captivity be tested for brucellosis (*brucella abortus*), tuberculosis (*mycobacterium bovis* and *mycobacterium tuberculosis*), meningeal worm (*Paralophostrongylus tenuis*), and muscle worm (*Elaphostrongylus cervis*) in accordance with the procedures specified in department of agriculture WAC 16-54-035 as now or hereafter amended and/or for other disease or parasites determined to pose a risk to wildlife. The results of such tests shall be filed with the director as required.

(13) Reporting

(a) A person holding deleterious exotic wildlife in captivity shall submit a completed report no later than March 30, 1993 and then no later than January 31 of each year, or as otherwise required by the director, on a form provided by the department.

(b) Persons possessing deleterious exotic wildlife must notify the director within ten days of any change of such persons' address and/or location of the holding facility.

(14) Inspection

(a) All holding facilities for deleterious exotic wildlife located in the state are subject to inspection for compliance with the provisions of this section.

(b) Such inspections may take place without warrant or prior notice but shall be conducted at reasonable times and locations.

(15) Notification and disposition of diseased animals.

(a) Any person who has reason to believe that deleterious exotic wildlife being held pursuant to this rule have or have been exposed to a dangerous or communicable disease or parasite shall notify the department immediately.

(b) Upon having reason to believe that deleterious exotic wildlife held pursuant to this rule have been exposed to or contracted a dangerous or contagious disease or parasite, the director may order inspection of such animals by a licensed, accredited veterinarian or inspection agent. Inspection shall be at the expense of the possessor.

(c) The director shall determine when destruction of animals, quarantine, or disinfection is required at any facility holding deleterious exotic wildlife pursuant to this rule. If the director determines that destruction, quarantine, or disinfection is required, a written order shall be issued to the possessor describing the procedure to be followed and the time period for carrying out such actions. Such activities shall be at the expense of the possessor.

(16) Quarantine area

(a) Any facility holding deleterious exotic wildlife must have an approved quarantine facility within its exterior boundary or submit an action plan to the director that guarantees access to an approved quarantine facility within the state of Washington.

(i) An approved quarantine facility is one that meets criteria set by the Washington State department of agriculture.

(ii) The quarantine area must meet the tests of isolation, separate feed and water, escape security, and allowances for the humane holding and care of its occupants for extended periods of time.

(b) Should the imposition of a quarantine become necessary, the possessor must provide an on-site quarantine facility or make arrangements at such possessor's expense to trans-

port the animals to the approved quarantine facility named in the quarantine action plan.

(17) Seizure

(a) The department of wildlife may seize any unlawfully possessed deleterious exotic wildlife.

(b) The cost of any seizure and/or holding of deleterious exotic wildlife may be charged to the possessor of such animals.

**WSR 99-01-063**

**PROPOSED RULES**

**SPOKANE COUNTY AIR  
POLLUTION CONTROL AUTHORITY**

[Filed December 14, 1998, 9:07 a.m.]

Continuance of WSR 98-21-054.

Exempt from preproposal statement of inquiry under RCW 70.94.141(1).

Title of Rule: Resolution 98-16 amending the no-burn area boundary for Spokane County in accordance with SCAPCA Regulation I, Section 6.01.

Name of Proponent: Spokane County Air Pollution Control Authority (SCAPCA), governmental.

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: The state implementation plan will be updated to reflect these amendments.

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

Proposal Changes the Following Existing Rules: [See WSR 98-21-054].

No small business economic impact statement has been prepared under chapter 19.85 RCW. SCAPCA is not subject to the small business economic impact provision of the Administrative Procedure Act.

RCW 34.05.328 does not apply to this rule adoption.

Hearing Location: Hearing Room Lower Level, Spokane County Public Works, 1026 West Broadway, Spokane, WA, on January 7, 1999, at 8:30 a.m.

Date of Intended Adoption: January 7, 1999.

December 9, 1998

Mabel Caine

Compliance Administrator

**WSR 99-01-070**

**WITHDRAWAL OF PROPOSED RULES**

**FOREST PRACTICES BOARD**

(By the Code Reviser's Office)

[Filed December 15, 1998, 8:03 a.m.]

WAC 222-12-090 and 222-16-030, proposed by the Forest Practices Board in WSR 98-12-028 appearing in issue 98-12 of the State Register, which was distributed on June 17, 1998, 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 99-01-094**

**PROPOSED RULES**

**DEPARTMENT OF HEALTH**

[Filed December 17, 1998, 9:55 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 98-06-078.

Title of Rule: Delete unnecessary annual dosimetry reporting requirement.

Purpose: This rule amends WAC 246-221-265 to delete the requirement that certain radioactive materials licensees annually report to the department their results of personnel dosimetry monitoring.

Statutory Authority for Adoption: RCW 70.98.050 and 70.98.080.

Statute Being Implemented: RCW 70.98.050 and 70.98.080.

Summary: In 1994, during a major revision of all radiation rules required by the United States Nuclear Regulatory Commission, a rule requiring certain radioactive materials licensees to annually report the results of personnel dosimetry was inadvertently added to the regulations. The NRC collects and analyzes this data from its own licensees, however, NRC does not require this data from Washington state licensees and there is no reason for the state radiation control agency to demand it from them. Washington state licensees have attempted to comply with this regulation because it exists in WAC. Collecting, copying and sending this information to the state is an unnecessary burden for Washington state licensees and should be deleted from WAC 246-221-265.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Terry C. Frazee, Tumwater, (360) 236-3221.

Name of Proponent: Division of Radiation Protection, Department of Health, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: This rule deletes an unnecessary requirement for reporting information to the department. The rule relieves licensees of the time and expense of reporting annual dosimetry results for which the department has no immediate use.

Proposal Changes the Following Existing Rules: WAC 246-221-265 (2) through (5) are deleted; thus removing the requirement for certain licensees to annually report to the department the results of individual personnel dosimetry monitoring.

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

Small Business Economic Impact Statement

SIGNIFICANT LEGISLATIVE RULE ANALYSIS,  
ECONOMIC IMPACT ANALYSIS

and

SMALL BUSINESS ECONOMIC IMPACT STATEMENT

for

WAC 246-221-265 Special Reports to the Department

*Background.*

The Division of Radiation Protection regulates the uses of ionizing radiation throughout the state. This includes most radioactive materials as a result of a formal agreement with the United States Nuclear Regulatory Commission (NRC). As part of the agreement, the state must maintain its regulations compatible with specified NRC rules. In 1994, during a major revision of all radiation rules as required by the NRC, a rule requiring certain radioactive materials licensees to annually report the results of personnel dosimetry was inadvertently added to the regulations. While the NRC collects and analyzes this data from some of its own licensees, it does not require this data from Washington state licensees. This rule is not required for compatibility and there is no reason for the division to impose this requirement on its licensees.

*A. Clearly state in detail the general goals and specific objectives of the statute that the rule implements.*

The department has the authority to "formulate, adopt, promulgate, and repeal codes, rules and regulations relating to control of sources of ionizing radiation" under RCW 70.98.050 and, as a matter of policy, the department is "to institute and maintain a regulatory and inspection program for sources and uses of ionizing radiation so as to provide for (1) compatibility with the standards and regulatory programs of the federal government" (RCW 70.98.010). Furthermore, the department is to reduce "the disproportionate impact of state administrative rules on small business" (RCW 19.85.011). Finally, the legislature intends that a "rule that is no longer necessary because of changed circumstances" be repealed (RCW 34.05.354 (1)(c)). The rule change being proposed will remove a requirement that is not needed for compatibility with the United States Nuclear Regulatory Commission and is an unnecessary cost to our licensees, many of which are small businesses.

*B. Determine that the rule is needed to achieve the general goals and specific objectives stated under question A and analyze alternatives to rule making and the consequences of not adopting the rule.*

The proposed rule is needed to achieve the legislative goal of removing unnecessary requirements. The alternatives are to periodically inform licensees that compliance is not necessary despite the rule language or to do nothing. Even though the division has generally let it be known that annual reporting of dosimetry results is not expected, some Washington state licensees have attempted to comply with this regulation simply because it exists in WAC. Collecting, copying and sending this information to the division is a small but unnecessary cost for these licensees. For this reason the division proposes to remove this requirement from the rules by amending WAC 246-221-265. The expedited repeal process

cannot be used because the section also contains other provisions required for compatibility with the NRC.

*C. Determine that the probable benefits of the rule are greater than its probable costs.*

The benefit of the current rule, which requires licensees to submit reports on dosimetry, provides the department with early access to dosimetry data. However, the department reviews dosimetry on its regular inspections of licensed facilities (the inspection frequency ranges from every year to every three years). Therefore, annual reporting of dosimetry results provides no additional public health benefit but a cost to the licensees. (Note: This rule does not affect the separate requirement that licensees immediately report overexposures which are then investigated by the department.) Eliminating this reporting requirement provides a cost savings to licensees with no reduction in public health protection.

*Economic Impact Analysis.*

The division licenses approximately four hundred users of radioactive materials. Of these, about fifteen licensees are required by the existing regulation to submit annual dosimetry results. The cost associated with this reporting requirement consists of:

Activity	Approximate Time	Cost (at \$30/hr)
Collecting appropriate reports	60 minutes	\$30
Making copies	20 minutes	\$10
Preparing cover letter	20 minutes	\$10
Postage and handling	10 minutes	\$5 (plus \$1 for stamps)
<b>TOTAL</b>		<b>\$56</b>

The total cost to licensees for compliance with the existing rule is 15 times \$56 or approximately \$840 per year. The effect of the proposed rule is to eliminate this cost entirely, resulting in a savings of \$840 per year.

*D. Determine after considering alternative versions of the rule and the analysis required under questions B and C, that the rule being adopted is the least burdensome alternative for those required to comply.*

This proposed rule removes a burden placed on certain licensees and is therefore the "least burdensome alternative."

*E. Determine that the rule does not require those to whom it applies to violate the requirements of another state or federal law.*

The proposed rule will not require the violation of any other state or federal law.

*F. Determine that the rule does not impose more stringent performance requirements on private than on public entities unless required to do so by federal or state law.*

The proposed rule will not impose more stringent performance requirements on private than on public entities.

*G. Determine that if the rule differs from any federal regulation or statute applicable to the same activity or subject matter and, if so, determine that the difference is justified.*

The proposed rule will not differ from other state or federal regulations.

PROPOSED

H. Coordinate the rule, to the maximum extent practicable, with other federal, state, and local laws applicable to the same activity or subject matter.

The department has conferred with the United States Nuclear Regulatory Commission on this rule.

**Small Business Economic Impact Analysis.**

Chapter 19.85 RCW, the Regulatory Fairness Act, requires agencies to consider the impact of administrative regulations on small businesses. The proposed rule amendment relieves licensees of the burden of routinely reporting dosimetry results to the division. This rule will provide the same relief to small businesses as it does to any other businesses subject to the reporting requirement. By its very nature this rule will be proportionately a greater benefit to small licensees that would ordinarily be required to report their dosimetry results than to larger businesses which are inherently more capable of absorbing trivial costs. No further analysis of the impact to small businesses is necessary.

This rule eliminates a requirement and is beneficial to the few licensees affected.

A copy of the statement may be obtained by writing to Terry C. Frazee, Supervisor, Radioactive Materials Section, P.O. Box 47827, Olympia, WA 98504-7827, phone (360) 236-3221, fax (360) 236-2255.

Section 201, chapter 403, Laws of 1995, applies to this rule adoption. This rule change falls within the definition of a significant legislative rule.

Hearing Location: Department of Health, Division of Radiation Protection, Airdustrial Center, Building 5, Tumwater, Washington, on January 27, 1999, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Terry Frazee by January 26, 1999, TDD (800) 833-6388 or fax (360) 236-2255.

Submit Written Comments to: Terry Frazee, fax (360) 236-3221 by January 27, 1999.

Date of Intended Adoption: February 3, 1999.

December 15, 1998

Kristine Van Gorkom  
Deputy Secretary

**AMENDATORY SECTION** (Amending WSR 94-01-073, filed 12/9/93, effective 1/9/94)

**WAC 246-221-265 Special reports to the department—Planned special exposures**~~((, individual monitoring results from certain licensees,))~~ and leaking sources.

(1) The licensee or registrant shall submit a written report to the department within thirty days following any planned special exposure conducted in accordance with WAC 246-221-030~~((, informing))~~. The written report shall:

(a) Inform the department that a planned special exposure was conducted ~~((and indicating))~~;

(b) Indicate the date the planned special exposure occurred; and

(c) Provide the information required by WAC 246-221-030.

(2) ~~((Each licensee in a category listed in subsection (3) of this section shall submit an annual report of the results of individual monitoring carried out by the licensee for each~~

~~individual for whom monitoring was required by WAC 246-221-090 and 246-221-100 during that year. The licensee may include additional data for individuals for whom monitoring was provided but not required. The licensee shall use department Form RHF-5A or electronic media containing all the information required by department Form 5A.~~

~~(3) The requirement to submit individual monitoring results annually applies to each person licensed by the department to:~~

~~(a) Possess or use sources of radiation for purposes of industrial radiography pursuant to chapters 246-235 and 246-243 WAC; or~~

~~(b) Receive radioactive waste from other persons for disposal pursuant to chapter 246-250 WAC; or~~

~~(c) Possess or use at any time, for processing or manufacturing for distribution pursuant to chapter 246-235 WAC, radioactive material in quantities exceeding any one of the following quantities:~~

Radionuclide	Activity	
	Ci	GBq
Cesium-137	±	37
Cobalt-60	±	37
Gold-198	100	3,700
Iodine-131	±	37
Iridium-192	±0	370
Krypton-85	1,000	37,000
Promethium-147	±0	370
Technetium-99m	1,000	37,000

~~(4) The department may require as a license condition, or by rule, regulation, or order pursuant to WAC 246-220-100, reports of annual individual monitoring results from licensees processing or manufacturing for distribution radionuclides not on the list in subsection (3)(c) of this section, provided the radionuclides are in quantities sufficient to cause comparable radiation levels to those on the list.~~

~~(5) The licensee shall file the report required by subsection (2) of this section, covering the preceding year, on or before April 30 of each year. The licensee shall submit the report to the department.~~

~~(6)) The licensee shall file a written report with the department within five days after learning that a sealed source is leaking or contaminated. The report shall describe:~~

~~(a) The source((:));~~

~~(b) The source holder((:));~~

~~(c) The equipment in which the source is installed((:));~~

~~(d) The test results; and~~

~~(e) The corrective action taken.~~

WSR 99-01-095

PROPOSED RULES

DEPARTMENT OF HEALTH

[Filed December 17, 1998, 9:57 a.m.]

Original Notice.

PROPOSED

Exempt from preproposal statement of inquiry under RCW 34.05.310(4).

Title of Rule: Clarification of instructions to workers, notifications and reports to individuals, and update of industrial radiography equipment requirements.

Purpose: To amend several sections to bring radiation protection regulations into conformance with the United States Nuclear Regulatory Commission rules on instructions to workers, notifications and reports to individuals, and equipment performance requirements for industrial radiography. A housekeeping change is made to consolidate related requirements into a single section.

Statutory Authority for Adoption: RCW 70.98.050.

Statute Being Implemented: RCW 70.98.050.

Summary: The proposed rule clarifies who is required to receive notifications and reports (WAC 246-221-280), clarifies when an individual is required to receive instruction as a worker (WAC 246-222-030), and updates and consolidates the requirements for equipment used in industrial radiography (WAC 246-243-040 and 246-243-090).

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Terry C. Frazee, Tumwater, (360) 236-3221.

Name of Proponent: Division of Radiation Protection, Department of Health, governmental.

Rule is necessary because of federal law, 60 FR 36038, 10 CFR Part 34 RIN 3150.

Explanation of Rule, its Purpose, and Anticipated Effects: This rule clarifies that both workers and members of the public are required to receive notifications and reports when exposed to radiation or radioactive material; clarifies when an individual is to be considered a worker for purposes of providing appropriate radiation instruction; and corrects a flaw in required performance test criteria for equipment used in industrial radiography in order to be consistent with the federal rules governing the same areas. These changes are required for compatibility with the United States Nuclear Regulatory Commission. The anticipated effect of these changes is to bring our radioactive materials licensees into conformance with national standards.

Proposal Changes the Following Existing Rules: WAC 246-221-280 is amended to clarify that both workers and members of the public are required to receive notifications and reports when exposed to radiation or radioactive material exceeding the limits specified in WAC 246-221-260; WAC 246-222-030 is amended to clarify that the licensee or registrant shall take into consideration normal and abnormal situations involving exposure to sources of radiation which can reasonably be expected to occur during the life of a facility when determining which individuals shall receive instructions appropriate to radiation workers; WAC 246-243-040 is amended to be compatible with the equivalent federal regulation and consolidate all equipment performance requirements within a single section; and WAC 246-243-090 is amended to move current equipment requirements from this section to WAC 246-243-040 and delete outdated requirements.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule conforms to a federal rule change for which a "Regulatory Flexibility Certification" was prepared stating that the "rule will not have a

significant economic impact upon a substantial number of small entities."

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption. This rule adopts federal regulations without material change. This rule, exclusive of housekeeping measures, is for conformance with the United States Nuclear Regulatory Commission regulations and is mandatory under our agreement state status with the federal government.

Hearing Location: Department of Health, Division of Radiation Protection, New Market Industrial Campus, Building 5, Tumwater, Washington, on January 27, 1999, at 10:00.

Assistance for Persons with Disabilities: Contact Terry Frazee by January 26, 1999, TDD (800) 833-6388 or fax (360) 236-2255.

Submit Written Comments to: Terry Frazee, fax (360) 236-3221, by January 27, 1999.

Date of Intended Adoption: February 3, 1999.

December 16, 1998

Kristine Van Gorkom  
Deputy Secretary

AMENDATORY SECTION (Amending Order 184, filed 7/24/91, effective 8/24/91)

**WAC 246-221-280 Notifications and reports to individuals.** (1) Requirements for notification and reports to individuals of exposure to radiation or radioactive material are specified in WAC 246-222-040.

(2) When a licensee or registrant is required pursuant to WAC 246-221-260 to report to the department any exposure of an identified occupationally exposed individual, or an identified member of the public, or dosimetry device assigned to any individual to radiation from any source, the licensee or registrant shall also notify the individual. Such notice shall be transmitted at a time not later than the transmittal to the department, and shall comply with the provisions of WAC 246-222-040(1).

AMENDATORY SECTION (Amending WSR 94-01-073, filed 12/9/93, effective 1/9/94)

**WAC 246-222-030 Instructions to workers.** (1) All individuals likely to receive in a year an occupational dose in excess of 1 mSv (100 mrem):

(a) Shall be kept informed of the storage, transfer, or use of sources of radiation in the licensee's or registrant's facility;

(b) Shall be instructed in the health protection considerations for the individual and potential offspring associated with exposure to radiation or radioactive material, in precautions or procedures to minimize exposure, and in the purposes and functions of protective devices employed;

(c) Shall be instructed in, and instructed to observe, to the extent within the worker's control, the applicable provisions of these regulations, department form RHF-3 "Notice to employees," and license conditions for the protection of personnel from exposures to radiation or radioactive material;

(d) Shall be instructed that any worker or representative of workers who believes that a violation of the regulations, license conditions, or unnecessary exposure to radiation

exists or occurred, may request an inspection by the department by oral or written notification. The notification shall set forth specific grounds for the complaint. Any such notification to the department is confidential;

(e) Shall be instructed of their right to notify the department if the individual suspects improper actions by a licensee/registrant, or conditions which may lead to a violation of these regulations, the license/registration, or unnecessary exposure to radiation or radioactive materials;

(f) Shall be instructed that employment discrimination by a licensee/registrant against an employee because of actions described in this chapter is prohibited;

(g) Shall be instructed as to their responsibility to report promptly to the licensee or registrant any condition which may constitute, lead to, or cause a violation of the act, these regulations, and licenses or unnecessary exposure to radiation or radioactive material;

(h) Shall be instructed in the appropriate response to warnings made in the event of any unusual occurrence or malfunction that may involve exposure to radiation or radioactive material; and

(i) Shall be advised as to the radiation exposure reports which workers shall be furnished pursuant to WAC 246-222-040.

(2) Records of these instructions described in subsection (1) of this section for all individuals working in, or frequenting any portion of, a restricted area shall be maintained for inspection by the department until further notice. These records shall include a copy of this section, or all the information contained in this section, along with a dated verification signature by the employee stating that the individual has received an explanation of the instructions contained in this section.

(3) In determining those individuals subject to the requirements of subsection (1) of this section, licensees and registrants shall take into consideration assigned activities during normal and abnormal situations involving exposure to sources of radiation which can reasonably be expected to occur during the life of a licensed or registered facility. The extent of these instructions shall be commensurate with potential radiological health protection considerations present in the workplace.

**AMENDATORY SECTION** (Amending WSR 94-01-073, filed 12/9/93, effective 1/9/94)

**WAC 246-243-040 Equipment ((control)) performance requirements.** ~~((+))~~ Equipment used in industrial radiography operations must meet the following minimum criteria~~((, the following requirements apply to radiographic exposure devices and associated equipment that allow the source to be moved out of the device for routine operation))~~:

(1)(a) Each radiographic exposure device, source assembly or sealed source, and all associated equipment must meet the requirements specified in American National Standards Institute, N432-1980 "Radiological Safety for the Design and Construction of Apparatus for Gamma Radiography," (published as NBS Handbook 136, issued January 1981). Copies of the document are available for inspection at the Department

of Health, Division of Radiation Protection, Olympia, Washington.

(b) Engineering analysis may be submitted by an applicant or licensee to demonstrate the applicability of previously performed testing on similar individual radiography equipment components. Upon review, the department may find this an acceptable alternative to actual testing of the component pursuant to the above referenced standard.

(c) Notwithstanding (a) of this subsection, equipment used in industrial radiographic operations need not comply with § 8.9.2(c) of the Endurance Test in American National Standards Institute N432-1980, if the prototype equipment has been tested using a torque value representative of the torque that an individual using the radiography equipment can realistically exert on the lever or crankshaft of the drive mechanism.

(2) In addition to the requirements specified in subsection (1) of this section, the following requirements apply to radiographic exposure devices, source changers, source assemblies and sealed sources.

(a) The licensee shall ensure that each radiographic exposure device has attached to it a durable, legible, clearly visible label bearing the:

(i) Chemical symbol and mass number of the radionuclide in the device;

(ii) Activity and the date on which this activity was last measured;

(iii) Model (or product code) and serial number of the sealed source;

(iv) Manufacturer's identity of the sealed source; and  
(v) Licensee's name, address, and telephone number.

(b) Radiographic exposure devices intended for use as Type B transport containers must meet the applicable requirements of 10 CFR Part 71.

(c) Modification of radiographic exposure devices, source changers, and source assemblies and associated equipment is prohibited, unless the design of any replacement component, including source holder, source assembly, controls or guide tubes would not compromise the design safety features of the system.

(3) In addition to the requirements specified in subsections (1) and (2) of this section, the following requirements apply to radiographic exposure devices, source assemblies, and associated equipment that allow the source to be moved out of the device for radiographic operations or to source changers.

(a) The coupling between the source assembly and the control cable must be designed in such a manner that the source assembly will not become disconnected if cranked outside the guide tube. The coupling must be such that it can not be unintentionally disconnected under normal and reasonably foreseeable abnormal conditions.

(b) The device must automatically secure the source assembly when it is cranked back into the fully shielded position within the device. The securing system may only be released by means of a deliberate operation on the exposure device.

(c) The outlet fittings, lock box, and drive cable fitting on each radiographic exposure device must be equipped with safety plugs or covers which must be installed during storage

and transportation to protect the source assembly from water, mud, sand, or other foreign matter.

~~(d)(i) Each sealed source or source assembly must have attached to it or engraved on it, a durable, legible, visible label with the words: "DANGER—RADIOACTIVE."~~

~~(ii) The label may not interfere with the safe operation of the exposure device or associated equipment.~~

~~(e) The guide tube must ((have passed the crushing tests for the control tube as specified in ANSI N432 and)) be able to withstand a crushing test that closely approximates the crushing forces that are likely to be encountered during use, and be able to withstand a kinking resistance test that closely approximates the kinking forces likely to be encountered during use.~~

~~((e)) (f) Guide tubes ((or exposure heads connected directly to the device)) must be used when moving the source out of the device.~~

~~((f)) (g) An exposure head or similar device designed to ((protect)) prevent the source assembly from passing out of the end of the guide tube must be attached to the outermost end of the guide tube during radiographic operations.~~

~~(h) The guide tube exposure head connection must be able to withstand the tensile test for control units specified in ANSI N432-1980.~~

~~((g)) (i) Source changers must provide a system for ((assuring)) ensuring that the source will not be accidentally withdrawn from the changer when connecting or disconnecting the drive cable to or from a source assembly.~~

~~((h) All newly manufactured radiographic exposure devices and associated equipment acquired by licensees after January 1, 1995, must comply with the requirements of this section:))~~

~~((i)) (4) All radiographic exposure devices and associated equipment in use after January 1, 1998, must comply with the requirements of this section.~~

~~((2) Limits on levels of radiation for radiographic exposure devices and storage containers:~~

~~(a) Radiographic exposure devices measuring less than four inches from the sealed source storage position to any exterior surface of the device shall have no radiation level in excess of fifty milliroentgens per hour (50mR/hr) at six inches from any exterior surface of the device.~~

~~(b) Radiographic exposure devices measuring a minimum of four inches from the sealed source storage position to any exterior surface of the device, and all storage containers for sealed sources or outer containers for radiographic exposure devices, shall have no radiation level in excess of two hundred milliroentgens per hour (200mR/hr) at any exterior surface, and ten milliroentgens per hour (10mR/hr) at one meter from any exterior surface.~~

~~(e) The radiation levels specified are with the sealed source in the shielded (i.e., "off") position:)) (5) The maximum exposure rate limits for storage containers and source changers with the sealed source in the shielded position are:~~

~~(a) 2 millisieverts (200 millirem) per hour at any exterior surface; and~~

~~(b) 0.1 millisieverts (10 millirem) per hour at one meter from any exterior surface.~~

AMENDATORY SECTION (Amending WSR 94-01-073, filed 12/9/93, effective 1/9/94)

**WAC 246-243-090 Leak testing, repair, tagging, opening, modification, and replacement of sealed sources.**

(1) The replacement of any sealed source fastened to or contained in a radiographic exposure device and leak testing, repair, tagging, opening, or any other modification of any sealed source shall be performed only by persons specifically authorized to do so by the department, the United States Nuclear Regulatory Commission, or any agreement state.

(2) Each sealed source shall be tested for leakage at intervals not to exceed six months. In the absence of a certificate from a transferor that a test has been made within the six-month period prior to the transfer, the sealed source shall not be put into use until tested and results obtained.

(3) The leak test shall be capable of detecting the presence of 185 becquerels (0.005 microcurie) of removable contamination on the sealed source. An acceptable leak test for sealed sources in the possession of a radiography licensee would be to test at the nearest accessible point to the sealed source storage position, or other appropriate measuring point, by a procedure specifically approved in a license condition. Records of leak test results shall be kept in units of microcuries and maintained for inspection by the department for three years after the leak test is performed.

(4) Any test conducted pursuant to subsections (2) and (3) of this section which reveals the presence of 185 becquerels (0.005 microcurie) or more of removable radioactive material shall be considered evidence that the sealed source is leaking. The licensee shall immediately withdraw the equipment involved from use and shall cause it to be decontaminated and repaired or to be disposed in accordance with regulations of the department. Within five days after obtaining results of the test, the licensee shall file a report with the department describing the involved equipment, the test results, and the corrective action taken.

~~((5) A sealed source which is not fastened to or contained in a radiographic exposure device shall have permanently attached to it a durable tag at least one inch square bearing the prescribed radiation caution symbol in conventional colors magenta or purple on a yellow background, and at least the instructions: "Danger—Radioactive Material—Do not handle—Notify civil authorities if found."~~

~~(6) Each radiographic exposure device shall have permanently and conspicuously attached to it a durable label at least two inches square bearing the prescribed radiation caution symbol in conventional colors (magenta or purple on a yellow background), and at a minimum the instructions, "Danger—Radioactive Material—Do not handle—Notify civil authorities if found."~~

~~(7) Each radiographic exposure device must have attached to it by the user, a durable, legible, clearly visible label bearing the following:~~

~~(a) Chemical symbol and mass number of the radionuclide in the device;~~

~~(b) Activity and the date on which this activity was last measured;~~

~~(c) Model number and serial number of the sealed source;~~

PROPOSED



- (d) ~~Manufacturer of the sealed source; and~~  
 (e) ~~Licensee's name, address, and telephone number.~~)

**WSR 99-01-096**  
**PROPOSED RULES**  
**DEPARTMENT OF HEALTH**

[Filed December 17, 1998, 10:00 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 97-22-090.

Title of Rule: Purchaser rescision rights.

Purpose: The amendments will identify the rescision 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 instruments.

Statutory Authority for Adoption: RCW 18.35.161.

Statute Being Implemented: RCW 18.35.185(2).

Summary: The rescision amount required by statute is not currently indicated in WAC. The rescision amount is the amount of money the hearing instrument fitter/dispenser is allowed to keep when a purchaser chooses to cancel the agreement.

Reasons Supporting Proposal: The proposed amendments take consumer groups and hearing instrument fitter/dispenser suggestions and clarify the purchaser's rights and require that the purchase agreement be in larger print than previously required.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Department of Health, Board of Hearing and Speech, 1300 Quince Street, Olympia, WA, (360) 236-4916.

Name of Proponent: Washington Hearing Aid Society, private.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 246-828-290 defines the receipt, disclosure and notice to buyer information that must be provided in the purchase agreement as required by RCW 18.35.030 and [18.35.]185. This rule also defines the purchase agreement format and determines the rescision amount.

This rule is intended to protect the public from being misled and suffering financial harm as a result of unclear, confusing and incomplete purchase agreements.

Proposal Changes the Following Existing Rules: The amendments identify the rescision amount determined by the Board of Hearing and Speech, not included in the current rule.

The amendments simplify and clarify the required language and format of the purchase agreement used by hearing instrument fitter/dispensers in the sale of hearing instruments.

The amendments will provide consumers with information regarding rescision of the agreement that is presented in a readable format (larger print) and in understandable language.

No small business economic impact statement has been prepared under chapter 19.85 RCW. There is no disproportionate affect on small and large entities.

RCW 34.05.328 does not apply to this rule adoption. This rule does not subject a person to a penalty or sanction; does not establish, alter or revoke a qualification or standard for certification or licensure; and does not make significant amendments to a policy or regulatory program. This rule identifies the rescision amount, language and format of the purchase agreement required in the sale of hearing instruments as required by RCW 18.35.185.

Hearing Location: Department of Health, 1101 South Eastside, Olympia, WA 98504, on February 19, 1999, at 9:30 a.m.

Assistance for Persons with Disabilities: Contact Betty Bird by January 25, 1999, TDD (800) 525-0127 or (360) 236-4916.

Submit Written Comments to: Diane Young, Department of Health, P.O. Box 47869, Olympia, WA 98504-7869, fax (360) 236-4918, by February 15, 1999.

Date of Intended Adoption: February 19, 1999.

December 4, 1998

Sheila Winkler, Chair

Board of Hearing and Speech

AMENDATORY SECTION (Amending Order 165B, filed 5/8/91, effective 6/8/91)

**WAC 246-828-290 Purchaser rescision rights.** (~~In addition to the receipt and disclosure information required by RCW 18.35.030, 63.14.040 and 63.14.120, every retail agreement for the sale of a hearing aid shall contain or have attached the following notice to buyer in ten point boldface type or larger on the front page in reasonable proximity to the purchaser signature line.~~

~~The notice of additional rights must be made known to the purchaser before the contract is executed. Such knowledge shall be demonstrated by the signature of the purchaser following a statement of those "additional rights" or following a statement on the face of the contract that the purchaser has been advised and is aware of the "additional rights." The "additional rights" must be provided in writing to the purchaser by the licensee and be in ten point boldface type or larger.~~

**Notice to Buyer**

~~(1) Do not sign this agreement before you read it or if any spaces intended for the agreed terms, except as to unavailable information, are blank.~~

~~(2) You are entitled to a copy of this agreement at the time you sign it.~~

~~(3) You may cancel this agreement if it was solicited in person, and you sign it, at a place other than the seller's business address shown on the agreement, by sending notice of such cancellation by certified mail, return receipt requested, to the seller at his address shown on the agreement, which notice shall be posted not later than midnight of the third day (excluding Sundays and holidays) following your signing this agreement; you must return or make available to the seller at~~



the place of delivery any merchandise, in its original condition, received by you under this agreement.

**Additional Rights**

In addition to the rights and remedies provided for under the above circumstances, you, the purchaser, have the right to rescind the transaction for other than the seller's breach if, for reasonable cause, you return the hearing aid or hold it at the seller's disposal and the hearing aid is in its original condition less normal wear and tear, and you send a notice to the licensee's regular place of business by certified mail, return receipt requested. The notice should state that the transaction is cancelled pursuant to RCW 18.35.190(3) and must be mailed not later than thirty days following the date of delivery. Reasonable cause does not include a mere change of mind or cosmetic concerns.

In the event of cancellation under RCW 18.35.190(3), or as otherwise provided by law, the licensee must, without further request, refund to you postmarked within ten days after such cancellation, all deposits, including down payment, less fifteen percent of the total purchase price or one hundred dollars per hearing aid, whichever is less. He must also return all goods traded in.

You, the buyer, shall incur no additional liability for such cancellation. If you have taken the steps described above to cancel the purchase and subsequently agree with the seller to extend the trial or rescision period, you remain entitled to receive the refund upon demand made within sixty days of the original date of delivery or such other time as agreed to in writing by both parties. Written notice of the last date for demanding a refund is to be provided to you at the time the trial or rescision period is extended.)) In addition to the receipt and disclosure information required by RCW 18.35.030, 18.35.185, 63.14.040 and 63.14.120, every retail agreement for the sale of hearing instruments shall contain or have attached the following notice to buyer in twelve point type or larger. The language in part 1 under "Notice to Buyer" is intended to have the same legal effect as the notices required in RCW 63.14.040(2) and 63.14.120(3) and may be substituted for those notices.

The rights summarized in the "Notice to Buyer" must be made known to the purchaser before the contract is executed. The licensee or certificate holder must provide this "Notice to Buyer" in writing to the purchaser. The purchaser must demonstrate knowledge of these rights by initialing each numbered section of the "Notice to Buyer" and by signing his or her name in the appropriate space following the "Notice to Buyer."

**Notice to Buyer**

Do not sign this agreement before you read it or if any spaces intended for the agreed terms are blank.

You are entitled to receive a copy of this agreement at the time you sign it.

The seller's business address must be shown on the agreement.

**Section 1 CANCELLATION - WITHIN THREE DAYS**  
**Purchaser's Initial .....**

You may cancel this agreement within three days, without explaining your reasons, if the seller solicited it in person and you signed it at a place other than the seller's business address.

To cancel this agreement without explaining your reasons, you must notify the seller in writing that you are canceling the agreement. You may deliver the written notice to the seller at the seller's business address. Alternatively, you may send the written notice by certified mail, return receipt requested, to the seller at the seller's business address.

Your written notice must be mailed or delivered by midnight of the third business day after you signed this agreement.

Any merchandise you received under this agreement must be in its original condition. You must return it to the seller or make it available to the seller at the same place it was delivered to you.

The seller must refund to you all deposits, including any down payment, and must return to you all goods traded in as part of the agreement.

You will incur no additional liability for canceling the agreement.

**Section 2 RESCISION - WITHIN THIRTY DAYS**  
**Purchaser's initial .....**

You may rescind (or terminate) the agreement within thirty days, for reasonable cause. This thirty-day period is called the "rescision period."

To rescind this agreement, you must notify the seller in writing that you are rescinding the agreement for reasonable cause pursuant to RCW 18.35.185(1). (Reasonable cause does not include cosmetic concerns or a mere change of mind.) You may deliver the written notice to the seller at the seller's business address. Alternatively, you may send the written notice by certified mail, return receipt requested, to the seller at the seller's business address.

Your written notice must be mailed or delivered by midnight of the thirtieth day after you signed this agreement.

Any merchandise you received under this agreement must be in its original condition, except for normal wear and tear. You must return it to the seller or make it available to the seller at the same place it was delivered to you.

The seller must refund to you all deposits, including any down payment, and must return to you all goods traded in as part of the agreement. However, for each hearing instrument you return, the seller may keep either one hundred fifty dollars or fifteen percent of the total purchase price, whichever is less. The seller also may deduct any costs incurred in making traded-in goods ready for resale.

The seller must refund your money and return your traded goods, or have them postmarked and in the mail to you, within ten business days after receiving your notice of rescision.

You will incur no additional liability for rescinding the agreement.

PROPOSED

**Section 3 EXTENSION OF RECISION PERIOD Purchaser's Initial**

If you notify the seller within the thirty-day recision period that your hearing instrument has developed a problem that constitutes reasonable cause to rescind the agreement or that prevents you from evaluating your hearing instrument, the seller must extend the recision period. The recision period stops running on the date you notify the seller of the problem and starts running again on the date the seller notifies you that your hearing instrument is ready for redelivery.

You and the seller may agree to a recision period longer than thirty days.

Whenever the recision period is extended, the seller must provide you written notice of the last date upon which you may demand a refund and return of traded goods.

_____	_____
Signature of Purchaser	Date
_____	_____
Signature of Seller	Date
_____	_____
Delivery Acknowledgment - Signature of Purchaser	Date

**WSR 99-01-097  
PROPOSED RULES  
DEPARTMENT OF HEALTH  
[Filed December 17, 1998, 10:02 a.m.]**

**Original Notice.**

Preproposal statement of inquiry was filed as WSR 97-22-089.

Title of Rule: Interim permit requirements.

Purpose: To provide guidelines for individuals who, except for the postgraduate experience and examination requirements meet the academic and practicum requirements to practice under interim permit supervision.

Statutory Authority for Adoption: RCW 18.35.161(3).

Statute Being Implemented: RCW 18.35.060(6).

Summary: 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.

Reasons Supporting Proposal: There is a potential for physical, economical and mental harm to consumers due to inadequately supervised interim permit holders. Interim permit holders practicing without definite conditions and supervision may fail to recognize early signs of chronic disease or misuse hearing instrumentation, causing infections or lacerations of the ear or perforation of the ear drum.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Department of Health, Board of Hearing and Speech, 1300 Quince Street, Olympia, WA, (360) 236-4916.

Name of Proponent: Washington Speech and Hearing Association, private.

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

Explanation of Rule, its Purpose, and Anticipated Effects: As required by RCW 18.35.060(6) the proposed rule sets conditions for the interim permit. Interim permit holders, supervisors and consumers will be provided with clear conditions that must be followed by the supervisor and the interim permit holder.

Proposal does not change existing rules.

No small business economic impact statement has been prepared under chapter 19.85 RCW. There is no disproportionate affect on small and large entities.

RCW 34.05.328 does not apply to this rule adoption. The rule does not subject a person to a penalty or sanction; does not establish, alter or revoke a qualification or standard for certification or licensure; and does not make significant amendments to a policy or regulatory program. This rule identifies audiology and speech-language pathology interim permit requirements as required by RCW 18.35.060(6).

Hearing Location: Department of Health, 1101 South Eastside, Olympia, WA 98504, on February 19, 1999, at 9:30 a.m.

Assistance for Persons with Disabilities: Contact Betty Bird by January 25, 1999, TDD (800) 525-0127 or (360) 236-4916.

Submit Written Comments to: Diane Young, Department of Health, P.O. Box 47869, Olympia, WA 98504-7869, fax (360) 236-4918, by February 15, 1999.

Date of Intended Adoption: February 19, 1999.

December 4, 1998

Sheila Winkler, Chair

Board of Hearing and Speech

**NEW SECTION**

**WAC 246-828-045 Interim permit. Interim permit requirements.**

(1) The department will issue an interim permit to any applicant who has shown to the satisfaction of the department that the applicant:

(a) Is supervised by a speech-language pathologist or audiologist certified under chapter 18.35 RCW, in good standing for at least two years unless otherwise approved by the board.

(i) Supervision includes the personal and direct involvement of the supervisor. The supervisor must directly observe diagnostic and therapeutic procedures.

(ii) All purchase agreements for the sale of hearing instruments must be signed by the supervisor and the permit holder.

(iii) No certified audiologist or speech-language pathologist under chapter 18.35 RCW may assume the responsibility for more than one permit holder.

(iv) The supervisor is responsible for all acts of the interim permit holder in connection with audiology or speech-language pathology services during the duration of the permit.

(b) Has paid the application and permit fee.

(c) Has not committed unprofessional conduct as specified by the Uniform Disciplinary Act or chapter 18.35 RCW.

PROPOSED

(2) The provisions of RCW 18.35.030, 18.35.110, 18.35.120 shall apply to any person issued an interim permit. A person issued an audiology interim permit may engage in the fitting and dispensing of hearing instruments.

(3) The interim permit shall contain the name and title of the certified supervisor under chapter 18.35 RCW who is supervising the permit holder. The supervisor shall execute and submit to the department acknowledgment of responsibility for all acts of the permit holder in connection with audiology or speech-language pathology services.

#### **Interim permit period.**

(4) The interim permit period is divided into three equal segments. The supervisor must complete a minimum of:

(a) No less than thirty-six supervisory activities spaced uniformly throughout the year.

(b) At least eighteen on-site observations (one hour equals one on-site observation). At least six on-site observations must be accrued during each segment (up to six hours may be accrued in one day).

(c) Eighteen other monitoring activities, at least six per segment.

(d) Upon the completion of each segment the supervisor must submit documentation of completion to the department on a form provided by the department.

(e) A review of all purchase agreements in the fitting and dispensing of hearing instruments prior to signing. All purchase agreements will be signed by the supervisor.

(5) The interim permit is valid for one year or for the duration of the postgraduate experience. The interim permit will expire one year from the date of its issuance. The board may extend the permit an additional six months.

#### **Supervisor delegation.**

(6) Portions of the supervisory activities including the supervision in hearing instrument fitting and dispensing may be obtained in another facility and may be under the supervision of another certified speech-language pathologist or audiologist as delegated by the supervisor of record.

(a) The audiologist supervisor of record may delegate the supervision of hearing instrument fitting and dispensing to a licensed hearing instrument fitter/dispenser who has been licensed in good standing for at least two years.

(b) Delegation of the responsibility of supervision must be approved by the department.

(7) The department may approve transfer of a permit holder to another eligible supervisor upon the written request of either the supervisor or the permit holder.

(8) It is the responsibility of the permit holder to immediately report the termination of the supervisor to the department in writing, by certified mail.

(9) The supervisor of a permit holder who desires to terminate the responsibility as supervisor must immediately notify the department in writing, by certified mail, of the termination. The supervisor is responsible for the permit holder until such time as the notification of termination to the department is deposited in the United States mail.

**WSR 99-01-111**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)  
[Filed December 18, 1998, 9:46 a.m.]

Original Notice.

Exempt from preproposal statement of inquiry under RCW 34.05.310(4).

Title of Rule: WAC 388-478-0060 Income eligibility standards for food assistance.

Purpose: To publish the new income eligibility standards for food assistance.

The new standards are the basis upon which food stamp allotment will be based.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.500, 74.04.510, 74.08.090.

Statute Being Implemented: RCW 74.04.050.

Summary: This rule changes the basis upon which food assistance allotments are determined according to federal income standards.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Abiodun Aina, 1009 College Street S.E., Lacey, WA 98504, (360) 413-3074.

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: Income eligibility standards for food assistance.

The new rule establishes the basis upon which food assistance allotments are determined.

It is anticipated that new income eligibility standard will have a net increase in food allotment to most food assistance units.

Proposal Changes the Following Existing Rules: The rule changes the income eligibility standards for food assistance in WAC 388-478-0060.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This rule does not affect business.

RCW 34.05.328 does not apply to this rule adoption. This rule does not meet the definition of a significant legislative rule.

Hearing Location: Lacey Government Center (behind Tokyo Bento Restaurant), 1009 College Street S.E., Room 104-B, Lacey, WA 98503, on January 26, 1999, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Paige Wall by January 15, 1999, phone (360) 902-7540, TTY (360) 902-8324, e-mail pwall@dshs.wa.gov.

Submit Written Comments to: 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 January 26, 1999.

Date of Intended Adoption: No sooner than January 27, 1999.

December 15, 1998  
Marie Myerchin-Redifer, Manager  
Rules and Policies Assistance Unit

PROPOSED

AMENDATORY SECTION (Amending WSR 98-16-044, filed 7/31/98, effective 9/1/98)

**WAC 388-478-0060** Income eligibility standards for food assistance. ~~((To be eligible for food assistance,))~~ (1) When an assistance unit receives cash benefits (TANF, GA-U, GA-S, etc.) and Supplemental Security Income (SSI), they do not have to meet the income standard.

(2) All households (assistance units), based on their size, must have income at or below ((both the maximum gross and net monthly income standards)) the limits shown in column B to be eligible for food assistance, except as follows:

~~((EFFECTIVE 10-1-97))~~

<del>((Household Size))</del>	<del>((Maximum Gross Monthly Income))</del>	<del>((Maximum Net Monthly Income))</del>	<del>((165% of the Poverty Level))</del>	<del>((Maximum Allotment))</del>
<del>(1)</del>	<del>\$ 855</del>	<del>\$ 658</del>	<del>\$1,085</del>	<del>\$122</del>
<del>2</del>	<del>1,150</del>	<del>885</del>	<del>1,459</del>	<del>224</del>
<del>3</del>	<del>1,445</del>	<del>1,111</del>	<del>1,833</del>	<del>321</del>
<del>4</del>	<del>1,739</del>	<del>1,338</del>	<del>2,207</del>	<del>408</del>
<del>5</del>	<del>2,034</del>	<del>1,565</del>	<del>2,581</del>	<del>485</del>
<del>6</del>	<del>2,329</del>	<del>1,791</del>	<del>2,955</del>	<del>582</del>
<del>7</del>	<del>2,623</del>	<del>2,018</del>	<del>3,329</del>	<del>643</del>
<del>8</del>	<del>2,918</del>	<del>2,245</del>	<del>3,703</del>	<del>735</del>
<del>9</del>	<del>3,213</del>	<del>2,472</del>	<del>4,077</del>	<del>827</del>
<del>10</del>	<del>3,508</del>	<del>2,699</del>	<del>4,451</del>	<del>919</del>
<del>Each Additional Member</del>	<del>+295</del>	<del>+227</del>	<del>+374</del>	<del>+92 )</del>

EFFECTIVE 10-1-98

<u>Column A Household Size</u>	<u>Column B Maximum Gross Monthly Income</u>	<u>Column C Maximum Net Monthly Income</u>	<u>Column D Maximum Allotment</u>	<u>Column E 165% of Poverty Level</u>
<u>1</u>	<u>\$ 873</u>	<u>\$ 671</u>	<u>\$125</u>	<u>\$1,107</u>
<u>2</u>	<u>1,176</u>	<u>905</u>	<u>230</u>	<u>1,492</u>
<u>3</u>	<u>1,479</u>	<u>1,138</u>	<u>329</u>	<u>1,877</u>
<u>4</u>	<u>1,783</u>	<u>1,371</u>	<u>419</u>	<u>2,262</u>
<u>5</u>	<u>2,086</u>	<u>1,605</u>	<u>497</u>	<u>2,647</u>
<u>6</u>	<u>2,389</u>	<u>1,838</u>	<u>597</u>	<u>3,032</u>
<u>7</u>	<u>2,693</u>	<u>2,071</u>	<u>659</u>	<u>3,417</u>
<u>8</u>	<u>2,996</u>	<u>2,305</u>	<u>754</u>	<u>3,802</u>
<u>9</u>	<u>3,300</u>	<u>2,539</u>	<u>848</u>	<u>4,187</u>
<u>10</u>	<u>3,604</u>	<u>2,773</u>	<u>942</u>	<u>4,572</u>
<u>Each Additional Member</u>	<u>+304</u>	<u>+234</u>	<u>+94</u>	<u>+385</u>

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.

**WSR 99-01-115**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Economic Services Administration)  
 [Filed December 18, 1998, 9:55 a.m.]

Original Notice.  
 Preproposal statement of inquiry was filed as WSR 98-21-073.  
 Title of Rule: WAC 388-444-0020 Client who must register for work, 388-444-0035 Clients exempt from ABAWD provisions, 388-444-0045 Regaining eligibility for food assistance, 388-444-0075 Disqualification for quitting a job

PROPOSED

without good cause, and 388-444-0040 Work programs for ABAWDs in the food stamp employment and training program.

Purpose: When the manual rewrite took place, there were areas needing clarification or corrections due to the rewrite. WAC 388-444-0035 adds the 15% exemption for ABAWDs, WAC 388-444-0040 also adds the work programs for ABAWDs.

Statutory Authority for Adoption: RCW 74.04.510.

Statute Being Implemented: RCW 74.04.510.

Summary: WAC 388-444-0020, differentiates the employment and training exemption from ABAWD exemptions, WAC 388-444-0040, changes the title to work programs and defines each, WAC 388-444-0045, regaining eligibility changes from "during a thirty day period" to "the month prior to the month of application" and provides additional clarifying language, and WAC 388-444-0075, adds clarifying language left out during the rewrite.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Mary Monahan, P.O. Box 45470, Olympia, 98504-5470, (360) 413-3250.

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 388-444-0020 Client who must register for work, defines the criteria for not needing to participate in the program. WAC 388-444-0035 Clients exempt from ABAWD provisions, lists the exemption criteria. WAC 388-444-0040 Work programs, defines the types of work programs and the criteria for each. WAC 388-444-0045 Regaining eligibility for food assistance, gives the criteria needed to regain eligibility. WAC 388-444-0075 Disqualification for quitting a job without good cause, defines how to disqualify applicants and recipients and the length of the disqualification.

Proposal Changes the Following Existing Rules: WAC 388-444-0020, differentiates the employment and training exemptions from ABAWD exemptions. WAC 388-444-0035, defines the criteria for exempting ABAWDs from the ABAWD rules, and adds justification for the 15% exemption for ABAWDs. WAC 388-444-0040, changes the title from Workfare to work programs. WAC 388-444-0045, regaining eligibility changes language from "during a thirty day period" to "the month prior to the month of application" and provides additional clarifying language. WAC 388-444-0075, adds clarifying language left out during the rewrite.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The WACs do not affect small businesses.

RCW 34.05.328 does not apply to this rule adoption. These rules do not fit the definition of a significant legislative rule.

Hearing Location: Lacey Government Center (behind Tokyo Bento Restaurant), 1009 College Street S.E., Room 104-B, Lacey, WA 98503, on January 26, 1999, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Paige Wall by January 15, 1999, phone (360) 902-7540, TTY (360) 902-8324, e-mail pwall@dshs.wa.gov.

Submit Written Comments to: 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 January 26, 1999.

Date of Intended Adoption: No sooner than January 27, 1999.

December 8, 1998

Marie Myerchin-Redifer, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 98-16-044, filed 7/31/98, effective 9/1/98)

**WAC 388-444-0020 Clients who must register for work but are not required to participate in FS E&T.** (1) The following employment and training (E&T) and able-bodied adults without dependents (ABAWD) clients must register for work but are exempt from participation in the FS E&T program:

~~((1))~~ (a) Participants in a refugee assistance work program;

~~((2))~~ (b) Clients living in an area where the FS E&T program is not provided (exempt area);

~~((3))~~ (2) The following exemptions apply only to E&T clients and do not apply to ABAWD clients:

~~((a))~~ (a) Clients who live one hour or more travel distance from available FS E&T services;

~~((4))~~ (b) Clients who do not have a mailing address or message telephone;

~~((5))~~ (c) Clients who have a temporary incapacity expected to last sixty days or more; or

~~((6))~~ (d) Clients who have dependent care needs that exceed the maximum amount payable by the department. The exemption continues until:

~~((a))~~ (i) A different work activity is available; or

~~((b))~~ (ii) Circumstances change and monthly dependent care costs no longer exceed the reimbursement limit set by the department.

**AMENDATORY SECTION** (Amending WSR 98-16-044, filed 7/31/98, effective 9/1/98)

**WAC 388-444-0035 Clients who are exempt from ABAWD provisions.** A client is exempt from the ABAWD rules provided in WAC 388-444-0030 when the client is:

(1) Under eighteen or ~~((over forty-nine))~~ fifty years of age or older;

(2) Physically or mentally unable to work;

(3) A parent or other member of a household with responsibility for a dependent child under eighteen years of age or an incapacitated person;

(4) A pregnant woman;

(5) Living in an exempt area approved by U.S. Department of Agriculture; or

(6) Otherwise exempt under food stamp employment and training as follows:

(a) Complying with the work requirements of the Work-First program;

(b) Receiving unemployment compensation;

(c) ~~((A student enrolled))~~ Taking classes at least half time in any recognized school; or

(d) ~~((A regular participant))~~ Participating in a chemical dependency treatment program; or

(e) Employed a minimum of thirty hours per week or receiving weekly earnings which equal the minimum hourly rate multiplied by thirty hours.

(7) Under the fifteen percent exemption rule for ABAWDs. This rule applies to nonexempt ABAWDs in nonexempt areas who have lost or could lose eligibility. The department determines the criteria for this exemption.

**AMENDATORY SECTION** (Amending WSR 98-16-044, filed 7/31/98, effective 9/1/98)

**WAC 388-444-0040** ~~((Workfare))~~ Work programs for ABAWDs in the food stamp employment and training program. ~~((1) Workfare is a)~~ Work programs are available to clients eighteen to fifty years of age who are able to work and have no dependents.

~~((2))~~ (1) The following are considered work programs:

(a) Workfare consists of:

~~((a))~~ (i) Thirty days of job search activities in the first month beginning with the first day of application, or sixteen hours of volunteer work with a public or private nonprofit agency; and

~~((b))~~ (ii) In subsequent months, sixteen hours per month of volunteer work with a public or private nonprofit agency allows the client to remain eligible for food stamps. Workfare is not enforced community service or for paying fines or debts due to legal problems.

(b) Work experience (WEX) is supervised, unpaid work for at least twenty hours a week. The work must be for a nonprofit agency or governmental or tribal entity. This work is to improve the work skills of the client.

(c) On-the-job training (OJT) is paid employment for at least twenty hours a week. It is job training provided by an employer at the employer's place of business and may include some classroom training time.

~~((3) A client is not required to perform)~~

(2) The department may not require more than thirty hours a week of Workfare and paid work ((for more than a total of thirty hours a week)) combined.

~~((4))~~ (3) The department may pay for some of a client's actual expenses needed for the client to participate in ((Workfare)) work programs. Standards for paying expenses are set by the department.

**AMENDATORY SECTION** (Amending WSR 98-16-044, filed 7/31/98, effective 9/1/98)

**WAC 388-444-0045** Regaining eligibility for food assistance. (1) A client who is ineligible for food assistance because that client has exhausted the three-month limit in WAC 388-444-0030, can regain eligibility by:

(a) Working eighty hours or more ((during a thirty-day period)) the month prior to the month of application;

(b) Participating in and complying with a work program for eighty hours or more ((during a thirty-day period)) the month prior to the month of application; or

(c) Participating in and complying with the community service part of a Workfare program.

(2) A client who regains eligibility for food assistance under subsection (1) of this section is eligible as long as the requirements of ~~((subsection (1) of this section))~~ WAC 388-444-0030 are met.

~~((If otherwise eligible,))~~ A client((s)) who regains eligibility ((in)) under the provision of subsection (1) of this section ((and then stops participating)), will receive an additional three-consecutive months of food assistance when the client:

(a) Loses employment; or

(b) Loses the opportunity to participate in a work program ((or in Workfare will receive an additional three consecutive months of food assistance. The three-month certification is)).

(4) The provisions in subsection (3) of this section are allowed only once in the thirty-six month period.

**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 98-16-044, filed 7/31/98, effective 9/1/98)

**WAC 388-444-0075** Disqualifications for quitting a job without good cause. (1) If the client quits a job without good cause ~~((, the client is disqualified))~~;

(a) For applicants, the application is denied and the penalty in subsection (2) of this section is applied beginning with the day of quit; or

(b) For clients already receiving food stamps, the penalty in subsection (2) of this section begins the first of the month following the notice of adverse action.

(2) The client is disqualified for the following minimum periods of time and until the conditions in subsection ~~((2))~~ (3) of this section are met:

(a) For the first quit, one month;

(b) For the second quit, three months; and

(c) For the third or subsequent quit, six months.

~~((2))~~ (3) The client may re-establish eligibility after the disqualification, if otherwise eligible by:

(a) Getting a new job which is comparable in salary or hours to the job which was quit;

(b) In nonexempt areas, participating in the FS E&T program;

(c) Participating in Workfare as provided in WAC 388-444-0040;

(d) Becoming exempt as provided in WAC-388-444-0015 ~~((or WAC)), 388-444-0020, or 388-444-0035;~~

(e) Applying for or receiving unemployment compensation; or

(f) Participating in WorkFirst.

~~((3))~~ (4) If a disqualified client moves from the assistance unit and joins another assistance unit, the client continues to be treated as an ineligible member of the new assistance unit for the remainder of the disqualification period.

PROPOSED

**WSR 99-01-117**  
**PROPOSED RULES**  
**BOARD OF**  
**PILOTAGE COMMISSIONERS**

[Filed December 18, 1998, 2:05 p.m.]

Continuance of WSR 98-21-053.

Preproposal statement of inquiry was filed as WSR 98-10-092.

Title of Rule: Limitations on new pilots.

Purpose: To modify familiarization/training trip requirements and license limitations for new pilots during their first five years. To define the term "tanker" for purposes of this section.

Other Identifying Information: WAC 363-116-082.

Hearing Location: 2911 2nd Avenue, Level B Conference Room, Seattle, WA 98121, on January 14, 1999, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Peggy Larson by January 11, 1999, (206) 515-3904.

Submit Written Comments to: Mr. Larry Vognild, Chairman, fax (206) 515-3969, by January 7, 1999.

Date of Intended Adoption: At the meeting following the hearing on January 14, 1999.

December 15, 1998

Peggy Larson  
 Administrator

**WSR 99-01-120**  
**PROPOSED RULES**  
**PARKS AND RECREATION**  
**COMMISSION**

[Filed December 18, 1998, 4:43 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 98-20-055.

Title of Rule: Chapter 352-12 WAC, Moorage and use of marine facilities.

Purpose: To amend chapter 352-12 WAC. WAC 352-12-005 Definitions, 352-12-010 Moorage and use of marine and inland water facilities, 352-12-020 Fees, 352-12-030 Permits, 352-12-040 Onshore campsites, and 352-12-050 Self-registration, to update language consistent with changes in recreational activities.

Statutory Authority for Adoption: RCW 43.51.040.

Summary: Staff are requesting that this chapter be amended to reflect changes in recreational activities and clarifying language.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Kathryn J. Smith, 7150 Cleanwater Lane, Olympia, 902-8594.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Changes to this chapter are for editorial and clarification purposes. Newly added language will enhance the

purpose of this section while providing clear rules and expectations for the visiting public and park staff.

Proposal Changes the Following Existing Rules: These changes enhance definitions, clarify use of commercial vessels and provide a clear explanation of appropriate use of facilities.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This WAC amendment does not regulate or have economic impact through regulations on small businesses. There are no compliance costs to small businesses.

RCW 34.05.328 does not apply to this rule adoption. Significant legislative rule-making requirements are not imposed on the state Parks and Recreation Commission nor has the commission voluntarily applied these requirements.

Hearing Location: Lacey Community Center, 6729 Pacific Avenue S.E., Lacey, WA 98509, on January 29, 1999, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Gus Gustafson by January 15, TDD (360) 753-2036, or (360) 253-7143.

Submit Written Comments to: Pamela McConkey, 7150 Cleanwater Lane, P.O. Box 42650, fax (360) [(360)] 586-5875.

Date of Intended Adoption: January 29, 1999.

December 18, 1998

Jim French  
 Senior Policy Analyst

**Chapter 352-12 WAC**

**MOORAGE AND USE OF**  
**MARINE AND INLAND WATER FACILITIES**

AMENDATORY SECTION (Amending Order 59, filed 3/31/82)

**WAC 352-12-005 Definitions.** As used in this chapter, the following words and terms have the meanings indicated, unless the context clearly requires otherwise:

(1) "Commercial vessel" shall mean a vessel which is used, rigged, or licensed for any commercial use or purpose, but shall not include vessels operated within the terms of a concession lease or agreement with the commission.

(2) "Commission" shall mean the Washington state parks and recreation commission. (~~Where appropriate, the term "commission" also refers to the staff and employees of the Washington state parks and recreation commission.~~)

(~~2~~)) (3) "Director" shall mean the director of the Washington state parks and recreation commission.

(4) "Facility" shall mean state park floats, piers (~~and~~), mooring buoys, docks, pilings and linear moorage facilities.

(~~(3)~~)) (5) "Length" shall mean the overall length of a vessel as measured in a straight line parallel to the keel from the foremost part of the vessel to the aftermost part, not including bowsprit or bunkin or as shown on vessel's state or coast guard registration certificate.

(6) "Manager or ranger" shall mean a duly appointed Washington state parks ranger, or agent of the commission, who is vested with police powers under RCW 43.51.170.

(7) "Night" shall mean the period between 3 p.m. and 8 a.m.

(8) "Vessel" shall mean watercraft of every description, used or capable of being used as a means of transportation on the water.

~~((4) "Commercial vessel" shall mean a vessel which is used, rigged, or licensed for any commercial use or purpose, but shall not include vessels operated within the terms of a concession lease or agreement with the commission.~~

~~(5) "Length" shall mean the overall length of a vessel as measured in a straight line parallel to the keel from the foremost part of the vessel to the aftermost part, not including bowsprit or bunkin or as shown on vessel's state or coast guard registration certificate.~~

~~(6) "Night" shall mean the period between 3 p.m. and 8 a.m.))~~

AMENDATORY SECTION (Amending WSR 92-19-098, filed 9/17/92, effective 10/18/92)

WAC 352-12-010 Moorage and use of marine and inland water facilities. (1) Marine and inland water facilities of the state parks within the Washington state parks and recreation commission system are designed and administered specifically to provide recreational opportunities for park visitors. Use of park facilities for purposes which are of a non-recreational nature, such as long-term residency at park facilities, obstructs opportunities for recreational use, and is inconsistent with the purposes for which those facilities were designed.

(2) In order to afford the general public the greatest possible use of facilities, continuous moorage at a facility by the same vessel, shall be limited to three consecutive nights, after which the vessel must vacate the facility for twenty-four consecutive hours, unless otherwise posted by the manager at any individual facility or area.

(3) No person or persons shall moor ((or)), berth or store a vessel of any type in a commission owned or operated park or marine area except in designated ((marine park areas and at designated)) facilities.

~~((2)) (4) Use of designated ((marine park areas and)) facilities by commercial vessels is prohibited except for the loading and unloading of passengers transported for recreation purposes: *Provided however, ((Park)) Managers and ((park)) rangers may allow extended or night moorage at any facility ((during the period September 15 through April 30, inclusive,)) to commercial vessels unloading passengers transported to the park for recreation purposes if in the manager's or ranger's sole discretion sufficient space is reasonably available therefor. Commercial recreation providers operating such vessels must be in possession of a commercial recreation provider permit as required under WAC 352-32-330.*~~

~~((3) In order to afford the general public the greatest possible use of marine park facilities, continuous moorage at a facility by the same vessel, person or persons shall be lim-~~

~~ited to three consecutive nights, unless otherwise posted by the commission at any individual facility or area.~~

~~(4)) (5) In order to maximize usable space at mooring floats, boaters shall ((, whenever necessary,)) moor their vessels as close as reasonably possible to vessels already moored; and dinghies shall not be left moored to transoms or swimsteps, nor tied to or alongside moorage floats. Dinghies shall be tied up only in designated spaces or outboard of the moored vessel. Rafting of vessels is also permitted, within posted limits, but not mandatory.~~

~~((5)) (6) Use of any ((state park marine)) facility shall be on a first-come, first-served basis only. Reserving or retaining space to moor or berth a vessel at any facility, by means of a dinghy or any method other than occupying the space by the vessel to be moored, shall not be permitted.~~

~~((6) Dinghies shall be tied up only in designated spaces on moorage floats.))~~

(7) Open flames or live coals, or devices containing or using open flames, live coals or combustible materials, including but not limited to barbecues, hibachis, stoves and heaters, shall be permitted on ((state park)) floats or piers only when placed on a fireproof base and the fire is located away from fuel tanks and/or fuel vents. In case of dispute related to fire safety, the manager or ranger shall make final determination.

(8) Except as provided in WAC 352-12-060, any violation of this section is an infraction under chapter 7.84 RCW.

AMENDATORY SECTION (Amending WSR 95-22-067, filed 10/30/95, effective 1/1/96)

WAC 352-12-020 Moorage fees. (1) Vessels moored between 3 p.m. and 8 a.m. at those facilities designated by the director or designee shall be charged the ((nightly)) moorage fee published by state parks ((during the period May 1 through September 30, inclusive: *Provided, however, This fee shall be applicable all year at Blake Island, Cornet Bay, Fort Worden, Jarrell Cove, and Mystery Bay State Parks*)): *Provided ((further)),* Vessels properly displaying a valid annual permit shall not be charged a ((nightly)) moorage fee: *Provided further,* There shall be no moorage fee for any vessel riding on its own anchor: *Provided further,* There shall be no charge for temporary moorage for the purpose of loading or unloading a vessel, such temporary moorage shall be limited to thirty minutes.

(2) A vessel rafted to another vessel shall be charged the appropriate moorage fee based on that vessel's own length.

(3) Except as provided in WAC 352-12-060, any violation of this section is an infraction under chapter 7.84 RCW.

AMENDATORY SECTION (Amending WSR 95-22-067, filed 10/30/95, effective 1/1/96)

WAC 352-12-030 Annual moorage permits. (1) Annual moorage permits may be obtained for the period January 1 through December 31, inclusive. Application for such permits may be obtained from most ((state park)) managers or rangers, or by writing to the Commission Headquarters, 7150 Cleanwater Lane, P.O. Box 42650, Olympia, WA 98504-2650.



(2) Annual moorage permits will be issued for a particular vessel. The charge for such permits will be based upon the length of the vessel for which the permit is issued and will be published by state parks.

(3) Annual permits shall be visible from outside the vessel, and permanently affixed to the lower left corner of the vessel's left (port) forward windshield, or if not equipped with a windshield, to the left (port) outside transom, or if a sailboat, on the forward portion of the left (port) cabin trunk.

(4) Except as provided in WAC 352-12-060, any violation of this section is an infraction under chapter 7.84 RCW.

**AMENDATORY SECTION** (Amending WSR 95-22-067, filed 10/30/95, effective 1/1/96)

**WAC 352-12-040 Use of onshore campsites.** If any person or persons from a vessel moored at a (~~state park marine~~) designated facility also occupies any designated campsite onshore, the appropriate fee for such campsite(s) shall be paid in addition to any moorage fee charged pursuant to this chapter as published by state parks. Except as provided in WAC 352-12-060, any violation of this section is an infraction under chapter 7.84 RCW.

**AMENDATORY SECTION** (Amending WSR 93-06-001, filed 2/17/93, effective 3/20/93)

**WAC 352-12-050 Self-registration.** In those (~~marine park areas~~) designated facilities so posted by the (~~commission~~) manager, park visitors shall register for the use of (~~marine~~) facilities, overnight parking and onshore campsites, and pay the appropriate moorage, campsite fees or unattended vehicle overnight parking permit fee, on a self-registration basis, in accordance with all posted instructions. Failure to so register and pay required fees may result in eviction from moorage and campsite space, in addition to any other penalty prescribed by law for violation of commission rules and regulations. Except as provided in WAC 352-12-060, any violation of this section is an infraction under chapter 7.84 RCW.

**WSR 99-01-132**

**PROPOSED RULES**

**COMMUNITY COLLEGES OF SPOKANE**

[Filed December 21, 1998, 11:04 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 98-22-051.

Title of Rule: Designation of appointing authority.

Purpose: To delegate to the chancellor/district president from the board of trustees the role of appointing authority.

Statutory Authority for Adoption: RCW 28B.50.140(13).

Statute Being Implemented: RCW 28B.10.528, 28B.50.140(14).

Summary: Repeal WAC 132Q-12-010.

Reasons Supporting Proposal: Repeal of this rule is necessary as other institution policies on the same subject make the rule redundant. In addition, the current rule refers to another agency's WAC that has also been repealed.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Geoffrey Eng, 2000 North Greene Street, Spokane, WA 99217, (509) 533-7435.

Name of Proponent: Community Colleges of Spokane, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Repeal of this rule will eliminate confusion regarding this subject matter.

Proposal does not change existing rules.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Repeal of this rule does not impact any external industry or business as intended under chapter 19.85 RCW.

RCW 34.05.328 does not apply to this rule adoption. The proposed repeal of the rule relates only to internal college operations and are not subject to violation by a nongovernment party.

Hearing Location: Community Colleges of Spokane, District Board Room, 2000 North Greene Street, Spokane, WA 99217-5499, on February 16, 1999, at 8:30 a.m.

Assistance for Persons with Disabilities: Contact Geoffrey Eng by February 9, 1999, TDD (509) 533-7466, or (509) 533-7435.

Submit Written Comments to: Fax (509) 533-8193, by January 12, 1999.

Date of Intended Adoption: February 16, 1999.

December 1, 1998

Geoffrey Eng

District Director

Affirmative Action

Administrative Services

**REPEALER**

The following section(s) of the Washington Administrative Code are repealed:

WAC 132Q-12-010

Designation of appointing authority

**WSR 99-01-139**

**PROPOSED RULES**

**DEPARTMENT OF LICENSING**

[Filed December 22, 1998, 9:19 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 98-16-074.

Title of Rule: Chapter 308-96A WAC, Vehicle licensing.

Purpose: 1. To meet the criteria set forth in Governor Locke's Executive Order 97-02.

PROPOSED

2. To clarify rules and help make them more comprehensible.

Statutory Authority for Adoption: RCW 46.16.276, 43.17.060, 46.16.600, 46.01.110.

Summary: New WAC 308-96A-099 Use class descriptions and 308-96A-101 Scale weight; repealing WAC 308-96A-100 Licensing according to use instead of vehicle type, 308-96A-105 Motor homes, 308-96A-106 Campers titled as motor homes and 308-96A-120 Campers; and amending WAC 308-96A-110 Private bus, 308-96A-135 Fixed load vehicles, 308-96A-136 Mopeds—License plates, and 308-96A-145 Cab and chassis.

Reasons Supporting Proposal: Meet criteria supporting Governor Locke's Executive Order 97-02.

Name of Agency Personnel Responsible for Drafting: Patrick J. Zlateff, 1125 Washington Street S.E., Olympia, 902-3718; Implementation and Enforcement: Eric Andersen, 1125 Washington Street S.E., Olympia, 902-4045.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The anticipated effects will be a clarification of the above-mentioned requirements.

Proposal Changes the Following Existing Rules: Clarify sections needed and repeal those no longer required.

No small business economic impact statement has been prepared under chapter 19.85 RCW. A small business economic impact statement is not required pursuant to RCW 19.85.030 (1)(a). The proposed rule making does not impose more than a minor cost on businesses in an industry.

RCW 34.05.328 does not apply to this rule adoption. The contents of the proposed rules are explicitly and specifically dictated by statute.

Hearing Location: Highways-Licenses Building, Conference Room 303, 1125 Washington Street S.E., Olympia, WA 98507, on January 26, 1999, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Patrick J. Zlateff by January 25, 1999, TDD (360) 664-8885, or (360) 902-3718.

Submit Written Comments to: Patrick J. Zlateff, Rules Coordinator, Title and Registration Services, P.O. Box 2957, Olympia, WA 98507-2957, fax (360) 664-0831, by January 25, 1999.

Date of Intended Adoption: February 20, 1999.

December 22, 1998

Nancy Kelly, Administrator  
Title and Registration Services  
by Evelyn Barker

NEW SECTION

**WAC 308-96A-099 Use class descriptions. (1) Why does the department assign use classes to vehicles?**

The department assigns use classes to:

- (a) Assess the proper license fees and excise tax for vehicles;
- (b) Assign special brands on subsequent owner's certificate of ownership;
- (c) Apply certain restrictions on the use of the vehicles, which prints on the vehicle registrations;
- (d) Assign the proper license plates.

**(2) Under what authority does the department assign use classes to vehicles?**

The department assigns use classes under the authority of RCW 46.16.040.

**(3) What use classes does the department assign and when do they apply?**

The use classes the department assigns are described below:

ABBREVIATION	TRANSLATION	DESCRIPTION
CAB	TAXI CAB	Vehicle is used for carrying passengers between two points for compensation for an on-demand trip rather than a scheduled route. A vehicle with this use class may not carry any luggage or commodities that do not belong to a passenger being carried at the same time. In other words, the vehicle cannot just carry cargo between two points.
C/G	CONVERTER GEAR	Vehicle is an axle that is used to convert a semi-trailer to a full trailer. A converter gear may be titled but may not be licensed.
CMB	COMBINATION	Vehicle is either (1) a power unit with a declared gross weight of 42,000 pounds or more and towing a trailer; or (2) a trailing unit with permanent plates. The trailer may be towed only by a power unit with a CMB use class, or FCB depending on what is being hauled.
CMP	CAMPER	Vehicle is a slide-in pickup camper (not a canopy) as defined in RCW 46.04.085. Even if the owner has chosen to permanently attach the camper to the pickup, the units need to be titled and licensed separately.

PROPOSED

ABBREVIATION	TRANSLATION	DESCRIPTION
COM	COMMERCIAL	Vehicle is either (1) a power unit that does <b>not</b> pull a trailer or that pulls a trailer but the gross weight for the truck and trailer does not exceed 40,000 pounds; or (2) a trailing unit that is titled in a business name (including the name of a farm). A commercial trailer may be towed by a vehicle with PAS, TRK, COM, CMB, FAR or FCB use classes. If the trailer is being towed by a vehicle with FAR or FCB use class, the use of the trailer (items carried, etc.) must meet the farm use class requirements.
CYC	MOTORCYCLE	Vehicle is a motorcycle, motor driven cycle or scooter. A moped does not qualify to be licensed as a motorcycle as defined in RCW 46.04.330 and 46.04.332.
EX	EXEMPT	Vehicle can be any type of vehicle, which is owned by a city, county or state government agency or federally recognized Indian tribe located in the state of Washington. This includes school buses, which are owned or leased by school districts. If the school district contracts a company to provide total bus service, such as the bus, the driver and the maintenance, and the vehicle is registered in the name of the school district as registered owner, the vehicle qualifies for exempt license plates.
FAR	FARM	Vehicle is a truck (or tractor) used to transport the farmer's own farm, orchard or dairy products as defined in RCW 46.16.090, or aquatic products as defined in RCW 15.85.020, from point of production to market or warehouse. The vehicle may also be used to transport the farmer's own farm supplies.
FCB	FARM COMBINATION	Vehicle is (1) a power unit (not a trailer) with a declared gross weight of 42,000 pounds or more and towing a trailer; and (2) meets the criteria of FAR use class above.
FED	FEDERAL	Vehicle is owned by the federal government of the United States. Like exempt vehicles, this could be any type of vehicle. This does not include vehicles displaying license plates issued by the federal government.
FEX	FARM EXEMPT	Vehicle is used exclusively in agricultural pursuits on farms as defined in RCW 46.16.010(3) and 46.04.181. The vehicle is usually a truck, but it could also be a bus, a motorcycle or off-road cycle.
FIX	FIXED LOAD	Vehicle as defined in RCW 46.16.070(1). These vehicles have a unique use class because they are exempt from the law, which requires vehicles with a scale weight of more than six thousand pounds to have a declared gross weight of at least 150 percent of the scale weight. The basic license fee is based on the declared gross weight, or the next two thousand pound increment above the scale weight, or the next two thousand pound increment above the legal maximum gross weight as determined by the Washington state patrol or department of transportation. Fixed load vehicles are the only ones whose gross weight may actually be less than their scale weight, depending on their legal maximum gross weight. An oversize permit is required in addition to the registration in these cases.
F/H	FOR HIRE	Vehicle is used to transport people and/or commodities for compensation as defined in RCW 46.72.010. A for hire permit from business and professions division (BPD) is required.
H/C	HORSELESS CARRIAGE	Vehicle is a motorized vehicle over 40 years old with limited used as defined in RCW 46.16.307. The vehicle may not be used for normal transportation to and from work, to go to the store and pick up groceries, and so on.
H/D	HOUSE DOLLY	Vehicle constructed and used exclusively to move buildings or homes.

PROPOSED

PROPOSED

ABBREVIATION	TRANSLATION	DESCRIPTION
LOG	LOGGING	Vehicle is a truck or trailer used exclusively for hauling logs.
MH	MOTOR HOME	Motorized vehicle designed for human habitation and defined in RCW 46.04.305
MOB	MOBILE HOME	Vehicle is a manufactured home as defined in RCW 46.04.302. Mobile homes are titled but generally not registered because of their size. Manufactured homes are taxed by the county, either as personal property or real property.
ORV	OFF-ROAD VEHICLE	Vehicle is used off-road. A vehicle licensed only as an ORV may not be operated on public roadways or ocean beaches.
PAS	PASSENGER	Vehicle is used to transport passengers as defined in RCW 46.04.382. Typically passenger cars, utility or multipurpose vehicles, passenger vans, and private busses are licensed as passenger vehicles.
PED	MOPED	Vehicle as defined in RCW 46.04.304 and subject to the restrictions in RCW 46.61.710.
PER	PERSONAL	Vehicle is a personal use trailer as defined in RCW 46.16.065. Trailers owned by businesses or used for commercial purposes do not qualify for this use class.
RES	RESTORED	Vehicle is a motorized collector vehicle over 30 years old with limited use as defined in RCW 46.16.307. The vehicle may display either a collector vehicle license plate provided by the department or a license plate, which must have been first issued, for use the year the vehicle was manufactured. The vehicle must be currently registered in order to be assigned this use class and receive a special collector license plate or authority to use a restored license plate.
SCH	SCHOOL	Vehicle is owned and operated by a private school meeting the accreditation requirements of RCW 28A.195.010. The vehicle is used to transport children to and from school or in connection with school activities.
SNO	SNOWMOBILE	Vehicle is a snowmobile as defined in RCW 46.10.020(2).
SNX	EXEMPT SNOWMOBILE	Vehicle is a snowmobile as defined in RCW 46.10.010(2) and owned by a city, county or state agency.
STA	STAGE	Vehicle is used as an auto stage as defined in RCW 46.04.050.
TLR	TRAILER	Vehicle is a personal use trailer as defined in RCW 46.04.620 but does not meet the size criteria for a PER use class. Trailers used by businesses or others for commercial purposes do not qualify for this use class.
TOW	TOW	Vehicle is a tow truck as defined in RCW 46.16.079 and 46.55.010(8). If the vehicle carries other vehicles, it does not qualify for the TOW use class and must be licensed as COM.
TRK	TRUCK	Vehicle is a personal use, light duty truck, with a declared gross weight of twelve thousand pounds or less. Trucks used for business or commercial purposes do not qualify for the TRK use class.
TVL	TRAVEL TRAILER	Vehicle is a travel trailer as defined in RCW 46.04.623, which includes park models of four hundred square feet or less and camp/tent trailers. It is designed and manufactured for temporary habitation.

**(4) What use classes may the department assign to specific types of vehicles?**

Use classes are assigned as listed below:

VEHICLE TYPE	USE CLASS	SPECIAL REQUIREMENTS
PASSENGER CARS	CAB, COM, EX, FED, F/H, H/C, PAS, RES, ORV, FEX, STA	COM-Scale weight, Statement of use F/H and STA-Scale weight, Number of seats

VEHICLE TYPE	USE CLASS	SPECIAL REQUIREMENTS
LIGHT DUTY TRUCKS (INCLUDING SMALL VANS)	COM, EX, FAR, FED, FEX, H/C, RES, STA, TOW, TRK, FIX, F/H, ORV	F/H and STA-Number of seats All use classes-Scale weight
MEDIUM/HEAVY DUTY TRUCKS (INCLUDING BUSES)	CMB, COM, EX, FAR, FCB, FEX, FIX, LOG, SCH, TOW, TRK, FED, H/C, RES, F/H	F/H and STA-Number of seats All use classes-Scale weight
TRAILERS	C/G, CMB, COM, EX, FEX, LOG, PER, TLR, FED	PER-Number of wheels All use classes-Scale weight
CYCLES		
MOTORCYCLES	CYC, EX, FED, FEX, H/C, ORV, RES	
MOPEDS	EX, FED, FEX, ORV, PED	
SNOWMOBILES	SNO, SNX	
UTILITY/MULTIPURPOSE VEHICLES	CAB, COM, EX, FED, F/H, PAS, STA, TRK, FAR, FEX, H/C, ORV, RES, SCH	COM, F/H, STA, TRK, FAR and FEX-Scale weight F/H and STA-Number of seats
RECREATION VEHICLES		
TRAVEL TRAILERS (INCLUDING CAMP AND TENT TRAILERS)	EX, FED, TVL	
CAMPERS	CMP, EX, FED	
MOTOR HOMES	EX, FED, MH	
NOTE: Gross weight and seat requirements per RCW 46.16.040.		

**(5) Do all powered three-wheeled vehicles need to be licensed as motorcycles?**

No. If the vehicle qualifies as a motorcycle as defined in RCW 46.04.330 or 46.04.332, it will be licensed as a motorcycle for street use. However, if the vehicle has a bench seat and a steering wheel, it will be licensed as a passenger vehicle or truck.

**(6) What license plates and use class will be assigned to my for hire vehicle?**

The license plates and use class assigned to your for hire vehicle depends upon how you use your vehicle. All for hire vehicles transport passengers and commodities for compensation. For hire vehicles include cabulances, limousines, taxi cabs, and busses hauling passengers for compensation in addition to transporting school children. There are two use classes and license plate combinations assigned to for hire vehicles:

(a) CAB use class vehicles are assigned passenger license plates. These vehicles are used exclusively for transporting passengers and their possessions; and

(b) F/H use class vehicles are assigned truck license plates. These vehicles not only transport passengers for compensation, but also transport commodities, without passengers, for compensation.

**(7) When may truck license plates be assigned to my passenger vehicle?**

Truck license plates may be assigned to your passenger vehicle whenever the vehicle is used to transport commodities, produce, freight or animals for commercial purposes. The use class would be COM instead of PAS. This would require a title application, a scale weight slip and a certified/notarized statement of use describing how the vehicle will be used commercially.

**(8) When may passenger license plates be assigned to my pick-up truck?**

Passenger license plates may only be assigned to your pick-up truck if it has been modified to qualify as a passenger vehicle. The department requires confirmation from the Washington state patrol that the vehicle has been modified to qualify for passenger use.

**(9) What use classes and license plates will be assigned to school buses?**

(a) EX use class and county exempt license plates will be assigned to a school bus owned or leased by an exempt agency (school district);

(b) SCH use class and passenger license plates will be assigned to a school bus owned or leased by an accredited private school; or

(c) F/H use class and truck license plates will be assigned to school buses used for transporting passengers for compensation and not used exclusively for transporting school children to and from school or school related activities.

**(10) May I license my motorcycle or any other motor vehicle for both road and off road use?**

Yes, you may license your motorcycle or any other motor vehicle for both uses as long as the vehicle qualifies for road use. You will receive two registration certificates showing the vehicle is licensed for both uses. However, the certificate of ownership will show the use class associated with the road use.

**(11) May I license my amphibious vehicle as a vehicle and a vessel?**

Yes, you may license your amphibious vehicle for both uses as long as it qualifies for both uses. You will receive two registration certificates showing the vehicle is licensed for both uses. However, the certificate of ownership will show the use class associated with the road use.

**(12) May I license my truck, truck tractor or tractor as a motor home?**

PROPOSED

Yes, you may license your truck, truck tractor or tractor as a motor home if:

- (a) The vehicle meets the definition of a motor home in RCW 46.04.305; and
- (b) You provide a Washington state patrol inspection confirming your vehicle may be licensed as a motor home; and
- (c) You certify the vehicle will be used exclusively as a motor home.

**(13) Is my truck, truck tractor or tractor which I use exclusively for towing my travel trailer licensed differently than any other like truck?**

No. Your truck, truck tractor or tractor used exclusively for towing your travel trailer must be licensed in accordance with RCW 46.16.070. Depending on scale weight the use class will be TRK or COM.

### NEW SECTION

**WAC 308-96A-101 Scale weight. (1) What is scale weight?**

Scale weight is the weight of a vehicle without a load.

**(2) When does the department require the scale weight of my vehicle?**

The department requires the scale weight of your vehicle when:

- (a) The use class requires gross weight under RCW 46.16.070 and 46.16.090;
- (b) The vehicle is a trailer;
- (c) The use class is F/H or STA;
- (d) The vehicle is powered by propane, natural gas or butane;
- (e) There is a discrepancy between the scale weight on department records or supporting documents and the actual weight of the vehicle; or
- (f) The vehicle has been structurally modified changing the empty weight.

**(3) What sources does the department accept for scale weight verification?**

The department will accept:

- (a) The shipping weight as shown on a manufacturer's statement/certificate of origin or factory invoice;
- (b) A weight slip from a certified scale;
- (c) Information provided by any guidebook or other publication of recognized standing in the vehicle industry;
- (d) Unladen or scale weight as shown on supporting documentation issued by another jurisdiction; or
- (e) In extenuating circumstances and as approved by the department, either a weight slip from a noncertified scale or an agreement reached between the applicant and the department.

**AMENDATORY SECTION** (Amending Order MV-328, filed 7/24/75)

**WAC 308-96A-110 Private bus. When may a vehicle be licensed as a private bus?**

A vehicle may be licensed as a private bus without a load license if it carries passengers without compensation and is:

- (1) Used by a hotel, resort or lodge to transport guests;

- (2) Used by a parking service to transport parking customers to and from a transportation terminal or other destination;

- (3) Used by its owner to transport an athletic team, an educational group, members of a religious organization, a show troupe or similar organization;

- (4) Used by its owner to transport family, guests or employees;

- (5) ~~((Used solely for the transportation of students, teachers or staff members for school activities, operated under contract to a school district, used for no other purpose and not owned or leased by the district; or~~

- (6)) Used, as a school bus by a private school not accredited by the superintendent of public instruction.

**AMENDATORY SECTION** (Amending Order TL/RG 24, filed 5/5/86)

**WAC 308-96A-135 Fixed load vehicles. (1)** ~~((Vehicles designed primarily for highway use with permanently attached structures such as well drilling machinery, air compressor, rock crusher, conveyor, hoist, wrecker, donkey engine, cook house, tool house, bunk house, specialized underwater exploration support equipment or similar machine or structure may be licensed as fixed load vehicles. If the vehicle carries lading in addition to this fixed load, it must be licensed for the total gross weight, and not as a fixed load.~~

~~(2) Owners of vehicles designed primarily for off highway use and taxed as personal property are not required to pay excise taxes but must pay all other applicable fees when applying for a license or permit.~~

~~(3) A vehicle carrying a variable load such as a concrete mixer of the "ready mix" type, in which the concrete is mixed while the vehicle is making delivery, may not be licensed as a fixed load.)~~ **What is a fixed load vehicle?**

A fixed load vehicle is specified in RCW 46.16.070 and described in WAC 308-96A-099.

**(2) Am I required to pay excise tax when I license my fixed load vehicle?**

Washington law requires vehicles used on the public highways to be assessed excise tax. If your fixed load vehicle is used incidentally on the public highways and its primary purpose is not transportation, you may be eligible to place your vehicle on the county personal property tax rolls. If you provide the department with proof that your vehicle is listed on the county personal property tax rolls, you will pay personal property tax in lieu of excise tax.

**AMENDATORY SECTION** (Amending WSR 97-07-013, filed 3/11/97, effective 4/11/97)

**WAC 308-96A-136 Mopeds—License plates. (1)** ~~((Applicants registering a moped pursuant to RCW 46.16.630 shall be issued motorcycle series license plates. The number on the license plates shall serve as the moped's registration number.~~

~~(2) License plates issued for mopeds shall be displayed as provided in RCW 46.16.240 for motorcycles.~~

~~(3) Moped registrations shall be renewed annually as provided in chapter 46.16 RCW for motor vehicles. Upon renewal of registration, the applicant shall be issued license number tabs which shall be displayed on the license plates in the manner provided in WAC 308-96A-295 for motoreycles.~~

~~(4) Upon the loss, defacement, or destruction of a license plate issued for the moped, the owner shall make application for replacement license plates and pay a fee as provided in RCW 46.16.630 for an original decal or other identifying device.)) Will the department issue a license plate to my moped?~~

~~The department will issue a motorcycle series license plate for your moped when you make proper application.~~

~~The number on the license plate serves as the moped's registration number as required in RCW 46.16.630.~~

(2) How do I display my license plate on my moped?

~~The license plate shall be displayed on the rear of your moped as provided in RCW 46.16.240.~~

AMENDATORY SECTION (Amending Order TL/RG 24, filed 5/5/86)

~~WAC 308-96A-145 Cab and chassis. ((A truck may be licensed as a cab and chassis. When the body or special equipment has been installed, the owner must apply for a reissue of title and registration to show the new series and body type. Proof of ownership, a new weight slip and additional excise tax covering the additional value of the vehicle must accompany the application.)) (1) What is a cab and chassis?~~

~~A cab and chassis is an incomplete truck shipped from the manufacturer. The customer chooses the type of bed to be installed.~~

~~(2) Will the department issue a certificate of ownership for my cab and chassis?~~

~~Yes. However, because the cab and chassis is an incomplete vehicle, when the body or special equipment has been installed you must apply for a new certificate of ownership to reflect the correct series and body type, scale weight and the completed vehicle's new value.~~

~~(3) Will the department issue a certificate of registration for my cab and chassis?~~

~~Yes, if you intend to use the vehicle on the public highways. The gross weight will be limited to one hundred fifty percent of the scale weight. Gross weight is rounded up to the nearest two thousand pound increment and may not be increased until the certificate of ownership is corrected to reflect the completed vehicle information.~~

~~(4) What do I need to provide the department when my cab and chassis has been converted to a complete vehicle and I am applying for a new license and certificate of ownership?~~

~~Whether you titled the cab and chassis or waited until the vehicle was completed before titling, you need to provide the department with the following before you use the completed vehicle on the public highways:~~

~~(a) Proof of ownership for the cab and chassis;~~

~~(b) Proof of ownership for the equipment installed to make it a complete vehicle;~~

~~(c) A weight slip from a certified scale;~~

~~(d) Proof or payment of sales or use tax on the equipment installed to make a complete vehicle; and~~

~~(e) Applicable fees and excise tax for any increased value of the completed vehicle.~~

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 308-96A-100	Licensing according to use instead of vehicle type.
WAC 308-96A-105	Motor homes.
WAC 308-96A-106	Campers titled as motor homes.
WAC 308-96A-120	Campers.

**WSR 99-01-140**

**PROPOSED RULES**

**DEPARTMENT OF LICENSING**

[Filed December 22, 1998, 9:20 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 98-16-071.

Title of Rule: Chapter 308-56A WAC, Certificates of title—Motor vehicles, etc.

Purpose: 1. To meet the criteria set forth in Governor Locke's Executive Order 97-02.

2. To clarify rules and help make them more comprehensible.

Statutory Authority for Adoption: RCW 46.01.110.

Summary: Repealing WAC 308-56A-340 Owner deceased—Will left, 308-56A-345 Owner deceased—No will left, 308-56A-350 Owner deceased—To spouse "in lieu of homestead," 308-56A-360 Owner deceased—Estate not administered, and 308-56A-365 Owner deceased—Community property agreement; and amending WAC 308-56A-335 Owner deceased—Signature of personal representative, and 308-56A-355 Owner deceased—In name of estate.

Reasons Supporting Proposal: Meet criteria supporting Governor Locke's Executive Order 97-02.

Name of Agency Personnel Responsible for Drafting: Patrick J. Zlateff, 1125 Washington Street S.E., Olympia, 902-3718; Implementation: Nancy Kelly, 1125 Washington Street S.E., Olympia, 902-3754; and Enforcement: Eric Andersen, 1125 Washington Street S.E., Olympia, 902-4045.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The disposition of a vehicle when the owner is deceased.

The anticipated effects will be a clarification of the above-mentioned requirements.

Proposal Changes the Following Existing Rules: Clarify sections needed and repeal those no longer required.

No small business economic impact statement has been prepared under chapter 19.85 RCW. A small business economic impact statement is not required pursuant to RCW 19.85.030 (1)(a). The proposed rule making does not impose more than a minor cost on businesses in an industry.

RCW 34.05.328 does not apply to this rule adoption. The contents of the proposed rules are explicitly and specifically dictated by statute.

Hearing Location: Highways-Licenses Building, Conference Room 303, 1125 Washington Street S.E., Olympia, WA 98507, on February 2, 1999, at 10:00.

Assistance for Persons with Disabilities: Contact Patrick J. Zlateff by February 1, 1999, TDD (360) 664-8885, or (360) 902-3718.

Submit Written Comments to: Patrick J. Zlateff, Rules Coordinator, Title and Registration Services, P.O. Box 2957, Olympia, WA 98507-2957, fax (360) 664-0831, by January 25, 1999.

Date of Intended Adoption: February 20, 1999.  
December 22, 1998  
Nancy Kelly, Administrator  
Title and Registration Services  
by Evelyn Barker

**AMENDATORY SECTION** (Amending Order MV 208, filed 7/31/74)

**WAC 308-56A-335 Owner deceased—((Signature of)) Release of interest by personal representative.** ~~((On any application for certificate of title where a vehicle has been acquired from the estate of a deceased person, the interest of the deceased's estate in the vehicle shall be released by the signature of the personal representative. A copy of the court order approving or confirming the personal representative shall be attached to the application. Any unreleased legal owners shall remain as such on the new certificate of title issued by the department.))~~ **(1) What is a personal representative?**

A personal representative is an individual named in the last will and testament or appointed and confirmed by the court to manage the estate of a deceased person.

**(2) How is the interest of the owner of record released on a vehicle ownership document if an owner is deceased?**

Interest is released by the signature of the personal representative on vehicle ownership documents. Any unreleased registered or legal owners shall remain as such on the new certificate of ownership issued by the department.

**(3) What do I need as proof of legal authority to release interest in a vehicle acquired from an estate of a deceased person?**

If the estate is:

- (a) Administered:
  - (i) Certified letters of testamentary; or
  - (ii) Letter of administration; or
  - (iii) Certificate of county clerk.
- (b) Joint tenants with rights of survivorship:  
Certified copy of death certificate.
- (c) Community property:
  - (i) Certified copy of the death certificate; and

- (ii) A copy of the community property agreement; or
- (iii) Affidavit of inheritance.
- (d) Estate not administered:
  - (i) Certified copy of death certificate; and
  - (ii) Affidavit of inheritance; or
  - (iii) Affidavit of succession.

**AMENDATORY SECTION** (Amending Order MV 208, filed 7/31/74)

**WAC 308-56A-355 Owner deceased—In name of estate.** ~~((If the owner of record of a vehicle is deceased, the vehicle may be titled and licensed in the name of the estate of the deceased pending final settlement of the estate. A certified copy of the court order appointing or confirming the personal representative shall be attached to the application for certificate of title.))~~ **Can the vehicle be titled in the name of the estate of the deceased?**

Yes, the vehicle may be titled and licensed in the name of the estate of the deceased pending final settlement of the estate. A certified copy of the court order appointing or confirming the personal representative shall be attached to the application for certificate of ownership.

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

- WAC 308-56A-340 Owner deceased—Will left.
- WAC 308-56A-345 Owner deceased—No will left.
- WAC 308-56A-350 Owner deceased—To spouse "in lieu of homestead."
- WAC 308-56A-360 Owner deceased—Estate not administered.
- WAC 308-56A-365 Owner deceased—Community property agreement.

WSR 99-01-143  
PROPOSED RULES  
DEPARTMENT OF LICENSING  
[Filed December 22, 1998, 10:32 a.m.]

Original Notice.  
Exempt from preproposal statement of inquiry under RCW 34.05.310(4).

Title of Rule: Chapter 308-330 WAC, Washington model traffic ordinance.

Purpose: Update the Washington model traffic ordinance is being amended to incorporate changes made to traffic laws by the 1998 legislature.

Statutory Authority for Adoption: RCW 46.90.010.  
Statute Being Implemented: RCW 46.12.103, 46.61.50571, and 46.61.513.

PROPOSED



Summary: The Washington model traffic ordinance is being amended to incorporate changes made to traffic laws by the 1998 legislature.

Reasons Supporting Proposal: Implementation of 1998 session laws.

Name of Agency Personnel Responsible for Drafting: Clark J. Holloway, Highways-Licenses Building, (360) 902-3846; Implementation and Enforcement: Judith Giniger, Highways-Licenses Building, (360) 902-3850.

Name of Proponent: Department of Licensing, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: No new rules are being proposed.

Proposal Changes the Following Existing Rules: Amending WAC 308-330-300 to add RCW 46.12.103, which was enacted in 1998.

Amending WAC 308-330-307 to delete RCW 46.20.344, which was repealed in 1998, and updating statutory references.

Amending WAC 308-330-425 to add RCW 46.61.513 and 46.61.50571, which were enacted in 1998, and deleting RCW 46.61.5057, which was repealed in 1998, and updating statutory references.

No small business economic impact statement has been prepared under chapter 19.85 RCW. A small business economic impact statement is not required pursuant to RCW 19.85.030.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption. The proposed rule making does not impose more than a minor cost on businesses in an industry. The contents of the proposed rules are explicitly and specifically dictated by state statute.

Hearing Location: Highways-Licenses Building, Conference Room 406, 1125 Washington Street S.E., Olympia, WA, on January 26, 1999, at 11:00 a.m.

Assistance for Persons with Disabilities: Contact Clark J. Holloway by January 25, 1999, TDD (360) 664-8885.

Submit Written Comments to: Clark J. Holloway, Department of Licensing, P.O. Box 9030, Olympia, WA 98507-9030, fax (360) 586-8351, by January 25, 1999.

Date of Intended Adoption: January 27, 1999.

December 22, 1999 [1998]

Judith Giniger  
Assistant Director

**AMENDATORY SECTION** (Amending WSR 97-10-068, filed 5/5/97, effective 6/5/97)

**WAC 308-330-300 RCW sections adopted—Certificates of ownership and registrations.** The following sections of the Revised Code of Washington (RCW) pertaining to vehicle certificates of ownership and registrations as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.12.005, 46.12.070, 46.12.080, 46.12.101, 46.12.102, 46.12.103, 46.12.160, 46.12.210, 46.12.215, 46.12.220, 46.12.250, 46.12.260,

46.12.270, 46.12.300, 46.12.310, 46.12.320, 46.12.330, 46.12.340, 46.12.350, and 46.12.380.

**AMENDATORY SECTION** (Amending WSR 97-16-041, filed 7/31/97, effective 8/31/97)

**WAC 308-330-307 RCW sections adopted—Driver licenses-identcards.** The following sections of the Revised Code of Washington (RCW) pertaining to driver licenses and identification cards as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.20.005, 46.20.015, 46.20.021, 46.20.022, 46.20.025, 46.20.027, 46.20.031, 46.20.041, 46.20.045, 46.20.055, 46.20.070, 46.20.190, 46.20.220, 46.20.308, 46.20.3101, 46.20.336, 46.20.338, 46.20.342, 46.20.343, (~~46.20.344~~), 46.20.391, 46.20.394, 46.20.410, 46.20.420, 46.20.430, 46.20.500, 46.20.510, 46.20.550, 46.20.720, 46.20.730, 46.20.740, and 46.20.750(~~46.20.3101, and sections 1 and 2, chapter 66, Laws of 1997~~)).

**AMENDATORY SECTION** (Amending WSR 97-16-041, filed 7/31/97, effective 8/31/97)

**WAC 308-330-425 RCW sections adopted—Reckless driving, vehicular homicide and assault.** The following sections of the Revised Code of Washington (RCW) pertaining to reckless driving, driving while under the influence of intoxicating liquor or any drug, vehicular homicide and assault as now or hereafter amended are hereby adopted by reference as a part of this chapter in all respects as though such sections were set forth herein in full: RCW 46.61.500, 46.61.502, 46.61.503, 46.61.504, 46.61.5054, 46.61.5055, (~~46.61.5057~~) 46.61.50571, 46.61.5058, 46.61.506, 46.61.513, 46.61.517, 46.61.519, 46.61.5191, 46.61.5195, 46.61.5249, 46.61.525, 46.61.527, 46.61.530, 46.61.535, and 46.61.540(~~4, and section 4, chapter 66, Laws of 1997~~)).

## WSR 99-01-157

### PROPOSED RULES

#### STATE BOARD OF EDUCATION

[Filed December 23, 1998, 10:10 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 98-21-051.

Title of Rule: Chapter 180-20 WAC, School bus transportation.

Purpose: To make grammatical changes to clarify administrative language and to update RCW references.

Statutory Authority for Adoption: RCW 28A.160.210.

Summary: Amendments to chapter 180-20 WAC will clarify the administrative language, and make the content of the chapter easier to interpret.

Reasons Supporting Proposal: The changes are in response to the mandate review study by the State Board of Education.

Name of Agency Personnel Responsible for Drafting and Enforcement: Roger Eastman, Office of Superintendent of Public Instruction, (360) 753-0235; and Implementation: Tom Kelly, Office of Superintendent of Public Instruction, (360) 753-1142.

Name of Proponent: State Board of Education, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: To make grammatical changes to clarify administrative language and to update RCW references.

Proposal Changes the Following Existing Rules:

- Moves all the definitions into one section for better readability.
- Updates RCW reference.
- Clarifies school bus driver training course.
- Clarifies the difference between a driver enrolling in a voluntary treatment program for alcohol and drug misuse from the court required treatment programs in deferred prosecution cases.
- Repeals the WAC sections that were formally definitions.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Not applicable.

RCW 34.05.328 does not apply to this rule adoption. Not applicable.

Hearing Location: Lacey Attorney General Conference Center, on January 26, 1999, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Patty Martin, TDD (360) 664-3631, or (360) 753-6715.

Submit Written Comments to: Rules Coordinator, State Board of Education, P.O. Box 47206, Olympia, WA 98504-7206, fax (360) 586-2357.

Date of Intended Adoption: January 27, 1999.

December 23, 1998

Larry Davis

Executive Director

NEW SECTION

**WAC 180-20-011 Training and qualifications of school bus drivers—Administration.** It shall be the responsibility of the superintendent of public instruction to administer the program of training and qualifications of school bus drivers consistent with the provisions of this chapter.

AMENDATORY SECTION (Amending WSR 93-08-007, filed 3/24/93, effective 4/24/93)

**WAC 180-20-034 Definitions—Student.** As used in this chapter, the following terms mean:

(1) "Student" means the following:

((1)) (a) Any person enrolled in a school program who is under the supervision, direction, or control of the motor vehicle operator authorized under this chapter;

((2)) (b) Any person enrolled in a school program in any public school served by the motor vehicle operator;

((3)) (c) Any person enrolled in a school program in any public school while attending a school related activity at

which the motor vehicle operator is performing professional duties; or

((4)) (d) Any former student who is under eighteen years of age and who has been under the supervision, direction, or control of the motor vehicle operator. Former student, for the purpose of this section, includes but is not limited to drop outs, graduates, and students who transfer to other districts or schools.

(2) "School bus driver" means a person, who is employed by a school district including contracted drivers under WAC 180-20-031 (1) and (2) and as part of that employment or contract, operates a school bus as defined in WAC 392-143-010, as well as other motor vehicles for the regularly scheduled transportation of students between home and school, and for school related activities on routinely scheduled routes. An authorized school bus driver may also transport students on field trips and other school related activities.

(3) "A school bus driver's authorization" means an authorization issued by the superintendent of public instruction indicating that the person has met state board of education requirements to operate a school bus or other motor vehicle for the purpose of transporting students to and from school routinely on scheduled routes and for school activities.

(4) "School bus driver instructor's endorsement" means an endorsement issued by the superintendent of public instruction to a person successfully completing the superintendent of public instruction approved school bus driver instructor course. This endorsement qualifies a person to train and verify the training of school bus drivers. This endorsement shall lapse unless the holder successfully completes an annual school bus driver instructor's in-service course.

(5) "School bus driver training course" means a course established by the superintendent of public instruction and taught by a qualified school bus driver instructor. This course shall be successfully completed by all applicants for a continuing school bus driver's authorization.

(6) "School bus driver annual in-service training course" means an annual course taught by a qualified school bus driver instructor. The content and minimum time requirements of such course shall be annually determined by the superintendent of public instruction and shall be required to be completed by the end of the school year by all authorized school bus drivers.

(7) "School bus driver instructor's course" means a training program authorized by the superintendent of public instruction to qualify a person as a school bus driver instructor.

(8) "Instructor's annual in-service course" means an annual required course, the content of which shall be determined by the superintendent of public instruction. Successful completion of this course prevents the instructor's qualification from lapsing.

AMENDATORY SECTION (Amending WSR 96-20-042, filed 9/24/96, effective 10/25/96)

**WAC 180-20-101 Minimum qualifications of school bus drivers.** (1) Every school bus driver must meet and continue to meet the following minimum requirements:

PROPOSED

- (a) Be at least twenty-one years of age.
- (b) Have a valid driver's license or commercial driver's license, as required by law, issued by the state department of licensing.
- (c) Have at least one year of experience as a driver of a truck or commercial vehicle requiring a special endorsement or, in the alternative, at least three years of experience as a driver of a passenger vehicle.
- (d) Hold a current and valid first aid card or equivalent which certifies that the applicant has completed a course in the basic principles of first aid.
- (e) Submit to the school district a disclosure of all crimes against children or other persons and all civil adjudications in a dependency action or in a domestic relation action and all disciplinary board final decisions of sexual abuse or exploitation or physical abuse as required by RCW 43.43.834(2) and disclosure of all convictions which may be grounds for denial of authorization under (h), (i), and (j) of this subsection.
- (f) Submit to a criminal record check according to chapter 28A.400 RCW which shows that no offenses have been committed which would be grounds for denial of an authorization.
- (g) Shall not have misrepresented or concealed a material fact in obtaining a school bus driver's authorization or in reinstatement thereof in the previous five years.
- (h) Shall not have had a driving license privilege suspended or revoked within the preceding three years; a certified copy of the suspension or revocation order issued by the department of licensing being conclusive evidence of the suspension or revocation.
- (i) Shall not have incurred three or more speeding tickets in excess of ten miles per hour over the speed limit within any twelve-month period, within the last thirty-six months.
- (j) Shall not have been convicted of any misdemeanor, gross misdemeanor, or felony (including instances in which a plea of guilty or nolo contendere is the basis for the conviction) or any proceedings in which the charge has been deferred from prosecution under chapter 10.05 RCW or the sentence has been deferred or suspended, and is related to the occupation of a school bus driver, including but not limited to the following:
  - (i) Any felony crime involving the physical neglect of a child under chapter 9A.42 RCW, the physical injury or death of a child under chapter 9A.32 or 9A.36 RCW, sexual exploitation of a child under chapter 9.68A RCW; sexual offenses under chapter 9A.44 RCW where a minor is the victim; promoting prostitution of a minor under chapter 9A.88 RCW; the sale or purchase of a minor child under RCW 9A.64.030, or violation of similar laws of another jurisdiction;
  - (ii) Any crime involving the use, sale, possession, or transportation of any controlled substance or prescription within the last seven years: *Provided*, That in the case of felony convictions, the applicable time limit shall be ten years;
  - (iii) Any crime involving driving when a driver's license is suspended or revoked, hit and run driving, driving while intoxicated, being in physical control of motor vehicle while intoxicated, reckless driving, negligent driving of a serious nature, vehicular assault or vehicular homicide, within the last three years;

(iv) Any crime against children or other persons as defined in RCW 43.43.830(5) when the date of the conviction or prison release, which ever is more recent, is within ten years of the date of the job application for felonies and within seven years for other crimes.

(k) Shall not have been found in any dependency action under RCW (~~13.34.040~~) 13.34.030 to have sexually assaulted or exploited any minor or to have physically abused any minor, within the last seven years.

(l) Shall not have been found by a court in a domestic relation proceeding under Title 26 RCW, to have sexually abused or exploited any minor or to have physically abused any minor, within the last seven years.

(m) Shall not have been found in any disciplinary board final decision to have sexually or physically abused or exploited any minor or developmentally disabled person, within the last seven years.

(n) Shall not have intentionally and knowingly transported public school students within the state of Washington within the previous five years with an expired, lapsed, surrendered, or revoked authorization in a position for which authorization is required under this chapter.

(o) Shall not have a serious behavioral problem which endangers the educational welfare or personal safety of students, teachers, bus drivers, or other colleagues. For the purpose of this chapter, a serious behavioral problem includes, but is not limited to, conduct which indicates unfitness to carry out the responsibilities related to the occupation or job performance of transporting children, such as: Dishonesty; immorality; or misuse of alcohol, a controlled substance, or a prescription drug; or furnishing alcohol or controlled substances to a minor or student.

(2) Every school bus driver must also meet and continue to meet the following requirements:

(a) Be certified by a local school district that the person seeking a school bus driver authorization:

(i) Is physically able to maneuver and control a school bus under all driving conditions; and

(ii) Is physically able to use all hand/or foot operated controls and equipment found on state minimum specified school buses; and

(iii) Is physically able to perform daily routine school bus vehicle safety inspections and necessary emergency roadside services; and

(iv) Has sufficient strength and agility to move about in a school bus as required to provide assistance to students in evacuating the bus. The driver must be able to move from a seated position in a sixty-five passenger school bus, or the largest school bus the driver will be operating, to the emergency door, open the emergency door, and exit the bus through the emergency door, all within twenty-five seconds.

(b) Provide certification of passing a physical examination every twenty-four months in accordance with the standards established in 49 C.F.R. 391.41 through 391.49, of the Federal Motor Carrier Safety Regulations. School bus drivers must continue to meet these physical examination requirements during the time between examinations. This requirement does not prevent a school district from requesting a more frequent examination.

(c) Satisfactorily complete a comprehensive school bus driver training course and each year thereafter, satisfactorily complete a school bus driver in-service training course.

**AMENDATORY SECTION** (Amending WSR 96-20-042, filed 9/24/96, effective 10/25/96)

**WAC 180-20-111 Issuing procedures for school bus driver authorizations.** (1) School bus driver authorizations shall be issued by the superintendent of public instruction upon request by an authorized representative of the employing school district subject to compliance with the following provisions:

(2) The employing school district shall forward to the superintendent of public instruction an application for a school bus driver authorization prior to issuance. The following verifications relating to the applicant must be provided:

(a) Verification by a qualified training instructor of successful completion of the ((appropriate)) school bus driver training course, as defined in this chapter.

(b) Verification by the employing school district that it has on file a physical health certification or statement as required by this chapter.

(c) Verification by the employing school district that it has on file a current driver's abstract of the applicant's employment and nonemployment driving record issued by the department of licensing verifying compliance with all provisions of this chapter. The issue date of this abstract must be within sixty calendar days of the date the application is being submitted for authorization.

(d) Verification that the applicant has a current and valid first aid card or equivalent.

(e) Verification by the employing school district that it has on file a disclosure statement in compliance with preemployment inquiry regulations in WAC 162-12-140, signed by the applicant, specifying all convictions which relate to fitness to perform the job of a school bus driver under WAC 180-20-101 and all crimes against children or other persons, that meets the requirements of RCW 43.43.834(2).

(f) Verification that the school district has on file the results of a criminal record check as required under chapter 28A.400 RCW and that such results establish that the applicant has not committed any offense which constitutes grounds for denying, suspending, or revoking an authorization under this chapter.

(g) Verification by the school district that it has on file an applicant's disclosure of all serious behavioral problems which explains the nature of all such problems and/or conditions, a listing of the names, addresses, and telephone numbers of all doctors, psychologists, psychiatrists, counselors, therapists, or other health care practitioners of any kind or hospitals, clinics, or other facilities who have examined and/or treated the applicant for such problems and/or conditions and dates of examinations, therapy, or treatment and the school district has determined that any reported serious behavioral problem does not endanger the education welfare or personal safety of students, teachers, bus drivers, or other colleagues.

(h) Verification by the employing school district that the applicant complies with all of the requirements for school bus drivers set forth in this chapter.

(3) Upon approval of an application, the superintendent of public instruction shall issue a notice of school bus driver authorization to the employing school district.

(4) Subsequent authorizations for an individual driver with new or additional employing school districts must be issued from the superintendent of public instruction to such districts prior to the operation of any motor vehicle for the transportation of children.

(5) On or before August 15 of each year, the superintendent of public instruction will provide each school district with a list of authorized drivers and their status.

**AMENDATORY SECTION** (Amending WSR 96-20-042, filed 9/24/96, effective 10/25/96)

**WAC 180-20-115 Issuing procedures for temporary school bus driver authorization—Effective period.** A temporary authorization may be issued by an educational service district superintendent upon application by an authorized representative of the employing school district subject to compliance with the following provisions:

(1) Issuing procedure.

(a) Application for a temporary authorization must be approved by an authorized representative of the employing school district, verified by said school official that the applicant meets the qualification requirements set forth in WAC 180-20-101 (except for a course in first aid and/or the results of a requested criminal record check), and further verified by a certified instructor that the applicant has satisfactorily completed the ((appropriate)) school bus driver training course, as defined in this chapter. The application shall be submitted to the educational service district superintendent for approval.

(b) Upon approval of the application by the educational service district superintendent, the temporary authorization will be transmitted to the employing school district.

(2) Effective period. The temporary authorization shall be valid for a period of sixty calendar days and shall be non-renewable: *Provided*, That the issuing educational service district superintendent may extend such period for a reasonable number of days when extenuating circumstances exist.

**AMENDATORY SECTION** (Amending WSR 96-20-042, filed 9/24/96, effective 10/25/96)

**WAC 180-20-120 Discipline—Grounds for denial, suspension, or revocation of authorization.** (1) A request for an authorization may be denied or an authorization issued under this chapter may be suspended, or revoked for failure to meet any of the minimum requirements set forth in WAC 180-20-101, established by a preponderance of the evidence.

(2) Conduct, which by a preponderance of the evidence, amounts to a serious behavioral problem which endangers the educational welfare or personal safety of students, teachers, bus drivers, or other colleagues is grounds for denial, suspension, or revocation whether or not the conduct constitutes a crime. If the act constitutes a crime, conviction in a criminal proceeding is not a condition precedent to denial, suspension,

or revocation action. Upon such conviction, however, the judgment and sentence is conclusive evidence at the ensuing hearing of the guilt of the authorized driver or applicant of the crime described in the indictment or information, and of the person's violation of the statute on which it is based.

(3)(a) Any person in treatment for alcohol or other drug misuse shall have his or her authorization (~~temporarily~~) suspended until successful treatment is satisfactorily completed and the completion is confirmed by a state-approved alcohol or other drug treatment program(~~, or by the court~~) at which time the authorization will be reinstated.

(b) In all cases of deferred prosecution (~~eases~~) under chapter 10.05 RCW, the authorization shall be suspended until the court confirms successful completion of the court approved treatment program at which time the authorization will be reinstated.

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

- WAC 180-20-035 Definition—School bus driver.
- WAC 180-20-040 Definition—A school bus driver's authorization.
- WAC 180-20-055 Definition—School bus driver instructor's endorsement.
- WAC 180-20-060 Definition—School bus driver training course.
- WAC 180-20-070 Definition—School bus driver annual in-service training course.
- WAC 180-20-075 Definition—School bus driver instructor's course.
- WAC 180-20-080 Definition—Instructor's annual in-service course.
- WAC 180-20-150 Training and qualifications of school bus drivers—Administration.

**WSR 99-01-158**

**PROPOSED RULES**

**DEPARTMENT OF LICENSING**

[Filed December 23, 1998, 10:23 a.m.]

Continuance of WSR 98-24-044.

Preproposal statement of inquiry was filed as WSR 98-20-032.

Title of Rule: WAC 308-125-200 Standards of practice.

Purpose: Incorporation by reference the 1999 edition of the Uniform Standards of Professional Appraisal Practice, the generally recognized national organized standards of real estate appraisal. Incorporation by reference is required

because to incorporate the whole text would be unduly cumbersome and expensive.

Statutory Authority for Adoption: RCW 18.140.030 (16), (17).

Statute Being Implemented: Chapter 18.140 RCW.

Summary: Incorporate the 1999 edition of the Uniform Standards of Professional Appraisal Practice into WAC 308-125-200.

Reasons Supporting Proposal: That real estate appraisals in Washington state be performed in accordance with current generally accepted appraisal standards as evidenced by the most recent amendments to appraisal standards promulgated by the Appraisal Standards Board of the Appraisal Foundation. This is required by Section 1110, Title XI of the Financial Institutions Recovery, Reform and Enforcement Act of 1989 (12 USC 3339).

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Cleotis Borner, Jr., Olympia, (360) 753-1062.

Name of Proponent: Department of Licensing, Real Estate Appraiser Program, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: WAC 308-125-200 will incorporate by reference the 1999 edition of the Uniform Standards of Professional Appraisal Practice as promulgated by the Appraisal Standards Board of the Appraisal Foundation.

Proposal Changes the Following Existing Rules: Adopts current edition of the Uniform Standards of Professional Appraisal Practice.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed rule only adopts the current edition of the Uniform Standards of Professional Appraisal Practice and has no economic impact on small business.

RCW 34.05.328 does not apply to this rule adoption. The proposed rule change reflects the incorporation of the 1999 edition of the Uniform Standards of Professional Appraisal Practice. (Title XI; 12 U.S.C. Section 3301 et seq.) For this reason, the significant legislative rules provisions apply.

Hearing Location: Department of Licensing, Driver Examination Station, 2502 112th Street East, #200, Tacoma, WA, on Friday, January 29, 1999, at 9 a.m.

Assistance for Persons with Disabilities: Contact Ralph Birkedahl by January 22, 1998 [1999], TDD (360) 753-1966 or (360) 753-1062.

Submit Written Comments to: Cleotis Borner, Jr., Real Estate Appraiser Program, P.O. Box 9015, Olympia, WA 98507-9015, fax (360) 586-0998, by January 28, 1999.

Date of Intended Adoption: February 1, 1999.

December 22, 1998

Cleotis Borner, Jr.

Program Manager

PROPOSED

**AMENDATORY SECTION** (Amending WSR 98-17-083, filed 8/18/98, effective 9/18/98)

**WAC 308-125-200 Standards of practice.** (1) The standard of practice governing real estate appraisal activities will be the ~~((1998))~~ 1999 edition of the Uniform Standards of Professional Appraisal Practice of the Appraisal Foundation. A copy of the Uniform Standards of Professional Appraisal Practice is available for review and inspection at the office of the Real Estate Appraiser Unit Office, Olympia, Washington. The Uniform Standards of Professional Appraisal Practice is a copyright document. Copy of the full text may be obtained from the Appraisal Foundation at The Appraisal Foundation, P.O. Box 96734, Washington, DC 20090-6734.

(2) Expert review appraisers as defined by RCW 18.140.010(11) while performing expert reviews pursuant to chapter 18.140 RCW are exempt from the Uniform Standards of Professional Appraisal Practice, Standard 3 review provisions while performing expert reviews for the director.

**WSR 99-01-159  
PROPOSED RULES  
DEPARTMENT OF LICENSING**

[Filed December 23, 1998, 10:25 a.m.]

Continuance of WSR 98-23-025.

Preproposal statement of inquiry was filed as WSR 98-19-085.

Purpose: To increase fees pursuant to the requirements of RCW 43.24.086.

Statutory Authority for Adoption: RCW 43.24.086.

Statute Being Implemented: RCW 18.140.050.

Summary: To increase fees identified as WAC 308-125-120 (1), (4), (5), (6), (7), (8), (9), and (10).

Reasons Why Rules on this subject May be Needed and What They Might Accomplish: Under provision of RCW 43.24.086, the cost of each professional licensing program shall be borne by the members of the profession. The director of the Department of Licensing is charged with setting fees at a level sufficient to defray the costs of administering the program.

Projected revenue for the 1997-99 biennium from licensing fees is not sufficient to cover projected operating costs for the real estate appraiser program. An increase in original license applications anticipated as a result of mandatory licensing legislation has not been realized. In addition, many licensees have opted not to renew due to market conditions and perceptions regarding the value of certification or licensing.

Current resources are needed, at a minimum, to maintain program effectiveness. Program workload has shifted from primarily an application review process to include an emphasis on the enforcement of practice standards. Consumer complaints are technical in nature; related enforcement involves increased staff training, investigation and legal support costs.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Cleotis Borner, Jr., Olympia, (360) 753-1062.

Name of Proponent: Department of Licensing, Real Estate Appraiser Program, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Increase WAC 308-125-120(1), Application fee, from \$182.00 to \$196.00.

Increase WAC 308-125-120(4), Original certification fee, from \$102.00 to \$106.00.

Increase WAC 308-125-120(5), Certification renewal fee, from \$284.00 to \$302.00.

Increase WAC 308-125-120(6), Late renewal penalty fee, from \$36.00 to \$38.00.

Increase WAC 308-125-120(7), Duplicate certificate fee, from \$26.00 to \$28.00.

Increase WAC 308-125-120(8), Certification history record fee, from \$25.00 to \$27.00.

Increase WAC 308-125-120(9), Application for reciprocity fee, from \$182.00 to \$196.00.

Increase WAC 308-125-120(10), Original certification via reciprocity from \$102.00 to \$106.00.

Proposal Changes the Following Existing Rules: The 1998 legislature in supplemental operating budget bill ESSB 6108 approved an increase in fees for FY99 of 8%.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed rule raises fees 8%, the largest fee increase is only eighteen dollars. The increase does not impose more than minor costs on businesses and are exempt from small business economic impact statement preparation under RCW 19.85.030. The proposed rule also adjusts a fee pursuant to legislative approval.

RCW 34.05.328 does not apply to this rule adoption.

Hearing Location: Department of Licensing, Driver Examining, 2502 112th Street East, #200, Tacoma, WA, on Friday, January 29, 1999, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Ralph Birkedahl by January 22, 1999, TDD (360) 753-1966 or (360) 753-1062.

Submit Written Comments to: Cleotis Borner, Jr., Real Estate Appraiser Program, P.O. Box 9015, Olympia, WA 98507-9015, fax (360) 753-1062, by January 28, 1999.

Date of Intended Adoption: February 1, 1999.

December 22, 1998

Cleotis Borner, Jr.

Program Manager

**AMENDATORY SECTION** (Amending WSR 97-21-077, filed 10/17/97, effective 1/1/98)

**WAC 308-125-120 Fees and charges.** The following fees shall be paid under the provisions of chapter 18.140 RCW:

Title of Fee	Fee
(1) Application for examination	<del>\$(182.00)</del> <u>196.00</u>
(2) Examination	<del>(\$100.00**)</del> <u>100.00**</u>

PROPOSED

(3) Reexamination	<del>((100.00**))</del>	<del>{75.00}</del> <u>100.00**</u>
(4) Original certification	<del>((102.00*))</del>	<u>106.00*</u>
(5) Certification renewal	<del>((284.00*))</del>	<u>302.00*</u>
(6) Late renewal penalty	<del>((36.00))</del>	<u>38.00</u>
(7) Duplicate certificate	<del>((26.00))</del>	<u>28.00</u>
(8) Certification history record	<del>((25.00))</del>	<u>27.00</u>
(9) Application for reciprocity	<del>((182.00))</del>	<u>196.00</u>
(10) Original certification via reciprocity	<del>((102.00*))</del>	<u>106.00*</u>
(11) Temporary practice		150.00

\* Proposed fees for these categories marked with an asterisk include an estimated \$25.00 to be submitted by the state to Federal Government. Title XI, SEC. 1109 requires each state to submit a roster listing of state certified appraisers to the Appraiser Subcommittee "no less than annually." The state is also required to collect from such individuals who perform appraisals in federally related transactions, an annual registry fee of "not more than \$50," such fees to be transmitted by the state to the federal government on an annual basis.

~~((\*\* Charges for categories marked with a double asterisk are determined by contract with an outside testing service.))~~

\*\* Charges for categories marked with a double asterisk are determined by contract with an outside testing service.

**WSR 99-01-161  
PROPOSED RULES**

**EMPLOYMENT SECURITY DEPARTMENT**

[Filed December 23, 1998, 10:31 a.m.]

**Original Notice.**

Preproposal statement of inquiry was filed as WSR 98-18-090.

Title of Rule: Filing applications for unemployment benefits, filing weekly benefit claims, filing appeals and petitions for review, and notices provided to claimants.

Purpose: Beginning in February 1999, the department will implement a new process whereby applications for unemployment benefits will be filed by telephone rather than in person. The proposed changes are needed to identify how information will be provided to claimants, and how claimants are to request or provide information to the department, when claims are processed in an unemployment claims telecenter rather than in a local office.

Statutory Authority for Adoption: RCW 50.20.010, 50.12.040.

Statute Being Implemented: RCW 50.20.140.

Summary: The rules describe how applications for unemployment benefits, weekly benefit claims, appeals, and commissioner approved training requests, are to be filed when the department transitions to unemployment claims

telecenters. They also describe the information and written notices that will be provided by the department to individuals claiming unemployment benefits.

Reasons Supporting Proposal: The 1998 legislature passed HB [SSB] 6420 authorizing the department to accept unemployment applications by means other than in writing. The proposals provide for filing of applications and claims by telephone.

Name of Agency Personnel Responsible for Drafting: Juanita Myers, 212 Maple Park, Olympia, WA 98506, (360) 902-9665; Implementation and Enforcement: Dale Ziegler, 212 Maple Park, Olympia, WA 98506, (360) 902-3030.

Name of Proponent: Employment Security Department, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed rules provide instructions on filing applications for unemployment benefits, weekly benefit claims, and commissioner approved training, as well as appeals and petitions for review. They also describe the information that will be provided by the department to claimants, and how that information will be provided. These instructions are being modified because, beginning in February 1999, the department will begin taking applications for unemployment benefits via telephone calls to centralized unemployment claims telecenters, rather than claimants filing applications in person or by mail to a local office in their community. Authorization for the department to accept applications by means other than a written request was provided by the 1998 legislature in SSB 6420. It is anticipated that implementation of unemployment claims telecenters will result in improved customer services, reduced costs to the department, and more consistent application of the laws and rules governing unemployment benefits.

Proposal Changes the Following Existing Rules: The rules on filing appeals and petitions for review are amended to delete references to in-person filings. This is because unemployment claims processing will be done at the unemployment claims telecenters, which will not be available for in-person reporting. All transactions are being conducted via telephone, mail, or electronic telefacsimile. In addition, the rule is clarified regarding the agency records that will be maintained in the local employment centers.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed changes make no significant policy changes regarding how eligibility for unemployment benefits will be determined. They merely change the method by which applications and claims are filed. We do not anticipate the changes will result in more than minor costs on businesses in any industry.

Section 201, chapter 403, Laws of 1995, does not apply to this rule adoption. The proposed rules do not constitute "significant legislative rules" within the meaning of RCW 34.05.328. They pertain only to the method by which individuals file their applications and claims for unemployment benefits, and do not impact eligibility requirements. The proposed rules best fit within the definition of "procedural rules" described in the statute.

PROPOSED

Hearing Location: Employment Security Department, Public Affairs Conference Room, 2nd Floor, 212 Maple Park, Olympia, WA, on February 10, 1999, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Karen LaFreniere by February 9, 1999, TDD (360) 902-9589, or (360) 902-9582.

Submit Written Comments to: Barney Hilliard, Rules Coordinator, Employment Security Department, P.O. Box 9046, Olympia, WA 98504-9046, fax (360) 438-3226, by February 9, 1999.

Date of Intended Adoption: February 12, 1999.

December 22, 1998

Dale Ziegler

Assistant Commissioner

**Reviser's note:** The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 99-02 issue of the Register.

**WSR 99-01-169**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Medical Assistance Administration)

[Filed December 23, 1998, 10:46 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 98-08-074.

Title of Rule: Chapter 388-535 WAC, Dental-related services.

Purpose: The department is amending these rules per the Governor's Executive Order 97-02 which requires rules to be rewritten for clarity, concision, foundation in law, fairness, readability, and with public involvement. In addition, the department is expanding the geographic of the access to baby and child dentistry (ABCD) program, and requiring more prior authorization requirements of certain high-cost crowns for back teeth.

Statutory Authority for Adoption: RCW 74.08.090, 74.09.035, 74.09.520, and 74.09.700; 42 USC 1396d(a); 42 CFR 440.100 and 42 CFR 440.225.

Statute Being Implemented: RCW 74.09.035, 74.09.520, and 74.09.700; 42 USC 1396d(a); 42 CFR 440.100 and 42 CFR 440.225.

Summary: Medicaid clients may receive dental-related services, under limitations, including evaluations, cleaning, extractions, crowns, dentures, orthodontics, and referrals. Dentists, denturists, dental laboratories, and related professionals are paid for these services under specific limitations including medical/dental necessity, prior authorization from MAA in some cases, adequate record keeping, and post-pay reviews. State-funded clients receive a more limited range of services, including dentures and hospital-based dental services for emergencies and major trauma. Preventive services are offered to children.

Reasons Supporting Proposal: Congress and the state legislature authorized the department to offer these services, to protect the general health of Washington's noninsured pop-

ulation that is eligible for Medicaid or state-funded medical programs.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Carree Moore, DSHS/MAA/Family Services, Mailstop 45530, (360) 586-2763.

Name of Proponent: Department of Social and Health Services, Medical Assistance Administration, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Medicaid clients may receive dental-related services, under limitations, including evaluations, cleaning, extractions, crowns, dentures, orthodontics, and referrals. Dentists, denturists, dental laboratories, and related professionals are paid for these services under specific limitations including medical/dental necessity, prior authorization from MAA in some cases, adequate record keeping, and post-pay reviews. State-funded clients receive a much more limited range of services, including dentures and hospital-based dental services for emergencies and major trauma. Preventive services are offered to children.

Proposal Changes the Following Existing Rules: Expands the access to baby and child dentistry (ABCD) program for infants and toddlers from just Spokane County, to any area targeted by MAA as needing that program.

Requires prior authorization from MAA for crowns, except for stainless steel crowns (any teeth) and resin crowns (for primary teeth).

No small business economic impact statement has been prepared under chapter 19.85 RCW. The department has determined that no small businesses will be significantly affected.

RCW 34.05.328 applies to this rule adoption. A cost-benefit analysis (CBA) was prepared. A copy of that CBA is available from Allen Richards, Regulatory Improvement, Medical Assistance Administration, P.O. Box 45530, Olympia, WA 98504-5530, phone (360) 586-1008, fax (360) 753-7315, e-mail richaa@dshs.wa.gov.

Hearing Location: Lacey Government Center (behind Tokyo Bento Restaurant), 1009 College Street S.E., Room 104-B, Lacey, WA 98503, on February 9, 1999, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Paige Wall by January 29, 1999, phone (360) 902-7540, TTY (360) 902-8324, e-mail pwall@dshs.wa.gov.

Submit Written Comments to: 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 February 9, 1999.

Date of Intended Adoption: February 24, 1999.

December 18, 1998

Marie Myerchin-Redifer, Manager

Rules and Policies Assistance Unit

**Reviser's note:** The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 99-02 issue of the Register.

PROPOSED



**WSR 99-01-170**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Medical Assistance Administration)  
[Filed December 23, 1998, 10:48 a.m.]

**Original Notice.**

Preproposal statement of inquiry was filed as WSR 98-19-013.

Title of Rule: WAC 388-550-1050 Definitions, 388-550-1200 Limitations on hospital coverage, 388-550-2800 Establishing inpatient payment rates, 388-550-2900 Payment limits—Inpatient hospital services, 388-550-3000 DRG payment system, 388-550-3100 Calculating DRG relative weights, 388-550-3500 Inflation adjustments, 388-550-3700 DRG outliers and administrative day rates, 388-550-4500 Payment method—RCC, 388-550-4700 Payment—Non-SCA participating hospitals, 388-550-4800 Hospital payment method—State-only programs, and 388-550-6000 Payment—Outpatient hospital services.

Purpose: To rewrite the rule per the Governor's Executive Order 97-02 which mandates readability, clarity, foundation in law, etc.; and to describe new methods of paying hospital providers. One new method is to change the high and low outlier thresholds for diagnosis-related group (DRG) claims. The other new method is to cap dual Medicare/Medicaid hospital payments at Medicaid's maximum.

Statutory Authority for Adoption: RCW 74.08.090; 42 USC 1395x(v); 42 USC 11303; 42 USC 2652; 42 CFR 447.271.

Statute Being Implemented: 42 USC 1395x(v); 42 USC 11303; 42 USC 2652; 42 CFR 447.271.

Summary: As of July 1, 1999, low-cost DRG outliers will be defined as: Allowed charges less than or equal to 10% of the applicable DRG payment or \$450, whichever is greater. As of July 1, 1999, high-cost DRG outliers will be defined as allowed charges of three times the applicable DRG payment or \$33,000, whichever is greater. Effective with the permanent adoption of the rule, the department's maximum Medicaid payment of dual Medicare/Medicaid hospital claims will be Medicaid's maximum.

Reasons Supporting Proposal: Federal legislation allows states to make these changes.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Larry Linn, P.O. Box 45510, Olympia, WA 98504-5510, (360) 753-4338.

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 rules describe the methodology the department uses to pay hospitals who provide inpatient and outpatient services to Medicaid and medical services client of the department.

Proposal Changes the Following Existing Rules: As of July 1, 1999, low-cost DRG outliers will be defined as allowed charges less than or equal to 10% of the applicable DRG payment or \$450, whichever is greater. As of July 1,

1999, high-cost DRG outliers will be defined as allowed charges of three times the applicable DRG payment or \$33,000, whichever is greater. Effective with the permanent adoption of the rule, the department's maximum Medicaid payment of dual Medicare/Medicaid hospital claims will be Medicaid's maximum.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Small businesses are not affected by these rule changes.

RCW 34.05.328 applies to this rule adoption. The department has prepared a cost-benefit analysis (CBA) regarding these rule changes. A copy of that CBA can be obtained from Larry Linn, Hospital Rates Section, Division of Operation Support Services, Medical Assistance Administration, Department of Social and Health Services, P.O. Box 45510, Olympia, WA 98504-5510, phone (360) 753-4338, e-mail linnld@dshs.wa.gov.

Hearing Location: Lacey Government Center (behind Tokyo Bento Restaurant), 1009 College Street S.E., Room 104-B, Lacey, WA 98503, on February 23, 1999, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Paige Wall by February 13, 1999, phone (360) 902-7540, TTY (360) 902-8324, e-mail pwall@dshs.wa.gov.

Submit Written Comments to: 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 February 23, 1999.

Date of Intended Adoption: February 24, 1999.

December 22, 1998

Marie Myerchin-Redifer, Manager  
Rules and Policies Assistance Unit

Reviser's note: The material contained in this filing exceeded the page-count limitations of WAC 1-21-040 for appearance in this issue of the Register. It will appear in the 99-03 issue of the Register.

**WSR 99-01-171**  
**PROPOSED RULES**  
**STATE BOARD OF EDUCATION**  
[Filed December 23, 1998, 10:49 a.m.]

**Original Notice.**

Preproposal statement of inquiry was filed as WSR 98-16-098.

Title of Rule: WAC 180-82-331 Early childhood special education—Primary.

Purpose: This new section will establish an endorsement in early childhood special education as part of the endorsement system to become effective after August 31, 2000.

Statutory Authority for Adoption: RCW 28A.410.010, 28A.305.130 (1) and (2).

Summary: See Purpose above.

Reasons Supporting Proposal: Individuals teaching early childhood special education students need to have training geared to that specific developmental level.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Larry Davis, State Board of Education, Olympia, (360) 753-6715.

Name of Proponent: State Board of Education, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See above.

Proposal Changes the Following Existing Rules: See above.

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.

Hearing Location: Lacey Attorney General Center, 4224 6th Avenue S.E., RoweSix Complex, Building Six, on January 26, 1999, at 8:00 a.m.

Assistance for Persons with Disabilities: Contact Carolyn Berger by January 12, 1999, TDD (360) 664-3631, or (360) 753-6715.

Submit Written Comments to: Rules Coordinator, State Board of Education, P.O. Box 47206, Olympia, WA 98504-7206, fax (360) 586-2357, by January 12, 1999.

Date of Intended Adoption: January 27, 1999.

December 7, 1998

Larry Davis

Executive Director

(6) Strategies for environmental design and management of physical space, equipment, and materials.

(7) Procedural and substantive legal issues in special education, including provisions for eligible infants and toddlers.

(8) Least restrictive environment/natural environment/inclusion strategies for early childhood special education.

(9) Specially designed instruction, including curriculum materials in all developmental domains and content areas.

(10) Age and developmentally appropriate, effective strategies for teaching pro-social skills and addressing behavioral problems.

(11) Transition planning for new settings.

(12) Organization and management systems (i.e., individualized family service plan/individualized education plan, scheduling, evaluation, and recordkeeping/data collection).

(13) Collaboration, teaming, and partnerships with families, professionals, and related human services agency personnel.

(14) Supervision of paraprofessionals.

PROPOSED

## NEW SECTION

**WAC 180-82-331 Early childhood special education—Primary.** In order to receive a primary endorsement in early childhood special education, the candidate shall have completed a state approved preparation program in early childhood special education which shall be comprised of the appropriate pedagogy courses and field experiences/internship pursuant to chapter 180-78A WAC, as well as forty-five quarter credit hours (thirty semester credit hours) in the subject areas below. Through the completion of this course work and/or an alternative performance-based assessment acceptable to the college/university, the candidate shall have demonstrated knowledge and skills in the following areas:

(1) Typical and atypical growth and development (cognitive, linguistic, motor and social).

(2) Dynamics of family systems and involving parents and community agencies in early childhood development, including knowledge of cultural and linguistic diversity.

(3) Exceptionally—defined as an overview of all disabling conditions, including low to high incidence disabilities.

(4) Curriculum modification and adaptation (including developmental precursors to the essential academic learning requirements), accommodations, special aids, technology, and equipment.

(5) Age appropriate child assessment and evaluation strategies:

(a) Functional analysis of behavior, including caregiver-child interactions.

(b) Individualized family service plan/individualized education plan development.

(c) Accommodations for the Washington assessment of student learning.

**WSR 99-01-179**  
**PROPOSED RULES**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**

[Filed December 23, 1998, 11:43 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 98-22-106.

Title of Rule: WAC 296-30-020 Vehicular assault, 296-30-060 Requirement to report criminal acts, 296-30-081 Acceptance of rules and fees for medical and mental health services, 296-30-900 Effective date of amendatory acts, 296-31-040 Special programs, 296-31-071 Keeping of records, 296-31-072 Review of mental health service providers, 296-31-073 Utilization management, 296-31-075 Excess recoveries, and 296-31-080 Billing procedures.

New section WAC 296-31-085 Can out-of-state providers bill the department?

Repeal of WAC 296-30-025 Medical assistance eligibility and 296-31-100 Severability.

Purpose: Two of the rules are unnecessary or obsolete and are being repealed, one is being updated with housekeeping amendments, and the others are being rewritten in language that can be more clearly understood.

Statutory Authority for Adoption: WAC 296-30-020, RCW 7.68.020, 7.68.030; WAC 296-30-060, RCW 7.68.060 (1)(b), 7.68.030; WAC 296-30-081, 296-31-080 and 296-31-085, RCW 7.68.030, 7.68.080, 7.68.120, 51.36.010, 51.04.020 (1) and (4), 51.04.030; WAC 296-30-900 and 296-31-040, RCW 7.68.030; WAC 296-31-071, 296-31-072 and 296-31-073, RCW 7.68.030, 51.04.020(4), 51.04.030; and WAC 296-31-075, RCW 7.68.030, 7.68.050, 7.68.130.

Statute Being Implemented: Chapter 7.68 RCW, Crime Victims Act.

Summary: In connection with the Governor's Executive Order 97-02 on regulatory improvement, the crime victims compensation program is conducting an intensive review of its administrative rules.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Cletus Nnanabu, CVC Program Manager, 7273 Linderson Way, Tumwater, WA, (360) 902-5340.

Name of Proponent: Washington State Department of Labor and Industries, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: These rules are the first segment of rules the crime victims compensation program will be rewriting under an intensive rule review in connection with the Governor's Executive Order 97-02 on regulatory improvement.

The conclusion following intensive review was that the rules could be rewritten to be clearer to victims and to service providers. Two are no longer needed and should be repealed. The purpose and anticipated effect will be that the rules are easier to understand to all parties.

Proposal does not change existing rules.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed amendments clarify language without changing effect. There are no additional compliance requirements creating costs to businesses.

RCW 34.05.328 does not apply to this rule adoption. These rules only correct typographical errors, make address or name changes, or clarify language of a rule without changing its effect; and are being rewritten in connection with the Governor's Executive Order 97-02 on regulatory improvement.

Hearing Location: Department of Labor and Industries, Room S119, 7273 Linderson Way S.W., Tumwater, WA, on January 26, 1999, at 1:30 p.m.

Assistance for Persons with Disabilities: Contact Nancy Reubens by January 12, 1999, TDD (360) 902-4974, or 1-800-762-3716.

Submit Written Comments to: Valerie Estes, Crime Victims Compensation Program, P.O. Box 44520, Olympia, WA 98504-4520, e-mail ESTS235@LNI.WA.GOV, fax (360) 902-5333, by February 2, 1999.

Date of Intended Adoption: March 4, 1999.

December 8, 1998

Gary Moore

Director

**AMENDATORY SECTION** (Amending WSR 94-02-015, filed 12/23/93, effective 1/24/94)

**WAC 296-30-020** (~~Vehicular assault.~~) **Who is covered when a motor vehicle crime occurs?** (~~Chapter 7.68 RCW shall cover those people killed or injured as a result of a vehicular assault that occurred after July 24, 1983 if there has been a conviction for the vehicular assault. Eligibility occurs when the claimant's injury results in the assailant's conviction for vehicular assault, or when the claimant's injury is a direct result of the collision that led to the vehicular~~

~~assault conviction. The claimant's injury need not be the one that led to the conviction.~~) **The Crime Victims Act covers injury or death in motor vehicle crimes covered by RCW 7.68.020 (2)(a). Anyone injured or killed in the accident is eligible for benefits.**

**AMENDATORY SECTION** (Amending WSR 97-02-090, filed 12/31/96, effective 1/31/97)

**WAC 296-30-060** (~~Requirement to report criminal acts.~~) **Who does a victim report the crime to in order to meet reporting requirements?** (~~((1) The following are examples under which the twelve month reporting requirement in RCW 7.68.060 (1)(b) may be tolled:~~

~~(a) Unconsciousness or coma of victim.~~

~~(b) Youth of victim (because of age the victim is unaware that a crime has been committed against her).~~

~~(c) Rape trauma syndrome or medical condition affecting the victim's capacity to act.~~

~~(d) A report of an assault against a child made to children's protective services when the report is made within twelve months of when it reasonably could have been made.~~

~~(2) This list is not and should not be considered exhaustive but is for illustrative purposes.)~~ **The crime can be reported to any of the following:**

**(1) Local law enforcement (city, county or state police agencies);**

**(2) Federal police;**

**(3) Indian tribal police;**

**(4) Military police; or**

**(5) Child protective services (CPS) when they have reported to local police.**

**AMENDATORY SECTION** (Amending WSR 97-02-090, filed 12/31/96, effective 1/31/97)

**WAC 296-30-081 Acceptance of rules and fees for medical and mental health services.** Providing medical or counseling services to an injured crime victim whose claim for crime victims compensation benefits has been accepted by the department constitutes acceptance of the department's medical aid rules and compliance with its rules and fees. Maximum allowable fees shall be those fees contained in the publications entitled *Medical Aid Rules and Fee Schedules and Crime Victims Compensation Program Mental Health Treatment Rules and Fees*, less any available benefits of public or private collateral resources, except as follows:

~~((The percentage of allowed charges authorized by WAC 296-23A-105: Payment for hospital inpatient and outpatient services, WAC 296-23A-155: New hospitals, WAC 296-23A-160(3): Excluded and included services, and WAC 296-23A-165: Out-of-state hospitals shall be equal to the percentage of allowed charges established by the department of social and health services under Title 74 RCW and WAC 388-87-070(6): Payment hospital inpatient services.))~~ **The percent of allowed charges authorized for hospital inpatient and outpatient services billed by revenue code are those rates established by the department of social and health services under Title 74 RCW and WAC 388-550-4500 (1)(a) and 388-550-6000 (1)(a).**

If any of the maximum allowable fees in the publications entitled *Medical Aid Rules and Fee Schedules and Crime Victims Compensation Program Mental Health Treatment Rules and Fees* is lower than the maximum allowable fees for those procedures established by the department of social and health services under Title 74 RCW, the Title 74 RCW fees are the maximum allowable fees for those procedures.

Prior to the establishment or amendment of the fee schedules, the department will give at least thirty calendar days notice by mail to interested persons who have made timely request for advance notice of the establishment or amendment of the fee schedules. To request advance notice of the establishment or amendment of the medical fee schedules, interested persons must contact the department at the following address:

Department of Labor and Industries  
Health Services Analysis  
P.O. Box 44322  
Olympia, WA 98504-4322

To request advance notice of the establishment or amendment of the mental health fee schedules, interested persons must contact the department at the following address:

Department of Labor and Industries  
Crime Victims Compensation Section  
P.O. Box 44520  
Olympia, WA 98504-4520

An injured victim shall not be billed for his or her accepted injury. The department shall be billed only after available benefits of public or private insurance have been determined. Bills must be submitted within ninety days from the date of service to be considered for payment. If insurance or public agency collateral resources exist, bills must be received within ninety days following payment or rejection by the resource. A copy of the payment or rejection must accompany the bill.

If the service provider has billed the injured victim and is later notified that the department has accepted the victim's claim, the provider shall refund to the injured victim any amounts paid, and bill the department for services rendered at their usual and customary fees if such rates are in excess of the public or private insurance entitlements.

On claims closed over ninety days, the department will pay for completion of a reopening application (Code 1041M), an office visit and diagnostic studies necessary to complete the application. No other benefits will be paid until the adjudication decision is rendered. When reopening is granted, the department can pay benefits for a period not to exceed sixty days prior to the date the reopening application is received by the department.

Providers outside of the state of Washington are subject to the same requirements, and are paid the same fees, as providers inside the state, with the exception of independent medical or mental health examinations, which will be paid at the examiner's usual customary fee.

AMENDATORY SECTION (Amending WSR 97-02-090, filed 12/31/96, effective 1/31/97)

WAC 296-30-900 ((Effective date of amendatory acts.)) **What law controls a claim if a statute is amended after the date of the criminal act?** ((The statute in effect at the time the criminal act occurred is the controlling law.)) **The statute in effect when the criminal act occurred is the controlling law. The act occurs when the perpetrator commits the criminal conduct.**

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 296-30-025 Medical assistance eligibility.

AMENDATORY SECTION (Amending WSR 92-23-033, filed 11/13/92, effective 12/14/92)

WAC 296-31-040 ((Special programs.)) **Can the department purchase or authorize a special service or treatment that does not appear in its fee schedule?** ((+) The department may enter into special agreements for services or special treatment modalities or services provided by community-based mental health treatment centers, rape crisis centers, domestic violence shelters, medical facilities, and medical facility-based sexual assault treatment centers, provided under the direction of registered providers authorized to bill the department. Special agreements are for services or treatment modalities other than routine services or treatment modalities covered under the fee schedule, and may include, but are not limited to, group counseling, crisis counseling, and emergency assistance and referral programs, or multidisciplinary or inter-disciplinary programs such as day treatment, drug, alcohol, and chemical dependency treatment.

(2) The department shall establish payment rates for special agreements or treatment modalities, and may establish outcome criteria, measures of effectiveness, minimum staffing levels, certification requirements, special reporting requirements, and such other criteria as will ensure that claimants receive good quality and effective services treatment at the least cost, consistent with necessary services.

(3) Special agreements shall be purchased or authorized at the discretion of the department. The department may terminate special programs from the crime victims compensation program upon thirty days notice to the provider.)) (1) We may purchase and/or authorize agreements for service or treatment not covered in the fee schedule.

(2) The service or treatment must be provided by registered providers authorized to bill the department.

(3) We must establish payment rates for special agreements for service or treatment that we purchase or authorize.

(4) We may establish criteria to ensure each claimant receives quality and effective service or treatment that is provided at the least cost and is consistent with necessary services. Examples include, but are not limited to, outcome criteria, measures of effectiveness, minimum staffing levels,

certification requirements, and special reporting requirements.

(5) We may terminate a special agreement by giving the provider thirty days written notice.

**AMENDATORY SECTION** (Amending WSR 92-23-033, filed 11/13/92, effective 12/14/92)

**WAC 296-31-071 ((Keeping of records.)) What records must providers maintain?** ((A provider who requests payment from the department for services shall maintain all patient and billing records necessary for the director's authorized auditors to audit the provision of services. A provider shall keep all records necessary to disclose the extent of services furnished to claimants or their family members. These records shall be provided to department representatives upon request and at a minimum, these records shall include specific documentation of the level and type of service for which payment is sought. Records must be maintained for audit purposes for a minimum of five years from the date of the last treatment of the claimant.

The confidentiality concerning the safeguarding and release of claimant personal information is governed under RCW 7.68.140 and 7.68.145 of the Crime Victims Act. The department may be contacted for brochures and copies of the act.) If providers request payment from us for service, they must:

(1) Maintain all patient and billing records needed to:

(a) Determine the extent of services provided to claimants or to their family members. Each record must, at a minimum:

(i) Document the level and type of service provided; and

(ii) Where applicable, indicate the name of our representative who authorized equipment or treatment.

(b) Comply with our audit of services, if an audit is authorized.

(2) Maintain records for audit purposes for at least five years from the claimant's last treatment date.

(3) Provide records to us, if requested.

Note: The confidentiality (safeguarding and release) of a claimant's records is governed by RCW 7.68.140 and 7.68.145 of the Crime Victims Act.

**AMENDATORY SECTION** (Amending WSR 92-23-033, filed 11/13/92, effective 12/14/92)

**WAC 296-31-072 ((Review of mental health services providers.)) Are provider records subject to a health care services review or an audit?** ((1) The department may review providers' patient and billing related records to ensure claimants are receiving proper and necessary care and to ensure providers' compliance with the department's rules, fee schedules, and policies. A records review may be the basis for corrective action against the provider.

(2) The department may review records before, during, or after delivery of services. Records reviews may be conducted for cause or at random and may include the utilization of statistical sampling methodologies and projections based upon sample findings. Records reviews may be conducted at

or away from the provider's places of business, at the department's discretion.

(3) The department will give ten working days written notification to any provider, except as authorized in WAC 296-18A-460, that the provider's patient and billing related records will be reviewed by an auditor at the provider's place(s) of business to determine compliance with mental health rules and standards.

(4) The provider shall provide, in lieu of originals, legible copies of providers' records if requested by the department. Providers shall furnish copies of the requested records within thirty calendar days of receipt of the request.

(5) The department will not remove original records from provider's premises.

(6) For information regarding the formal appeals process, refer to chapter 51.52 RCW.) (1) We may review or audit patient and related billing records to ensure:

(a) Claimants are receiving proper and necessary care; and

(b) You are complying with our mental health rules, fee schedules, and policies.

A records review can become the basis of corrective action against you.

(2) We may review your records:

(a) Before, during or after delivery of services;

(b) For cause or at random;

(c) Using statistical sampling methods and projections based on sample findings; and

(d) At or away from your place(s) of business.

(3) We must provide you with ten working days written notice that our auditors intend to review your patient and related billing records at your place(s) of business.

(4) We will not remove original records from your place of business, but we may request copies of your records. If copies are requested, they must be legible and provided to us within thirty calendar days of receiving our request.

**AMENDATORY SECTION** (Amending WSR 92-23-033, filed 11/13/92, effective 12/14/92)

**WAC 296-31-073 ((Utilization management.)) Can the department enlist utilization review or management programs?** ((The department, as a trustee of funds appropriated by legislature, has a duty to supervise the provision of proper and necessary mental health care that is delivered promptly, efficiently, and economically. Toward this end, the department uses utilization management programs. These programs are designed to monitor and control the proper and necessary use and cost of services.

These programs include, but are not limited to, managed care contracting, prior authorization for services, and alternative reimbursement systems.) As a trustee of funds appropriated by the legislature, we have a duty to supervise the provisions of proper and necessary mental health care. We may enlist utilization review or management programs to monitor and control the delivery, use, and cost of necessary mental health care services. Examples include, but are not limited to, managed care contracting, prior authorization of services, and alternative reimbursement systems.

PROPOSED

AMENDATORY SECTION (Amending WSR 95-15-004, filed 7/5/95, effective 8/5/95)

**WAC 296-31-075 (~~Excess recoveries~~) What is excess recovery?** ((In cases where a recovery has been made resulting in an excess recovery subject to offset from the future benefits or compensation due, the department is not liable for payment for services rendered by providers. The claimant is responsible for payment at department fee schedule rates. The claimant should be treated and the department billed in accordance with these mental health treatment rules and instructions. When bills are processed against the amount of the excess recovery, the department will notify the provider. The department will resume financial responsibility to or on behalf of the claimant when the amount of such excess has been reduced to zero. Charges for reports, consultations and other actions required of providers by the department solely for the purpose of the department's management of claims will be paid by the department during the period within which the excess recovery is being reduced.)) The remaining balance of a recovery, which is paid to the victim but must be used to offset future payment of benefits.

**How does excess effect the bill payment process?**

(1) When an excess recovery exists, the department is not responsible for payment of bills.

(2) The provider must bill the department in accordance with the department's medical aid rules and maximum fee schedules.

(3) The department will:

(a) Determine the amount payable according to the fee schedule;

(b) Credit the excess recovery with the amount payable; and

(c) Send the provider a remittance advice showing the amount due from the victim.

(4) The victim must pay the provider in accordance with the remittance advice.

(5) When the excess is reduced to zero the department will resume responsibility for payment of bills.

AMENDATORY SECTION (Amending WSR 97-02-090, filed 12/31/96, effective 1/31/97)

**WAC 296-31-080 (~~Billing procedures~~) How do providers bill for services?** ((1) All services rendered must be in accordance with these mental health treatment rules. The department may reject bills for services rendered in violation of these rules. The claimant may not be billed for services rendered in violation of these rules. However, claimants may be billed if they fail to keep or miss a properly scheduled appointment.

Providers shall bill their usual and customary fee for services. If a usual and customary fee for any particular service is lower to the general public than listed in the fee schedules, the practitioner shall bill the department at the lower rate.

(a) Bills must be itemized on department forms or other forms which have been approved by the department. Physicians, advanced registered nurse practitioners, psychologists, and masters level mental health counselors may use the National Standard HCFA 1500 Health Insurance Claim Form

or the department's statement for crime victim services. When billing for treatment of a family member other than the claimant, you must identify the family member by name and relationship to the claimant. Hospitals use the UB-92 billing form for institution services and the National Standard HCFA 1500 Health Insurance Claim Form for professional services.

(b) Bills must specify the date and type of service, the appropriate procedure code, the condition treated, and the charges for each service.

(c) Every bill submitted to the department must be completed to include the following:

- (i) Claimant's name and address;
- (ii) Claimant's claim number;
- (iii) Date of injury;
- (iv) Referring provider's name;
- (v) Dates of service;
- (vi) Place of service;
- (vii) Type of service;
- (A) Psychiatrists and psychologists use type of service 3.
- (B) Master level counselors use type of service M.
- (C) Advanced registered nurse practitioners (ARNP) use type of service N.

(viii) Appropriate procedure code or hospital revenue code;

(ix) Description of service; if mental health patient is not the claimant, give name and relationship to the claimant;

- (x) Charge;
- (xi) Units of service;
- (xii) Total bill charge;
- (xiii) Provider of service;
- (xiv) Group, clinic, center, or facility name;
- (xv) Billing address;
- (xvi) Federal tax information;
- (A) Federal tax identification number; or
- (B) Social Security number.

(xvii) Date of billing;

(xviii) Submission of supporting documentation required under (f) of this subsection;

(xix) Private or public insurance eligibility and amounts paid.

(d) Responsibility for the completeness and accuracy of the description of services and charges billed rests with the provider rendering the service, regardless of who actually completes the bill form.

(e) Providers are urged to bill on a monthly basis. Bills must be submitted within ninety days from the date of service to be considered for payment. If insurance or public agency collateral resources exist bills must be received within ninety days following payment or rejection by the resource. A copy of the payment or rejection must accompany the bill.

(f) The following supporting documentation must be maintained and submitted when billing for services, as may be appropriate:

- (i) Intake evaluation;
- (ii) Progress reports;
- (iii) Consultation reports;
- (iv) Special or diagnostic study reports;
- (v) Independent assessment or closing exam reports;
- (vi) For BR procedures — see WAC 296-31-090 for requirements;

PROPOSED

(vii) ~~Claimant public or private insurance information.~~

(g) ~~The claim number must be placed in the upper right hand corner on each bill and on each page of reports and other correspondence.~~

(h) ~~Rebills. If a provider does not receive payment or notification from the department within ninety days, services may be rebilled. Rebills must be submitted for services denied if a claim is closed or rejected and subsequently reopened or allowed. Rebills should be identical to the original bill. Same charges, codes, and billing date. The statement "rebill" must appear on the bill.~~

(i) ~~Any inquiries regarding adjustment of charges must be submitted within ninety days from the date of payment to be considered.~~

(j) ~~Any denied charge may be protested in writing to the department or appealed to the board of industrial insurance appeals.~~

(2) ~~Allowance and payment for medication. The department will pay for medications or supplies dispensed for the treatment of conditions resulting from a crime victim injury and/or conditions which are retarding the recovery from the claimant's condition, for which the department has accepted temporary responsibility. Specific information governing allowance and payment for medication is contained in WAC 296-20-17001.~~

(3) ~~Payment of out-of-state providers.~~

(a) ~~Providers of mental health services located outside of the state of Washington shall bill their usual and customary fees and will be paid according to the Washington state crime victims compensation program mental health treatment rules and fees.~~

(b) ~~Independent medical exams (independent assessments) shall be billed and paid according to the examiner's usual and customary fee.~~

(c) ~~In all cases these payment levels are the maximum allowed to providers of services to claimants. Should a provider's charge exceed the payment amount allowed under the state of Washington crime victim compensation program rules, the provider is prohibited from charging the claimant for the difference between the provider's charge and the allowable rate. Providers violating this provision are ineligible to treat claimants as provided by these mental health rules and are subject to other applicable penalties.~~

(d) ~~Only those diagnostic and treatment services authorized under the state of Washington mental health rules may be allowed by the department. As determined by the department, the scope of practice of providers in bordering states may be recognized for payment purposes, except that in all cases WAC 296-20-03002 (treatment not authorized) shall apply. Specifically, services permitted under crime victims compensation programs in the provider's place of business, but which are not allowed chapters 296-20, 296-30, and 296-31 WAC of the state of Washington, may not be reimbursed. When in doubt, the provider should verify coverage of a service with the department.~~

(e) ~~Out-of-state hospitals will be paid according to WAC 296-30-081.)~~ (1) Neither the department nor the claimant is required to pay for provider services which violate the mental health treatment rules, fee schedule or department policy.

(2) All fees listed are the maximum fees allowable. Providers must bill their usual and customary fee for each service. If this is less than our fee schedule rate, you must bill us at the lesser rate. The department will pay the lesser of the billed charge or the fee schedule's maximum allowable.

The provider is prohibited from charging the claimant for any difference between the provider's charge and our allowable amount.

(3) Regardless of who completes the bill form, you are responsible for the completeness and accuracy of the description of services and of the charges billed.

(4) All bills submitted to the department must:

(a) Be itemized on forms approved by us.

For example: Physicians, psychologists, advanced registered nurse practitioners and master level mental health counselors may use our form or the national standard HCFA 1500 health insurance claim form. Hospitals use the UB 92 billing form for institution services and the national standard HCFA 1500 health insurance claim form for professional services.

(b) Refer to the crime victims compensation program mental health treatment rules and fees booklet for procedure code listings and detailed billing instructions. Billings must be submitted in accordance with this publication.

(5) The following supporting documentation must be maintained and, if applicable, submitted when billing for services:

(a) Intake evaluation;

(b) Progress reports;

(c) Consultation reports;

(d) Special or diagnostic study reports;

(e) Independent assessment or closing exam reports;

(f) BR (by report) describing why a service or procedure is too unusual, variable, or complex to be assigned a value unit;

(g) The claimant's or patient's (if patient is other than claimant) private or public insurance information;

For example: When services provided are for survivors of homicide victims.

(6) The claim number must appear in the appropriate field on each bill form. Reports and other correspondence must have the claim number in the upper right hand corner of each page.

(7) You may rebill us if your bill is not reported on your remittance advice within sixty days. Unless the information on the original bill was incorrect, a rebill should be identical. Rebills must be submitted for services denied if a claim is closed or rejected and subsequently reopened or allowed.

(8) We will adjust charges when appropriate. We must provide you with a written explanation as to why a billing was adjusted. A written explanation is not required if the adjustment was made solely to conform to our maximum allowable fees. Any inquiries regarding adjustment of charges must be received in the required format within ninety days from the date of payment.

#### NEW SECTION

**WAC 296-31-085 Can out-of-state providers bill the department?** (1) Providers of mental health diagnostic and treatment services located outside the state of Washington:

(a) May bill us for services that we allow and are authorized by the crime victims compensation program mental health treatment rules;

(b) Must bill us according to the provisions of this chapter;

(c) Must bill their usual and customary fees; and

(d) Will be paid according to the Washington state crime victims compensation program mental health treatment rules and fees.

Exception: Hospitals located outside the state of Washington are paid according to WAC 296-30-081.

(2) Independent medical or mental health examinations must be billed and will be paid according to the examiner's usual and customary fee.

(3) We will not reimburse a charge for service(s) allowed under any out-of-state crime victims compensation program unless it is allowed in chapters 296-30 and 296-31 WAC. When in doubt, the provider should contact us to verify coverage.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 296-31-100 Severability.

PROPOSED



**WSR 99-01-039**  
**EXPEDITED ADOPTION**  
**HIGHER EDUCATION**  
**COORDINATING BOARD**

[Filed December 9, 1998, 11:32 a.m.]

Title of Rule: WAC 250-61-090.

Purpose: Administrative requirements.

Statutory Authority for Adoption: Chapter 28B.85 RCW.

Summary: Identify additional conditions for administrators.

Reasons Supporting Proposal: Need additional criteria to ensure fair business practices.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Jane Battey, 1603 Cooper Point, Olympia, WA (360) 586-2848.

Name of Proponent: Higher Education Coordinating Board, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: Rule identifies four conditions that disqualify administrator of a degree-granting institution: (a) Conviction of a felony within ten years; (b) involuntary surrender of license to operate a school in Washington; (c) served with cease and desist order for activities in violation of current WAC; (d) denied renewal of license because of violation of current WAC.

Proposal Changes the Following Existing Rules: This change protects consumers and students from potential losses of prepaid tuition and fees.

**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 Jane Battey, Higher Education Coordinating Board, P.O. Box 43450, 1603 Cooper Point Road, Olympia, WA 98504-3450, AND RECEIVED BY February 20, 1999.

December 9, 1998

Jane E. Battey  
Associate Director

AMENDATORY SECTION (Amending WSR 95-01-003, filed 12/8/94, effective 1/8/95)

**WAC 250-61-090 Administrative requirements.** (1) Name. The official name of the institution shall be consistent with and appropriate to the program(s) of study offered.

(2) Purpose. The institution shall clearly define its purpose or mission in an official statement which describes its

role in higher education. The statement shall reflect the practice of the institution.

(3) Administration and governance. The institution shall be governed by bylaws or policies defining a chain of authority and responsibility.

(a) Administrators shall normally be graduates of recognized accredited institutions and possess academic credentials and prior higher education administrative experience for their area of responsibility.

(b) The main campus of the institution shall have, as a minimum, a chief executive officer, an academic officer, a registrar, a business officer, a student services officer, a library director, and, if financial aid services are offered, a financial aid officer. These officers shall be accessible to students, faculty, and other personnel located at the main campus and at educational sites or centers in Washington.

(i) The chief executive and academic officers shall possess at least the master's degree and experience in college-level management, teaching, and academic administration, unless the institution can demonstrate that these are not the normally accepted standards for an institution offering the same level of instruction.

(ii) The registrar, business, and student services officers shall possess at least the baccalaureate degree and college-level experience in admissions/student records, accounting/managerial services, and student services respectively, unless the institution can demonstrate that these are not the normally accepted standards for an institution offering the same level of instruction.

(iii) The financial aid officer and library director shall possess at least the baccalaureate degree and experience in their assigned areas, unless the institution can demonstrate that these are not the normally accepted standards for an institution offering the same level of instruction.

(c) The institution shall specify an individual who will serve as the principal contact person for each educational site or academic center in Washington. This institutional representative shall be responsible for instructional program coordination and student services.

(d) The institution shall have policies and provisions for the involvement of faculty in the academic affairs, curriculum development, and governance of the institution. The institution also shall have policies and provisions for faculty selection, orientation, teaching load, supervision, evaluation, and professional development.

(4) The following conditions shall disqualify individuals as an administrator of a degree-granting institution:

(a) Conviction of a felony within the past ten years;

(b) Involuntary surrender of a license to operate a school in Washington;

(c) Having been served with a cease and desist order for activities in violation of the current Washington Administrative Code; or

(d) Denial of renewal of a license because of violation of the current Washington Administrative Code.

**EXPEDITED ADOPTION**

**WSR 99-01-040**  
**EXPEDITED ADOPTION**  
**HIGHER EDUCATION**  
**COORDINATING BOARD**

[Filed December 9, 1998, 11:34 a.m.]

Title of Rule: WAC 250-61-060(3) Exemptions.

Purpose: Identify exempt conditions.

Statutory Authority for Adoption: Chapter 28B.85 RCW

Statute Being Implemented: Chapter 28B.85 RCW, RCW 28B.85.020 and 28B.85.040.

Summary: Requirement that degree-granting institutions operating in Washington obtain authorization from the Higher Education Coordinating Board unless specifically exempted from the authorization requirement by the act.

Reasons Supporting Proposal: Clarifies WAC 250-61-060.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Jane Battey, 1603 Cooper Point, Olympia, WA, (360) 586-2848.

Name of Proponent: Higher Education Coordinating Board, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The conditions in WAC 250-61-060(3) are not clear regarding the need for an institution to meet all conditions of subsection (3)(a), (b), (c), and (d). We propose that "and" be added to the end of subsection (3)(a), (b), and (c).

Proposal Changes the Following Existing Rules: We propose that "and" be added at the end of subsection (3)(a), (b) and (c), to indicate that these conditions are additive. This change clarifies the application of these conditions.

**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 Jane Battey, Higher Education Coordinating Board, P.O. Box 43450, 1603 Cooper Point Road, Olympia, WA 98504-3450, AND RECEIVED BY February 20, 1999.**

December 9, 1998

Jane E. Battey  
Associate Director

**AMENDATORY SECTION** (Amending WSR 95-01-003, filed 12/8/94, effective 1/8/95)

**WAC 250-61-060 Exemptions.** The provisions of this chapter do not apply to:

(1) Honorary credentials clearly designated as such on the front side of the diploma or certificate and awarded by

institutions offering other educational credentials in compliance with state law.

(2) Any public college, public university, public community college, or public technical college or institute operating as part of the public higher education system of this state.

(3) Institutions that have received institutional accreditation from an agency recognized by the board, *Provided*:

(a) The institution has been continuously offering degree program(s) in Washington for fifteen years or more(-); and

(b) The institution was established originally within the state of Washington and has operated as the same organization continuously from that date until the present. An institution is considered to have operated as the same organization continuously if it has no significant alteration of primary location, ownership, or incorporation and no closure involving cessation of substantially all organized instructional and administrative activity(-); and

(c) The institution has been accredited as a degree-granting institution for ten years or more by an accrediting association recognized by the federal government, and maintains such accreditation status(-); and

(d) The institution maintains eligibility to participate in Title IV financial aid programs(-); and

(e) A branch campus, extension center, or off-campus facility operating within the state of Washington, which is affiliated with an institution domiciled outside this state, has continuously offered degree programs in Washington for fifteen years or more; has held separate institutional accreditation as a free-standing institution for ten years or more by a recognized accrediting association, and maintains such accreditation status; maintains eligibility to participate in Title IV financial aid programs.

(4) Institutions offering instruction on a federal enclave solely to federal employees and their dependents. If the institution offers instruction for other persons, the institution shall be subject to authorization.

(5) Tribally controlled Native American colleges.

(6) Institutions which offer program(s) of study whose sole stated objective is training in the religious beliefs of the controlling religious organization and/or preparation of students for occupations that are primarily church-related and are represented in an accurate manner in institutional catalogs and other official publications: *Provided*, That an institution's degree programs in title (e.g., bachelor of religious studies, master of divinity, doctorate of ministry), curriculum content, and objectives reflect the strictly religious nature of the institution. The following procedures shall be employed in the implementation of this subsection:

(a) The chief academic officer shall contact board staff and arrange for a preliminary conference to discuss the religious exemption standards and the application/review procedures.

(b) The chief academic officer shall forward to the board office a copy of the institution's catalog and/or any other official publications that describe the nature of the institution and its programs. This information shall be used by the executive director to verify the religious exempt status of the institution.

(c) A religious institution which is granted an exemption under this regulation shall place the following statement in a

prominent position on the front page of any catalog, general bulletins, and course schedules: "The Washington Higher Education Coordinating Board has determined that (name of institution) qualifies for religious exempt status from the Degree Authorization Act for the following programs: (List). Any person desiring information about the requirements of the act or the applicability of those requirements to the institution may contact the board at P.O. Box 43430, Olympia, WA 98504-3430."

(d) A religious institution which is granted a religious exemption is subject to biennial reporting, and maintenance of the conditions under which exemption is granted. Such institutions are prohibited from publicizing that they are accredited, unless they are accredited by an accrediting association recognized by the federal government.

(e) In the case of a religious institution that offers both religious and secular programs of instruction, the requirements of chapter 28B.85 RCW and this chapter shall pertain only to the secular programs of the institution.

(f) The executive director shall suspend or revoke an institution's religious exemption if it is found that:

(i) Any statement contained in the application for exemption is untrue.

(ii) The institution has failed to maintain the conditions under which the exemption was granted.

(iii) Advertising or representations made on behalf of and sanctioned by the institution are deceptive or misleading.

(iv) The institution has violated any provision of the religious exemption regulations.

(g) Suspension or revocation shall be made only after the institution has been informed in writing of its deficiencies and has been given a reasonable time to gain compliance.

(7) Institutions not otherwise exempt which offer only workshops and seminars lasting no longer than three calendar days and for which academic credit is not awarded.

#### WSR 99-01-084

##### EXPEDITED ADOPTION

#### WASHINGTON STATE PATROL

[Filed December 16, 1998, 1:08 p.m.]

Title of Rule: WAC 204-24-050 Use of tire chains or other traction devices.

Purpose: To amend the WAC to include SR 14 between Gibbons Creek (MP 18) and the junction to SR 97 (MP 102) to the list of chain-up areas.

Statutory Authority for Adoption: RCW 46.37.005.

Summary: In anticipation of similar inclement weather during the winter of 1998 as experienced during the winter of 1997, the Washington State Department of Transportation has requested the Washington State Patrol add this location to the list of chain-up areas. An emergency rule is currently in effect. This adoption will make the emergency rule permanent.

Reasons Supporting Proposal: Public safety.

Name of Agency Personnel Responsible for Drafting: Ms. Carol Morton, P.O. Box 42635, (360) 412-8934; Imple-

mentation and Enforcement: Captain Colleen McIntyre, P.O. Box 42614, (360) 753-0302.

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

Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters: None.

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

Explanation of Rule, its Purpose, and Anticipated Effects: In anticipation of similar inclement weather during the winter of 1998 as experienced during the winter of 1997, the Washington State Department of Transportation requested the Washington State Patrol add SR 14 between Gibbons Creek (MP 18) and the junction to SR 97 (MP 102) to the list of chain-up areas. An emergency rule is currently in effect. This adoption will make the emergency rule permanent.

Proposal does not change existing rules.

#### 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 Kendra Hensley, Washington State Patrol, P.O. Box 42600, Olympia, WA 98504-2600, AND RECEIVED BY February 20, 1999.

December 14, 1998

Annette M. Sandberg  
Chief

AMENDATORY SECTION (Amending WSR 98-19-042, filed 9/11/98, effective 10/12/98)

**WAC 204-24-050 Use of tire chains or other traction devices.** (1) Vehicles under 10,000 pounds gross vehicle weight.

(a) When traffic control signs marked "approved traction tires required" are posted by the department of transportation it shall be unlawful for any vehicle to enter the controlled area without having mounted on its drive tires at least one of the traction devices meeting the requirements of WAC 204-24-040.

(b) When traffic control signs marked "chains required" are posted by the department of transportation it shall be unlawful for any vehicle to enter the controlled area without having mounted on its drive tires, tire chains meeting the standards in chapter 204-22 WAC.

(i) Exception for all wheel drive vehicles. When "chains required" signs are posted, all-wheel drive vehicles shall be exempt from the chain requirement when all wheels are in gear and are equipped with approved traction devices as spec-

ified in WAC 204-24-040 provided that tire chains for at least one set of drive tires are carried in the vehicle.

(2) Vehicles or combinations of vehicles over 10,000 pounds gross vehicle weight.

When traffic control signs marked "approved traction tires required" or "chains required" are posted by the department of transportation it shall be unlawful for any vehicle or combination of vehicles to enter the controlled area without having mounted on its tires, tire chains as follows: *Provided*, That highway maintenance vehicles operated by the department of transportation for the purpose of snow removal and its ancillary functions are exempt from the following requirements if such vehicle has sanding capability in front of the drive tires.

(a) Vehicles or vehicle combinations with two to four axles including but not limited to trucks, truck-tractors, buses and school buses: For vehicles with a single drive axle, one tire on each side of the drive axle shall be chained. For vehicles with dual drive axles, one tire on each side of one of the drive axles shall be chained. For vehicle combinations including trailers or semi-trailers; one tire on the last axle of the last trailer or semi-trailer, shall be chained. If the trailer or semi-trailer has tandem rear axles, the chained tire may be on either of the last two axles.

(b) Automobile transporters are any vehicle combination designed and used specifically for the transport of assembled (capable of being driven) highway vehicles. For vehicles with single drive axles, one tire on each side of the drive axle shall be chained. For vehicles with dual drive axles, one tire on each side of each of the drive axles shall be chained. For vehicle combinations including trailers or semi-trailers, one tire on the last axle of the last trailer or semi-trailer shall be chained. If the trailer or semi-trailer has tandem rear axles, the chained tire may be on either of the last two axles.

(c) Vehicle combinations with five axles consisting of a truck tractor with dual drive axles and a tandem axled semi-trailer; all tires on one drive axle may be chained or one tire on each side of each of the drive axles may be chained. Chains must be applied to a minimum of four tires on the drive axles. On the tandem axle semi-trailer, the chained tire may be on either of the last two axles.

(d) Vehicle combinations with five axles, consisting of a truck and trailer, or truck tractor and semi-trailer with a single drive axle, or truck tractor, semi-trailer and full trailer: For vehicles with a single drive axle, all tires on the drive axle shall be chained. For vehicles with dual drive axles, all tires on one of the drive axles shall be chained. For vehicle combinations including trailers or semi-trailers, one tire on the last axle of the last trailer or semi-trailer shall be chained. If the trailer or semi-trailer has tandem rear axles, the chained tire may be on either of the last two axles.

(e) Vehicle combinations with six or more axles, including but not limited to truck and trailer or truck tractor and semi-trailer or truck tractor semi-trailer and full trailer: For vehicles with a single drive axle, all tires on the drive axle shall be chained. For vehicles with dual drive axles where traffic control signs marked "approved traction tires required" are posted, all tires on one of the drive axles shall be chained. For vehicles with dual drive axles where traffic control signs marked "chains required" are posted, all tires on

one of the drive axles shall be chained. In addition, one tire on each side of the additional drive axle shall be chained. For vehicle combinations including trailers or semi-trailers, one tire on the last axle shall be chained. For vehicles with tandem axle trailers or semi-trailers, the chained tire may be on either of the last two axles.

(f) All vehicles over 10,000 pounds gross vehicle weight shall carry a minimum of two extra chains for use in the event that road conditions require the use of more chains or in the event that chains in use are broken or otherwise made useless.

(g) Approved chains for vehicles over 10,000 pounds gross vehicle weight shall have at least two side chains to which are attached sufficient cross chains of hardened metal so that at least one cross chain is in contact with the road surface at all times. Plastic chains shall not be allowed. The state patrol may approve other devices as chains if the devices are equivalent to regular chains in performance.

(h) On the following routes all vehicles and combinations of vehicles over 10,000 pounds shall carry sufficient tire chains to meet the requirements of this chapter from November 1 to April 1 of each year or at other times when chains are required for such vehicles:

(i) I-90 - between North Bend (MP 32) and Ellensburg (MP 101).

(ii) SR-97 - between (MP 145) and Junction SR-2.

(iii) SR-2 - between Dryden (MP 108) and Index (MP 36).

(iv) SR-12 - between Packwood (MP 135) and Naches (MP 187).

(v) SR-97 - between the junction of SR-14 (MP 4) Columbia River and Toppenish (MP 59).

(vi) SR-410 - from Enumclaw to Naches.

(vii) SR-20 - between Tonasket (MP 262) and Kettle Falls (MP 342); and SR-20 between Newhalem (MP 120) and Winthrop (MP 192).

(viii) SR-155 - between Omak (MP 79) and Nespelem (MP 45).

(ix) SR-970 - between (MP 0) and (MP 10).

(x) SR-14 - between Gibbons Creek (MP 18) and Junction SR-97 (MP 102).

Vehicles making local deliveries as indicated on bills of lading and not crossing the mountain pass are exempt from this requirement if operating outside of a chain required area.

(3) The Washington state department of transportation or Washington state patrol may prohibit any vehicle from entering a chain/approved traction tire control area when it is determined that the vehicle will experience difficulty in safely traveling the area.

#### WSR 99-01-147

#### EXPEDITED ADOPTION

#### DEPARTMENT OF

#### LABOR AND INDUSTRIES

[Filed December 22, 1998, 11:05 a.m.]

Title of Rule: Accident prevention program; chapter 296-24 WAC, General safety and health standards.

Purpose: The purpose of this change to create within WAC 296-24-040 a central reference listing of all chapters that specify the development of specific requirements within an accident prevention plan for various industries and operations. There are twenty-five WISHA chapters that require employers to develop specific processes, activities, or instructions within their accident prevention plans. We are proposing to add a reference list of the various chapters having specific accident prevention plan requirements to WAC 296-24-040. We anticipate this action will improve the employer's ability to determine the specific standards that have accident prevention plan requirements applicable to their operation or industry. The proposed rule has also been rewritten using clear rule-writing principles for clarification purposes.

Because the proposed changes are being made to clarify requirements for the employer, and because there are no changes to existing requirements or additional requirements being added to the standard we are filing an expedited rule adoption proposal.

WAC 296-24-040 Accident prevention programs, state-initiated proposed amendments are made:

- To change the word "shall" to "must" for clarity.
- To delete the sentence "The department may be contacted for assistance in developing appropriate programs." The department will continue to provide assistance to employers as we do in relation to any standard. This statement in the rule gives the impression that the department provides something different and causes confusion to employers.
- To change the word "safety" to "formal accident prevention" for clarity.
- To change the phrase "in written format" to "in writing" for clarity.
- To add an appendix that lists twenty-five chapters that contain specific industry written accident prevention program requirements.

Statutory Authority for Adoption: RCW 49.17.040.

Statute Being Implemented: RCW 49.17.010, [49.17].050, [49.17].060.

Summary: See Purpose above.

Reasons Supporting Proposal: See Purpose above.

Name of Agency Personnel Responsible for Drafting: Tracy Spencer, Tumwater, (360) 902-5530; Implementation and Enforcement: Michael A. Silverstein, Tumwater, (360) 902-5495.

Name of Proponent: Department of Labor and Industries, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose above.

Proposal Changes the Following Existing Rules: See Purpose above.

**Appendix: What other written accident prevention program requirements may apply? The accident prevention plan information and/or documentation required by the following chapters can be part of the accident prevention program itself, or they can be covered in supplemental documents.**

## 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 Selwyn Walters, L and I Rules Coordinator, Department of Labor and Industries, P.O. Box 44001, Olympia, WA 98504-4001, AND RECEIVED BY February 20, 1999.

December 22, 1998

Gary Moore  
Director

**AMENDATORY SECTION** (Amending Order 94-07, filed 7/20/94, effective 9/20/94)

**WAC 296-24-040 Accident prevention programs.** Each employer ~~((shall))~~ **must** develop a formal accident-prevention program, tailored to the needs of the particular plant or operation and to the type of hazards involved. ~~((The department may be contacted for assistance in developing appropriate programs.))~~

(1) The ~~((following are the))~~ minimal program elements for all employers are:

(a) A safety orientation program describing the employer's ~~((safety))~~ **formal accident prevention** program and including the following:

- (i) How and when to report injuries, including instruction as to the location of first-aid facilities.
- (ii) How to report unsafe conditions and practices.
- (iii) The use and care of required personal protective equipment.
- (iv) The proper actions to take in event of emergencies including the routes of exiting from areas during emergencies.

(v) Identification of the hazardous gases, chemicals or materials involved along with the instructions on the safe use and emergency action following accidental exposure.

(vi) A description of the employer's total safety program.

(vii) An on-the-job review of the practices necessary to perform the initial job assignments in a safe manner.

(b) A designated safety and health committee consisting of management and employee representatives with the employee representatives being elected or appointed by fellow employees.

(2) Each accident-prevention program ~~((shall))~~ **must** be outlined in ~~((written format))~~ writing.

EXPEDITED ADOPTION

<u>First-aid requirements</u>	<u>WAC 296-24-061</u>	<u>If an employer chooses Option 1 for first-aid response, the requirements must be in writing in accordance with the standard.</u>
<u>Personal protective equipment</u>	<u>Chapter 296-24 WAC, Part A-2</u>	<u>The employer must provide a written certification that a workplace hazard assessment has been performed.</u>
<u>Safety procedure-control of hazardous energy (lockout/tagout)</u>	<u>Chapter 296-24 WAC, Part A-4</u>	<u>The employer shall establish a written program consisting of an energy control procedure in accordance with the standard.</u>
<u>Hazard communication</u>	<u>Chapter 296-62 WAC, Part C</u>	<u>If workers use or are exposed to chemicals, employers are required to have a written program.</u>
<u>Respiratory protection</u>	<u>Chapter 296-62 WAC, Part E</u>	<u>If the use of a respirator is needed because a hazard exists, a written program is required.</u>
<u>Hearing conservation</u>	<u>Chapter 296-62 WAC, Part K</u>	<u>If employees work in a high noise environment as defined by the standard, the employer must establish a hearing conservation program. Each employer shall maintain a written description of the training program instituted.</u>
<u>Confined space</u>	<u>Chapter 296-62 WAC, Part M</u>	<u>If the employer decides that its employees will enter permit spaces, the employer is required to develop and implement a written permit confined space program.</u>
<u>Biological agents</u>	<u>Chapter 296-62 WAC, Part J</u>	<u>Each employer having employees with occupational exposures as defined by the standard is required to establish a written exposure control plan.</u>
<u>Late night retail</u>	<u>Chapter 296-24 WAC, Part A-3</u>	<u>If a retail employer has employees working between 11:00 p.m. and 6:00 a.m., crime prevention training shall be a part of the accident prevention program.</u>
<u>Means of egress</u>	<u>Chapter 296-24 WAC, Part G-1</u>	<u>If an employer must have an emergency action plan as a requirement of another standard (i.e., process safety management, grain handling, air contaminants) it must be developed and in writing in accordance with the standard.</u>
<u>Welding, cutting and brazing</u>	<u>Chapter 296-24 WAC, Part I</u>	<u>Rules and instructions for the operation and maintenance of oxygen or fuel-gas supply equipment must be readily available in accordance with the standard.</u>
<u>Powered platforms, etc.</u>	<u>Chapter 296-24 WAC, Part J-2</u>	<u>If employees use working platforms, written work procedures for the operation, safe use, and inspection must be provided for training in accordance with the standard.</u>
<u>Carcinogens (cancer causing)</u>	<u>Chapter 296-62 WAC, Part G</u>	<u>If employees are exposed to carcinogens, employers are required to implement a written program to reduce exposure to or below permissible limits.</u>

<u>Air contaminants (specific)</u>	<u>Chapter 296-62 WAC, Part I</u>	<u>If employees are exposed to air contaminants listed in this chapter, employers must establish and implement a written compliance program in accordance with the standard.</u>
<u>Asbestos, tremolite, anthophyllite and actinolite</u>	<u>Chapter 296-62 WAC, Part I-1</u>	<u>If employees are exposed to asbestos, tremolite, anthophyllite and actinolite, employers must establish and implement a written program to reduce employee exposure to or below the permissible limit.</u>
<u>Coke ovens</u>	<u>Chapter 296-62 WAC, Part O</u>	<u>If an employer operates coke ovens, they must implement a written program to reduce employee exposure in accordance with the standard.</u>
<u>Hazardous waste operations</u>	<u>Chapter 296-62 WAC, Part P</u>	<u>If employees are involved in hazardous waste operations, employers must develop and implement a written safety and health program in accordance with the standard.</u>
<u>Hazardous chemicals in laboratories</u>	<u>Chapter 296-62 WAC, Part Q</u>	<u>If employees are exposed to hazardous chemicals in laboratories, employers must develop and carry out the provisions of a written chemical hygiene plan in accordance with this standard.</u>
<u>Safety standards for process safety management of highly hazardous chemicals</u>	<u>Chapter 296-67 WAC</u>	<u>If employees work with toxic, reactive, flammable, or explosive chemicals, employers must develop a written plan as required by the standard.</u>
<u>Telecommunications</u>	<u>Chapter 296-32 WAC</u>	<u>There are additional accident prevention program requirements.</u>
<u>Diving operations</u>	<u>Chapter 296-37 WAC</u>	<u>The employer shall develop and maintain a safe practice manual.</u>
<u>Electrical workers</u>	<u>Chapter 296-45 WAC</u>	<u>There are additional accident prevention program requirements for employees working on or around high voltage.</u>
<u>Ski area facilities and operations</u>	<u>Chapter 296-59 WAC</u>	<u>The employer shall develop a written safety program.</u>
<u>Grain handling facilities</u>	<u>Chapter 296-99 WAC</u>	<u>The employer shall develop and implement a written housekeeping program.</u>
<u>Fire fighters</u>	<u>Chapter 296-305 WAC</u>	<u>The fire department shall develop a risk management policy that can be implemented into the function of incident command and the development on incident strategies.</u>
<u>Agriculture</u>	<u>Chapter 296-307 WAC</u>	<u>Agricultural employees are not covered by chapter 296-24 WAC, but agricultural employers must follow the accident prevention program requirements in WAC 296-307-030, as well as any other applicable standards referenced in this appendix.</u>

**Note:**

: The accident prevention program must be tailored to the needs of the particular plant or operation and to the type of hazards involved. This means that recognized hazards, such as vehicle use, workplace violence, emergency washing facilities, and musculoskeletal disorders, etc., differ from workplace to workplace depending on the activities or operations involved. In each work-

place, those hazards that may exist would need to be clearly addressed as part of the accident prevention program.

: In chapter 296-27 WAC and elsewhere, there are recordkeeping requirements of which employers need to be aware.

Certain job specific activities need written, site or activity specific work plans (for example, the fall protection work plan and lead exposure in construction work).

**WSR 99-01-148**  
**EXPEDITED ADOPTION**  
**INTERAGENCY COMMITTEE**  
**FOR OUTDOOR RECREATION**

[Filed December 22, 1998, 11:06 a.m.]

Title of Rule: Nonhighway and off-road vehicle funds, WAC 286-26-100 Development projects—Conversion to other uses.

Purpose: Implement chapter 144, Washington Laws of 1998 (SHB 2826).

Other Identifying Information: Nonhighway vehicle funds distribution to nonprofit off-road vehicle organizations; RCW 46.09.240(1).

Statutory Authority for Adoption: RCW 46.09.240(1).

Statute Being Implemented: RCW 46.09.240(1).

Summary: Chapter 144, filed on March 25, 1998, amended RCW 46.09.240(1) by allowing nonprofit ORV organizations to receive funds under this chapter if the funds benefit ORV recreation on lands once publicly owned that come into private ownership in a federal land exchange between January 1, 1998, and January 1, 2005.

Reasons Supporting Proposal: The proposed change to WAC 286-26-100 is needed to ensure conformance with the referenced chapter 144 statutory change.

Name of Agency Personnel Responsible for Drafting: Greg Lovelady, 1111 Washington Street S.E., Olympia, WA 98504-0917, (360) 902-3008; Implementation and Enforcement: Laura Eckert Johnson, 1111 Washington Street S.E., Olympia, WA 98504-0917, (360) 902-3000.

Name of Proponent: Interagency Committee for Outdoor Recreation, public and governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose above, and Proposal Changes the Following Existing Rules below.

Proposal Changes the Following Existing Rules: If adopted, this rule change will delete the obsolete text in WAC 286-26-100(1) that names the types of organizations eligible to receive nonhighway and off-road vehicle funds. When chapter 144, Washington Laws of 1998 was approved, the WAC listing of eligible organizations became incomplete and thus could be interpreted as allowing unlisted organizations (specifically nonprofit organizations) to avoid compliance with IAC's project conversion requirements. At the least, the current text creates confusion on this issue. The effect of eliminating the current listing of eligible organizations will be to make all recipients continue to conform to IAC's conversion requirements.

**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 Greg Lovelady, Rules Coordinator, Interagency Committee for Outdoor Recreation, P.O. Box 40917, Olympia, WA 98501-0917, AND RECEIVED BY February 20, 1998 [1999].

December 21, 1998

Greg Lovelady  
Rules Coordinator

**AMENDATORY SECTION** (Amending WSR 96-08-044, filed 3/29/96, effective 4/29/96)

**WAC 286-26-100 Development projects—Conversion to other uses.** (1) Without prior approval of the committee, a facility developed with money granted by the committee (~~(, to state, county, municipality or native American tribal government sponsors;)~~) shall not be converted to a use other than that for which funds were originally approved.

(2) The committee shall only approve such a conversion under conditions which assure that:

(a) All practical alternatives to the conversion have been evaluated and rejected on a sound basis;

(b) A new development, in the spirit of WAC 286-13-080 ("...aid through the committee is intended to supplement the existing capacity of a sponsor..."), will serve as a replacement which:

(i) Is of reasonably equivalent recreation utility and location;

(ii) Will be administered by the same political jurisdiction as the converted development;

(iii) Will satisfy need(s) identified in the sponsor's NOVA plan (see WAC 286-26-080); and

(iv) Includes only elements eligible under the committee's program from which funds were originally allocated.

(3) A master agreement signed by the parties shall control the provision of funds granted by the committee for facility developments to any federal agency sponsor.

**WSR 99-01-149**  
**EXPEDITED ADOPTION**  
**DEPARTMENT OF**  
**LABOR AND INDUSTRIES**  
 [Filed December 22, 1998, 11:08 a.m.]

Title of Rule: Hazardous waste operations and emergency response: Chapter 296-62 WAC, General occupational health standards.

Purpose: The current standard contains requirements for both hazardous waste operations and emergency response to hazardous substance release. This causes confusion for employers when trying to determine which requirements apply to their specific industry or operation. We propose separating this single standard into two distinct sets of requirements related to hazardous waste operations and emergency response to hazardous substance release, in order to eliminate the confusion. There are no new requirements proposed.

Statutory Authority for Adoption: RCW 49.17.040.



Statute Being Implemented: RCW 49.17.010, [49.17].050, [49.17].060.

Summary: Currently, chapter 296-62 WAC, Part P, contains the requirements for two disciplines: Hazardous waste operations and emergency response. These requirements are commingled throughout Part P, which causes significant confusion for employers trying to comply with this rule. We are proposing to revise Part P so it only includes the requirements for hazardous waste operations, and create a new Part R that will contain only emergency response requirements. Simply stated: Those requirements that pertain to hazardous waste operations will remain in Part P, and those requirements that pertain to emergency response will be placed in the new Part R. Requirements that pertain to both hazardous waste and emergency response will be placed in both Part P and Part R.

Reasons Supporting Proposal: The revision was listed in the WISHA rules review schedule in support of Governor Locke's Executive Order 97-02 on regulatory reform. The revisions will clarify requirements for the two operations. This action should significantly simplify the process an employer must go through to determine which requirements apply.

Name of Agency Personnel Responsible for Drafting: Tracy Spencer, Tumwater, (360) 902-5530; Implementation and Enforcement: Michael A. Silverstein, Tumwater, (360) 902-5495.

Name of Proponent: Department of Labor and Industries, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: This revision will divide the current chapter 296-62 WAC, Part P, into two parts: Part P will contain only the requirements for hazardous waste operations, treatment, storage and disposal facilities; and new Part R will contain only requirements pertaining to emergency response due for hazardous substance release. The current Part P commingles the requirements for both hazardous waste operations and emergency response which causes confusion for employers in deciphering which requirements apply to their industry or operation. This revision of the rule will eliminate the reason for this confusion.

Proposal Changes the Following Existing Rules: This proposal changes chapter 296-62 WAC, Part P, by:

(1) Extracting emergency response to hazardous substance release requirements and placing them in a newly created Part R.

(2) Retaining hazardous waste operations requirements within Part P.

(3) Using clear rule-writing principles.

(4) Renumbering sections accordingly within each part.

(5) Not changing requirements.

#### 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 Selwyn Walters, Department of Labor and Industries, P.O. Box 44001, Olympia, WA 98504-4001, AND RECEIVED BY February 20, 1999.

December 22, 1998

Gary Moore

Director

### **PART P—HAZARDOUS WASTE OPERATIONS AND ((EMERGENCY RESPONSE)) TREATMENT, STORAGE, AND DISPOSAL FACILITIES**

**AMENDATORY SECTION** (Amending Order 94-07, filed 7/20/94, effective 9/20/94)

**WAC 296-62-300 ((Scope, application, and definitions)) Hazardous waste operations and treatment, storage, and disposal facilities. ((1) Scope. This section covers employers who have employees who work in the following operations:**

(a) Clean-up operations required by a governmental body, whether federal, state, local, or other involving hazardous substances that are conducted at uncontrolled hazardous waste sites (including, but not limited to, the EPA's National Priority Site List (NPL), state priority site lists, sites recommended for the EPA NPL, and initial investigations of government-identified sites which are conducted before the presence or absence of hazardous substances has been ascertained);

(b) Corrective actions involving clean-up operations at sites covered by the Resource Conservation and Recovery Act of 1976 (RCRA) as amended (42 U.S.C. 6901 et seq.);

(c) Voluntary clean-up operations at sites recognized by federal, state, local, or other governmental bodies as uncontrolled hazardous waste sites;

(d) Operations involving hazardous wastes that are conducted at treatment, storage, and disposal (TSD) facilities regulated by 40 CFR Parts 264 and 265 pursuant to RCRA; or by agencies under agreement with U.S.E.P.A. to implement RCRA regulations; and

(e) Emergency response operations for releases of, or substantial threats of releases of, hazardous substances without regard to the location of the hazard.

#### **(2) Application:**

(a) All requirements of this chapter and chapters 296-24 and 296-155 WAC apply pursuant to their terms to hazardous waste and emergency response operations whether covered by this part or not. If there is a conflict or overlap, the provision more protective of employee safety and health shall apply.

(b) Hazardous substance clean-up operations within the scope of subsection (1)(a), (b), and (c) of this section must comply with all sections of this part except WAC 296-62-3112 and 296-62-3140.

(c) Operations within the scope of subsection (1)(d) of this section must comply only with the requirements of WAC 296-62-3140.

EXPEDITED ADOPTION

Notes and Exceptions: (i) All provisions of WAC 296-62-3140 cover any treatment, storage, or disposal (TSD) operation regulated by 40 CFR parts 264 and 265 or by state law authorized under RCRA, and required to have a permit or interim status from EPA pursuant to 40 CFR 270.1 or from a state agency pursuant to RCRA.

(ii) Employers who are not required to have a permit or interim status because they are conditionally exempt small quantity generators under 40 CFR 261.5 or are generators who qualify under 40 CFR 262.34 for exemptions from regulation under 40 CFR parts 264, 265, and 270 ("excepted employers") are not covered by WAC 296-62-3140 (1) through (7). Excepted employers who are required by the EPA or state agency to have their employees engage in emergency response or who direct their employees to engage in emergency response are covered by WAC 296-62-3140(8), and cannot be exempted by WAC 296-62-3140(8)(a). Excepted employers who are not required to have employees engage in emergency response, who direct their employees to evacuate in the case of such emergencies and who meet the requirements of WAC 296-62-3140(8)(a) are exempt from the balance of WAC 296-62-3140(8).

(iii) If an area is used primarily for treatment, storage or disposal, any emergency response operations in that area shall comply with WAC 296-62-3140(8). In other areas not used primarily for treatment, storage or disposal, any emergency response operations shall comply with WAC 296-62-3112. Compliance with the requirements of WAC 296-62-3112 shall be deemed to be in compliance with the requirements of WAC 296-62-3140(8).

(d) Emergency response operations for releases of, or substantial threats of releases of hazardous substances which are not covered by subsection (1)(a) through (d) of this section must only comply with the requirements of WAC 296-62-3112.

### (3) Definitions:

(a) "Buddy system" means a system of organizing employees into work groups in such a manner that each employee of the work group is designated to be observed by at least one other employee in the work group. The purpose of the buddy system is to provide rapid assistance to employees in the event of an emergency.

(b) "Clean-up operation" means an operation where hazardous substances are removed, contained, incinerated, neutralized, stabilized, cleared up, or in any other manner processed or handled with the ultimate goal of making the site safer for people or the environment.

(c) "Contamination reduction zone" means the buffer between the exclusion zone and the outermost clean zone.

(d) "Decontamination" means the removal of hazardous substances from employees and their equipment to the extent necessary to preclude the occurrence of foreseeable adverse health effects.

(e) "Emergency response" or "responding to emergencies" means a response effort by employees from outside the immediate release area or by other designated responders (i.e., mutual aid groups, local fire departments, etc.) to an occurrence which results, or is likely to result, in an uncontrolled release of a hazardous substance. Responses to inci-

dental releases of hazardous substances where the substance can be absorbed, neutralized, or otherwise controlled at the time of release by employees in the immediate release area or by maintenance personnel are not considered to be emergency responses within the scope of this standard. Responses to release of hazardous substances where there is no potential safety or health hazard (i.e., fire, explosion, or chemical exposure) are not considered to be emergency responses.

(f) "Exclusion zone" means the innermost zone at a site where contamination does occur.

(g) "Facility" means (i) any building structure, installation, equipment, pipe or pipeline (including any pipe into a sewer or publicly owned treatment works), well, pit, pond, lagoon, impoundment, ditch, storage container, motor vehicle, rolling stock, or aircraft, or (ii) any site or area where a hazardous substance has been deposited, stored, disposed of, or placed, or otherwise come to be located, but does not include any consumer product in consumer use or any waterborne vessel.

(h) "Hazardous materials response (HAZMAT) team" means an organized group of employees, designated by the employer, who are expected to perform work, to handle and control actual or potential leaks or spills of hazardous substances requiring possible close approach to the substance. The team members perform responses to releases or potential releases of hazardous substances for the purpose of control or stabilization of the incident. A HAZMAT team is not a fire brigade nor is a typical fire brigade a HAZMAT team. A HAZMAT team, however, may be a separate component of a fire brigade or fire department.

(i) "Hazardous substance" means any substance designated or listed under (i)(i) through (iv) of this subsection, exposure to which results or may result in adverse effects on the health or safety of employees:

(i) Any substance defined under section 101(14) of CERCLA;

(ii) Any biological agent and other disease-causing agent which after release into the environment and upon exposure, ingestion, inhalation, or assimilation into any person, either directly from the environment or indirectly by ingestion through food chains, will or may reasonably be anticipated to cause death, disease, behavioral abnormalities, cancer, genetic mutation, physiological malfunctions (including malfunctions in reproduction) or physical deformations in such persons or their offspring;

(iii) Any substance listed by the United States Department of Transportation as hazardous materials under WAC 480-12-195; and

(iv) Hazardous waste as herein defined.

(j) "Hazardous waste" means:

A waste or combination of wastes as defined in (m) of this subsection.

(k) "Hazardous waste operation" means any operation conducted within the scope of this standard.

(l) "Hazardous waste site" or "site" means any facility or location within the scope of this standard at which hazardous waste operations take place.

(m) "Health hazard" means a chemical, mixture of chemicals, or a pathogen for which there is statistically significant evidence based on at least one study conducted in accordance

with established scientific principles that acute or chronic health effects may occur in exposed employees. The term "health hazard" includes chemicals which are carcinogens, toxic or highly toxic agents, reproductive toxins, irritants, corrosives, sensitizers, hepatotoxins, nephrotoxins, neurotoxins, agents which act on the hematopoietic system, and agents which damage the lungs, skin, eyes, or mucous membranes. It also includes stress due to temperature extremes. Further definition of the terms used above can be found in Appendix A to chapter 296-62 WAC, Part C.

(n) "IDLH" or "immediately dangerous to life or health" means any atmospheric concentration of any toxic, corrosive, or asphyxiant substance that poses an immediate threat to life or would cause irreversible or delayed adverse health effects or would interfere with an individual's ability to escape from a dangerous atmosphere.

(o) "Oxygen deficiency" means that concentration of oxygen by volume below which atmosphere supplying respirator protection must be provided. It exists in atmospheres where the percentage of oxygen by volume is less than 19.5 percent oxygen.

(p) "Permissible exposure limit" means the exposure, inhalation, or dermal permissible limit specified in WAC 296-62-075 through 296-62-07515.

(q) "Published exposure level" means the exposure limits published in "NIOSH Recommendations for Occupational Health Standards" dated 1986 incorporated by reference, or if none is specified, the exposure limits published in the standards specified by the American Conference of Governmental Industrial Hygienists in their publication "Threshold Limit Values and Biological Exposure Indices for 1988-89" dated 1988 incorporated by reference.

(r) "Post emergency response" means that portion of an emergency response performed after the immediate threat of a release has been stabilized or eliminated and clean-up of the site has begun. If post emergency response is performed by an employer's own employees who were part of the initial emergency response, it is considered to be part of the initial response and not post emergency response. However, if a group of an employer's own employees, separate from the group providing initial response, performs the clean-up operation, then the separate group of employees would be considered to be performing post-emergency response and subject to WAC 296-62-3112(11).

(s) "Qualified person" means a person with specific training, knowledge, and experience in the area for which the person has responsibility and the authority to control.

(t) "Site safety and health supervisor (or official)" means the individual located on a hazardous waste site who is responsible to the employer and has the authority and knowledge necessary to implement the site safety and health plan and verify compliance with applicable safety and health requirements.

(u) "Site work zones" means an exclusion zone, contamination reduction zone, and a clean zone established at a hazardous waste site before clean-up work begins to prevent or reduce the movement of contaminants from the site to uncontaminated areas and to control public, employee, and equipment exposure to hazardous substances.

(i) The exclusion zone is the innermost of the zones and is where contamination does occur. The contamination reduction zone is the zone between the exclusion zone and the clean zone and serves as a transition and buffer between the contaminated and clean zone to further reduce the physical transfer of contaminating substances to the public, employees, and equipment. The clean zone is the outermost of the zones and is a nonecontaminated or clean area. The level of contamination in these zones is not defined and some designated exclusion zones can have very little contamination directly affecting employees.

(ii) The contaminated reduction corridors are the designated areas within the contaminated reduction zone for the decontamination of personnel and equipment.

(v) "Small quantity generator" means a generator of hazardous wastes who in any calendar month generates no more than 1000 kilograms (2205 pounds) of hazardous waste in that month.

(w) "Uncontrolled hazardous waste site" means an area identified as an uncontrolled hazardous waste site by a governmental body, whether federal, state, local, or other where an accumulation of hazardous substances creates a threat to the health and safety of individuals or the environment or both. Some sites are found on public lands, such as those created by former municipal, county, or state landfills where illegal or poorly managed waste disposal has taken place. Other sites are found on private property, often belonging to generators or former generators of hazardous substance waste. Examples of such sites include, but are not limited to, surface impoundments, landfills, dumps, and tank or drum farms. Normal operations at TSD sites are not covered by this definition.)

## NEW SECTION

**WAC 296-62-30001 Scope and application.** (1) Scope. This section covers employers who have employees who work in the following operations:

(a) Clean-up operations required by a governmental body, whether federal, state, local, or other involving hazardous substances that are conducted at uncontrolled hazardous waste sites (including, but not limited to, the EPA's National Priority Site List (NPL), state priority site lists, sites recommended for the EPA NPL, and initial investigations of government identified sites which are conducted before the presence or absence of hazardous substances has been ascertained);

(b) Corrective actions involving clean-up operations at sites covered by the Resource Conservation and Recovery Act of 1976 (RCRA) as amended (42 U.S.C. 6901 et seq.);

(c) Voluntary clean-up operations at sites recognized by federal, state, local, or other governmental bodies as uncontrolled hazardous waste sites;

(d) Operations involving hazardous wastes that are conducted at treatment, storage, and disposal (TSD) facilities regulated by 40 CFR Parts 264 and 265 under RCRA; or by agencies under agreement with U.S.E.P.A. to implement RCRA regulations.

(2) Application.

(a) All requirements of this chapter and chapters 296-24 and 296-155 WAC apply to hazardous waste operations whether covered by this part or not. If there is a conflict or overlap, the provision more protective of employee safety and health must apply.

(b) Hazardous substance clean-up operations within the scope of subsection (1)(a), (b), and (c) of this section must comply with all sections of WAC 296-62-410, Part R, Emergency response to hazardous substance release.

(c) Operations within the scope of subsection (1)(d) of this section must comply only with the requirements of WAC 296-62-3140 through 296-62-31430.

#### Notes and Exceptions:

(i) All provisions of WAC 296-62-3140 through 296-62-31430 cover any treatment, storage, or disposal (TSD) operation regulated by 40 CFR Parts 264 and 265 or by state law authorized under RCRA, and required to have a permit or interim status from EPA under 40 CFR 270.1 or from a state agency under RCRA.

(ii) Employers who are not required to have a permit or interim status because they are conditionally exempt small quantity generators under 40 CFR 261.5 or are generators who qualify under 40 CFR 262.34 for exemptions from regulation under 40 CFR Parts 264, 265, and 270 ("excepted employers") are not covered by WAC 296-62-31405 through 296-62-31445. Excepted employers who are required by the EPA or state agency to have their employees engage in emergency response or who direct their employees to engage in emergency response are covered by WAC 296-62-31450 through 296-62-31470 and cannot be exempted by WAC 296-62-31455. Excepted employers who are not required to have employees engage in emergency response, who direct their employees to evacuate in the case of such emergencies and who meet the requirements of WAC 296-62-31455 are exempt from the balance of WAC 296-62-31450 through 296-62-31470.

(iii) If an area is used primarily for treatment, storage or disposal, any emergency response operations in that area must comply with WAC 296-62-31410 through 296-62-31470. In other areas not used primarily for treatment, storage or disposal, any emergency response operations must comply with WAC 296-62-410, Part R, Emergency response to hazardous substance release. Compliance with the requirements of WAC 296-62-410, Part R, Emergency response to hazardous substance release must be deemed to be in compliance with the requirements of WAC 296-62-31450 through 296-62-31470.

#### NEW SECTION

**WAC 296-62-30003 Definitions.** "Buddy system" means a system of organizing employees into work groups in such a manner that each employee of the work group is designated to be observed by at least one other employee in the work group. The purpose of the buddy system is to provide rapid assistance to employees in the event of an emergency.

"Clean-up operation" means an operation where hazardous substances are removed, contained, incinerated, neutralized, stabilized, cleared-up, or in any other manner processed

or handled with the ultimate goal of making the site safer for people or the environment.

"Contamination reduction zone" means the buffer between the exclusion zone and the outermost clean zone.

"Decontamination" means the removal of hazardous substances from employees and their equipment to the extent necessary to preclude the occurrence of foreseeable adverse health effects.

"Emergency response" or "responding to emergencies" means a response effort by employees from outside the immediate release area or by other designated responders (i.e., mutual aid groups, local fire departments, etc.) to an occurrence which results, or is likely to result, in an uncontrolled release of a hazardous substance. Responses to incidental releases of hazardous substances where the substance can be absorbed, neutralized, or otherwise controlled at the time of release by employees in the immediate release area or by maintenance personnel are not considered to be emergency responses within the scope of this standard. Responses to release of hazardous substances where there is no potential safety or health hazard (i.e., fire, explosion, or chemical exposure) are not considered to be emergency responses.

"Exclusion zone" means the innermost zone at a site where contamination does occur.

"Facility" means:

Any building structure, installation, equipment, pipe or pipeline (including any pipe into a sewer or publicly-owned treatment works), well, pit, pond, lagoon, impoundment, ditch, storage container, motor vehicle, rolling stock, or aircraft; or

Any site or area where a hazardous substance has been deposited, stored, disposed of, or placed, or otherwise come to be located; but does not include any consumer product in consumer use or any water-borne vessel.

"Hazardous substance" means any substance designated or listed under this definition, exposure to which results or may result in adverse effects on the health or safety of employees:

Any substance defined under section 101(14) of CERCLA;

Any biological agent and other disease-causing agent which after release into the environment and upon exposure, ingestion, inhalation, or assimilation into any person, either directly from the environment or indirectly by ingestion through food chains, will or may reasonably be anticipated to cause death, disease, behavioral abnormalities, cancer, genetic mutation, physiological malfunctions (including malfunctions in reproduction) or physical deformations in such persons or their offspring;

Any substance listed by the United States Department of Transportation as hazardous materials under WAC 480-12-195; and

Hazardous waste as herein defined.

"Hazardous waste" means:

A waste or combination of wastes as defined as a "health hazard."

"Hazardous waste operation" means any operation conducted within the scope of this standard.

"Hazardous waste site" or "site" means any facility or location within the scope of this standard at which hazardous waste operations take place.

"Health hazard" means a chemical, mixture of chemicals, or a pathogen for which there is statistically significant evidence based on at least one study conducted in accordance with established scientific principles that acute or chronic health effects may occur in exposed employees. The term "health hazard" includes chemicals which are carcinogens, toxic or highly toxic agents, reproductive toxins, irritants, corrosives, sensitizers, hepatotoxins, nephrotoxins, neurotoxins, agents which act on the hematopoietic system, and agents which damage the lungs, skin, eyes, or mucous membranes. It also includes stress due to temperature extremes. Further definition of the terms used above can be found in Appendix A to chapter 296-62 WAC, Part C.

"IDLH" or "immediately dangerous to life or health" means any atmospheric concentration of any toxic, corrosive, or asphyxiant substance that poses an immediate threat to life or would cause irreversible or delayed adverse health effects or would interfere with an individual's ability to escape from a dangerous atmosphere.

"Oxygen deficiency" means that concentration of oxygen by volume below which atmosphere supplying respiratory protection must be provided. It exists in atmospheres where the percentage of oxygen by volume is less than 19.5 percent oxygen.

"Permissible exposure limit" means the exposure, inhalation, or dermal permissible limit specified in WAC 296-62-075 through 296-62-07515.

"Published exposure level" means the exposure limits published in "NIOSH Recommendations for Occupational Health Standards" dated 1986 incorporated by reference, or if none is specified, the exposure limits published in the standards specified by the American Conference of Governmental Industrial Hygienists in their publication "Threshold Limit Values and Biological Exposure Indices for 1988-89" dated 1988 incorporated by reference.

"Postemergency response" means that portion of an emergency response performed after the immediate threat of a release has been stabilized or eliminated and clean-up of the site has begun. If postemergency response is performed by an employer's own employees who were part of the initial emergency response, it is considered to be part of the initial response and not postemergency response. However, if a group of an employer's own employees, separate from the group providing initial response, performs the clean-up operation, then the separate group of employees would be considered to be performing postemergency response and subject to chapter 296-62 WAC, Part R.

"Qualified person" means a person with specific training, knowledge, and experience in the area for which the person has responsibility and the authority to control.

"Site safety and health supervisor (or official)" means the individual located on a hazardous waste site who is responsible to the employer and has the authority and knowledge necessary to implement the site safety and health plan and verify compliance with applicable safety and health requirements.

"Site work zones" means an exclusion zone, contamination reduction zone, and a clean zone established at a hazardous waste site before clean-up work begins to prevent or reduce the movement of contaminants from the site to uncontaminated areas and to control public, employee, and equipment exposure to hazardous substances.

The exclusion zone is the innermost of the zones and is where contamination does occur. The contamination reduction zone is the zone between the exclusion zone and the clean zone and serves as a transition and buffer between the contaminated and clean zone to further reduce the physical transfer of contaminating substances to the public, employees, and equipment. The clean zone is the outermost of the zones and is a noncontaminated or clean area. The level of contamination in these zones is not defined and some designated exclusion zones can have very little contamination directly affecting employees.

The contaminated reduction corridors are the designated areas within the contaminated reduction zone for the decontamination of personnel and equipment.

"Small quantity generator" means a generator of hazardous wastes who in any calendar month generates no more than 1000 kilograms (2205 pounds) of hazardous waste in that month.

"Uncontrolled hazardous waste site" means an area identified as an uncontrolled hazardous waste site by a governmental body, whether federal, state, local, or other where an accumulation of hazardous substances creates a threat to the health and safety of individuals or the environment or both. Some sites are found on public lands, such as those created by former municipal, county, or state landfills where illegal or poorly managed waste disposal has taken place. Other sites are found on private property, often belonging to generators or former generators of hazardous substance waste. Examples of such sites include, but are not limited to, surface impoundments, landfills, dumps, and tank or drum farms. Normal operations at TSD sites are not covered by this definition.

**AMENDATORY SECTION** (Amending WSR 95-04-007, filed 1/18/95, effective 3/1/95)

**WAC 296-62-3010 Overview of a written safety and health program.**

Note: Safety and health programs developed and implemented to meet other federal, state, or local regulations are considered acceptable in meeting this requirement if they cover or are modified to cover the topics required in this section. An additional or separate safety and health program is not required by this section.

~~((1)) General-~~

~~((a))~~ Employers ~~((shall))~~ **must** develop and implement a written safety and health program for their employees involved in hazardous waste operations. The program ~~((shall))~~ **must** be designed to identify, evaluate, and control safety and health hazards and provide for emergency response for hazardous waste operations.

~~((b)) The written safety and health program shall incorporate the following:~~

~~(i) An organizational structure;~~

- (ii) A comprehensive workplan;
- (iii) A site specific safety and health plan which need not repeat the employer's standard operating procedures required in (b)(vi) of this subsection;
- (iv) The safety and health training program;
- (v) The medical surveillance program;
- (vi) The employer's standard operating procedures for safety and health; and
- (vii) Any necessary interface between general program and site specific activities.

(c) Site excavation. Site excavations created during initial site preparation or during hazardous waste operations shall be shored or sloped as appropriate to prevent accidental collapse in accordance with subpart N of chapter 296-155 WAC.

(d) Contractors and subcontractors. An employer who retains contractor or subcontractor services for work in hazardous waste operations shall inform those contractors, subcontractors, or their representatives of the site emergency response procedures and any potential fire, explosion, health, safety, or other hazards of the hazardous waste operation that have been identified by the employer, including those identified in the employer's information program.

(e) Program availability. The written safety and health program shall be made available to any contractor or subcontractor or their representative who will be involved with the hazardous waste operation; to employees; to employee designated representatives; to WISHA personnel, and to personnel of other federal, state, or local agencies with regulatory authority over the site.

(2) Organizational structure part of the site program.

(a) The organizational structure part of the program shall establish the specific chain of command and specify the overall responsibilities of supervisors and employees. It shall include at a minimum, the following elements:

- (i) A general supervisor who has the responsibility and authority to direct all hazardous waste operations.
- (ii) A site safety and health supervisor who has the responsibility and authority to develop and implement the site safety and health plan and verify compliance.
- (iii) All other personnel needed for hazardous waste site operations and emergency response and their general functions and responsibilities.
- (iv) The lines of authority, responsibility, and communication.

(b) The organizational structure shall be reviewed and updated as necessary to reflect the current status of waste site operations.

(3) Comprehensive workplan part of the site program. The comprehensive workplan shall address the tasks and objectives of site operations and the logistics and resources required to reach those tasks and objectives.

(a) The comprehensive workplan shall address anticipated clean-up activities as well as normal operating procedures which need not repeat the employers procedures available elsewhere.

(b) The comprehensive workplan shall define work tasks and objectives and identify the methods for accomplishing those tasks and objectives.

(c) The comprehensive workplan shall establish personnel requirements for implementing the plan.

(d) The comprehensive workplan shall provide for the implementation of the training required in WAC 296-62-3040.

(e) The comprehensive workplan shall provide for the implementation of the required informational programs required in WAC 296-62-3080.

(f) The comprehensive workplan shall provide for the implementation of the medical surveillance program described in WAC 296-62-3050.

(4) Site specific safety and health plan part of the program.

(a) General. The site safety and health plan, which must be kept on site, shall address the safety and health hazards of each phase of site operation; and include the requirements and procedures for employee protection.

(b) Elements. The site safety and health plan, as a minimum, shall address the following:

(i) Names of key personnel and alternates responsible for site safety and health, including a site safety and health supervisor.

(ii) A safety and health risk or hazard analysis for each site task and operation found in the workplan.

(iii) Employee training assignments to assure compliance with WAC 296-62-3040.

(iv) Personal protective equipment to be used by employees for each of the site tasks and operations being conducted as required by the personal protective equipment program in WAC 296-62-3060(5).

(v) Medical surveillance requirements in accordance with the program in WAC 296-62-3050.

(vi) Frequency and types of air monitoring, personnel monitoring, and environmental sampling techniques and instrumentation to be used, including methods of maintenance and calibration of monitoring and sampling equipment to be used.

(vii) Site control measures in accordance with the site control program required in WAC 296-62-3030.

(viii) Decontamination procedures in accordance with WAC 296-62-3100.

(ix) An emergency response plan meeting the requirements of WAC 296-62-3110 for safe and effective responses to emergencies, including the necessary PPE and other equipment.

(x) Confined space and permit required confined space entry procedures as addressed in chapter 296-62 WAC, Part M.

(xi) A spill containment program meeting the requirements of WAC 296-62-3090.

(c) Preentry briefing. The site specific safety and health plan shall provide for preentry briefings to be held prior to initiating any site activity, and at such other times as necessary to ensure that employees are apprised of the site safety and health plan and that this plan is being followed. The information and data obtained from site characterization and analysis work required in WAC 296-62-3020 shall be used to prepare and update the site safety and health plan.

(d) Effectiveness of site safety and health plan. Inspections shall be conducted by the site safety and health supervi-

~~or or, in the absence of that individual, another individual who is knowledgeable in occupational safety and health acting on behalf of the employer as necessary to determine the effectiveness of the site safety and health plan. Any deficiencies in the effectiveness of the site safety and health plan shall be corrected by the employer.))~~

#### NEW SECTION

**WAC 296-62-30105 Elements of a safety and health program.** The written safety and health program must include the following elements:

- (1) An organizational structure;
- (2) A comprehensive workplan;
- (3) A site-specific safety and health plan which need not repeat the employer's standard operating procedures required in subsection (7) of this section;
- (4) The safety and health training program;
- (5) The medical surveillance program;
- (6) The employer's standard operating procedures for safety and health; and
- (7) Any necessary interface between general program and site specific activities.

#### NEW SECTION

**WAC 296-62-30110 Safety considerations during the initial site excavation.** Site excavations created during initial site preparation or during hazardous waste operations must be shored or sloped as appropriate to prevent accidental collapse in accordance with subpart N of chapter 296-155 WAC.

#### NEW SECTION

**WAC 296-62-30115 Notifying contractors and subcontractors of procedures and hazards.** An employer who retains contractor or subcontractor services for work in hazardous waste operations must inform those contractors, subcontractors, or their representatives of the site emergency response procedures and any potential fire, explosion, health, safety, or other hazards of the hazardous waste operation that have been identified by the employer, including those identified in the employer's information program.

#### NEW SECTION

**WAC 296-62-30120 Availability of the safety and health program.** The written safety and health program must be made available to any contractor or subcontractor or their representative who will be involved with the hazardous waste operation; to employees; to employee designated representatives; to WISHA personnel, and to personnel of other federal, state, or local agencies with regulatory authority over the site.

#### NEW SECTION

**WAC 296-62-30125 Organizational structure of the site safety and health program.** (1) The organizational structure of the site safety and health program must establish the specific chain of command and specify the overall

responsibilities of supervisors and employees. It must include at a minimum, the following elements:

- (a) A general supervisor who has the responsibility and authority to direct all hazardous waste operations.
- (b) A site safety and health supervisor who has the responsibility and authority to develop and implement the site safety and health plan and verify compliance.
- (c) All other personnel needed for hazardous waste site operations and emergency response and their general functions and responsibilities.
- (d) The lines of authority, responsibility, and communication.
- (2) The organizational structure shall be reviewed and updated as necessary to reflect the current status of waste site operations.

#### NEW SECTION

**WAC 296-62-30130 Comprehensive workplan of the site program.** The comprehensive workplan must address the tasks and objectives of site operations and the logistics and resources required to reach those tasks and objectives. The comprehensive workplan must:

- (1) Address anticipated clean-up activities as well as normal operating procedures which need not repeat the employers procedures available elsewhere.
- (2) Define work tasks and objectives and identify the methods for accomplishing those tasks and objectives.
- (3) Establish personnel requirements for implementing the plan.
- (4) Provide for the implementation of the training required in WAC 296-62-3040.
- (5) Provide for the implementation of the required informational programs required in WAC 296-62-3080.
- (6) Provide for the implementation of the medical surveillance program described in WAC 296-62-3050 through 296-62-30535.

#### NEW SECTION

**WAC 296-62-30135 Overview of a site-specific safety and health plan.** (1) A written site-specific safety and health plan, must be kept on site. It must address the safety and health hazards of each phase of site operation and include the requirements and procedures for employee protection.

(2) Elements of a site-specific safety and health plan. The site-specific safety and health plan must include the following elements:

- (a) The names of key personnel and alternates responsible for site safety and health, including a site safety and health supervisor.
- (b) A safety and health risk or hazard analysis for each site task and operation found in the workplan.
- (c) Employee training assignments to assure compliance with WAC 296-62-3040 through 296-62-30465.
- (d) Personal protective equipment to be used by employees for each of the site tasks and operations being conducted as required by the personal protective equipment program in WAC 296-62-30615.



(e) A medical surveillance program meeting the requirements in WAC 296-62-3050 through 296-62-30535.

(f) Frequency and types of air monitoring, personnel monitoring, and environmental sampling techniques and instrumentation to be used, including methods of maintenance and calibration of monitoring and sampling equipment to be used.

(g) Site control measures in WAC 296-62-3030 through 296-62-30315.

(h) Decontamination procedures in WAC 296-62-3100 through 296-62-31015.

(i) An emergency response plan meeting the requirements of chapter 296-62 WAC, Part R for safe and effective responses to emergencies, including the necessary PPE and other equipment.

(j) Confined space and permit-required confined space entry procedures as addressed in chapter 296-62 WAC, Part M.

(k) A spill containment program meeting the requirements of WAC 296-62-3090 through 296-62-30940.

#### NEW SECTION

**WAC 296-62-30140 Preentry briefing of the site-specific safety and health plan.** The site-specific safety and health plan must provide for preentry briefings to be held prior to initiating any site activity, and at such other times as necessary to ensure that employees are apprised of the site safety and health plan and that this plan is being followed. The information and data obtained from site characterization and analysis work required in WAC 296-62-3020 through 296-62-30235 must be used to prepare and update the site safety and health plan.

#### NEW SECTION

**WAC 296-62-30145 Effectiveness of site safety and health plan.** Inspections must be conducted by the site safety and health supervisor or, in the absence of that individual, another individual who is knowledgeable in occupational safety and health acting on behalf of the employer as necessary to determine the effectiveness of the site safety and health plan. Any deficiencies in the effectiveness of the site safety and health plan must be corrected by the employer.

**AMENDATORY SECTION** (Amending WSR 94-16-145, filed 8/3/94, effective 9/12/94)

**WAC 296-62-3020 Site characterization and analysis.** ~~((1) General.)~~ Hazardous waste sites ~~((shall))~~ **must** be evaluated in accordance with this section to identify specific site hazards and to determine the appropriate safety and health control procedures needed to protect employees from the identified hazards.

~~((2) Preliminary evaluation. A preliminary evaluation of a site's characteristics shall be performed prior to site entry by a qualified person in order to aid in the selection of appropriate employee protection methods prior to site entry. Immediately after initial site entry, a more detailed evaluation of the site's specific characteristics shall be performed by a qual-~~

~~ified person in order to further identify existing site hazards and to further aid in the selection of the appropriate engineering controls and personal protective equipment for the tasks to be performed.~~

~~(3) Hazard identification. All suspected conditions that may pose inhalation or skin absorption hazards that are immediately dangerous to life or health (IDLH), or other conditions that may cause death or serious harm, shall be identified during the preliminary survey and evaluated during the detailed survey. Examples of such hazards include, but are not limited to, confined space entry, potentially explosive or flammable situations, visible vapor clouds, or areas where biological indicators such as dead animals or vegetation are located.~~

~~(4) Required information. The following information to the extent available shall be obtained by the employer prior to allowing employees to enter a site:~~

~~(a) Location and approximate size of the site.~~

~~(b) Description of the response activity and/or the job task to be performed.~~

~~(c) Duration of the planned employee activity.~~

~~(d) Site topography and accessibility by air and roads.~~

~~(e) Safety and health hazards expected at the site.~~

~~(f) Pathways for hazardous substance dispersion.~~

~~(g) Present status and capabilities of emergency response teams that would provide assistance to hazardous waste clean-up site employees at the time of an emergency.~~

~~(h) Hazardous substances and health hazards involved or expected at the site and their chemical and physical properties.~~

~~(5) Personal protective equipment. Personal protective equipment (PPE) shall be provided and used during initial site entry in accordance with the following requirements:~~

~~(a) Based upon the results of the preliminary site evaluation, an ensemble of PPE shall be selected and used during initial site entry which will provide protection to a level of exposure below established permissible exposure limits and published exposure levels for known or suspected hazardous substances and health hazards, and which will provide protection against other known and suspected hazards identified during the preliminary site evaluation. If there is no permissible exposure limit or published exposure level, the employer may use other published studies and information as a guide to appropriate personal protective equipment. Level A and Level B personal protective equipment is required for the most hazardous actual or potential exposures.~~

~~(b) If positive-pressure self-contained breathing apparatus is not used as part of the entry ensemble, and if respiratory protection is warranted by the potential hazards identified during the preliminary site evaluation, an escape self-contained breathing apparatus of at least five minute's duration shall be carried by employees during initial site entry.~~

~~(c) If the preliminary site evaluation does not produce sufficient information to identify the hazards or suspected hazards of the site an ensemble providing protection equivalent to Level B PPE shall be provided as minimum protection and direct reading instruments shall be used as appropriate for identifying IDLH conditions. (See WAC 296-62-3170-Appendix B for a description of Level B hazards and the recommendations for Level B protective equipment.)~~



(d) Once the hazards of the site have been identified, the appropriate PPE shall be selected and used in accordance with WAC 296-62-3060.

(6) ~~Monitoring. The following monitoring shall be conducted during initial site entry when the site evaluation produces information that shows the potential for ionizing radiation or IDLH conditions, or when the site information is not sufficient to rule out these possible conditions:~~

(a) ~~Monitoring with direct reading instruments for hazardous levels of ionizing radiation.~~

(b) ~~Monitoring the air with appropriate direct reading equipment (i.e., combustible gas meters, detector tubes) for IDLH and other conditions that may cause death or serious harm (combustible or explosive atmospheres, oxygen deficiency, toxic substances).~~

(c) ~~Visually observing for signs of actual or potential IDLH or other dangerous conditions.~~

(d) ~~An ongoing air monitoring program in accordance with WAC 296-62-3070 shall be implemented after site characterization has determined the site is safe for the start-up of operations.~~

(7) ~~Risk identification. Once the presence and concentrations of specific hazardous substances and health hazards have been established, the risks associated with these substances shall be identified. Employees who will be working on the site shall be informed of any risks that have been identified. In situations covered by chapter 296-62 WAC, Part C, training required by those standards need not be duplicated.~~

Note: Risks to consider include, but are not limited to:

- (a) Exposures exceeding the permissible exposure limits and published exposure levels.
- (b) IDLH concentrations.
- (c) Potential skin absorption and irritation sources.
- (d) Potential eye irritation sources.
- (e) Explosion sensitivity and flammability ranges.
- (f) Oxygen deficiency.

(8) ~~Employee notification. Any information concerning the chemical, physical, and toxicologic properties of each substance known or expected to be present on site that is available to the employer and relevant to the duties an employee is expected to perform shall be made available to all employees prior to the commencement of their work activities. The employer may utilize information developed for the hazard communication standard, chapter 296-62 WAC, Part C, for this purpose.)~~

#### NEW SECTION

**WAC 296-62-30205 Preliminary evaluation.** A preliminary evaluation of a site's characteristics must be performed prior to site entry by a qualified person in order to aid in the selection of appropriate employee protection methods prior to site entry. Immediately after initial site entry, a more detailed evaluation of the site's specific characteristics must be performed by a qualified person in order to further identify existing site hazards and to further aid in the selection of the appropriate engineering controls and personal protective equipment for the tasks to be performed.

#### NEW SECTION

**WAC 296-62-30210 Hazard identification.** All suspected conditions that may pose inhalation or skin absorption hazards that are immediately dangerous to life or health (IDLH), or other conditions that may cause death or serious harm, must be identified during the preliminary survey and evaluated during the detailed survey. Examples of such hazards include, but are not limited to, confined space entry, potentially explosive or flammable situations, visible vapor clouds, or areas where biological indicators such as dead animals or vegetation are located.

#### NEW SECTION

**WAC 296-62-30215 Required information.** The following information to the extent available must be obtained by the employer prior to allowing employees to enter a site:

- (1) Location and approximate size of the site.
- (2) Description of the response activity and/or the job task to be performed.
- (3) Duration of the planned employee activity.
- (4) Site topography and accessibility by air and roads.
- (5) Safety and health hazards expected at the site.
- (6) Pathways for hazardous substance dispersion.
- (7) Present status and capabilities of emergency response teams that would provide assistance to hazardous waste clean-up site employees at the time of an emergency.
- (8) Hazardous substances and health hazards involved or expected at the site and their chemical and physical properties.

#### NEW SECTION

**WAC 296-62-30220 Personal protective equipment.** Personal protective equipment (PPE) must be provided and used during initial site entry in accordance with the following requirements:

(1) Based upon the results of the preliminary site evaluation, an ensemble of PPE must be selected and used during initial site entry which will provide protection to a level of exposure below established permissible exposure limits and published exposure levels for known or suspected hazardous substances and health hazards, and which will provide protection against other known and suspected hazards identified during the preliminary site evaluation. If there is no permissible exposure limit or published exposure level, the employer may use other published studies and information as a guide to appropriate personal protective equipment. Level A and Level B personal protective equipment is required for the most hazardous actual or potential exposures.

(2) If positive-pressure self-contained breathing apparatus is not used as part of the entry ensemble, and if respiratory protection is warranted by the potential hazards identified during the preliminary site evaluation, an escape self-contained breathing apparatus of at least five minute's duration must be carried by employees during initial site entry.

(3) If the preliminary site evaluation does not produce sufficient information to identify the hazards or suspected hazards of the site an ensemble providing protection equivalent to Level B PPE must be provided as minimum protection

and direct reading instruments must be used as appropriate for identifying IDLH conditions. (See WAC 296-62-3170 - Appendix B for a description of Level B hazards and the recommendations for Level B protective equipment.)

(4) Once the hazards of the site have been identified, the appropriate PPE must be selected and used in accordance with WAC 296-62-3060 through 296-62-30615.

#### NEW SECTION

**WAC 296-62-30225 Monitoring.** The following monitoring must be conducted during initial site entry when the site evaluation produces information that shows the potential for ionizing radiation or IDLH conditions, or when the site information is not sufficient to rule out these possible conditions:

(1) Monitoring with direct reading instruments for hazardous levels of ionizing radiation.

(2) Monitoring the air with appropriate direct reading equipment (i.e., combustible gas meters, detector tubes) for IDLH and other conditions that may cause death or serious harm (combustible or explosive atmospheres, oxygen deficiency, toxic substances).

(3) Visually observing for signs of actual or potential IDLH or other dangerous conditions.

(4) An ongoing air monitoring program in accordance with WAC 296-62-30710 and 296-62-30715 must be implemented after site characterization has determined the site is safe for the start-up of operations.

#### NEW SECTION

**WAC 296-62-30230 Risk identification.** Once the presence and concentrations of specific hazardous substances and health hazards have been established, the risks associated with these substances must be identified. Employees who will be working on the site must be informed of any risks that have been identified. In situations covered by chapter 296-62 WAC, Part C, training required by those standards need not be duplicated.

Note: Risks to consider include, but are not limited to:

- (1) Exposures exceeding the permissible exposure limits and published exposure levels.
- (2) IDLH concentrations.
- (3) Potential skin absorption and irritation sources.
- (4) Potential eye irritation sources.
- (5) Explosion sensitivity and flammability ranges.
- (6) Oxygen deficiency.

#### NEW SECTION

**WAC 296-62-30235 Employee notification.** Any information concerning the chemical, physical, and toxicologic properties of each substance known or expected to be present on site that is available to the employer and relevant to the duties an employee is expected to perform must be made available to all employees prior to the commencement of their work activities. The employer may use information developed for the hazard communication standard, chapter 296-62 WAC, Part C, for this purpose.

**AMENDATORY SECTION** (Amending Order 89-10, filed 10/10/89, effective 11/24/89)

**WAC 296-62-3030 Site control.** ~~((1)-General-))~~ Appropriate site control procedures ~~((shall))~~ must be implemented to control employee exposure to hazardous substances before clean-up work begins.

~~((2)-Site control program. A site control program for protecting employees which is part of the employer's site safety and health program required in WAC 296-62-3010 shall be developed during the planning stages of a hazardous waste clean-up operation and modified as necessary as new information becomes available.~~

~~((3)-Elements of the site control program. The site control program shall, as a minimum, include: A site map; site work zones; the use of a "buddy system"; site communications including alerting means for emergencies; the standard operating procedures or safe work practices; and, identification of nearest medical assistance. Where these requirements are covered elsewhere they need not be repeated.~~

~~((4)-Site work zones.~~

~~((a)-The site work zones shall be the exclusion zone, contamination reduction zone, and the clean zone.~~

~~((b)-Decontamination procedures shall take place in the decontamination reduction corridor consisting, if practical, of separate corridors for personnel and for equipment.~~

~~((c)-An entry and exit check point must be established at the boundary of the exclusion zone to regulate the flow of personnel and equipment into and out of the zone. Exit from the exclusion zone must be through a contamination reduction corridor.~~

~~((d)-Access to the contamination reduction zone from the clean zone is through a control point. Personnel entering or working in the contamination zone shall wear the prescribed personnel protective equipment, if required, for working in this zone. Entering the clean zone requires removal of any protective equipment worn in the contamination reduction zone.)~~

#### NEW SECTION

**WAC 296-62-30305 Site control program.** A site control program for protecting employees which is part of the employer's site safety and health program required in WAC 296-62-3010 through 296-62-30145 must be developed during the planning stages of a hazardous waste clean-up operation and modified as necessary as new information becomes available.

#### NEW SECTION

**WAC 296-62-30310 Elements of the site control program.** The site control program must, as a minimum, include: A site map; site work zones; the use of a "buddy system"; site communications including alerting means for emergencies; the standard operating procedures or safe work practices; and, identification of nearest medical assistance. Where these requirements are covered elsewhere they need not be repeated.

NEW SECTION

**WAC 296-62-30315 Site work zones.** (1) The site work zones must be the exclusion zone, contamination reduction zone, and the clean zone.

(2) Decontamination procedures must take place in the contamination reduction corridor consisting, if practical, of separate corridors for personnel and for equipment.

(3) An entry and exit check point must be established at the boundary of the exclusion zone to regulate the flow of personnel and equipment into and out of the zone. Exit from the exclusion zone must be through a contamination reduction corridor.

(4) Access to the contamination reduction zone from the clean zone is through a control point. Personnel entering or working in the contamination zone must wear the prescribed personnel protective equipment, if required, for working in this zone. Entering the clean zone requires removal of any protective equipment worn in the contamination reduction zone.

AMENDATORY SECTION (Amending WSR 95-04-007, filed 1/18/95, effective 3/1/95)

**WAC 296-62-3040 General training requirements and the employees covered.** (1) ~~((General~~

~~((a)))~~ All employees working on site (such as but not limited to equipment operators, general laborers, and others) exposed to hazardous substances, health hazards, or safety hazards, and their supervisors and management responsible for the site, ~~((shall))~~ must receive training meeting the requirements of this subsection before they are permitted to engage in hazardous waste operations that could expose them to hazardous substances, safety, or health hazards, and they ~~((shall))~~ must review training as specified in this subsection.

~~((b)))~~ (2) Employees ~~((shall))~~ must not be permitted to participate in or supervise field activities until they have been trained to a level required by their job function and responsibility.

~~((2))~~ Elements to be covered. The training shall thoroughly cover the following:

~~(a)~~ Names of personnel and alternates responsible for site safety and health;

~~(b)~~ Safety, health, and other hazards present on the site;

~~(c)~~ Use of personal protective equipment;

~~(d)~~ Work practices by which the employee can minimize risks from hazards;

~~(e)~~ Safe use of engineering controls and equipment on the site;

~~(f)~~ Medical surveillance requirements including recognition of symptoms and signs which might indicate overexposure to hazards; and

~~(g)~~ The contents of items (vii) through (x) of the site safety and health plan set forth in WAC 296-62-3010 (4)(b).

(3) Initial training. General site workers (such as equipment operators, general laborers, and supervisory personnel) engaged in hazardous substance removal or other activities which expose or potentially expose workers to hazardous substances and health hazards shall receive the following required training:

~~(a)~~ General site workers required to wear Level A or Level B personal protective equipment because of the types of hazards to which they are exposed or have the potential for being exposed are required to have 80 hours of training and a minimum of three days actual field experience under the direct supervision of a trained, experienced supervisor.

~~(b)~~ General site workers required to wear Level C or D personal protective equipment, equipment operators or transport vehicle operators, are required to have 40 hours of training and a minimum of three days actual field experience under the direct supervision of a trained, experienced supervisor.

~~(c)~~ General site workers on site only occasionally for specific limited tasks, and supervisors not working in the two inner zones are required to have 24 hours of training. For example, certain Environmental Protection Agency, and department of ecology employees, labor and industries inspectors and other short term monitoring and surveying personnel would be required to only have 24 hours of training if they are on site only occasionally for a specific limited task and are unlikely to be exposed over permissible exposure levels and published exposure limits. A minimum of one day actual field experience under direct supervision is also required.

~~(d)~~ Workers regularly on site who work in areas which have been monitored and fully characterized indicating that exposures are under permissible exposure limits and published exposure limits where respirators are not necessary, and the characterization indicates that there are no health hazards or the possibility of an emergency developing, shall receive a minimum of 24 hours of instruction off the site and the minimum of one day actual field experience under the direct supervision of a trained, experienced supervisor.

~~(e)~~ Workers with 24 hours of training who are covered by (c) and (d) of this subsection, and who become general site workers or who are required to wear respirators, shall have the additional 16 hours and two days of training necessary to total the training specified in (b) of this subsection.

(4) Management and supervisor training. On site management and supervisors directly responsible for, or who supervise employees engaged in, hazardous waste operations shall receive the same initial training as listed in subsection (3) of this section, and three days of supervised field experience and at least eight additional hours of specialized training at the time of job assignment on such topics as, but not limited to, the employer's safety and health program and the associated employee training program, personal protective equipment program, spill containment program, and health hazard monitoring procedure and techniques.

(5) Law enforcement at illicit drug labs.

Exception: WISHA did not intend application of the 80 hour training requirement to law enforcement personnel required to enter illicit drug labs, secure the premise, and obtain necessary evidence for law enforcement purposes. Attendance at a specific 40 hours course, such as that presented by the criminal justice training commission, is acceptable.

Note: If cleanup activities are conducted by law enforcement personnel, then appropriate hazardous waste cleanup training would be required.

(6) Training course content.

EXPEDITED ADOPTION

(a) 40 and 80 hour hazardous waste cleanup courses. As a minimum, the training course content for the 40 hour and 80 hour training program shall include the following topics:

(i) Overview of the applicable sections of Part P of chapter 296-62 WAC and the elements of an employer's effective occupational safety and health program:

(ii) Effect of chemical exposure to hazardous substances (i.e., toxicity, carcinogens, irritants, sensitizers, etc.):

(iii) Effects of biological and radiological exposures:

(iv) Fire and explosion hazards (i.e., flammable and combustible liquids, reactive materials):

(v) General safety hazards, including electrical hazards, powered equipment hazards, walking-working surface hazards and those hazards associated with hot and cold temperature extremes:

(vi) Permit required confined space, tank, and vault hazards and entry procedures:

(vii) Names of personnel and alternates, where appropriate, responsible for site safety and health at the site:

(viii) Specific safety, health, and other hazards that are to be addressed at a site and in the site safety and health plan:

(ix) Use of personal protective equipment and the implementation of the personal protective equipment program:

(x) Work practices that will minimize employee risk from site hazards:

(xi) Safe use of engineering controls and equipment and any new relevant technology or procedure:

(xii) Content of the medical surveillance program and requirements, including the recognition of signs and symptoms of overexposure to hazardous substances:

(xiii) The contents of an effective site safety and health plan:

(xiv) Use of monitoring equipment with "hands-on" experience and the implementation of the employee and site monitoring program:

(xv) Implementation and use of the information program:

(xvi) Drum and container handling procedures and the elements of a spill containment program:

(xvii) Selection and use of material handling equipment:

(xviii) Methods for assessment of risk and handling of radioactive wastes:

(xix) Methods for handling shock sensitive wastes:

(xx) Laboratory waste pack handling procedures:

(xxi) Container sampling procedures and safeguards:

(xxii) Safe preparation procedures for shipping and transport of containers:

(xxiii) Decontamination program and procedures:

(xxiv) Emergency response plan and procedures including first aid:

(xxv) Safe site illumination levels:

(xxvi) Site sanitation procedures and equipment for employee needs:

(xxvii) Review of the applicable appendices to Part P of chapter 296-62 WAC:

(xxviii) Overview and explanation of WISHA's hazard communication standard Part C of chapter 296-62 WAC:

(xxix) Sources of reference, additional information and efficient use of relevant manuals and hazard coding systems:

(xxx) Principles of toxicology and biological monitoring:

(xxxi) Rights and responsibilities of employees and employers under WISHA and CERCLA:

(xxxii) "Hands-on" field exercises and demonstrations:

(b) 24-hour hazardous waste cleanup course. As a minimum, the 24-hour training course required in WAC 296-62-3040 (3)(e) and (d) for employees engaged in occasional visits to uncontrolled hazardous waste sites shall include the following topics where they are applicable to the job function to be performed:

(i) Overview of applicable sections of Part P of chapter 296-62 WAC and the elements of the employer's effective occupational safety and health program:

(ii) Employee rights and responsibilities under WISHA and CERCLA:

(iii) Overview of relevant chemical exposures to hazardous substances (i.e., toxics, carcinogens, irritants, sensitizers, etc.):

(iv) Overview of the principles of toxicology and biological monitoring:

(v) Use of monitoring equipment with hands-on practice and an overview of a site monitoring program:

(vi) Overview of site hazards including fire and explosion, confined spaces, oxygen deficiency, electrical hazards, powered equipment hazards, walking-working surface hazards:

(vii) The contents of an effective site safety and health plan:

(viii) Use of personal protective equipment and the implementation of the personal protective equipment program:

(ix) Work practices that will minimize employee risk from site hazards:

(x) Site simulations with "hands-on" exercises and practice:

(xi) Emergency response planning and response including first aid:

(xii) Content of the medical surveillance program and requirements, including the recognition of signs and symptoms of overexposure to hazardous substances:

(xiii) Decontamination programs and procedures:

(xiv) Safe use of engineering controls and equipment:

(xv) Sources of reference and efficient use of relevant manuals and knowledge of hazard coding systems:

(c) 16-hour supplemental training for hazardous waste sites. As a minimum, employees who have received 24 hours of training for hazardous waste site operations shall receive training in the following topics before they are allowed to work as general site workers or if they are required to wear respirators:

(i) Relevant chemical exposures to hazardous substances beyond that previously covered:

(ii) Site hazards including fire and explosion, confined spaces, oxygen deficiency, electrical, powered equipment, and walking-working surfaces beyond that previously covered:

(iii) Names of personnel and alternates responsible for site safety and health at the site, where appropriate:

(iv) Use of monitoring equipment and the implementation of the employee and the site monitoring program beyond that previously covered.

(v) Implementation and use of the informational program.

(vi) Drum and container handling procedures and the elements of a spill containment program.

(vii) Selection and use of material handling equipment.

(viii) Methods for assessment of risk and handling of radioactive wastes.

(ix) Methods for handling shock sensitive wastes.

(x) Laboratory waste pack handling procedures.

(xi) Container sampling procedures and safeguards.

(xii) Safe preparation procedures for shipping and transport of containers.

(xiii) Decontamination program and procedures.

(xiv) Safety site illumination levels.

(xv) Site sanitation procedures and equipment.

(xvi) Review of the applicable appendices to Part P of chapter 296-62 WAC.

(xvii) Overview and explanation of WISHA's Hazard communication standard Part C of chapter 296-62 WAC.

(xviii) Sources of reference and additional information.

(d) Additional 8 hours of training for supervisors and managers. Supervisors and managers shall receive an additional eight hours of training in the following subjects:

(i) Management of hazardous wastes and their disposal.

(ii) Federal, state, and local agencies to be contacted in the event of a release of hazardous substances.

(iii) Management of emergency procedures in the event of a release of hazardous substances.

(7) Qualifications for trainers. Trainers shall be qualified to instruct employees about the subject matter that is being presented in training. Such trainers shall have satisfactorily completed a training program for teaching the subjects they are expected to teach, or they shall have the academic credentials and instructional experience necessary for teaching the subjects. Instructors shall demonstrate competent instructional skills and knowledge of the applicable subject matter.

(8) Training certification. Employees and supervisors that have received and successfully completed the training and field experience specified in subsections (1) through (4) of this section shall be certified by their instructor or the head instructor and trained supervisor as having successfully completed the necessary training. A written certificate shall be given to each person so certified. Any person who has not been so certified or who does not meet the requirements of subsection (11) of this section shall be prohibited from engaging in hazardous waste operations.

(9) Emergency response. Employees who are engaged in responding to hazardous emergency situations at hazardous waste clean-up sites that may expose them to hazardous substances shall be trained in how to respond to expected emergencies.

(10) Refresher training. Employees specified in subsection (1) of this section, and managers specified in subsection (4) of this section, shall receive eight hours of refresher training annually on the items specified in subsections (2) and/or (4) of this section, any critique of incidents that have

occurred in the past year that can serve as training examples of related work, and other relevant topics.

(11) Equivalent training. Employers who can show by documentation or certification that an employee's work experience and/or training has resulted in training equivalent to that training required in subsections (1) through (4) of this section shall not be required to provide the initial training requirements of those sections to such employees and shall provide a copy of the certification or documentation to the employee upon request. However, certified employees or employees with equivalent training new to a site shall receive appropriate, site-specific training before site entry and have appropriate supervised field experience at the new site. Equivalent training includes any academic training or the training that existing employees might have already received from actual hazardous waste site work experience. The 80 hours of instruction required can be fulfilled as follows:

(a) Instruction can include a combination of presently available 40-hour training sessions and other related classes or training including additional supervised on-the-job training as long as material covered includes elements required in the training section WAC 296-62-3040(2) of the regulations. A single 80-hour training session is also acceptable.

(b) Previously attended courses including eight-hour refresher courses apply toward the 80-hour requirement and need not be repeated.

(c) Documentation of previous experience and training by qualified trainers is required of employers and must be available to inspectors for review.

(d) When calculating hours of training, WISHA assumes a "normal" work day to be eight hours with sufficient time for lunch and other breaks.)

#### NEW SECTION

##### **WAC 296-62-30405 Elements covered in training.**

The training must thoroughly cover the following:

(1) Names of personnel and alternates responsible for site safety and health;

(2) Safety, health, and other hazards present on the site;

(3) Use of personal protective equipment;

(4) Work practices by which the employee can minimize risks from hazards;

(5) Safe use of engineering controls and equipment on the site;

(6) Medical surveillance requirements including recognition of symptoms and signs which might indicate overexposure to hazards; and

(7) The contents of the site safety and health plan set forth in WAC 296-62-31035 (2)(g) through (j).

#### NEW SECTION

**WAC 296-62-30410 Initial training.** General site workers (such as equipment operators, general laborers, and supervisory personnel) engaged in hazardous substance removal or other activities which expose or potentially expose workers to hazardous substances and health hazards must receive the following required training:

(1) General site workers required to wear Level A or Level B personal protective equipment because of the types of hazards to which they are exposed or have the potential for being exposed are required to have 80 hours of training and a minimum of three days actual field experience under the direct supervision of a trained, experienced supervisor.

(2) General site workers required to wear Level C or D personal protective equipment, equipment operators or transport vehicle operators, are required to have 40 hours of training and a minimum of three days actual field experience under the direct supervision of a trained, experienced supervisor.

(3) General site workers on site only occasionally for specific limited tasks, and supervisors not working in the two inner zones are required to have 24 hours of training. For example, certain Environmental Protection Agency, and department of ecology employees, labor and industries inspectors and other short-term monitoring and surveying personnel would be required to only have 24 hours of training if they are on-site only occasionally for a specific limited task and are unlikely to be exposed over permissible exposure levels and published exposure limits. A minimum of one day actual field experience under direct supervision is also required.

(4) Workers regularly on site who work in areas which have been monitored and fully characterized indicating that exposures are under permissible exposure limits and published exposure limits where respirators are not necessary, and the characterization indicates that there are no health hazards or the possibility of an emergency developing, must receive a minimum of 24 hours of instruction off the site and the minimum of one day actual field experience under the direct supervision of a trained, experienced supervisor.

(5) Workers with 24 hours of training who are covered by subsections (3) and (4) of this section, and who become general site workers or who are required to wear respirators, must have the additional 16 hours and two days of training necessary to total the training specified in subsection (2) of this section.

#### NEW SECTION

**WAC 296-62-30415 Management and supervisor training.** On-site management and supervisors directly responsible for, or who supervise employees engaged in, hazardous waste operations must receive the same initial training as listed in WAC 296-62-30410, and three days of supervised field experience and at least eight additional hours of specialized training at the time of job assignment on such topics as, but not limited to, the employer's safety and health program and the associated employee training program, personal protective equipment program, spill containment program, and health hazard monitoring procedure and techniques.

#### NEW SECTION

**WAC 296-62-30420 Law enforcement at illicit drug labs.** Exception: WISHA did not intend application of the 80 hour training requirement to law enforcement personnel required to enter illicit drug labs, secure the premise, and

obtain necessary evidence for law enforcement purposes. Attendance at a specific 40 hours course, such as that presented by the criminal justice training commission, is acceptable.

Note: If cleanup activities are conducted by law enforcement personnel, then appropriate hazardous waste cleanup training would be required.

#### NEW SECTION

**WAC 296-62-30425 Training course content for 40 and 80 hour hazardous waste cleanup courses.** As a minimum, the training course content for the 40 hour and 80 hour training program must include the following topics:

(1) Overview of the applicable sections of Part P of chapter 296-62 WAC and the elements of an employer's effective occupational safety and health program.

(2) Effect of chemical exposure to hazardous substances (i.e., toxicity, carcinogens, irritants, sensitizers, etc.).

(3) Effects of biological and radiological exposures.

(4) Fire and explosion hazards (i.e., flammable and combustible liquids, reactive materials).

(5) General safety hazards, including electrical hazards, powered equipment hazards, walking-working surface hazards and those hazards associated with hot and cold temperature extremes.

(6) Permit-required confined space, tank, and vault hazards and entry procedures.

(7) Names of personnel and alternates, where appropriate, responsible for site safety and health at the site.

(8) Specific safety, health, and other hazards that are to be addressed at a site and in the site safety and health plan.

(9) Use of personal protective equipment and the implementation of the personal protective equipment program.

(10) Work practices that will minimize employee risk from site hazards.

(11) Safe use of engineering controls and equipment and any new relevant technology or procedure.

(12) Content of the medical surveillance program and requirements, including the recognition of signs and symptoms of overexposure to hazardous substances.

(13) The contents of an effective site safety and health plan.

(14) Use of monitoring equipment with "hands-on" experience and the implementation of the employee and site monitoring program.

(15) Implementation and use of the information program.

(16) Drum and container handling procedures and the elements of a spill containment program.

(17) Selection and use of material handling equipment.

(18) Methods for assessment of risk and handling of radioactive wastes.

(19) Methods for handling shock-sensitive wastes.

(20) Laboratory waste pack handling procedures.

(21) Container sampling procedures and safeguards.

(22) Safe preparation procedures for shipping and transport of containers.

(23) Decontamination program and procedures.

- (24) Emergency response plan and procedures including first aid.
- (25) Safe site illumination levels.
- (26) Site sanitation procedures and equipment for employee needs.
- (27) Review of the applicable appendices to Part P of chapter 296-62 WAC.
- (28) Overview and explanation of WISHA's hazard communication standard Part C of chapter 296-62 WAC.
- (29) Sources of reference, additional information and efficient use of relevant manuals and hazard coding systems.
- (30) Principles of toxicology and biological monitoring.
- (31) Rights and responsibilities of employees and employers under WISHA and CERCLA.
- (32) Hands-on field exercises and demonstrations.

#### NEW SECTION

**WAC 296-62-30430 Training content for 24-hour hazardous waste cleanup course.** As a minimum, the 24-hour training course required in WAC 296-62-30410 (3) and (4) for employees engaged in occasional visits to uncontrolled hazardous waste sites must include the following topics where they are applicable to the job function to be performed:

- (1) Overview of applicable sections of Part P of chapter 296-62 WAC and the elements of the employer's effective occupational safety and health program.
- (2) Employee rights and responsibilities under WISHA and CERCLA.
- (3) Overview of relevant chemical exposures to hazardous substances (i.e., toxics, carcinogens, irritants, sensitizers, etc.).
- (4) Overview of the principles of toxicology and biological monitoring.
- (5) Use of monitoring equipment with hands-on practice and an overview of a site monitoring program.
- (6) Overview of site hazards including fire and explosion, confined spaces, oxygen deficiency, electrical hazards, powered equipment hazards, walking-working surface hazards.
- (7) The contents of an effective site safety and health plan.
- (8) Use of personal protective equipment and the implementation of the personal protective equipment program.
- (9) Work practices that will minimize employee risk from site hazards.
- (10) Site simulations with "hands-on" exercises and practice.
- (11) Emergency response planning and response including first aid.
- (12) Content of the medical surveillance program and requirements, including the recognition of signs and symptoms of overexposure to hazardous substances.
- (13) Decontamination programs and procedures.
- (14) Safe use of engineering controls and equipment.
- (15) Sources of references and efficient use of relevant manuals and knowledge of hazard coding systems.

#### NEW SECTION

**WAC 296-62-30435 16-hour supplemental training for hazardous waste sites.** As a minimum, employees who have received 24 hours of training for hazardous waste site operations must receive training in the following topics before they are allowed to work as general site workers or if they are required to wear respirators:

- (1) Relevant chemical exposures to hazardous substances beyond that previously covered.
- (2) Site hazards including fire and explosion, confined spaces, oxygen deficiency, electrical, powered equipment, and walking-working surfaces beyond that previously covered.
- (3) Names of personnel and alternates responsible for site safety and health at the site, where appropriate.
- (4) Use of monitoring equipment and the implementation of the employee and the site monitoring program beyond that previously covered.
- (5) Implementation and use of the informational program.
- (6) Drum and container handling procedures and the elements of a spill containment program.
- (7) Selection and use of material handling equipment.
- (8) Methods for assessment of risk and handling of radioactive wastes.
- (9) Methods for handling shock-sensitive wastes.
- (10) Laboratory waste pack handling procedures.
- (11) Container sampling procedures and safeguards.
- (12) Safe preparation procedures for shipping and transport of containers.
- (13) Decontamination program and procedures.
- (14) Safety site illumination levels.
- (15) Site sanitation procedures and equipment.
- (16) Review of the applicable appendices to Part P of chapter 296-62 WAC.
- (17) Overview and explanation of WISHA's Hazard communication standard Part C of chapter 296-62 WAC.
- (18) Sources of reference and additional information.

#### NEW SECTION

**WAC 296-62-30440 Additional 8 hours of training for supervisors and managers.** Supervisors and managers must receive an additional eight hours of training in the following subjects:

- (1) Management of hazardous wastes and their disposal.
- (2) Federal, state, and local agencies to be contacted in the event of a release of hazardous substances.
- (3) Management of emergency procedures in the event of a release of hazardous substances.

#### NEW SECTION

**WAC 296-62-30445 Qualifications for trainers.** Trainers must be qualified to instruct employees about the subject matter that is being presented in training. Such trainers must have satisfactorily completed a training program for teaching the subjects they are expected to teach, or they must have the academic credentials and instructional experience



necessary for teaching the subjects. Instructors must demonstrate competent instructional skills and knowledge of the applicable subject matter.

#### NEW SECTION

**WAC 296-62-30450 Training certification.** Employees and supervisors that have received and successfully completed the training and field experience specified in WAC 296-62-3040 through 296-62-30415 must be certified by their instructor or the head instructor and trained supervisor as having successfully completed the necessary training. A written certificate must be given to each person certified. Any person who has not been certified or who does not meet the requirements of WAC 296-62-30465 must be prohibited from engaging in hazardous waste operations.

#### NEW SECTION

**WAC 296-62-30455 Training requirements for emergency response.** Employees who are engaged in responding to hazardous emergency situations at hazardous waste clean-up sites that may expose them to hazardous substances must be trained in how to respond to expected emergencies.

#### NEW SECTION

**WAC 296-62-30460 Refresher training.** Employees specified in WAC 296-62-3040 and managers specified in WAC 296-62-30415 must receive eight hours of refresher training annually on the items specified in WAC 296-62-30405 and/or 296-62-30415, any critique of incidents that have occurred in the past year that can serve as training examples of related work, and other relevant topics.

#### NEW SECTION

**WAC 296-62-30465 Equivalent training.** Employers who can show by documentation or certification that an employee's work experience and/or training has resulted in training equivalent to that training required in WAC 296-62-3040 through 296-62-30410 must not be required to provide the initial training requirements of those sections to such employees and must provide a copy of the certification or documentation to the employee upon request. However, certified employees or employees with equivalent training new to a site must receive appropriate, site specific training before site entry and have appropriate supervised field experience at the new site. Equivalent training includes any academic training or the training that existing employees might have already received from actual hazardous waste site work experience. The 80 hours of instruction required can be fulfilled as follows:

(1) Instruction can include a combination of presently available 40 hour training sessions and other related classes or training including additional supervised on-the-job training as long as material covered includes elements required in the training section WAC 296-62-30405 of the regulations. A single 80 hour training session is also acceptable.

(2) Previously attended courses including eight-hour refresher courses apply toward the 80 hour requirement and need not be repeated.

(3) Documentation of previous experience and training by qualified trainers is required of employers and must be available to inspectors for review.

(4) When calculating hours of training, WISHA assumes a "normal" work day to be eight hours with sufficient time for lunch and other breaks.

AMENDATORY SECTION (Amending Order 91-01, filed 5/20/91, effective 6/20/91)

**WAC 296-62-3050 Medical surveillance.** ~~((1) General:))~~ Employers engaged in operations specified in WAC 296-62-300 (1) ~~((a) through (d))~~ and not covered by WAC 296-62-300(2), exceptions; ~~((and employers of employees specified in WAC 296-62-3112(9) shall))~~ must institute a medical surveillance program ~~((in accordance with this subsection)).~~

~~((2) Employees covered. The medical surveillance program shall be instituted by the employer for the following employees:~~

~~(a) All employees who are or may be exposed to hazardous substances or health hazards at or above the permissible exposure limits or, if there is no permissible exposure limit, above the published exposure levels for these substances, without regard to the use of respirators, for 30 days or more a year;~~

~~(b) All employees who wear a respirator for 30 days or more a year or as required by WAC 296-62-071; and~~

~~(c) All employees who are injured, become ill or develop signs or symptoms due to possible overexposure involving hazardous substances or health hazards from an emergency response or hazardous waste operation; and~~

~~(d) Members of HAZMAT teams.~~

~~(3) Frequency of medical examinations and consultations. Medical examinations and consultations shall be made available by the employer to each employee covered under subsection (1) of this section on the following schedules:~~

~~(a) For employees covered under WAC 296-62-3050 (2)(a), (b), and (d):~~

~~(i) Prior to assignment;~~

~~(ii) At least once every twelve months for each employee covered unless the attending physician believes a longer interval (not greater than biennially) is appropriate;~~

~~(iii) At termination of employment or reassignment to an area where the employee would not be covered if the employee has not had an examination within the last six months;~~

~~(iv) As soon as possible upon notification by an employee that the employee has developed signs or symptoms indicating possible overexposure to hazardous substances or health hazards, or that the employee has been injured or exposed above the permissible exposure limits, or published exposure levels in an emergency situation;~~

~~(v) At more frequent times, if the examining physician determines that an increased frequency of examination is medically necessary.~~



~~(b) For employees covered under subsection (2)(c) of this section and for all employees including those employees covered by WAC 296-62-300 (1)(c) who may have been injured, received a health impairment, developed signs or symptoms which may have resulted from exposure to hazardous substances resulting from an emergency incident, or exposed during an emergency incident to hazardous substances at concentrations above the permissible exposure limits or the published exposure levels without the necessary personal protective equipment being used:~~

~~(i) As soon as possible following the emergency incident or development of signs or symptoms;~~

~~(ii) At additional times, if the examining physician determines that follow-up examinations or consultations are medically necessary;~~

~~(4) Content of medical examinations and consultations:~~

~~(a) Medical examinations required by subsection (3) of this section shall include a medical and work history (or updated history if one is in the employee's file) with special emphasis on symptoms related to the handling of hazardous substances and health hazards, and to fitness for duty including the ability to wear any required PPE under conditions (i.e., temperature extremes) that may be expected at the worksite.~~

~~(b) The content of medical examinations or consultations made available to employees pursuant to this section shall be determined by the examining physician. The guidelines in the *Occupational Safety and Health Guidance Manual for Hazardous Waste Site Activities* (See Appendix D, Reference #10) should be consulted.~~

~~(5) Examination by a physician and costs. All medical examinations and procedures shall be performed by or under the supervision of a licensed physician, preferably one knowledgeable in occupational medicine, and shall be provided without cost to the employee, without loss of pay, and at a reasonable time and place.~~

~~(6) Information provided to the physician. The employer shall provide one copy of this standard and its appendices to the examining physician, and in addition, the following for each employee:~~

~~(a) A description of the employee's duties as they relate to the employee's exposures;~~

~~(b) The employee's exposure levels or anticipated exposure levels;~~

~~(c) A description of any personal protective equipment used or to be used;~~

~~(d) Information from previous medical examinations of the employee which is not readily available to the examining physician; and~~

~~(e) Information required in WAC 296-62-071 through 296-62-07121.~~

~~(7) Physician's written opinion:~~

~~(a) The employer shall obtain and furnish the employee with a copy of a written opinion from the examining physician containing the following:~~

~~(i) The physician's opinion as to whether the employee has any detected medical conditions which would place the employee at increased risk of material impairment of the employee's health from work in hazardous waste operations or emergency response or from respirators use.~~

~~(ii) The physician's recommended limitations upon the employees assigned work.~~

~~(iii) The results of the medical examination and tests if requested by the employee.~~

~~(iv) A statement that the employee has been informed by the physician of the results of the medical examination and any medical conditions which require further examination or treatment.~~

~~(b) The written opinion obtained by the employer shall not reveal specific findings or diagnoses unrelated to occupational exposures.~~

~~(8) Recordkeeping:~~

~~(a) An accurate record of the medical surveillance required by this section shall be retained. This record shall be retained for the period specified and meet the criteria of Part B of chapter 296-62 WAC.~~

~~(b) The record required in (a) of this subsection shall include at least the following information:~~

~~(i) The name and Social Security number of the employee;~~

~~(ii) Physicians' written opinions, recommended limitations, and results of examinations and tests;~~

~~(iii) Any employee medical complaints related to exposure to hazardous substances;~~

~~(iv) A copy of the information provided to the examining physician by the employer, with the exception of the standard and its appendices.)~~

## NEW SECTION

**WAC 296-62-30505 Employees covered.** The medical surveillance program must be instituted for the following employees:

(1) All employees who are or may be exposed to hazardous substances or health hazards at or above the permissible exposure limits or, if there is no permissible exposure limit, above the published exposure levels for these substances, without regard to the use of respirators, for 30 days or more a year;

(2) All employees who wear a respirator for 30 days or more a year or as required by WAC 296-62-071; and

(3) All employees who are injured, become ill or develop signs or symptoms due to possible overexposure involving hazardous substances or health hazards from an emergency response or hazardous waste operation; and

(4) Members of HAZMAT teams.

## NEW SECTION

**WAC 296-62-30510 Frequency of medical examinations and consultations.** Medical examinations and consultations shall be made available by the employer to each employee covered under WAC 296-62-3050 on the following schedules:

(1) For employees covered under WAC 296-62-30505 (1), (2), and (4):

(a) Prior to assignment;

(b) At least once every twelve months for each employee covered unless the attending physician believes a longer interval (not greater than biennially) is appropriate;

(c) At termination of employment or reassignment to an area where the employee would not be covered if the employee has not had an examination within the last six months;

(d) As soon as possible upon notification by an employee that the employee has developed signs or symptoms indicating possible overexposure to hazardous substances or health hazards, or that the employee has been injured or exposed above the permissible exposure limits, or published exposure levels in an emergency situation;

(e) At more frequent times, if the examining physician determines that an increased frequency of examination is medically necessary.

(2) For employees covered under WAC 296-62-30505 who may have been injured, received a health impairment, developed signs or symptoms which may have resulted from exposure to hazardous substances resulting from an emergency incident, or exposed during an emergency incident to hazardous substances at concentrations above the permissible exposure limits or the published exposure levels without the necessary personal protective equipment being used:

(a) As soon as possible following the emergency incident or development of signs or symptoms;

(b) At additional times, if the examining physician determines that follow-up examinations or consultations are medically necessary.

#### NEW SECTION

**WAC 296-62-30515 Content of medical examinations and consultations.** (1) Medical examinations required by WAC 296-62-30510 must include a medical and work history (or updated history if one is in the employee's file) with special emphasis on symptoms related to the handling of hazardous substances and health hazards, and to fitness for duty including the ability to wear any required PPE under conditions (i.e., temperature extremes) that may be expected at the worksite.

(2) The content of medical examinations or consultations made available to employees under this section must be determined by the examining physician. The guidelines in the *Occupational Safety and Health Guidance Manual for Hazardous Waste Site Activities* (See Appendix D, Reference #10) should be consulted.

#### NEW SECTION

**WAC 296-62-30520 Examination by a physician and costs.** All medical examinations and procedures must be performed by or under the supervision of a licensed physician, preferably one knowledgeable in occupational medicine, and must be provided without cost to the employee, without loss of pay, and at a reasonable time and place.

#### NEW SECTION

**WAC 296-62-30525 Information provided to the physician.** The employer must provide one copy of this standard and its appendices to the examining physician, and the following for each employee:

(1) A description of the employee's duties as they relate to the employee's exposures;

(2) The employee's exposure levels or anticipated exposure levels;

(3) A description of any personal protective equipment used or to be used;

(4) Information from previous medical examinations of the employee which is not readily available to the examining physician; and

(5) Information required in WAC 296-62-071 through 296-62-07121.

#### NEW SECTION

**WAC 296-62-30530 Physician's written opinion.** (1) The employer must obtain and furnish the employee with a copy of a written opinion from the examining physician containing the following:

(a) The physician's opinion as to whether the employee has any detected medical conditions which would place the employee at increased risk of material impairment of the employee's health from work in hazardous waste operations or emergency response or from respirators use.

(b) The physician's recommended limitations upon the employees assigned work.

(c) The results of the medical examination and tests if requested by the employee.

(d) A statement that the employee has been informed by the physician of the results of the medical examination and any medical conditions which require further examination or treatment.

(2) The written opinion obtained by the employer must not reveal specific findings or diagnoses unrelated to occupational exposures.

#### NEW SECTION

**WAC 296-62-30535 Recordkeeping of medical surveillance activities.** (1) An accurate record of the medical surveillance required by this section must be retained. This record must be retained for the period specified and meet the criteria of Part B of chapter 296-62 WAC.

(2) The record required in subsection (1) of this section must include at least the following information:

(a) The name and Social Security number of the employee;

(b) Physicians' written opinions, recommended limitations, and results of examinations and tests;

(c) Any employee medical complaints related to exposure to hazardous substances;

(d) A copy of the information provided to the examining physician by the employer, with the exception of the standard and its appendices.

**AMENDATORY SECTION** (Amending Order 94-07, filed 7/20/94, effective 9/20/94)

**WAC 296-62-3060 Engineering controls, work practices, and personal protective equipment for employee protection.** (1) Engineering controls, work practices, per-

sonal protective equipment, or a combination of these ~~((shall))~~ must be implemented in accordance with this section to protect employees from exposure to hazardous substances and health hazards.

(a) Engineering controls, work practices, and PPE for substances regulated in chapter 296-62 WAC.

Engineering controls and work practices ~~((shall))~~ must be instituted to reduce and maintain employee exposure to or below the permissible exposure limits for substances regulated by this chapter, except to the extent that such controls and practices are not feasible.

Note: Engineering controls which may be feasible include the use of pressurized cabs or control booths on equipment, and/or the use of remotely operated material handling equipment. Work practices which may be feasible are removing all nonessential employees from potential exposure during opening of drums, wetting down dusty operations, and locating employees upwind of possible hazards.

(b) Whenever engineering controls and work practices are not feasible, or not required, any reasonable combination of engineering controls, work practices, and PPE ~~((shall))~~ must be used to reduce and maintain exposures to or below the permissible exposure limits or dose limits for substances regulated by chapter 296-62 WAC.

(c) The employer ~~((shall))~~ must not implement a schedule of employee rotation as a means of compliance with permissible exposure limits or dose limits except when there is no other feasible way of complying with the airborne or dermal dose limits for ionizing radiation.

(d) The provisions of WAC 296-62-080 through 296-62-09013, 296-62-09015 through 296-62-09055, and 296-62-100 through 296-62-130 ~~((shall))~~ must be followed.

(2) Engineering controls, work practices, and personal protective equipment for substances not regulated in chapter 296-62 WAC. An appropriate combination of engineering controls, work practices, and personal protective equipment ~~((shall))~~ must be used to reduce and maintain employee exposure to or below published exposure levels for hazardous substances and health hazards not regulated by chapter 296-62 WAC. The employer may use the published literature and MSDS as a guide in making the employer's determination as to what level of protection the employer believes is appropriate for hazardous substances and health hazards for which there is no permissible exposure limit or published exposure level.

~~((3))~~ Personal protective equipment selection.

~~(a) Personal protective equipment (PPE) shall be selected and used which will protect employees from the hazards and potential hazards they are likely to encounter as identified during the site characterization and analysis.~~

~~(b) Personal protective equipment selection shall be based on an evaluation of the performance characteristics of the PPE relative to the requirements and limitations of the site, the task specific conditions and duration, and the hazards and potential hazards identified at the site.~~

~~(c) Positive pressure self-contained breathing apparatus, or positive pressure air-line respirators equipped with an escape air supply shall be used when chemical exposure levels present will create a substantial possibility of immediate~~

~~death, immediate serious illness or injury, or impair the ability to escape.~~

~~(d) Totally encapsulating chemical protective suits (protection equivalent to Level A protection as recommended in Appendix B) shall be used in conditions where skin absorption of a hazardous substance may result in a substantial possibility of immediate death, immediate serious illness or injury, or impair the ability to escape.~~

~~(e) The level of protection provided by PPE selection shall be increased when additional information or site conditions indicate that increased protection is necessary to reduce employee exposures below permissible exposure limits and published exposure levels for hazardous substances and health hazards. (See WAC 296-62-3170 - Appendix B for guidance on selecting PPE ensembles.)~~

Note: ~~The level of employee protection provided may be decreased when additional information or site conditions show that decreased protection will not result in increased hazardous exposures to employees.~~

~~(f) Personal protective equipment shall be selected and used to meet the requirements of chapter 296-24 WAC, Part A-2, and additional requirements specified in this part.~~

~~(4) Totally encapsulating chemical protective suits.~~

~~(a) Totally encapsulating suits shall protect employees from the particular hazards which are identified during site characterization and analysis.~~

~~(b) Totally encapsulating suits shall be capable of maintaining positive air pressure. (See WAC 296-62-3160 - Appendix A for a test method which may be used to evaluate this requirement.)~~

~~(c) Totally encapsulating suits shall be capable of preventing inward test gas leakage of more than 0.5 percent. (See WAC 296-62-3160 - Appendix A for a test method which may be used to evaluate this requirement.)~~

~~(5) Personal protective equipment (PPE) program. A written personal protective equipment program, which is part of the employer's safety and health program required in WAC 296-62-3010 or 296-62-3140 and which shall be part of the site-specific safety and health plan shall be established. The PPE program shall address the elements listed below. When elements, such as donning and doffing procedures, are provided by the manufacturer of a piece of equipment and are attached to the plan, they need not be rewritten into the plan as long as they adequately address the procedure or element.~~

~~(a) PPE selection based on site hazards;~~

~~(b) PPE use and limitations of the equipment;~~

~~(c) Work mission duration;~~

~~(d) PPE maintenance and storage;~~

~~(e) PPE decontamination and disposal;~~

~~(f) PPE training and proper fitting;~~

~~(g) PPE donning and doffing procedures;~~

~~(h) PPE inspection procedures prior to, during, and after use;~~

~~(i) Evaluation of the effectiveness of the PPE program; and~~

~~(j) Limitations during temperature extremes, heat stress, and other appropriate medical considerations.)~~

EXPEDITED ADOPTION

NEW SECTION

**WAC 296-62-30605 Personal protective equipment selection.** (1) Personal protective equipment (PPE) must be selected and used which will protect employees from the hazards and potential hazards they are likely to encounter as identified during the site characterization and analysis.

(2) Personal protective equipment selection must be based on an evaluation of the performance characteristics of the PPE relative to the requirements and limitations of the site, the task-specific conditions and duration, and the hazards and potential hazards identified at the site.

(3) Positive pressure self-contained breathing apparatus, or positive pressure air-line respirators equipped with an escape air supply must be used when chemical exposure levels present will create a substantial possibility of immediate death, immediate serious illness or injury, or impair the ability to escape.

(4) Totally encapsulating chemical protective suits (protection equivalent to Level A protection as recommended in Appendix B) must be used in conditions where skin absorption of a hazardous substance may result in a substantial possibility of immediate death, immediate serious illness or injury, or impair the ability to escape.

(5) The level of protection provided by PPE selection must be increased when additional information or site conditions indicate that increased protection is necessary to reduce employee exposures below permissible exposure limits and published exposure levels for hazardous substances and health hazards. (See WAC 296-62-3170 - Appendix B for guidance on selecting PPE ensembles.)

Note: The level of employee protection provided may be decreased when additional information or site conditions show that decreased protection will not result in increased hazardous exposures to employees.

(6) Personal protective equipment must be selected and used to meet the requirements of chapter 296-24 WAC, Part A-2, and additional requirements specified in this part.

NEW SECTION

**WAC 296-62-30610 Totally encapsulating chemical protective suits.** (1) Totally encapsulating suits must protect employees from the particular hazards which are identified during site characterization and analysis.

(2) Totally encapsulating suits must be capable of maintaining positive air pressure. (See WAC 296-62-3160 - Appendix A for a test method which may be used to evaluate this requirement.)

(3) Totally encapsulating suits must be capable of preventing inward test gas leakage of more than 0.5 percent. (See WAC 296-62-3160 - Appendix A for a test method which may be used to evaluate this requirement.)

NEW SECTION

**WAC 296-62-30615 Personal protective equipment (PPE) program.** A written personal protective equipment program, which is part of the employer's safety and health

program required in WAC 296-62-3010 or 296-62-31405 and which must be part of the site-specific safety and health plan must be established. The PPE program must address the elements listed below. When elements, such as donning and doffing procedures, are provided by the manufacturer of a piece of equipment and are attached to the plan, they need not be rewritten into the plan as long as they adequately address the procedure or element.

- (1) PPE selection based on site hazards;
- (2) PPE use and limitations of the equipment;
- (3) Work mission duration;
- (4) PPE maintenance and storage;
- (5) PPE decontamination and disposal;
- (6) PPE training and proper fitting;
- (7) PPE donning and doffing procedures;
- (8) PPE inspection procedures prior to, during, and after use;
- (9) Evaluation of the effectiveness of the PPE program; and
- (10) Limitations during temperature extremes, heat stress, and other appropriate medical considerations.

AMENDATORY SECTION (Amending Order 90-14, filed 10/1/90, effective 11/15/90)

**WAC 296-62-3070 Monitoring concentrations of hazardous substances.** (1) ~~((General-~~

~~((a)))~~ Monitoring ~~((shall))~~ must be performed in accordance with this section where there may be a question of employee exposure to concentrations of hazardous substances in order to assure proper selection of engineering controls, work practices, and personal protective equipment so that employees are not exposed to levels which exceed permissible exposure limits or published exposure levels if there are no permissible exposure limits, for hazardous substances.

~~((b)))~~ (2) Air monitoring ~~((shall))~~ must be used to identify and quantify airborne levels of hazardous substances and safety and health hazards in order to determine the appropriate level of employee protection needed on site.

~~((2))~~ Initial entry. ~~Upon initial entry, representative air monitoring shall be conducted to identify any IDLH condition, exposure over permissible exposure limits or published exposure levels, exposure over a radioactive material's dose limits, or other dangerous condition, such as the presence of flammable atmospheres or oxygen-deficient environments.~~

~~(3) Periodic monitoring. Periodic monitoring shall be conducted when the possibility of an IDLH condition or flammable atmosphere has developed or when there is indication that exposures may have risen over permissible exposure limits or published exposure levels since prior monitoring. Situations where it shall be considered whether the possibility that exposures have risen are as follows:~~

- ~~(a) When work begins on a different portion of the site.~~
- ~~(b) When contaminants other than those previously identified are being handled.~~
- ~~(c) When a different type of operation is initiated (e.g., drum opening as opposed to exploratory well drilling).~~
- ~~(d) When employees are handling leaking drums or containers or working in areas with obvious liquid contamination (e.g., a spill or lagoon).~~

~~(c) When a sufficient reasonable interval has passed so that exposures may have significantly increased.~~

~~(4) Monitoring of high-risk employees. After the actual clean-up phase of any hazardous waste operation commences; for example, when soil, surface water, or containers are moved or disturbed; the employer shall monitor those employees likely to have the highest exposures to hazardous substances and health hazards likely to be present above permissible exposure limits or published exposure levels by using personal sampling frequently enough to characterize employee exposures. If the employees likely to have the highest exposure are over permissible exposure limits or published exposure levels, then monitoring shall continue to determine all employees likely to be above those limits. The employer may utilize a representative sampling approach by documenting that the employees and chemicals chosen for monitoring are based on the criteria stated in this subsection.~~

Note: It is not required to monitor employees engaged in site characterization operations covered by WAC 296-62-3020.)

#### NEW SECTION

##### **WAC 296-62-30705 Monitoring during initial entry.**

Upon initial entry, representative air monitoring must be conducted to identify any IDLH condition, exposure over permissible exposure limits or published exposure levels, exposure over a radioactive material's dose limits, or other dangerous condition, such as the presence of flammable atmospheres or oxygen-deficient environments.

#### NEW SECTION

**WAC 296-62-30710 Periodic monitoring.** Periodic monitoring must be conducted when the possibility of an IDLH condition or flammable atmosphere has developed or when there is indication that exposures may have risen over permissible exposure limits or published exposure levels since prior monitoring. Situations where it must be considered whether the possibility that exposures have risen are as follows:

- (1) When work begins on a different portion of the site.
- (2) When contaminants other than those previously identified are being handled.
- (3) When a different type of operation is initiated (e.g., drum opening as opposed to exploratory well drilling).
- (4) When employees are handling leaking drums or containers or working in areas with obvious liquid contamination (e.g., a spill or lagoon).
- (5) When a sufficient reasonable interval has passed so that exposures may have significantly increased.

#### NEW SECTION

**WAC 296-62-30715 Monitoring of high-risk employees.** After the actual clean-up phase of any hazardous waste operation commences; for example, when soil, surface water, or containers are moved or disturbed; the employer must monitor those employees likely to have the highest exposures to hazardous substances and health hazards likely to be present above permissible exposure limits or published expo-

sure levels by using personal sampling frequently enough to characterize employee exposures. If the employees likely to have the highest exposure are over permissible exposure limits or published exposure levels, then monitoring must continue to determine all employees likely to be above those limits. The employer may use a representative sampling approach by documenting that the employees and chemicals chosen for monitoring are based on the criteria stated in this subsection.

Note: It is not required to monitor employees engaged in site characterization operations covered by WAC 296-62-3020 through 296-62-30235.

AMENDATORY SECTION (Amending WSR 89-21-018, filed 10/10/89, effective 11/24/89)

**WAC 296-62-3080 Informational programs.** Employers ~~((shall))~~ must develop and implement a program which is part of the employer's safety and health program required in WAC 296-62-3010 ~~through 296-62-30145~~ to inform employees, contractors, and subcontractors (or their representative) actually engaged in hazardous waste operations of the nature, level, and degree of exposure likely as a result of participation in such hazardous waste operations. Employees, contractors, and subcontractors working outside of the operations part of a site are not covered by this standard.

AMENDATORY SECTION (Amending Order 93-04, filed 9/22/93, effective 11/1/93)

**WAC 296-62-3090 General requirements for handling drums and containers.** (1) ~~((General:))~~

~~((a))~~ Hazardous substances and contaminated soils, liquids, and other residues ~~((shall))~~ must be handled, transported, labeled, and disposed of in accordance with this section.

~~((b))~~ (2) Drums and containers used during the clean-up ~~((shall))~~ must meet the appropriate DOT, OSHA, WISHA, and EPA regulations for the wastes that they contain.

~~((c))~~ (3) When practical, drums and containers ~~((shall))~~ must be inspected and their integrity ~~((shall))~~ must be assured prior to being moved. Drums or containers that cannot be inspected before being moved because of storage conditions (i.e., buried beneath the earth, stacked behind other drums, stacked several tiers high in a pile, etc.) ~~((shall))~~ must be moved to an accessible location and inspected prior to further handling.

~~((d))~~ (4) Unlabeled drums and containers ~~((shall))~~ must be considered to contain hazardous substances and handled accordingly until the contents are positively identified and labeled.

~~((e))~~ (5) Site operations ~~((shall))~~ must be organized to minimize the amount of drum or container movement.

~~((f))~~ (6) Prior to movement of drums or containers, all employees exposed to the transfer operation ~~((shall))~~ must be warned of the potential hazards associated with the contents of the drums or containers.

~~((g))~~ (7) United States Department of Transportation specified salvage drums or containers and suitable quantities

EXPEDITED ADOPTION

of proper absorbent ~~((shall))~~ must be kept available and used in areas where spills, leaks, or ruptures may occur.

~~((h))~~ (8) Where major spills may occur, a spill containment program, which is part of the employer's safety and health program required in WAC 296-62-3010, ~~((shall))~~ must be implemented to contain and isolate the entire volume of the hazardous substance being transferred.

~~((i))~~ (9) Drums and containers that cannot be moved without rupture, leakage, or spillage ~~((shall))~~ must be emptied into a sound container using a device classified for the material being transferred.

~~((j))~~ (10) A ground-penetrating system or other type of detection system or device ~~((shall))~~ must be used to estimate the location and depth of buried drums or containers.

~~((k))~~ (11) Soil or covering material ~~((shall))~~ must be removed with caution to prevent drum or container rupture.

~~((h))~~ (12) Fire extinguishing equipment meeting the requirements of Part G of chapter 296-24 WAC ~~((shall be))~~ must on hand and ready for use to control incipient fires.

~~((2))~~ Opening drums and containers. The following procedures shall be followed in areas where drums or containers are being opened:

(a) Where an airline respirator system is used, connections to the source of air supply shall be protected from contamination and the entire system shall be protected from physical damage.

(b) Employees not actually involved in opening drums or containers shall be kept a safe distance from the drums or containers being opened.

(c) If employees must work near or adjacent to drums or containers being opened, a suitable shield that does not interfere with the work operation shall be placed between the employee and the drums or containers being opened to protect the employee in case of accidental explosion.

(d) Controls for drum or container opening equipment, monitoring equipment, and fire suppression equipment shall be located behind the explosion-resistant barrier.

(e) When there is a reasonable possibility of flammable atmospheres being present, material handling equipment and hand tools shall be of the type to prevent sources of ignition.

(f) Drums and containers shall be opened in such a manner that excess interior pressure will be safely relieved. If pressure cannot be relieved from a remote location, appropriate shielding shall be placed between the employee and the drums or containers to reduce the risk of employee injury.

(g) Employees shall not stand upon or work from drums or containers.

(3) Material handling equipment. Material handling equipment used to transfer drums and containers shall be selected, positioned, and operated to minimize sources of ignition related to the equipment from igniting vapors released from ruptured drums or containers.

(4) Radioactive wastes. Drums and containers containing radioactive wastes shall not be handled until such time as their hazard to employees is properly assessed.

(5) Shock sensitive wastes.

As a minimum, the following special precautions shall be taken when drums and containers containing or suspected of containing shock sensitive wastes are handled:

(a) All nonessential employees shall be evacuated from the area of transfer.

(b) Material handling equipment shall be provided with explosive containment devices or protective shields to protect equipment operators from exploding containers.

(c) An employee alarm system capable of being perceived above surrounding light and noise conditions shall be used to signal the commencement and completion of explosive waste handling activities.

(d) Continuous communications (i.e., portable radios, hand signals, telephones, as appropriate) shall be maintained between the employee in charge of the immediate handling area and the site safety and health supervisor and command post until such time as the handling operation is completed. Communication equipment or methods that could cause shock sensitive materials to explode shall not be used.

(e) Drums and containers under pressure, as evidenced by bulging or swelling, shall not be moved until such time as the cause for excess pressure is determined and appropriate containment procedures have been implemented to protect employees from explosive relief of the drum.

(f) Drums and containers containing packaged laboratory wastes shall be considered to contain shock sensitive or explosive materials until they have been characterized.

Caution: Shipping of shock sensitive wastes may be prohibited under United States Department of Transportation regulations. Employers and their shippers should refer to WAC 480-12-195.

(6) Laboratory waste packs. In addition to the requirements of subsection (4) of this section, the following precautions shall be taken, as a minimum, in handling laboratory waste packs (lab packs):

(a) Lab packs shall be opened only when necessary and then only by an individual knowledgeable in the inspection, classification, and segregation of the containers within the pack according to the hazards of the wastes.

(b) If crystalline material is noted on any container, the contents shall be handled as a shock sensitive waste until the contents are identified.

(7) Sampling of drum and container contents. Sampling of containers and drums shall be done in accordance with a sampling procedure which is part of the site safety and health plan developed for and available to employees and others at the specific worksite.

(8) Shipping and transport.

(a) Drums and containers shall be identified and classified prior to packaging for shipment.

(b) Drum or container staging areas shall be kept to the minimum number necessary to identify and classify materials safely and prepare them for transport.

(c) Staging areas shall be provided with adequate access and egress routes.

(d) Bulking of hazardous wastes shall be permitted only after a thorough characterization of the materials has been completed.

(9) Tank and vault procedures.

(a) Tanks and vaults containing hazardous substances shall be handled in a manner similar to that for drums and containers, taking into consideration the size of the tank or vault.

~~(b) Appropriate tank or vault entry procedures as described in chapter 296-62 WAC Part M and the employer's safety and health plan shall be followed whenever employees must enter a tank or vault:))~~

#### NEW SECTION

##### **WAC 296-62-30905 Opening drums and containers.**

The following procedures must be followed in areas where drums or containers are being opened:

- (1) Where an airline respirator system is used, connections to the source of air supply must be protected from contamination and the entire system must be protected from physical damage.
- (2) Employees not actually involved in opening drums or containers must be kept a safe distance from the drums or containers being opened.
- (3) If employees must work near or adjacent to drums or containers being opened, a suitable shield that does not interfere with the work operation must be placed between the employee and the drums or containers being opened to protect the employee in case of accidental explosion.
- (4) Controls for drum or container opening equipment, monitoring equipment, and fire suppression equipment must be located behind the explosion-resistant barrier.
- (5) When there is a reasonable possibility of flammable atmospheres being present, material handling equipment and hand tools must be of the type to prevent sources of ignition.
- (6) Drums and containers must be opened in such a manner that excess interior pressure will be safely relieved. If pressure cannot be relieved from a remote location, appropriate shielding must be placed between the employee and the drums or containers to reduce the risk of employee injury.
- (7) Employees must not stand upon or work from drums or containers.

#### NEW SECTION

##### **WAC 296-62-30910 Material handling equipment.**

Material handling equipment used to transfer drums and containers must be selected, positioned, and operated to minimize sources of ignition related to the equipment from igniting vapors released from ruptured drums or containers.

#### NEW SECTION

**WAC 296-62-30915 Radioactive wastes.** Drums and containers containing radioactive wastes must not be handled until such time as their hazard to employees is properly assessed.

#### NEW SECTION

**WAC 296-62-30920 Shock-sensitive wastes.** As a minimum, the following special precautions must be taken when drums and containers containing or suspected of containing shock-sensitive wastes are handled:

- (1) All nonessential employees must be evacuated from the area of transfer.

(2) Material handling equipment must be provided with explosive containment devices or protective shields to protect equipment operators from exploding containers.

(3) An employee alarm system capable of being perceived above surrounding light and noise conditions must be used to signal the commencement and completion of explosive waste handling activities.

(4) Continuous communications (i.e., portable radios, hand signals, telephones, as appropriate) must be maintained between the employee-in-charge of the immediate handling area and the site safety and health supervisor and command post until such time as the handling operation is completed. Communication equipment or methods that could cause shock-sensitive materials to explode must not be used.

(5) Drums and containers under pressure, as evidenced by bulging or swelling, must not be moved until such time as the cause for excess pressure is determined and appropriate containment procedures have been implemented to protect employees from explosive relief of the drum.

(6) Drums and containers containing packaged laboratory wastes must be considered to contain shock-sensitive or explosive materials until they have been characterized.

Caution: Shipping of shock-sensitive wastes may be prohibited under United States Department of Transportation regulations. Employers and their shippers should refer to WAC 480-12-195.

#### NEW SECTION

**WAC 296-62-30925 Laboratory waste packs.** In addition to the requirements of WAC 296-62-30915, the following precautions must be taken, as a minimum, in handling laboratory waste packs (lab packs):

- (1) Lab packs must be opened only when necessary and then only by an individual knowledgeable in the inspection, classification, and segregation of the containers within the pack according to the hazards of the wastes.
- (2) If crystalline material is noted on any container, the contents must be handled as a shock-sensitive waste until the contents are identified.

#### NEW SECTION

**WAC 296-62-30930 Sampling of drum and container contents.** Sampling of containers and drums must be done in accordance with a sampling procedure which is part of the site safety and health plan developed for and available to employees and others at the specific worksite.

#### NEW SECTION

**WAC 296-62-30935 Shipping and transport of drums.** (1) Drums and containers must be identified and classified prior to packaging for shipment.

(2) Drum or container staging areas must be kept to the minimum number necessary to identify and classify materials safely and prepare them for transport.

(3) Staging areas must be provided with adequate access and egress routes.



(4) Bulking of hazardous wastes must be permitted only after a thorough characterization of the materials has been completed.

NEW SECTION

**WAC 296-62-30940 Tanks and vaults procedures.** (1) Tanks and vaults containing hazardous substances must be handled in a manner similar to that for drums and containers, taking into consideration the size of the tank or vault.

(2) Appropriate tank or vault entry procedures as described in chapter 296-62 WAC, Part M and the employer's safety and health plan must be followed whenever employees must enter a tank or vault.

AMENDATORY SECTION (Amending WSR 89-21-018, filed 10/10/89, effective 11/24/89)

**WAC 296-62-3100 Decontamination procedures.** (1) General. Procedures for all phases of decontamination ~~((shall))~~ must be developed ~~((and implemented in accordance with this section))~~ according to WAC 296-62-3100 through 296-62-31015.

(2) Decontamination procedures.

(a) A decontamination procedure ~~((shall))~~ must be developed, communicated to employees and implemented before any employees or equipment may enter areas on site where potential for exposure to hazardous substances exists.

(b) Standard operating procedures ~~((shall))~~ must be developed to minimize employee contact with hazardous substances or with equipment that has contacted hazardous substances.

(c) All employees leaving a contaminated area ~~((shall))~~ must be appropriately decontaminated; all contaminated clothing and equipment leaving a contaminated area ~~((shall))~~ must be appropriately disposed of or decontaminated.

(d) Decontamination procedures ~~((shall))~~ must be monitored by the site safety and health supervisor to determine their effectiveness. When such procedures are found to be ineffective, appropriate steps ~~((shall))~~ must be taken to correct any deficiencies.

~~((3)) Location. Decontamination shall be performed in geographical areas that will minimize the exposure of uncontaminated employees or equipment to contaminated employees or equipment.~~

~~(4) Equipment and solvents. All equipment and solvents used for decontamination shall be decontaminated or disposed of properly.~~

~~(5) Personal protective clothing and equipment.~~

~~(a) Protective clothing and equipment shall be decontaminated, cleaned, laundered, maintained, or replaced as needed to maintain their effectiveness.~~

~~(b) Employees whose nonimpermeable clothing becomes wetted with hazardous substances shall immediately remove that clothing and proceed to shower. The clothing shall be disposed of or decontaminated before it is removed from the work zone.~~

~~(6) Unauthorized employees. Unauthorized employees shall not remove protective clothing or equipment from change rooms.~~

~~(7) Commercial laundries or cleaning establishments. Commercial laundries or cleaning establishments that decontaminate protective clothing or equipment shall be informed of the potentially harmful effects of exposures to hazardous substances.~~

~~(8) Showers and change rooms. Where the decontamination procedure indicates a need for regular showers and change rooms outside of a contaminated area, they shall be provided and meet the requirements of Part B-1 of chapter 296-24 WAC. If temperature conditions prevent the effective use of water, then other effective means for cleansing shall be provided and used.)~~

NEW SECTION

**WAC 296-62-31005 Location of decontamination areas.** Decontamination must be performed in geographical areas that will minimize the exposure of uncontaminated employees or equipment to contaminated employees or equipment.

NEW SECTION

**WAC 296-62-31010 Decontamination of equipment and solvents.** All equipment and solvents used for decontamination must be decontaminated or disposed of properly.

NEW SECTION

**WAC 296-62-31015 Decontamination of personal protective clothing and equipment.** (1) Protective clothing and equipment must be decontaminated, cleaned, laundered, maintained, or replaced as needed to maintain their effectiveness.

(2) Employees whose nonimpermeable clothing becomes wetted with hazardous substances must immediately remove that clothing and proceed to shower. The clothing must be disposed of or decontaminated before it is removed from the work zone.

(3) Unauthorized employees. Unauthorized employees must not remove protective clothing or equipment from change rooms.

(4) Commercial laundries or cleaning establishments. Commercial laundries or cleaning establishments that decontaminate protective clothing or equipment must be informed of the potentially harmful effects of exposures to hazardous substances.

NEW SECTION

**WAC 296-62-31020 Showers and change rooms used for decontamination.** Where the decontamination procedure indicates a need for regular showers and change rooms outside of a contaminated area, they must be provided and meet the requirements of Part B-1 of chapter 296-24 WAC. If temperature conditions prevent the effective use of water, then other effective means for cleansing must be provided and used.

EXPEDITED ADOPTION



**AMENDATORY SECTION** (Amending Order 90-14, filed 10/1/90, effective 11/15/90)

**WAC 296-62-3110 Emergency response** ~~((by))~~ **plan for employees at uncontrolled hazardous waste sites.** (1) ~~((Emergency response plan:~~

~~(a))~~ An emergency response plan ~~((shall))~~ **must** be developed and implemented by all employers within the scope of WAC ~~((296-62-300))~~ **296-62-30001** (1)(a) and (b) to handle anticipated emergencies prior to the commencement of hazardous waste operations. The plan ~~((shall))~~ **must** be in writing and available for inspection and copying by employees, their representatives, WISHA personnel, and other governmental agencies with relevant responsibilities.

~~((b))~~ (2) Employers who will evacuate their employees from the danger area when an emergency occurs, and who do not permit any of their employees to assist in handling the emergency are exempt from the requirements of this section if they provide an emergency action plan complying with WAC 296-24-567(1).

~~((2) Elements of an emergency response plan. The employer shall develop an emergency response plan for emergencies which shall address as a minimum, the following:~~

- ~~(a) Preemergency planning.~~
  - ~~(b) Personnel roles, lines of authority, and communication.~~
  - ~~(c) Emergency recognition and prevention.~~
  - ~~(d) Safe distances and places of refuge.~~
  - ~~(e) Site security and control.~~
  - ~~(f) Evacuation routes and procedures.~~
  - ~~(g) Decontamination procedures which are not covered by the site safety and health plan.~~
  - ~~(h) Emergency medical treatment and first aid.~~
  - ~~(i) Emergency alerting and response procedures.~~
  - ~~(j) Critique of response and follow-up.~~
  - ~~(k) PPE and emergency equipment.~~
- (3) ~~Procedures for handling emergency incidents.~~
- ~~(a) In addition to the elements for the emergency response plan required in subsection (2) of this section, the following elements shall be included for emergency response plans:~~

- ~~(i) Site topography, layout, and prevailing weather conditions.~~
- ~~(ii) Procedures for reporting incidents to local, state, and federal governmental agencies.~~
- ~~(b) The emergency response plan shall be a separate section of the site safety and health plan.~~
- ~~(c) The emergency response plan shall be compatible and integrated with the disaster, fire and/or emergency response plans of local, state, and federal agencies.~~
- ~~(d) The emergency response plan shall be rehearsed regularly as part of the overall training program for site operations.~~
- ~~(e) The site emergency response plan shall be reviewed periodically and, as necessary, be amended to keep it current with new or changing site conditions or information.~~

~~(f) An employee alarm system shall be installed in accordance with WAC 296-24-631 through 296-24-63199 to notify employees of an on-site emergency situation, to stop~~

~~work activities if necessary, to lower background noise in order to speed communication, and to begin emergency procedures.~~

~~(g) Based upon the information available at the time of the emergency, the employer shall evaluate the incident and the site response capabilities and proceed with the appropriate steps to implement the on-site emergency response plan.)~~

#### NEW SECTION

**WAC 296-62-31105 Elements of an emergency response plan at uncontrolled hazardous waste sites.** The employer must develop an emergency response plan for emergencies which must address as a minimum, the following:

- (1) Preemergency planning.
- (2) Personnel roles, lines of authority, and communication.
- (3) Emergency recognition and prevention.
- (4) Safe distances and places of refuge.
- (5) Site security and control.
- (6) Evacuation routes and procedures.
- (7) Decontamination procedures which are not covered by the site safety and health plan.
- (8) Emergency medical treatment and first aid.
- (9) Emergency alerting and response procedures.
- (10) Critique of response and follow-up.
- (11) PPE and emergency equipment.

#### NEW SECTION

**WAC 296-62-31110 Procedures for handling emergency incidents at uncontrolled hazardous waste sites.** (1) In addition to the elements for the emergency response plan required in WAC 296-62-31105, the following elements must be included for emergency response plans:

- (a) Site topography, layout, and prevailing weather conditions.
- (b) Procedures for reporting incidents to local, state, and federal governmental agencies.
- (2) The emergency response plan must be a separate section of the site safety and health plan.
- (3) The emergency response plan must be compatible and integrated with the disaster, fire and/or emergency response plans of local, state, and federal agencies.
- (4) The emergency response plan must be rehearsed regularly as part of the overall training program for site operations.
- (5) The site emergency response plan must be reviewed periodically and, as necessary, be amended to keep it current with new or changing site conditions or information.
- (6) An employee alarm system must be installed in accordance with WAC 296-24-631 through 296-24-63199 to notify employees of an on-site emergency situation, to stop work activities if necessary, to lower background noise in order to speed communication, and to begin emergency procedures.
- (7) Based upon the information available at the time of the emergency, the employer must evaluate the incident and

the site response capabilities and proceed with the appropriate steps to implement the on-site emergency response plan.

**AMENDATORY SECTION** (Amending Order 94-07, filed 7/20/94, effective 9/20/94)

**WAC 296-62-3120 Illumination.** Areas accessible to employees (~~shall~~) must be lighted to not less than the minimum illumination intensities listed in Table 1 while any work is in progress:

TABLE 1 - 120.1 — MINIMUM ILLUMINATION Intensities in Foot-Candles

Foot-candles	Area or operation
5. ....	General site area.
3. ....	Excavation and waste areas, accessways, active storage areas, loading platforms, refueling, and field maintenance areas.
5. ....	Indoors: Warehouses, corridors, hallways, and exitways.
5. ....	Tunnels, shafts, and general underground work areas; exception: Minimum of ten foot-candles is required at tunnel and shaft heading during drilling, mucking, and scaling. Mine Safety and Health Administration and the National Institute for Occupational Safety and Health approved cap lights shall be acceptable for use in the tunnel heading.
10. ....	General shops (e.g., mechanical and electrical equipment rooms, active storerooms, barracks or living quarters, locker or dressing rooms, dining areas, and indoor toilets and workrooms).
30. ....	First aid stations, infirmaries, and offices.

**AMENDATORY SECTION** (Amending WSR 89-21-018, filed 10/10/89, effective 11/24/89)

**WAC 296-62-3130 Sanitation at temporary workplaces.** ~~((1) Potable water.~~

~~(a) An adequate supply of potable water shall be provided on the site.~~

~~(b) Portable containers used to dispense drinking water shall be capable of being tightly closed, and equipped with a tap. Water shall not be dipped from containers.~~

~~(c) Any container used to distribute drinking water shall be clearly marked as to the nature of its contents and not used for any other purpose.~~

~~(d) Where single service cups (to be used but once) are supplied, both a sanitary container for the unused cups and a receptacle for disposing of the used cups shall be provided.~~

~~(2) Nonpotable water.~~

~~(a) Outlets for nonpotable water, such as water for fire fighting purposes shall be identified to indicate clearly that the water is unsafe and is not to be used for drinking, washing, or cooking purposes.~~

~~(b) There shall be no cross connection, open or potential, between a system furnishing potable water and a system furnishing nonpotable water.~~

~~(3) Toilet facilities.~~

~~(a) Toilets shall be provided for employees according to Table 2.~~

TABLE 2 — TOILET FACILITIES

Number of employees	Minimum number of facilities
20 or fewer .....	One.
More than 20, fewer than 200 .....	One toilet seat and one urinal per 40 employees.
More than 200 .....	One toilet seat and one urinal per 50 employees.

~~(b) Under temporary field conditions, provisions shall be made to assure that at least one toilet facility is available.~~

~~(c) Hazardous waste sites, not provided with a sanitary sewer shall be provided with the following toilet facilities unless prohibited by local codes:~~

- ~~(i) Chemical toilets;~~
- ~~(ii) Recirculating toilets;~~
- ~~(iii) Combustion toilets; or~~
- ~~(iv) Flush toilets.~~

~~(d) The requirements of this section for sanitation facilities shall not apply to mobile crews having transportation readily available to nearby toilet facilities.~~

~~(e) Doors entering toilet facilities shall be provided with entrance locks controlled from inside the facility.~~

~~(4) Food handling. All food service facilities and operations for employees shall meet the applicable laws, ordinances, and regulations of the jurisdictions in which they are located.~~

~~(5) Temporary sleeping quarters. When temporary sleeping quarters are provided, they shall be heated, ventilated, and lighted.~~

~~(6) Washing facilities. The employer shall provide adequate washing facilities for employees engaged in operations where hazardous substances may be harmful to employees. Such facilities shall be in near proximity to the worksite, in areas where exposures are below permissible exposure limits and published exposure levels and which are under the controls of the employer, and shall be so equipped as to enable employees to remove hazardous substances from themselves.~~

~~(7) Showers and change rooms. When hazardous waste clean-up or removal operations commence on a site and the duration of the work will require six months or greater time to complete, the employer shall provide showers and change rooms for all employees exposed to hazardous substances and health hazards involved in hazardous waste clean-up or removal operations.~~

~~(a) Showers shall be provided and shall meet the requirements of WAC 296-24-12009(3).~~

~~(b) Change rooms shall be provided and shall meet the requirements of WAC 296-24-12011. Change rooms shall consist of two separate change areas separated by the shower area required in (a) of this subsection. One change area, with an exit leading off the worksite, shall provide employees with a clean area where they can remove, store, and put on street clothing. The second area, with an exit to the worksite, shall~~

EXPEDITED ADOPTION

~~provide employees with an area where they can put on, remove and store work clothing and personal protective equipment.~~

~~(e) Showers and change rooms shall be located in areas where exposures are below the permissible exposure limits and published exposure levels. If this cannot be accomplished, then a ventilation system shall be provided that will supply air that is below the permissible exposure limits and published exposure levels.~~

~~(d) Employers shall assure that employees shower at the end of their work shift and when leaving the hazardous waste site.))~~

NEW SECTION

**WAC 296-62-31305 Potable water.** (1) An adequate supply of potable water must be provided on the site.

(2) Portable containers used to dispense drinking water must be capable of being tightly closed, and equipped with a tap. Water must not be dipped from containers.

(3) Any container used to distribute drinking water must be clearly marked as to the nature of its contents and not used for any other purpose.

(4) Where single service cups (to be used but once) are supplied, both a sanitary container for the unused cups and a receptacle for disposing of the used cups must be provided.

NEW SECTION

**WAC 296-62-31310 Nonpotable water.** (1) Outlets for nonpotable water, such as water for fire fighting purposes must be identified to indicate clearly that the water is unsafe and is not to be used for drinking, washing, or cooking purposes.

(2) There must be no cross-connection, open or potential, between a system furnishing potable water and a system furnishing nonpotable water.

NEW SECTION

**WAC 296-62-31315 Toilet facilities.** (1) Toilets must be provided for employees according to Table 2.

TABLE 2 — TOILET FACILITIES

Number of employees	Minimum number of facilities
20 or fewer . . . . .	One.
More than 20, fewer than 200 . . . . .	One toilet seat and one urinal per 40 employees.
More than 200 . . . . .	One toilet seat and one urinal per 50 employees.

(2) Under temporary field conditions, provisions must be made to assure that at least one toilet facility is available.

(3) Hazardous waste sites, not provided with a sanitary sewer must be provided with the following toilet facilities unless prohibited by local codes:

- (a) Chemical toilets;
- (b) Recirculating toilets;

- (c) Combustion toilets; or
- (d) Flush toilets.

(4) The requirements of this section for sanitation facilities must not apply to mobile crews having transportation readily available to nearby toilet facilities.

(5) Doors entering toilet facilities must be provided with entrance locks controlled from inside the facility.

NEW SECTION

**WAC 296-62-31320 Food handling.** All food service facilities and operations for employees must meet the applicable laws, ordinances, and regulations of the jurisdictions in which they are located.

NEW SECTION

**WAC 296-62-31325 Temporary sleeping quarters.** When temporary sleeping quarters are provided, they must be heated, ventilated, and lighted.

NEW SECTION

**WAC 296-62-31330 Washing facilities.** The employer must provide adequate washing facilities for employees engaged in operations where hazardous substances may be harmful to employees. Such facilities must be in near proximity to the worksite, in areas where exposures are below permissible exposure limits and published exposure levels and which are under the controls of the employer, and must be so equipped as to enable employees to remove hazardous substances from themselves.

NEW SECTION

**WAC 296-62-31335 Showers and change rooms.** When hazardous waste clean-up or removal operations commence on a site and the duration of the work will require six months or greater time to complete, the employer must provide showers and change rooms for all employees exposed to hazardous substances and health hazards involved in hazardous waste clean-up or removal operations.

(1) Showers must be provided and must meet the requirements of WAC 296-24-12009(3).

(2) Change rooms must be provided and must meet the requirements of WAC 296-24-12011. Change rooms must consist of two separate change areas separated by the shower area required in (1) of this subsection. One change area, with an exit leading off the worksite, must provide employees with a clean area where they can remove, store, and put on street clothing. The second area, with an exit to the worksite, must provide employees with an area where they can put on, remove and store work clothing and personal protective equipment.

(3) Showers and change rooms must be located in areas where exposures are below the permissible exposure limits and published exposure levels. If this cannot be accomplished, then a ventilation system must be provided that will supply air that is below the permissible exposure limits and published exposure levels.

EXPEDITED ADOPTION

(4) Employers must assure that employees shower at the end of their work shift and when leaving the hazardous waste site.

**AMENDATORY SECTION** (Amending WSR 89-21-018, filed 10/10/89, effective 11/24/89)

**WAC 296-62-3138 New technology programs.** (1) The employer ~~((shall))~~ **must** develop and implement procedures for the introduction of effective new technologies and equipment developed for the improved protection of employees working with hazardous waste clean-up operations, and the same ~~((shall))~~ **must** be implemented as part of the site safety and health program to assure that employee protection is being maintained.

(2) New technologies, equipment or control measures available to the industry, such as the use of foams, absorbents, adsorbents, neutralizers, or other means to suppress the level of air contaminants while excavating the site or for spill control, ~~((shall))~~ **must** be evaluated by employers or their representatives. Such an evaluation ~~((shall))~~ **must** be done to determine the effectiveness of the new methods, materials, or equipment before implementing their use on a large scale for enhancing employee protection. Information and data from manufacturers or suppliers may be used as part of the employer's evaluation effort. Such evaluations ~~((shall))~~ **must** be made available to WISHA upon request.

**AMENDATORY SECTION** (Amending WSR 94-16-145, filed 8/3/94, effective 9/12/94)

**WAC 296-62-3140 Certain operations conducted under the Resource Conservation and Recovery Act of 1976 (RCRA).** Employers conducting operations at treatment, storage, and disposal (TSD) facilities specified in WAC ~~((296-62-300))~~ 296-62-30001 (1)(d) ~~((shall))~~ **must** provide and implement the programs specified in ~~((this section))~~ WAC 296-62-3140 through 296-62-31470. See the "Notes and Exceptions" of WAC ~~((296-62-300))~~ 296-62-30001 (2)(c) for employers not covered.

~~((1))~~ **Safety and health program.** The employer shall develop and implement a written safety and health program for employees involved in hazardous waste operations that shall be available for inspection by employees, their representatives and WISHA personnel. The program shall be designed to identify, evaluate and control safety and health hazards in their facilities for the purpose of employee protection, to provide for emergency response meeting the requirements of WAC 296-62-3110 and to address as appropriate site analysis, engineering controls, maximum exposure limits, hazardous waste handling procedures and uses of new technologies.

(2) **Hazard communication program.** The employer shall implement a hazard communication program meeting the requirements of chapter 296-62 WAC, Part C, as part of the employer's safety and health program.

Note: The exemption for hazardous waste provided in WAC 296-62-054 is applicable to this section.

~~(3) Medical surveillance program.~~ The employer shall develop and implement a medical surveillance program meeting the requirements of WAC 296-62-3050.

~~(4) Decontamination program.~~ The employer shall develop and implement a decontamination procedure meeting the requirements of WAC 296-62-3100.

~~(5) New technology programs.~~ The employer shall develop and implement procedures meeting the requirements of WAC 296-62-3138 for introducing new and innovative equipment into the workplace.

~~(6) Material handling program.~~ Where employees will be handling drums or containers, the employer shall develop and implement procedures meeting the requirements of WAC 296-62-3090 (1)(b) through (h) and (k), as well as WAC 296-62-3090 (3) and (8), prior to starting such work.

~~(7) Training program.~~

~~(a) New employees.~~ The employer shall develop and implement a training program, which is part of the employer's safety and health program, for employees exposed to health hazards or hazardous substances at TSD operations to enable the employees to perform their assigned duties and functions in a safe and healthful manner so as not to endanger themselves or other employees. The initial training shall be for 24 hours and refresher training shall be for eight hours annually. Employees who have received the initial training required by this section shall be given a written certificate attesting that they have successfully completed the necessary training.

~~(b) Current employees.~~ Employers who can show by an employee's previous work experience and/or training that the employee has had training equivalent to the initial training required by this section, shall be considered as meeting the initial training requirements of this section as to that employee. Equivalent training includes the training that existing employees might have already received from actual site work experience. Current employees shall receive eight hours of refresher training annually.

~~(c) Trainers.~~ Trainers who teach initial training shall have satisfactorily completed a training course for teaching the subjects they are expected to teach or they shall have the academic credentials and instruction experience necessary to demonstrate a good command of the subject matter of the courses and competent instructional skills.

~~(8) Emergency response program.~~

~~(a) Emergency response plan.~~ An emergency response plan shall be developed and implemented by all employers. Such plans need not duplicate any of the subjects fully addressed in the employer's contingency planning required by permits, such as those issued by the United States Environmental Protection Agency, provided that the contingency plan is made part of the emergency response plan. The emergency response plan shall be a written portion of the employer's safety and health program required in this section. Employers who will evacuate their employees from the worksite location when an emergency occurs and who do not permit any of their employees to assist in handling the emergency are exempt from the requirements of WAC 296-62-3140(8) if they provide an emergency action plan complying with WAC 296-24-567.

~~(b) Elements of an emergency response plan.~~ The employer shall develop an emergency response plan for

emergencies which shall address, as a minimum, the following areas to the extent that they are not addressed in any specific program required in this section:

- (i) Preemergency planning and coordination with outside parties;
- (ii) Personnel roles, lines of authority, and communication;
- (iii) Emergency recognition and prevention;
- (iv) Safe distances and places of refuge;
- (v) Site security and control;
- (vi) Evacuation routes and procedures;
- (vii) Decontamination procedures;
- (viii) Emergency medical treatment and first aid;
- (ix) Emergency alerting and response procedures;
- (x) Critique of response and follow-up;
- (xi) PPE and emergency equipment;
- (e) Training:

(i) Training for emergency response employees shall be completed before they are called upon to perform in real emergencies. Such training shall include the elements of the emergency response plan, standard operating procedures the employer has established for the job, the personal protective equipment to be worn, and procedures for handling emergency incidents.

**Exception #1:** An employer need not train all employees to the degree specified if the employer divides the workforce in a manner such that a sufficient number of employees who have responsibility to control emergencies have the training specified, and all other employees, who may first respond to an emergency incident, have sufficient awareness training to recognize that an emergency response situation exists and that they are instructed in that case to summon the fully trained employees and not attempt to control activities for which they are not trained.

**Exception #2:** An employer need not train all employees to the degree specified if arrangements have been made in advance for an outside fully trained emergency response team to respond in a reasonable period and all employees, who may come to the incident first, have sufficient awareness training to recognize that an emergency response situation exists and they have been instructed to call the designated outside fully trained emergency response team for assistance.

(ii) Employee members of TSD facility emergency response organizations shall be trained to a level of competence in the recognition of health and safety hazards to protect themselves and other employees. This would include training in the methods used to minimize the risk from safety and health hazards; in the safe use of control equipment; in the selection and use of appropriate personal protective equipment; in the safe operating procedures to be used at the incident scene; in the techniques of coordination with other employees to minimize risks; in the appropriate response to overexposure from health hazards or injury to themselves and other employees; and in the recognition of subsequent symptoms which may result from overexposures.

(iii) The employer shall certify that each covered employee has attended and successfully completed the training required in this subsection, or shall certify the employee's competency at least yearly. The method used to demonstrate

competency for certification of training shall be recorded and maintained by the employer.

- (d) Procedures for handling emergency incidents:
  - (i) In addition to the elements for the emergency response plan required in (b) of this subsection, the following elements shall be included for emergency response plans to the extent that they do not repeat any information already contained in the emergency response plan:
    - (A) Site topography, layout, and prevailing weather conditions;
    - (B) Procedures for reporting incidents to local, state, and federal governmental agencies;
  - (ii) The emergency response plan shall be compatible and integrated with the disaster, fire, and/or emergency response plans of local, state, and federal agencies;
  - (iii) The emergency response plan shall be rehearsed regularly as part of the overall training program for site operations;

(iv) The site emergency response plan shall be reviewed periodically and, as necessary, be amended to keep it current with new or changing site conditions or information.

(v) An employee alarm system shall be installed in accordance with WAC 296-24-631 to notify employees of an emergency situation; to stop work activities if necessary; to lower background noise in order to speed communication; and to begin emergency procedures.

(vi) Based upon the information available at time of the emergency, the employer shall evaluate the incident and the site response capabilities and proceed with the appropriate steps to implement the site emergency response plan.)

NEW SECTION

**WAC 296-62-31405 Safety and health program under RCRA.** The employer must develop and implement a written safety and health program for employees involved in hazardous waste operations that must be available for inspection by employees, their representatives and WISHA personnel. The program shall be designed to identify, evaluate and control safety and health hazards in their facilities for the purpose of employee protection, to provide for emergency response meeting the requirements of WAC 296-62-3110 and to address as appropriate site analysis, engineering controls, maximum exposure limits, hazardous waste handling procedures and uses of new technologies.

NEW SECTION

**WAC 296-62-31410 Hazard communication program requirements under RCRA.** The employer must implement a hazard communication program meeting the requirements of chapter 296-62 WAC, Part C, as part of the employer's safety and health program.

Note: The exemption for hazardous waste provided in WAC 296-62-054 is applicable to this section.

NEW SECTION

**WAC 296-62-31415 Medical surveillance program requirements under RCRA.** The employer must develop

EXPEDITED ADOPTION

and implement a medical surveillance program meeting the requirements of WAC 296-62-3050.

#### NEW SECTION

**WAC 296-62-31420 Decontamination program requirements under RCRA.** The employer must develop and implement a decontamination procedure meeting the requirements of WAC 296-62-3100 through 296-62-31015.

#### NEW SECTION

**WAC 296-62-31425 New technology programs requirements under RCRA.** The employer must develop and implement procedures meeting the requirements of WAC 296-62-3138 for introducing new and innovative equipment into the workplace.

#### NEW SECTION

**WAC 296-62-31430 Material handling program requirements under RCRA.** Where employees will be handling drums or containers, the employer must develop and implement procedures meeting the requirements of WAC 296-62-3090 (2) through (8), as well as WAC 296-62-30910 and 296-62-30935, prior to starting such work.

#### NEW SECTION

**WAC 296-62-31435 Training program for new employees under RCRA.** The employer must develop and implement a training program, which is part of the employer's safety and health program, for employees exposed to health hazards or hazardous substances at TSD operations to enable the employees to perform their assigned duties and functions in a safe and healthful manner so as not to endanger themselves or other employees. The initial training must be for 24 hours and refresher training must be for eight hours annually. Employees who have received the initial training required by this section shall be given a written certificate attesting that they have successfully completed the necessary training.

#### NEW SECTION

**WAC 296-62-31440 Training program for current employees.** Employers who can show by an employee's previous work experience and/or training that the employee has had training equivalent to the initial training required by this section, must be considered as meeting the initial training requirements of this section as to that employee. Equivalent training includes the training that existing employees might have already received from actual site work experience. Current employees must receive eight hours of refresher training annually.

#### NEW SECTION

**WAC 296-62-31445 RCRA requirements for trainers.** Trainers who teach initial training must have satisfactorily completed a training course for teaching the subjects they are expected to teach or they must have the academic creden-

tials and instruction experience necessary to demonstrate a good command of the subject matter of the courses and competent instructional skills.

#### NEW SECTION

**WAC 296-62-31450 Emergency response program requirements under RCRA.**

#### NEW SECTION

**WAC 296-62-31455 Emergency response plan under RCRA.** An emergency response plan must be developed and implemented by all employers. The plan does not need to duplicate any of the subjects fully addressed in the employer's contingency planning required by permits, such as those issued by the United States Environmental Protection Agency, provided that the contingency plan is made part of the emergency response plan. The emergency response plan must be a written portion of the employer's safety and health program. Employers who will evacuate their employees from the worksite location when an emergency occurs and who do not permit any of their employees to assist in handling the emergency are exempt from the requirements of WAC 296-62-31450 through 296-62-31470 if they provide an emergency action plan meeting the requirements in WAC 296-24-567.

#### NEW SECTION

**WAC 296-62-31460 Elements of an emergency response plan under RCRA.** The employer must develop an emergency response plan for emergencies. The plan must address the following areas to the extent that they are not addressed in any specific program required in this part:

- (1) Preemergency planning and coordination with outside parties.
- (2) Personnel roles, lines of authority, and communication.
- (3) Emergency recognition and prevention.
- (4) Safe distances and places of refuge.
- (5) Site security and control.
- (6) Evacuation routes and procedures.
- (7) Decontamination procedures.
- (8) Emergency medical treatment and first aid.
- (9) Emergency alerting and response procedures.
- (10) Critique of response and follow-up.
- (11) PPE and emergency equipment.

#### NEW SECTION

**WAC 296-62-31465 Training requirements for emergency response under RCRA.** (1) Training for emergency response employees must be completed before they are called upon to perform in real emergencies. The training must cover the elements of the emergency response plan, standard operating procedures the employer has established for the job, the personal protective equipment to be worn, and procedures for handling emergency incidents.

**Exception #1:** An employer need not train all employees to the degree specified if the employer divides the workforce in a manner such that a sufficient number of employees who have responsibility to control emergencies have the training specified, and all other employees, who may first respond to an emergency incident, have sufficient awareness training to recognize that an emergency response situation exists and that they are instructed in that case to summon the fully trained employees and not attempt to control activities for which they are not trained.

**Exception #2:** An employer need not train all employees to the degree specified if arrangements have been made in advance for an outside fully trained emergency response team to respond in a reasonable period and all employees, who may come to the incident first, have sufficient awareness training to recognize that an emergency response situation exists and they have been instructed to call the designated outside fully trained emergency response team for assistance.

(2) Employee members of TSD facility emergency response organizations must be trained to a level of competence in the recognition of health and safety hazards to protect themselves and other employees. This would include training in the methods used to minimize the risk from safety and health hazards; in the safe use of control equipment; in the selection and use of appropriate personal protective equipment; in the safe operating procedures to be used at the incident scene; in the techniques of coordination with other employees to minimize risks; in the appropriate response to overexposure from health hazards or injury to themselves and other employees; and in the recognition of subsequent symptoms which may result from overexposures.

(3) The employer must certify that each covered employee has attended and successfully completed the training required in this subsection, or must certify the employee's competency at least yearly. The method used to demonstrate competency for certification of training must be recorded and maintained by the employer.

#### NEW SECTION

**WAC 296-62-31470 Procedures for handling emergency incidents under RCRA.** (1) In addition to the elements for the emergency response plan required in WAC 296-62-31460, the following elements must be included for emergency response plans to the extent that they do not repeat any information already contained in the emergency response plan:

(a) Site topography, layout, and prevailing weather conditions.

(b) Procedures for reporting incidents to local, state, and federal governmental agencies.

(2) The emergency response plan must be compatible and integrated with the disaster, fire, and/or emergency response plans of local, state, and federal agencies.

(3) The emergency response plan must be rehearsed regularly as part of the overall training program for site operations.

(4) The site emergency response plan must be reviewed periodically and, as necessary, be amended to keep it current with new or changing site conditions or information.

(5) An employee alarm system must be installed in accordance with WAC 296-24-631 to notify employees of an emergency situation; to stop work activities if necessary; to lower background noise in order to speed communication; and to begin emergency procedures.

(6) Based upon the information available at time of the emergency, the employer must evaluate the incident and the site response capabilities and proceed with the appropriate steps to implement the site emergency response plan.

**AMENDATORY SECTION** (Amending WSR 89-21-018, filed 10/10/89, effective 11/24/89)

**WAC 296-62-3152 Appendices to Part P—Hazardous waste operations and ((emergency response)) TSD facilities.**

**Note:** The following appendices serve as nonmandatory guidelines to assist employees and employers in complying with the appropriate requirements of this part. However, WAC 296-62-3060 through 296-62-30615 makes mandatory in certain circumstances the use of Level A and Level B personal protective equipment protection.

**AMENDATORY SECTION** (Amending Order 91-07, filed 11/22/91, effective 12/24/91)

**WAC 296-62-3160 Appendix A—Personal protective equipment test methods.** This appendix sets forth the non-mandatory examples of tests which may be used to evaluate compliance with WAC 296-62-3060. Other tests and other challenge agents may be used to evaluate compliance.

(1) Totally-encapsulating chemical protective suit pressure test.

(a) Scope.

(i) This practice measures the ability of a gas tight totally-encapsulating chemical protective suit material, seams, and closures to maintain a fixed positive pressure. The results of this practice allow the gas tight integrity of a total-encapsulating chemical protective suit to be evaluated.

(ii) Resistance of the suit materials to permeation, penetration, and degradation by specific hazardous substances is not determined by this test method.

(b) Definition of terms.

(i) "Totally-encapsulated chemical protective suit (TECP suit)" means a full body garment which is constructed of protective clothing materials; covers the wearer's torso, head, arms, and legs; may cover the wearer's hands and feet with tightly attached gloves and boots; completely encloses the wearer and respirator by itself or in combination with the wearer's gloves and boots.

(ii) "Protective clothing material" means any material or combination of materials used in an item of clothing for the purpose of isolating parts of the body from direct contact with a potentially hazardous liquid or gaseous chemicals.

(iii) "Gas tight" means for the purpose of this test method the limited flow of a gas under pressure from the inside of a TECP suit to atmosphere at a prescribed pressure and time interval.

(c) Summary of test method. The TECP suit is visually inspected and modified for the test. The test apparatus is

attached to the suit to permit inflation to the pretest suit expansion pressure for removal of suit wrinkles and creases. The pressure is lowered to the test pressure and monitored for three minutes. If the pressure drop is excessive, the TECP suit fails the test and is removed from service. The test is repeated after leak location and repair.

(d) Required supplies.

(i) Source of compressed air.

(ii) Test apparatus for suit testing including a pressure measurement device with a sensitivity of at least 1/4 inch water gauge.

(iii) Vent valve closure plugs or sealing tape.

(iv) Soapy water solution and soft brush.

(v) Stopwatch or appropriate timing device.

(e) Safety precautions. Care ~~((shall))~~ must be taken to provide the correct pressure safety devices required for the source of compressed air used.

(f) Test procedure. Prior to each test, the tester ~~((shall))~~ must perform a visual inspection of the suit. Check the suit for seam integrity by visually examining the seams and gently pulling on the seams. Ensure that all air supply lines, fittings, visor, zippers, and valves are secure and show no signs of deterioration.

(i) Seal off the vent valves along with any other normal inlet or exhaust points (such as umbilical air line fittings or facepiece opening) with tape or other appropriate means (caps, plugs, fixture, etc.). Care should be exercised in the sealing process not to damage any of the suit components.

(ii) Close all closure assemblies.

(iii) Prepare the suit for inflation by providing an improvised connection point on the suit for connecting an airline. Attach the pressure test apparatus to the suit to permit suit inflation from a compressed air source equipped with a pressure indicating regulator. The leak tightness of the pressure test apparatus should be tested before and after each test by closing off the end of the tubing attached to the suit and assuring a pressure of three inches water gauge for three minutes can be maintained. If a component is removed for the test, that component ~~((shall))~~ must be replaced and a second test conducted with another component removed to permit a complete test of the ensemble.

(iv) The pretest expansion pressure (A) and the suit test pressure (B) ~~((shall))~~ must be supplied by the suit manufacturer, but in no case shall they be less than (A) = 3 inches water gauge and (B) = 2 inches water gauge. The ending suit pressure (C) ~~((shall))~~ must be no less than eighty percent of the test pressure (B); i.e., the pressure drop shall not exceed twenty percent of the test pressure (B).

(v) Inflate the suit until the pressure inside is equal to pressure (A), the pretest expansion suit pressure. Allow at least one minute to fill out the wrinkles in the suit. Release sufficient air to reduce the suit pressure to pressure (B), the suit test pressure. Begin timing. At the end of three minutes, record the suit pressure as pressure (C), the ending suit pressure. The difference between the suit test pressure and the ending suit test pressure (B)-(C) ~~((shall))~~ must be defined as the suit pressure drop.

(vi) If the suit pressure drop is more than twenty percent of the suit test pressure (B) during the three minute test

period, the suit fails the test and ~~((shall))~~ must be removed from service.

(g) Retest procedure.

(i) If the suit fails the test check for leaks by inflating the suit to pressure (A) and brushing or wiping the entire suit (including seams, closures, lens gaskets, glove-to-sleeve joints, etc.) with a mild soap and water solution. Observe the suit for the formation of soap bubbles, which is an indication of a leak. Repair all identified leaks.

(ii) Retest the TECP suit as outlined in (f) of this subsection.

(h) Report. Each TECP suit tested by this practice ~~((shall))~~ must have the following information recorded.

(i) Unique identification number, identifying brand name, date of purchase, material of construction, and unique fit features; e.g., special breathing apparatus.

(ii) The actual values for test pressures (A), (B), and (C) ~~((shall))~~ must be recorded along with the specific observation times. If the ending pressure (C) is less than eighty percent of the test pressure (B), the suit ~~((shall))~~ must be identified as failing the test. When possible, the specific leak location ~~((shall))~~ must be identified in the test records. Retest pressure data ~~((shall))~~ must be recorded as an additional test.

(iii) The source of the test apparatus used ~~((shall))~~ must be identified and the sensitivity of the pressure gauge ~~((shall))~~ must be recorded.

(iv) Records ~~((shall))~~ must be kept for each pressure test even if repairs are being made at the test location.

Cautions. Visually inspect all parts of the suit to be sure they are positioned correctly and secured tightly before putting the suit back into service. Special care should be taken to examine each exhaust valve to make sure it is not blocked. Care should also be exercised to assure that the inside and outside of the suit is completely dry before it is put into storage.

(2) Totally-encapsulating chemical protective suit qualitative leak test.

(a) Scope.

(i) This practice semiquantitatively tests gas tight totally-encapsulating chemical protective suit integrity by detecting inward leakage of ammonia vapor. Since no modifications are made to the suit to carry out this test, the results from this practice provide a realistic test for the integrity of the entire suit.

(ii) Resistance of the suit materials to permeation, penetration, and degradation is not determined by this test method. ASTM test methods are available to test suit materials for those characteristics and the tests are usually conducted by the manufacturers of the suits.

(b) Definition of terms.

(i) "Totally-encapsulated chemical protective suit (TECP suit)" means a full body garment which is constructed of protective clothing materials; covers the wearer's torso, head, arms, and legs; may cover the wearer's hands and feet with tightly attached gloves and boots; completely encloses the wearer and respirator by itself or in combination with the wearer's gloves and boots.

(ii) "Protective clothing material" means any material or combination of materials used in an item of clothing for the



purpose of isolating parts of the body from direct contact with a potentially hazardous liquid or gaseous chemicals.

(iii) "Gas tight" means for the purpose of this test method the limited flow of a gas under pressure from the inside of a TECP suit to atmosphere at a prescribed pressure and time interval.

(iv) "Intrusion coefficient." A number expressing the level of protection provided by a gas tight totally-encapsulating chemical protective suit. The intrusion coefficient is calculated by dividing the test room challenge agent concentration by the concentration of challenge agent found inside the suit. The accuracy of the intrusion coefficient is dependent on the challenge agent monitoring methods. The larger the intrusion coefficient, the greater the protection provided by the TECP suit.

(c) Summary of recommended practice. The volume of concentrated aqueous ammonia solution (ammonia hydroxide,  $\text{NH}_4\text{OH}$ ) required to generate the test atmosphere is determined using the directions outlined in WAC ((296-62-3190)) 296-62-3160 (2)(f)(i). The suit is donned by a person wearing the appropriate respiratory equipment (either a positive pressure self-contained breathing apparatus or a supplied air respirator) and worn inside the enclosed test room. The concentrated aqueous ammonia solution is taken by the suited individual into the test room and poured into an open plastic pan. A two-minute evaporation period is observed before the test room concentration is measured using a high range ammonia length of stain detector tube. When the ammonia reaches a concentration of between 1000 and 1200 ppm, the suited individual starts a standardized exercise protocol to stress and flex the suit. After this protocol is completed the test room concentration is measured again. The suited individual exits the test room and his stand-by person measures the ammonia concentration inside the suit using a low range ammonia length of stain detector tube or other more sensitive ammonia detector. A stand-by person is required to observe the test individual during the test procedure, aid the person in donning and doffing the TECP suit and monitor the suit interior. The intrusion coefficient of the suit can be calculated by dividing the average test area concentration by the interior suit concentration. A colorimetric indicator strip of bromophenol blue is placed on the inside of the suit facepiece lens so that the suited individual is able to detect a color change and know if the suit has a significant leak. If a color change is observed the individual should leave the test room immediately.

(d) Required supplies.

(i) A supply of concentrated aqueous ammonium hydroxide, 58% by weight.

(ii) A supply of bromophenol/blue indicating paper, sensitive to 5-10 ppm ammonia or greater over a two-minute period of exposure [pH 3.0 (yellow) to pH 4.6 (blue)].

(iii) A supply of high range (0.5-10 volume percent) and low range (5-700 ppm) detector tubes for ammonia and the corresponding sampling pump. More sensitive ammonia detectors can be substituted for the low range detector tubes to improve the sensitivity of this practice.

(iv) A shallow plastic pan (PVC) at least 12":14":1" and a half pint plastic container (PVC) with tightly closing lid.

(v) A graduated cylinder or other volumetric measuring device of at least fifty milliliters in volume with an accuracy of at least  $\pm 1$  milliliters.

(e) Safety precautions.

(i) Concentrated aqueous ammonium hydroxide,  $\text{NH}_4\text{OH}$  is a corrosive volatile liquid requiring eye, skin, and respiratory protection. The person conducting the test ((~~shall~~)) must review the MSDS for aqueous ammonia.

(ii) Since the established permissible exposure limit for ammonia is 35 ppm as a 15 minute STEL, only persons wearing a positive pressure self-contained breathing apparatus or a supplied air respirator ((~~shall~~)) must be in the chamber. Normally only the person wearing the total-encapsulating suit will be inside the chamber. A stand-by person ((~~shall~~)) must have a self-contained breathing apparatus, or a positive pressure supplied air respirator available to enter the test area should the suited individual need assistance.

(iii) A method to monitor the suited individual must be used during this test. Visual contact is the simplest but other methods using communication devices are acceptable.

(iv) The test room ((~~shall~~)) must be large enough to allow the exercise protocol to be carried out and then to be ventilated to allow for easy exhaust of the ammonia test atmosphere after the test(s) are completed.

(v) Individuals ((~~shall~~)) must be medically screened for the use of respiratory protection and checked for allergies to ammonia before participating in this test procedure.

(f) Test procedure.

(i) Measure the test area to the nearest foot and calculate its volume in cubic feet. Multiply the test area volume by 0.2 milliliters of concentrated aqueous ammonia per cubic foot of test area volume to determine the approximate volume of concentrated aqueous ammonia required to generate 1000 ppm in the test area.

(A) Measure this volume from the supply of concentrated ammonia and place it into a closed plastic container.

(B) Place the container, several high range ammonia detector tubes and the pump in the clean test pan and locate it near the test area entry door so that the suited individual has easy access to these supplies.

(ii) In a noncontaminated atmosphere, open a presealed ammonia indicator strip and fasten one end of the strip to the inside of the suit face shield lens where it can be seen by the wearer. Moisten the indicator strip with distilled water. Care ((~~shall~~)) must be taken not to contaminate the detector part of the indicator paper by touching it. A small piece of masking tape or equivalent should be used to attach the indicator strip to the interior of the suit face shield.

(iii) If problems are encountered with this method of attachment the indicator strip can be attached to the outside of the respirator facepiece being used during the test.

(iv) Don the respiratory protective device normally used with the suit, and then don the TECP suit to be tested. Check to be sure all openings which are intended to be sealed (zippers, gloves, etc.) are completely sealed. DO NOT, however, plug off any venting valves.

(v) Step into the enclosed test room such as a closet, bathroom, or test booth, equipped with an exhaust fan. No air should be exhausted from the chamber during the test

because this will dilute the ammonia challenge concentrations.

(vi) Open the container with the premeasured volume of concentrated aqueous ammonia within the enclosed test room, and pour the liquid into the empty plastic test pan. Wait two minutes to allow for adequate volatilization of the concentrated aqueous ammonia. A small mixing fan can be used near the evaporation pan to increase the evaporation rate of the ammonia solution.

(vii) After two minutes a determination of the ammonia concentration within the chamber should be made using the high range colorimetric detector tube. A concentration of 1000 ppm ammonia or greater ((~~shall~~)) must be generated before the exercises are started.

(viii) To test the integrity of the suit the following four minute exercise protocol should be followed:

(A) Raising the arms above the head with at least fifteen raising motions completed in one minute.

(B) Walking in place for one minute with at least fifteen raising motions of each leg in a one-minute period.

(C) Touching the toes with at least ten complete motions of the arms from above the head to touching of the toes in a one-minute period.

(D) Knee bends with at least ten complete standing and squatting motions in a one-minute period.

(ix) If at any time during the test the colorimetric indicating paper should change colors the test should be stopped and (f)(x) and (xi) of this subsection initiated.

(x) After completion of the test exercise, the test area concentration should be measured again using the high range colorimetric detector tube.

(xi) Exit the test area.

(xii) The opening created by the suit zipper or other appropriate suit penetration should be used to determine the ammonia concentration in the suit with the low range length of stain detector tube or other ammonia monitor. The internal TECP suit air should be sampled far enough from the enclosed test area to prevent a false ammonia reading.

(xiii) After completion of the measurement of the suit interior ammonia concentration the test is concluded and the suit is doffed and the respirator removed.

(xiv) The ventilating fan for the test room should be turned on and allowed to run for enough time to remove the ammonia gas. The fan ((~~shall~~)) must be vented to the outside of the building.

(xv) Any detectable ammonia in the suit interior (5 ppm ammonia (NH<sub>3</sub>) or more for the length of stain detector tube) indicates the suit failed the test. When other ammonia detectors are used, a lower level of detection is possible and it should be specified as the pass/fail criteria.

(xvi) By following this test method an intrusion coefficient of approximately two hundred or more can be measured with the suit in a completely operational condition. If the intrusion coefficient is 200 or more, then the suit is suitable for emergency response and field use.

(g) Retest procedures.

(i) If the suit fails this test, check for leaks by following the pressure test in test (A) above.

(ii) Retest the TECP suit as outlined in the test procedure in (f) of this subsection.

(h) Report.

(i) Each gas tight totally-encapsulating chemical protective suit tested by this practice ((~~shall~~)) must have the following information recorded.

(A) Unique identification number, identifying brand name, date of purchase, material of construction, and unique suit features; e.g., special breathing apparatus.

(B) General description of test room used for test.

(C) Brand name and purchase date of ammonia detector strips and color change data.

(D) Brand name, sampling range, and expiration date of the length of stain ammonia detector tubes. The brand name and model of the sampling pump should also be recorded. If another type of ammonia detector is used, it should be identified along with its minimum detection limit for ammonia.

(E) Actual test results ((~~shall~~)) must list the two test area concentrations, their average, the interior suit concentration, and the calculated intrusion coefficient. Retest data ((~~shall~~)) must be recorded as an additional test.

(ii) The evaluation of the data ((~~shall~~)) must be specified as "suit passed" or "suit failed" and the date of the test. Any detectable ammonia (5 ppm or greater for the length of stain detector tube) in the suit interior indicates the suit fails this test. When other ammonia detectors are used, a lower level of detection is possible and it should be specified as the pass/fail criteria.

Caution. Visually inspect all parts of the suit to be sure they are positioned correctly and secured tightly before putting the suit back into service. Special care should be taken to examine each exhaust valve to make sure it is not blocked.

Care should also be exercised to assure that the inside and outside of the suit is completely dry before it is put into storage.

**Reviser's note:** The brackets and enclosed material in the text of 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.

**AMENDATORY SECTION** (Amending Order 90-14, filed 10/1/90, effective 11/15/90)

**WAC 296-62-3180 Appendix C—Compliance guidelines.** (1) Occupational safety and health program. Each hazardous waste site clean-up effort will require an occupational safety and health program headed by the site coordinator or the employer's representative. The purpose of the program will be the protection of employees at the site and will be an extension of the employer's overall safety and health program. The program will need to be developed before work begins on the site and implemented as work proceeds as stated in WAC 296-62-3010 through 296-62-30145. The program is to facilitate coordination and communication of safety and health issues among personnel responsible for the various activities which will take place at the site. It will provide the overall means for planning and implementing the needed safety and health training and job orientation of employees who will be working at the site. The program will provide the means for identifying and controlling worksite hazards and the means for monitoring program effectiveness. The program will need to cover the responsibilities and authority of the site coordinator or the employer's manager on

the site for the safety and health of employees at the site, and the relationships with contractors or support services as to what each employer's safety and health responsibilities are for their employees on the site. Each contractor on the site needs to have its own safety and health program so structured that it will smoothly interface with the program of the site coordinator or principal contractor. Also those employers involved with treating, storing, or disposal of hazardous waste as covered in WAC 296-62-3140 must have implemented a safety and health plan for their employees. This program is to include the hazard communication program required in WAC ~~((296-62-3140(1)))~~ 296-62-31405 and the training required in WAC ~~((296-62-3140 (4) and (5)))~~ 296-62-31420 and 296-62-31425 as parts of the employers comprehensive overall safety and health program. This program is to be in writing.

(a) Each site or workplace safety and health program will need to include the following:

(i) Policy statements of the line of authority and accountability for implementing the program, the objectives of the program and the role of the site safety and health officer or manager and staff;

(ii) Means or methods for the development of procedures for identifying and controlling workplace hazards at the site;

(iii) Means or methods for the development and communication to employees of the various plans, work rules, standard operating procedures and practices that pertain to individual employees and supervisors;

(iv) Means for the training of supervisors and employees to develop the needed skills and knowledge to perform their work in a safe and healthful manner;

(v) Means to anticipate and prepare for emergency situations; and

(vi) Means for obtaining information feedback to aid in evaluating the program and for improving the effectiveness of the program. The management and employees should be trying continually to improve the effectiveness of the program thereby enhancing the protection being afforded those working on the site.

(b) Accidents on the site should be investigated to provide information on how such occurrences can be avoided in the future. When injuries or illnesses occur on the site or workplace, they will need to be investigated to determine what needs to be done to prevent this incident from occurring again. Such information will need to be used as feedback on the effectiveness of the program and the information turned into positive steps to prevent any reoccurrence. Receipt of employee suggestions or complaints relating to safety and health issues involved with site or workplace activities is also a feedback mechanism that can be used effectively to improve the program and may serve in part as an evaluative tool(s).

(c) For the development and implementation of the program to be the most effective, professional safety and health personnel should be used. Certified safety professionals, board-certified industrial hygienists, or registered professional safety engineers are good examples of professional stature for safety and health managers who will administer the employer's program.

(2) The training programs for employees subject to the requirements of WAC 296-62-3040 through 296-62-30465 are expected to address: The safety and health hazards employees should expect to find on sites; what control measures or techniques are effective for those hazards; what monitoring procedures are effective in characterizing exposure levels; what makes an effective employer's safety and health program; what a site safety and health plan should include; hands-on training with personal protective equipment and clothing they may be expected to use; the contents of the WISHA standard relevant to the employee's duties and functions; and, employee's responsibilities under WISHA and other regulations. Supervisors will need training in their responsibilities under the safety and health program and its subject areas such as the spill containment program, the personal protective equipment program, the medical surveillance program, the emergency response plan and other areas.

(a) The training programs for employees subject to the requirements of WAC 296-62-3140 through 296-62-31465 should address: The employer's safety and health program elements impacting employees; the hazard communication program; the medical surveillance program; the hazards and the controls for such hazards that employees need to know for their job duties and functions. All require annual refresher training.

(b) The training programs for employees covered by the requirements of WAC ~~((296-62-3140(3)))~~ 296-62-31110 will address those competencies required for the various levels of response such as: The hazards associated with hazardous substances; hazard identification and awareness; notification of appropriate persons; the need for and use of personal protective equipment including respirators; the decontamination procedures to be used; preplanning activities for hazardous substance incidents including the emergency response plan; company standard operating procedures for hazardous substance emergency responses; the use of the incident command system and other subjects. Hands-on training should be stressed whenever possible. Critiques done after an incident which include any evaluation of what worked, and what did not, and how can we do better the next time, may be counted as training time.

~~((c) For hazardous materials specialists (usually members of hazardous materials teams), the training will need to address the care, use and/or testing of chemical protective clothing including totally encapsulating suits, the medical surveillance program, the standard operating procedures for the hazardous materials team including the use of plugging and patching equipment and other subject areas.~~

~~(d) Officers and leaders who may be expected to be in charge at an incident will need to be fully knowledgeable of their company's incident command system. They will need to know where and how to obtain additional assistance and be familiar with the local district's emergency response plan and the state emergency response plan.~~

~~(e) Specialist employees such as technical experts, medical experts, or environmental experts that work with hazardous materials in their regular jobs, who may be sent to the incident scene by the shipper, manufacturer or governmental agency to advise and assist the person in charge of the incident will have training on an annual basis. Their training~~

must include the care and use of personal protective equipment including respirators; knowledge of the incident command system and how they are to relate to it; and those areas needed to keep them current in their respective field as it relates to safety and health involving specific hazardous substances.

~~(f) Those skilled support personnel, such as employees who work for public works departments or equipment operators who operate bulldozers, sand trucks, backhoes, etc., who may be called to the incident scene to provide emergency support assistance, will need to have at least a safety and health briefing before entering the area of potential or actual exposure. These specially skilled support personnel, who have not been a part of the emergency plan and do not meet the training requirements, must be made aware of the hazards they face and be provided all necessary protective clothing and equipment required for their tasks.~~

~~(g) There are two National Fire Protection Association standards, NFPA 472—"Standard for Professional Competence of Responders to Hazardous Material Incidents" and NFPA 471—"Recommended Practice for Responding to Hazardous Material Incidents," which are excellent resource documents to aid fire departments and other emergency response organizations in developing their training program materials. NFPA 472 provides guidance on the skills and knowledge needed for first responder awareness level, first responder operations level, hazmat technicians, and hazmat specialist. It also offers guidance for the officer corp who will be in charge of hazardous substance incidents.)~~

(3) Decontamination. Decontamination procedures will be tailored to the specific hazards of the site and will vary in complexity, and number of steps, depending on the level of hazard and the employee's exposure to the hazard. Decontamination procedures and PPE decontamination methods will vary depending upon the specific substance, since one procedure or method will not work for all substances. Evaluation of decontamination methods and procedures should be performed, as necessary, to assure that employees are not exposed to hazards by reusing PPE. References in WAC 296-62-3190, Appendix D, may be used for guidance in establishing an effective decontamination program. In addition, the United States Coast Guard Manual, "Policy Guidance for Response to Hazardous Chemical Releases," United States Department of Transportation, Washington, D.C. (COM-DTINST M16465.30), is a good reference for establishing an effective decontamination program.

(4) Emergency response plans. States, along with designated districts within the states, will be developing or have developed emergency response plans. These state and district plans are to be ~~((utilized))~~ used in the emergency response plans called for in this standard. Each employer needs to assure that its emergency response plan is compatible with the local plan. The major reference being used to aid in developing the state and local district plans is the Hazardous Materials Emergency Planning Guide, NRT-1. The current Emergency Response Guidebook from the United States Department of Transportation, CMA's CHEMTREC and the Fire Service Emergency Management Handbook may also be used as resources.

Employers involved with treatment, storage, and disposal facilities for hazardous waste, which have the required contingency plan called for by their permit, would not need to duplicate the same planning elements. Those items of the emergency response plan that are properly addressed in the contingency plan may be substituted into the emergency response plan required in WAC ((296-62-3112)) 296-62-410, Part R. Emergency response to hazardous substance release or otherwise kept together for employer and employee use.

(5) Personal protective equipment programs. The purpose of personal protective clothing and equipment (PPE) is to shield or isolate individuals from the chemical, physical, and biologic hazards that may be encountered at a hazardous substance site.

(a) As discussed in Appendix B, no single combination of protective equipment and clothing is capable of protecting against all hazards. Thus PPE should be used in conjunction with other protective methods and its effectiveness evaluated periodically.

(b) The use of PPE can itself create significant worker hazards, such as heat stress, physical and psychological stress, and impaired vision, mobility, and communication. For any given situation, equipment and clothing will be selected that provide an adequate level of protection. However, over-protection, as well as under-protection, can be hazardous and should be avoided where possible.

(c) Two basic objectives of any PPE program will be to protect the wearer from safety and health hazards, and to prevent injury to the wearer from incorrect use and/or malfunction of the PPE. To accomplish these goals, a comprehensive PPE program will include hazard identification, medical monitoring, environmental surveillance, selection, use, maintenance, and decontamination of PPE and its associated training.

(d) The written PPE program will include policy statements, procedures, and guidelines. Copies will be made available to all employees and a reference copy will be made available at the worksite. Technical data on equipment, maintenance manuals, relevant regulations, and other essential information will also be collected and maintained.

~~(6) ((Incident command system (ICS). WAC 296-62-3112 (3)(b) requires the implementation of an ICS. The ICS is an organized approach to effectively control and manage operations at an emergency incident. The individual in charge of the ICS is the senior official responding to the incident. The ICS is not much different than the "command post" approach used for many years by the fire service. During large complex fires involving several companies and many pieces of apparatus, a command post would be established. This enables one individual to be in charge of managing the incident, rather than having several officers from different companies making separate, and sometimes conflicting, decisions. The individual in charge of the command post would delegate responsibility for performing various tasks to subordinate officers. Additionally, all communications were routed through the command post to reduce the number of radio transmissions and eliminate confusion. However, strategy, tactics, and all decisions were made by one individual.~~

(a) The ICS is a very similar system, except it is implemented for emergency response to all incidents, both large and small, that involve hazardous substances.

(b) For a small incident, the individual in charge of the ICS may perform many tasks of the ICS. There may not be any, or little, delegation of tasks to subordinates. For example, in response to a small incident, the individual in charge of the ICS, in addition to normal command activities, may become the safety officer and may designate only one employee (with proper equipment) as a back-up to provide assistance if needed. WISHA does recommend, however, that at least two employees be designated as back-up personnel since the assistance needed may include rescue.

(c) To illustrate the operation of the ICS, the following scenario might develop during a small incident, such as an overturned tank truck with a small leak of flammable liquid:

(d) The first responding senior officer would implement and take command of the ICS. That person would size up the incident and determine if additional personnel and apparatus were necessary; would determine what actions to take to control the leak; and, determine the proper level of personal protective equipment. If additional assistance is not needed, the individual in charge of the ICS would implement actions to stop and control the leak using the fewest number of personnel that can effectively accomplish the tasks. The individual in charge of the ICS then would designate him or herself as the safety officer and two other employees as a back-up in case rescue may become necessary. In this scenario, decontamination procedures would not be necessary.

(e) A large complex incident may require many employees and difficult, time-consuming efforts to control. In these situations, the individual in charge of the ICS will want to delegate different tasks to subordinates in order to maintain a span of control that will keep the number of subordinates, that are reporting, to a manageable level.

(f) Delegation of tasks at large incidents may be by location, where the incident scene is divided into sectors, and subordinate officers coordinate activities within the sector that they have been assigned.

(g) Delegation of tasks can also be by function. Some of the functions that the individual in charge of the ICS may want to delegate at a large incident are: Medical services; evacuation; water supply; resources (equipment, apparatus); media relations; safety; and, site control (integrate activities with police for crowd and traffic control). Also for a large incident, the individual in charge of the ICS will designate several employees as back-up personnel; and a number of safety officers to monitor conditions and recommend safety precautions.

(h) Therefore, no matter what size or complexity an incident may be, by implementing an ICS there will be one individual in charge who makes the decisions and gives directions; and, all actions and communications are coordinated through one central point of command. Such a system should reduce confusion, improve safety, organize and coordinate actions, and should facilitate effective management of the incident.

(7) Site safety and control plans:

(a) The safety and security of response personnel and others in the area of an emergency response incident site

should be of primary concern to the incident commander. The use of a site safety and control plan could greatly assist those in charge of assuring the safety and health of employees on the site.

(b) A comprehensive site safety and control plan should include the following: Summary analysis of hazards on the site and a risk analysis of those hazards; site map or sketch; site work zones (clean zone, transition or decontamination zone, work or hot zone); use of the buddy system; site communications; command post or command center; standard operating procedures and safe work practices; medical assistance and triage area; hazard monitoring plan (air contaminant monitoring, etc.); decontamination procedures and area; and other relevant areas. This plan should be a part of the employer's emergency response plan or an extension of it to the specific site.

(8)) Medical surveillance programs.

(a) Workers handling hazardous substances may be exposed to toxic chemicals, safety hazards, biologic hazards, and radiation. Therefore, a medical surveillance program is essential to assess and monitor workers' health and fitness for employment in hazardous waste operations and during the course of work; to provide emergency and other treatment as needed; and to keep accurate records for future reference.

(b) *The Occupational Safety and Health Guidance Manual for Hazardous Waste Site Activities* developed by the National Institute for Occupational Safety and Health (NIOSH), the Occupational Safety and Health Administration (OSHA), the United States Coast Guard (USCG), and the Environmental Protection Agency (EPA); October 1985 provides an excellent example of the types of medical testing that should be done as part of a medical surveillance program.

((9)) (7) New technology and spill containment programs. Where hazardous substances may be released by spilling from a container that will expose employees to the hazards of the materials, the employer will need to implement a program to contain and control the spilled material. Diking and ditching, as well as use of absorbents like diatomaceous earth, are traditional techniques which have proven to be effective over the years. However, in recent years new products have come into the marketplace, the use of which complement and increase the effectiveness of these traditional methods. These new products also provide emergency responders and others with additional tools or agents to use to reduce the hazards of spilled materials.

These agents can be rapidly applied over a large area and can be uniformly applied or otherwise can be used to build a small dam, thus improving the workers' ability to control spilled material. These application techniques enhance the intimate contact between the agent and the spilled material allowing for the quickest effect by the agent or quickest control of the spilled material. Agents are available to solidify liquid spilled materials, to suppress vapor generation from spilled materials, and to do both. Some special agents, which when applied as recommended by the manufacturer, will react in a controlled manner with the spilled material to neutralize acids or caustics, or greatly reduce the level of hazard of the spilled material.

There are several modern methods and devices for use by emergency response personnel or others involved with spill control efforts to safely apply spill control agents to control spilled material hazards. These include portable pressurized applicators similar to hand-held portable fire extinguishing devices, and nozzle and hose systems similar to portable fire fighting foam systems which allow the operator to apply the agent without having to come into contact with the spilled material. The operator is able to apply the agent to the spilled material from a remote position.

The solidification of liquids provides for rapid containment and isolation of hazardous substance spills. By directing the agent at run-off points or at the edges of the spill, the reactant solid will automatically create a barrier to slow or stop the spread of the material. Clean-up of hazardous substances as greatly improved when solidifying agents, acid or caustic neutralizers, or activated carbon absorbents are used. Properly applied, these agents can totally solidify liquid hazardous substances or neutralize or absorb them, which results in materials which are less hazardous and easier to handle, transport, and dispose of. The concept of spill treatment, to create less hazardous substances, will improve the safety and level of protection of employees working at spill clean-up operations or emergency response operations to spills of hazardous substances.

The use of vapor suppression agents for volatile hazardous substances, such as flammable liquids and those substances which present an inhalation hazard, is important for protecting workers. The rapid and uniform distribution of the agent over the surface of the spilled material can provide quick vapor knockdown. There are temporary and long-term foam-type agents which are effective on vapors and dusts, and activated carbon adsorption agents which are effective for vapor control and soaking-up of the liquid. The proper use of hose lines or hand-held portable pressurized applicators provides good mobility and permits the worker to deliver the agent from a safe distance without having to step into the untreated spilled material. Some of these systems can be recharged in the field to provide coverage of larger spill areas than the design limits of a single charged applicator unit. Some of the more effective agents can solidify the liquid flammable hazardous substances and at the same time elevate the flashpoint above 140 deg. F so the resulting substance may be handled as a nonhazardous waste material if it meets the United States Environmental Protection Agency's 40 CFR part 261 requirements (see particularly Sec. 261.21).

All workers performing hazardous substance spill control work are expected to wear the proper protective clothing and equipment for the materials present and to follow the employer's established standard operating procedures for spill control. All involved workers need to be trained in the established operating procedures; in the use and care of spill control equipment; and in the associated hazards and control of such hazards of spill containment work.

These new tools and agents are the things that employers will want to evaluate as part of their new technology program. The treatment of spills of hazardous substances or wastes at an emergency incident as part of the immediate spill containment and control efforts is sometimes acceptable to

EPA and a permit exception is described in 40 CFR 264.1 (g)(8) and 265.1 (c)(11).

AMENDATORY SECTION (Amending Order 90-14, filed 10/1/90, effective 11/15/90)

**WAC 296-62-3190 Appendix D—References.** The following references may be consulted for further information on the subject of this notice:

(1) *OSHA Instruction DFO CPL 2.70 - January 29, 1986, Special Emphasis Program: Hazardous Waste Sites.*

(2) *OSHA Instruction DFO CPL 2-2.37A - January 29, 1986, Technical Assistance and Guidelines for Superfund and Other Hazardous Waste Site Activities.*

(3) *OSHA Instruction DTS CPL 2.74 - January 29, 1986, Hazardous Waste Activity Form, OSHA 175.*

(4) *Hazardous Waste Inspections Reference Manual, U.S. Department of Labor, Occupational Safety and Health Administration, 1986.*

(5) *Memorandum of Understanding Among the National Institute for Occupational Safety and Health, the Occupational Safety and Health Administration, the United States Coast Guard, and the United States Environmental Protection Agency; Guidance for Worker Protection During Hazardous Waste Site Investigations and Clean-up and Hazardous Substance Emergencies; December 18, 1980.*

(6) *National Priorities List, 1st Edition, October 1984; U.S. Environmental Protection Agency, Revised periodically.*

(7) ~~(The Decontamination of Response Personnel, Field Standard Operating Procedures (F.S.O.P.) 7; U.S. Environmental Protection Agency, Office of Emergency and Remedial Response, Hazardous Response Support Division, December 1984.~~

(8)) *Preparation of a Site Safety Plan, Field Standard Operating Procedures (F.S.O.P.) 9; U.S. Environmental Protection Agency, Office of Emergency and Remedial Response, Hazardous Response Support Division, April 1985.*

((9)) (8) *Standard Operating Safety Guidelines; U.S. Environmental Protection Agency, Office of Emergency and Remedial Response, Hazardous Response Support Division, Environmental Response Team; November 1984.*

((10)) (9) *Occupational Safety and Health Guidance Manual for Hazardous Waste Site Activities, National Institute for Occupational Safety and Health (NIOSH), Occupational Safety and Health Administration (OSHA), U.S. Coast Guard (USCG), and Environmental Protection Agency (EPA); October 1985.*

((11)) (10) *Protecting Health and Safety at Hazardous Waste Sites: An Overview, U.S. Environmental Protection Agency, EPA/625/9-85/006; September 1985.*

((12)) (11) *Hazardous Waste Sites and Hazardous Substance Emergencies, NIOSH Worker Bulletin, U.S. Department of Health and Human Services, Public Health Service, Centers for Disease Control, National Institute for Occupational Safety and Health; December 1982.*

((13)) (12) *Personal Protective Equipment for Hazardous Materials Incidents: A Selection Guide; U.S. Department of Health and Human Services, Public Health Service,*

Centers for Disease Control, National Institute for Occupational Safety and Health; October 1984.

~~((14) Fire Service Emergency Management Handbook, International Association of Fire Chiefs Foundation, 101 East Holly Avenue, Unit 10B, Sterling, VA 22170, January 1985.~~

~~(15) Emergency Response Guidebook, U.S. Department of Transportation, Washington, D.C., 1987.~~

~~(16)) (13) Report to the Congress on Hazardous Materials Training, Planning and Preparedness, Federal Emergency Management Agency, Washington, D.C., July 1986.~~

~~((17) Workbook for Fire Command, Alan V. Brunacini and J. David Beageron, National Fire Protection Association, Batterymarch Park, Quincy, MA 02269, 1985.~~

~~(18) Fire Command, Alan V. Brunacini, National Fire Protection Association, Batterymarch Park, Quincy, MA 02269, 1985.~~

~~(19) Incident Command System, Fire Protection Publications, Oklahoma State University, Stillwater, OK 74078, 1983.~~

~~(20) Site Emergency Response Planning, Chemical Manufacturers Association, Washington, D.C. 20037, 1986.~~

~~(21) Hazardous Materials Emergency Planning Guide, NRT 1, Environmental Protection Agency, Washington, D.C., March 1987.~~

~~(22)) (14) Community Teamwork: Working Together to Promote Hazardous Materials Transportation Safety. U.S. Department of Transportation, Washington, D.C., May 1983.~~

~~((23) Disaster Planning Guide for Business and Industry, Federal Emergency Management Agency, Publication No. FEMA 141, August 1987.))~~

**AMENDATORY SECTION** (Amending WSR 95-04-006, filed 1/18/95, effective 3/10/95)

**WAC 296-62-3195 Appendix E—Training curriculum guidelines.** The following nonmandatory general criteria may be used for assistance in developing site-specific training curriculum used to meet the training requirements of WAC 296-62-3040(~~(, 296-62-3140(7), 296-62-3140(8)(e), 296-62-3112(6), and 296-62-3112(7))~~) through 296-62-30465, 296-62-31435 through 296-62-31445, 296-62-31465, 296-62-4102 through 296-62-41021, and 296-62-41023.

These are generic guidelines and they are not presented as a complete training curriculum for any specific employer. Site-specific training programs must be developed on the basis of a needs assessment of the hazardous waste site, RCRA/TSD, or emergency response operation in accordance with this chapter (chapter 296-62 WAC, Part P and Part R).

The guidance set forth here presents a highly effective program that in the areas covered would meet or exceed the regulatory requirements. In addition, other approaches could meet the regulatory requirements.

**Suggested general criteria:**

**Definitions:**

"Competent" means possessing the skills, knowledge, experience, and judgment to perform assigned tasks or activities satisfactorily as determined by the employer.

"Demonstration" means the showing by actual use of equipment or procedures.

"Hands-on training" means training in a simulated work environment that permits each student to have experience performing tasks, making decisions, or using equipment appropriate to the job assignment for which the training is being conducted.

"Initial training" means training required prior to beginning work.

"Lecture" means an interactive discourse with a class lead by an instructor.

"Proficient" means meeting a stated level of achievement.

"Site-specific" means individual training directed to the operations of a specific job site.

"Training hours" means the number of hours devoted to lecture, learning activities, small group work sessions, demonstration, evaluations, or hands-on experience.

**Suggested core criteria:**

(1) Training facility. The training facility should have available sufficient resources, equipment, and site locations to perform concise and hands-on training when appropriate. Training facilities should have sufficient organization, support staff, and services to conduct training in each of the courses offered.

(2) Training director. Each training program should be under the direction of a training director who is responsible for the program. The training director should have a minimum of two years of employee education experience.

(3) Instructors. Instructors should be deemed competent on the basis of previous documented experience in their area of instruction, successful completion of a "train-the-trainer" program specific to the topics they will teach, and an evaluation of instructional competence by the training director.

(a) Instructors should be required to maintain professional competency by participating in continuing education or professional development programs or by successfully completing an annual refresher course and having an annual review by the training director.

(b) The annual review by the training director should include observation of an instructor's delivery, a review of those observations with the trainer, and an analysis of any instructor or class evaluations completed by the students during the previous year.

(4) Course materials. The training director should approve all course materials to be used by the training provider. Course materials should be reviewed and updated at least annually. Materials and equipment should be in good working order and maintained properly.

(a) All written and audio-visual materials in training curricula should be peer reviewed by technically competent outside reviewers or by a standing advisory committee.

(b) Reviewers should possess expertise in the following disciplines were applicable: Occupational health, industrial hygiene and safety, chemical/environmental engineering, employee education, or emergency response. One or more of the peer reviewers should be an employee experienced in the work activities to which the training is directed.

(5) Students. The program for accepting students should include:



(a) Assurance that the student is or will be involved in work where chemical exposures are likely and that the student possesses the skills necessary to perform the work.

(b) A policy on the necessary medical clearance.

(6) Ratios. Student-instructor ratios should not exceed thirty students per instructor. Hands-on activity requiring the use of personal protective equipment should have the following student-instructor ratios: For Level C or Level D personal protective equipment the ratio should be ten students per instructor. For Level A or Level B personal protective equipment the ratio should be five students per instructor.

(7) Proficiency assessment. Proficiency should be evaluated and documented by the use of a written assessment and a skill demonstration selected and developed by the training director and training staff. The assessment and demonstration should evaluate the knowledge and individual skills developed in the course of training. The level of minimum achievement necessary for proficiency ((~~shall~~)) must be specified in writing by the training director.

(a) If a written test is used, there should be a minimum of fifty questions. If a written test is used in combination with a skills demonstration, a minimum of twenty-five questions should be used. If a skills demonstration is used, the tasks chosen and the means to rate successful completion should be fully documented by the training director.

(b) The content of the written test or of the skill demonstration ((~~shall~~)) must be relevant to the objectives of the course.

The written test and skill demonstration should be updated as necessary to reflect changes in the curriculum and any update should be approved by the training director.

(c) The proficiency assessment methods, regardless of the approach or combination of approaches used, should be justified, documented and approved by the training director.

(d) The proficiency of those taking the additional courses for supervisors should be evaluated and documented by using proficiency assessment methods acceptable to the training director. These proficiency assessment methods must reflect the additional responsibilities borne by supervisory personnel in hazardous waste operations or emergency response.

(8) Course certificate. Written documentation should be provided to each student who satisfactorily completes the training course. The documentation should include:

(a) Student's name.

(b) Course title.

(c) Course date.

(d) Statement that the student has successfully completed the course.

(e) Name and address of the training provider.

(f) An individual identification number for the certificate.

(g) List of the levels of personal protective equipment used by the student to complete the course.

(i) This documentation may include a certificate and an appropriate wallet-sized laminated card with a photograph of the student and the above information.

(ii) When such course certificate cards are used, the individual identification number for the training certificate should be shown on the card.

(9) Recordkeeping. Training providers should maintain records listing the dates courses were presented, the names of the individual course attendees, the names of those students successfully completing each course, and the number of training certificates issued to each successful student. These records should be maintained for a minimum of five years after the date an individual participated in a training program offered by the training provider. These records should be available and provided upon the student's request or as mandated by law.

(10) Program quality control. The training director should conduct or direct an annual written audit of the training program. Program modifications to address deficiencies, if any, should be documented, approved, and implemented by the training provider. The audit and the program modification documents should be maintained at the training facility.

#### **Suggested Program Quality Control Criteria:**

Factors listed here are suggested criteria for determining the quality and appropriateness of employee health and safety training for hazardous waste operations and emergency response.

(1) Training plan. Adequacy and appropriateness of the training program's curriculum development, instructor training, distribution of course materials, and direct student training should be considered, including:

(a) The duration of training, course content, and course schedules/agendas;

(b) The different training requirements of the various target populations, as specified in the appropriate generic training curriculum;

(c) The process for the development of curriculum, which includes appropriate technical input, outside review, evaluation, program pretesting.

(d) The adequate and appropriate inclusion of hands-on, demonstration, and instruction methods;

(e) Adequate monitoring of student safety, progress, and performance during the training.

(2) Program management, training director, staff, and consultants. Adequacy and appropriateness of staff performance and delivering an effective training program should be considered, including:

(a) Demonstration of the training director's leadership in assuring quality of health and safety training;

(b) Demonstration of the competency of the staff to meet the demands of delivering high quality hazardous waste employee health and safety training;

(c) Organization charts establishing clear lines of authority;

(d) Clearly defined staff duties including the relationship of the training staff to the overall program;

(e) Evidence that the training organizational structure suits the needs of the training program;

(f) Appropriateness and adequacy of the training methods used by the instructors;

(g) Sufficiency of the time committed by the training director and staff to the training program;

(h) Adequacy of the ratio of training staff to students;

(i) Availability and commitment of the training program of adequate human and equipment resources in the areas of:

(i) Health effects;



- (ii) Safety;
  - (iii) Personal protective equipment (PPE);
  - (iv) Operational procedures;
  - (v) Employee protection practices/procedures;
  - (j) Appropriateness of management controls;
  - (k) Adequacy of the organization and appropriate resources assigned to assure appropriate training;
  - (l) In the case of multiple-site training programs, adequacy of management of the satellite centers.
- (3) Training facilities and resources. Adequacy and appropriateness of the facilities and resources for supporting the training program should be considered, including:
- (a) Space and equipment to conduct the training;
  - (b) Facilities for representative hands-on training;
  - (c) In the case of multiple-site programs, equipment and facilities at the satellite centers;
  - (d) Adequacy and appropriateness of the quality control and evaluations program to account for instructor performance;
  - (e) Adequacy and appropriateness of the quality control and evaluation program to ensure appropriate course evaluation, feedback, updating, and corrective action;
  - (f) Adequacy and appropriateness of disciplines and expertise being used within the quality control and evaluation program;
  - (g) Adequacy and appropriateness of the role of student evaluations to provide feedback for training program improvement.
- (4) Quality control and evaluation. Adequacy and appropriateness of quality control and evaluation plans for training programs should be considered, including:
- (a) A balanced advisory committee and/or competent outside reviewers to give overall policy guidance;
  - (b) Clear and adequate definition of the composition and active programmatic role of the advisory committee or outside reviewers;
  - (c) Adequacy of the minutes or reports of the advisory committee or outside reviewers' meetings or written communication;
  - (d) Adequacy and appropriateness of the quality control and evaluations program to account for instructor performance;
  - (e) Adequacy and appropriateness of the quality control and evaluation program to ensure appropriate course evaluation, feedback, updating, and corrective action;
  - (f) Adequacy and appropriateness of disciplines and expertise being used within the quality control and evaluation program;
  - (g) Adequacy and appropriateness of the role of student evaluations to provide feedback for training program improvement.
- (5) Students. Adequacy and appropriateness of the program for accepting students should be considered, including:
- (a) Assurance that the student already possess the necessary skills for their job, including necessary documentation;
  - (b) Appropriateness of methods the program uses to ensure that recruits are capable of satisfactorily completing training;
  - (c) Review and compliance with any medical clearance policy.

(6) Institutional environment and administrative support. The adequacy and appropriateness of the institutional environment and administrative support system for the training program should be considered, including:

- (a) Adequacy of the institutional commitment to the employee training program;
  - (b) Adequacy and appropriateness of the administrative structure and administrative support.
- (7) Summary of evaluation questions. Key questions for evaluating the quality and appropriateness of an overall training program should include the following:
- (a) Are the program objectives clearly stated?
  - (b) Is the program accomplishing its objectives?
  - (c) Are appropriate facilities and staff available?
  - (d) Is there an appropriate mix of classroom, demonstration, and hands-on training?
  - (e) Is the program providing quality employee health and safety training that fully meets the intent of regulatory requirements?
  - (f) What are the program's main strengths?
  - (g) What are the program's main weaknesses?
  - (h) What is recommended to improve the program?
  - (i) Are instructors instructing according to their training outlines?
  - (j) Is the evaluation tool current and appropriate for the program content?
  - (k) Is the course material current and relevant to the target group?

#### Suggested Training Curriculum Guidelines:

The following training curriculum guidelines are for those operations specifically identified in this Part P, as requiring training. Issues such as qualifications of instructors, training certification, and similar criteria appropriate to all categories of operations addressed in this Part P, have been covered in the preceding section and are not readdressed in each of the generic guidelines. Basic core requirements for training programs that are addressed include: (1) *General hazardous waste operations*; (2) *RCRA operations—Treatment, storage, and disposal facilities*(+and(3) *Emergency response*)).

(1) General hazardous waste operations and site-specific training.

(a) Off-site training. Training course content for hazardous waste operations, required by WAC 296-62-3040 through 296-62-30465, should include the following topics or procedures:

(i) Regulatory knowledge.

(A) A review of this Part P and the core elements of an occupational safety and health program.

(B) The content of a medical surveillance program as outlined in WAC 296-62-3050 through 296-62-30535.

(C) The content of an effective site safety and health plan consistent with the requirements of WAC ((296-62-3010(4)(b))) 296-62-30135(2).

(D) Emergency response plan and procedures as outlined in WAC 296-24-567 and 296-62-3110 through 296-62-31110.

(E) Adequate illumination.

(F) Sanitation recommendation and equipment.

(G) Review and explanation of WISHA's hazard-communication standard chapter 296-62 WAC, Part C, and chapter 296-24 WAC, Part A-4, safety procedures for the control of hazardous energy (lockout/tagout).

(H) Review of other applicable standards including but not limited to those in the construction standards, chapter 296-155 WAC.

(I) Rights and responsibilities of employers and employees under applicable WISHA/OSHA and department of ecology (DOE)/Environmental Protection Association (EPA) regulations and laws.

(ii) Technical knowledge.

(A) Type of potential exposures to chemical, biological, and radiological hazards; types of human responses to these hazards and recognition of those responses; principles of toxicology and information about acute and chronic hazards; health and safety considerations of new technology.

(B) Fundamentals of chemical hazards including but not limited to vapor pressure, boiling points, flash points, pH, other physical and chemical properties.

(C) Fire and explosion hazards of chemicals.

(D) General safety hazards such as but not limited to electrical hazards, powered equipment hazards, motor vehicle hazards, walking-working surface hazards, excavation hazards, and hazards associated with working in hot and cold temperature extremes.

(E) Review and knowledge of confined space entry procedures in chapter 296-62 WAC, Part M.

(F) Work practices to minimize employee risk from site hazards.

(G) Safe use of engineering controls, equipment, and any new relevant safety technology or safety procedures.

(H) Review and demonstration of competency with air sampling and monitoring equipment that may be used in a site monitoring program.

(I) Container sampling procedures and safeguarding; general drum and container handling procedures including special requirement for laboratory waste packs, shock-sensitive wastes, and radioactive wastes.

(J) The elements of a spill control program.

(K) Proper use and limitations of material handling equipment.

(L) Procedures for safe and healthful preparation of containers for shipping and transport.

(M) Methods of communication including those used while wearing respiratory protection.

(iii) Technical skills.

(A) Selection, use maintenance, and limitations of personal protective equipment including the components and procedures for carrying out a respirator program to comply with chapter 296-62 WAC Part E, Respiratory Protection.

(B) Instruction in decontamination programs including personnel, equipment, and hardware; hands-on training including Levels A, B, and C ensembles and appropriate decontamination lines; field activities including the donning and doffing of protective equipment to a level commensurate with the employee's anticipated job function and responsibility and to the degree required by potential hazards.

(C) Sources for additional hazard information; exercises using relevant manuals and hazard coding systems.

(iv) Additional suggested items.

(A) A laminated, dated card or certificate with photo, denoting limitations and level of protection for which the employee is trained should be issued to those students successfully completing a course.

(B) Attendance should be required at all training modules, with successful completion of exercises and a final written or oral examination with at least fifty questions.

(C) A minimum of one-third of the program should be devoted to hands-on exercises.

(D) A curriculum should be established for the eight-hour refresher training required by WAC ((~~296-62-4040(10)~~) 296-62-30460), with delivery of such courses directed toward those areas of previous training that need improvement or reemphasis.

(E) A curriculum should be established for the required eight-hour training for supervisors. Demonstrated competency in the skills and knowledge provided in forty-hour and eighty-hour courses should be prerequisites for supervisor training.

(b) Refresher training. The eight-hour annual refresher training required in WAC ((~~296-62-3040(10)~~) 296-62-30460) should be conducted by qualified training providers. Refresher training should include at a minimum the following topics and procedures:

(i) Review of and retraining on relevant topics covered in the forty-hour and eighty-hour programs, as appropriate, using reports by the students on their work experiences.

(ii) Update on developments with respect to material covered in the forty-hour and eighty-hour courses.

(iii) Review of changes to pertinent provisions of DOE/EPA or WISHA/OSHA standards or laws.

(iv) Introduction of additional subject areas as appropriate.

(v) Hands-on review of new or altered PPE or decontamination equipment or procedures. Review of new developments in personal protective equipment.

(vi) Review of newly developed air and contaminant monitoring equipment.

(c) On-site training. The employer should provide employees engaged in hazardous waste site activities with information and training prior to initial assignment into their work area, as follows:

(i) The requirements of the hazard communication program including the location and availability of the written program, required lists of hazardous chemicals, and material safety data sheets.

(ii) Activities and locations in their work area where hazardous substance may be present.

(iii) Methods and observations that may be used to detect the presence or release of a hazardous chemical in the work area (such as monitoring conducted by the employer, continuous monitoring devices, visual appearances, or other evidence (sight, sound or smell)) of hazardous chemicals being released, and applicable alarms from monitoring devices that record chemical releases.

(iv) The physical and health hazards of substances known or potentially present in the work area.

(v) The measures employees can take to help protect themselves from worksite hazards, including specific procedures the employer has implemented.

(vi) An explanation of the labeling system and material safety data sheets and how employees can obtain and use appropriate hazard information.

(vii) The elements of the confined space program including special PPE, permits, monitoring requirements, communication procedures, emergency response, and applicable lockout procedures.

(d) The employer should provide hazardous waste employees with information and training and should provide a review and access to the site safety and health plan as follows:

(i) Names of personnel and alternate responsible for site safety and health.

(ii) Safety and health hazards present on the site.

(iii) Selection, use, maintenance, and limitations of personal protective equipment specific to the site.

(iv) Work practices by which the employee can minimize risks from hazards.

(v) Safe use of engineering controls and equipment available on site.

(vi) Safe decontamination procedures established to minimize employee contact with hazardous substances, including:

(A) Employee decontamination;

(B) Clothing decontamination; and

(C) Equipment decontamination.

(vii) Elements of the site emergency response plan, including:

(A) Preemergency planning.

(B) Personnel roles and lines of authority and communication.

(C) Emergency recognition and prevention.

(D) Safe distances and places of refuge.

(E) Site security and control.

(F) Evacuation routes and procedures.

(G) Decontamination procedures not covered by the site safety and health plan.

(H) Emergency medical treatment and first aid.

(I) Emergency equipment and procedures for handling emergency incidents.

(e) The employer should provide hazardous waste employees with information and training on personal protective equipment used at the site, such as the following:

(i) PPE to be used based upon known or anticipated site hazards.

(ii) PPE limitations of materials and construction; limitations during temperature extremes, heat stress, and other appropriate medical considerations; use and limitations of respirator equipment as well as documentation procedures as outlined in chapter 296-62 WAC, Part E, Respiratory Protection.

(iii) PPE inspection procedures prior to, during, and after use.

(iv) PPE donning and doffing procedures.

(v) PPE decontamination and disposal procedures.

(vi) PPE maintenance and storage.

(vii) Task duration as related to PPE limitations.

(f) The employer should instruct the employee about the site medical surveillance program relative to the particular site, including:

(i) Specific medical surveillance programs that have been adapted for the site.

(ii) Specific signs and symptoms related to exposure to hazardous materials on the site.

(iii) The frequency and extent of periodic medical examinations that will be used on the site.

(iv) Maintenance and availability of records.

(v) Personnel to be contacted and procedures to be followed when signs and symptoms of exposures are recognized.

(g) The employees will review and discuss the site safety and health plan as part of the training program. The location of the site safety and health plan and all written programs should be discussed with employees including a discussion of the mechanisms for access, review, and references described.

(2) RCRA operations training for treatment, storage and disposal facilities.

(a) As a minimum, the training course required in WAC ((296-62-3140)) 296-62-31435 through 296-62-31440 and WAC 296-62-31465 should include the following topics:

(i) Review of the applicable parts of this Part P and the elements of the employer's occupational safety and health plan.

(ii) Review of relevant hazards such as, but not limited to, chemical, biological, and radiological exposures; fire and explosion hazards; thermal extremes; and physical hazards.

(iii) General safety hazards including those associated with electrical hazards, powered equipment hazards, lockout/tagout procedures, motor vehicle hazards and walking-working surface hazards.

(iv) Confined space hazards and procedures.

(v) Work practices to minimize employee risk from workplace hazards.

(vi) Emergency response plan and procedures including first aid meeting the requirements of WAC ((296-62-3140(8))) 296-62-31450.

(vii) A review of procedures to minimize exposure to hazardous waste and various type of waste streams, including the materials handling program and spill containment program.

(viii) A review of hazard communication programs meeting the requirements of chapter 296-62 WAC, Part C.

(ix) A review of medical surveillance programs meeting the requirements of WAC 296-62-3050 and ((296-62-3140(3))) 296-62-31415 including the recognition of signs and symptoms of overexposure to hazardous substance including known synergistic interactions.

(x) A review of decontamination programs and procedures meeting the requirements of WAC 296-62-3100 and ((296-62-3140(4))) 296-62-31420.

(xi) A review of an employer's requirements to implement a training program and its elements.

(xii) A review of the criteria and programs for proper selection and use of personal protective equipment, including respirators.

(xiii) A review of the applicable appendices to this Part P (Appendices A through E).

(xiv) Principles of toxicology and biological monitoring as they pertain to occupational health.

(xv) Rights and responsibilities of employees and employers under applicable WISHA/OSHA and DOE/EPA regulations and laws.

(xvi) Hands-on exercises and demonstrations of competency with equipment to illustrate the basic equipment principles that may be used during the performance of work duties, including the donning and doffing of PPE.

(xvii) Sources of reference, efficient use of relevant manuals, and knowledge of hazard coding systems to include information contained in hazardous waste manifests.

(xviii) At least eight hours of hands-on training.

(xix) Training in the job skills required for an employee's job function and responsibility before they are permitted to participate in or supervise field activities.

(b) The individual employer should provide hazardous waste employees with information and training prior to an employee's initial assignment into a work area. The training and information should cover the following topics:

(i) The emergency response plan and procedures including first aid.

(ii) A review of the employer's hazardous waste handling procedures including the materials handling program and elements of the spill containment program, location of spill response kits or equipment, and the names of those trained to respond to releases.

(iii) The hazardous communication program meeting the requirements of chapter 296-62 WAC, Part C.

(iv) A review of the employer's medical surveillance program including the recognition of signs and symptoms of exposure to relevant hazardous substance including known synergistic interactions.

(v) A review of the employer's decontamination program and procedures.

(vi) A review of the employer's training program and the parties responsible for that program.

(vii) A review of the employer's personal protective equipment program including the proper selection and use of PPE based upon specific site hazards.

(viii) All relevant site-specific procedures addressing potential safety and health hazards. This may include, as appropriate, biological and radiological exposures, fire and explosion hazards, thermal hazards, and physical hazards such as electrical hazards, powered equipment hazards, lockout/tagout hazards, motor vehicle hazards, and walking-working surface hazards.

(ix) Safe use of engineering controls and equipment on-site.

(x) Names of personnel and alternates responsible for safety and health.

~~((3) Emergency response training.~~

~~(a) General considerations. Emergency response organizations are required to consider the topics listed in WAC 296-62-3112(6). Emergency response organizations may use some or all of the following topics to supplement those mandatory topics when developing their response training programs. Many of the topics would require an interaction between the response provider and the individuals responsible for the site where the response would be expected.~~

~~(i) Hazard recognition, including:~~

~~(A) Nature of hazardous substances present;~~

~~(B) Practical applications of hazard recognition, including presentations on biology, chemistry, and physics.~~

~~(ii) Principles of toxicology, biological monitoring, and risk assessment.~~

~~(iii) Safe work practices and general site safety.~~

~~(iv) Engineering controls and hazardous waste operations:~~

~~(v) Site safety plans and standard operating procedures.~~

~~(vi) Decontamination procedures and practices.~~

~~(vii) Emergency procedures, first aid, and self-rescue.~~

~~(viii) Safe use of field equipment.~~

~~(ix) Storage, handling, use and transportation of hazardous substances.~~

~~(x) Use, care, and limitations of personal protective equipment.~~

~~(xi) Safe sampling techniques.~~

~~(xii) Rights and responsibilities of employees under WISHA and other related regulations and laws concerning right to know, safety and health, compensations and liability.~~

~~(xiii) Medical monitoring requirements.~~

~~(xiv) Community relations.~~

~~(b) Suggested criteria for specific courses:~~

~~(i) First responder awareness level:~~

~~(A) Review of and demonstration of competency in performing the applicable skills of WAC 296-62-3112.~~

~~(B) Hands-on experience with the U.S. Department of Transportation's *Emergency Response Guidebook* (ERG) and familiarization with chapter 296-62 WAC, Part C, the hazard communication standard.~~

~~(C) Review of the principles and practices for analyzing an incident to determine both the hazardous substances present and the basic hazard and response information for each hazardous substance present.~~

~~(D) Review of procedures for implementing actions consistent with the local emergency response plan, the organization's standard operating procedures, and the current edition of DOT's ERG including emergency notification procedures and follow-up communications.~~

~~(E) Review of the expected hazards including fire and explosions hazards, confined space hazards, electrical hazards, powered equipment hazards, motor vehicle hazards, and walking-working surface hazards.~~

~~(F) Awareness and knowledge of the competencies for the First Responder at the Awareness Level covered in the National Fire Protection Association's Standard No. 472, Professional Competence of Responders to Hazardous Materials Incidents.~~

~~(ii) First responder operations level:~~

~~(A) Review of and demonstration of competency in performing the applicable skills of WAC 296-62-3112.~~

~~(B) Hands-on experience with the U.S. Department of Transportation's *Emergency Response Guidebook* (ERG), manufacturer material safety data sheets, CHEMTREC/CANUTEC, shipper or manufacturer contacts, and other relevant sources of information addressing hazardous substance releases. Familiarization with chapter 296-62 WAC, Part C, the hazard communication standard.~~

(C) Review of the principles and practices for analyzing an incident to determine the hazardous substances present, the likely behavior of the hazardous substance and its container, the types of hazardous substance transportation containers and vehicles, the types and selection of the appropriate defensive strategy for containing the release.

(D) Review of procedures for implementing continuing response actions consistent with the local emergency response plan, the organization's standard operating procedures, and the current edition of DOT's ERG including extended emergency notification procedures and follow-up communications.

(E) Review of the principles and practice for proper selection and use of personal protective equipment.

(F) Review of the principles and practice of personnel and equipment decontamination.

(G) Review of the expected hazards including fire and explosions hazards, confined space hazards, electrical hazards, powered equipment hazards, motor vehicle hazards, and walking-working surface hazards.

(H) Awareness and knowledge of the competencies for the First Responder at the Operations Level covered in the National Fire Protection Association's Standard No. 472, Professional Competence of Responders to Hazardous Materials Incidents.

(iii) Hazardous materials technician.

(A) Review of and demonstration of competency in performing the applicable skills of WAC 296-62-3112.

(B) Hands on experience with written and electronic information relative to response decision making including but not limited to the U.S. Department of Transportation's *Emergency Response Guidebook* (ERG), manufacturer material safety data sheets, CHEMTREC/CANUTEC, shipper or manufacturer contacts, computer data bases and response models, and other relevant sources of information addressing hazardous substance releases. Familiarization with chapter 296-62 WAC, Part C, the hazard communication standard.

(C) Review of the principles and practices for analyzing an incident to determine the hazardous substances present, their physical and chemical properties, the likely behavior of the hazardous substance and its container, the types of hazardous substance transportation containers and vehicles involved in the release, the appropriate strategy for approaching release sites and containing the release.

(D) Review of procedures for implementing continuing response actions consistent with the local emergency response plan, the organization's standard operating procedures, and the current edition of DOT's ERG including extended emergency notification procedures and follow-up communications.

(E) Review of the principles and practice for proper selection and use of personal protective equipment.

(F) Review of the principles and practices of establishing exposure zones, proper decontamination and medical surveillance stations and procedures.

(G) Review of the expected hazards including fire and explosions hazards, confined space hazards, electrical hazards, powered equipment hazards, motor vehicle hazards, and walking-working surface hazards.

(H) Awareness and knowledge of the competencies for the Hazardous Materials Technician covered in the National Fire Protection Association's Standard No. 472, Professional Competence of Responders to Hazardous Materials Incidents.

(iv) Hazardous materials specialist.

(A) Review of and demonstration of competency in performing the applicable skills of WAC 296-62-3112.

(B) Hands on experience with retrieval and use of written and electronic information relative to response decision making including but not limited to the U.S. Department of Transportation's *Emergency Response Guidebook* (ERG), manufacturer material safety data sheets, CHEMTREC/CANUTEC, shipper or manufacturer contacts, computer data bases and response models, and other relevant sources of information addressing hazardous substance releases. Familiarization with chapter 296-62 WAC, Part C, the hazard communication standard.

(C) Review of the principles and practices for analyzing an incident to determine the hazardous substances present, their physical and chemical properties, and the likely behavior of the hazardous substance and its container, vessel, or vehicle.

(D) Review of the principles and practices for identification of the types of hazardous substance transportation containers, vessels and vehicles involved in the release; selecting and using the various types of equipment available for plugging or patching transportation containers, vessels or vehicles; organizing and directing the use of multiple teams of hazardous material technicians and selecting the appropriate strategy for approaching release sites and containing or stopping the release.

(E) Review of procedures for implementing continuing response actions consistent with the local emergency response plan, the organization's standard operating procedures, including knowledge of the available public and private response resources, establishment of an incident command post, direction of hazardous material technician teams, and extended emergency notification procedures and follow-up communications.

(F) Review of the principles and practice for proper selection and use of personal protective equipment.

(G) Review of the principles and practices of establishing exposure zones and proper decontamination, monitoring and medical surveillance stations and procedures.

(H) Review of the expected hazards including fire and explosions hazards, confined space hazards, electrical hazards, powered equipment hazards, motor vehicle hazards, and walking-working surface hazards.

(I) Awareness and knowledge of the competencies for the Off-site Specialist Employee covered in the National Fire Protection Association's Standard No. 472, Professional Competence of Responders to Hazardous Materials Incidents.

(v) Incident commander.

The incident commander is the individual who, at any one time, is responsible for and in control of the response effort. This individual is the person responsible for the direction and coordination of the response effort. An incident commander's position should be occupied by the most senior,

~~appropriately trained individual present at the response site. Yet, as necessary and appropriate by the level of response provided, the position may be occupied by many individuals during a particular response as the need for greater authority, responsibility, or training increases. It is possible for the first responder at the awareness level to assume the duties of incident commander until a more senior and appropriately trained individual arrives at the response site.~~

~~Therefore, any emergency responder expected to perform as an incident commander should be trained to fulfill the obligations of the position at the level of response they will be providing including the following:~~

~~(A) Ability to analyze a hazardous substance incident to determine the magnitude of the response problem.~~

~~(B) Ability to plan and implement an appropriate response plan within the capabilities of available personnel and equipment.~~

~~(C) Ability to implement a response to favorably change the outcome of the incident in a manner consistent with the local emergency response plan and the organization's standard operating procedures.~~

~~(D) Ability to evaluate the progress of the emergency response to ensure that the response objectives are being met safely, effectively, and efficiently.~~

~~(E) Ability to adjust the response plan to the conditions of the response and to notify higher levels of response when required by the changes to the response plan.)~~

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 296-62-3112            Emergency response to hazardous substance releases.

**PART R—EMERGENCY RESPONSE TO HAZARDOUS SUBSTANCE RELEASE**

**NEW SECTION**

**WAC 296-62-410** Emergency response to hazardous substance release.

**NEW SECTION**

**WAC 296-62-41001 Scope and application.** (1) Scope. This section covers employers who have employees who work in emergency response operations for the releases of, or substantial threats of releases of, hazardous substances without regard to the location of the hazard.

(2) Application. All requirements of this chapter and chapters 296-24 and 296-155 WAC apply under their terms to emergency response operations whether covered by this part or not. If there is a conflict or overlap, the provision more protective of employee safety and health must apply.

**NEW SECTION**

**WAC 296-62-41003 Definitions.** "Buddy system" means a system of organizing employees into work groups in such a manner that each employee of the work group is designated to be observed by at least one other employee in the work group. The purpose of the buddy system is to provide rapid assistance to employees in the event of an emergency.

"Clean-up operation" means an operation where hazardous substances are removed, contained, incinerated, neutralized, stabilized, cleared-up, or in any other manner processed or handled with the ultimate goal of making the site safer for people or the environment.

"Decontamination" means the removal of hazardous substances from employees and their equipment to the extent necessary to preclude the occurrence of foreseeable adverse health effects.

"Emergency response" or "responding to emergencies" means a response effort by employees from outside the immediate release area or by other designated responders (i.e., mutual aid groups, local fire departments, etc.) to an occurrence which results, or is likely to result, in an uncontrolled release of a hazardous substance. Responses to incidental releases of hazardous substances where the substance can be absorbed, neutralized, or otherwise controlled at the time of release by employees in the immediate release area or by maintenance personnel are not considered to be emergency responses within the scope of this standard. Responses to release of hazardous substances where there is no potential safety or health hazard (i.e., fire, explosion, or chemical exposure) are not considered to be emergency responses.

"Facility" means:

Any building structure, installation, equipment, pipe or pipeline (including any pipe into a sewer or publicly-owned treatment works), well, pit, pond, lagoon, impoundment, ditch, storage container, motor vehicle, rolling stock, or aircraft; or

Any site or area where a hazardous substance has been deposited, stored, disposed of, or placed, or otherwise come to be located; but does not include any consumer product in consumer use or any water-borne vessel.

"Hazardous materials response (HAZMAT) team" means an organized group of employees, designated by the employer, who are expected to perform work, to handle and control actual or potential leaks or spills of hazardous substances requiring possible close approach to the substance. The team members perform responses to releases or potential releases of hazardous substances for the purpose of control or stabilization of the incident. A HAZMAT team is not a fire brigade nor is a typical fire brigade a HAZMAT team. A HAZMAT team, however, may be a separate component of a fire brigade or fire department.

"Hazardous substance" means any substance designated or listed under this definition, exposure to which results or may result in adverse effects on the health or safety of employees:

Any substance defined under section 101(14) of CERCLA;

Any biological agent and other disease-causing agent which after release into the environment and upon exposure,

EXPEDITED ADOPTION

ingestion, inhalation, or assimilation into any person, either directly from the environment or indirectly by ingestion through food chains, will or may reasonably be anticipated to cause death, disease, behavioral abnormalities, cancer, genetic mutation, physiological malfunctions (including malfunctions in reproduction) or physical deformations in such persons or their offspring;

Any substance listed by the United States Department of Transportation as hazardous materials under WAC 480-12-195; and

Hazardous waste.

"Hazardous waste" means: A waste or combination of wastes as defined in this section.

"Hazardous waste operation" means any operation conducted within the scope of chapter 296-62 WAC, Part P.

"Health hazard" means a chemical, mixture of chemicals, or a pathogen for which there is statistically significant evidence based on at least one study conducted in accordance with established scientific principles that acute or chronic health effects may occur in exposed employees. The term "health hazard" includes chemicals which are carcinogens, toxic or highly toxic agents, reproductive toxins, irritants, corrosives, sensitizers, hepatotoxins, nephrotoxins, neurotoxins, agents which act on the hematopoietic system, and agents which damage the lungs, skin, eyes, or mucous membranes. It also includes stress due to temperature extremes. Further definition of the terms used above can be found in Appendix A to chapter 296-62 WAC, Part C.

"IDLH" or "immediately dangerous to life or health" means any atmospheric concentration of any toxic, corrosive, or asphyxiant substance that poses an immediate threat to life or would cause irreversible or delayed adverse health effects or would interfere with an individual's ability to escape from a dangerous atmosphere.

"Oxygen deficiency" means that concentration of oxygen by volume below which atmosphere supplying respiratory protection must be provided. It exists in atmospheres where the percentage of oxygen by volume is less than 19.5 percent oxygen.

"Permissible exposure limit" means the exposure, inhalation, or dermal permissible limit specified in WAC 296-62-075 through 296-62-07515.

"Published exposure level" means the exposure limits published in "*NIOSH Recommendations for Occupational Health Standards*" dated 1986 incorporated by reference, or if none is specified, the exposure limits published in the standards specified by the American Conference of Governmental Industrial Hygienists in their publication "Threshold Limit Values and Biological Exposure Indices for 1988-89" dated 1988 incorporated by reference.

"Post emergency response" means that portion of an emergency response performed after the immediate threat of a release has been stabilized or eliminated and clean-up of the site has begun. If post emergency response is performed by an employer's own employees who were part of the initial emergency response, it is considered to be part of the initial response and not post emergency response. However, if a group of an employer's own employees, separate from the group providing initial response, performs the clean-up operation, then the separate group of employees would be consid-

ered to be performing post-emergency response and subject to WAC 296-62-41060.

"Qualified person" means a person with specific training, knowledge, and experience in the area for which the person has responsibility and the authority to control.

#### NEW SECTION

**WAC 296-62-41010 Emergency response.** This section covers employers whose employees are engaged in emergency response no matter where it occurs except that it does not cover employees engaged in operations specified in WAC 296-62-300 (1)(a) through (d).

Those emergency response organizations who have developed and implemented programs equivalent to this section for handling releases of hazardous substances under Section 303 of SARA Title III must be deemed to have met the requirements of this section.

#### NEW SECTION

**WAC 296-62-41011 Emergency response plan.** An emergency response plan must be developed and implemented to handle anticipated emergencies before the commencement of emergency response operations. The plan must be in writing and available for inspection and copying by employees, their representatives, and WISHA personnel. Employers who will evacuate their employees from the danger area when an emergency occurs, and who do not permit any of their employees to assist in handling the emergency, are exempt from the requirements of this section if they provide an emergency action plan in accordance with WAC 296-24-567(1).

#### NEW SECTION

**WAC 296-62-41013 Elements of an emergency response plan.** The employer must develop an emergency response plan for emergencies which must address, as a minimum, the following to the extent that they are not addressed elsewhere:

- (1) Preemergency planning and coordination with outside parties.
- (2) Personnel roles, lines of authority, training, and communication.
- (3) Emergency recognition and prevention.
- (4) Safe distances and places of refuge.
- (5) Site security and control.
- (6) Evacuation routes and procedures.
- (7) Decontamination.
- (8) Emergency medical treatment and first aid.
- (9) Emergency alerting and response procedures.
- (10) Critique of response and follow-up.
- (11) PPE and emergency equipment.
- (12) Emergency response organizations may use the local emergency response plan or the state emergency response plan or both, as part of their emergency response plan to avoid duplication. Those items of the emergency response plan that are being properly addressed by the SARA

EXPEDITED ADOPTION



Title III plans may be substituted into their emergency plan or otherwise kept together for the employer and employee's use.

### NEW SECTION

**WAC 296-62-41015 Procedures for handling emergency response.** (1) The senior emergency response official responding to an emergency must become the individual in charge of a site-specific incident command system (ICS). All emergency responders and their communications must be coordinated and controlled through the individual in charge of the ICS assisted by the senior official present for each employer.

Note: The "senior official" at an emergency response is the most senior official on the site who has the responsibility for controlling the operations at the site. Initially it is the senior officer on the first-due piece of responding emergency apparatus to arrive on the incident scene. As more senior officers arrive (i.e., battalion chief, fire chief, state law enforcement official, site coordinator, etc.), the position is passed up the line of authority which has been previously established.

(2) The individual in charge of the ICS must identify, to the extent possible, all hazardous substances or conditions present and shall address as appropriate site analysis, use of engineering controls, maximum exposure limits, hazardous substance handling procedures, and use of any new technologies.

(3) Based on the hazardous substances and/or conditions present, the individual in charge of the ICS must implement appropriate emergency operations, and assure that the personal protective equipment worn is appropriate for the hazards to be encountered. However, personal protective equipment must meet, at a minimum, the criteria contained in WAC 296-24-58513 when worn while performing fire fighting operations beyond the incipient stage for any incident.

(4) Employees engaged in emergency response and exposed to hazardous substances presenting an inhalation hazard or potential inhalation hazard must wear positive pressure self-contained breathing apparatus, until the individual in charge of the ICS determines through the use of air monitoring that a decreased level of respiratory protection will not result in hazardous exposures to employees.

(5) The individual in charge of the ICS must limit the number of emergency response personnel at the emergency site, in those areas of potential or actual exposure to incident or site hazards, to those who are actively performing emergency operations. However, operations in hazardous areas must be performed using the buddy system in groups of two or more.

(6) Back-up personnel must stand by with equipment ready to provide assistance or rescue. Advance first-aid support personnel, as a minimum, must also stand by with medical equipment and transportation capability.

(7) The individual in charge of the ICS must designate a safety official, who is knowledgeable in the operations being implemented at the emergency response site, with specific responsibility to identify and evaluate hazards and to provide direction with respect to the safety of operations for the emergency at hand.

(8) When activities are judged by the safety official to be an IDLH condition and/or to involve an imminent danger condition, the safety official must have the authority to alter, suspend, or terminate those activities. The safety official must immediately inform the individual in charge of the ICS of any actions needed to be taken to correct these hazards at the emergency scene.

(9) After emergency operations have terminated, the individual in charge of the ICS must implement appropriate decontamination procedures.

(10) When deemed necessary for meeting the tasks at hand, approved self-contained compressed air breathing apparatus may be used with approved cylinders from other approved self-contained compressed air breathing apparatus provided that such cylinders are of the same capacity and pressure rating. All compressed air cylinders used with self-contained breathing apparatus must meet United States Department of Transportation and National Institute for Occupational Safety and Health criteria.

### NEW SECTION

**WAC 296-62-41017 Skilled support personnel.** Personnel, not necessarily an employer's own employees, who are skilled in the operation of certain equipment, such as mechanized earth moving or digging equipment or crane and hoisting equipment, and who are needed temporarily to perform immediate emergency support work that cannot reasonably be performed in a timely fashion by an employer's own employees, and who will be or may be exposed to the hazards at an emergency response scene, are not required to meet the training required in this subsection for the employer's regular employees. However, these personnel must be given an initial briefing at the site before their participation in any emergency response. The initial briefing must include instruction in the wearing of appropriate personal protective equipment, what chemical hazards are involved, and what duties are to be performed. All other appropriate safety and health precautions provided to the employer's own employees must be used to assure the safety and health of these personnel.

### NEW SECTION

**WAC 296-62-41019 Specialist employees.** Employees who, in the course of their regular job duties, work with and are trained in the hazards of specific hazardous substances, and who will be called upon to provide technical advice or assistance at a hazardous substance release incident to the individual in charge, must receive training or demonstrate competency in the area of their specialization annually.

### NEW SECTION

**WAC 296-62-41020 Training.**

### NEW SECTION

**WAC 296-62-41021 Training before participation.** Training must be based on the duties and functions to be performed by each responder of an emergency response organi-



zation. The skill and knowledge levels required for all new responders, those hired after the effective date of this standard, must be conveyed to them through training before they are permitted to take part in actual emergency operations on an incident.

Employees who participate, or are expected to participate, in emergency response, must be given training in accordance with the following:

(1) First responder awareness level. First responders at the awareness level are individuals who are likely to witness or discover a hazardous substance release and who have been trained to initiate an emergency response sequence by notifying the proper authorities of the release. They would take no further action beyond notifying the authorities of the release. First responders at the awareness level must have sufficient training or have had sufficient experience to objectively demonstrate competency in the following areas:

(a) An understanding of what hazardous substances are and the risks associated with them in an incident.

(b) An understanding of the potential outcomes associated with an emergency created when hazardous substances are present.

(c) The ability to recognize the presence of hazardous substances in an emergency.

(d) The ability to identify the hazardous substances, if possible.

(e) An understanding of the role of the first responder awareness individual in the employer's emergency response plan including site security and control and the United States Department of Transportation's Emergency Response Guidebook.

(f) The ability to realize the need for additional resources and to make appropriate notifications to the communication center.

(2) First responder operations level. First responders at the operations level are individuals who respond to releases or potential releases of hazardous substances as part of the initial response to the site for the purpose of protecting nearby persons, property, or the environment from the effects of the release. They are trained to respond in a defensive fashion without actually trying to stop the release. Their function is to contain the release from a safe distance, keep it from spreading, and protect exposures. First responders at the operational level must have received at least eight hours of training or have had sufficient experience to objectively demonstrate competency in the following areas in addition to those listed for the awareness level and the employer must so certify:

(a) Knowledge of the basic hazard and risk assessment techniques.

(b) Know how to select and use proper personal protective equipment provided to the first responder operational level.

(c) An understanding of basic hazardous materials terms.

(d) Know how to perform basic control, containment, and/or confinement operations within the capabilities of the resources and personal protective equipment available with their unit.

(e) Know how to implement basic decontamination procedures.

(f) An understanding of the relevant standard operating procedures and termination procedures.

(3) Hazardous materials technician. Hazardous materials technicians are individuals who respond to releases or potential releases for the purpose of stopping the release. They assume a more aggressive role than a first responder at the operations level in that they will approach the point of release in order to plug, patch, or otherwise stop the release of hazardous substance. Hazardous materials technicians must have received at least 24 hours of training equal to the first responder operations level and in addition have competency in the following areas and the employer must so certify:

(a) Know how to implement the employer's emergency response plan.

(b) Know the classification, identification, and verification of known and unknown materials by using field survey instruments and equipment.

(c) Be able to function within an assigned role in the incident command system.

(d) Know how to select and use proper specialized chemical personal protective equipment provided to the hazardous materials technician.

(e) Understand hazard and risk assessment techniques.

(f) Be able to perform advance control, containment, and/or confinement operations within the capabilities of the resources and personal protective equipment available with the unit.

(g) Understand and implement decontamination procedures.

(h) Understand termination procedures.

(i) Understand basic chemical and toxicological terminology and behavior.

(4) Hazardous materials specialist. Hazardous materials specialists are individuals who respond with and provide support to hazardous materials technicians. Their duties parallel those of the hazardous materials technician, however, those duties require a more directed or specific knowledge of the various substances they may be called upon to contain. The hazardous materials specialist would also act as the site liaison with federal, state, local, and other government authorities in regard to site activities.

Hazardous materials specialists shall have received at least 24 hours of training equal to the technician level and in addition have competency in the following areas and the employer must so certify:

(a) Know how to implement the local emergency response plan.

(b) Understand classification, identification, and verification of known and unknown materials by using advanced survey instruments and equipment.

(c) Know of the state emergency response plan.

(d) Be able to select and use proper specialized chemical personal protective equipment provided to the hazardous materials specialist.

(e) Understand in-depth hazard and risk techniques.

(f) Be able to perform specialized control, containment, and/or confinement operations within the capabilities of the resources and personal protective equipment available.

(g) Be able to determine and implement decontamination procedures.

(h) Have the ability to develop a site safety and control plan.

(i) Understand chemical, radiological, and toxicological terminology and behavior.

(5) On scene incident commander. Incident commanders, who will assume control of the incident scene beyond the first responder awareness level, must receive at least 24 hours of training equal to the first responder operations level and in addition have competency in the following areas and the employer must so certify:

(a) Know and be able to implement the employer's incident command system.

(b) Know how to implement the employer's emergency response plan.

(c) Know and understand the hazards and risks associated with employees working in chemical protective clothing.

(d) Know how to implement the local emergency response plan.

(e) Know of the state emergency response plan and of the Federal Regional Response Team.

(f) Know and understand the importance of decontamination procedures.

#### NEW SECTION

**WAC 296-62-41023 Trainers.** Trainers who teach any of the above training subjects must have satisfactorily completed a training course for teaching the subjects they are expected to teach, such as the courses offered by the United States National Fire Academy, or they must have the training and/or academic credentials and instructional experience necessary to demonstrate competent instructional skills and a good command of the subject matter of the courses they are to teach.

#### NEW SECTION

**WAC 296-62-41025 Refresher training.** (1) Those employees who are trained in accordance with WAC 296-62- must receive annual refresher training of sufficient content and duration to maintain their competencies, or must demonstrate competency in those areas at least yearly.

(2) A statement must be made of the training or competency, and if a statement of competency is made, the employer must keep a record of the methodology used to demonstrate competency.

#### NEW SECTION

**WAC 296-62-41030 Employee personal protective equipment.**

#### NEW SECTION

**WAC 296-62-41031 Personal protective equipment selection.** (1) Personal protective equipment (PPE) must be selected and used which will protect employees from the hazards and potential hazards they are likely to encounter as identified during the site characterization and analysis.

(2) Personal protective equipment selection must be based on an evaluation of the performance characteristics of the PPE relative to the requirements and limitations of the site, the task-specific conditions and duration, and the hazards and potential hazards identified at the site.

(3) Positive pressure self-contained breathing apparatus, or positive pressure air-line respirators equipped with an escape air supply must be used when chemical exposure levels present will create a substantial possibility of immediate death, immediate serious illness or injury, or impair the ability to escape.

(4) Totally encapsulating chemical protective suits (protection equivalent to Level A protection as recommended in Appendix B) must be used in conditions where skin absorption of a hazardous substance may result in a substantial possibility of immediate death, immediate serious illness or injury, or impair the ability to escape.

(5) The level of protection provided by PPE selection must be increased when additional information or site conditions indicate that increased protection is necessary to reduce employee exposures below permissible exposure limits and published exposure levels for hazardous substances and health hazards. (See WAC 296-62-41082 - Appendix B for guidance on selecting PPE ensembles.)

Note: The level of employee protection provided may be decreased when additional information or site conditions show that decreased protection will not result in increased hazardous exposures to employees.

(6) Personal protective equipment must be selected and used to meet the requirements of chapter 296-24 WAC, Part A-2, and additional requirements specified in this part.

#### NEW SECTION

**WAC 296-62-41033 Totally encapsulating chemical protective suits.** (1) Totally encapsulating suits must protect employees from the particular hazards which are identified during site characterization and analysis.

(2) Totally encapsulating suits must be capable of maintaining positive air pressure. (See WAC 296-62-41081 -Appendix A for a test method which may be used to evaluate this requirement.)

(3) Totally encapsulating suits must be capable of preventing inward test gas leakage of more than 0.5 percent. (See WAC 296-62-41081 - Appendix A for a test method which may be used to evaluate this requirement.)

#### NEW SECTION

**WAC 296-62-41035 Personal protective equipment (PPE) program.** A written personal protective equipment program, which is part of the emergency response plan required in WAC 296-62-41011 must be established. The PPE program must address the elements listed below. When elements, such as donning and doffing procedures, are provided by the manufacturer of a piece of equipment and are attached to the plan, they need not be rewritten into the plan as long as they adequately address the procedure or element.

(1) PPE selection based on site hazards,

- (2) PPE use and limitations of the equipment,
- (3) Work mission duration,
- (4) PPE maintenance and storage,
- (5) PPE decontamination and disposal,
- (6) PPE training and proper fitting,
- (7) PPE donning and doffing procedures,
- (8) PPE inspection procedures before, during, and after use,
- (9) Evaluation of the effectiveness of the PPE program, and
- (10) Limitations during temperature extremes, heat stress, and other appropriate medical considerations.

#### NEW SECTION

**WAC 296-62-41040 Medical surveillance and consultation for emergency response.**

#### NEW SECTION

**WAC 296-62-41041 Employees covered.** The medical surveillance program must be instituted by the employer for the following employees:

- (1) All employees who are or may be exposed to hazardous substances or health hazards at or above the permissible exposure limits or, if there is no permissible exposure limit, above the published exposure levels for these substances, without regard to the use of respirators, for 30 days or more a year;
- (2) Members of an organized and designated HAZMAT team and hazardous materials specialists must receive a baseline physical examination and be provided with medical surveillance.
- (3) Any emergency response employees who exhibit signs or symptoms which may have resulted from exposure to hazardous substances during the course of an emergency incident, either immediately or subsequently, must be provided with medical consultation as required in WAC 296-62-41041(2).

#### NEW SECTION

**WAC 296-62-41042 Frequency of medical examinations and consultations.** Medical examinations and consultations must be made available by the employer to each employee covered under subsection (1) of this section on the following schedules:

- (1) For employees covered under WAC 296-62-41041 (1) and (2):
  - (a) Before assignment;
  - (b) At least once every twelve months for each employee covered unless the attending physician believes a longer interval (not greater than biennially) is appropriate;
  - (c) At termination of employment or reassignment to an area where the employee would not be covered if the employee has not had an examination within the last six months;
  - (d) As soon as possible upon notification by an employee that the employee has developed signs or symptoms indicating possible overexposure to hazardous substances or health

hazards, or that the employee has been injured or exposed above the permissible exposure limits, or published exposure levels in an emergency situation;

(e) At more frequent times, if the examining physician determines that an increased frequency of examination is medically necessary.

(2) For employees covered under WAC 296-62-41042 (1)(c) and for all employees including those employees covered by chapter 296-62 WAC, Part R who may have been injured, received a health impairment, developed signs or symptoms which may have resulted from exposure to hazardous substances resulting from an emergency incident, or exposed during an emergency incident to hazardous substances at concentrations above the permissible exposure limits or the published exposure levels without the necessary personal protective equipment being used:

(a) As soon as possible following the emergency incident or development of signs or symptoms;

(b) At additional times, if the examining physician determines that follow-up examinations or consultations are medically necessary.

#### NEW SECTION

**WAC 296-62-41043 Content of medical examinations and consultations.** (1) Medical examinations required by WAC 296-62-41042 must include a medical and work history (or updated history if one is in the employee's file) with special emphasis on symptoms related to the handling of hazardous substances and health hazards, and to fitness for duty including the ability to wear any required PPE under conditions (i.e., temperature extremes) that may be expected at the worksite.

(2) The content of medical examinations or consultations made available to employees under this section shall be determined by the examining physician. The guidelines in the Occupational Safety and Health Guidance Manual for Hazardous Waste Site Activities (see Appendix D, Reference #10) should be consulted.

#### NEW SECTION

**WAC 296-62-41044 Examination by a physician and costs.** All medical examinations and procedures must be performed by or under the supervision of a licensed physician, preferably one knowledgeable in occupational medicine, and must be provided without cost to the employee, without loss of pay, and at a reasonable time and place.

#### NEW SECTION

**WAC 296-62-41045 Information provided to the physician.** The employer must provide one copy of this standard and its appendices to the examining physician, and in addition, the following for each employee:

- (1) A description of the employee's duties as they relate to the employee's exposures;
- (2) The employee's exposure levels or anticipated exposure levels;

(3) A description of any personal protective equipment used or to be used;

(4) Information from previous medical examinations of the employee which is not readily available to the examining physician; and

(5) Information required in WAC 296-62-071 through 296-62-07121.

#### NEW SECTION

**WAC 296-62-41046 Physician's written opinion.** (1) The employer must obtain and furnish the employee with a copy of a written opinion from the examining physician containing the following:

(a) The physician's opinion as to whether the employee has any detected medical conditions which would place the employee at increased risk of material impairment of the employee's health from work in hazardous waste operations or emergency response or from respirators use.

(b) The physician's recommended limitations upon the employees assigned work.

(c) The results of the medical examination and tests if requested by the employee.

(d) A statement that the employee has been informed by the physician of the results of the medical examination and any medical conditions which require further examination or treatment.

(2) The written opinion obtained by the employer must not reveal specific findings or diagnoses unrelated to occupational exposures.

#### NEW SECTION

**WAC 296-62-41047 Recordkeeping of medical surveillance activities.** (1) An accurate record of the medical surveillance required by this section must be retained. This record must be retained for the period specified and meet the criteria of chapter 296-62 WAC, Part B.

(2) The record required in (a) of this subsection must include at least the following information:

(a) The name and Social Security number of the employee;

(b) Physicians' written opinions, recommended limitations, and results of examinations and tests;

(c) Any employee medical complaints related to exposure to hazardous substances;

(d) A copy of the information provided to the examining physician by the employer, with the exception of the standard and its appendices.

#### NEW SECTION

**WAC 296-62-41060 Post emergency response operations.**

#### NEW SECTION

**WAC 296-62-41061 Removal of hazardous substances.** Upon completion of the emergency response, if it is determined that it is necessary to remove hazardous sub-

stances, health hazards, and materials contaminated with them (such as contaminated soil or other elements of the natural environment) from the site of the incident, the employer conducting the clean-up must comply with chapter 296-62 WAC, Part P.

#### NEW SECTION

**WAC 296-62-41063 Employees training and protective equipment.** Where the clean-up is done on plant property using plant or workplace employees, such employees must have completed the training requirements of WAC 296-24-567(1), 296-62-071, and 296-62-054, and other appropriate safety and health training made necessary by the tasks that they are expected to be performed such as personal protective equipment and decontamination procedures. All equipment to be used in the performance of the clean-up work must be in serviceable condition and must have been inspected before use.

#### NEW SECTION

**WAC 296-62-41080 Appendices to Part R—Emergency response.**

**Note:** The following appendices serve as nonmandatory guidelines to assist employees and employers in complying with the appropriate requirements of this part. However, WAC 296-62-41030 makes mandatory in certain circumstances the use of Level A and Level B personal protective equipment protection.

#### NEW SECTION

**WAC 296-62-41081 Appendix A—Personal protective equipment test methods.** This appendix sets forth the nonmandatory examples of tests which may be used to evaluate compliance with WAC 296-62-41030. Other tests and other challenge agents may be used to evaluate compliance.

(1) Totally encapsulating chemical protective suit pressure test.

(a) Scope.

(i) This practice measures the ability of a gas tight totally encapsulating chemical protective suit material, seams, and closures to maintain a fixed positive pressure. The results of this practice allow the gas tight integrity of a total-encapsulating chemical protective suit to be evaluated.

(ii) Resistance of the suit materials to permeation, penetration, and degradation by specific hazardous substances is not determined by this test method.

(b) Definition of terms.

(i) "Totally encapsulated chemical protective suit (TECP suit)" means a full body garment which is constructed of protective clothing materials; covers the wearer's torso, head, arms, and legs; may cover the wearer's hands and feet with tightly attached gloves and boots; completely encloses the wearer and respirator by itself or in combination with the wearer's gloves and boots.

(ii) "Protective clothing material" means any material or combination of materials used in an item of clothing for the

purpose of isolating parts of the body from direct contact with a potentially hazardous liquid or gaseous chemicals.

(iii) "Gas tight" means for the purpose of this test method the limited flow of a gas under pressure from the inside of a TECP suit to atmosphere at a prescribed pressure and time interval.

(c) Summary of test method. The TECP suit is visually inspected and modified for the test. The test apparatus is attached to the suit to permit inflation to the pretest suit expansion pressure for removal of suit wrinkles and creases. The pressure is lowered to the test pressure and monitored for three minutes. If the pressure drop is excessive, the TECP suit fails the test and is removed from service. The test is repeated after leak location and repair.

(d) Required supplies.

(i) Source of compressed air.

(ii) Test apparatus for suit testing including a pressure measurement device with a sensitivity of at least 1/4 inch water gauge.

(iii) Vent valve closure plugs or sealing tape.

(iv) Soapy water solution and soft brush.

(v) Stopwatch or appropriate timing device.

(e) Safety precautions. Care must be taken to provide the correct pressure safety devices required for the source of compressed air used.

(f) Test procedure: Before each test, the tester shall perform a visual inspection of the suit. Check the suit for seam integrity by visually examining the seams and gently pulling on the seams. Ensure that all air supply lines, fittings, visor, zippers, and valves are secure and show no signs of deterioration.

(i) Seal off the vent valves along with any other normal inlet or exhaust points (such as umbilical air line fittings or facepiece opening) with tape or other appropriate means (caps, plugs, fixture, etc.). Care should be exercised in the sealing process not to damage any of the suit components.

(ii) Close all closure assemblies.

(iii) Prepare the suit for inflation by providing an improvised connection point on the suit for connecting an airline. Attach the pressure test apparatus to the suit to permit suit inflation from a compressed air source equipped with a pressure indicating regulator. The leak tightness of the pressure test apparatus should be tested before and after each test by closing off the end of the tubing attached to the suit and assuring a pressure of three inches water gauge for three minutes can be maintained. If a component is removed for the test, that component must be replaced and a second test conducted with another component removed to permit a complete test of the ensemble.

(iv) The pretest expansion pressure (A) and the suit test pressure (B) must be supplied by the suit manufacturer, but in no case must they be less than (A) = 3 inches water gauge and (B) = 2 inches water gauge. The ending suit pressure (C) must be no less than eighty percent of the test pressure (B); i.e., the pressure drop must not exceed twenty percent of the test pressure (B).

(v) Inflate the suit until the pressure inside is equal to pressure (A), the pretest expansion suit pressure. Allow at least one minute to fill out the wrinkles in the suit. Release sufficient air to reduce the suit pressure to pressure (B), the

suit test pressure. Begin timing. At the end of three minutes, record the suit pressure as pressure (C), the ending suit pressure. The difference between the suit test pressure and the ending suit test pressure (B)-(C) must be defined as the suit pressure drop.

(vi) If the suit pressure drop is more than twenty percent of the suit test pressure (B) during the three minute test period, the suit fails the test and must be removed from service.

(g) Retest procedure.

(i) If the suit fails the test check for leaks by inflating the suit to pressure (A) and brushing or wiping the entire suit (including seams, closures, lens gaskets, glove-to-sleeve joints, etc.) with a mild soap and water solution. Observe the suit for the formation of soap bubbles, which is an indication of a leak. Repair all identified leaks.

(ii) Retest the TECP suit as outlined in (f) of this subsection.

(h) Report. Each TECP suit tested by this practice must have the following information recorded.

(i) Unique identification number, identifying brand name, date of purchase, material of construction, and unique fit features; e.g., special breathing apparatus.

(ii) The actual values for test pressures (A), (B), and (C) must be recorded along with the specific observation times. If the ending pressure (C) is less than eighty percent of the test pressure (B), the suit shall be identified as failing the test. When possible, the specific leak location shall be identified in the test records. Retest pressure data must be recorded as an additional test.

(iii) The source of the test apparatus used must be identified and the sensitivity of the pressure gauge must be recorded.

(iv) Records must be kept for each pressure test even if repairs are being made at the test location.

Caution: Visually inspect all parts of the suit to be sure they are positioned correctly and secured tightly before putting the suit back into service. Special care should be taken to examine each exhaust valve to make sure it is not blocked. Care should also be exercised to assure that the inside and outside of the suit is completely dry before it is put into storage.

(2) Totally encapsulating chemical protective suit qualitative leak test.

(a) Scope.

(i) This practice semiquantitatively tests gas tight totally encapsulating chemical protective suit integrity by detecting inward leakage of ammonia vapor. Since no modifications are made to the suit to carry out this test, the results from this practice provide a realistic test for the integrity of the entire suit.

(ii) Resistance of the suit materials to permeation, penetration, and degradation is not determined by this test method. ASTM test methods are available to test suit materials for those characteristics and the tests are usually conducted by the manufacturers of the suits.

(b) Definition of terms.

(i) "Totally encapsulated chemical protective suit (TECP suit)" means a full body garment which is constructed of pro-

protective clothing materials; covers the wearer's torso, head, arms, and legs; may cover the wearer's hands and feet with tightly attached gloves and boots; completely encloses the wearer and respirator by itself or in combination with the wearer's gloves and boots.

(ii) "Protective clothing material" means any material or combination of materials used in an item of clothing for the purpose of isolating parts of the body from direct contact with a potentially hazardous liquid or gaseous chemicals.

(iii) "Gas tight" means for the purpose of this test method the limited flow of a gas under pressure from the inside of a TECP suit to atmosphere at a prescribed pressure and time interval.

(iv) "Intrusion coefficient." A number expressing the level of protection provided by a gas tight totally encapsulating chemical protective suit. The intrusion coefficient is calculated by dividing the test room challenge agent concentration by the concentration of challenge agent found inside the suit. The accuracy of the intrusion coefficient is dependent on the challenge agent monitoring methods. The larger the intrusion coefficient, the greater the protection provided by the TECP suit.

(c) Summary of recommended practice. The volume of concentrated aqueous ammonia solution (ammonia hydroxide,  $\text{NH}_4\text{OH}$ ) required to generate the test atmosphere is determined using the directions outlined in WAC 296-62-41081 (2)(f)(i). The suit is donned by a person wearing the appropriate respiratory equipment (either a positive pressure self-contained breathing apparatus or a supplied air respirator) and worn inside the enclosed test room. The concentrated aqueous ammonia solution is taken by the suited individual into the test room and poured into an open plastic pan. A two-minute evaporation period is observed before the test room concentration is measured using a high range ammonia length of stain detector tube. When the ammonia reaches a concentration of between 1000 and 1200 ppm, the suited individual starts a standardized exercise protocol to stress and flex the suit. After this protocol is completed the test room concentration is measured again. The suited individual exits the test room and his stand-by person measures the ammonia concentration inside the suit using a low range ammonia length of stain detector tube or other more sensitive ammonia detector. A stand-by person is required to observe the test individual during the test procedure, aid the person in donning and doffing the TECP suit and monitor the suit interior. The intrusion coefficient of the suit can be calculated by dividing the average test area concentration by the interior suit concentration. A colorimetric indicator strip of bromophenol blue is placed on the inside of the suit facepiece lens so that the suited individual is able to detect a color change and know if the suit has a significant leak. If a color change is observed the individual should leave the test room immediately.

(d) Required supplies.

(i) A supply of concentrated aqueous ammonium hydroxide, 58% by weight.

(ii) A supply of bromophenol/blue indicating paper, sensitive to 5-10 ppm ammonia or greater over a two-minute period of exposure [pH 3.0 (yellow) to pH 4.6 (blue)].

(iii) A supply of high range (0.5-10 volume percent) and low range (5-700 ppm) detector tubes for ammonia and the corresponding sampling pump. More sensitive ammonia detectors can be substituted for the low range detector tubes to improve the sensitivity of this practice.

(iv) A shallow plastic pan (PVC) at least 12":14":1" and a half pint plastic container (PVC) with tightly closing lid.

(v) A graduated cylinder or other volumetric measuring device of at least fifty milliliters in volume with an accuracy of at least  $\pm 1$  milliliters.

(e) Safety precautions.

(i) Concentrated aqueous ammonium hydroxide,  $\text{NH}_4\text{OH}$  is a corrosive volatile liquid requiring eye, skin, and respiratory protection. The person conducting the test must review the MSDS for aqueous ammonia.

(ii) Since the established permissible exposure limit for ammonia is 35 ppm as a 15 minute STEL, only persons wearing a positive pressure self-contained breathing apparatus or a supplied air respirator shall be in the chamber. Normally only the person wearing the total-encapsulating suit will be inside the chamber. A stand-by person shall have a self-contained breathing apparatus, or a positive pressure supplied air respirator available to enter the test area should the suited individual need assistance.

(iii) A method to monitor the suited individual must be used during this test. Visual contact is the simplest but other methods using communication devices are acceptable.

(iv) The test room must be large enough to allow the exercise protocol to be carried out and then to be ventilated to allow for easy exhaust of the ammonia test atmosphere after the test(s) are completed.

(v) Individuals must be medically screened for the use of respiratory protection and checked for allergies to ammonia before participating in this test procedure.

(f) Test procedure.

(i) Measure the test area to the nearest foot and calculate its volume in cubic feet. Multiply the test area volume by 0.2 milliliters of concentrated aqueous ammonia per cubic foot of test area volume to determine the approximate volume of concentrated aqueous ammonia required to generate 1000 ppm in the test area.

(A) Measure this volume from the supply of concentrated ammonia and place it into a closed plastic container.

(B) Place the container, several high range ammonia detector tubes and the pump in the clean test pan and locate it near the test area entry door so that the suited individual has easy access to these supplies.

(ii) In a noncontaminated atmosphere, open a presealed ammonia indicator strip and fasten one end of the strip to the inside of the suit face shield lens where it can be seen by the wearer. Moisten the indicator strip with distilled water. Care must be taken not to contaminate the detector part of the indicator paper by touching it. A small piece of masking tape or equivalent should be used to attach the indicator strip to the interior of the suit face shield.

(iii) If problems are encountered with this method of attachment the indicator strip can be attached to the outside of the respirator facepiece being used during the test.

(iv) Don the respiratory protective device normally used with the suit, and then don the TECP suit to be tested. Check to be sure all openings which are intended to be sealed (zippers, gloves, etc.) are completely sealed. DO NOT, however, plug off any venting valves.

(v) Step into the enclosed test room such as a closet, bathroom, or test booth, equipped with an exhaust fan. No air should be exhausted from the chamber during the test because this will dilute the ammonia challenge concentrations.

(vi) Open the container with the premeasured volume of concentrated aqueous ammonia within the enclosed test room, and pour the liquid into the empty plastic test pan. Wait two minutes to allow for adequate volatilization of the concentrated aqueous ammonia. A small mixing fan can be used near the evaporation pan to increase the evaporation rate of the ammonia solution.

(vii) After two minutes a determination of the ammonia concentration within the chamber should be made using the high range colorimetric detector tube. A concentration of 1000 ppm ammonia or greater must be generated before the exercises are started.

(viii) To test the integrity of the suit the following four minute exercise protocol should be followed:

(A) Raising the arms above the head with at least fifteen raising motions completed in one minute.

(B) Walking in place for one minute with at least fifteen raising motions of each leg in a one-minute period.

(C) Touching the toes with at least ten complete motions of the arms from above the head to touching of the toes in a one-minute period.

(D) Knee bends with at least ten complete standing and squatting motions in a one-minute period.

(ix) If at any time during the test the colorimetric indicating paper should change colors the test should be stopped and (f)(x) and (xi) of this subsection initiated.

(x) After completion of the test exercise, the test area concentration should be measured again using the high range colorimetric detector tube.

(xi) Exit the test area.

(xii) The opening created by the suit zipper or other appropriate suit penetration should be used to determine the ammonia concentration in the suit with the low range length of stain detector tube or other ammonia monitor. The internal TECP suit air should be sampled far enough from the enclosed test area to prevent a false ammonia reading.

(xiii) After completion of the measurement of the suit interior ammonia concentration the test is concluded and the suit is doffed and the respirator removed.

(xiv) The ventilating fan for the test room should be turned on and allowed to run for enough time to remove the ammonia gas. The fan must be vented to the outside of the building.

(xv) Any detectable ammonia in the suit interior (5 ppm ammonia (NH<sub>3</sub>) or more for the length of stain detector tube) indicates the suit failed the test. When other ammonia detectors are used, a lower level of detection is possible and it should be specified as the pass/fail criteria.

(xvi) By following this test method an intrusion coefficient of approximately two hundred or more can be measured

with the suit in a completely operational condition. If the intrusion coefficient is two hundred or more, then the suit is suitable for emergency response and field use.

(g) Retest procedures.

(i) If the suit fails this test, check for leaks by following the pressure test in test (A) above.

(ii) Retest the TECP suit as outlined in the test procedure in (f) of this subsection.

(h) Report.

(i) Each gas tight totally encapsulating chemical protective suit tested by this practice shall have the following information recorded.

(A) Unique identification number, identifying brand name, date of purchase, material of construction, and unique suit features; e.g., special breathing apparatus.

(B) General description of test room used for test.

(C) Brand name and purchase date of ammonia detector strips and color change data.

(D) Brand name, sampling range, and expiration date of the length of stain ammonia detector tubes. The brand name and model of the sampling pump should also be recorded. If another type of ammonia detector is used, it should be identified along with its minimum detection limit for ammonia.

(E) Actual test results must list the two test area concentrations, their average, the interior suit concentration, and the calculated intrusion coefficient. Retest data must be recorded as an additional test.

(ii) The evaluation of the data must be specified as "suit passed" or "suit failed" and the date of the test. Any detectable ammonia (5 ppm or greater for the length of stain detector tube) in the suit interior indicates the suit fails this test. When other ammonia detectors are used, a lower level of detection is possible and it should be specified as the pass/fail criteria.

Caution: Visually inspect all parts of the suit to be sure they are positioned correctly and secured tightly before putting the suit back into service. Special care should be taken to examine each exhaust valve to make sure it is not blocked.

Care should also be exercised to assure that the inside and outside of the suit is completely dry before it is put into storage.

## NEW SECTION

**WAC 296-62-41082 Appendix B—General description and discussion of the levels of protection and protective gear.** (1) This appendix sets forth information about personal protective equipment (PPE) protection levels which may be used to assist employers in complying with the PPE requirements of this section.

(2) As required by the standard, PPE must be selected which will protect employees from the specific hazards which they are likely to encounter during their work on-site.

(3) Selection of the appropriate PPE is a complex process which must take into consideration a variety of factors. Key factors involved in this process are identification of the hazards or suspected hazards, their routes of potential hazard to employees (inhalation, skin absorption, ingestion, and eye or skin contact), and the performance of the PPE materials

(and seams) in providing a barrier to these hazards. The amount of protection provided by PPE is material-hazard specific. That is, protective equipment materials will protect well against some hazardous substances and poorly, or not at all, against others. In many instances, protective equipment materials cannot be found which will provide continuous protection from the particular hazardous substance. In these cases the breakthrough time of the protective material should exceed the work durations.

(4) Other factors in this selection process to be considered are matching the PPE to the employee's work requirements and task-specific conditions. The durability of PPE materials, such as tear strength and seam strength, must be considered in relation to the employee's tasks. The effects of PPE in relation to heat stress and task duration are a factor in selecting and using PPE. In some cases layers of PPE may be necessary to provide sufficient protection, or to protect expensive PPE inner garments, suits or equipment.

(5) The more that is known about the hazards at the site, the easier the job of PPE selection becomes. As more information about the hazards and conditions at the site becomes available, the site supervisor can make decisions to upgrade or downgrade the level of PPE protection to match the tasks at hand.

(6) The following are guidelines which an employer can use to begin the selection of the appropriate PPE. As noted above, the site information may suggest the use of combinations of PPE selected from the different protection levels (i.e., A, B, C, or D) as being more suitable to the hazards of the work. It should be cautioned that the listing below does not fully address the performance of the specific PPE material in relation to the specific hazards at the job site, and that PPE selection, evaluation and reselection is an ongoing process until sufficient information about the hazards and PPE performance is obtained.

(7) Personal protective equipment has been divided into four categories based on the degree of protection afforded (see subsection (8) of this section for further explanation of Levels A, B, C, and D hazards):

(a) Level A. To be selected when the greatest level of skin, respiratory, and eye protection is required. The following constitute Level A equipment; it may be used as appropriate:

(i) Positive pressure, full-facepiece self-contained breathing apparatus (SCBA), or positive pressure supplied-air respirator with escape SCBA, approved by the National Institute for Occupational Safety and Health (NIOSH).

(ii) Totally encapsulating chemical-protective suit.

(iii) Coveralls.\*

(iv) Long underwear.\*

(v) Gloves, outer, chemical-resistant.

(vi) Gloves, inner, chemical-resistant.

(vii) Boots, chemical-resistant steel toe and shank.

(viii) Hard hat (under suit).\*

(ix) Disposable protective suit, gloves, and boots. (Depending on suit construction, may be worn over totally encapsulating suit.)

\*Optional, as applicable.

(b) Level B. The highest level of respiratory protection is necessary but a lesser level of skin protection is needed.

The following constitute Level B equipment; it may be used as appropriate:

(i) Positive pressure, full-facepiece self-contained breathing apparatus (SCBA), or positive pressure supplied-air respirator with escape SCBA (NIOSH approved).

(ii) Hooded chemical-resistant clothing (overalls and long-sleeved jacket, coveralls, one or two-piece chemical-splash suit, disposable chemical-resistant overalls).

(iii) Coveralls.\*

(iv) Gloves, outer, chemical-resistant.

(v) Gloves, inner, chemical-resistant.

(vi) Boots, outer, chemical-resistant steel toe and shank.

(vii) Boot-covers, outer, chemical-resistant (disposable).\*

(viii) Hard hat.

(ix) Face shield.\*

\*Optional, as applicable.

(c) Level C. The concentration(s) and type(s) of airborne substance(s) is known and the criteria for using air purifying respirators are met. The following constitute Level C equipment; it may be used as appropriate.

(i) Full-face or half-mask, air purifying respirators (NIOSH approved).

(ii) Hooded chemical-resistant clothing (overalls; two-piece chemical-splash suit; disposable chemical-resistant overalls).

(iii) Coveralls.\*

(iv) Gloves, outer, chemical-resistant.

(v) Gloves, inner, chemical-resistant.

(vi) Boots (outer), chemical-resistant steel toe and shank.\*

(vii) Boot-covers, outer, chemical-resistant (disposable).\*

(viii) Hard hat.

(ix) Escape mask.\*

(x) Face shield.\*

\*Optional, as applicable.

(d) Level D. A work uniform affording minimal protection: Used for nuisance contamination only. The following constitute Level D equipment; it may be used as appropriate.

(i) Coveralls.

(ii) Gloves.\*

(iii) Boots/shoes, chemical-resistant steel toe and shank.

(iv) Boots, outer, chemical-resistant (disposable).\*

(v) Safety glasses or chemical splash goggles.\*

(vi) Hard hat.

(vii) Escape mask.\*

(viii) Face shield.\*

\*Optional, as applicable.

(8) Part B. The types of hazards for which Levels A, B, C, and D protection are appropriate are described below:

(a) Level A - Level A protection should be used when:

(i) The hazardous substance has been identified and requires the highest level of protection for skin, eyes, and the respiratory system based on either the measured (or potential for) high concentration of atmospheric vapors, gases, or particulates; or the site operations and work functions involve a high potential for splash, immersion, or exposure to unexpected vapors, gases, or particulates of materials that are



harmful to skin or capable of being absorbed through the intact skin;

(ii) Substances with a high degree of hazard to the skin are known or suspected to be present, and skin contact is possible; or

(iii) Operations are being conducted in confined, poorly ventilated areas, and the absence of conditions requiring Level A have not yet been determined.

(b) Level B protection should be used when:

(i) The type and atmospheric concentration of substances have been identified and require a high level of respiratory protection, but less skin protection;

(ii) The atmosphere contains less than 19.5 percent oxygen; or

(iii) The presence of incompletely identified vapors or gases is indicated by a direct-reading organic vapor detection instrument, but vapors and gases are not suspected of containing high levels of chemicals harmful to skin or capable of being absorbed through the skin.

Note: This involves atmospheres with IDLH concentrations of specific substances that present severe inhalation hazards and that do not represent a severe skin hazard; or that do not meet the criteria for use of air-purifying respirators.

(c) Level C protection should be used when:

(i) The atmospheric contaminants, liquid splashes, or other direct contact will not adversely affect or be absorbed through any exposed skin;

(ii) The types of air contaminants have been identified, concentrations measured, and an air-purifying respirator is available that can remove the contaminants; and

(iii) All criteria for the use of air-purifying respirators are met.

(d) Level D protection should be used when:

(i) The atmosphere contains no known hazard; and

(ii) Work functions preclude splashes, immersion, or the potential for unexpected inhalation of or contact with hazardous levels of any chemicals.

Note: As stated before combinations of personal protective equipment other than those described for Levels A, B, C, and D protection may be more appropriate and may be used to provide the proper level of protection.

(9) As an aid in selecting suitable chemical protective clothing, it should be noted that the National Fire Protection Association (NFPA) has developed standards on chemical protective clothing. The standards that have been adopted include:

(a) NFPA 1991 - Standard on Vapor-Protective Suits for Hazardous Chemical Emergencies (EPA Level A Protective Clothing);

(b) NFPA 1992 - Standard on Liquid Splash-Protective Suits for Hazardous Chemical Emergencies (EPA Level B Protective Clothing);

(c) NFPA 1993 - Standard on Liquid Splash-Protective Suits for Nonemergency, Nonflammable Hazardous Chemical Situations (EPA Level B Protective Clothing).

(10) These standards apply documentation and performance requirements to the manufacture of chemical protective suits. Chemical protective suits meeting these require-

ments are labelled as compliant with the appropriate standard. It is recommended that chemical protective suits that meet these standards be used.

## NEW SECTION

**WAC 296-62-41084 Appendix C—Compliance guidelines.** (1) For hazardous materials specialists (usually members of hazardous materials teams), the training will need to address the care, use and/or testing of chemical protective clothing including totally encapsulating suits, the medical surveillance program, the standard operating procedures for the hazardous materials team including the use of plugging and patching equipment and other subject areas.

(2) Officers and leaders who may be expected to be in charge at an incident will need to be fully knowledgeable of their company's incident command system. They will need to know where and how to obtain additional assistance and be familiar with the local district's emergency response plan and the state emergency response plan.

(3) Specialist employees such as technical experts, medical experts, or environmental experts that work with hazardous materials in their regular jobs, who may be sent to the incident scene by the shipper, manufacturer or governmental agency to advise and assist the person in charge of the incident will have training on an annual basis. Their training must include the care and use of personal protective equipment including respirators; knowledge of the incident command system and how they are to relate to it; and those areas needed to keep them current in their respective field as it relates to safety and health involving specific hazardous substances.

(4) Those skilled support personnel, such as employees who work for public works departments or equipment operators who operate bulldozers, sand trucks, backhoes, etc., who may be called to the incident scene to provide emergency support assistance, will need to have at least a safety and health briefing before entering the area of potential or actual exposure. These specially skilled support personnel, who have not been a part of the emergency plan and do not meet the training requirements, must be made aware of the hazards they face and be provided all necessary protective clothing and equipment required for their tasks.

(5) There are two National Fire Protection Association standards, NFPA 472—"Standard for Professional Competence of Responders to Hazardous Material Incidents" and NFPA 471—"Recommended Practice for Responding to Hazardous Material Incidents," which are excellent resource documents to aid fire departments and other emergency response organizations in developing their training program materials. NFPA 472 provides guidance on the skills and knowledge needed for first responder awareness level, first responder operations level, HAZMAT technicians, and HAZMAT specialist. It also offers guidance for the officer corp who will be in charge of hazardous substance incidents.

(6) Decontamination. Decontamination procedures will be tailored to the specific hazards of the site and will vary in complexity, and number of steps, depending on the level of hazard and the employee's exposure to the hazard. Decontamination procedures and PPE decontamination methods

will vary depending upon the specific substance, since one procedure or method will not work for all substances. Evaluation of decontamination methods and procedures should be performed, as necessary, to assure that employees are not exposed to hazards by reusing PPE. References in WAC 296-62-41085, Appendix D, may be used for guidance in establishing an effective decontamination program. In addition, the United States Coast Guard Manual, "Policy Guidance for Response to Hazardous Chemical Releases," United States Department of Transportation, Washington, D.C. (COMDTINST M16465.30), is a good reference for establishing an effective decontamination program.

(7) Emergency response plans. States, along with designated districts within the states, will be developing or have developed emergency response plans. These state and district plans are to be used in the emergency response plans called for in this standard. Each employer needs to assure that its emergency response plan is compatible with the local plan. The major reference being used to aid in developing the state and local district plans is the Hazardous Materials Emergency Planning Guide, NRT-1. The current Emergency Response Guidebook from the United States Department of Transportation, CMA's CHEMTREC and the Fire Service Emergency Management Handbook may also be used as resources.

(8) Personal protective equipment programs. The purpose of personal protective clothing and equipment (PPE) is to shield or isolate individuals from the chemical, physical, and biologic hazards that may be encountered at a hazardous substance site.

(a) As discussed in Appendix B, no single combination of protective equipment and clothing is capable of protecting against all hazards. Thus PPE should be used in conjunction with other protective methods and its effectiveness evaluated periodically.

(b) The use of PPE can itself create significant worker hazards, such as heat stress, physical and psychological stress, and impaired vision, mobility, and communication. For any given situation, equipment and clothing will be selected that provide an adequate level of protection. However, over protection, as well as under protection, can be hazardous and should be avoided where possible.

(c) Two basic objectives of any PPE program will be to protect the wearer from safety and health hazards, and to prevent injury to the wearer from incorrect use and/or malfunction of the PPE. To accomplish these goals, a comprehensive PPE program will include hazard identification, medical monitoring, environmental surveillance, selection, use, maintenance, and decontamination of PPE and its associated training.

(d) The written PPE program will include policy statements, procedures, and guidelines. Copies will be made available to all employees and a reference copy will be made available at the worksite. Technical data on equipment, maintenance manuals, relevant regulations, and other essential information will also be collected and maintained.

(9) Incident command system (ICS). WAC 296-62-40115(2) requires the implementation of an ICS. The ICS is an organized approach to effectively control and manage operations at an emergency incident. The individual in

charge of the ICS is the senior official responding to the incident. The ICS is not much different than the "command post" approach used for many years by the fire service. During large complex fires involving several companies and many pieces of apparatus, a command post would be established. This enables one individual to be in charge of managing the incident, rather than having several officers from different companies making separate, and sometimes conflicting, decisions. The individual in charge of the command post would delegate responsibility for performing various tasks to subordinate officers. Additionally, all communications were routed through the command post to reduce the number of radio transmissions and eliminate confusion. However, strategy, tactics, and all decisions were made by one individual.

(a) The ICS is a very similar system, except it is implemented for emergency response to all incidents, both large and small, that involve hazardous substances.

(b) For a small incident, the individual in charge of the ICS may perform many tasks of the ICS. There may not be any, or little, delegation of tasks to subordinates. For example, in response to a small incident, the individual in charge of the ICS, in addition to normal command activities, may become the safety officer and may designate only one employee (with proper equipment) as a back-up to provide assistance if needed. WISHA does recommend, however, that at least two employees be designated as back-up personnel since the assistance needed may include rescue.

(c) To illustrate the operation of the ICS, the following scenario might develop during a small incident, such as an overturned tank truck with a small leak of flammable liquid.

(d) The first responding senior officer would implement and take command of the ICS. That person would size-up the incident and determine if additional personnel and apparatus were necessary; would determine what actions to take to control the leak; and, determine the proper level of personal protective equipment. If additional assistance is not needed, the individual in charge of the ICS would implement actions to stop and control the leak using the fewest number of personnel that can effectively accomplish the tasks. The individual in charge of the ICS then would designate him or herself as the safety officer and two other employees as a back-up in case rescue may become necessary. In this scenario, decontamination procedures would not be necessary.

(e) A large complex incident may require many employees and difficult, time-consuming efforts to control. In these situations, the individual in charge of the ICS will want to delegate different tasks to subordinates in order to maintain a span of control that will keep the number of subordinates, that are reporting, to a manageable level.

(f) Delegation of tasks at large incidents may be by location, where the incident scene is divided into sectors, and subordinate officers coordinate activities within the sector that they have been assigned.

(g) Delegation of tasks can also be by function. Some of the functions that the individual in charge of the ICS may want to delegate at a large incident are: Medical services; evacuation; water supply; resources (equipment, apparatus); media relations; safety; and, site control (integrate activities with police for crowd and traffic control). Also for a large incident, the individual in charge of the ICS will designate

several employees as back-up personnel; and a number of safety officers to monitor conditions and recommend safety precautions.

(h) Therefore, no matter what size or complexity an incident may be, by implementing an ICS there will be one individual in charge who makes the decisions and gives directions; and, all actions and communications are coordinated through one central point of command. Such a system should reduce confusion, improve safety, organize and coordinate actions, and should facilitate effective management of the incident.

(10) Site safety and control plans.

(a) The safety and security of response personnel and others in the area of an emergency response incident site should be of primary concern to the incident commander. The use of a site safety and control plan could greatly assist those in charge of assuring the safety and health of employees on the site.

(b) A comprehensive site safety and control plan should include the following: Summary analysis of hazards on the site and a risk analysis of those hazards; site map or sketch; site work zones (clean zone, transition or decontamination zone, work or hot zone); use of the buddy system; site communications; command post or command center; standard operating procedures and safe work practices; medical assistance and triage area; hazard monitoring plan (air contaminant monitoring, etc.); decontamination procedures and area; and other relevant areas. This plan should be a part of the employer's emergency response plan or an extension of it to the specific site.

(11) Medical surveillance programs.

(a) Workers handling hazardous substances may be exposed to toxic chemicals, safety hazards, biologic hazards, and radiation. Therefore, a medical surveillance program is essential to assess and monitor workers' health and fitness for employment in hazardous waste operations and during the course of work; to provide emergency and other treatment as needed; and to keep accurate records for future reference.

(b) The Occupational Safety and Health Guidance Manual for Hazardous Waste Site Activities developed by the National Institute for Occupational Safety and Health (NIOSH), the Occupational Safety and Health Administration (OSHA), the United States Coast Guard (USCG), and the Environmental Protection Agency (EPA); October 1985 provides an excellent example of the types of medical testing that should be done as part of a medical surveillance program.

(12) New technology and spill containment programs. Where hazardous substances may be released by spilling from a container that will expose employees to the hazards of the materials, the employer will need to implement a program to contain and control the spilled material. Diking and ditching, as well as use of absorbents like diatomaceous earth, are traditional techniques which have proven to be effective over the years. However, in recent years new products have come into the marketplace, the use of which complement and increase the effectiveness of these traditional methods. These new products also provide emergency responders and others with additional tools or agents to use to reduce the hazards of spilled materials.

These agents can be rapidly applied over a large area and can be uniformly applied or otherwise can be used to build a small dam, thus improving the workers' ability to control spilled material. These application techniques enhance the intimate contact between the agent and the spilled material allowing for the quickest effect by the agent or quickest control of the spilled material. Agents are available to solidify liquid spilled materials, to suppress vapor generation from spilled materials, and to do both. Some special agents, which when applied as recommended by the manufacturer, will react in a controlled manner with the spilled material to neutralize acids or caustics, or greatly reduce the level of hazard of the spilled material.

There are several modern methods and devices for use by emergency response personnel or others involved with spill control efforts to safely apply spill control agents to control spilled material hazards. These include portable pressurized applicators similar to hand-held portable fire extinguishing devices, and nozzle and hose systems similar to portable fire fighting foam systems which allow the operator to apply the agent without having to come into contact with the spilled material. The operator is able to apply the agent to the spilled material from a remote position.

The solidification of liquids provides for rapid containment and isolation of hazardous substance spills. By directing the agent at run-off points or at the edges of the spill, the reactant solid will automatically create a barrier to slow or stop the spread of the material. Clean-up of hazardous substances as greatly improved when solidifying agents, acid or caustic neutralizers, or activated carbon absorbents are used. Properly applied, these agents can totally solidify liquid hazardous substances or neutralize or absorb them, which results in materials which are less hazardous and easier to handle, transport, and dispose of. The concept of spill treatment, to create less hazardous substances, will improve the safety and level of protection of employees working at spill clean-up operations or emergency response operations to spills of hazardous substances.

The use of vapor suppression agents for volatile hazardous substances, such as flammable liquids and those substances which present an inhalation hazard, is important for protecting workers. The rapid and uniform distribution of the agent over the surface of the spilled material can provide quick vapor knockdown. There are temporary and long-term foam-type agents which are effective on vapors and dusts, and activated carbon adsorption agents which are effective for vapor control and soaking-up of the liquid. The proper use of hose lines or hand-held portable pressurized applicators provides good mobility and permits the worker to deliver the agent from a safe distance without having to step into the untreated spilled material. Some of these systems can be recharged in the field to provide coverage of larger spill areas than the design limits of a single charged applicator unit. Some of the more effective agents can solidify the liquid flammable hazardous substances and at the same time elevate the flashpoint above 140°F so the resulting substance may be handled as a nonhazardous waste material if it meets the United States Environmental Protection Agency's 40 CFR Part 261 requirements (see particularly Sec. 261.21).

All workers performing hazardous substance spill control work are expected to wear the proper protective clothing and equipment for the materials present and to follow the employer's established standard operating procedures for spill control. All involved workers need to be trained in the established operating procedures; in the use and care of spill control equipment; and in the associated hazards and control of such hazards of spill containment work.

These new tools and agents are the things that employers will want to evaluate as part of their new technology program. The treatment of spills of hazardous substances or wastes at an emergency incident as part of the immediate spill containment and control efforts is sometimes acceptable to EPA and a permit exception is described in 40 CFR 264.1 (g)(8) and 265.1 (c)(11).

### NEW SECTION

**WAC 296-62-41085 Appendix D—References.** The following references may be consulted for further information on the subject of this notice:

- (1) OSHA Instruction DFO CPL 2.70 - January 29, 1986, Special Emphasis Program: Hazardous Waste Sites.
- (2) OSHA Instruction DFO CPL 2-2.37A - January 29, 1986, Technical Assistance and Guidelines for Superfund and Other Hazardous Waste Site Activities.
- (3) OSHA Instruction DTS CPL 2.74 - January 29, 1986, Hazardous Waste Activity Form, OSHA 175.
- (4) Hazardous Waste Inspections Reference Manual, U.S. Department of Labor, Occupational Safety and Health Administration, 1986.
- (5) Memorandum of Understanding Among the National Institute for Occupational Safety and Health, the Occupational Safety and Health Administration, the United States Coast Guard, and the United States Environmental Protection Agency; Guidance for Worker Protection During Hazardous Waste Site Investigations and Clean-up and Hazardous Substance Emergencies; December 18, 1980.
- (6) National Priorities List, 1st Edition, October 1984; U.S. Environmental Protection Agency, Revised periodically.
- (7) The Decontamination of Response Personnel, Field Standard Operating Procedures (F.S.O.P.) 7; U.S. Environmental Protection Agency, Office of Emergency and Remedial Response, Hazardous Response Support Division, December 1984.
- (8) Preparation of a Site Safety Plan, Field Standard Operating Procedures (F.S.O.P.) 9; U.S. Environmental Protection Agency, Office of Emergency and Remedial Response, Hazardous Response Support Division, April 1985.
- (9) Standard Operating Safety Guidelines; U.S. Environmental Protection Agency, Office of Emergency and Remedial Response, Hazardous Response Support Division, Environmental Response Team; November 1984.
- (10) Occupational Safety and Health Guidance Manual for Hazardous Waste Site Activities, National Institute for Occupational Safety and Health (NIOSH), Occupational Safety and Health Administration (OSHA), U.S. Coast Guard

(USCG), and Environmental Protection Agency (EPA); October 1985.

(11) Protecting Health and Safety at Hazardous Waste Sites: An Overview, U.S. Environmental Protection Agency, EPA/625/9-85/006; September 1985.

(12) Hazardous Waste Sites and Hazardous Substance Emergencies, NIOSH Worker Bulletin, U.S. Department of Health and Human Services, Public Health Service, Centers for Disease Control, National Institute for Occupational Safety and Health; December 1982.

(13) Personal Protective Equipment for Hazardous Materials Incidents: A Selection Guide; U.S. Department of Health and Human Services, Public Health Service, Centers for Disease Control, National Institute for Occupational Safety and Health; October 1984.

(14) Fire Service Emergency Management Handbook, International Association of Fire Chiefs Foundation, 101 East Holly Avenue, Unit 10B, Sterling, VA 22170, January 1985.

(15) Emergency Response Guidebook, U.S. Department of Transportation, Washington, D.C., 1987.

(16) Report to the Congress on Hazardous Materials Training, Planning and Preparedness, Federal Emergency Management Agency, Washington, D.C., July 1986.

(17) Workbook for Fire Command, Alan V. Brunacini and J. David Beageron, National Fire Protection Association, Batterymarch Park, Quincy, MA 02269, 1985.

(18) Fire Command, Alan V. Brunacini, National Fire Protection Association, Batterymarch Park, Quincy, MA 02269, 1985.

(19) Incident Command System, Fire Protection Publications, Oklahoma State University, Stillwater, OK 74078, 1983.

(20) Site Emergency Response Planning, Chemical Manufacturers Association, Washington, D.C. 20037, 1986.

(21) Hazardous Materials Emergency Planning Guide, NRT-1, Environmental Protection Agency, Washington, D.C., March 1987.

(22) Community Teamwork: Working Together to Promote Hazardous Materials Transportation Safety. U.S. Department of Transportation, Washington, D.C., May 1983.

(23) Disaster Planning Guide for Business and Industry, Federal Emergency Management Agency, Publication No. FEMA 141, August 1987.

### NEW SECTION

**WAC 296-62-41086 Appendix E—Training curriculum guidelines.** The following nonmandatory general criteria may be used for assistance in developing training curriculum used to meet the training requirements of Part R.

These are generic guidelines and they are not presented as a complete training curriculum for any specific employer. Site-specific training programs must be developed on the basis of a needs assessment of the emergency response operation in accordance with this chapter (chapter 296-62 WAC, Part R).

The guidance set forth here presents a highly effective program that in the areas covered would meet or exceed the regulatory requirements. In addition, other approaches could meet the regulatory requirements.

Suggested general criteria:

Definitions:

Suggested core criteria:

"Competent" means possessing the skills, knowledge, experience, and judgment to perform assigned tasks or activities satisfactorily as determined by the employer.

"Demonstration" means the showing by actual use of equipment or procedures.

"Hands-on training" means training in a simulated work environment that permits each student to have experience performing tasks, making decisions, or using equipment appropriate to the job assignment for which the training is being conducted.

"Initial training" means training required before beginning work.

"Lecture" means an interactive discourse with a class lead by an instructor.

"Proficient" means meeting a stated level of achievement.

"Site-specific" means individual training directed to the operations of a specific job site.

"Training hours" means the number of hours devoted to lecture, learning activities, small group work sessions, demonstration, evaluations, or hands-on experience.

(1) Training facility. The training facility should have available sufficient resources, equipment, and site locations to perform concise and hands-on training when appropriate. Training facilities should have sufficient organization, support staff, and services to conduct training in each of the courses offered.

(2) Training director. Each training program should be under the direction of a training director who is responsible for the program. The training director should have a minimum of two years of employee education experience.

(3) Instructors. Instructors should be deemed competent on the basis of previous documented experience in their area of instruction, successful completion of a "train-the-trainer" program specific to the topics they will teach, and an evaluation of instructional competence by the training director.

(a) Instructors should be required to maintain professional competency by participating in continuing education or professional development programs or by successfully completing an annual refresher course and having an annual review by the training director.

(b) The annual review by the training director should include observation of an instructor's delivery, a review of those observations with the trainer, and an analysis of any instructor or class evaluations completed by the students during the previous year.

(4) Course materials. The training director should approve all course materials to be used by the training provider. Course materials should be reviewed and updated at least annually. Materials and equipment should be in good working order and maintained properly.

(a) All written and audio-visual materials in training curricula should be peer reviewed by technically competent outside reviewers or by a standing advisory committee.

(b) Reviewers should possess expertise in the following disciplines were applicable: Occupational health, industrial hygiene and safety, chemical/environmental engineering,

employee education, or emergency response. One or more of the peer reviewers should be an employee experienced in the work activities to which the training is directed.

(5) Students. The program for accepting students should include:

(a) Assurance that the student is or will be involved in work where chemical exposures are likely and that the student possesses the skills necessary to perform the work.

(b) A policy on the necessary medical clearance.

(6) Ratios. Student-instructor ratios should not exceed thirty students per instructor. Hands-on activity requiring the use of personal protective equipment should have the following student-instructor ratios: For Level C or Level D personal protective equipment the ratio should be ten students per instructor. For Level A or Level B personal protective equipment the ratio should be five students per instructor.

(7) Proficiency assessment. Proficiency should be evaluated and documented by the use of a written assessment and a skill demonstration selected and developed by the training director and training staff. The assessment and demonstration should evaluate the knowledge and individual skills developed in the course of training. The level of minimum achievement necessary for proficiency shall be specified in writing by the training director.

(a) If a written test is used, there should be a minimum of fifty questions. If a written test is used in combination with a skills demonstration, a minimum of twenty-five questions should be used. If a skills demonstration is used, the tasks chosen and the means to rate successful completion should be fully documented by the training director.

(b) The content of the written test or of the skill demonstration shall be relevant to the objectives of the course.

The written test and skill demonstration should be updated as necessary to reflect changes in the curriculum and any update should be approved by the training director.

(c) The proficiency assessment methods, regardless of the approach or combination of approaches used, should be justified, documented and approved by the training director.

(d) The proficiency of those taking the additional courses for supervisors should be evaluated and documented by using proficiency assessment methods acceptable to the training director. These proficiency assessment methods must reflect the additional responsibilities borne by supervisory personnel in hazardous waste operations or emergency response.

(8) Course certificate. Written documentation should be provided to each student who satisfactorily completes the training course. The documentation should include:

(a) Student's name.

(b) Course title.

(c) Course date.

(d) Statement that the student has successfully completed the course.

(e) Name and address of the training provider.

(f) An individual identification number for the certificate.

(g) List of the levels of personal protective equipment used by the student to complete the course.

(i) This documentation may include a certificate and an appropriate wallet-sized laminated card with a photograph of the student and the above information.

(ii) When such course certificate cards are used, the individual identification number for the training certificate should be shown on the card.

(9) Recordkeeping. Training providers should maintain records listing the dates courses were presented, the names of the individual course attendees, the names of those students successfully completing each course, and the number of training certificates issued to each successful student. These records should be maintained for a minimum of five years after the date an individual participated in a training program offered by the training provider. These records should be available and provided upon the student's request or as mandated by law.

(10) Program quality control. The training director should conduct or direct an annual written audit of the training program. Program modifications to address deficiencies, if any, should be documented, approved, and implemented by the training provider. The audit and the program modification documents should be maintained at the training facility.

**Suggested Program Quality Control Criteria:**

Factors listed here are suggested criteria for determining the quality and appropriateness of employee health and safety training for hazardous waste operations and emergency response.

(a) Training plan. Adequacy and appropriateness of the training program's curriculum development, instructor training, distribution of course materials, and direct student training should be considered, including:

(i) The duration of training, course content, and course schedules/agendas;

(ii) The different training requirements of the various target populations, as specified in the appropriate generic training curriculum;

(iii) The process for the development of curriculum, which includes appropriate technical input, outside review, evaluation, program pretesting.

(iv) The adequate and appropriate inclusion of hands-on, demonstration, and instruction methods;

(v) Adequate monitoring of student safety, progress, and performance during the training.

(b) Program management, training director, staff, and consultants. Adequacy and appropriateness of staff performance and delivering an effective training program should be considered, including:

(i) Demonstration of the training director's leadership in assuring quality of health and safety training;

(ii) Demonstration of the competency of the staff to meet the demands of delivering high quality hazardous waste employee health and safety training;

(iii) Organization charts establishing clear lines of authority;

(iv) Clearly defined staff duties including the relationship of the training staff to the overall program;

(v) Evidence that the training organizational structure suits the needs of the training program;

(vi) Appropriateness and adequacy of the training methods used by the instructors;

(vii) Sufficiency of the time committed by the training director and staff to the training program;

(viii) Adequacy of the ratio of training staff to students;

(ix) Availability and commitment of the training program of adequate human and equipment resources in the areas of:

(A) Health effects;

(B) Safety;

(C) Personal protective equipment (PPE);

(D) Operational procedures;

(E) Employee protection practices/procedures;

(x) Appropriateness of management controls;

(xi) Adequacy of the organization and appropriate resources assigned to assure appropriate training;

(xii) In the case of multiple-site training programs, adequacy of management of the satellite centers.

(c) Training facilities and resources. Adequacy and appropriateness of the facilities and resources for supporting the training program should be considered, including:

(i) Space and equipment to conduct the training;

(ii) Facilities for representative hands-on training;

(iii) In the case of multiple-site programs, equipment and facilities at the satellite centers;

(iv) Adequacy and appropriateness of the quality control and evaluations program to account for instructor performance;

(v) Adequacy and appropriateness of the quality control and evaluation program to ensure appropriate course evaluation, feedback, updating, and corrective action;

(vi) Adequacy and appropriateness of disciplines and expertise being used within the quality control and evaluation program;

(vii) Adequacy and appropriateness of the role of student evaluations to provide feedback for training program improvement.

(d) Quality control and evaluation. Adequacy and appropriateness of quality control and evaluation plans for training programs should be considered, including:

(i) A balanced advisory committee and/or competent outside reviewers to give overall policy guidance;

(ii) Clear and adequate definition of the composition and active programmatic role of the advisory committee or outside reviewers;

(iii) Adequacy of the minutes or reports of the advisory committee or outside reviewers' meetings or written communication;

(iv) Adequacy and appropriateness of the quality control and evaluations program to account for instructor performance;

(v) Adequacy and appropriateness of the quality control and evaluation program to ensure appropriate course evaluation, feedback, updating, and corrective action;

(vi) Adequacy and appropriateness of disciplines and expertise being used within the quality control and evaluation program;

(vii) Adequacy and appropriateness of the role of student evaluations to provide feedback for training program improvement.

(e) Students. Adequacy and appropriateness of the program for accepting students should be considered, including:

(i) Assurance that the student already possess the necessary skills for their job, including necessary documentation;

(ii) Appropriateness of methods the program uses to ensure that recruits are capable of satisfactorily completing training;

(iii) Review and compliance with any medical clearance policy.

(f) Institutional environment and administrative support. The adequacy and appropriateness of the institutional environment and administrative support system for the training program should be considered, including:

(i) Adequacy of the institutional commitment to the employee training program;

(ii) Adequacy and appropriateness of the administrative structure and administrative support.

(g) Summary of evaluation questions. Key questions for evaluating the quality and appropriateness of an overall training program should include the following:

(i) Are the program objectives clearly stated?

(ii) Is the program accomplishing its objectives?

(iii) Are appropriate facilities and staff available?

(iv) Is there an appropriate mix of classroom, demonstration, and hands-on training?

(v) Is the program providing quality employee health and safety training that fully meets the intent of regulatory requirements?

(vi) What are the program's main strengths?

(vii) What are the program's main weaknesses?

(viii) What is recommended to improve the program?

(ix) Are instructors instructing according to their training outlines?

(x) Is the evaluation tool current and appropriate for the program content?

(xi) Is the course material current and relevant to the target group?

Suggested Training Curriculum Guidelines:

The following training curriculum guidelines are for those operations specifically identified in this Part R as requiring training. Issues such as qualifications of instructors, training certification, and similar criteria appropriate to all categories of operations addressed in this Part R have been covered in the preceding section and are not addressed in each of the generic guidelines.

(h) Emergency response training.

(i) General considerations. Emergency response organizations are required to consider the topics listed in WAC 296-62-41020. Emergency response organizations may use some or all of the following topics to supplement those mandatory topics when developing their response training programs. Many of the topics would require an interaction between the response provider and the individuals responsible for the site where the response would be expected.

(A) Hazard recognition, including:

(I) Nature of hazardous substances present;

(II) Practical applications of hazard recognition, including presentations on biology, chemistry, and physics.

(B) Principles of toxicology, biological monitoring, and risk assessment.

(C) Safe work practices and general site safety.

(D) Engineering controls and hazardous waste operations.

(E) Site safety plans and standard operating procedures.

(F) Decontamination procedures and practices.

(G) Emergency procedures, first aid, and self-rescue.

(H) Safe use of field equipment.

(I) Storage, handling, use and transportation of hazardous substances.

(J) Use, care, and limitations of personal protective equipment.

(K) Safe sampling techniques.

(L) Rights and responsibilities of employees under WISHA and other related regulations and laws concerning right-to-know, safety and health, compensations and liability.

(M) Medical monitoring requirements.

(N) Community relations.

(ii) Suggested criteria for specific courses.

(A) First responder awareness level.

(I) Review of and demonstration of competency in performing the applicable skills of WAC 296-62-41010.

(II) Hands-on experience with the U.S. Department of Transportation's Emergency Response Guidebook (ERG) and familiarization with chapter 296-62 WAC, Part C, the hazard communication standard.

(III) Review of the principles and practices for analyzing an incident to determine both the hazardous substances present and the basic hazard and response information for each hazardous substance present.

(IV) Review of procedures for implementing actions consistent with the local emergency response plan, the organization's standard operating procedures, and the current edition of DOT's ERG including emergency notification procedures and follow-up communications.

(V) Review of the expected hazards including fire and explosions hazards, confined space hazards, electrical hazards, powered equipment hazards, motor vehicle hazards, and walking-working surface hazards.

(VI) Awareness and knowledge of the competencies for the First Responder at the Awareness Level covered in the National Fire Protection Association's Standard No. 472, Professional Competence of Responders to Hazardous Materials Incidents.

(B) First responder operations level.

(I) Review of and demonstration of competency in performing the applicable skills of WAC 296-62-41010.

(II) Hands-on experience with the U.S. Department of Transportation's Emergency Response Guidebook (ERG), manufacturer material safety data sheets, CHEMTREC/CANUTEC, shipper or manufacturer contacts, and other relevant sources of information addressing hazardous substance releases. Familiarization with chapter 296-62 WAC, Part C, the hazard communication standard.

(III) Review of the principles and practices for analyzing an incident to determine the hazardous substances present, the likely behavior of the hazardous substance and its container, the types of hazardous substance transportation containers and vehicles, the types and selection of the appropriate defensive strategy for containing the release.

(IV) Review of procedures for implementing continuing response actions consistent with the local emergency response plan, the organization's standard operating procedures, and the current edition of DOT's ERG including



extended emergency notification procedures and follow-up communications.

(V) Review of the principles and practice for proper selection and use of personal protective equipment.

(VI) Review of the principles and practice of personnel and equipment decontamination.

(VII) Review of the expected hazards including fire and explosions hazards, confined space hazards, electrical hazards, powered equipment hazards, motor vehicle hazards, and walking-working surface hazards.

(VIII) Awareness and knowledge of the competencies for the First Responder at the Operations Level covered in the National Fire Protection Association's Standard No. 472, Professional Competence of Responders to Hazardous Materials Incidents.

(C) Hazardous materials technician.

(I) Review of and demonstration of competency in performing the applicable skills of WAC 296-62-41010.

(II) Hands-on experience with written and electronic information relative to response decision making including, but not limited to, the U.S. Department of Transportation's Emergency Response Guidebook (ERG), manufacturer material safety data sheets, CHEMTREC/CANUTEC, shipper or manufacturer contacts, computer data bases and response models, and other relevant sources of information addressing hazardous substance releases. Familiarization with chapter 296-62 WAC, Part C, the hazard communication standard.

(III) Review of the principles and practices for analyzing an incident to determine the hazardous substances present, their physical and chemical properties, the likely behavior of the hazardous substance and its container, the types of hazardous substance transportation containers and vehicles involved in the release, the appropriate strategy for approaching release sites and containing the release.

(IV) Review of procedures for implementing continuing response actions consistent with the local emergency response plan, the organization's standard operating procedures, and the current edition of DOT's ERG including extended emergency notification procedures and follow-up communications.

(V) Review of the principles and practice for proper selection and use of personal protective equipment.

(VI) Review of the principles and practices of establishing exposure zones, proper decontamination and medical surveillance stations and procedures.

(VII) Review of the expected hazards including fire and explosions hazards, confined space hazards, electrical hazards, powered equipment hazards, motor vehicle hazards, and walking-working surface hazards.

(VIII) Awareness and knowledge of the competencies for the Hazardous Materials Technician covered in the National Fire Protection Association's Standard No. 472, Professional Competence of Responders to Hazardous Materials Incidents.

(D) Hazardous materials specialist.

(I) Review of and demonstration of competency in performing the applicable skills of WAC 296-62-41010.

(II) Hands-on experience with retrieval and use of written and electronic information relative to response decision

making including, but not limited to, the U.S. Department of Transportation's Emergency Response Guidebook (ERG), manufacturer material safety data sheets, CHEMTREC/CANUTEC, shipper or manufacturer contacts, computer data bases and response models, and other relevant sources of information addressing hazardous substance releases. Familiarization with chapter 296-62 WAC, Part C, the hazard communication standard.

(III) Review of the principles and practices for analyzing an incident to determine the hazardous substances present, their physical and chemical properties, and the likely behavior of the hazardous substance and its container, vessel, or vehicle.

(IV) Review of the principles and practices for identification of the types of hazardous substance transportation containers, vessels and vehicles involved in the release; selecting and using the various types of equipment available for plugging or patching transportation containers, vessels or vehicles; organizing and directing the use of multiple teams of hazardous material technicians and selecting the appropriate strategy for approaching release sites and containing or stopping the release.

(V) Review of procedures for implementing continuing response actions consistent with the local emergency response plan, the organization's standard operating procedures, including knowledge of the available public and private response resources, establishment of an incident command post, direction of hazardous material technician teams, and extended emergency notification procedures and follow-up communications.

(VI) Review of the principles and practice for proper selection and use of personal protective equipment.

(VII) Review of the principles and practices of establishing exposure zones and proper decontamination, monitoring and medical surveillance stations and procedures.

(VIII) Review of the expected hazards including fire and explosions hazards, confined space hazards, electrical hazards, powered equipment hazards, motor vehicle hazards, and walking-working surface hazards.

(IX) Awareness and knowledge of the competencies for the Off-site Specialist Employee covered in the National Fire Protection Association's Standard No. 472, Professional Competence of Responders to Hazardous Materials Incidents.

(E) Incident commander.

The incident commander is the individual who, at any one time, is responsible for and in control of the response effort. This individual is the person responsible for the direction and coordination of the response effort. An incident commander's position should be occupied by the most senior, appropriately trained individual present at the response site. Yet, as necessary and appropriate by the level of response provided, the position may be occupied by many individuals during a particular response as the need for greater authority, responsibility, or training increases. It is possible for the first responder at the awareness level to assume the duties of incident commander until a more senior and appropriately trained individual arrives at the response site.

Therefore, any emergency responder expected to perform as an incident commander should be trained to fulfill the



obligations of the position at the level of response they will be providing including the following:

(I) Ability to analyze a hazardous substance incident to determine the magnitude of the response problem.

(II) Ability to plan and implement an appropriate response plan within the capabilities of available personnel and equipment.

(III) Ability to implement a response to favorably change the outcome of the incident in a manner consistent with the local emergency response plan and the organization's standard operating procedures.

(IV) Ability to evaluate the progress of the emergency response to ensure that the response objectives are being met safely, effectively, and efficiently.

(V) Ability to adjust the response plan to the conditions of the response and to notify higher levels of response when required by the changes to the response plan.

**WSR 99-01-155**  
**EXPEDITED ADOPTION**  
**DEPARTMENT OF**  
**FINANCIAL INSTITUTIONS**

(Securities Division)

[Filed December 23, 1998, 8:28 a.m.]

**Title of Rule:** Dishonest or unethical business practices—Broker-dealers and Dishonest or unethical business practices-salespersons.

**Purpose:** To change language in definitions to conform with industry regulation change in name of rules that are referenced in the two WACs.

**Other Identifying Information:** WAC 460-21B-060 and 460-22B-090.

**Statutory Authority for Adoption:** RCW 21.20.450(1).

**Statute Being Implemented:** RCW 21.20.110 [(1)](g).

**Summary:** Changes references to "conduct rules" and deletes reference to "fair practice rules."

**Reasons Supporting Proposal:** Necessary to bring the code sections into conformance with the amended name for the NASD rules which tie into the state definitions of unethical and dishonest business practices.

**Name of Agency Personnel Responsible for Drafting:** Kristina L. Kneip, GA 301, 902-8823; **Implementation:** John Bley, GA 301, 902-8707; and **Enforcement:** Deborah Bortner, GA 301, 902-8797.

**Name of Proponent:** Department of Financial Institutions, Securities Division, governmental.

**Agency Comments or Recommendations, if any, as to Statutory Language, Implementation, Enforcement, and Fiscal Matters:** Recommends change as written to conform with amended rule name at the National Association of Securities Dealers.

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

**Explanation of Rule, its Purpose, and Anticipated Effects:** The rules set forth definitions of conduct which, by definition, are dishonest or unethical and thereby constitute a violation of RCW 21.20.110 [(1)](g). However, the refer-

ence, as presently written refers to the "fair practice rules" of the NASD, which have been renamed as the "conduct rules." Those rules were amended in name and without substantive changes and therefore will have no change in effect on those persons subject to the rules.

**Proposal Changes the Following Existing Rules:** The proposals change references in the rules to read "conduct rules" rather than "fair practice rules."

**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 Kristina L. Kneip, Department of Financial Institutions, Securities Division, P.O. Box 9033, Olympia, WA 98507-9033, AND RECEIVED BY February 20, 1999.

December 22, 1998

Kristina L. Kneip  
Securities Examiner

**AMENDATORY SECTION** (Amending WSR 97-16-050, filed 7/31/97, effective 8/31/97)

**WAC 460-22B-090 Dishonest and unethical business practices-salespersons.** The phrase "dishonest or unethical practices" as used in RCW 21.20.110(7) as applied to salespersons, is hereby defined to include any of the following:

(1) Engaging in the practice of lending or borrowing money or securities from a customer, or acting as a custodian for money, securities or an executed stock power of a customer;

(2) Effecting securities transactions not recorded on the regular books or records of the broker-dealer which the agent represents, unless the transactions are authorized in writing by the broker-dealer prior to execution of the transaction;

(3) Establishing or maintaining an account containing fictitious information in order to execute transactions which would otherwise be prohibited;

(4) Sharing directly or indirectly in profits or losses in the account of any customer without the written authorization of the customer and the broker-dealer which the agent represents;

(5) Dividing or otherwise splitting the agent's commissions, profits or other compensation from the purchase or sale of securities with any person not also registered for the same broker-dealer, or for a broker-dealer under direct or indirect common control;

(6) Inducing trading in a customer's account which is excessive in size or frequency in view of the financial resources and character of the account;

(7) Recommending to a customer the purchase, sale or exchange of any security without reasonable grounds to

believe that such transaction or recommendation is suitable for the customer based upon reasonable inquiry concerning the customer's investment objectives, financial situation and needs, and any other relevant information known by the broker-dealer;

(8) Executing a transaction on behalf of a customer without authorization to do so;

(9) Exercising any discretionary power in effecting a transaction for a customer's account without first obtaining written discretionary authority from the customer, unless the discretionary power relates solely to the time and/or price for the execution of orders;

(10) Executing any transaction in a margin account without securing from the customer a properly executed written margin agreement promptly after the initial transaction in the account;

(11) Entering into a transaction with or for a customer at a price not reasonably related to the current market price of the security or receiving an unreasonable commission or profit;

(12) Failing to furnish to a customer purchasing securities in an offering, no later than the date of confirmation of the transaction, a final or preliminary prospectus, and if the latter, failing to furnish a final prospectus within a reasonable period after the effective date of the offering;

(13) Effecting any transaction in, or inducing the purchase or sale of, any security by means of any manipulative, deceptive or fraudulent device, practice, plan, program, design or contrivance, which may include but not be limited to:

(a) Effecting any transaction in a security which involves no change in the beneficial ownership thereof;

(b) Entering an order or orders for the purchase or sale of any security with the knowledge that an order or orders of substantially the same size, at substantially the same time and substantially the same price, for the sale of any such security, has been or will be entered by or for the same or different parties for the purpose of creating a false or misleading appearance of active trading in the security or a false or misleading appearance with respect to the market for the security;

(c) Effecting, alone or with one or more other persons, a series of transactions in any security creating actual or apparent active trading in such security or raising or depressing the price of such security, for the purpose of inducing the purchase or sale of such security by others;

(14) Guaranteeing a customer against loss in any securities account for such customer carried by the broker-dealer or in any securities transaction effected by the broker-dealer with or for such customer;

(15) Publishing or circulating, or causing to be published or circulated, any notice, circular, advertisement, newspaper article, investment service, or communication of any kind which purports to report any transaction as a purchase or sale of any security unless such broker-dealer believes that such transaction was a bona fide purchase or sale of such security; or which purports to quote the bid price or asked price for any security, unless such broker-dealer believes that such quotation presents a bona fide bid for, or offer of, such security;

(16) Using any advertising or sales presentation in such a fashion as to be deceptive or misleading. An example of

such practice would be a distribution of any nonfactual data, material or presentation based on conjecture, unfounded or unrealistic claims or assertions of any brochure, flyer, or display by words, pictures, graphs or otherwise designed to supplement, detract from, supersede or defeat the purpose or effect of any prospectus or disclosure;

(17) In connection with the solicitation of a sale or purchase of an OTC non-NASDAQ security, failing to promptly provide the most current prospectus or the most recently filed periodic report filed under Section 13 of the Securities Exchange Act, when requested to do so by a customer;

(18) Marking any order ticket or confirmation as unsolicited when in fact the transaction is solicited;

(19) Failing to comply with any applicable provision of the Conduct Rules ((of Fair Practice)) of the National Association of Securities Dealers or any applicable fair practice or ethical standard promulgated by the Securities and Exchange Commission or by a self-regulatory organization approved by the Securities and Exchange Commission; or

(20) Any act or practice enumerated in WAC 460-21B-010.

The conduct set forth above is not inclusive. Engaging in other conduct such as a forgery, embezzlement, nondisclosure, incomplete disclosure or misstatement of material facts, or manipulative or deceptive practices shall also be grounds for denial, suspension or revocation of registration.

AMENDATORY SECTION (Amending WSR 95-16-026, filed 7/21/95, effective 8/21/95)

**WAC 460-21B-060 Dishonest or unethical business practices—Broker-dealers.** The phrase "dishonest or unethical practices" as used in RCW 21.20.110(7) as applied to broker-dealers is hereby defined to include any of the following:

(1) Engaging in a pattern of unreasonable and unjustifiable delays in the delivery of securities purchased by any of its customers and/or in the payment upon request of free credit balances reflecting completed transactions of any of its customers;

(2) Inducing trading in a customer's account which is excessive in size or frequency in view of the financial resources and character of the account;

(3) Recommending to a customer to purchase, sell or exchange any security without reasonable grounds to believe that such transaction or recommendation is suitable for the customer based upon reasonable inquiry concerning the customer's investment objectives, financial situation and needs, and any other relevant information known by the broker-dealer;

(4) Executing a transaction on behalf of a customer without authorization to do so;

(5) Exercising any discretionary power in effecting a transaction for a customer's account without first obtaining written discretionary authority from the customer, unless the discretionary power relates solely to the time and/or price for the execution of orders;

(6) Executing any transaction in a margin account without securing from the customer a properly executed written

margin agreement promptly after the initial transaction in the account;

(7) Failing to segregate customers' free securities or securities held in safekeeping;

(8) Hypothecating a customer's securities without having a lien thereon unless the broker-dealer secures from the customer a properly executed written consent promptly after the initial transaction, except as permitted by rules of the securities and exchange commission;

(9) Entering into a transaction with or for a customer at a price not reasonably related to the current market price of the security or receiving an unreasonable commission or profit;

(10) Failing to furnish to a customer purchasing securities in an offering, no later than the date of confirmation of the transaction, a final or preliminary prospectus, and if the latter, failing to furnish a final prospectus within a reasonable period after the effective date of the offering;

(11) Charging unreasonable and inequitable fees for services performed, including miscellaneous services such as collection of monies due for principal, dividends or interest, exchange or transfer of securities, appraisals, safekeeping, or custody of securities and other services related to its securities business;

(12) Offering to buy from or sell to any person any security at a stated price unless such broker-dealer is prepared to purchase or sell, as the case may be, at such price and under such conditions as are stated at the time of such offer to buy or sell;

(13) Representing that a security is being offered to a customer "at the market" or a price relevant to the market price unless such broker-dealer knows or has reasonable grounds to believe that a market for such security exists other than that made, created or controlled by such broker-dealer, or by any person for whom he/she is acting or with whom he/she is associated in such distribution, or any person controlled by, controlling or under common control with such broker-dealer;

(14) Effecting any transaction in, or inducing the purchase or sale of, any security by means of any manipulative, deceptive or fraudulent device, practice, plan, program, design or contrivance, which may include but not be limited to:

(a) Effecting any transaction in a security which involves no change in the beneficial ownership thereof;

(b) Entering an order or orders for the purchase or sale of any security with the knowledge that an order or orders of substantially the same size, at substantially the same price, for the sale of any such security, has been or will be entered by or for the same or different parties for the purpose of creating a false or misleading appearance of active trading in the security or a false or misleading appearance with respect to the market for the security; provided, however, nothing in this subsection shall prohibit a broker-dealer from entering bona fide agency cross transactions for its customer;

(c) Effecting, alone or with one or more other persons, a series of transactions in any security creating actual or apparent active trading in such security or raising or depressing the price of such security, for the purpose of inducing the purchase or sale of such security by others;

(15) Guaranteeing a customer against loss in any securities account of such customer carried by the broker-dealer or in any securities transaction effected by the broker-dealer with or for such customer;

(16) Publishing or circulating, or causing to be published or circulated, any notice, circular, advertisement, newspaper article, investment service, or communication of any kind which purports to report any transaction as a purchase or sale of any security unless such broker-dealer believes that such transaction was a bona fide purchase or sale of such security; or which purports to quote the bid price or asked price for any security, unless such broker-dealer believes that such quotation represents a bona fide bid for, or offer of, such security;

(17) Using any advertising or sales presentation in such a fashion as to be deceptive or misleading. An example of such practice would be a distribution of any nonfactual data, material or presentation based on conjecture, unfounded or unrealistic claims or assertions in any brochure, flyer, or display by words, pictures, graphs or otherwise designed to supplement, detract from, supersede or defeat the purpose or effect of any prospectus or disclosure;

(18) Failing to disclose that the broker-dealer is controlled by, controlling, affiliated with or under common control with the issuer of any security before entering into any contract with or for a customer for the purchase or sale of security, the existence of such control to such customer, and if such disclosure is not made in writing, it shall be supplemented by the giving or sending of written disclosure at or before the completion of the transaction;

(19) Failing to make bona fide public offering of all of the securities allotted to a broker-dealer for distribution, whether acquired as an underwriter, a selling group member or from a member participating in the distribution as an underwriter or selling group member;

(20) Failure or refusal to furnish a customer, upon reasonable request, information to which he is entitled, or to respond to a formal written request or complaint;

(21) In connection with the solicitation of a sale or purchase of an OTC non-NASDAQ security, failing to promptly provide the most current prospectus or the most recently filed periodic report filed under Section 13 of the Securities Exchange Act, when requested to do so by a customer;

(22) Marking any order ticket or confirmation as unsolicited when in fact the transaction is solicited;

(23) For any month in which activity has occurred in a customer's account, but in no event less than every three months, failing to provide each customer with a statement of account which with respect to all OTC non-NASDAQ equity securities in the account, contains a value for each such security based on the closing market bid on a date certain: *Provided*, That this subsection shall apply only if the firm has been a market maker in such security at any time during the month in which the monthly or quarterly statement is issued;

(24) Failing to comply with any applicable provision of the Conduct Rules (of Fair Practice) of the National Association of Securities Dealers or any applicable fair practice or ethical standard promulgated by the Securities and Exchange Commission or by a self-regulatory organization approved by the Securities and Exchange Commission; or

(25) Any acts or practices enumerated in WAC 460-21B-010.

The conduct set forth above is not inclusive. Engaging in other conduct such as forgery, embezzlement, nondisclosure, incomplete disclosure or misstatement of material facts, or manipulative or deceptive practices shall also be grounds for denial, suspension or revocation of registration.

EXPEDITED ADOPTION

**WSR 98-24-052**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

(Children's Administration)  
 [Filed November 25, 1998, 2:09 p.m.]

Date of Adoption: November 25, 1998.

Purpose: To require annual in-service training of child care providers.

Citation of Existing Rules Affected by this Order:  
 Amending WAC 388-155-010, 388-155-180, 388-155-200, 388-155-470, 388-150-010, 388-150-180, 388-150-200, 388-150-470, 388-151-010, 388-151-180, 388-151-190, 388-151-200, and 388-151-470.

Statutory Authority for Adoption: RCW 74.15.030.

Adopted under notice filed as WSR 98-20-098 on October 7, 1998.

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 13, 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 13, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

November 25, 1998

Marie Myerchin-Redifer, Manager  
 Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 93-18-001, filed 8/18/93, effective 9/18/93)

**WAC 388-150-010 Definitions.** As used and defined under this chapter:

((+)) "**Capacity**" means the maximum number of children the licensee is authorized to have on the premises at a given time.

((2)) "**Center**" means the same as "**child day care center**."

((3)) "**Child abuse or neglect**" means the injury, sexual abuse, sexual exploitation, or negligent treatment or maltreatment of a child by any person under circumstances indicating the child's health, welfare, and safety is harmed thereby.

((4)) "**Child day care center**" means a facility providing regularly scheduled care for a group of children one month of age through twelve years of age for periods less than twenty-four hours; except, a program meeting the definition of a family child care home shall not be licensed as a

day care center without meeting the requirements of WAC 388-150-020 (5)(a).

((5)) "**Department**" means the state department of social and health services.

((6)) "**Department of health**" means the state department of health.

((7)) "**Infant**" means a child eleven months of age and under.

((8)) "**License**" means a permit issued by the department authorizing by law the licensee to operate a child day care center and certifying the licensee meets minimum requirements under licensure.

((9)) "**Licensee**" means the person, organization, or legal entity responsible for operating the center.

((10)) "**Premises**" means the building where the center is located and the adjoining grounds over which the licensee has control.

((11)) "**Preschool age child**" means a child thirty months of age through five years of age not enrolled in kindergarten or an elementary school.

((12)) "**School-age child**" means a child five years of age through twelve years of age enrolled in kindergarten or an elementary school.

((13)) "**Staff**" means a child care giver or a group of child care givers employed by the licensee to supervise a child served at the center.

((14)) "**Toddler**" means a child twelve months of age through twenty-nine months of age.

**"The Washington state training and registry system (STARS)"** means the entity approved by the department to determine the classes, courses, and workshops licensees and staff may take to satisfy training requirements.

**AMENDATORY SECTION** (Amending WSR 93-18-001, filed 8/18/93, effective 9/18/93)

**WAC 388-150-180 Staff pattern and qualifications.**

(1) General qualifications. The licensee, staff, volunteer, and other person associated with the operation of the center who has access to the child in care shall:

(a) Be of good character;

(b) Demonstrate the understanding, ability, personality, emotional stability, and physical health suited to meet the cultural, emotional, mental, physical, and social needs of the child in care; and

(c) Not have committed or been convicted of child abuse or any crime involving harm to another person.

(2) Center management. The licensee shall serve as or employ a director, responsible for the overall management of the center's facility and operation. The director shall:

(a) Be twenty-one years of age or older;

(b) Serve as administrator of the center, ensuring compliance with minimum licensing requirements;

(c) Have knowledge of child development as evidenced by professional references, education, experience, and on-the-job performance;

(d) Have the management and supervisory skills necessary for the proper administration of the center, including:

(i) Record maintenance;

(ii) Financial management; and  
 (iii) Maintenance of positive relationships with staff, children, parents, and the community;

(e) Have completed the following number of college quarter credits or department-approved clock hours in early childhood education/child development, or possess an equivalent educational background, or be a certified child development associate:

(i) In centers licensed for twenty-five or more children, the director shall have completed forty-five or more credits;

(ii) In centers licensed for thirteen through twenty-four children, the director shall have completed twenty-five or more credits;

(iii) In centers licensed for twelve or fewer children, the director shall have completed ten or more credits; and

(iv) In (i), (ii) and (iii) above, one-third of the credits may be clock hours.

(f) Have two or more years successful experience working with children of the same age level as those served by the center as evidenced by professional references and on-the-job performance;

(g) Have planning, coordination, and supervisory skills to implement a high quality, developmentally appropriate program; ~~((and))~~

(h) Have knowledge of children and how to meet children's needs; and

(i) Have completed one of the following prior to or within the first six months of employment or initial licensure, except as provided in subsection (2)(j) of this section:

(i) Twenty clock hours or two college quarter credits of basic training approved by the Washington state training registry system (STARS); or

(ii) Current child development associate (CDA) or equivalent credential or twelve or more college quarter credits in early childhood education or child development; or

(iii) Associate of arts or AAS or higher college degree in early childhood education or child development.

(j) Directors who are already employed or licensed on the effective date of this rule must complete the training required in WAC 388-150-180 (2)(i) prior to or within twelve months after the effective date of this rule.

(3) When the director does not meet the qualifications specified in subsections (2)(e), (f), (g), and (h) of this section, the director or licensee shall employ a program supervisor responsible for planning and supervising the center's learning and activity program. In such a case, the director shall have had at least one three credit college class in early childhood development. The program supervisor shall:

(a) Be twenty-one years of age or older;

(b) Meet the education, experience, and competency qualifications specified under subsection (2)(e), (f), (g), ~~((and))~~ (h), (i), and (j) of this section; and

(c) Discharge on-site program supervisory duties twenty hours or more a week.

(4) For the center serving the school age child only, the program supervisor may substitute equivalent courses in education, recreation, or physical education for required education.

(5) The director and program supervisor may be one and the same person when qualified for both positions. The direc-

tor or program supervisor shall normally be on the premises while the child is in care. If temporarily absent from the center, the director and program supervisor shall leave a competent, designated staff person in charge who meets the qualifications of a lead staff person.

(6) The director and program supervisor may also serve as child care staff when such role does not interfere with the director's or program supervisor's management and supervisory responsibilities.

(7) Center staffing. The licensee shall ensure the lead child care staff person in charge of a child or a group of children implementing the activity program:

(a) Is eighteen years of age or older; and

(b) Possesses a high school education or equivalent; or

(c) Has child development knowledge and experience;

(d) Has completed one of the following prior to or within the first six months of licensure or employment except as provided in subsection (7)(e) of this section:

(i) Twenty clock hours or two college quarter credits of basic training. Training shall be approved by the Washington state training and registry system (Washington STARS); or

(ii) Current child development associate (CDA) or equivalent credential or twelve or more college quarter credits in early childhood education or child development; or

(iii) Associate of arts (AA) or associate of applied science (AAS) or higher college degree in early childhood education or child development.

(e) Lead child care staff persons who are already employed on the effective date of this rule must complete the training required in WAC 388-150-180 (7)(d) prior to or within twelve months after the effective date of this rule.

(8) The licensee may assign a child care assistant or aide to support lead child care staff. The child care assistant or aide shall be sixteen years of age or older. The child care assistant or aide shall care for the child under the direct supervision of the lead child care staff person. The licensee shall ensure no person under eighteen years of age is assigned sole responsibility for a group of children. The assistant or aide, eighteen years of age or older, may care for a child or group of children without direct supervision by a superior for a brief period time.

(9) The licensee may arrange for a volunteer to support lead child care staff. The volunteer shall be sixteen years of age or older. The volunteer shall care for the child under the direct supervision of the lead child care staff person. The licensee may count the volunteer in the staff-to-child ratio when the volunteer meets staff qualification requirements.

(10) Support service personnel. The licensee shall provide or arrange for fulfillment of administrative, clerical, accounting, maintenance, transportation, and food service responsibilities so the child care staff is free to concentrate on program implementation.

(11) The licensee shall ensure completion of support service duties occurs in a manner allowing the center to maintain required staff-to-child ratios.

**AMENDATORY SECTION** (Amending WSR 93-18-001, filed 8/18/93, effective 9/18/93)

**WAC 388-150-200 Staff development and training.**

(1) The licensee shall have an orientation system making the employee and volunteer aware of program policies and practices. The licensee shall provide staff an orientation including, but not limited to:

- (a) Minimum licensing rules required under this chapter;
- (b) Goals and philosophy of the center;
- (c) Planned daily activities and routines;
- (d) Child guidance and behavior management methods;
- (e) Child abuse and neglect prevention, detection, and reporting policies and procedures;
- (f) Special health and developmental needs of the individual child;
- (g) The health care plan;
- (h) Fire prevention and safety procedures;
- (i) Personnel policies, when applicable;
- (j) Limited restraint techniques;
- (k) Cultural relevancy; and
- (l) Developmentally appropriate practices.

(2) The licensee shall provide or arrange for regular training opportunities for the child care staff to promote ongoing employee education and enhance practice skills.

(3) The licensee shall conduct periodic staff meetings for planning and coordination purposes.

(4) The licensee shall ensure:

(a) A staff person with basic, standard, current first aid and cardiopulmonary resuscitation (CPR) training, or department of health approved training, is present at all times and in all areas the child is in care; and

(b) Staff's CPR training includes methods appropriate for child age groups in care.

(5) The licensee shall provide or arrange appropriate education and training for child care staff on the prevention and transmission of human immunodeficiency virus/acquired immunodeficiency syndrome (HIV/AIDS).

(6) The licensee shall ensure the staff person preparing full meals has a valid food handler permit.

(7) The licensee shall ensure that the director, program supervisor and lead staff annually, beginning one year after licensure or employment, complete ten clock hours or one college quarter credit of training approved by the Washington state training and registry system (STARS). For those already employed or licensed on the effective date of this rule, this requirement for annual training shall begin one year after the effective date of this rule.

For the director and the program supervisor, five of the ten hours of training shall be in program management and administration.

**AMENDATORY SECTION** (Amending WSR 93-18-001, filed 8/18/93, effective 9/18/93)

**WAC 388-150-470 Personnel policies and records.**

(1) Each employee and volunteer having unsupervised or regular access to the child in care shall complete and submit to the licensee or director by the date of hire:

(a) An application for employment on a department-prescribed form, or its equivalent; and

(b) A criminal history and background inquiry form.

(i) The licensee shall submit this form to the department for the employee and volunteer, within seven calendar days of the employee's first day of employment, permitting a criminal and background history check.

(ii) The department shall discuss the inquiry information with the licensee or director, when applicable.

(2) Each employee serving as a director, program supervisor, or lead child care staff person shall complete and submit to the licensee or director by the date of hire a Washington state training and registry system (STARS) profile form. The licensee shall submit this form to the Washington state training and registry system within seven calendar days of the employee's first day of employment, to permit the department to track the employee's compliance with training requirements.

(3) The licensee employing five or more persons shall have written personnel policies describing staff benefits, if any, duties, and qualifications.

~~((3))~~ (4) The licensee shall maintain a personnel recordkeeping system, having on file, on the premises, for the licensee, staff person, and volunteer:

(a) An employment application, including work and education history;

(b) Documentation of criminal history and background inquiry form submission;

(c) A record of tuberculin skin test results, x-ray, or an exemption to the skin test or x-ray;

(d) Documentation of HIV/AIDS education and training;

(e) A record of participation in staff development training;

(f) Documentation of orientation program completion;

(g) Documentation of a valid food handler permit, when applicable; ~~((and))~~

(h) Documentation of current first aid and CPR training, when applicable; and

(i) Documentation of basic and annual training required under WAC 388-150-180 (2)(i) or (7)(b) and 388-150-200(7), when applicable.

**AMENDATORY SECTION** (Amending Order 3493, filed 12/30/92, effective 1/30/93)

**WAC 388-151-010 Definitions.** As used and defined under this chapter:

~~((H))~~ "**Capacity**" means the maximum number of children the licensee is authorized to have on the premises at a given time.

~~((2))~~ "**Child abuse or neglect**" means the injury, sexual abuse, sexual exploitation, or negligent treatment or maltreatment of a child by any person under circumstances indicating the child's health, welfare, or safety is harmed thereby.

~~((3))~~ "**Department**" means the state department of social and health services (DSHS), the organization vested with the legal authority to regulate and certify school-age child care centers.

~~((4))~~ "**Department of health**" means the state department of health.

((5)) "License" means a permit issued by the department authorizing by law the licensee to operate a school-age child-care center and affirming the licensee meets requirements under licensure.

((6)) "Licensee" means the person, organization, or legal entity responsible for operating the center.

((7)) "Licensor" means the person employed by the department to regulate and license a school-age child care center.

((8)) "Premises" means the building where the center is located and the adjoining grounds over which the licensee has control.

((9)) "School-age child" means a child five years of age through twelve years of age attending a public or private school.

((10)) "School-age child care center" means a program operating in a facility other than a private residence, accountable for school-age children when school is not in session. It shall meet department licensing requirements, provide adult-supervised care, and a variety of developmentally appropriate activities.

((11)) "Staff" means a child care giver or a group of child care givers employed by the licensee to supervise a child served at the center.

"The Washington state training and registry system (STARS)" means the entity approved by the department to determine the classes, courses, and workshops licensees and staff may take to satisfy training requirements.

AMENDATORY SECTION (Amending Order 3493, filed 12/30/92, effective 1/30/93)

**WAC 388-151-180 Staff pattern and qualifications.**

(1) General qualifications. The licensee, staff, volunteer, and other person associated with the operation of the center who has access to the child in care shall:

(a) Be of good character;

(b) Demonstrate the understanding, ability, personality, emotional stability, and physical health suited to meet the cultural, emotional, mental, physical, and social needs of the child in care; and

(c) Not have committed or been convicted of child abuse or any crime involving harm to another person.

(2) Program director. The licensee shall serve as or employ a director responsible for the overall management of the center's facility and operation. The director shall:

(a) Be twenty-one years of age or older;

(b) Serve as administrator of the center, ensuring compliance with licensing requirements;

(c) Have knowledge of development of school-age children as evidenced by professional references, education, experience, and on-the-job performance;

(d) Have the management and supervisory skills necessary for the proper administration for the center including:

(i) Record maintenance;

(ii) Financial management; and

(iii) Maintenance of positive relationships with staff, children, parents, and the community.

(e) Employ, provide, or arrange for fulfillment of clerical, accounting, maintenance, transportation, and food ser-

vice responsibilities so the child care staff is free to concentrate on program implementation and maintaining the required staff-to-child ratio;

(f) Have completed thirty or more college quarter credits in early childhood education/child development, elementary education, or possess an equivalent educational background in courses such as recreation, physical education, education, music, art, home economics, psychology, or social services;

(g) Have two or more years of successful experience working with school-age children as evidenced by professional references and on-the-job performance; ~~(and)~~

(h) Have planning, coordination, and supervisory skills to implement a high quality, developmentally appropriate program; and

(i) Have completed one of the following prior to or within the first six months of licensure or employment except as provided in subsection (2)(i) of this section:

(i) Twenty clock hours or two college quarter credits of basic training. Training shall be approved by the Washington state training and registry system (STARS); or

(ii) Current child development associate (CDA) or equivalent credential or twelve or more college quarter credits in child development, early childhood education, school-age care, elementary education, special education or recreation; or

(iii) An associate or arts (AA) or associate of applied science (AAS) or higher college degree in early childhood education, child development, school-age care, elementary education, special education, or recreation.

(j) Program directors who are already employed or licensed on the effective date of this rule must complete the training required in WAC 388-151-180 (2)(h) prior to or within twelve months after the effective date of this rule.

(3) Site coordinator. The licensee may employ a site coordinator responsible for program planning and implementation. The site coordinator shall be under the regular supervision of the program director.

(4) The site coordinator and program director may be one and the same person when qualified for both positions. The site coordinator shall:

(a) Be twenty-one years of age or older;

(b) Have completed thirty or more college quarter credits in early childhood education/child development, elementary education, or possess an equivalent educational background in courses such as recreation, physical education, education, music, art, psychology, or social services;

(c) Serve as staff supervisor;

(d) Have demonstrated knowledge in:

(i) Behavior management skills specific to school-age children;

(ii) Program management skills; and

(iii) School-age child activity planning and coordinating skills.

(e) Have a minimum of two years experience working with school-age children, or possess equivalent experience.

(f) Have completed one of the following prior to or within the first six months of licensure or employment except as provided in subsection (4)(g) of this section:



(i) Twenty clock hours or two college quarter credits of initial training. Training shall be approved by the Washington state training and registry system (STARS); or

(ii) Current child development associate (CDA) or equivalent credential or twelve or more college quarter credits in early childhood education, child development, school-age care, elementary education, special education or recreation; or

(iii) Forty-five or more college quarter credits in early childhood education, child development, school-age care, elementary education, special education, or recreation; or

(iv) An associate of arts (AA) or associate of applied science (AAS) or higher college degree in early childhood education, child development, school-age care, elementary education, special education, or recreation.

(g) Site coordinators who are already employed on the effective date of this rule must complete the training required in WAC 388-151-180 (4)(f) prior to or within twelve months after the effective date of this rule.

(5) The program director or site coordinator shall normally be on the premises while the child is in care. If temporarily absent from the center, the director and site coordinator shall leave a competent, designated staff person in charge.

(6) The director and site coordinator may also serve as child care staff when such role does not interfere with the director's or site coordinator's management and supervisory responsibilities.

(7) Center staffing. The licensee may employ a lead school-age child care staff person to be in charge of a child or a group of children. Lead school-age child care staff shall:

- (a) Be eighteen years of age or older;
- (b) Possesses a high school education or equivalent;
- (c) Have school-age child development knowledge and experience; and
- (d) Have the ability to implement the activity program.

(8) The licensee may employ a child care assistant, volunteer, or trainee. The assistant, volunteer, or trainee shall support staff. The school age child care assistant, volunteer, or trainee shall:

- (a) Be sixteen years of age or older; and
  - (b) Care for the child only under direct supervision.
- (9) The licensee shall ensure no person under eighteen years of age is assigned sole responsibility for a group of children. The assistant, eighteen years of age or older, may be assigned sole responsibility for a child or group of children for a brief period of time.

(10) The licensee may count the assistant, volunteer, or trainee in the staff-to-child ratio when that person meets staff requirements.

**AMENDATORY SECTION** (Amending Order 3493, filed 12/30/92, effective 1/30/93)

**WAC 388-151-190 Group size and staff-child ratios.**

(1) The licensee shall maintain, at minimum, a 1:15 staff-child ratio and a maximum group size of thirty or fewer children.

(2) The licensee shall conduct activities for each group in a specific classroom or other defined space within a larger area.

(3) The licensee shall ensure each group is under the supervision of a qualified staff person or team of staff.

(4) The department may approve reasonable variations to group size limitations if the licensee maintains required staff-to-child ratios, dependent on:

- (a) Staff qualifications;
- (b) Program structure; and
- (c) Usable space.

(5) The licensee shall ensure staff keep each child within continuous visual or auditory range, except when the child uses the toilet.

(6) When only one staff person is present, the licensee shall ensure a second staff person is readily available in case of an emergency.

(7) The licensee shall ensure that each group of children is supervised by a staff person who has completed one of the following prior to or within the first six months of employment except as provided in subsection (8) of this section:

(a) Twenty clock hours or two college quarter credits of initial training. Training shall be approved by the Washington state training and registry system (STARS); or

(b) Current child development associate (CDA) or equivalent credential or twelve or more college quarter credits in early childhood education, child development, school-age care, elementary education, special education, or recreation; or

(c) An associate of arts (AA) or associate of applied science (AAS) or higher college degree in early childhood education, child development, school-age care, elementary education, special education, or recreation.

(8) Staff persons who are required to complete the training described in WAC 388-151-190(7) and who are already employed on the effective date of this rule must complete the training prior to or within twelve months after the effective date of this rule.

**AMENDATORY SECTION** (Amending Order 3493, filed 12/30/92, effective 1/30/93)

**WAC 388-151-200 Staff development, orientation, and training.**

(1) The licensee shall have an orientation system making the employee, volunteer, and trainee aware of program policies and practices. The licensee shall provide staff an orientation including, but not limited to:

- (a) Licensing rules required under this chapter;
- (b) Goals and philosophy of the center;
- (c) Planned daily activities and routines;
- (d) Age-appropriate child guidance and behavior management methods;
- (e) Child abuse and neglect prevention, detection, and reporting policies and procedures;
- (f) Special health and developmental needs of the individual child;
- (g) Fire prevention and safety procedures; and
- (h) Personnel policies.

(2) The licensee shall provide or arrange regular training opportunities for the child care staff to:

- (a) Promote ongoing employee education;
- (b) Enhance practice skills;
- (c) Increase cultural awareness; and

(d) Accommodate special health and developmental needs of the individual child.

(3) The licensee shall conduct periodic staff meetings for planning and coordination purposes.

(4) The licensee shall ensure:

(a) A staff person with basic, standard, current first aid and cardiopulmonary resuscitation (CPR) training, or department of health approved training is present at all times while the child is in care; and

(b) Staff's CPR training includes methods appropriate for school-age children in care.

(5) The licensee shall provide or arrange appropriate education and training for child care staff on the prevention and transmission of human immunodeficiency virus/acquired immunodeficiency syndrome (HIV/AIDS).

(6) The licensee shall ensure the person preparing full meals for the center has a valid food handler permit.

(7) The licensee shall ensure that the director, site coordinator and, where the program serves more than one group of children, at least one staff person for every group of children, complete ten clock hours or one college quarter credit of training annually, beginning one year after licensure or employment in a licensed child care facility, complete ten clock hours or one college quarter credit of training approved by Washington state registry and training system (STARS). For those already employed or licensed on the effective date of this rule, the requirement for annual training shall begin one year after the effective date of the rule.

For the director and the site coordinator, five of the ten hours of training shall be in program management and administration.

**AMENDATORY SECTION** (Amending Order 3493, filed 12/30/92, effective 1/30/93)

**WAC 388-151-470 Personnel policies and records.**

(1) Each employee and volunteer having unsupervised or regular access to the child in care shall complete and submit to the licensee or director by the date of hire:

(a) An application for employment on a department-prescribed form or its equivalent; and

(b) A criminal history and background inquiry form:

(i) The licensee shall submit this form to the department for the employee and volunteer, within seven calendar days of the employee's first day of employment, permitting a criminal and background history check; and

(ii) The department shall discuss the inquiry information with the licensee or director, when applicable.

(2) Each employee serving as a program director, site coordinator, or staff person required to complete training under WAC 388-151-190(7) shall complete and submit to the licensee or director by the date of hire a Washington state training and registry system (STARS) profile form. The licensee shall submit this form to the Washington state training and registry system within seven calendar days of the employee's first day of employment, permitting tracking of the employee's compliance with training requirements.

(3) The licensee shall have written personnel policies describing staff benefits, if any, duties, qualifications, grievance procedures, pay dates, and nondiscrimination policies.

~~((3))~~ (4) The licensee shall maintain a personnel record keeping system, having on file for the licensee, staff person, and volunteer:

(a) An employment application including work and education history;

(b) Documentation of criminal history and background inquiry form submission;

(c) A record of Mantoux method tuberculin skin test results, x-ray, or an exemption to the skin test or x-ray;

(d) Documentation on HIV/AIDS education and training;

(e) A record of participation in staff development training;

(f) Documentation of orientation program completion;

(g) Documentation of a valid food handler permit, when applicable; ~~((and))~~

(h) Documentation of current first aid and CPR training, when applicable; and

(i) Documentation of basic and annual training required under WAC 388-151-180 (2)(i) and (4)(f), 388-151-190(7) and 388-151-200(7).

**AMENDATORY SECTION** (Amending Order 3136, filed 2/1/91, effective 3/4/91)

**WAC 388-155-010 Definitions.** As used and defined under this chapter:

~~((4))~~ "Assistant" means a child care giver or child care givers employed by the licensee to supervise a child served at the home.

~~((2))~~ "Capacity" means the maximum number of children the licensee is authorized to have on the premises at a given time.

~~((3))~~ "Child" means a person seventeen years of age and under.

~~((4))~~ "Child abuse or neglect" means the injury, sexual abuse, sexual exploitation, or negligent treatment or maltreatment of a child by a person under circumstances indicating the child's health, welfare, and safety is harmed.

~~((5))~~ "Department" means the state department of social and health services.

~~((6))~~ "Department of health" means the state department of health.

~~((7))~~ "Family abode" means "a single dwelling unit and accessory buildings occupied for living purposes by a family which provides permanent provisions for living, sleeping, eating, cooking, and sanitation."

~~((8))~~ "Family child care home" means a facility in the family residence of the licensee providing regularly scheduled care for twelve or fewer children, within a birth through eleven-years-of-age range exclusively, for periods less than twenty-four hours.

~~((9))~~ "Family child day care home" means the same as "family child care home" and "a child day care facility, licensed by the state, located in the family abode of the person or persons under whose direct care and supervision the child is placed, for the care of twelve or fewer children, including children who reside at the home."

((10)) "Family residence" means the same as "family abode."

((11)) "Home" means the same as "family child care home."

((12)) "License" means a permit issued by the department authorizing by law the licensee to operate a family child care home and certifying the licensee meets minimum requirements under licensure.

((13)) "Licensee" means the person, organization, or legal entity responsible for operating the home.

((14)) "Premises" means the buildings where the home is located and the adjoining grounds over which the licensee has control.

((15)) "Provider" means the same as "licensee."

((16)) "Under two years of age" means a child twenty-three months of age or younger.

"The Washington state training and registry system (STARS)" means the entity approved by the department to determine the classes, courses, and workshops licensees and staff may take to satisfy training requirements.

AMENDATORY SECTION (Amending Order 3136, filed 2/1/91, effective 3/4/91)

**WAC 388-155-180 Staffing—Qualifications.** (1) General qualifications. The licensee, assistant, volunteer, and other person associated with the operation of the home who has access to the child in care shall:

(a) Be of good character;

(b) Have the understanding, ability, personality, emotional stability, and physical health suited to meet the cultural, emotional, mental, physical, and social needs of the child in care; and

(c) Not have committed or been convicted of child abuse or any crime involving physical harm to another person.

(2) The licensee shall:

(a) Be eighteen years of age or older;

(b) Be the primary child care provider; ~~(and)~~

(c) Ensure compliance with minimum licensing requirements under this chapter; and

(d) Have completed one of the following prior to or within the first six months of initial licensure except as provided in (e) of this subsection:

(i) Twenty clock hours or two college quarter credits of basic training approved by the Washington state training and registry system (STARS); or

(ii) Current child development associate (CDA) or equivalent credential or twelve or more college quarter credits in early childhood education or child development; or

(iii) Associate of arts or AAS or higher college degree in early childhood education, child development, school age care, elementary education or special education.

(e) Licensees already licensed on the effective date of this rule must complete the training required in WAC 388-150-180 (2)(d) prior to or within twelve months after the effective date of this rule.

(3) The assistant shall be:

(a) Fourteen years of age or older; or

(b) Eighteen years of age or older if assigned sole responsibility for the child in care; and

(c) Competent to exercise appropriate judgements.

AMENDATORY SECTION (Amending Order 3136, filed 2/1/91, effective 3/4/91)

**WAC 388-155-200 Development and training.** (1)

The licensee shall have an orientation system making the new employee and volunteer aware of policies and practices. The licensee shall provide the new employee or volunteer an orientation including, but not limited to:

(a) Minimum licensing rules required under this chapter;

(b) Goals and philosophy of the home;

(c) Daily activities and routines;

(d) Child guidance and behavior management methods;

(e) Child abuse and neglect prevention, detection, and reporting policies and procedures;

(f) Special health and developmental needs of the individual child;

(g) The health care plan;

(h) Fire prevention and safety procedures; and

(i) Personnel policies, when applicable.

(2) The licensee shall:

(a) Obtain basic, standard first aid, and cardiopulmonary resuscitation (CPR) training, approved by the department of health. CPR training shall include methods appropriate for child age groups in care; ~~(and)~~

(b) Ensure that first aid and CPR training is current; and

(c) Annually, beginning one year after licensure, complete ten clock hours or one college quarter credit of training. Training must be approved by the Washington state training and registry system (STARS). For those already licensed on the effective date of this rule, this requirement for annual training shall begin one year after the effective date of this rule.

(3) The licensee shall ensure the assistant eighteen years of age or older obtains basic, standard first aid, and CPR training approved by the department of health if the assistant will be solely responsible for the child in care.

(4) The licensee and assistant shall obtain appropriate education and training on the prevention and transmission of human immunodeficiency virus/acquired immunodeficiency syndrome (HIV/AIDS).

(5) The licensee shall encourage the assistant to participate in training opportunities to promote ongoing education and enhance practice skills.

(6) The licensee shall conduct periodic meetings for planning and coordination purposes when applicable.

AMENDATORY SECTION (Amending Order 3136, filed 2/1/91, effective 3/4/91)

**WAC 388-155-470 Personnel records.** (1) Each assistant and volunteer having unsupervised or regular access to the child in care shall complete and submit to the licensee by the date of hire:

(a) An application for employment on a department-prescribed form, or its equivalent; and

(b) A criminal history and background inquiry form.

(i) The licensee shall submit this form to the department for the employee and volunteer, within seven calendar days of the assistant's or volunteer's first day of employment, permitting a criminal and background history check.

(ii) The department shall discuss the result of the criminal history and background inquiry information with the licensee, when applicable.

(2) The licensee, assistant, and volunteer shall have on file at the home:

(a) An employment application, including work and education history;

(b) Documentation of criminal history and background inquiry form submission;

(c) A record of the tuberculin skin test results, x-ray, or an exemption to the skin test or x-ray;

(d) Documentation of HIV/AIDS education and training; ~~(and)~~

(e) Documentation of current first aid and CPR training, when applicable; and

(f) Documentation of basic and annual training required under WAC 388-155-180 (2)(d) and 388-155-200 (2)(c), when applicable.

#### WSR 98-24-096

#### PERMANENT RULES

#### DEPARTMENT OF

#### LABOR AND INDUSTRIES

[Filed December 1, 1998, 3:20 p.m., effective March 1, 1999]

Date of Adoption: December 1, 1998.

Purpose: The purpose of this rule adoption is to address four issues:

1. Adopt the legislature's expanded definition of agriculture as required by the 1997 SB 5530;

2. Adopt rules related to electricity and food storage and handling in temporary labor camps as required by 2SSB 6168, chapter 37, Laws of 1998;

3. Make corrections to field sanitation rules as required by two letters from the Occupational Safety and Health Administration (OSHA); and

4. Make a variety of nonsubstantive corrections and clarifications.

#### NEW SECTIONS

##### Agriculture, chapter 296-307 WAC:

**WAC 296-307-16004 What electricity must be provided for temporary labor camps?** Legislative-initiated amendments to meet the requirements of 2SSB 6168, chapter 37, Laws of 1998, are adopted to require electricity in temporary labor camps.

**WAC 296-307-18005 How must fan blades be guarded?** State-initiated amendments that do not add new requirements are adopted to move requirements to guard fan blades from Part P, Guarding power transmission machinery, to Part M, Guarding tools and equipment; farm shops; material handling.

**WAC 296-307-18010 How must constant-running drives be guarded?** State-initiated amendments that do not add new requirements are adopted to move requirements to guard constant-running drives from Part P, Guarding power transmission machinery, to Part M, Guarding tools and equipment; farm shops; material handling.

**WAC 296-307-18015 What training must an employer provide for employees who use agricultural equipment?** State-initiated amendments that do not add new requirements are adopted to move requirements to train employees from Part P, Guarding power transmission machinery, to Part M, Guarding tools and equipment; farm shops; material handling.

**WAC 296-307-18020 What requirements apply to machine controls?** State-initiated amendments that do not add new requirements are adopted to move requirements regarding machine controls from Part P, Guarding power transmission machinery, to Part M, Guarding tools and equipment; farm shops; material handling.

**WAC 296-307-18025 How must steam pipes be guarded?**

State-initiated amendments that do not add new requirements are adopted to move requirements to guard steam pipes from Part P, Guarding power transmission machinery, to Part M, Guarding tools and equipment; farm shops; material handling.

##### Temporary labor camps, chapter 296-24 WAC:

**WAC 296-24-12504 What electricity must be provided for temporary labor camps?** Legislative-initiated amendments to meet the requirement of 2SSB 6168, chapter 37, Laws of 1998, are adopted to require electricity in temporary labor camps.

#### REPEALED SECTIONS

##### Agriculture, chapter 296-307 WAC:

**WAC 296-307-28008 What training must an employer provide for employees who use agricultural equipment?** State-initiated amendments that do not add new requirements are adopted to move requirements to train employees from Part P, Guarding power transmission machinery, to Part M, Guarding tools and equipment; farm shops; material handling.

**WAC 296-307-28010 What requirements apply to machine controls?** State-initiated amendments that do not add new requirements are adopted to move requirements regarding machine controls from Part P, Guarding power transmission machinery, to Part M, Guarding tools and equipment; farm shops; material handling.

**WAC 296-307-28012 What requirements apply to guarding steam pipes?** State-initiated amendments that do not add new requirements are adopted to move requirements to guard steam pipes from Part P, Guarding power transmission machinery, to Part M, Guarding tools and equipment; farm shops; material handling.

#### AMENDED SECTIONS

##### Agriculture, chapter 296-307 WAC:

**WAC 296-307-006 What does this chapter cover?**

State-initiated amendments that do not add new requirements are adopted to:

- Correct the chapter reference to chapter 296-307 WAC.
- Provide additional guidance on other safety and health rules that may apply.
- Clarify the definition of "agricultural operations."

Legislative-initiated amendments are adopted to meet the requirement of SB 5530, 1997, expanding the scope of the definition of "agricultural operations."

**WAC 296-307-009 What definitions apply to this chapter?** State-initiated amendments that do not add new requirements are adopted to clarify that references to "the department" refer to WISHA staff.

**WAC 296-307-015 What must an employer do if a serious injury occurs?** State-initiated amendments that do not add new requirements are adopted to clarify how an employer must report a serious injury.

**WAC 296-307-018 What are the employer's responsibilities?**

State-initiated amendments that do not add new requirements are adopted to provide additional guidance on other safety and health rules that may apply.

**WAC 296-307-024 How does an employer apply for a variance?**

State-initiated amendments that do not add new requirements are adopted to correct the address to write to for a variance application.

**WAC 296-307-030 What are the required elements of an accident prevention program?** State-initiated amendments that do not add new requirements are adopted to:

- Clarify that an accident prevention program must be in writing.
- Specify where the requirement to develop an emergency action plan is found.

**WAC 296-307-07013 What rules apply to vehicles used to transport employees?** State-initiated amendments that do not add new requirements are adopted to clarify that all vehicles used to transport employees must be equipped with first-aid supplies, two blankets, and a fire extinguisher.

**WAC 296-307-09503 What does this section cover?** Federal-initiated amendments to address a letter from OSHA dated July 20, 1998, which identified areas in the agriculture rules that are not as effective as OSHA rules, are adopted to eliminate the field sanitation exemption for production of seeds.

**WAC 296-307-09509 What orientation must employers provide for field sanitation?** Federal-initiated amendments to address issues identified in a letter from OSHA dated July 30, 1997, which identified areas in the agriculture rules that are not as effective as OSHA rules, are adopted to:

- Specify the good hygiene practices necessary to minimize exposure to hazards in the field.
- Clarify that nonpotable water cannot be used for sanitation purposes.

**WAC 296-307-107 Federal worker protection standards—Washington state department of agriculture.** State-initiated amendments that do not add new requirements are adopted to change the word "chapter" to "part."

**WAC 296-307-11005 Definitions—Worker protection standards—40 CFR, § 170.3.** State-initiated amendments that do not add new requirements are adopted to:

- Correct the chapter reference to chapter 296-307 WAC.
- Delete the note referring to WAC 296-306A-010, which does not exist.

**WAC 296-307-12040 Pesticide safety training—Standards for workers—40 CFR, § 170.130.** State-initiated amendments that do not add new requirements are adopted to:

- Correct the chapter reference to chapter 296-307 WAC.
- Merge all pesticide safety training requirements into one subsection to eliminate confusion.

**WAC 296-307-13045 Personal protective equipment—Standards for pesticide handlers—40 CFR, § 170.240.** State-initiated amendments that do not add new requirements are adopted to correct the chapter reference to chapter 296-307 WAC and correct another WAC reference.

**WAC 296-307-16001 What requirements apply to camp sites?** State-initiated amendments that do not add new requirements are adopted to eliminate requirements for closing temporary labor camps that address public health issues over which we have no jurisdiction.

**WAC 296-307-16003 How must camp shelters be constructed?** Legislative-initiated amendments are adopted to meet the requirement of 2SSB 6168, chapter 37, Laws of 1998, deleting requirements for cooking facilities that have been moved to WAC 296-307-16017.

**WAC 296-307-16013 What lighting must an employer provide in camp buildings?** State-initiated amendments that do not add new requirements are adopted to clarify light level requirements in other rooms.

Legislative-initiated amendments are adopted to meet the requirement of 2SSB 6168, chapter 37, Laws of 1998, deleting the phrase "where electric service is available."

**WAC 296-307-16017 How must kitchens, dining halls, and feeding facilities be constructed?** Legislative-initiated amendments are adopted to meet the requirement of 2SSB 6168, chapter 37, Laws of 1998, requiring facilities for cooking and food handling.

**Part M—Guarding tools; farm shops; materials handling,** state-initiated amendments that do not add new requirements are adopted to include equipment guarding in the part title to better reflect the contents of the part.

**WAC 296-307-18503 What general requirements apply to powered saws?** State-initiated amendments that do not add new requirements are adopted to:

- Correct the chapter reference to chapter 296-307 WAC.
- Move requirements that apply to specific kinds of saws to the sections that cover those saws.
- Clarify that push sticks or blocks must be used.
- Clarify that improper dadoing is prohibited.

**WAC 296-307-18506 How must band saws be guarded?**

State-initiated amendments that do not add new requirements are adopted to:

- Rewrite for clarity using plain language.

**WAC 296-307-18509 How must radial arm saws be guarded?**

State-initiated amendments that do not add new requirements are adopted to:

- Allow the option of alternative protection equivalent to a blade guard.
- Bring in requirements previously found in general saw requirements that only apply to radial arm saws.
- Rewrite for clarity using plain language.

**WAC 296-307-18512 How must table saws be guarded?**

State-initiated amendments that do not add new requirements are adopted to:

- Correct the chapter reference to chapter 296-307 WAC.
- Bring in requirements previously found in general saw requirements that only apply to table saws.
- Rewrite for clarity using plain language.

**WAC 296-307-190 Guarding bench grinders and abrasive wheels.**

State-initiated amendments that do not add new requirements are adopted to add "and portable grinders" to the section title to better reflect the content of the section.

**WAC 296-307-19009 What are the use, mounting, and guarding rules for abrasive wheels?** State-initiated amendments that do not add new requirements are adopted, moving an existing requirement (mistakenly located in flanges requirements) that applies to abrasive wheels into this section.

**WAC 296-307-19012 What requirements apply to flanges?** State-initiated amendments that do not add new requirements are adopted, moving a requirement that does not apply to flanges to WAC 296-307-19009.

**WAC 296-307-22012 What rules apply to walk-behind rotary mowers?** State-initiated amendments that do not add new requirements are adopted to:

- Correct the chapter reference to chapter 296-307 WAC.
- Clarify that deadman controls are required.

**WAC 296-307-22509 What rules apply to the operation and maintenance of jacks?** State-initiated amendments that do not add new requirements are adopted to clarify that jacks alone are not a sufficient support method when working under the load.

**WAC 296-307-232 What requirements apply to conveyors?** State-initiated amendments that do not add new requirements are adopted to:

- Clarify what the emergency conditions are when walking on a roller-type conveyor.
- Clarify the location of the emergency stopping device for a conveyor.

**WAC 296-307-25015 What protection must an employer provide for open-sided floors, platforms, and runways?** State-initiated amendments that do not add new requirements are adopted to:

- Correct the reference to chapter 296-307 WAC.
- Correct a WAC reference.

**WAC 296-307-28006 What general requirements apply to machine guarding?** State-initiated amendments that do not add new requirements are adopted to:

- Correct the chapter reference to chapter 296-307 WAC.
- Move requirements for constant-running drives to Part M.

**WAC 296-307-28060 What materials must be used for guardrails and toeboards?** State-initiated amendments that do not add new requirements are adopted to:

- Clarify that these guardrail requirements only apply to guarding power transmission machinery.

**WAC 296-307-30009 How must other power transmission components of farmstead equipment be guarded?**

State-initiated amendments that do not add new requirements are adopted to:

- Replace specifications for power transmission components guarding with a reference to the rules on power transmission guarding.
- Rewrite for clarity using plain language.

**WAC 296-307-34006 Who is exempt from the requirements of this section?** State-initiated amendments that do not add new requirements are adopted to:

- Correct the chapter reference to chapter 296-307 WAC.
- Specify in the note which sections require portable fire extinguishers.

**WAC 296-307-35015 What are the requirements for an emergency action plan?** State-initiated amendments that do not add new requirements are adopted to specify which section requires the emergency action plan.

**WAC 296-307-35018 What are the requirements for a fire prevention plan?** State-initiated amendments that do not add new requirements are adopted to specify which section requires a fire prevention plan.

**WAC 296-307-37801 What does this section cover?** State-initiated amendments that do not add new requirements are adopted to:

- Correct the chapter reference to chapter 296-307 WAC.
- Correct a WAC reference.

**WAC 296-307-40005 What general requirements apply to the storage and handling of anhydrous ammonia?** State-initiated amendments that do not add new requirements are adopted to clarify that gloves and goggles are required and a face shield may also be used.

**WAC 296-307-45001 What general requirements apply to hazardous materials and flammable and combustible liquids?** State-initiated amendments that do not add new requirements are adopted to clarify that the storage requirements apply to other flammable and combustible liquids.

**WAC 296-307-52003 What is a "powered industrial truck"?** State-initiated amendments that do not add new requirements are adopted to delete the farm vehicles exclusion inadvertently left during adoption of previous changes to chapter 296-306A WAC.

**WAC 296-307-52005 What manufacturer's requirements apply to powered industrial trucks?** State-initiated amendments that do not add new requirements are adopted to replace "shall" with "must."

**WAC 296-307-52009 What must a user consider before choosing a powered industrial truck?** State-initiated amendments that do not add new requirements are adopted to:

- Correct the chapter reference to chapter 296-307 WAC.
- Replace "shall" with "must."

**WAC 296-307-52011 What requirements determine which trucks to use in specific hazardous environments?** State-initiated amendments that do not add new requirements are adopted to delete the tables that users find more confusing than helpful.

**Correcting references.** State-initiated amendments to the following sections are adopted to correct references from chapter 296-306A WAC to chapter 296-307 WAC. No other changes are adopted.

- WAC 296-307-003 How is this chapter divided?
- WAC 296-307-05507 What other requirements apply to ladders?
- WAC 296-307-076 How must farm field equipment be guarded?
- WAC 296-307-08003 Which agricultural tractors are covered by this section?
- WAC 296-307-08009 What requirements apply to the testing and performance of ROPS used on agricultural tractors?
- WAC 296-307-08012 What requirements apply to seatbelts used with ROPS on agricultural tractors?
- WAC 296-307-08018 What employee training requirements apply to ROPS used on agricultural tractors?
- WAC 296-307-08021 What other requirements apply to ROPS used on agricultural tractors?
- WAC 296-307-085 When must ROPS be provided for material handling equipment?
- WAC 296-307-09506 What definitions apply to this section?
- WAC 296-307-11010 General duties and prohibited actions—Worker protection standards—40 CFR, § 170.7.
- WAC 296-307-120 Applicability of this section—Standards for workers—40 CFR, § 170.102.
- WAC 296-307-12010 Exemptions—Standards for workers—40 CFR, § 170.104.
- WAC 296-307-12015 Restrictions associated with pesticide applications—Standards for workers—40 CFR, § 170.110.
- WAC 296-307-12020 Entry restrictions—Standards for workers—40 CFR, § 170.112.
- WAC 296-307-12025 Notice of applications—Standards for workers—40 CFR, § 170.120.
- WAC 296-307-12030 Providing specific information about applications—Standards for workers—40 CFR, § 170.122.
- WAC 296-307-12050 Decontamination—Standards for workers—40 CFR, § 170.150.
- WAC 296-307-130 Applicability of this section—Standards for pesticide handlers—40 CFR, § 170.202.
- WAC 296-307-13005 Exemptions—Standards for handlers—40 CFR, § 170.204.
- WAC 296-307-13015 Providing specific information about applications—Standards for pesticide handlers—40 CFR, § 170.222.
- WAC 296-307-13025 Pesticide safety training—Standards for pesticide handlers—40 CFR, § 170.230.
- WAC 296-307-15003 What does this section cover?
- WAC 296-307-18515 How must circular fuel-wood saws be guarded?
- WAC 296-307-19006 What rules apply to guarding abrasive wheels?
- WAC 296-307-20505 What requirements apply to guarding portable powered tools?
- WAC 296-307-230 What are the general requirements for materials handling and storage?
- WAC 296-307-24003 What does this section cover?
- WAC 296-307-25012 What protection must an employer provide for wall openings and holes?
- WAC 296-307-26003 What does this section cover?
- WAC 296-307-26030 What requirements apply to railings and handrails on fixed stairs?
- WAC 296-307-26033 What requirements apply to alternating tread-type stairs?
- WAC 296-307-27010 What requirements apply to using aerial manlift equipment?
- WAC 296-307-28002 What power transmission belts are covered by this section?
- WAC 296-307-28014 What requirements apply to prime-mover guards?
- WAC 296-307-28016 What requirements apply to guarding shafting?
- WAC 296-307-28018 What requirements apply to guarding pulleys?
- WAC 296-307-28020 What requirements apply to guarding horizontal belt, rope, and chain drives?
- WAC 296-307-28022 What requirements apply to guarding overhead horizontal belt, rope, and chain drives?
- WAC 296-307-28024 What requirements apply to guarding vertical and inclined belts?
- WAC 296-307-28030 What requirements apply to guarding gears, sprockets, and chains?
- WAC 296-307-28040 What requirements apply to guarding clutches, cutoff couplings, and clutch pulleys?
- WAC 296-307-28042 What requirements apply to guarding belt shifters, clutches, shippers, poles, perches, and fasteners?
- WAC 296-307-28048 What requirements apply to disk, shield, and U-guards?
- WAC 296-307-28052 When may wood guards be used?
- WAC 296-307-29005 What requirements apply to auger conveying equipment?
- WAC 296-307-30003 What does this section cover?
- WAC 296-307-30018 What requirements apply to electrical control for maintaining and servicing farmstead equipment?
- WAC 296-307-32001 What does this section cover?
- WAC 296-307-32003 When does this section not apply?
- WAC 296-307-32009 How does an employer determine when to use lockout vs. tagout?
- WAC 296-307-32017 How often must the energy control procedure be inspected?
- WAC 296-307-32035 What requirements apply to testing and positioning machines and equipment?
- WAC 296-307-32039 What requirements apply to group lockout or tagout?
- WAC 296-307-34003 What does this section cover?
- WAC 296-307-34503 What does this section cover?

PERMANENT

- WAC 296-307-35003 What does this section cover?
- WAC 296-307-35012 What are the operation and maintenance requirements for exit routes?
- WAC 296-307-36005 What does this part cover?
- WAC 296-307-36230 What access and working space must be provided for electrical equipment over 600 volts, nominal?
- WAC 296-307-36636 How must high voltage systems be grounded?
- WAC 296-307-36803 Does this section apply to factory-assembled equipment?
- WAC 296-307-37203 What does this section cover?
- WAC 296-307-37209 What equipment, wiring methods, and installations may be used in hazardous locations?
- WAC 296-307-37603 What does this section cover?
- WAC 296-307-37606 Who may work on energized parts?
- WAC 296-307-37612 What requirements apply to qualified persons working near overhead lines?
- WAC 296-307-37615 What requirements apply to vehicles and mechanical equipment near overhead lines?
- WAC 296-307-37803 How must employees be trained on safety practices?
- WAC 296-307-37807 What work practices must be followed for work on exposed deenergized parts?
- WAC 296-307-37809 Must an employer have a written copy of lockout-tagout procedures?
- WAC 296-307-37825 What safety-related work practices relate to flammable materials?
- WAC 296-307-38006 What requirements apply to general protective equipment and tools?
- WAC 296-307-38012 What electrical requirements apply to electrical protective devices?
- WAC 296-307-38015 What workmanship and finish requirements apply to electrical protective devices?
- WAC 296-307-40001 What does this section cover?
- WAC 296-307-40007 What requirements apply to systems mounted on farm wagons (implements of husbandry) for the transportation of ammonia?
- WAC 296-307-40009 What requirements apply to systems mounted on farm wagons (implements of husbandry) for the application of ammonia?
- WAC 296-307-40013 What requirements apply to the construction, original test, and requalification of nonrefrigerated containers?
- WAC 296-307-40015 How must nonrefrigerated containers and systems (other than DOT containers) be marked?
- WAC 296-307-40021 What requirements apply to piping, tubing, and fittings?
- WAC 296-307-40023 What specifications must hoses meet?
- WAC 296-307-40025 What requirements apply to safety-relief devices?
- WAC 296-307-40033 What requirements apply to tank car unloading points and operations?
- WAC 296-307-40039 What requirements apply to electrical equipment and wiring?
- WAC 296-307-41001 What does this part cover?
- WAC 296-307-41017 Where must containers be located?
- WAC 296-307-41025 What requirements apply to safety devices?
- WAC 296-307-41027 How must indirect fired vaporizers be constructed and installed?
- WAC 296-307-41031 How must direct gas-fired vaporizers be constructed and installed?
- WAC 296-307-41039 What requirements apply to LP-gas in buildings?
- WAC 296-307-41041 What requirements apply to transfer of liquids?
- WAC 296-307-41047 What electrical requirements apply to LP-gas installations?
- WAC 296-307-41049 What requirements apply to liquid-level gauging devices?
- WAC 296-307-41501 What does this section cover?
- WAC 296-307-41507 What additional requirements apply to cylinder systems installed outdoors?
- WAC 296-307-41513 What requirements apply to safety devices for cylinder systems?
- WAC 296-307-42001 What does this section cover?
- WAC 296-307-42007 What additional requirements apply to safety devices for non-DOT containers?
- WAC 296-307-42013 How must non-DOT containers be installed?
- WAC 296-307-42023 What other requirements apply to non-DOT containers?
- WAC 296-307-42501 What does this section cover?
- WAC 296-307-42503 What general requirements apply to LP-gas used as a motor fuel?
- WAC 296-307-42519 What is the maximum container capacity allowed?
- WAC 296-307-42521 What requirements apply to stationary engines used indoors?
- WAC 296-307-42523 What requirements apply to portable engines used indoors?
- WAC 296-307-43001 What does this section cover?
- WAC 296-307-43501 What does this section cover?
- WAC 296-307-43503 How must containers be constructed?
- WAC 296-307-43509 What requirements apply to valves and accessories?
- WAC 296-307-43511 What requirements apply to safety devices?
- WAC 296-307-43515 What requirements apply to enclosures and mounting?
- WAC 296-307-44001 What does this section cover?
- WAC 296-307-44007 What requirements apply to safety devices?
- WAC 296-307-45003 What requirements apply to dip tanks containing flammable or combustible liquids?
- WAC 296-307-45009 What general requirements apply to the construction of dip tanks?
- WAC 296-307-45017 What measures must an employer take to prevent hazards from electrical and other ignition sources?
- WAC 296-307-45021 What requirements must fire extinguishing systems meet?
- WAC 296-307-45023 What requirements apply to hardening and tempering tanks?



- WAC 296-307-45027 What requirements apply to electrostatic apparatus?
- WAC 296-307-48023 What requirements apply to fuel-gas manifolds?
- WAC 296-307-48027 What requirements apply to low pressure oxygen manifolds?
- WAC 296-307-48029 What requirements apply to manifolding portable outlet headers?
- WAC 296-307-48031 What operating procedures apply to cylinder manifolds?
- WAC 296-307-48033 How must service piping systems be designed?
- WAC 296-307-48501 What general requirements apply to resistance welding equipment?
- WAC 296-307-48505 What requirements apply to flash welding equipment?
- WAC 296-307-49005 How must arc welding equipment be designed?
- WAC 296-307-49007 How must arc welding equipment be installed?
- WAC 296-307-49009 How must arc welding equipment be grounded?
- WAC 296-307-49011 What requirements apply to supply connections and conductors?
- WAC 296-307-49013 How must arc welding equipment be operated?
- WAC 296-307-49501 What basic fire prevention precautions must be taken?
- WAC 296-307-49503 What special fire prevention precautions must be taken?
- WAC 296-307-50005 What protective clothing must welders wear?
- WAC 296-307-50009 What employee protection must be provided in confined spaces?
- WAC 296-307-50011 What general requirements apply to welding ventilation?
- WAC 296-307-50013 What ventilation must be provided for general welding and cutting?
- WAC 296-307-50019 What requirements apply to welding fluorine compounds?
- WAC 296-307-50021 What requirements apply to welding zinc?
- WAC 296-307-50023 What requirements apply to welding lead?
- WAC 296-307-50027 What requirements apply to welding cadmium?
- WAC 296-307-52001 What does this section cover?
- WAC 296-307-52013 In what environments may converted trucks be used?
- WAC 296-307-52015 What requirements apply to overhead safety guards?
- WAC 296-307-52017 What requirements apply to load backrests?
- WAC 296-307-52047 What requirements apply to maintaining powered industrial trucks?
- WAC 296-307-53001 What does this section cover?
- WAC 296-307-53005 What training must an employer provide for employees who service rim wheels?

#### **Temporary labor camps, chapter 296-24 WAC:**

**WAC 296-24-12501 Site.** State-initiated amendments that do not add new requirements are adopted to:

- Change the title to "What requirements apply to camp sites?"
- Eliminate requirements for closing temporary labor camps that address public health issues over which we have no jurisdiction.
- Rewrite for clarity using plain language.

**WAC 296-24-12503 Shelter.** State-initiated amendments that do not add new requirements are adopted to:

- Change the title to "How must camp shelters be constructed?"
- Rewrite for clarity using plain language.

Legislative-initiated amendments are adopted to meet the requirement of 2SSB 6168, chapter 37, Laws of 1998, moving the requirements for cooking facilities to WAC 296-24-12517.

**WAC 296-24-12505 Water supply.** State-initiated amendments that do not add new requirements are adopted to:

- Change the title to "What requirements apply to the water supply?"
- Rewrite for clarity using plain language.

**WAC 296-24-12507 Toilet facilities.** State-initiated amendments that do not add new requirements are adopted to:

- Change the title to "Must an employer provide toilet facilities for the camp?"
- Rewrite for clarity using plain language.

**WAC 296-24-12509 Sewage disposal facilities.** State-initiated amendments that do not add new requirements are adopted to:

- Change the title to "Must sewer lines connect to public sewers?"
- Rewrite for clarity using plain language.

**WAC 296-24-12511 Laundry, handwashing, and bathing facilities.** State-initiated amendments that do not add new requirements are adopted to:

- Change the title to "What facilities must an employer provide for laundry, handwashing, and bathing?"
- Rewrite for clarity using plain language.

**WAC 296-24-12513 Lighting.** State-initiated amendments that do not add new requirements are adopted to:

- Change the title to "What lighting must an employer provide in camp buildings?"
- Rewrite for clarity using plain language.

Legislative-initiated amendments are adopted to meet the requirement of 2SSB 6168, chapter 37, Laws of 1998:

- Delete the phrase "where electric service is available."
- Clarify light level requirements in other rooms.

**WAC 296-24-12515 Refuse disposal.** State-initiated amendments that do not add new requirements are adopted to:

- Change the title to "What requirements apply to refuse disposal?"
- Rewrite for clarity using plain language.

**WAC 296-24-12517 Construction and operation of kitchens, dining hall, and feeding facilities.** State-initiated amendments that do not add new requirements are adopted to

change the title to "What cooking and food-handling facilities must be provided in temporary labor camps?"

Legislative-initiated amendments are adopted to meet the requirement of 2SSB 6168, chapter 37, Laws of 1998, requiring facilities for cooking and food handling.

**WAC 296-24-12519 Insect and rodent control.** State-initiated amendments that do not add new requirements are adopted to:

- Change the title to "Must an employer provide insect and rodent control?"
- Rewrite for clarity using plain language.

**WAC 296-24-12521 First aid.** State-initiated amendments that do not add new requirements are adopted to:

- Change the title to "What first-aid facilities must be available in the camp?"
- Rewrite for clarity using plain language.

**WAC 296-24-12523 Reporting communicable disease.** State-initiated amendments that do not add new requirements are adopted to:

- Change the title to "When must an employer report communicable diseases in a camp?"
- Rewrite for clarity using plain language.

Citation of Existing Rules Affected by this Order:

#### REPEALED SECTIONS

##### Agriculture, chapter 296-307 WAC:

WAC 296-307-28008 What training must an employer provide for employees who use agricultural equipment?

WAC 296-307-28010 What requirements apply to machine controls?

WAC 296-307-28012 What requirements apply to guarding steam pipes?

#### AMENDED SECTIONS

##### Agriculture, chapter 296-307 WAC:

WAC 296-307-003 How is this chapter divided?

WAC 296-307-006 What does this chapter cover?

WAC 296-307-009 What definitions apply to this chapter?

WAC 296-307-015 What must an employer do if a serious injury occurs?

WAC 296-307-018 What are the employer's responsibilities?

WAC 296-307-024 How does an employer apply for a variance?

WAC 296-307-030 What are the required elements of an accident prevention program?

WAC 296-307-05507 What other requirements apply to ladders?

WAC 296-307-07013 What rules apply to vehicles used to transport employees?

WAC 296-307-076 How must farm field equipment be guarded?

WAC 296-307-08003 Which agricultural tractors are covered by this section?

WAC 296-307-08009 What requirements apply to the testing and performance of ROPS used on agricultural tractors?

WAC 296-307-08012 What requirements apply to seatbelts used with ROPS on agricultural tractors?

WAC 296-307-08018 What employee training requirements apply to ROPS used on agricultural tractors?

WAC 296-307-08021 What other requirements apply to ROPS used on agricultural tractors?

WAC 296-307-085 When must ROPS be provided for material handling equipment?

WAC 296-307-09503 What does this section cover?

WAC 296-307-09506 What definitions apply to this section?

WAC 296-307-09509 What orientation must employers provide for field sanitation?

WAC 296-307-107 Federal worker protection standards—Washington state department of agriculture.

WAC 296-307-11005 Definitions—Worker protection standards—40 CFR, § 170.3.

WAC 296-307-11010 General duties and prohibited actions—Worker protection standards—40 CFR, § 170.7.

WAC 296-307-120 Applicability of this section—Standards for workers—40 CFR, § 170.102.

WAC 296-307-12010 Exemptions—Standards for workers—40 CFR, § 170.104.

WAC 296-307-12015 Restrictions associated with pesticide applications—Standards for workers—40 CFR, § 170.110.

WAC 296-307-12020 Entry restrictions—Standards for workers—40 CFR, § 170.112.

WAC 296-307-12025 Notice of applications—Standards for workers—40 CFR, § 170.120.

WAC 296-307-12030 Providing specific information about applications—Standards for workers—40 CFR, § 170.122.

WAC 296-307-12040 Pesticide safety training—Standards for workers—40 CFR, § 170.130.

WAC 296-307-12050 Decontamination—Standards for workers—40 CFR, § 170.150.

WAC 296-307-130 Applicability of this section—Standards for pesticide handlers—40 CFR, § 170.202.

WAC 296-307-13005 Exemptions—Standards for handlers—40 CFR, § 170.204.

WAC 296-307-13015 Providing specific information about applications—Standards for pesticide handlers—40 CFR, § 170.222.

WAC 296-307-13025 Pesticide safety training—Standards for pesticide handlers—40 CFR, § 170.230.

WAC 296-307-13045 Personal protective equipment—Standards for pesticide handlers—40 CFR, § 170.240.

WAC 296-307-15003 What does this section cover?

WAC 296-307-16001 What requirements apply to camp sites?

WAC 296-307-16003 How must camp shelters be constructed?

WAC 296-307-16013 What lighting must an employer provide in camp buildings?

WAC 296-307-16017 How must kitchens, dining halls, and feeding facilities be constructed?

Part M Guarding tools; farm shops; materials handling.

WAC 296-307-18503 What general requirements apply to powered saws?

- WAC 296-307-18506 How must band saws be guarded?
- WAC 296-307-18509 How must radial arm saws be guarded?
- WAC 296-307-18512 How must table saws be guarded?
- WAC 296-307-18515 How must circular fuel-wood saws be guarded?
- WAC 296-307-190 Guarding bench grinders and abrasive wheels.
- WAC 296-307-19006 What rules apply to guarding abrasive wheels?
- WAC 296-307-19009 What are the use, mounting, and guarding rules for abrasive wheels?
- WAC 296-307-19012 What requirements apply to flanges?
- WAC 296-307-20505 What requirements apply to guarding portable powered tools?
- WAC 296-307-22012 What rules apply to walk-behind rotary mowers?
- WAC 296-307-22509 What rules apply to the operation and maintenance of jacks?
- WAC 296-307-230 What are the general requirements for materials handling and storage?
- WAC 296-307-232 What requirements apply to conveyors?
- WAC 296-307-24003 What does this section cover?
- WAC 296-307-25012 What protection must an employer provide for wall openings and holes?
- WAC 296-307-25015 What protection must an employer provide for open-sided floors, platforms, and runways?
- WAC 296-307-26003 What does this section cover?
- WAC 296-307-26030 What requirements apply to railings and handrails on fixed stairs?
- WAC 296-307-26033 What requirements apply to alternating tread-type stairs?
- WAC 296-307-27010 What requirements apply to using aerial manlift equipment?
- WAC 296-307-28002 What power transmission belts are covered by this section?
- WAC 296-307-28006 What general requirements apply to machine guarding?
- WAC 296-307-28014 What requirements apply to prime-mover guards?
- WAC 296-307-28016 What requirements apply to guarding shafting?
- WAC 296-307-28018 What requirements apply to guarding pulleys?
- WAC 296-307-28020 What requirements apply to guarding horizontal belt, rope, and chain drives?
- WAC 296-307-28022 What requirements apply to guarding overhead horizontal belt, rope, and chain drives?
- WAC 296-307-28024 What requirements apply to guarding vertical and inclined belts?
- WAC 296-307-28030 What requirements apply to guarding gears, sprockets, and chains?
- WAC 296-307-28040 What requirements apply to guarding clutches, cutoff couplings, and clutch pulleys?
- WAC 296-307-28042 What requirements apply to guarding belt shifters, clutches, shippers, poles, perches, and fasteners?
- WAC 296-307-28048 What requirements apply to disk, shield, and U-guards?
- WAC 296-307-28052 When may wood guards be used?
- WAC 296-307-28060 What materials must be used for guardrails and toeboards?
- WAC 296-307-29005 What requirements apply to auger conveying equipment?
- WAC 296-307-30003 What does this section cover?
- WAC 296-307-30009 How must other power transmission components of farmstead equipment be guarded?
- WAC 296-307-30018 What requirements apply to electrical control for maintaining and servicing farmstead equipment?
- WAC 296-307-32001 What does this section cover?
- WAC 296-307-32003 When does this section not apply?
- WAC 296-307-32009 How does an employer determine when to use lockout vs. tagout?
- WAC 296-307-32017 How often must the energy control procedure be inspected?
- WAC 296-307-32035 What requirements apply to testing and positioning machines and equipment?
- WAC 296-307-32039 What requirements apply to group lockout or tagout?
- WAC 296-307-34003 What does this section cover?
- WAC 296-307-34006 Who is exempt from the requirements of this section?
- WAC 296-307-34503 What does this section cover?
- WAC 296-307-35003 What does this section cover?
- WAC 296-307-35012 What are the operation and maintenance requirements for exit routes?
- WAC 296-307-35015 What are the requirements for an emergency action plan?
- WAC 296-307-35018 What are the requirements for a fire prevention plan?
- WAC 296-307-36005 What does this part cover?
- WAC 296-307-36230 What access and working space must be provided for electrical equipment over 600 volts, nominal?
- WAC 296-307-36636 How must high voltage systems be grounded?
- WAC 296-307-36803 Does this section apply to factory-assembled equipment?
- WAC 296-307-37203 What does this section cover?
- WAC 296-307-37209 What equipment, wiring methods, and installations may be used in hazardous locations?
- WAC 296-307-37603 What does this section cover?
- WAC 296-307-37606 Who may work on energized parts?
- WAC 296-307-37612 What requirements apply to qualified persons working near overhead lines?
- WAC 296-307-37615 What requirements apply to vehicles and mechanical equipment near overhead lines?
- WAC 296-307-37801 What does this section cover?
- WAC 296-307-37803 How must employees be trained on safety practices?
- WAC 296-307-37807 What work practices must be followed for work on exposed deenergized parts?
- WAC 296-307-37809 Must an employer have a written copy of lockout-tagout procedures?

WAC 296-307-37825 What safety-related work practices relate to flammable materials?

WAC 296-307-38006 What requirements apply to general protective equipment and tools?

WAC 296-307-38012 What electrical requirements apply to electrical protective devices?

WAC 296-307-38015 What workmanship and finish requirements apply to electrical protective devices?

WAC 296-307-40001 What does this section cover?

WAC 296-307-40005 What general requirements apply to the storage and handling of anhydrous ammonia?

WAC 296-307-40007 What requirements apply to systems mounted on farm wagons (implements of husbandry) for the transportation of ammonia?

WAC 296-307-40009 What requirements apply to systems mounted on farm wagons (implements of husbandry) for the application of ammonia?

WAC 296-307-40013 What requirements apply to the construction, original test, and requalification of nonrefrigerated containers?

WAC 296-307-40015 How must nonrefrigerated containers and systems (other than DOT containers) be marked?

WAC 296-307-40021 What requirements apply to piping, tubing, and fittings?

WAC 296-307-40023 What specifications must hoses meet?

WAC 296-307-40025 What requirements apply to safety-relief devices?

WAC 296-307-40033 What requirements apply to tank car unloading points and operations?

WAC 296-307-40039 What requirements apply to electrical equipment and wiring?

WAC 296-307-41001 What does this part cover?

WAC 296-307-41017 Where must containers be located?

WAC 296-307-41025 What requirements apply to safety devices?

WAC 296-307-41027 How must indirect fired vaporizers be constructed and installed?

WAC 296-307-41031 How must direct gas-fired vaporizers be constructed and installed?

WAC 296-307-41039 What requirements apply to LP-gas in buildings?

WAC 296-307-41041 What requirements apply to transfer of liquids?

WAC 296-307-41047 What electrical requirements apply to LP-gas installations?

WAC 296-307-41049 What requirements apply to liquid-level gauging devices?

WAC 296-307-41501 What does this section cover?

WAC 296-307-41507 What additional requirements apply to cylinder systems installed outdoors?

WAC 296-307-41513 What requirements apply to safety devices for cylinder systems?

WAC 296-307-42001 What does this section cover?

WAC 296-307-42007 What additional requirements apply to safety devices for non-DOT containers?

WAC 296-307-42013 How must non-DOT containers be installed?

WAC 296-307-42023 What other requirements apply to non-DOT containers?

WAC 296-307-42501 What does this section cover?

WAC 296-307-42503 What general requirements apply to LP-gas used as a motor fuel?

WAC 296-307-42519 What is the maximum container capacity allowed?

WAC 296-307-42521 What requirements apply to stationary engines used indoors?

WAC 296-307-42523 What requirements apply to portable engines used indoors?

WAC 296-307-43001 What does this section cover?

WAC 296-307-43501 What does this section cover?

WAC 296-307-43503 How must containers be constructed?

WAC 296-307-43509 What requirements apply to valves and accessories?

WAC 296-307-43511 What requirements apply to safety devices?

WAC 296-307-43515 What requirements apply to enclosures and mounting?

WAC 296-307-44001 What does this section cover?

WAC 296-307-44007 What requirements apply to safety devices?

WAC 296-307-45001 What general requirements apply to hazardous materials and flammable and combustible liquids?

WAC 296-307-45003 What requirements apply to dip tanks containing flammable or combustible liquids?

WAC 296-307-45009 What general requirements apply to the construction of dip tanks?

WAC 296-307-45017 What measures must an employer take to prevent hazards from electrical and other ignition sources?

WAC 296-307-45021 What requirements must fire extinguishing systems meet?

WAC 296-307-45023 What requirements apply to hardening and tempering tanks?

WAC 296-307-45027 What requirements apply to electrostatic apparatus?

WAC 296-307-48023 What requirements apply to fuel-gas manifolds?

WAC 296-307-48027 What requirements apply to low pressure oxygen manifolds?

WAC 296-307-48029 What requirements apply to manifolding portable outlet headers?

WAC 296-307-48031 What operating procedures apply to cylinder manifolds?

WAC 296-307-48033 How must service piping systems be designed?

WAC 296-307-48501 What general requirements apply to resistance welding equipment?

WAC 296-307-48505 What requirements apply to flash welding equipment?

WAC 296-307-49005 How must arc welding equipment be designed?

WAC 296-307-49007 How must arc welding equipment be installed?

WAC 296-307-49009 How must arc welding equipment be grounded?

WAC 296-307-49011 What requirements apply to supply connections and conductors?

WAC 296-307-49013 How must arc welding equipment be operated?

WAC 296-307-49501 What basic fire prevention precautions must be taken?

WAC 296-307-49503 What special fire prevention precautions must be taken?

WAC 296-307-50005 What protective clothing must welders wear?

WAC 296-307-50009 What employee protection must be provided in confined spaces?

WAC 296-307-50011 What general requirements apply to welding ventilation?

WAC 296-307-50013 What ventilation must be provided for general welding and cutting?

WAC 296-307-50019 What requirements apply to welding fluorine compounds?

WAC 296-307-50021 What requirements apply to welding zinc?

WAC 296-307-50023 What requirements apply to welding lead?

WAC 296-307-50027 What requirements apply to welding cadmium?

WAC 296-307-52001 What does this section cover?

WAC 296-307-52003 What is a "powered industrial truck"?

WAC 296-307-52005 What manufacturer's requirements apply to powered industrial trucks?

WAC 296-307-52009 What must a user consider before choosing a powered industrial truck?

WAC 296-307-52011 What requirements determine which trucks to use in specific hazardous environments?

WAC 296-307-52013 In what environments may converted trucks be used?

WAC 296-307-52015 What requirements apply to overhead safety guards?

WAC 296-307-52017 What requirements apply to load backrests?

WAC 296-307-52047 What requirements apply to maintaining powered industrial trucks?

WAC 296-307-53001 What does this section cover?

WAC 296-307-53005 What training must an employer provide for employees who service rim wheels?

#### **Temporary labor camps, chapter 296-24 WAC:**

WAC 296-24-12501 Site.

WAC 296-24-12503 Shelter.

WAC 296-24-12505 Water supply.

WAC 296-24-12507 Toilet facilities.

WAC 296-24-12509 Sewage disposal facilities.

WAC 296-24-12511 Laundry, handwashing, and bathing facilities.

WAC 296-24-12513 Lighting.

WAC 296-24-12515 Refuse disposal.

WAC 296-24-12517 Construction and operation of kitchens, dining hall, and feeding facilities.

WAC 296-24-12519 Insect and rodent control.

WAC 296-24-12521 First aid.

WAC 296-24-12523 Reporting communicable disease.

Statutory Authority for Adoption: RCW 49.17.040.

Adopted under notice filed as WSR 98-16-100 on August 5, 1998.

Changes Other than Editing from Proposed to Adopted Version: As a result of written and oral comments received, the following section is being withdrawn:

**WAC 296-307-061 What requirements apply to working around bins, bunkers, hoppers, tanks, pits, and trenches?** As a result of written and oral comments received, the following sections are being changed as indicated:

#### **WAC 296-307-006 What does this chapter cover?**

- The phrase "all operations necessary to" is deleted to be identical to the legislation.
- The reference to "in-field processing" is deleted.
- The conflicting reference is deleted.
- The subsections are renumbered.
- The reference to tasks outside the scope of the chapter is replaced with more substantive guidance on when other chapters may apply.

**WAC 296-307-018 What are the employer's responsibilities?** The reference to chainsaw use is deleted.

**WAC 296-307-030 What are the required elements of an accident prevention program?** The requirements for an emergency action plan are rewritten for clarity.

**WAC 296-307-07013 What rules apply to vehicles used to transport employees?**

- The reference to vehicles used as first-aid stations is deleted.
- The existing requirement for first-aid supplies and blankets is made more explicit.

**WAC 296-307-09509 What orientation must employers provide for field sanitation?**

- The description of the hazards of field work is deleted.
- The requirement to inform employees of the importance of drinking water and handwashing are made explicit.

**WAC 296-307-13045 Personal protective equipment—Standards for pesticide handlers—40 CFR, § 170.240.** References to WAC 296-62-071 are changed to chapter 296-62 WAC, Part E.

**WAC 296-307-16017 How must kitchens, dining halls, and feeding facilities be constructed?** The requirement for cooking surfaces is changed to one for every two occupants.

**WAC 296-24-12517 Construction and operation of kitchens, dining hall, and feeding facilities.** The requirement for cooking surfaces is changed to one for every two occupants.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 2, Repealed 0; or Recently Enacted State Statutes: New 2, Amended 6, 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 196, 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 7, Amended 202, Repealed 3.

Effective Date of Rule: March 1, 1999.

December 1, 1998

Gary Moore

Director

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

**WAC 296-24-12501 ((Site)) What requirements apply to camp sites?** ~~((1) All sites used for camps shall be adequately drained. They shall not be subject to periodic flooding, nor located within 200 feet of swamps, pools, sink holes, or other surface collections of water unless such quiescent water surfaces can be subjected to mosquito control measures. The camp shall be located so the drainage from and through the camp will not endanger any domestic or public water supply. All sites shall be graded, ditched, and rendered free from depressions in which water may become a nuisance.~~

~~(2) All sites shall be adequate in size to prevent overcrowding of necessary structures. The principal camp area in which food is prepared and served and where sleeping quarters are located shall be at least 500 feet from any area in which livestock is kept.~~

~~(3) The grounds and open areas surrounding the shelters shall be maintained in a clean and sanitary condition free from rubbish, debris, waste paper, garbage, or other refuse.~~

~~(4) Whenever the camp is closed for the season or permanently, all garbage, manure, and other refuse shall be collected and so disposed of as to prevent nuisance. All abandoned privy pits shall be filled with earth and the grounds and buildings left in a clean and sanitary condition. If privy buildings remain, they shall be locked or otherwise secured to prevent entrance.)~~ (1) You must ensure that all sites used for temporary labor camps are adequately drained. The site must be free from periodic flooding, and located at least two hundred feet from a swamp, pool, sink hole, or other surface collection of water unless the water surface can be subject to mosquito control. Drainage from and through the camp must not endanger any domestic or public water supply. All sites must be free from depressions in which water may become a nuisance.

(2) All sites must be large enough to prevent overcrowding of necessary structures. The principal camp area for sleeping and for food preparation and eating must be at least five hundred feet from where livestock are kept.

(3) The grounds and open areas surrounding the shelters must be maintained in a clean and sanitary condition.

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

**WAC 296-24-12503 ((Shelter)) How must camp shelters be constructed?** ~~((1) Every shelter in the camp shall be constructed in a manner which will provide protection against the elements.~~

~~(2) Each room used for sleeping purposes shall contain at least 50 square feet of floor space for each occupant. At least a 7-foot ceiling shall be provided.~~

~~(3) Beds, cots, or bunks, and suitable storage facilities such as wall lockers for clothing and personal articles shall be provided in every room used for sleeping purposes. Such beds or similar facilities shall be spaced not closer than 36 inches both laterally and end to end, and shall be elevated at least 12 inches from the floor. If double-deck bunks are used, they shall be spaced not less than 48 inches both laterally and end to end. The minimum clear space between the lower and upper bunk shall be not less than 27 inches. Triple-deck bunks are prohibited.~~

~~(4) The floors of each shelter shall be constructed of wood, asphalt, or concrete. Wooden floors shall be of smooth and tight construction. The floors shall be kept in good repair.~~

~~(5) All wooden floors shall be elevated not less than 1 foot above the ground level at all points to prevent dampness and to permit free circulation of air beneath.~~

~~(6) Nothing in this section shall be construed to prohibit "banking" with earth or other suitable material around the outside walls in areas subject to extreme low temperatures.~~

~~(7) All living quarters shall be provided with windows the total of which shall be not less than one-tenth of the floor area. At least one-half of each window shall be so constructed that it can be opened for purposes of ventilation.~~

~~(8) All exterior openings shall be effectively screened with 16-mesh material. All screen doors shall be equipped with self-closing devices.~~

~~(9) Each dwelling unit shall have at least 70 square feet of floor space for the first occupant and at least 50 square feet of floor space for each additional occupant. A separate sleeping area shall be provided for the husband and wife in all family units in which one or more children over six years of age are housed.~~

~~(10) In camps where cooking facilities are used in common, stoves (in ratio of one stove to 10 persons or one stove to two families) shall be provided in an enclosed and screened shelter. Sanitary facilities shall be provided for storing and preparing food.~~

~~(11) If a camp is used during cold weather, adequate heating equipment shall be provided.~~

**Note:** All heating, cooking, and water heating equipment shall be installed in accordance with state and local ordinances, codes, and regulations governing such installations.)

(1) You must ensure that every shelter in the camp is constructed to provide protection against the elements.

(2) Each room used for sleeping purposes must have at least fifty square feet of floor space for each occupant. The room must have at least a seven-foot ceiling.

(3) You must provide beds, cots, or bunks, and suitable storage facilities such as wall lockers for clothing and personal articles in every sleeping room.

(a) Beds must be at least thirty-six inches apart, both laterally and end to end, and the frame must keep mattresses at least twelve inches off the floor.

(b) Double-deck bunks must be spaced at least forty-eight inches apart, both laterally and end to end.

(c) The minimum clear space between lower and upper bunks must be at least twenty-seven inches.

(d) Triple-deck bunks are prohibited.

(4) The floors of each shelter must be constructed of wood, asphalt, or concrete. Wooden floors must be smooth and tight. The floors must be kept in good repair.

(5) All wooden floors must be elevated at least one foot above ground level at all points to prevent dampness and to permit free air circulation.

(6) You may "bank" around outside walls with earth or other suitable material to guard against extreme low temperatures.

(7) All living quarters must have windows covering a total area equal to at least one-tenth of the floor area. You must ensure that at least one-half of each window can be opened for ventilation.

(8) All exterior openings must be screened with sixteen-mesh material. All screen doors must have self-closing devices.

(9) You must ensure that each dwelling unit has at least seventy square feet of floor space for the first occupant and at least fifty square feet of floor space for each additional occupant. In a family unit, the husband and wife must have a separate sleeping area whenever living with one or more children over six years old.

(10) If a camp is used during cold weather, you must provide adequate heating equipment.

Note: All heating, cooking, and water heating equipment must be installed according to state and local ordinances, codes, and regulations governing such installations.

## NEW SECTION

**WAC 296-24-12504 What electricity must be provided for temporary labor camps?** (1) A labor camp operator must supply electricity to all dwelling units, kitchen facilities, shower/bathroom facilities, common areas, and laundry facilities.

(2) All electrical wiring and electrical equipment in labor camps must meet the electric standards of applicable building codes.

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

**WAC 296-24-12505 ((~~Water supply~~)) What requirements apply to the water supply?** ((1) An adequate and convenient water supply, approved by the appropriate health authority, shall be provided in each camp for drinking, cooking, bathing, and laundry purposes.

(2) A water supply shall be deemed adequate if it is capable of delivering 35 gallons per person per day to the campsite at a peak rate of 2 1/2 times the average hourly demand.

(3) The distribution lines shall be capable of supplying water at normal operating pressures to all fixtures for simultaneous operation. Water outlets shall be distributed throughout the camp in such a manner that no shelter is more than 100 feet from a yard hydrant if water is not piped to the shelters.

(4) Where water under pressure is available, one or more drinking fountains shall be provided for each 100 occupants or fraction thereof. The construction of drinking fountains shall comply with ANSI Standard Specifications for Drinking Fountains, Z4.2-1942. Common drinking cups are prohibited.)) (1) In each camp, you must provide an adequate and convenient water supply for drinking, cooking, bathing, and laundry purposes. The water supply must be approved by the appropriate health authority.

"Adequate water supply" means a water supply that is capable of delivering thirty-five gallons per person per day to the campsite at a peak rate of two and one-half times the average hourly demand.

(2) You must ensure that the distribution lines are able to supply water at normal operating pressures to all fixtures for simultaneous operation. If water is not piped to the shelters, water outlets must be distributed throughout the camp so that no shelter is more than one hundred feet from a yard hydrant.

(3) Where water under pressure is available, you must provide one or more drinking fountains for each one hundred occupants or fraction thereof. The construction of drinking fountains must comply with ANSI Standard Specifications for Drinking Fountains, Z4.2-1942. Common drinking cups are prohibited.

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

**WAC 296-24-12507 ((~~Toilet facilities~~)) Must an employer provide toilet facilities for the camp?** ((1) Toilet facilities adequate for the capacity of the camp shall be provided.

(2) Each toilet room shall be located so as to be accessible without any individual passing through any sleeping room. Toilet rooms shall have a window not less than 6 square feet in area opening directly to the outside area or otherwise be satisfactorily ventilated. All outside openings shall be screened with 16-mesh material. No fixture, water closet, chemical toilet, or urinal shall be located in a room used for other than toilet purposes.

(3) A toilet room shall be located within 200 feet of the door of each sleeping room. No privy shall be closer than 100 feet to any sleeping room, dining room, lunch area, or kitchen.

(4) Where the toilet rooms are shared, such as in multi-family shelters and in barracks type facilities, separate toilet rooms shall be provided for each sex. These rooms shall be distinctly marked "for men" and "for women" by signs printed in English and in the native language of the persons occupying the camp, or marked with easily understood pictures or symbols. If the facilities for each sex are in the same

building, they shall be separated by solid walls or partitions extending from the floor to the roof or ceiling.

(5) Where toilet facilities are shared, the number of water closets or privy seats provided for each sex shall be based on the maximum number of persons of that sex which the camp is designed to house at any one time, in the ratio of one such unit to each 15 persons, with a minimum of two units for any shared facility.

(6) Urinals shall be provided on the basis of one unit or 2 linear feet of urinal trough for each 25 men. The floor from the wall and for a distance not less than 15 inches measured from the outward edge of the urinals shall be constructed of materials impervious to moisture. Where water under pressure is available, urinals shall be provided with an adequate water flush. Urinal troughs in privies shall drain freely into the pit or vault and the construction of this drain shall be such as to exclude flies and rodents from the pit.

(7) Every water closet installed after the effective date of these standards shall be located in a toilet room.

(8) Each toilet room shall be lighted naturally, or artificially at all hours of the day and night as specified in WAC 296-24-12513.

(9) An adequate supply of toilet paper shall be provided in each privy, water closet, or chemical toilet compartment.

(10) Privies and toilet rooms shall be kept in a sanitary condition. They shall be cleaned at least daily. (1) You must provide toilet facilities adequate for the camp capacity.

(2) You must ensure that no one has to pass through a sleeping room to reach a toilet room. Toilet rooms must either have a window of at least six square feet opening directly to the outside, or be satisfactorily ventilated. All outside openings must be screened with sixteen-mesh material. No fixture, water closet, chemical toilet, or urinal must be located in a room used for other than toilet purposes.

(3) A toilet room must be within two hundred feet of the door of each sleeping room. An outhouse must be at least one hundred feet away from any sleeping room, dining room, lunch area, or kitchen.

(4) Where toilet rooms are shared, such as in multifamily shelters and in barracks-type facilities, you must provide separate toilet rooms for each sex. These rooms must be distinctly marked "men" and "women" by signs printed in English and in the native language of the persons occupying the camp, or marked with easily understood pictures or symbols. If the facilities for each sex are in the same building, they must be separated by solid walls or partitions extending from the floor to the roof or ceiling.

(5) Where toilet facilities are shared, you must provide water closets or outhouses for each sex, based on the maximum number of persons of that sex that the camp is designed to house at any one time. Water closets or outhouses must be provided in the ratio of one unit for each fifteen persons, and a minimum of two units for any shared facility.

(6) You must provide one urinal or two linear feet of urinal trough for each twenty-five men. The floor from the wall and out at least fifteen inches from the outer edge of the urinals must be constructed of materials impervious to moisture. Where water under pressure is available, urinals must have an adequate water flush. Urinal troughs in outhouses must drain

freely into the pit or vault and the drain must be constructed to exclude flies and rodents from the pit.

(7) Every water closet installed after the effective date of these standards must be located in a toilet room.

(8) Each outhouse, water closet, or chemical toilet compartment must have an adequate supply of toilet paper.

(9) Toilet rooms must be kept in a sanitary condition and be cleaned at least daily.

**AMENDATORY SECTION** (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

**WAC 296-24-12509** (~~Sewage disposal facilities.~~) **Must sewer lines connect to public sewers?** ((In camps where public sewers are available, all sewer lines and floor drains from buildings shall be connected thereto.)) All sewer lines and floor drains from buildings must be connected to public sewers when sewers are available.

**AMENDATORY SECTION** (Amending Order 94-07, filed 7/20/94, effective 9/20/94)

**WAC 296-24-12511** (~~Laundry, handwashing, and bathing facilities.~~) **What facilities must an employer provide for laundry, handwashing, and bathing?** ((1) Laundry, handwashing, and bathing facilities shall be provided in the following ratio:

(a) Handwash basin per family shelter or per six persons in shared facilities.

(b) Shower head for every 10 persons.

(c) Laundry tray or tub for every 30 persons.

(d) A "deepwell" type sink in each building used for laundry, hand washing, and bathing.

(2) Floors shall be of smooth finish but not slippery materials; they shall be impervious to moisture. Floor drains shall be provided in all shower baths, shower rooms, or laundry rooms to remove waste water and facilitate cleaning. All junctions of the curbing and the floor shall be coved. The walls and partitions of shower rooms shall be smooth and impervious to the height of splash.

(3) An adequate supply of hot and cold running water shall be provided for bathing and laundry purposes. Facilities for heating water shall be provided.

(4) Every service building shall be provided with equipment capable of maintaining a temperature of at least 70°F. during cold weather.

(5) Facilities for drying clothes shall be provided.

(6) All service buildings shall be kept clean. (1) Laundry, handwashing, and bathing facilities must be provided in the following ratio:

(a) One handwash basin per family shelter or per six persons in shared facilities.

(b) One shower head for every ten persons.

(c) One laundry tray or tub for every thirty persons.

(d) One "deepwell" type sink in each building used for laundry, handwashing, and bathing.

(2) Floors must be moisture-resistant and smooth but not slippery. All junctions of the curbing and the floor must be coved. The walls and partitions of shower rooms must be smooth and moisture-resistant to the height of splash. All



shower baths, shower rooms, or laundry rooms must have floor drains to remove waste water and facilitate cleaning.

(3) An adequate supply of hot and cold running water must be provided for bathing and laundry purposes. Facilities for heating water must be provided.

(4) Every service building must be provided with equipment capable of maintaining a temperature of at least 70 degrees Fahrenheit.

(5) Facilities for drying clothes must be provided.

(6) All service buildings must be kept clean.

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

WAC 296-24-12513 ((~~Lighting~~)) **What lighting must an employer provide for camp buildings?** ((Where electric service is available, each habitable room in a camp shall be provided with at least one ceiling-type light fixture and at least one separate floor or wall-type convenience outlet. Laundry and toilet rooms and rooms where people congregate shall contain at least one ceiling or wall-type fixture. Light levels in toilet and storage rooms shall be at least 20 foot-candles 30 inches from the floor. Other rooms, including kitchens and living quarters, shall be at least 30 foot-candles 30 inches from the floor.)) Each habitable room in a camp must have at least one ceiling-type light fixture and at least one separate floor-type or wall-type convenience outlet. Laundry and toilet rooms and rooms where people congregate must have at least one ceiling-type or wall-type fixture. Light levels in toilet and storage rooms must be at least twenty foot-candles thirty inches from the floor. The light level in other rooms, including kitchens and living quarters, must be at least thirty foot-candles thirty inches from the floor.

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

WAC 296-24-12515 ((~~Refuse disposal~~)) **What requirements apply to refuse disposal?** (((1) Fly-tight, rodent-tight, impervious, cleanable or single service containers, approved by the state board of health shall be provided for the storage of garbage. At least one such container shall be provided for each family shelter and shall be located within 100 feet of each shelter on a wooden, metal, or concrete stand.

(2) Garbage containers shall be kept clean.

(3) Garbage containers shall be emptied when full, but not less than twice a week.)) (1) Cleanable or single service containers that can be securely closed, approved by the state board of health, must be provided for garbage storage. At least one such container must be provided for each family shelter and must be located within one hundred feet of each shelter on a wooden, metal, or concrete pad.

(2) Garbage containers must be kept clean.

(3) Garbage containers must be emptied when full, and at least twice a week.

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

WAC 296-24-12517 ((~~Construction and operation of kitchens, dining hall, and feeding facilities~~)) **What cooking and food-handling facilities must be provided in temporary labor camps?** (((1) In all camps where central dining or multiple family feeding operations are permitted or provided, the food handling facilities shall comply with the requirements of the "Food Service Sanitation Ordinance and Code," Part V of the *Food Service Sanitation Manual*, U.S. Public Health Service Publication 934 (1965).

(2) A properly constructed kitchen and dining hall adequate in size, separate from the sleeping quarters of any of the workers or their families, shall be provided in connection with all food handling facilities. There shall be no direct opening from living or sleeping quarters into a kitchen or dining hall.

(3) No person with any communicable disease shall be employed or permitted to work in the preparation, cooking, serving, or other handling of food, foodstuffs, or materials used therein, in any kitchen or dining room operated in connection with a camp or regularly used by persons living in a camp.)) A labor camp operator must provide enclosed and screened cooking and food-handling facilities for all occupants.

(1) If cooking facilities are located in dwelling units, the operator must provide:

(a) An operable cook stove or hot plate with at least one cooking surface for every two occupants;

(b) A sink with hot and cold running potable water under pressure;

(c) Food storage areas and nonabsorbent, easily cleanable food preparation counters situated off the floor;

(d) Mechanical refrigeration able to maintain a temperature of 45 degrees Fahrenheit or below, with enough space to store perishable food items for all occupants;

(e) Fire-resistant, nonabsorbent, nonasbestos, and easily cleanable wall coverings adjacent to cooking areas;

(f) Nonabsorbent, easily cleanable floors;

(g) At least one ceiling or wall light fixture; and

(h) Lighting of thirty foot-candles measured thirty inches from the floor; and

(i) Adequate ventilation for cooking facilities.

(2) In common food-handling facilities, the operator must provide:

(a) A room or building, adequate in size, separate from any sleeping quarters;

(b) No direct openings to living or sleeping areas from the common food-handling facility;

(c) An operable cook stove or hot plate with at least one cooking surface for every two occupants;

(d) Sinks with hot and cold running potable water under pressure;

(e) Food storage areas and nonabsorbent, easily cleanable food preparation counters situated off the floor;

(f) Mechanical refrigeration able to maintain a temperature of 45 degrees Fahrenheit or below, with enough space to store perishable food items for all occupants;

PERMANENT

- (g) Fire-resistant, nonabsorbent, nonasbestos, and easily cleanable wall coverings adjacent to cooking areas;
- (h) Nonabsorbent, easily cleanable floors;
- (i) At least one ceiling or wall light fixture; and
- (j) Lighting of thirty foot-candles measured thirty inches from the floor;
- (k) Adequate ventilation for cooking facilities.
- (3) The operator must ensure that dining hall facilities:
  - (a) Comply with chapter 246-215 WAC, Food service;
  - (b) Are in a room or building, adequate in size, separate from any sleeping quarters;
  - (c) Have no direct openings to living or sleeping areas from the dining hall facility;
  - (d) Have fire-resistant, nonabsorbent, nonasbestos, and easily cleanable wall coverings adjacent to cooking areas;
  - (e) Have nonabsorbent, easily cleanable floors;
  - (f) Have at least one ceiling or wall light fixture; and
  - (g) Have available lighting of thirty foot-candles measured thirty inches from the floor.

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

**WAC 296-24-12519** ~~((Insect and rodent control.))~~  
**Must an employer provide insect and rodent control?**  
 ((Effective measures shall be taken to prevent infestation by and harborage of animal or insect vectors or pests.)) You must take effective measures to prevent and control insect and rodent infestation.

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

**WAC 296-24-12521** ~~((First aid.))~~ **What first-aid facilities must be available in the camp?** ~~((1) Adequate first aid facilities approved by a health authority shall be maintained and made available in every labor camp for the emergency treatment of injured persons.~~

(2) Such facilities shall be in charge of a person trained to administer first aid and shall be readily accessible for use at all times.)) (1) In every camp, you must provide and maintain adequate first-aid facilities, approved by a health authority, for emergency treatment.

(2) A first-aid trained person must be in charge of first-aid facilities.

AMENDATORY SECTION (Amending Order 73-5, filed 5/9/73 and Order 73-4, filed 5/7/73)

**WAC 296-24-12523** ~~((Reporting communicable disease.))~~ **When must an employer report communicable diseases in a camp?** ~~((1) It shall be the duty of the camp superintendent to report immediately to the local health officer the name and address of any individual in the camp known to have or suspected of having a communicable disease.~~

(2) Whenever there shall occur in any camp a case of suspected food poisoning or an unusual prevalence of any illness in which fever, diarrhea, sore throat, vomiting, or jaundice is a prominent symptom, it shall be the duty of the camp

superintendent to report immediately the existence of the outbreak to the local health officer or state board of health by telegram or telephone.)) (1) You must report immediately to the local health officer the name and address of any individual in the camp known to have or suspected of having a communicable disease.

(2) Whenever suspected food poisoning or an unusual prevalence of fever, diarrhea, sore throat, vomiting, or jaundice occurs, the camp superintendent must report immediately the outbreak to the local health officer or state board of health.

AMENDATORY SECTION (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-003** How is this chapter divided? The first three digits of the WAC (296) are the title. The second three digits are the chapter ~~((306A))~~ (307). The third number group is the section, which may have three or five digits. The fourth and fifth digits are treated as if there were a decimal point after the third digit.

For example: Section 330 of this chapter includes all five-digit sections whose number begins with 330.

Sections may be further divided as indicated below.

Title-Chapter-Section	<del>((296-306A-330))</del> <u>296-307-330</u>
	<del>((296-306A-33003))</del> <u>296-307-33003</u>
Subsection	(1)
	(2)
Subdivision	(a)
	(b)
Item	(i)
	(ii)

Note: The chapter is also divided into "parts" according to subject, to make it easier for you to find the information you need.

AMENDATORY SECTION (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-006** What does this chapter cover? (1) Chapter ~~((296-306A))~~ 296-307 WAC applies to all agricultural operations with one or more employees covered by the Washington Industrial Safety and Health Act (WISHA), chapter 49.17 RCW.

"Agricultural operations" ~~((are all operations necessary to))~~ means farming and ranching, including ~~((equipment and machinery maintenance, and planting, cultivating, growing or raising, keeping for sale, harvesting, or transporting on the farm or to the first place of processing any tree, plant, fruit, vegetable, animal, fowl, fish, or insects or products)),~~ but not limited to:

- (a) Cultivating and tilling the soil;
- (b) Dairy farming;
- (c) Producing, cultivating, growing, and harvesting of any agricultural or horticultural commodity;
- (d) Raising livestock, bees, fur-bearing animals, or poultry; and
- (e) Any practices performed by a farmer or on a farm, incident to or in connection with such farming operations,

PERMANENT

including but not limited to preparation for market and delivery to:

(i) Storage;

(ii) Market; or

(iii) Carriers for transportation to market. Agricultural operations include, but are not limited to, all employers in one or more of the following standard industrial classification (SIC) codes:

- 0111 Wheat
- 0115 Corn
- 0119 Cash grains not elsewhere classified, barley, peas, lentils, oats, etc.
- 0133 Sugar cane and sugar beets
- 0134 Irish potatoes—all potatoes except yams
- 0139 Field crops—hay, hops, mint, etc.
- 0161 Vegetables and melons, all inclusive
- 0171 All berry crops
- 0172 Grapes
- 0173 Tree nuts
- 0175 Deciduous tree fruits
- 0179 Tree fruits or tree nuts not elsewhere classified
- 0181 Ornamental floriculture and nursery products
- 0182 Food crops grown under cover
- 0191 General farms, primarily crops
- 0211 Beef cattle feedlots
- 0212 Beef cattle except feedlots—cattle ranches
- 0213 Hogs
- 0214 Sheep and goats
- 0219 General livestock except dairy and poultry
- 0241 Dairy farms
- 0251 Broiler, fryer, and roaster chickens
- 0252 Chicken eggs
- 0253 Turkeys and turkey eggs
- 0254 Poultry hatcheries
- 0259 Poultry and eggs not elsewhere classified
- 0271 Fur bearing animals and rabbits
- 0272 Horses
- 0273 Animal aquaculture
- 0279 Animal specialties not elsewhere classified
- 0291 General farms, primarily livestock and animal specialties
- 0711 Soil preparation services
- 0721 Crop planting, cultivating, and protecting
- 0722 Crop harvesting, primarily by machine
- 0751 Livestock services, except veterinary
- 0761 Farm labor contractors
- 0811 Timber tracts, Christmas tree growing, tree farms
- 0831 Forest nurseries
- 0851 Forestry services—reforestation

(~~"In field" processing operations directly related to agricultural operations are covered under this chapter.~~)

"Agricultural operations" do not include a farmer's processing for sale or handling for sale a commodity or product grown or produced by a person other than the farmer or the farmer's employees.

(2) ~~(If rules in this chapter conflict with rules in another chapter of Title 296 WAC, this chapter prevails.~~

~~(3) When you assign employees to perform tasks other than those directly related to agricultural operations, the proper chapter of Title 296 WAC applies instead of this chapter.~~

~~For example: Employees working in fruit and vegetable packing houses are covered by the general safety and health standards in chapter 296-24 WAC. Employees working on logging and sawmill activities are covered by the appropriate chapter of Title 296 WAC.) Chapter 296-24 WAC does not apply to agricultural operations.~~

(3) All agricultural operations are also covered by the requirements of chapter 296-62 WAC, general occupational health rules.

(4) Occasionally, employees engaged in agricultural operations may also be covered by the safety standards of other industries. Following are excerpts from four industry standards that may help you determine if these other standards also apply:

**Chapter 296-54 WAC Safety standards—Logging operations**

**WAC 296-54-501 Scope and application.**

This standard establishes safety practices, means, methods and operations for all types of logging, regardless of the end use of the wood. These types of activities include, but are not limited to, pulpwood and timber harvesting and the logging of sawlogs, veneer bolts, poles, pilings and other forest products. The requirements herein contained do not apply to log handling at sawmills, plywood mills, pulp mills or other manufacturing operations governed by their own specific safety standards.

**Chapter 296-99 WAC Safety standards for grain handling facilities**

**WAC 296-99-015 What grain-handling operations does this chapter cover?**

(1) WAC 296-99-010 through 296-99-070 apply to:

- Dry grinding operations of soybean;
- 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.

**Chapter 296-78 WAC Safety standards for sawmills and woodworking operations**

**WAC 296-78-500 Foreword.**

The chapter 296-78 WAC shall apply to and include safety requirements for all installations where the primary manufacturing of wood building products takes place. The installations may be a permanent fixed establishment or a portable operation. These operations shall include but are not limited to log and lumber handling, sawing, trimming and planing, plywood or veneer manufacturing, canting operations, waste or residual handling, operation of dry kilns, finishing, shipping, storage, yard and yard equipment, and for power tools and affiliated equipment used in connection with such operation. WAC 296-78-450 shall apply to shake and shingle manufacturing. The provisions of WAC 296-78-500 through 296-78-84011 are also applicable in shake and shingle manufacturing except in instances of conflict with the requirements of WAC 296-78-705.

**Chapter 296-155 WAC Safety standards for construction work**

**WAC 296-155-005 Purpose and scope.**

The standards included in this chapter apply throughout the state of Washington, to any and all work places subject to the Washington Industrial Safety and Health Act (chapter 49.17 RCW), where construction, alteration, demolition, related inspection, and/or maintenance and repair work, including painting and decorating, is performed. These standards are minimum safety requirements with which all industries must comply when engaged in the above listed types of work.

(5) If rules in this chapter conflict with rules in another chapter of Title 296 WAC, this chapter prevails.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-009 What definitions apply to this chapter?** "Approved" means approved by the director of the department of labor and industries, or by another organization designated by the department. Also means listed or approved by a nationally recognized testing laboratory.

"Authorized person" means someone you have approved to perform specific duties or to be at a specific location on the job site.

"Department" means the department of labor and industries. When this chapter refers to "we" or "us," it means ~~((the department))~~ labor and industries staff responsible for enforcing the Washington Industrial Safety and Health Act (WISHA).

"Director" means the director of the department of labor and industries, or a designated representative.

"Employee" means someone providing personal labor in the business of the employer, including anyone providing personal labor under an independent contract.

"Employer" means a business entity having one or more employees. Also, any person, partnership, or business entity with no employees but having industrial insurance coverage is both an employer and an employee. When this chapter refers to "you," it means the employer or a designated representative.

"Hazard" means a condition that can cause injury, death, or occupational disease.

"Listed" means listed by a nationally recognized testing laboratory.

"Must" means mandatory.

"Nationally recognized testing laboratory" See 29 CFR 1910.7 (federal OSHA requirements).

"Pesticide" means:

- Any substance intended to prevent, destroy, control, repel, or mitigate any insect, rodent, snail, slug, fungus, weed, and any other form of plant or animal life or virus, except virus on or in a living person or other animal which is normally considered to be a pest or which the director may declare to be a pest;

- Any substance or mixture of substances intended to be used as a plant regulator, defoliant or desiccant; and

- Any spray adjuvant, such as a wetting agent, spreading agent, deposit builder, adhesive, emulsifying agent, deflocculating agent, water modifier, or similar agent with or without toxic properties of its own, intended to be used with any pesticide as an aid to its application or effect, and sold in a package or container separate from that of the pesticide with which it is to be used.

"Safety factor" means the ratio of the ultimate breaking strength of a piece of material or equipment to the actual working stress or safe load when in use.

"Should" or "may" means recommended.

"Standard safeguard" means a device designed and constructed to remove a hazard related to the machine, appliance, tool, building, or equipment to which it is attached.

"Working day," for appeals and accident reporting, means a calendar day, except Saturdays, Sundays, and legal holidays as defined by RCW 1.16.050. To compute the time within which an act is to be completed, exclude the first working day and include the last.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-015 What must an employer do if a serious injury occurs?** (1) You must report to us within eight hours of an incident that:

- Causes a fatal or possibly fatal injury;
- Involves acute injury or illness from exposure to pesticides; or
- Causes injury requiring in-patient hospitalization of any employee.

To report, you ~~((may))~~ must contact your nearest labor and industries office by phone ~~((us))~~ or ~~((report))~~ in person, or ~~((you may use))~~ call the OSHA toll-free ~~((central telephone number))~~ hotline, 1-800-321-6742.

EXCEPTION: If you do not learn of a reportable incident when it happens, you must report it within eight hours of learning about the incident.

(a) Your report must include:

- Establishment name;
- Location of the incident;
- Time of the incident;

- Number of fatalities, hospitalized employees, or pesticide exposures;
- Contact person;
- Phone number; and
- Brief description of the incident.

(b) Fatalities or hospitalizations that occur within thirty days of an incident must also be reported.

(2) If a department investigator asks for assistance, you must assign the employees that the investigator requests.

(3) Do not move any equipment involved in the incident until we complete an investigation.

**EXCEPTION:** You may move equipment to prevent additional incidents, or to remove the victim.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-018 What are the employer's responsibilities?** You must:

- (1) Provide a safe and healthful working environment.
- (2) Ensure that employees do not use defective or unsafe tools and equipment, including tools and equipment that may be furnished by the employer.
- (3) Implement a written accident prevention program as required by these standards.
- (4) Implement a hazard communication program as required by chapter 296-62 WAC, Part C.
- (5) Establish a system for reporting and recording accidents on the OSHA 200 log. (See chapter 296-27 WAC.)
- (6) Provide safety education and training programs.
- (7) Implement the requirements of WAC 296-62-074 through 296-62-07451 to ensure the safety of employees who are exposed to cadmium in the workplace.
- (8) Implement the requirements of WAC 296-62-145 through 296-62-14529 to ensure the safety of employees who are exposed to confined spaces in the workplace.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-024 How does an employer apply for a variance?** (1) If you find that it is impractical for you to comply with specific requirements of this standard, we may permit a variation from the requirements. However, you must still provide equal protection by substitute means and comply with the requirements of chapter 49.17 RCW and chapter 296-350 WAC, variances.

(2) On the variance application you must certify that you have posted a copy of the written application in a place reasonably accessible to your employees. You must also mail a copy of the application to any authorized employee representative. The notice must advise employees of their right to request us to conduct a hearing on the variance application. You must notify employees before you apply.

**Note:** To request a permanent or temporary variance, you may write to: Department of Labor and Industries, ((Consultation and Compliance)) WISHA Services, PO Box ((44620)) 44648, Olympia, WA 98504-((4620)) 4648. We will mail you an application form and instruction sheet. We will also

send a copy of chapter 296-350 WAC, Variances, if you request it.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-030 What are the required elements of an accident prevention program?** (1) You must instruct all employees in safe working practices at the beginning of employment. Your instruction must be tailored to the types of hazards to which employees are exposed.

(2) You must develop ~~((an))~~ a written accident prevention program tailored to the needs of your agricultural operation and to the types of hazards involved.

(3) Your accident prevention program must contain at least the following elements:

(a) How, when, and where to report injuries and illnesses, and the location of first-aid facilities.

(b) How to report unsafe conditions and practices.

(c) The use and care of personal protective equipment.

(d) What to do in emergencies. See WAC 296-307-35015 for emergency action plan requirements.

(e) Identification of hazardous chemicals or materials and the instruction for their safe use.

(f) An on-the-job review of the practices necessary to perform job assignments in a safe and healthful manner.

(4) ~~((Your accident prevention program must be outlined in writing.~~

~~((S)))~~ At least once a month, you must conduct a walk-around safety inspection of active job sites, the materials and equipment involved, and operating procedures. A representative chosen by employees must be invited and allowed to accompany you.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-05507 What other requirements apply to ladders?** (1) Ladders made by fastening cleats across a single rail are prohibited.

(2) Wood ladders, when not in use, should be stored where they will not be exposed to the elements, but where there is good ventilation. They must be stored away from radiators, stoves, steam pipes, or other excessive heat or dampness.

(3) Wooden ladders should be kept coated with a suitable protective material. Painted ladders are acceptable if the ladders are carefully inspected prior to painting by competent and experienced inspectors acting for, and responsible to, the purchaser, and if the ladders are not for resale.

(4) A ladder must have feet that are appropriate for the surface on which it will be used.

For example: A ladder used on a slippery surface must have steel points or other nonslip material on its feet.

(5) Ladders must not be placed in front of doors opening toward the ladder unless the door is blocked open, locked, or guarded.

(6) Ladder safety devices may be used on tower, water tank and chimney ladders over twenty feet long in place of cage protection. No landing platform is required in these

cases. All ladder safety devices such as lifebelts, friction brakes, and sliding attachments must meet the design requirements of the ladders that they serve.

(7) See chapter ((296-306A)) 296-307 WAC Part K for requirements related to working near overhead lines.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-07013 What rules apply to vehicles used to transport employees?** You must ensure that motor vehicles used regularly to transport employees meet the following requirements:

(1) The vehicles are well equipped, covered against the weather, and maintained in good mechanical condition at all times.

(2) A sufficient number of properly secured seats are provided in each vehicle to accommodate the number of employees transported. When emergency conditions make it necessary to transport more employees than the seating capacity can accommodate, all employees must ride within the vehicle. No employee may ride on fenders or running boards of the vehicle.

(3) No employees may ride in or on any vehicle with their legs hanging over the end or sides. All trucks without tail gates should have safety bars.

(4) The vehicles have storage strong enough to retain sharp tools that could present a hazard to employees being transported.

(5) All dump-trucks used to transport employees have an adequate safety chain or locking device to ensure that the body of the truck is not raised while employees are riding in it.

(6) Explosives or highly inflammable materials are not carried in or on the vehicle while it is used to transport employees.

(7) Exhaust systems are installed and maintained in proper condition, and are designed to eliminate the employee exposure to exhaust gases and fumes.

(8) Within the cab, crew trucks must carry only the number of passengers for which they are designed. In any seating arrangement, the driver must be able to maintain full freedom of motion. The driver's normal vision must be free from obstruction by passengers or the seating arrangement.

(9) All enclosed crew trucks have an emergency exit in addition to the regular entrance.

(10) Trucks used for hauling gravel may be used as crew trucks if they meet the following requirements:

- (a) Steps in proper places;
- (b) Wooden floors;
- (c) Securely fastened seats;
- (d) Truck is properly covered; and

(e) Compliance with all other general regulations covering crew trucks.

(11) Half-ton vehicles must haul no more than six persons including driver. Three-quarter-ton vehicles must haul no more than eight persons including driver.

(12) ((A vehicle used as a first-aid station has stretchers and fire extinguishers.

~~(13))~~ The vehicle is equipped with the first-aid supplies required by WAC 296-307-042, two blankets, and a fire extinguisher.

(13) Heating units with open fires are not used in vehicles transporting crews.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-076 How must farm field equipment be guarded?** "Farm field equipment" means tractors or implements, including self-propelled implements, used in agricultural operations.

(1) All power transmission components must be guarded according to WAC ((296-306A-280)) 296-307-280.

(2) The manufacturer's instruction manual, if published by the manufacturer and currently available, must be the source of information for the safe operation and maintenance of field equipment.

(3) You must ensure that all power takeoff shafts, including rear, mid-mounted or side-mounted shafts, are guarded by a master shield, as follows:

(a) The rear power takeoff has a master shield. The master shield is strong enough to prevent permanent deformation of the shield when a 250-pound operator mounts or dismounts the tractor using the shield as a step.

(b) Power takeoff driven equipment is guarded to prevent employee contact with rotating members of the power drive system. When the tractor master shield must be removed to use specific power takeoff driven equipment, the equipment must provide protection from the part of the tractor power takeoff shaft that protrudes from the tractor.

(c) Signs are placed at prominent locations on the tractor and on power takeoff driven equipment requiring that safety shields are kept in place.

(4) The following functional components must be shielded to a degree consistent with the intended function and operator's vision of the component.

- Snapping or husking rolls;
- Straw spreaders and choppers;
- Cutterbars;
- Flail rotors;
- Rotary beaters;
- Mixing augers;
- Feed rolls;
- Conveying augers;
- Rotary tillers; and
- Similar units that must be exposed for proper function

(5) Where removing a guard or access door will expose an employee to any component that continues to rotate after the power is disengaged, you must provide, in the immediate area:

(a) A safety sign warning the employee to look and listen for evidence of rotation and to wait until all components have stopped before removing the guard or access door.

(b) A readily visible or audible warning of rotation on equipment manufactured after October 25, 1976.

(6) If the mounting steps or ladder and the handholds of the propelling vehicle are made inaccessible by installation of

other equipment, other steps and handholds must be provided on the equipment.

(7) You must ensure that the operator's steps and platform have a slip-resistant covering to minimize the possibility of slipping.

(8) Powered machines not driven by an individual motor must have a clutch or other effective means of stopping.

(9) All friction clutches must have sufficient clearance and be kept adjusted to prevent drag or creeping when disengaged.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-08003 Which agricultural tractors are covered by this section?** All agricultural tractors manufactured after October 25, 1976, must meet the requirements of WAC ((~~296-306A-080~~) 296-307-080). An agricultural tractor manufactured on or before October 25, 1976, must meet the requirements of WAC ((~~296-306A-080~~) 296-307-080) if:

(1) The tractor was built or sold with rollover protective structures (ROPS) as an optional accessory; or

(2) According to the manufacturer, the tractor was designed to accommodate the addition of ROPS.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-08009 What requirements apply to the testing and performance of ROPS used on agricultural tractors?** You must provide a rollover protective structure (ROPS) for each employee-operated tractor that is covered by WAC ((~~296-306A-080~~) 296-307-080). ROPS used on wheel-type tractors must meet the test and performance requirements of OSHA 1928.52 CFR, Protective Frames for Wheel Type Agricultural Tractors, and ROPS used on track-type tractors must meet the test and performance requirements of SAE Standard J334a (July 1970) and the portions of SAE Standard J167 (1971) pertaining to overhead protection requirements.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-08012 What requirements apply to seatbelts used with ROPS on agricultural tractors?** (1) Where ROPS are required by WAC ((~~296-306A-080~~) 296-307-080), you must:

(a) Provide each tractor with a seatbelt;

(b) Require that each employee use the seatbelt while the tractor is moving; and

(c) Require that each employee tighten the seatbelt sufficiently to confine the employee to the ROPS protected area.

(2) Each seatbelt and seatbelt anchorage must meet the requirements of ANSI/SAE J800 April 1986, Motor Vehicle Seat Belt Assemblies.

(a) Where a suspended seat is used, the seatbelt must be fastened to the movable portion of the seat.

(b) The seatbelt webbing material must be at least as resistant to acids, alkalis, mildew, aging, moisture and sunlight as untreated polyester fiber.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-08018 What employee training requirements apply to ROPS used on agricultural tractors?** (1) You must ensure that every employee who operates an agricultural tractor is informed of the operating practices listed below and of any other practices dictated by the work environment. You must provide the information at the time of initial assignment and at least annually thereafter.

#### EXHIBIT A

#### EMPLOYEE OPERATING INSTRUCTIONS

1. Securely fasten your seat belt if the tractor has a ROPS.
2. Where possible, avoid operating the tractor near ditches, embankments and holes.
3. Reduce speed when turning, crossing slopes and on rough, slick or muddy surfaces.
4. Stay off slopes too steep for safe operation.
5. Watch where you are going, especially at row ends, on roads and around trees.
6. Passengers, other than persons required for instruction or machine operation, shall not be permitted to ride on equipment unless a passenger seat or other protective device is provided.
7. Operate the tractor smoothly—no jerky turns, starts, or stops.
8. Hitch only to the drawbar and hitch points recommended by tractor manufacturers.
9. When tractor is stopped, set brakes securely and use park lock if available.

(2) You must ensure that every employee who operates an agriculture tractor is trained specifically in the operation of the tractor to be used. The training must include an orientation of the operator to the topographical features of the land where the tractor will be operated. Training must emphasize safe operating practices to avoid rollover.

(3) The tractor training program must be described in the written accident prevention program required by WAC ((~~296-306A-030~~) 296-307-030).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-08021 What other requirements apply to ROPS used on agricultural tractors?** (1) You must ensure that batteries, fuel tanks, oil reservoirs, and coolant systems are constructed and located or sealed to ensure that no spillage comes in contact with the operator in the event of an upset.

(2) All sharp edges and corners at the operator's station must be designed to minimize operator injury in the event of an upset.

(3) When ROPS are removed, they must be remounted to meet the requirements of WAC ((296-306A-080)) 296-307-080.

(4) You must ensure that each ROPS has a label, permanently affixed to the structure, that states:

- (a) Manufacturer's or fabricator's name and address;
- (b) ROPS model number, if any;
- (c) Tractor makes, models, or series numbers that the structure is designed to fit; and
- (d) That the ROPS model was tested in accordance with the requirements of this section.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-085 When must ROPS be provided for material handling equipment?** (1) This section applies to the following types of material handling equipment: Rubber-tired, self-propelled scrapers; rubber-tired front-end loaders; rubber-tired dozers; wheel-type agricultural and industrial tractors; crawler tractors; crawler-type loaders; and motor graders, with or without attachments, that are used in agricultural work. This section does not apply to side-boom pipelaying tractors.

(2) You must ensure that material handling equipment manufactured on or after October 25, 1976, is equipped with ROPS that meet the minimum performance standards of WAC ((296-306A-08009)) 296-307-08009.

(3) ROPS and supporting attachments must meet the minimum performance standards of OSHA 1928.52 CFR, Protective Frames for Wheel Type Agricultural Tractors, or must be designed, fabricated, and installed in a manner that will support, based on the ultimate strength of the metal, at least two times the weight of the prime mover applied at the point of impact.

(a) The ROPS must be designed to minimize the likelihood of a complete overturn and to minimize the possibility of the operator being crushed in a rollover.

(b) The design must provide a vertical clearance of at least fifty-two inches from the work deck to the ROPS at the entrance.

(4) When ROPS are removed, they must be remounted so as to meet the requirements of this section.

(5) Each ROPS must have a label, permanently affixed to the structure, that states:

- (a) Manufacturer's or fabricator's name and address;
- (b) ROPS model number, if any;
- (c) Tractor makes, models, or series numbers that the structure is designed to fit; and
- (d) That the ROPS model was tested in accordance with the requirements of this section.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-09503 What does this section cover?** WAC ((296-306A-095)) 296-307-095 applies to any agricultural employer with one or more employees engaged in any hand-labor operations in the field.

**EXCEPTION:** WAC ((296-306A-09515)) 296-307-09515 (hand-washing facilities) and ((296-306A-09518)) 296-307-09518 (toilet facilities) do not apply if your employees:

- (1) Are engaged in field activities for the production of grains, ((seeds,)) livestock, or livestock feed; or
- (2) Use vehicles, machinery, or animals as part of their field activities and, when needed, can transport themselves to and from toilet and handwashing facilities.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-09506 What definitions apply to this section?** "Accessible" means a maximum of one-quarter mile or five minutes travel time from the worksite.

"Hand-labor operations" means agricultural operations performed by hand or with hand tools.

For example: The hand cultivation, weeding, planting or harvesting of vegetables, nuts, fruit, seedlings or other crops, including mushrooms, and hand packing into containers.

**EXCEPTION:** Hand-labor does not include logging operations, the care or feeding of livestock, or hand-labor operations in permanent structures (e.g., canning facilities or packing houses).

"Handwashing facility" means a facility that meets the requirements of WAC ((296-306A-09515)) 296-307-09515 and is approved by the local health authority.

"Toilet" means a fixed or portable facility designed for the purpose of adequate collection and containment of both defecation and urination. "Toilet" includes biological, chemical, flush, and combustion toilets, or sanitary outhouses.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-09509 What orientation must employees provide for field sanitation?** You must provide each employee with verbal orientation on field sanitation facilities. The orientation must be understandable to each employee and must include:

(1) The location of potable water supplies and the importance of drinking water frequently, especially on hot days;

(2) Identification of all nonpotable water at the worksite and prohibition of the use of nonpotable water for sanitation purposes with an explanation of the hazards associated with using nonpotable water;

(3) The location of handwashing facilities ~~((with an explanation of when and how they should be used and the hazards associated with not using them))~~ and the importance of handwashing:

- (a) Before and after using the toilet; and
- (b) Before eating and smoking; and

(4) The location of toilet facilities; an explanation that facilities are for employee convenience and health considerations; the necessity to keep them sanitary; and that using the fields, orchards, or forests is not an option.

PERMANENT



**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-107 Federal worker protection standards—Washington state department of agriculture.** This ((chapter)) part contains the federal Environmental Protection Agency worker protection standards as listed in 40 CFR, Part 170. Revisions to the federal language have been incorporated into this chapter in order to be consistent with other requirements of Washington state law. These rules are adopted in conjunction with rules adopted by the Washington state department of agriculture in chapter 16-233 WAC.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-11005 Definitions—Worker protection standards—40 CFR, § 170.3.** Terms used in this part have the same meanings they have in the Federal Insecticide, Fungicide, and Rodenticide Act, as amended. In addition, the following terms, when used in this part, shall have the following meanings:

"Agricultural emergency" means a sudden occurrence or set of circumstances which the agricultural employer could not have anticipated and over which the agricultural employer has no control, and which requires entry into a pesticide treated area during a restricted-entry interval, when no alternative practices would prevent or mitigate a substantial economic loss.

"Agricultural employer" means any person who hires or contracts for the services of workers, for any type of compensation, to perform activities related to the production of agricultural plants, or any person who is an owner of or is responsible for the management or condition of an agricultural establishment that uses such workers.

*Note: This definition does not conflict with the definition of employer in WAC ((296-306A-012)) 296-307-012.*

"Agricultural establishment" means any farm, forest, nursery, or greenhouse.

*((Note: This applies to all the Standard Industrial Classification (SIC) Codes listed in WAC 296-306A-010.))*

"Agricultural plant" means any plant grown or maintained for commercial or research purposes and includes, but is not limited to, food, feed, and fiber plants; trees; turfgrass; flowers, shrubs; ornamentals; and seedlings.

"Animal premise" means the actual structure used to house, cage or confine animals such as: Barns, poultry houses, mink sheds, corrals, or structures used for shelter.

"Chemigation" means the application of pesticides through irrigation systems.

"Commercial pesticide handling establishment" means any establishment, other than an agricultural establishment, that:

- Employs any person, including a self-employed person, to apply on an agricultural establishment, pesticides used in the production of agricultural plants.

- Employs any person, including a self-employed person, to perform on an agricultural establishment, tasks as a crop advisor.

"Crop advisor" means any person who is assessing pest numbers or damage, pesticide distribution, or the status or requirements of agricultural plants and who holds a current Washington state department of agriculture commercial consultant license in the agricultural areas in which they are advising. The term does not include any person who is performing hand labor tasks.

"Early entry" means entry by a worker into a treated area on the agricultural establishment after a pesticide application is complete, but before any restricted-entry interval for the pesticide has expired.

"Farm" means any operation, other than a nursery or forest, engaged in the outdoor production of agricultural plants.

"Forest" means any operation engaged in the outdoor production of any agricultural plant to produce wood fiber or timber products.

"Fumigant" means any pesticide product that is a vapor or gas, or forms a vapor or gas on application, and whose method of pesticidal action is through the gaseous state.

"Greenhouse" means any operation engaged in the production of agricultural plants inside any structure or space that is enclosed with nonporous covering and that is of sufficient size to permit worker entry. This term includes, but is not limited to, polyhouses, mushroom houses, rhubarb houses, and similar structures. It does not include such structures as malls, atriums, conservatories, arboretums, or office buildings where agricultural plants are present primarily for aesthetic or climatic modification.

"Hand labor" means any agricultural activity performed by hand or with hand tools that causes a worker to have substantial contact with surfaces (such as plants, plant parts, or soil) that may contain pesticide residues. These activities include, but are not limited to, harvesting, detasseling, thinning, weeding, topping, planting, sucker removal, pruning, disbudding, roguing, and packing produce into containers in the field. Hand labor does not include operating, moving, or repairing irrigation or watering equipment or performing the tasks of crop advisors.

"Handler" means any person, including a self-employed person:

- Who is employed for any type of compensation by an agricultural establishment or commercial pesticide handling establishment to which WAC ((296-306A-130)) 296-307-130 applies and who is:

- Mixing, loading, transferring, or applying pesticides.
- Disposing of pesticides or pesticide containers.
- Handling opened containers of pesticides.
- Acting as a flagger.
- Cleaning, adjusting, handling, or repairing the parts of mixing, loading, or application equipment that may contain pesticide residues.

- Assisting with the application of pesticides.
- Entering a greenhouse or other enclosed area after the application and before the inhalation exposure level listed in the labeling has been reached or one of the ventilation criteria established by WAC ((296-306A-12015-3)(e)) 296-307-12015 (3)(c) or in the labeling has been met:

- ◆ To operate ventilation equipment.
- ◆ To adjust or remove coverings used in fumigation.
- ◆ To monitor air levels.

■ Entering a treated area outdoors after application of any soil fumigant to adjust or remove soil coverings such as tarpaulins.

■ Performing tasks as a crop advisor:

◆ During any pesticide application.

◆ Before the inhalation exposure level listed in the labeling has been reached or one of the ventilation criteria established by WAC ((~~296-306A-12015~~) 296-307-12015 (3)(c) or in the labeling has been met.

◆ During any restricted-entry interval.

• The term does not include any person who is only handling pesticide containers that have been emptied or cleaned according to pesticide product labeling instructions or, in the absence of such instructions, have been subjected to triple-rinsing or its equivalent.

"Handler employer" means any person who is self-employed as a handler or who employs any handler, for any type of compensation.

"Immediate family" includes only spouse, children, stepchildren, foster children, parents, stepparents, foster parents, brothers, and sisters.

"Nursery" means any operation engaged in the outdoor production of any agricultural plant to produce cut flowers and ferns or plants that will be used in their entirety in another location. Such plants include, but are not limited to, flowering and foliage plants or trees; tree seedlings; live Christmas trees; vegetable, fruit, and ornamental transplants; and turf-grass produced for sod.

"Owner" means any person who has a present possessory interest (fee, leasehold, rental, or other) in an agricultural establishment covered by this chapter. A person who has both leased such agricultural establishment to another person and granted that same person the right and full authority to manage and govern the use of such agricultural establishment is not an owner for purposes of this part.

"Restricted-entry interval" means the time after the end of a pesticide application during which entry into the treated area is restricted.

"Substantial economic loss" means a loss in profitability greater than that which would be expected based on the experience and fluctuations of crop yields in previous years. Only losses caused by the agricultural emergency specific to the affected site and geographic area are considered. The contribution of mismanagement cannot be considered in determining the loss.

"Treated area" means any area to which a pesticide is being directed or has been directed.

"Worker" means any person, including a self-employed person, who is employed for any type of compensation and who is performing activities relating to the production of agricultural plants on an agricultural establishment to which WAC ((~~296-306A-120~~) 296-307-120) applies. While persons employed by a commercial pesticide handling establishment are performing tasks as crop advisors, they are not workers covered by the requirements of WAC ((~~296-306A-120~~) 296-307-120).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-11010 General duties and prohibited actions—Worker protection standards—40 CFR, § 170.7.**

(1) General duties. The agricultural employer or the handler employer, as appropriate, shall:

(a) Assure that each worker subject to WAC ((~~296-306A-120~~) 296-307-120) or each handler subject to WAC ((~~296-306A-130~~) 296-307-130) receives the protections required by this part.

(b) Assure that any pesticide to which WAC ((~~296-306A-130~~) 296-307-130) applies is used in a manner consistent with the labeling of the pesticide, including the requirements of this part.

(c) Provide, to each person who supervises any worker or handler, information and directions sufficient to assure that each worker or handler receives the protections required by this part. Such information and directions shall specify which persons are responsible for actions required to comply with this part.

(d) Require each person who supervises any worker or handler to assure compliance by the worker or handler with the provisions of this part and to assure that the worker or handler receives the protections required by this part.

(2) Prohibited actions. The agricultural employer or the handler employer shall not take any retaliatory action for attempts to comply with this part or any action having the effect of preventing or discouraging any worker or handler from complying or attempting to comply with any requirement of this part.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-120 Applicability of this section—Standards for workers—40 CFR, § 170.102.** Requirement. Except as provided by WAC ((~~296-306A-12005~~) 296-307-12005) and ((~~296-306A-12010~~) 296-307-12010), WAC ((~~296-306A-120~~) 296-307-120) applies when any pesticide product is used on an agricultural establishment in the production of agricultural plants.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-12010 Exemptions—Standards for workers—40 CFR, § 170.104.** The workers listed in this section are exempt from the specified provisions of WAC ((~~296-306A-120~~) 296-307-120).

(1) Owners of agricultural establishments.

(a) The owner of an agricultural establishment is not required to provide to himself/herself or members of his/her immediate family who are performing tasks related to the production of agricultural plants on their own agricultural establishment the protections of:

(i) WAC ((~~296-306A-12020~~) 296-307-12020) (3)(e) through (i);

(ii) WAC ((~~296-306A-12020~~) 296-307-12020) (3)(e) through (i); as referenced in WAC ((~~296-306A-12020~~) 296-307-12020) (4)(b)(iii) and (5);

(iii) WAC ((~~296-306A-12025~~) 296-307-12025;

(iv) WAC ((~~296-306A-12030~~) 296-307-12030;

(v) WAC ((~~296-306A-12040~~) 296-307-12040;

(vi) WAC ((~~296-306A-12045~~) 296-307-12045;

(vii) WAC ((~~296-306A-12050~~) 296-307-12050;

(viii) WAC ((~~296-306A-12055~~) 296-307-12055.

(b) The owner of the agricultural establishment must provide the protections listed in (a)(i) through (viii) of this subsection to other workers and other persons who are not members of his/her immediate family.

(2) Crop advisors.

(a) Provided that the conditions of this section are met, a person who is certified or licensed as a crop advisor by a program acknowledged as appropriate in writing by EPA or a State or Tribal lead agency for pesticide enforcement, and persons performing crop advising tasks under such qualified crop advisor's direct supervision, are exempt from the provisions of:

(i) WAC ((~~296-306A-12050~~) 296-307-12050.

(ii) WAC ((~~296-306A-12055~~) 296-307-12055.

A person is under the direct supervision of a crop advisor when the crop advisor exerts the supervisory controls set out in (b)(iii) and (iv) of this subsection. Direct supervision does not require that the crop advisor be physically present at all times, but the crop advisor must be readily accessible to the employees at all times.

(b) Conditions of exemption.

(i) The certification or licensing program requires pesticide safety training that includes, at least, all the information in WAC ((~~296-306A-13025~~) 296-307-13025) (3)(d).

(ii) Applies only when performing crop advising tasks in the treated area.

(iii) The crop advisor must make specific determinations regarding the appropriate PPE, appropriate decontamination supplies, and how to conduct the tasks safely. The crop advisor must convey this information to each person under his direct supervision in a language that the person understands.

(iv) Before entering a treated area, the certified or licensed crop advisor must inform, through an established practice of communication, each person under his/her direct supervision of the pesticide product and active ingredient(s) applied, method of application, time of application, the restricted entry interval which tasks to undertake, and how to contact the crop advisor.

AMENDATORY SECTION (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-12015 Restrictions associated with pesticide applications—Standards for workers—40 CFR, § 170.110.** (1) Farms and forests. During the application of any pesticide on a farm or in a forest, the agricultural employer shall not allow or direct any person, other than an appropriately trained and equipped handler, to enter or to remain in the treated area.

(2) Nurseries. In a nursery, during any pesticide application described in column A of Table 1 of this section, the agricultural employer shall not allow or direct any person, other than an appropriately trained and equipped handler, to enter or to remain in the area specified in column B of Table 1 of this section. After the application is completed, until the end of any restricted-entry interval, the entry-restricted area is the treated area.

Table 1.—Entry-Restricted Areas in Nurseries During Pesticide Applications

A. During Application of a Pesticide:	B. Workers are Prohibited in:
(1)(a) Applied: (i) Aerially, or (ii) In an upward direction, or (iii) Using a spray pressure greater than 150 psi, or (b) Applied as a: (i) Fumigant, or (ii) Smoke, or (iii) Mist, or (iv) Fog, or (v) Aerosol.	Treated area plus 100 feet in all directions on the nursery
(2)(a) Applied downward using: (i) A height of greater than 12 inches from the planting medium, or (ii) A fine spray, or (iii) A spray pressure greater than 40 psi and less than 150 psi.	Treated area plus 25 feet in all directions on the nursery

PERMANENT

A. During Application of a Pesticide:

B. Workers are Prohibited in:

(b) Not as in 1 or 2(a) above but for which a respiratory protection device is required for application by the product labeling.

(3) Applied otherwise.

(3) Greenhouses.

(a) When a pesticide application described in column A of Table 2 under (d) of this subsection takes place in a greenhouse, the agricultural employer shall not allow or direct any person, other than an appropriately trained and equipped handler, to enter or to remain in the area specified in column B of Table 2 until the time specified in column C of Table 2 has expired.

(b) After the time specified in column C of Table 2 under (d) of this subsection has expired, until the expiration of any restricted-entry interval, the agricultural employer shall not allow or direct any worker to enter or to remain in the treated area as specified in column D of Table 2 under (d) of this subsection, except as provided in WAC ((296-306A-12020)) 296-307-12020.

(c) When column C of Table 2 under (d) of this subsection specifies that ventilation criteria must be met, ventilation

Treated area

shall continue until the air concentration is measured to be equal to or less than the inhalation exposure level the labeling requires to be achieved. If no inhalation exposure level is listed on the labeling, ventilation shall continue until after:

(i) Ten air exchanges are completed; or

(ii) Two hours of ventilation using fans or other mechanical ventilating systems; or

(iii) Four hours of ventilation using vents, windows or other passive ventilation; or

(iv) Eleven hours with no ventilation followed by one hour of mechanical ventilation; or

(v) Eleven hours with no ventilation followed by two hours of passive ventilation; or

(vi) Twenty-four hours with no ventilation.

(d) The following Table 2 applies to (a), (b) and (c) of this subsection.

Table 2.—Greenhouse Entry Restrictions Associated With Pesticide Applications

A. When a Pesticide is Applied:	B. Workers are Prohibited in:	C. Until:	D. After the Expiration of Time in Column C Until the Restricted-Entry Interval Expires, the Entry-Restricted Area is:
(1) As a fumigant	Entire greenhouse plus any adjacent structure that cannot be sealed off from the treated area	The ventilation criteria of (c) of this subsection are met	No entry restrictions after criteria in column C are met
(2) As a:  (i) Smoke, or (ii) Mist, or (iii) Fog, or (iv) Aerosol	Entire enclosed area	The ventilation criteria of (c) of this subsection are met	Entire enclosed area is the treated area
(3) Not in 1 or 2 above, and for which a respiratory protection device is required for application by the product labeling	Entire enclosed area	The ventilation criteria of (c) of this subsection are met	Treated area
(4) Not in 1, 2, or 3 above, and:	Treated area plus 25 feet in all directions in the enclosed area	Application is complete	Treated area

PERMANENT

A. When a Pesticide is Applied:	B. Workers are Prohibited in:	C. Until:	D. After the Expiration of Time in Column C Until the Restricted-Entry Interval Expires, the Entry-Restricted Area is:
(i) From a height of greater than 12 in. from the planting medium, or (ii) As a fine spray, or (iii) Using a spray pressure greater than 40 psi			
(5) Otherwise	Treated area	Application is complete	Treated area

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-12020 Entry restrictions—Standards for workers—40 CFR, § 170.112.** (1) General restrictions.

(a) After the application of any pesticide on an agricultural establishment, the agricultural employer shall not allow or direct any worker to enter or to remain in the treated area before the restricted-entry interval specified on the pesticide labeling has expired, except as provided in this section.

(b) Entry-restricted areas in greenhouses are specified in column D in Table 2 under WAC ((~~296-306A-12015~~) 296-307-12015 (3)(d).

(c) When two or more pesticides are applied at the same time, the restricted-entry interval shall be the longest of the applicable intervals.

(d) The agricultural employer shall assure that any worker who enters a treated area under a restricted-entry interval as permitted by subsections (3), (4), and (5) of this section uses the personal protective equipment specified in the product labeling for early entry workers and follows any other requirements on the pesticide labeling regarding early entry.

(2) Exception for activities with no contact. A worker may enter a treated area during a restricted-entry interval if the agricultural employer assures that both of the following are met:

(a) The worker will have no contact with anything that has been treated with the pesticide to which the restricted-entry interval applies, including, but not limited to, soil, water, air, or surfaces of plants; and

(b) No such entry is allowed until any inhalation exposure level listed in the labeling has been reached or any ventilation criteria established by WAC ((~~296-306A-12015~~) 296-307-12015 (3)(c) or in the labeling have been met.

(3) Exception for short-term activities. A worker may enter a treated area during a restricted-entry interval for short-term activities if the agricultural employer assures that the following requirements are met:

(a) No hand labor activity is performed.

(b) The time in treated areas under a restricted-entry interval for any worker does not exceed one hour in any twenty-four-hour period.

(c) No such entry is allowed for the first four hours following the end of the application, and no such entry is allowed thereafter until any inhalation exposure level listed in the labeling has been reached or any ventilation criteria established by WAC ((~~296-306A-12015~~) 296-307-12015 (3)(c) or in the labeling have been met.

(d) The personal protective equipment specified on the product labeling for early entry is provided to the worker. Such personal protective equipment shall conform to the following standards:

(i) Personal protective equipment (PPE) means devices and apparel that are worn to protect the body from contact with pesticides or pesticide residues, including, but not limited to, coveralls, chemical-resistant suits, chemical-resistant gloves, chemical-resistant footwear, respiratory protection devices, chemical-resistant aprons, chemical-resistant headgear, and protective eyewear.

(ii) Long-sleeved shirts, short-sleeved shirts, long pants, short pants, shoes, socks, and other items of work clothing are not considered personal protective equipment for the purposes of this section and are not subject to the requirements of this section, although pesticide labeling may require that such work clothing be worn during some activities.

(iii) When "chemical-resistant" personal protective equipment is specified by the product labeling, it shall be made of material that allows no measurable movement of the pesticide being used through the material during use.

(iv) When "waterproof" personal protective equipment is specified by the product labeling, it shall be made of material that allows no measurable movement of water or aqueous solutions through the material during use.

(v) When a "chemical-resistant suit" is specified by the product labeling, it shall be a loose-fitting, one-piece or two-piece, chemical-resistant garment that covers, at a minimum, the entire body except head, hands, and feet.

(vi) When "coveralls" are specified by the product labeling, they shall be a loose-fitting, one-piece or two-piece garment, such as a cotton or cotton and polyester coverall, that covers, at a minimum, the entire body except head, hands, and feet. The pesticide product labeling may specify that the coveralls be worn over a layer of clothing. If a chemical-resistant suit is substituted for coveralls, it need not be worn over a layer of clothing.

PERMANENT

(vii) Gloves shall be of the type specified by the product labeling. Gloves or glove linings made of leather, cotton, or other absorbent materials must not be worn for early entry activities unless these materials are listed on the product labeling as acceptable for such use. If chemical-resistant gloves with sufficient durability and suppleness are not obtainable for tasks with roses or other plants with sharp thorns, leather gloves may be worn over chemical-resistant liners. However, once leather gloves have been worn for this use, thereafter they shall be worn only with chemical-resistant liners and they shall not be worn for any other use.

(viii) When "chemical-resistant footwear" is specified by the product labeling, it shall be one of the following types of footwear: Chemical-resistant shoes, chemical-resistant boots, or chemical-resistant shoe coverings worn over shoes or boots. If chemical-resistant footwear with sufficient durability and a tread appropriate for wear in rough terrain is not obtainable for workers, then leather boots may be worn in such terrain.

(ix) When "protective eyewear" is specified by the product labeling, it shall be one of the following types of eyewear: Goggles; face shield; safety glasses with front, brow, and temple protection; or a full-face respirator.

(x) When "chemical-resistant headgear" is specified by the product labeling, it shall be either a chemical-resistant hood or a chemical-resistant hat with a wide brim.

(e) The agricultural employer shall assure that the worker, before entering the treated area, either has read the product labeling or has been informed, in a manner that the worker can understand, of all labeling requirements related to human hazards or precautions, first aid, symptoms of poisoning, personal protective equipment specified for early entry, and any other labeling requirements related to safe use.

(f) The agricultural employer shall assure that:

(i) Workers wear the personal protective equipment correctly for its intended purpose and use personal protective equipment according to manufacturer's instructions.

(ii) Before each day of use, all personal protective equipment is inspected for leaks, holes, tears, or worn places, and any damaged equipment is repaired or discarded.

(iii) Personal protective equipment that cannot be cleaned properly is disposed of in accordance with any applicable federal, state, and local regulations.

(iv) All personal protective equipment is cleaned according to manufacturer's instructions or pesticide product labeling instructions before each day of reuse. In the absence of any such instructions, it shall be washed thoroughly in detergent and hot water.

(v) Before being stored, all clean personal protective equipment is dried thoroughly or is put in a well-ventilated place to dry.

(vi) Personal protective equipment contaminated with pesticides is kept separately and washed separately from any other clothing or laundry.

(vii) Any person who cleans or launders personal protective equipment is informed that such equipment may be contaminated with pesticides, of the potentially harmful effects of exposure to pesticides, and of the correct way(s) to handle and clean personal protective equipment and to protect them-

selves when handling equipment contaminated with pesticides.

(viii) All clean personal protective equipment is stored separately from personal clothing and apart from pesticide-contaminated areas.

(ix) Each worker is instructed how to put on, use, and remove the personal protective equipment and is informed about the importance of washing thoroughly after removing personal protective equipment.

(x) Each worker is instructed in the prevention, recognition, and first aid treatment of heat-related illness.

(xi) Workers have a clean place(s) away from pesticide-storage and pesticide-use areas for storing personal clothing not in use; putting on personal protective equipment at the start of any exposure period; and removing personal protective equipment at the end of any exposure period.

(g) When personal protective equipment is required by the labeling of any pesticide for early entry, the agricultural employer shall assure that no worker is allowed or directed to perform the early entry activity without implementing, when appropriate, measures to prevent heat-related illness.

(h) During any early entry activity, the agricultural employer shall provide a decontamination site in accordance with WAC ((296-306A-12050)) 296-307-12050.

(i) The agricultural employer shall not allow or direct any worker to wear home or to take home personal protective equipment contaminated with pesticides.

(4) Declaration of an agricultural emergency.

(a) The director of the Washington state department of agriculture may declare the existence of circumstances causing an agricultural emergency on a particular establishment or establishments.

(b) The director may declare an agricultural emergency based on the reasonably expected certainty of circumstances occurring based on weather or other forecasts that would create conditions that would normally be anticipated to cause an agricultural emergency.

(c) The agricultural employer may determine if the establishment under his/her control is subject to the agricultural emergency declared by the director.

(d) Emergency repair of equipment that is in use and sited within a pesticide treated area under a restricted-entry interval, such as frost protection devices, shall be considered to be an agricultural emergency. The conditions in WAC 16-228-655 shall be met.

(e) Activities that require immediate response such as fire suppression, relocation of greenhouse plants due to power failure, and similar conditions, shall be considered to be agricultural emergencies. The conditions in WAC 16-228-655 shall be met.

(5) Agricultural activities permitted under an agricultural emergency.

(a) A worker may enter a pesticide treated area under a restricted-entry interval in an agricultural emergency to perform tasks, including hand labor tasks, necessary to mitigate the effects of the agricultural emergency if the agricultural employer assures that all the following requirements are met:

(i) No entry is permitted for the first four hours after the pesticide application or the minimum reentry interval allowed by EPA for that product, whichever is less;

(ii) The personal protective equipment specified on the product labeling for early entry is provided to the worker;

(iii) The agricultural employer shall assure that the worker, before entering the treated area, either has read the product labeling or has been informed, in a manner the worker can understand, of all labeling requirements related to human hazards or precautions, first aid, symptoms of poisoning, personal protective equipment specified for early entry, and any other labeling requirements related to safe use;

(iv) The agricultural employer shall assure that the worker wears the proper PPE and that the PPE is in operable condition and that the worker has been trained in its proper use;

(v) The agricultural employer shall assure that measures have been taken, when appropriate, to prevent heat-related illness;

(vi) A decontamination site has been provided in accordance with EPA regulations;

(vii) The agricultural employer shall not allow or direct any worker to wear home or take home personal protective equipment contaminated with pesticides.

(b) If the agricultural emergency is due to equipment failure, then the agricultural employer shall assure that all the requirements in subsection (1) of this section are met plus the following additional requirement. The only permitted activity until the restricted-entry interval has elapsed is equipment repair that would mitigate the effect of the equipment failure.

(6) Recordkeeping required for agricultural emergencies.

(a) If the employer declares that his/her establishment is affected by an agricultural emergency and that activities regulated by the worker protection standard have been performed, the employer shall keep the following records for seven years from the date of the agricultural emergency:

(i) Date of the agricultural emergency;

(ii) Time of the agricultural emergency, start and end;

(iii) Reason for the agricultural emergency, such as frost, fire, equipment failure, etc.;

(iv) Crop/site;

(v) Pesticide(s) - name, EPA number, REI;

(vi) Name, date, time of entry and exit of early entry person(s);

(vii) Estimated potential of economic loss which would have occurred had no early entry been allowed.

(b) Records shall be completed within twenty-four hours of the early entry exposure and be available to the department and/or department of health and/or medical facility or treating physician if requested by the above or the employee.

(7) Exception to entry restrictions requiring EPA approval. EPA may in accordance with 40 CFR, Part 170.112(e) grant an exception from the requirements of this section. A request for an exception must be submitted to the Director, Office of Pesticide Programs (H-7501C), Environmental Protection Agency, 401 "M" Street SW, Washington, DC 20460 and must be accompanied by two copies of the information specified in 40 CFR, Part 170.112(e).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-12025 Notice of applications—Standards for workers—40 CFR, § 170.120.** (1) Notification to workers of pesticide applications in greenhouses. The agricultural employer shall notify workers of any pesticide application in the greenhouse in accordance with this subsection.

(a) All pesticide applications shall be posted in accordance with subsection (3) of this section.

(b) If the pesticide product labeling has a statement requiring both the posting of treated areas and oral notification to workers, the agricultural employer shall also provide oral notification of the application to the worker in accordance with subsection (4) of this section.

(c) Notice need not be given to a worker if the agricultural employer can assure that one of the following is met:

(i) From the start of the application until the end of the application and during any restricted-entry interval, the worker will not enter, work in, remain in, or pass through the greenhouse; or

(ii) The worker applied (or supervised the application of) the pesticide for which the notice is intended and is aware of all information required by subsection (4)(a) through (c) of this section.

(2) Notification to workers on farms, in nurseries, or in forests of pesticide applications. The agricultural employer shall notify workers of any pesticide application on the farm or in the nursery or forest in accordance with this subsection.

(a) If the pesticide product labeling has a statement requiring both the posting of treated areas and oral notification to workers, the agricultural employer shall post signs in accordance with subsection (3) of this section and shall provide oral notification of the application to the worker in accordance with subsection (4) of this section.

(b) For any pesticide other than those for which the labeling requires both posting and oral notification of applications, the agricultural employer shall give notice of the application to the worker either by the posting of warning signs in accordance with subsection (3) of this section or orally in accordance with subsection (4) of this section, and shall inform the workers as to which method of notification is in effect.

(c) Notice need not be given to a worker if the agricultural employer can assure that one of the following is met:

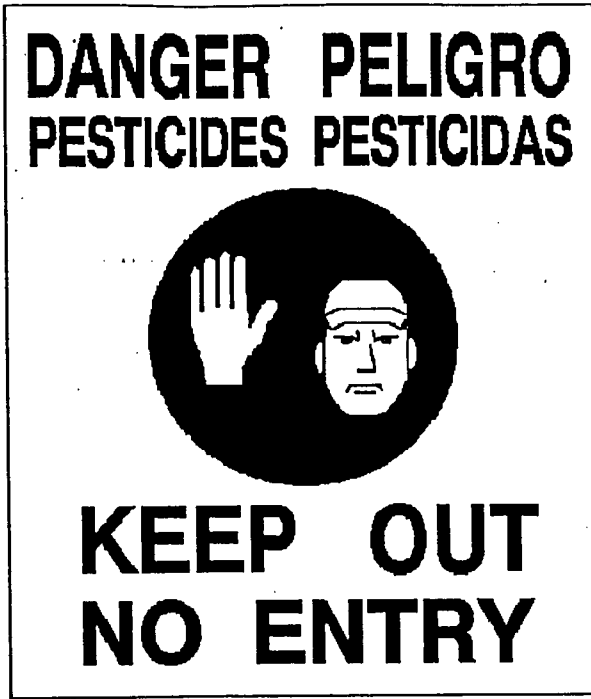
(i) From the start of the application until the end of the application and during any restricted-entry interval, the worker will not enter, work in, remain in, or pass through on foot the treated area or any area within one-quarter mile of the treated area; or

(ii) The worker applied (or supervised the application of) the pesticide for which the notice is intended and is aware of all information required by subsection (4)(a) through (c) of this section.

(3) Posted warning signs. The agricultural employer shall post warning signs in accordance with the following criteria:

(a) The warning sign shall have a background color that contrasts with red. The words "DANGER" and "PELIGRO," plus "PESTICIDES" and "PESTICIDAS," shall be at the top of the sign,

and the words "KEEP OUT" and "NO ENTRE" shall be at the bottom of the sign. Letters for all words must be clearly legible. A circle containing an upraised hand on the left and a stern face on the right must be near the center of the sign. The inside of the circle must be red, except that the hand and a large portion of the face must be in a shade that contrasts with red. The length of the hand must be at least twice the height of the smallest letters. The length of the face must be only slightly smaller than the hand. Additional information such as the name of the pesticide and the date of application may appear on the warning sign if it does not detract from the appearance of the sign or change the meaning of the required information. A black and white example of a warning sign meeting these requirements, other than the size requirements, follows:



(b) The standard sign shall be at least fourteen inches by sixteen inches with letters at least one inch in height. Farms and forests shall use the standard size sign unless a smaller sign is necessary because the treated area is too small to accommodate a sign of this size. In nurseries and greenhouses, the agricultural employer may, at any time, use a sign smaller than the standard size sign. Whenever a small sign is used on any establishment, there are specific posting distances depending on the size of the lettering and symbol on the sign. If a sign is used with DANGER and PELIGRO in letters at least 7/8 inch in height and the remaining letters at least 1/2 inch and a red circle at least three inches in diameter containing an upraised hand and a stern face, the signs shall be no further than fifty feet apart. If a sign is used with DANGER and PELIGRO in letters at least 7/16 inch in height and the remaining letters at least 1/4 inch in height and a red circle at least 1 1/2 inches in diameter containing an upraised hand and stern face, the signs shall be no further than twenty-five feet apart. A sign with DANGER and PELIGRO in letters less than 7/16

inch in height or with any words in letters less than 1/4 inch in height, or a red circle smaller than 1 1/2 inches in diameter containing an upraised hand and a stern face will not satisfy the requirements of the rule. All signs must meet the requirements of (a) of this subsection.

(c) The employer may replace the Spanish portion of the warning sign with a non-English language read by the largest group of workers who do not read English. The replacement sign must be in the same format as the original sign and must be visible and legible.

(d) On farms and in forests and nurseries, the signs shall be visible from all usual points of worker entry to the treated area, including at least each access road, each border with any labor camp adjacent to the treated area, and each footpath and other walking route that enters the treated area. When there are no usual points of worker entry, signs shall be posted in the corners of the treated area or in any other location affording maximum visibility.

(e) In greenhouses, the signs shall be posted so they are visible from all usual points of worker entry to the treated area including each aisle or other walking route that enters the treated area. When there are no usual points of worker entry to the treated area, signs shall be posted in the corners of the treated area or in any other location affording maximum visibility.

(f) The signs shall:

(i) Be posted no sooner than twenty-four hours before the scheduled application of the pesticide.

(ii) Remain posted throughout the application and any restricted-entry interval.

(iii) Be removed within three days after the end of the application and any restricted-entry interval and before agricultural-worker entry is permitted, other than entry permitted by WAC ((296-306A-12020)) 296-307-12020.

(g) The signs shall remain visible and legible during the time they are posted.

(h) When several contiguous areas are to be treated with pesticides on a rotating or sequential basis, the entire area may be posted. Worker entry, other than entry permitted by WAC ((296-306A-12020)) 196-307-12020, is prohibited for the entire area while the signs are posted.

(4) Oral warnings. The agricultural employer shall provide oral warnings to workers in a manner that the worker can understand. If a worker will be on the premises during the application, the warning shall be given before the application takes place. Otherwise, the warning shall be given at the beginning of the worker's first work period during which the application is taking place or the restricted-entry interval for the pesticide is in effect. The warning shall consist of:

(a) The location and description of the treated area.

(b) The time during which entry is restricted.

(c) Instructions not to enter the treated area until the restricted-entry interval has expired.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-12030 Providing specific information about applications—Standards for workers—40 CFR, § 170.122.** When workers are on an agricultural establishment

PERMANENT



and, within the last thirty days, a pesticide covered by this part has been applied on the establishment or a restricted-entry interval has been in effect, the agricultural employer shall display, in accordance with this section, specific information about the pesticide.

(1) Location, accessibility, and legibility. The information shall be displayed in the location specified for the pesticide safety poster in WAC ((296-306A-12045)) 296-307-12045(4) and shall be accessible and legible, as specified in WAC ((296-306A-12045)) 296-307-12045 (4) and (6).

(2) Timing.

(a) If warning signs are posted for the treated area before an application, the specific application information for that application shall be posted at the same time or earlier.

(b) The information shall be posted before the application takes place, if workers will be on the establishment during application. Otherwise, the information shall be posted at the beginning of any worker's first work period.

(c) The information shall continue to be displayed for at least thirty days after the end of the restricted-entry interval (or, if there is no restricted-entry interval, for at least thirty days after the end of the application) or at least until workers are no longer on the establishment, whichever is earlier.

(3) Required information. The information shall include:

(a) The location and description of the treated area.

(b) The product name, EPA registration number, and active ingredient(s) of the pesticide.

(c) The time and date the pesticide is to be applied.

(d) The restricted-entry interval for the pesticide.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-12040 Pesticide safety training—Standards for workers—40 CFR, § 170.130.** (1) General requirement.

(a) Agricultural employer assurance. The agricultural employer shall assure that each worker, required by this section to be trained, has been trained according to this section during the last five years, counting from the end of the month in which the training was completed.

*Note:* In addition to the training required by this section, the agricultural employer shall assure without exception, that all employees are trained in accordance with WAC 296-62-054 through 296-62-05427, Hazard communication.

(b) Requirement for workers performing early entry activities. Before a worker enters a treated area on the agricultural establishment during a restricted-entry interval to perform early entry activities permitted by WAC ((296-306A-12020)) 296-307-12020 and contacts anything that has been treated with the pesticide to which the restricted-entry interval applies, including but not limited to, soil, water, or surfaces of plants, the agricultural employer shall assure that the worker has been trained.

(c) Requirements for other agricultural workers.

(i) Information before entry. Except as provided in (b) of this subsection, before a worker enters any areas on the agricultural establishment where, within the last thirty days a pesticide to which this part applies has been applied or the restricted-entry interval for such pesticide has been in effect,

the agricultural employer shall assure that the worker has been provided the pesticide safety information specified in subsection (3) of this section, in a manner that agricultural workers can understand, such as by providing written materials or oral communication or by other means. The agricultural employer must be able to verify compliance with this requirement.

(ii) Training before the start of a work period. The agricultural employer shall assure that a worker has been trained before the worker enters any areas on the agricultural establishment where, within the last thirty days a pesticide to which this chapter applies has been applied or a restricted-entry interval for such pesticide has been in effect, the agricultural employer shall assure that the worker has been trained.

(2) Exceptions. The following persons need not be trained under this section:

(a) A worker who is currently certified as an applicator of restricted-use pesticides under chapter 17.21 RCW.

(b) A worker who satisfies the training requirements of chapter 17.21 RCW.

(c) A worker who satisfies the handler training requirements of WAC ((296-306A-13025)) 296-307-13025(3).

(d) A worker who is certified or licensed as a crop advisor by the Washington state department of agriculture under RCW 15.58.230: *Provided*, That a requirement for such certification or licensing is pesticide safety training that includes all the information set out in WAC ((296-306A-13025)) 296-307-13025 (3)(d).

~~(3) ((Pesticide safety information. The pesticide safety information required by subsection (1)(e)(i) of this section shall be presented to workers in a manner that the workers can understand. At a minimum, the following information shall be provided:~~

~~(a) Pesticides may be on or in plants, soil, irrigation water, or drifting from nearby applications.~~

~~(b) Prevent pesticides from entering your body by:~~

~~(i) Following directions and/or signs about keeping out of treated or restricted areas.~~

~~(ii) Washing before eating, drinking, using chewing gum or tobacco, or using the toilet.~~

~~(iii) Wearing work clothing that protects the body from pesticide residues.~~

~~(iv) Washing/showering with soap and water, shampoo hair, and put on clean clothes after work.~~

~~(v) Washing work clothes separately from other clothes before wearing them again.~~

~~(vi) Washing immediately in the nearest clean water if pesticides are spilled or sprayed on the body. As soon as possible, shower, shampoo, and change into clean clothes.~~

~~(4)) Training programs.~~

(a) General pesticide safety information shall be presented to workers either orally from written materials or audiovisually. The information must be presented in a manner that the workers can understand (such as through a translator) using nontechnical terms. The presenter also shall respond to workers' questions.

(b) The person who conducts the training shall meet at least one of the following criteria:

(i) Be currently certified as an applicator of restricted-use pesticides under chapter 17.21 RCW; or

(ii) Be currently designated as a trainer of certified applicators or pesticide handlers by the Washington state department of agriculture in accordance with chapters 15.58 and 17.21 RCW; or

(iii) Have completed a pesticide safety train-the-trainer program approved by the Washington state department of agriculture in accordance with chapters 15.58 and 17.21 RCW; or

(iv) Satisfy the training requirements in WAC ((296-306A-13025)) 296-307-13025(3).

(c) Any person who issues a Washington state department of agriculture-approved Worker Protection Standard worker training card must assure that the worker who receives the training card has been trained in accordance with subsection (4)(d) of this section.

(d) The training materials shall convey, at a minimum, the following information:

(i) Where and in what form pesticides may be encountered during work activities.

(ii) Hazards of pesticides resulting from toxicity and exposure, including acute and chronic effects, delayed effects, and sensitization.

(iii) Routes through which pesticides can enter the body, including information on wearing work clothing that protects the body from pesticide residues.

(iv) Signs and symptoms of common types of pesticide poisoning.

(v) Emergency first aid for pesticide injuries or poisonings.

(vi) How to obtain emergency medical care.

(vii) Routine and emergency decontamination procedures, including ~~((emergency eyeflushing techniques))~~ preventing pesticides from entering the body by:

■ emergency eyeflushing techniques;

■ washing work clothes separately from other clothes before wearing them again;

■ washing before eating, drinking, using chewing gum or tobacco, or using the toilet;

■ washing/showering with soap and water, shampooing hair, and putting on clean clothes after work; and

■ washing immediately in the nearest clean water if pesticides are spilled on the body. As soon as possible shower, shampoo, and change into clean clothes.

(viii) Hazards from chemigation and drift.

(ix) Hazards from pesticide residues on clothing.

(x) Warnings about taking pesticides or pesticide containers home.

(xi) Requirements of this part designed to reduce the risks of illness or injury resulting from workers' occupational exposure to pesticides, including application and entry restrictions, the design of the warning sign, posting of warning signs, oral warnings, the availability of specific information about applications, and the protection against retaliatory acts.

~~((5))~~ (4) Verification of training.

(a) Except as provided in subsection ~~((5))~~ (4)(b) of this section, if the agricultural employer assures that a worker possesses a Washington state department of agriculture-

approved Worker Protection Standard worker training card, then the requirements of subsection (1) of this section will have been met.

(b) If the agricultural employer is aware or has reason to know that a Washington state department of agriculture-approved Worker Protection Standard worker training card has not been issued in accordance with this section, or has not been issued to the worker bearing the card, or the training was completed more than five years before the beginning of the current month, a worker's possession of that certificate does not meet the requirements of subsection (1) of this section.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-12050 Decontamination—Standards for workers—40 CFR, § 170.150.** (1) Requirements. The agricultural employer must provide decontamination supplies for workers in accordance with this section whenever:

(a) Any worker on the agricultural establishment is performing an activity in the area where a pesticide was applied or a restricted-entry interval (REI) was in effect within the last thirty days; and

(b) The worker contacts anything that has been treated with the pesticide including but not limited to soil, water, plants, plant surfaces, and plant parts;

(c) *Exception.* The thirty-day time period established in (a) of this subsection shall not apply if the only pesticides used in the treated area are products with an REI of four hours or less on the label (but not a product without an REI on the label). When workers are in such treated areas, the agricultural employer shall provide decontamination supplies for not less than seven days following the expiration of any applicable REI.

(2) General conditions.

(a) The agricultural employer shall provide workers with adequate water for routine washing and emergency eyeflushing. At all times when the water is available to workers, the employer shall assure that it is of a quality and temperature that will not cause illness or injury when it contacts the skin or eyes or if it is swallowed.

(b) When water stored in a tank is to be used for mixing pesticides, it shall not be used for decontamination or eyeflushing, unless the tank is equipped with properly functioning valves or other mechanisms that prevent movement of pesticides into the tank.

(c) The agricultural employer shall provide soap and single-use towels in quantities sufficient to meet workers' needs.

(d) To provide for emergency eyeflushing, the agricultural employer shall assure that at least one pint of water is immediately available to each worker who is performing early entry activities permitted by WAC ((296-306A-12020)) 296-307-12020 and for which the pesticide labeling requires protective eyewear. The eyeflush water shall be carried by the early entry worker, or shall be on the vehicle the early entry worker is using, or shall be otherwise immediately accessible.

(3) Location.

(a) The decontamination supplies shall be located together and shall be reasonably accessible to and not more than one-quarter mile from where workers are working.

(b) For worker activities performed more than one-quarter mile from the nearest place of vehicular access:

(i) The soap, single-use towels, and water may be at the nearest place of vehicular access.

(ii) The agricultural employer may permit workers to use clean water from springs, streams, lakes, or other sources for decontamination at the remote work site, if such water is more accessible than the water located at the nearest place of vehicular access.

(c) The decontamination supplies shall not be in an area being treated with pesticides.

(d) The decontamination supplies shall not be maintained in an area that is under a restricted-entry interval, unless the workers for whom the decontamination supplies are provided are performing early entry activities permitted by WAC ((~~296-306A-12020~~) 296-307-12020) and involving contact with treated surfaces and the decontamination supplies would otherwise not be reasonably accessible to those workers.

(4) Decontamination after early entry activities. At the end of any exposure period for workers engaged in early entry activities permitted by WAC ((~~296-306A-12020~~) 296-307-12020) and involving contact with anything that has been treated with the pesticide to which the restricted-entry interval applies, including, but not limited to, soil, water, air, or surfaces of plants, the agricultural employer shall provide, at the site where the workers remove personal protective equipment, soap, clean towels, and an adequate amount of water so that the workers may wash thoroughly. At least ten gallons of water for one employee and twenty gallons of water for two or more employees shall be provided at early entry sites that do not have running water.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-130 Applicability of this section—Standards for pesticide handlers—40 CFR, § 170.202.** (1) Requirement. Except as provided by subsection (2) of this section, WAC ((~~296-306A-130~~) 296-307-130) applies when any pesticide is handled for use on an agricultural establishment.

(2) Exceptions. WAC ((~~296-306A-130~~) 296-307-130) does not apply when any pesticide is handled for use on an agricultural establishment in the following circumstances:

(a) For mosquito abatement, Mediterranean fruit fly eradication, or similar wide-area public pest control programs sponsored by governmental entities.

(b) On livestock or other animals, or in or about animal premises.

(c) On plants grown for other than commercial or research purposes, which may include plants in habitations, home fruit and vegetable gardens, and home greenhouses.

(d) On plants that are in ornamental gardens, parks, and public or private lawns and grounds and that are intended only for aesthetic purposes or climatic modification.

(e) In a manner not directly related to the production of agricultural plants, including, but not limited to, structural pest control, control of vegetation along rights-of-way and in other noncrop areas, and pasture and rangeland use.

(f) For control of vertebrate pests.

(g) As attractants or repellents in traps.

(h) On the harvested portions of agricultural plants or on harvested timber.

(i) For research uses of unregistered pesticides.

(j) Exemptions. Except as provided by WAC ((~~296-306A-130~~) 296-307-130) and ((~~296-306A-13005~~) 296-307-13005), WAC ((~~296-306A-130~~) 296-307-130) applies when a pesticide is handled for an agricultural establishment.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-13005 Exemptions—Standards for handlers—40 CFR, § 170.204.** The handlers listed in this section are exempt from the specified provisions of this part.

(1) Owners of agricultural establishments.

(a) The owner of an agricultural establishment is not required to provide to himself or members of his immediate family who are performing handling tasks on their own agricultural establishment the protections of:

(i) WAC ((~~296-306A-13010~~) 296-307-13010) (2) and (3).

(ii) WAC ((~~296-306A-13015~~) 296-307-13015).

(iii) WAC ((~~296-306A-13025~~) 296-307-13025).

(iv) WAC ((~~296-306A-13030~~) 296-307-13030).

(v) WAC ((~~296-306A-13035~~) 296-307-13035).

(vi) WAC ((~~296-306A-13040~~) 296-307-13040).

(vii) WAC ((~~296-306A-13045~~) 296-307-13045) (5) through (7).

(viii) WAC ((~~296-306A-13050~~) 296-307-13050).

(ix) WAC ((~~296-306A-13055~~) 296-307-13055).

(b) The owner of the agricultural establishment must provide the protections listed in subsection (1)(a)(i) through (ix) of this section to other handlers and other persons who are not members of his immediate family.

(2) Crop advisors.

(a) Provided that the conditions of (b) of this subsection are met, a person who is certified or licensed as a crop advisor by the Washington state department of agriculture under RCW 15.58.230, and persons performing crop advising tasks under such qualified crop advisor's direct supervision, are exempt from the provisions of:

(i) WAC ((~~296-306A-13030~~) 296-307-13030).

(ii) WAC ((~~296-306A-13045~~) 296-307-13045).

(iii) WAC ((~~296-306A-13050~~) 296-307-13050).

(iv) WAC ((~~296-306A-13055~~) 296-307-13055).

A person is under the direct supervision of a crop advisor when the crop advisor exerts the supervisory controls set out in (b)(iv) and (v) of this subsection. Direct supervision does not require that the crop advisor be physically present at all times, but the crop advisor must be readily accessible to the employees at all times.

(b) Conditions of exemption.

(i) The certification or licensing program requires pesticide safety training that includes, at least, all the information in WAC ((~~296-306A-13025~~) 296-307-13025) (3)(d).

(ii) No entry into the treated area occurs until after application ends.

(iii) Applies only when performing crop advising tasks in the treated area.

(iv) The crop advisor must make specific determinations regarding the appropriate PPE, appropriate decontamination supplies, and how to conduct the tasks safely. The crop advisor must convey this information to each person under his direct supervision in a language that the person understands.

(v) Before entering a treated area, the certified or licensed crop advisor must inform, through an established practice of communication, each person under his direct supervision of the pesticide products and active ingredient(s) applied, method of application, time of application, the restricted-entry interval, which tasks to undertake, and how to contact the crop advisor.

(c) Applies only when the persons are performing crop advising tasks in the treated area.

(d) The crop advisor must make specific determinations regarding the appropriate PPE, appropriate decontamination supplies, and how to conduct the tasks safely. The crop advisor must convey this information to each person under his direct supervision in a language that the person understands.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-13015 Providing specific information about applications—Standards for pesticide handlers—40 CFR, § 170.222.** When handlers (except those employed by a commercial pesticide handling establishment) are on an agricultural establishment and, within the last thirty days, a pesticide covered by this part has been applied on the establishment or a restricted-entry interval has been in effect, the handler employer shall display, in accordance with this section, specific information about the pesticide.

(1) Location, accessibility, and legibility. The information shall be displayed in the same location specified for the pesticide safety poster in WAC ((~~296-306A-13040~~) 296-307-13040) (4) and shall be accessible and legible, as specified in WAC ((~~296-306A-13040~~) 296-307-13040) (5) and (6).

(2) Timing.

(a) If warning signs are posted for the treated area before an application, the specific application information for that application shall be posted at the same time or earlier.

(b) The information shall be posted before the application takes place, if handlers (except those employed by a commercial pesticide handling establishment) will be on the establishment during application. Otherwise, the information shall be posted at the beginning of any such handler's first work period.

(c) The information shall continue to be displayed for at least thirty days after the end of the restricted-entry interval (or, if there is no restricted-entry interval, for at least thirty days after the end of the application) or at least until the handlers are no longer on the establishment, whichever is earlier.

(3) Required information. The information shall include:

(a) The location and description of the treated area.

(b) The product name, EPA registration number, and active ingredient(s) of the pesticide.

(c) The time and date the pesticide is to be applied.

(d) The restricted-entry interval for the pesticide.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-13025 Pesticide safety training—Standards for pesticide handlers—40 CFR, § 170.230.** (1) Requirement. Before any handler performs any handling task, the handler employer shall assure that the handler has been trained in accordance with this section during the last five years, counting from the end of the month in which the training was completed.

*Note:* In addition to the training required by this section, the agricultural employer shall assure, without exception, that all employees are trained in accordance with WAC 296-62-054 through 296-62-05427, Hazard communication.

(2) Exceptions. The following persons need not be trained under this section:

(a) A handler who is currently certified as an applicator of restricted-use pesticides under chapter 17.21 RCW.

(b) A handler who is certified or licensed as a crop advisor by the Washington state department of agriculture under RCW 15.58.230: *Provided*, That a requirement for such certification or licensing is pesticide safety training that includes all the information set out in WAC ((~~296-306A-13025~~) 296-307-13025) (3)(d).

(3) Training programs.

(a) General pesticide safety information shall be presented to handlers either orally from written materials or audiovisually. The information must be presented in a manner that the handlers can understand (such as through a translator). The presenter also shall respond to handlers' questions.

(b) The person who conducts the training shall meet at least one of the following criteria:

(i) Be currently certified as an applicator of restricted-use pesticides under chapter 17.21 RCW; or

(ii) Be currently designated as a trainer of certified applicators or pesticide handlers by the Washington state department of agriculture under chapters 15.58 or 17.21 RCW; or

(iii) Have completed a pesticide safety train-the-trainer program approved by a state, federal, or tribal agency having jurisdiction.

(c) Any person who issues a Washington state department of agriculture-approved Worker Protection Standard handler training card must assure that the handler who receives the training card has been trained in accordance with (d) of this subsection.

(d) The pesticide safety training materials must convey, at a minimum, the following information:

(i) Format and meaning of information contained on pesticide labels and in labeling, including safety information such as precautionary statements about human health hazards.

(ii) Hazards of pesticides resulting from toxicity and exposure, including acute and chronic effects, delayed effects, and sensitization.

- (iii) Routes by which pesticides can enter the body.
- (iv) Signs and symptoms of common types of pesticide poisoning.
- (v) Emergency first aid for pesticide injuries or poisonings.
- (vi) How to obtain emergency medical care.
- (vii) Routine and emergency decontamination procedures.
- (viii) Need for and appropriate use of personal protective equipment.
- (ix) Prevention, recognition, and first-aid treatment of heat-related illness.
- (x) Safety requirements for handling, transporting, storing, and disposing of pesticides, including general procedures for spill cleanup.
- (xi) Environmental concerns such as drift, runoff, and wildlife hazards.
- (xii) Warnings about taking pesticides or pesticide containers home.
- (xiii) Requirements of this part that must be followed by handler employers for the protection of handlers and other persons, including the prohibition against applying pesticides in a manner that will cause contact with workers or other persons, the requirement to use personal protective equipment, the provisions for training and decontamination, and the protection against retaliatory acts.

(4) Verification of training.

(a) Except as provided in (b) of this subsection, if the handler employer assures that a handler possesses a Washington state department of agriculture-approved Worker Protection Standard handler training card, then the requirements of subsection (1) of this section will have been met.

(b) If the handler employer is aware or has reason to know that a Washington state department of agriculture-approved Worker Protection Standard handler training card has not been issued in accordance with this section, or has not been issued to the handler bearing the card, or the handler training was completed more than five years before the beginning of the current month, a handler's possession of that card does not meet the requirements of subsection (1) of this section.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-13045 Personal protective equipment—Standards for pesticide handlers—40 CFR, § 170.240.** (1) Requirement. Any person who performs tasks as a pesticide handler shall use the clothing and personal protective equipment specified on the labeling for use of the product.

(2) Definition.

(a) Personal protective equipment (PPE) means devices and apparel that are worn to protect the body from contact with pesticides or pesticide residues, including, but not limited to, coveralls, chemical-resistant suits, chemical-resistant gloves, chemical-resistant footwear, respiratory protection devices, chemical-resistant aprons, chemical-resistant headgear, and protective eyewear.

(b) Long-sleeved shirts, short-sleeved shirts, long pants, short pants, shoes, socks, and other items of work clothing are not considered personal protective equipment for the purposes of this section and are not subject to the requirements of this section, although pesticide labeling may require that such work clothing be worn during some activities.

(3) Provision. When personal protective equipment is specified by the labeling of any pesticide for any handling activity, the handler employer shall provide the appropriate personal protective equipment in clean and operating condition to the handler.

(a) When "chemical-resistant" personal protective equipment is specified by the product labeling, it shall be made of material that allows no measurable movement of the pesticide being used through the material during use.

(b) When "waterproof" personal protective equipment is specified by the product labeling, it shall be made of material that allows no measurable movement of water or aqueous solutions through the material during use.

(c) When a "chemical-resistant suit" is specified by the product labeling, it shall be a loose-fitting, one-piece or two-piece chemical-resistant garment that covers, at a minimum, the entire body except head, hands, and feet.

(d) When "coveralls" are specified by the product labeling, they shall be a loose-fitting, one-piece or two-piece garment, such as a cotton or cotton and polyester coverall, that covers, at a minimum, the entire body except head, hands, and feet. The pesticide product labeling may specify that the coveralls be worn over another layer of clothing.

(e) Gloves shall be of the type specified by the product labeling. Gloves or glove linings made of leather, cotton, or other absorbent material shall not be worn for handling activities unless such materials are listed on the product labeling as acceptable for such use.

(f) When "chemical-resistant footwear" is specified by the product labeling, one of the following types of footwear must be worn:

(i) Chemical-resistant shoes.

(ii) Chemical-resistant boots.

(iii) Chemical-resistant shoe coverings worn over shoes or boots.

(g) When "protective eyewear" is specified by the product labeling, one of the following types of eyewear must be worn:

(i) Goggles.

(ii) Face shield.

(iii) Safety glasses with front, brow, and temple protection.

(iv) Full-face respirator.

(h) When a "chemical-resistant apron" is specified by the product labeling, an apron that covers the front of the body from mid-chest to the knees shall be worn.

(i) When a respirator is specified by the product labeling, it shall be appropriate for the pesticide product used and for the activity to be performed. The handler employer shall assure that the respirator fits correctly by using the procedures consistent with ((WAC 296-62-071)) chapter 296-62 WAC, Part E. If the label does not specify the type of respirator to be used, it shall meet the requirements of ((WAC 296-62-071)) chapter 296-62 WAC, Part E. The respiratory pro-

tection requirements of the general occupational health standards, (~~WAC 296-62-071~~) chapter 296-62 WAC, Part E, shall apply.

(j) When "chemical-resistant headgear" is specified by the product labeling, it shall be either a chemical-resistant hood or a chemical-resistant hat with a wide brim.

(4) Exceptions to personal protective equipment specified on product labeling.

(a) Body protection.

(i) A chemical-resistant suit may be substituted for "coveralls," and any requirement for an additional layer of clothing beneath is waived.

(ii) A chemical-resistant suit may be substituted for "coveralls" and a chemical-resistant apron.

(b) Boots. If chemical-resistant footwear with sufficient durability and a tread appropriate for wear in rough terrain is not obtainable, then leather boots may be worn in such terrain.

(c) Gloves. If chemical-resistant gloves with sufficient durability and suppleness are not obtainable, then during handling activities with roses or other plants with sharp thorns, leather gloves may be worn over chemical-resistant glove liners. However, once leather gloves are worn for this use, thereafter they shall be worn only with chemical-resistant liners and they shall not be worn for any other use.

(d) Closed systems. If handling tasks are performed using properly functioning systems that enclose the pesticide to prevent it from contacting handlers or other persons, and if such systems are used and are maintained in accordance with that manufacturer's written operating instructions, exceptions to labeling-specified personal protective equipment for the handling activity are permitted as provided in (d)(i) and (ii) of this subsection.

(i) Persons using a closed system to mix or load pesticides with a signal word of DANGER or WARNING may substitute a long-sleeved shirt, long pants, shoes, socks, chemical-resistant apron, and any protective gloves specified on the labeling for handlers for the labeling-specified personal protective equipment.

(ii) Persons using a closed system to mix or load pesticides other than those in (d)(i) of this subsection or to perform other handling tasks may substitute a long-sleeved shirt, long pants, shoes, and socks for the labeling-specified personal protective equipment.

(iii) Persons using a closed system that operates under pressure shall wear protective eyewear.

(iv) Persons using a closed system shall have all labeling-specified personal protective equipment immediately available for use in an emergency.

(e) Enclosed cabs. If handling tasks are performed from inside a cab that has a nonporous barrier which totally surrounds the occupants of the cab and prevents contact with pesticides outside of the cab, exceptions to personal protective equipment specified on the product labeling for that handling activity are permitted as provided in (e)(i) through (iv) of this subsection.

(i) Persons occupying an enclosed cab may substitute a long-sleeved shirt, long pants, shoes, and socks for the labeling-specified personal protective equipment. If a respiratory

protection device is specified on the pesticide product labeling for the handling activity, it must be worn.

(ii) Persons occupying an enclosed cab that has a properly functioning ventilation system which is used and maintained in accordance with the manufacturer's written operating instructions and which is declared in writing by the manufacturer and by the Washington state department of labor and industries to provide respiratory protection equivalent to or greater than a dust/mist filtering respirator may substitute a long-sleeved shirt, long pants, shoes, and socks for the labeling-specified personal protective equipment. If a respiratory protection device other than a dust/mist-filtering respirator is specified on the pesticide product labeling, it must be worn.

(iii) Persons occupying an enclosed cab that has a properly functioning ventilation system which is used and maintained in accordance with the manufacturer's written operating instructions and which is declared in writing by the manufacturer and by the Washington state department of labor and industries to provide respiratory protection equivalent to or greater than the vapor-removing or gas-removing respirator specified on pesticide product labeling may substitute a long-sleeved shirt, long pants, shoes, and socks for the labeling-specified personal protective equipment. If an air-supplying respirator or a self-contained breathing apparatus (SCBA) is specified on the pesticide product labeling, it must be worn.

(iv) Persons occupying an enclosed cab shall have all labeling-specified personal protective equipment immediately available and stored in a chemical-resistant container, such as a plastic bag. They shall wear such personal protective equipment if it is necessary to exit the cab and contact pesticide-treated surfaces in the treated area. Once personal protective equipment is worn in the treated area, it must be removed before reentering the cab.

(f) Aerial applications.

(i) Use of gloves. Chemical-resistant gloves shall be worn when entering or leaving an aircraft contaminated by pesticide residues. In the cockpit, the gloves shall be kept in an enclosed container to prevent contamination of the inside of the cockpit.

(ii) Open cockpit. Persons occupying an open cockpit shall use the personal protective equipment specified in the product labeling for use during application, except that chemical-resistant footwear need not be worn. A helmet may be substituted for chemical-resistant headgear. A visor may be substituted for protective eyewear.

(iii) Enclosed cockpit. Persons occupying an enclosed cockpit may substitute a long-sleeved shirt, long pants, shoes, and socks for labeling-specified personal protective equipment.

(g) Crop advisors. Crop advisors entering treated areas while a restricted-entry interval is in effect may wear the personal protective equipment specified on the pesticide labeling for early entry activities instead of the personal protective equipment specified on the pesticide labeling for handling activities, provided:

(i) Application has been completed for at least four hours.

(ii) Any inhalation exposure level listed in the labeling has been reached or any ventilation criteria established by

WAC ((296-306A-12015)) 296-307-12015 (3)(c) or in the labeling have been met.

(5) Use of personal protective equipment.

(a) The handler employer shall assure that personal protective equipment is used correctly for its intended purpose and is used according to the manufacturer's instructions.

(b) The handler employer shall assure that, before each day of use, all personal protective equipment is inspected for leaks, holes, tears, or worn places, and any damaged equipment is repaired or discarded.

(6) Cleaning and maintenance.

(a) The handler employer shall assure that all personal protective equipment is cleaned according to the manufacturer's instructions or pesticide product labeling instructions before each day of reuse. In the absence of any such instructions, it shall be washed thoroughly in detergent and hot water.

(b) If any personal protective equipment cannot be cleaned properly, the handler employer shall dispose of the personal protective equipment in accordance with any applicable federal, state, and local regulations. Coveralls or other absorbent materials that have been drenched or heavily contaminated with an undiluted pesticide that has the signal word DANGER or WARNING on the label shall be not be reused.

(c) The handler employer shall assure that contaminated personal protective equipment is kept separately and washed separately from any other clothing or laundry.

(d) The handler employer shall assure that all clean personal protective equipment shall be either dried thoroughly before being stored or shall be put in a well ventilated place to dry.

(e) The handler employer shall assure that all personal protective equipment is stored separately from personal clothing and apart from pesticide-contaminated areas.

(f) The handler employer shall assure that when dust/mist filtering respirators are used, the filters shall be replaced:

(i) When breathing resistance becomes excessive.

(ii) When the filter element has physical damage or tears.

(iii) According to manufacturer's recommendations or pesticide product labeling, whichever is more frequent.

(iv) In the absence of any other instructions or indications of service life, at the end of each day's work period.

(g) The handler employer shall assure that when gas-removing or vapor-removing respirators are used, the gas-removing or vapor-removing canisters or cartridges shall be replaced:

(i) At the first indication of odor, taste, or irritation.

(ii) According to manufacturer's recommendations or pesticide product labeling, whichever is more frequent.

(iii) In the absence of any other instructions or indications of service life, at the end of each day's work period.

(h) The handler employer shall inform any person who cleans or launders personal protective equipment:

(i) That such equipment may be contaminated with pesticides.

(ii) Of the potentially harmful effects of exposure to pesticides.

(iii) Of the correct way(s) to clean personal protective equipment and to protect themselves when handling such equipment.

(i) The handler employer shall assure that handlers have a clean place(s) away from pesticide storage and pesticide use areas where they may:

(i) Store personal clothing not in use.

(ii) Put on personal protective equipment at the start of any exposure period.

(iii) Remove personal protective equipment at the end of any exposure period.

(j) The handler employer shall not allow or direct any handler to wear home or to take home personal protective equipment contaminated with pesticides.

(7) Heat-related illness. When the use of personal protective equipment is specified by the labeling of any pesticide for the handling activity, the handler employer shall assure that no handler is allowed or directed to perform the handling activity unless appropriate measures are taken, if necessary, to prevent heat-related illness.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-15003 What does this section cover?** WAC ((296-306A-150)) 296-307-150 does not apply to the construction, reconstruction, operation, or maintenance of overhead electrical conductors (and their supporting structures and associated equipment) by authorized and qualified electrical employees. It also does not apply to authorized and qualified employees engaged in the construction, reconstruction, operations and maintenance of overhead electrical circuits or conductors (and their supporting structures and associated equipment) of rail transportation systems, or electrical generating, transmission, distribution, and communication systems.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-16001 What requirements apply to camp sites?** (1) You must ensure that all sites used for temporary labor camps are adequately drained. The site must be free from periodic flooding, and located at least 200 feet from a swamp, pool, sink hole, or other surface collection of water unless the water surface can be subject to mosquito control. Drainage from and through the camp must not endanger any domestic or public water supply. All sites must be free from depressions in which water may become a nuisance.

(2) All sites must be large enough to prevent overcrowding of necessary structures. The principal camp area for sleeping and for food preparation and eating must be at least 500 feet from where livestock are kept.

(3) The grounds and open areas surrounding the shelters must be maintained in a clean and sanitary condition.

~~((4) Whenever the camp is closed for the season or permanently, all garbage, manure, and other refuse must be collected and disposed of to prevent nuisance. All abandoned toilet pits must be filled with earth, and the grounds and buildings left in a clean and sanitary condition. If outhouse~~



buildings remain, they must be locked or otherwise secured to prevent entrance:))

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-16003 How must camp shelters be constructed?** (1) You must ensure that every shelter in the camp is constructed to provide protection against the elements.

(2) Each room used for sleeping purposes must have at least 50 square feet of floor space for each occupant. The room must have at least a 7-foot ceiling.

(3) You must provide beds, cots, or bunks, and suitable storage facilities such as wall lockers for clothing and personal articles in every sleeping room.

(a) Beds must be at least 36 inches apart, both laterally and end to end, and the frame must keep mattresses at least 12 inches off the floor.

(b) Double-deck bunks must be spaced at least 48 inches apart, both laterally and end to end.

(c) The minimum clear space between lower and upper bunks must be at least 27 inches.

(d) Triple-deck bunks are prohibited.

(4) The floors of each shelter must be constructed of wood, asphalt, or concrete. Wooden floors must be smooth and tight. The floors must be kept in good repair.

(5) All wooden floors must be elevated at least 1 foot above ground level at all points to prevent dampness and to permit free air circulation.

(6) You may "bank" around outside walls with earth or other suitable material to guard against extreme low temperatures.

(7) All living quarters must have windows covering a total area equal to at least one-tenth of the floor area. You must ensure that at least one-half of each window can be opened for ventilation.

(8) All exterior openings must be screened with 16-mesh material. All screen doors must have self-closing devices.

(9) You must ensure that each dwelling unit has at least 70 square feet of floor space for the first occupant and at least 50 square feet of floor space for each additional occupant. In a family unit, the husband and wife must have a separate sleeping area whenever living with one or more children over six years old.

(10) ~~((In camps with common cooking facilities, you must provide stoves in an enclosed and screened shelter. You must provide sanitary facilities for storing and preparing food. You must provide one stove for every 10 people or one stove for every two families.~~

~~((11))~~ If a camp is used during cold weather, you must provide adequate heating equipment.

Note: All heating, cooking, and water heating equipment must be installed according to state and local ordinances, codes, and regulations governing such installations.

## **NEW SECTION**

**WAC 296-307-16004 What electricity must be provided for temporary labor camps?** (1) A labor camp oper-

ator must supply electricity to all dwelling units, kitchen facilities, shower/bathroom facilities, common areas, and laundry facilities.

(2) All electrical wiring and electrical equipment in labor camps must meet the electric standards of applicable building codes.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-16013 What lighting must an employer provide in camp buildings?** ~~((Where electric service is available:))~~ Each habitable room in a camp must have at least one ceiling-type light fixture and at least one separate floor-type or wall-type convenience outlet. Laundry and toilet rooms and rooms where people congregate must have at least one ceiling-type or wall-type fixture. Light levels in toilet and storage rooms must be at least 20 foot-candles 30 inches from the floor. The light level in other rooms, including kitchens and living quarters, must be at least 30 foot-candles 30 inches from the floor.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-16017** ~~((How must kitchens, dining halls, and feeding facilities be constructed?))~~ What cooking and food-handling facilities must be provided in temporary labor camps? ~~((1))~~ In all camps where central dining or multiple family feeding operations are permitted or provided, the food handling facilities must comply with the requirements of the "Food Service Sanitation Ordinance and Code," Part V of the Food Service Sanitation Manual, U.S. Public Health Service Publication 934 (1965).

~~((2))~~ You must provide a properly constructed kitchen and dining hall, adequate in size, and separate from the sleeping quarters, in connection with all food handling facilities. There must be no direct opening from living or sleeping quarters into a kitchen or dining hall.

~~((3))~~ No person with any communicable disease may work in food handling, in any kitchen or dining room operated in connection with a camp or regularly used by persons living in a camp. A labor camp operator must provide enclosed and screened cooking and food-handling facilities for all occupants.

(1) If cooking facilities are located in dwelling units, the operator must provide:

(a) An operable cook stove or hot plate with at least one cooking surface for every two occupants;

(b) A sink with hot and cold running potable water under pressure;

(c) Food storage areas and nonabsorbent, easily cleanable food preparation counters situated off the floor;

(d) Mechanical refrigeration able to maintain a temperature of forty-five degrees Fahrenheit or below, with enough space to store perishable food items for all occupants;

(e) Fire-resistant, nonabsorbent, nonasbestos, and easily cleanable wall coverings adjacent to cooking areas;

(f) Nonabsorbent, easily cleanable floors;

(g) At least one ceiling or wall light fixture; and



(h) Lighting of thirty foot-candles measured thirty inches from the floor; and

(i) Adequate ventilation for cooking facilities.

(2) In common food-handling facilities, the operator must provide:

(a) A room or building, adequate in size, separate from any sleeping quarters;

(b) No direct openings to living or sleeping areas from the common food-handling facility;

(c) An operable cook stove or hot plate with at least one cooking surface for every two occupants;

(d) Sinks with hot and cold running potable water under pressure;

(e) Food storage areas and nonabsorbent, easily cleanable food preparation counters situated off the floor;

(f) Mechanical refrigeration able to maintain a temperature of forty-five degrees Fahrenheit or below, with enough space to store perishable food items for all occupants;

(g) Fire-resistant, nonabsorbent, nonasbestos, and easily cleanable wall coverings adjacent to cooking areas;

(h) Nonabsorbent, easily cleanable floors;

(i) At least one ceiling or wall light fixture; and

(j) Lighting of thirty foot-candles measured thirty inches from the floor;

(k) Adequate ventilation for cooking facilities.

(3) The operator must ensure that dining hall facilities:

(a) Comply with chapter 246-215 WAC, Food service;

(b) Are in a room or building, adequate in size, separate from any sleeping quarters;

(c) Have no direct openings to living or sleeping areas from the dining hall facility;

(d) Have fire-resistant, nonabsorbent, nonasbestos, and easily cleanable wall coverings adjacent to cooking areas;

(e) Have nonabsorbent, easily cleanable floors;

(f) Have at least one ceiling or wall light fixture; and

(g) Have available lighting of thirty foot-candles measured thirty inches from the floor.

#### NEW SECTION

**WAC 296-307-18005 How must fan blades be guarded?** You must guard the blades of a fan located less than seven feet above the floor or working level. The guard must have maximum openings of one-half inch.

#### NEW SECTION

**WAC 296-307-18010 How must constant-running drives be guarded?** Shields, guards, and access doors that will prevent accidental contact with rotating machine parts on constant-running drives must be in place when the machine is running.

**EXCEPTION:** This requirement does not apply to combines when guards could create fire hazards.

**"Constant-running drives"** means drives that continue to rotate when the engine is running and all clutches are disengaged.

#### NEW SECTION

**WAC 296-307-18015 What training must an employer provide for employees who use agricultural equipment?** At the time of initial assignment and at least annually thereafter, you must instruct every employee in the safe operation and servicing of all equipment that the employee will use, including at least the following:

(1) Keep all guards in place when the machine is in operation.

(2) Only persons required for instruction or machine operation may ride on equipment, unless a passenger seat or other protective device is provided.

(3) Stop engine, disconnect the power source, and wait for all machine movement to stop before servicing, adjusting, cleaning, or unclogging the equipment.

**EXCEPTION:** When the machine must be running to be properly serviced or maintained, you must instruct employees in the steps and procedures necessary to safely service or maintain the equipment.

(4) Make sure everyone is clear of machinery before starting the engine, engaging power, or operating the machine.

(5) Lock out electrical power before performing maintenance or service on farmstead equipment.

#### NEW SECTION

**WAC 296-307-18020 What requirements apply to machine controls?** (1) If machine operation requires the presence of an operator on the machine, a "stop button" must be provided on the machine within reach of the operator.

(2) Power control devices must be marked to indicate the function and machine they control. "On" and "off" must be marked.

(3) "Stop" buttons must be red or orange. Each machine must have one or more stop buttons according to the working position of the operators.

(4) Power control devices must be located or guarded to prevent unexpected or accidental movement of the control. "Start" buttons must be recessed.

#### NEW SECTION

**WAC 296-307-18025 How must steam pipes be guarded?** (1) All steam pipes or pipes hot enough to burn a person (other than coil pipes, radiators for heating rooms or buildings, or pipes on portable steam engines and boilers) must be guarded with a standard safeguard, unless guarded by location.

(2) All exposed hot pipes within seven feet of the floor or working platform, or within fifteen inches measured horizontally from stairways, ramps, or fixed ladders, must be covered with insulating material or be guarded to prevent contact.

**PART M**  
**GUARDING TOOLS AND EQUIPMENT;**  
**FARM SHOPS; MATERIALS HANDLING**

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-18503 What general requirements apply to powered saws?** (1) You must ensure that all cracked saw blades are removed from service, except as indicated in WAC ~~((296-306A-18515))~~ 296-307-18515(6).

(2) Inserting a wedge between a saw disk and its collar to form a "wobble saw" for rabbeting or dadoing is prohibited.

EXCEPTION: This does not apply to properly designed adjustable rabbeting blades.

(3) ~~((You must ensure that any saw used for ripping has anti-kick-back fingers on each side and a spreader.~~

~~(4) You must ensure that ripping and ploughing are permitted only against the direction in which the saw turns. Mark the direction of saw rotation on the hood, and attach a permanent warning sign to the rear of the guard that prohibits ripping or ploughing from that position.~~

~~(5))~~ You must provide and ensure that employees use push sticks or push blocks in sizes and types suitable for the work to be done.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-18506 How must band saws be guarded?** (1) You must ensure that all band wheels are completely encased or guarded on both sides. Guards must be constructed of ~~((not less than))~~ at least No. 14 U.S. gauge metal, nominal two-inch wood material, or mesh or perforated metal of ~~((not less than))~~ at least U.S. gauge No. 20 with maximum openings ~~((not greater than))~~ of three-eighths inch.

(2) You must ensure that all nonworking portions of the band saw blade are enclosed or guarded ~~((except the working side of the blade between the guide and the table)).~~ The working side of the blade between the guide and the table may be left open to work on the stock.

(3) You must ensure that the guard for the portion of the blade between the sliding guide and the upper-saw-wheel guard protects the saw blade at the front and outer side.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-18509 How must radial arm saws be guarded?** (1) You must ensure that the upper hood completely encloses the upper portion of the blade, including the end of the saw arbor. The upper hood must be constructed to protect the operator from flying material, and to deflect sawdust. The sides of the lower exposed portion of the blade must be guarded to the full diameter of the blade by a device that will automatically adjust itself to the thickness of the stock and remain in contact with stock. You may use an alternative lower blade guard if it provides equivalent protection.

(2) You must provide ~~((a mechanism to prevent the leading edge of the saw from passing the front edge of the table or roll case))~~ an adjustable stop to prevent the forward travel of the blade beyond the position necessary to complete the cut.

(3) You must equip a radial arm-saw(s) with a mechanism to return the saw and keep it in position at the back of the table or behind the rip fence.

For example: You may use a counter-weight or a saw retractor device, or tilt the ~~((arm sufficiently to maintain the saw at the back when))~~ front of the radial arm saw unit up enough to maintain the blade at the back of the table or behind the rip fence when the pull handle is released by the operator.

(4) You must ensure that ripping and ploughing are permitted only against the direction in which the saw turns. Mark the direction of the saw rotation on the hood, and attach a permanent warning sign to the rear of the guard that prohibits its ripping or ploughing from that position. (Where the blade teeth exit the upper hood when set up for ripping would be the rear of the saw in this case.) Each radial arm saw used for ripping must be provided with antikickback fingers or dogs to prevent the saw from throwing the material or stock back at the operator.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-18512 How must table saws be guarded?** (1) You must ensure that each circular ~~((crosscut))~~ blade table saw used for ripping or crosscutting is guarded by a standard hood that covers the saw ~~((at all times at least to the depth of the teeth))~~ blade above the material completely at all times during the cut. The hood must adjust itself automatically to the thickness of, and must remain in contact with, the material being cut.

EXCEPTION: When finished surfaces of stock may be marred by the guard, it may be raised slightly to avoid contact. The hood must be designed to protect the operator from flying material.

(2) You must ensure that any table saw used for ripping has antikickback fingers or dogs and a spreader.

(3) While used ((in performing)) for rabbeting, ploughing, grooving or ((dado operations they)) dadoing a table saw may be used without an antikickback device and a spreader ((; but)). Upon completion ((of such operations)), the antikickback device and spreader must be replaced immediately.

~~((3))~~ (4) You must ensure that the part of the table saw that is beneath the table is fully guarded to prevent employee contact with the portion of the blade below the table.

~~((4))~~ (5) Power transmission components of table saws must be guarded according to WAC ((296-306A-280)) 296-307-280.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-18515 How must circular fuel-wood saws be guarded?** (1) You must ensure that fuel-wood saws are guarded by a standard guard that completely encloses the

blade to the depth of the teeth, except for the area where material is fed into the blade.

(2) You must ensure that the tables of fuel-wood saws is constructed so that material being sawed is supported on both sides of the blade.

(3) You must provide a mechanism that will prevent the leading edge of the saw from passing the front edge of the table or roll case.

(4) You must provide tilting tables of fuel-wood saws with a backrest for the full length of the table. The backrest must extend upward from the table platform at least to the height of the saw opening. An opening in a backrest must be a maximum of two inches. The backrest frame and filler must be constructed of material strong and rigid enough to prevent distortion under normal use.

(5) Power transmission components of fuel-wood saws must be guarded according to WAC ((~~296-306A-280~~) 296-307-280).

(6) When a circular fuel-wood saw blade develops a crack, you must discontinue its use until properly repaired, according to the following measurements.

Length of crack	Diameter of saw in inches
1/2"	12"
1"	24"
1-1/2"	36"

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-190 Guarding bench grinders ((~~and~~)), abrasive wheels, and portable grinders.**

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-19006 What rules apply to guarding abrasive wheels?** (1) Abrasive wheels must be used only on machines provided with safety guards.

- EXCEPTION: This requirement does not apply to the following:
- (a) Wheels used for internal work while the wheel is within the work being ground.
  - (b) Mounted wheels 2 inches and smaller in diameter, used in portable operations.
  - (c) Types 16, 17, 18, 18R, and 19 cones, plugs, and threaded hole pot balls where the work offers protection.
  - (d) Specially shaped "sickle grinding" wheels mounted in mandrel-type bench or floor stands.

(2) The safety guard must cover the spindle end, nut, and flange projections.

EXCEPTIONS:

- (a) When the work provides protection to the operator, the spindle end, nut, and outer flange may be exposed. When the work entirely covers the side of the wheel, the side covers of the guard may be omitted.
- (b) The spindle end, nut, and outer flange may be exposed on portable machines designed for, and used with, type 6, 11, 27,

and 28 abrasive wheels, cutting off wheels, and tuck pointing wheels.

(c) The spindle end, nut, and outer flange may be exposed on machines designed as portable saws.

(3) The guard must cover the sides and periphery of the wheel.

EXCEPTIONS:

- (a) Bench and floor stands;
- (i) The maximum permissible angle of exposure is 90°. This exposure must begin at a point not more than 65° above the horizontal plane of the wheel spindle.
- (ii) Wherever the nature of the work requires contact with the wheel below the horizontal plane of the spindle, the exposure must not exceed 125°. This exposure must begin at a point not more than 65° above the horizontal plane of the wheel spindle.
- (b) Swing-frame grinders may only be exposed on the bottom half; the top half of the wheel must be enclosed at all times.
- (c) Where the work is applied to the top of the wheel, the exposure of the grinding wheel periphery must not exceed 60°.
- (d) When the work entirely covers the side of the wheel, the side covers of the guard may be omitted.

(4) The safety guard must be mounted to maintain proper alignment with the wheel, and the strength of the fastenings must exceed the strength of the guard.

(5) Take care to see that the safety guard is properly positioned before starting the mounted wheel.

(6) Abrasive wheel machinery guards must meet the design specifications of ANSI B7.1-1970.

(7) Exception: WAC ((~~296-306A-19006~~) 296-307-19006) does not apply to natural sandstone wheels and metal, wooden, cloth, or paper discs, with a layer of abrasive on the surface.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-19009 What are the use, mounting, and guarding rules for abrasive wheels?** (1) Immediately before mounting, the operator must closely inspect and sound (ring test) all wheels to make sure they are not damaged. Before mounting the wheel, the operator must check the spindle speed of the machine to be certain that it does not exceed the maximum operating speed marked on the wheel.

"Ring test" means to tap the wheel gently with a light nonmetallic implement, such as the handle of a screwdriver for light wheels, or a wooden mallet for heavier wheels.

(2) Grinding wheels must fit freely on the spindle and remain free under all grinding conditions. The wheel hole must be made suitably oversized to ensure that heat and pressure do not create a hazard.

(3) All contact surfaces of wheels, blotters, and flanges must be flat and free of foreign matter.

(4) Bushings used in the wheel hole must not exceed the width of the wheel and must not contact the flanges.

(5) On offhand grinding machines, work rests must be used to support the work. The work rest must be rigid and adjustable to compensate for wheel wear. Work rests must be

PERMANENT

kept adjusted closely to the wheel with a maximum opening of one-eighth inch to prevent the work from jamming between the wheel and the rest. The work rest must be securely clamped after each adjustment and shall not be adjusted with the wheel in motion.

(6) Goggles or face shields must be used when grinding.

(7) Nonportable grinding machines must be securely mounted on substantial floors, benches, foundations, or other adequate structures.

(8) After mounting, abrasive wheels must be run at operating speed with the safety guard in place and properly adjusted, or in a protected enclosure for at least one minute before applying work. During this time, no one may stand in front of or in line with the wheel.

(9) Grinders or abrasive wheels that vibrate or are out of balance must be repaired before use.

(10) Abrasive wheels not designed for the machine or guard must not be mounted on a grinder.

(11) Side grinding must only be performed with wheels designed for this purpose.

Note: Light grinding on the side of straight wheels is permitted only when very delicate pressure is applied.

(12) Where the operator may stand in front of the opening, safety guards must be adjustable to compensate for wheel wear. The distance between the wheel periphery and the adjustable tongue or the guard above the wheel must not exceed one-quarter inch.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-19012 What requirements apply to flanges?** (1) Grinding machines must have flanges.

(2) All abrasive wheels must be mounted between flanges that are at least one-third the diameter of the wheel. Regardless of flange type used, the wheel must always be guarded. Blotters must be used according to this section.

(3) Design and material requirements include:

(a) Flanges must be designed to transmit the driving torque from the spindle to the grinding wheel.

(b) Flanges must be made of steel, cast iron, or other material of equal or greater strength and rigidity.

(4) An abrasive wheel that is designed to be held by flanges must not be operated without them. Except for those types requiring flanges of a special design, flanges must be at least one-third the diameter of the wheel.

(5) Facings of compressible material (blotters) must be inserted between the abrasive wheel and flanges to ensure uniform distribution of flange pressure.

(6) All flanges must be maintained in good condition. When the bearing surfaces become damaged, they should be trued or refaced. When refacing or truing, exercise care to make sure that proper relief and rigidity is maintained before starting the wheel.

~~((7) Where the operator may stand in front of the opening, safety guards must be adjustable to compensate for wheel wear. The distance between the wheel periphery and the adjustable tongue or the guard above the wheel must not exceed one-quarter inch.))~~

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-20505 What requirements apply to guarding portable powered tools?** (1) All portable, power-driven circular saws with a blade diameter greater than 2 inches must have guards above and below the base plate or shoe.

(a) The upper guard must cover the saw to the depth of the teeth, except for the minimum arc required to permit the base to be tilted for bevel cuts.

(b) The lower guard must cover the saw to the depth of the teeth, except for the minimum arc required to allow proper retraction and contact with the work.

(c) When the tool is withdrawn from the work, the lower guard must automatically and instantly return to covering position.

(2) Portable belt sanding machines must have guards at each nip point where the sanding belt runs onto a pulley. These guards must prevent the hands or fingers of the operator from coming in contact with the nip points. The unused run of the sanding belt must be guarded against accidental contact.

(3) Portable electric powered tools must meet the electrical requirements of chapter ~~((296-306A))~~ 296-307 WAC Part T.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-22012 What rules apply to walk-behind rotary mowers?** (1) The horizontal angle of the grass discharge opening(s) in the blade enclosure must not contact the operator area.

(2) There must be one of the following at all grass discharge openings:

(a) A minimum of 3 inches between the end of the discharge chute and the blade tip circle; or

(b) A rigid bar fastened across the discharge opening, secured to prevent removal without the use of tools. The bottom of the bar must be no higher than the bottom edge of the blade enclosure.

(3) The highest point(s) on the blade enclosure front, except discharge-openings, must be a maximum of 1-1/4 inches above the lowest blade position. Mowers with a swingover handle are considered to have no front in the blade enclosure and therefore must comply with WAC ~~((296-306A-22009))~~ 296-307-22009(1).

(4) The mower handle must be fastened to the mower to prevent loss of mower control by unintentional uncoupling while in operation.

(5) Mower handles must be locked in the normal operating position(s) so that they cannot be accidentally disengaged during normal mower operation.

(6) A swingover handle must meet the requirements of this section.

(7) Wheel drive disengaging controls, except deadman controls, must move opposite to the direction of the vehicle motion in order to disengage the drive. Deadman controls may operate in any direction to disengage the drive.

(8) You must ensure that each walk-behind rotary mower has a positive constant-pressure device that requires the operator to hold the device in the "on" position to operate the mower. Using rope or string or other material to tie the constant pressure device in the "on" position is prohibited.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-22509 What rules apply to the operation and maintenance of jacks?** (1) If the foundation is not firm, you must block the base of the jack. If the cap might slip, you must place a block in between the cap and the load.

(2) The operator must watch the stop indicator, which must be kept clean, in order to determine the limit of travel. The indicated limit must not be overrun.

(3) After the load has been raised, it must immediately be cribbed, blocked, or otherwise secured. Working under a load raised only with jacks is prohibited.

(4) Hydraulic jacks exposed to freezing temperatures must be supplied with an adequate antifreeze liquid.

(5) All jacks must be properly lubricated at regular intervals. The lubricating instructions of the manufacturer should be followed, and only lubricants recommended by the manufacturer should be used.

(6) You must ensure that each jack is thoroughly inspected according to the service conditions and at least:

(a) For constant or intermittent use at one locality, once every 6 months;

(b) For jacks sent out of shop for special work, when sent out and when returned;

(c) For a jack subjected to abnormal load or shock, immediately before and immediately thereafter.

(7) Repair or replacement parts must be examined for possible defects.

(8) Jacks that are out of order must be tagged, and not be used until repaired.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-230 What are the general requirements for materials handling and storage?** (1) Safe clearances of three feet must be allowed for aisles, loading docks, doorways, and wherever turns or passage must be made. Passageways must be kept clear and in good repair, with no obstructions.

(2) Bags, bales, boxes, and other containers stored in tiers must be made secure against sliding or collapse.

(3) Storage areas must be kept free from any accumulation of materials that could cause tripping, fire, or explosion.

(4) Employees must be instructed in proper lifting or moving techniques and methods. Mechanical devices or assistance in lifting must be used when moving heavy objects.

(5) When removing material stored in piles, employees must remove material in a manner that maintains the stability of the pile and prevents collapse.

(6) Storage areas must have proper drainage.

(7) You must provide clearance signs to warn of clearance limits.

(8) For powered industrial truck (forklift) requirements, see WAC ((296-306A-520)) 296-307-520.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-232 What requirements apply to conveyors?** Conveyors must be constructed, operated, and maintained according to ANSI B 20.1-1957.

(1) When the return strand of a conveyor operates within seven feet of the floor, there must also be a trough strong enough to carry the weight resulting from a broken chain.

(2) If the strands are over a passageway, a means must be provided to catch and support the ends of the chain in the event of a break.

(3) When the working strand of a conveyor crosses within three feet of the floor level in passageways, a bridge must be provided for employees to cross over the conveyor.

(4) Whenever conveyors pass adjacent to or over working areas or passageways, protective guards must be installed. These guards must be designed to catch and hold any load or materials that may fall off or dislodge and injure an employee.

(5) Employees must be prohibited from walking on the rolls of roller-type conveyors ~~((except in an emergency))~~. If employees must walk on roller-type conveyors because of an emergency, the conveyor must be shut off first.

(6) Guards, screens, or barricades that are strong enough to prevent material from falling must be installed on all sides of the shaftway of elevator-type conveyors except at openings where material is loaded or unloaded. Automatic shaftway gates or suitable barriers must be installed at each floor level where material is loaded or unloaded from the platform.

(7) Conveyors must have an emergency stopping device that can be reached from the conveyor. The device must be located near the material entrance to each chopper, mulcher, saw, or similar equipment. The device must be located so that it can stop the conveyor before an employee enters the point of operation of the machine fed by the conveyor.

**EXCEPTION:** The emergency stopping device is not required where the conveyor leading into the equipment is under constant control of an operator with full view of the material entrance and the conveyor is located where the operator cannot fall onto it.

(8) Where conveyors are over seven feet high, means must be provided to safely permit essential inspection and maintenance operations.

(9) Any part showing signs of significant wear must be inspected carefully and replaced before it creates a hazard.

(10) Replacement parts must be equal to or exceed the manufacturer's specifications.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-24003 What does this section cover?** WAC ((296-306A-240)) 296-307-240 covers sanitation for

employees who normally work in fixed, indoor places of agricultural employment.

A "fixed, indoor workplace" is one where the employees perform a majority of their duties at that site.

This does not cover field employees who only occasionally enter a shop or other farm building as part of their normal duties. Field employees are covered by the field sanitation requirements of WAC ((~~296-306A-095~~) 296-307-095).

This section does not cover measures for the control of toxic materials.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-25012 What protection must an employer provide for wall openings and holes?** (1) Every wall opening from which there is a drop of more than 4 feet must be guarded by one of the following:

(a) A rail, roller, picket fence, half door, or equivalent barrier.

The guard may be removable but should be hinged or mounted so it can be easily replaced. When employees working below the opening are exposed to falling materials, a removable toeboard or the equivalent must also be provided. When the opening is unused, the guard must be kept in position even with a door on the opening. In addition, a grab handle must be provided on each side of the opening with its center approximately 4 feet above floor level and of standard strength and mounting.

(b) An extension platform onto which materials can be hoisted for handling, and that has side rails or equivalent guards of standard specifications.

(2) Every chute wall opening from which there is a drop of more than 4 feet must be guarded according to subsection (1) of this section or as required by the conditions.

(3) Every window wall opening at a stairway landing, floor, platform, or balcony, from which there is a drop of more than 4 feet, and where the bottom of the opening is less than 3 feet above the platform or landing, must be guarded by standard slats, standard grillwork according to WAC ((~~296-306A-25042~~) 296-307-25042)(3), or a standard railing.

Where the window opening is below the landing, or platform, a standard toeboard must be provided.

(4) Every temporary wall opening must have adequate guards that may be of less than standard construction.

(5) Where there is a hazard of materials falling through a wall hole, and the lower edge of the near side of the hole is less than 4 inches above the floor, and the far side of the hole is more than 5 feet above the next lower level, the hole must be protected by a standard toeboard or a solid enclosing screen, or according to WAC ((~~296-306A-25042~~) 296-307-25042)(3).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-25015 What protection must an employer provide for open-sided floors, platforms, and runways?** (1) Every open-sided floor or platform 4 feet or more above an adjacent floor or ground level must be

guarded by a standard railing (or the equivalent according to WAC ((~~296-306A-10003(3)~~) 296-307-25027)) on all open sides, except where there is an entrance to a ramp, stairway, or fixed ladder. The railing must have a toeboard wherever, beneath the open sides:

(a) A person can pass; or

(b) There is moving machinery; or

(c) Materials falling onto equipment would create a hazard.

(2) Every runway must be guarded by a standard railing (or the equivalent according to WAC ((~~296-306A-25027~~) 296-307-25027)) on all open sides that are 4 feet or more above floor or ground level. Wherever tools, machine parts, or materials are likely to be used on the runway, a toeboard must also be provided on each exposed side.

Runways used exclusively for special purposes (such as oiling, shafting, or filling tank cars) may have the railing on one side omitted when operating conditions require, if the hazard is minimized by using a runway at least 18 inches wide. Where people entering runways become exposed to machinery, electrical equipment, or hazards other than from falling, additional guarding may be necessary.

(3) Regardless of height, all open-sided floors, walkways, platforms, or runways above or adjacent to dangerous equipment, pickling or galvanizing tanks, degreasing units, or similar hazardous equipment, must be guarded with a standard railing and toeboard.

(4) Tools and loose materials must not be left on overhead platforms and scaffolds.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-26003 What does this section cover?** WAC ((~~296-306A-260~~) 296-307-260) covers the safe design and construction of fixed general industrial stairs. Fixed general industrial stairs includes interior and exterior stairs around machinery, tanks, and other equipment, and stairs leading to or from floors, platforms, or pits.

This section does not apply to stairs used for fire exits, to construction operations, to private buildings or residences, or to articulated stairs that are installed on floating roof tanks or on dock facilities, where the angle changes with the rise and fall of the base support.

Stairs of public and private buildings at loading or receiving docks, in maintenance areas, etc., or stairs that are used exclusively by employees, are considered "fixed industrial steps" and must meet these requirements.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-26030 What requirements apply to railings and handrails on fixed stairs?** Standard railings must be provided on the open sides of all exposed stairways and stair platforms. Handrails must be provided on at least one side of closed stairways, preferably on the right side descending. Stair railings and handrails must be installed according to WAC ((~~296-360A-250~~) 296-307-250).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-26033 What requirements apply to alternating tread-type stairs?** "Alternating tread-type stairs" means stairs with a series of steps between 50 and 70 degrees from horizontal, attached to a center support rail in an alternating manner so that a user of the stairs never has both feet at the same level at the same time.

(1) Alternating tread-type stairs must be designed, installed, used, and maintained according to the manufacturer's specifications, and must have the following:

- (a) Stair rails on all open sides;
- (b) Handrails on both sides of enclosed stairs;
- (c) Stair rails and handrails that provide an adequate handhold for a user grasping it to avoid a fall;
- (d) A minimum of 17 inches between handrails;
- (e) A minimum width of 22 inches overall;
- (f) A minimum tread depth of 8 inches;
- (g) A minimum tread width of 7 inches; and
- (h) A maximum rise of 9 1/2 inches to the tread surface of the next alternating tread.

(2) Alternating tread-type stairs must have a maximum 20-foot continuous rise. Where more than a 20-foot rise is necessary to reach the top of a required stair, one or more intermediate platforms must be provided according to WAC ((296-306A-26027)) 296-307-26027.

(3) Stairs and platforms must be installed so the top landing of the alternating tread stair is flush with the top of the landing platform.

(4) Stair design and construction must sustain a load of at least five times the normal live load, and be at least strong enough to carry safely a moving concentrated load of 1,000 pounds.

(5) Treads must have slip-resistant surfaces.

(6) Where a platform or landing is used, the width must be at least as wide as the stair and at least 30-inches deep in the direction of travel. Stairs must be flush with the top of the landing platform.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-27010 What requirements apply to using aerial manlift equipment?** (1) The manufacturer's instructional manual, if any, must be used to establish the proper operational sequences and maintenance procedures. If there is no manual, you must develop instructions. The instructions must be available for reference by operators.

(2) The assigned operator must make a daily visual inspection and perform the tests recommended by the manufacturer.

(3) Only employees qualified by training or experience may operate aerial manlifts.

(4) Employees must report defective aerial manlift equipment to you as soon as identified. Using defective equipment is prohibited when the defect may cause an accident.

(5) When moving to and from the job site, the basket of the manlift must be in the low position.

(6) Unsafe practices are prohibited, such as, sitting or standing on the basket edge, standing on material placed across the basket, or working from a ladder set inside the basket.

(7) The basket must not be rested on a fixed object so that the weight of the boom is supported by the basket.

(8) The employee and the aerial manlift equipment must maintain distance from high voltage lines according to WAC ((296-306A-150)) 296-307-150.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-28002 What power transmission belts are covered by this section?** WAC ((296-306A-280)) 296-307-280 covers all types and shapes of power transmission belts.

**EXCEPTION:** The following power transmission belts are exempt from WAC ((296-306A-280)) 296-307-280 when operating at 250 feet per minute or less:

- (1) Flat belts that are one inch wide or less.
- (2) Flat belts that are 2" wide or less and are free from metal lacings or fasteners.
- (3) Round belts that are 1/2" in diameter or less.
- (4) Single strand V-belts that are 13/32" wide or less.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-28006 What general requirements apply to machine guarding?** (1) All power transmission components must be guarded according to the requirements of this section.

(2) You must protect employees from coming into contact with moving machinery parts by:

- (a) A guard or shield or guarding by location; or
- (b) A guardrail or fence whenever a guard or shield or guarding by location is infeasible.
- (3) Strength and design of guards.

(a) Guards must be designed and located to prevent inadvertent contact with the hazard.

(b) Unless otherwise specified, each guard and its supports must be strong enough to withstand the force that a 250 pound person would exert leaning on or falling against the guard.

(c) Guards must be securely fastened to the equipment or building.

(4) ~~((Shields, guards, and access doors that will prevent accidental contact with rotating machine parts on constant-running drives must be in place when the machine is running.~~

**Exception:** This requirement does not apply to combines when guards could create fire hazards.

~~"Constant running drives" means drives that continue to rotate when the engine is running and all clutches are disengaged.~~

(5) A guard or shield on stationary equipment must be provided at the mesh point or pinch point where the chain or belt contacts the sprocket or pulley.

((6)) (5) Machines that will throw stock, material, or objects must be covered or provided with a device designed

and constructed to minimize this action. (Machines such as rip saws, rotary mowers and beaters, rotary tillers are included in this classification.)

~~((7) When the periphery of the blades of a fan is less than 7 feet above the floor or working level, the blades must be guarded. The guard must have openings no larger than 1/2 inch.~~

~~(8)) (6) For requirements relating to the control of hazardous energy (lockout-tagout) see WAC ((296-306A-320)) 296-307-320.~~

AMENDATORY SECTION (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-28014 What requirements apply to prime-mover guards?** "Flywheels" include flywheels, balance wheels, and flywheel pulleys mounted and revolving on crankshaft of engine or other shafting.

"Prime movers" include steam, gas, oil, and air engines, motors, steam and hydraulic turbines, and other equipment used as a source of power.

(1) Unless guarded by location, flywheels must be guarded according to the following requirements:

(a) Guard enclosures are made of sheet, perforated, or expanded metal, or woven wire.

(b) Guard rails are between 15 and 20 inches from the rim. When a flywheel extends into a pit or is within 12 inches of the floor, a standard toeboard is provided.

(c) When the upper rim of a flywheel extends through a working floor, it is surrounded by a guardrail and toeboard.

(d) Exception: When a flywheel with a smooth rim 5 feet or less in diameter cannot be guarded by the above methods, you must guard by meeting the following requirements:

On the exposed side, cover the flywheel spokes with a disk that makes a smooth surface and edge, and provides for inspection. You may leave an open space, less than 4 inches wide, between the outside edge of the disk and the rim of the wheel, to turn the wheel over. If you use a disk, keys or other projections left uncovered by the projections shall be cut off or covered.

Note: This exception does not apply to flywheels with solid web centers.

(e) At the flywheel of a gas or oil engine, you may provide an adjustable guard for starting the engine or for running adjustment. A slot opening for a jack bar is permitted.

(f) For flywheels above working areas, you must install guards that are strong enough to hold the weight of the flywheel if the shaft or wheel mounting fails.

(2) Cranks and connecting rods, when exposed to contact, must be guarded according to WAC ((296-306A-28046)) 296-307-28046 and ((296-306A-28048)) 296-307-28048, or by a guardrail according to WAC ((296-306A-28060)) 296-307-28060.

(3) Tail rods or extension piston rods must be guarded according to WAC ((296-306A-28046)) 296-307-28046 and ((296-306A-28048)) 296-307-28048, or by a guardrail on the sides and end, with a clearance of between 15 and 20 inches when rod is fully extended.

AMENDATORY SECTION (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-28016 What requirements apply to guarding shafting?** Revolving shafts must be guarded by a standard safeguard unless guarded by location.

(1) All shafting must be secured against excessive end movement.

(2) Guarding horizontal shafting.

(a) Unless guarded by location, all exposed parts of horizontal shafting, must be enclosed in a guard that covers the shafting completely or by a trough that covers the sides and top or sides and bottom of the shafting as location requires.

(b) Shafting under bench machines must be enclosed by a guard that covers the shafting completely or by a trough that covers the sides and top or sides and bottom of the shafting as location requires. The sides of the trough must extend to at least 6 inches from the underside of table. If shafting is near the floor, the trough must extend to at least 6 inches from the floor. In every case, the sides of trough must extend at least 2 inches beyond the shafting or projection.

Exception: Maintenance runways are exempt from this requirement. "Maintenance runway" means any permanent runway or platform used for oiling, maintenance, running adjustment, or repair work, but not for passageway.

(3) Unless guarded by location, vertical and inclined shafting must be enclosed according to WAC ((296-306A-28046)) 296-307-28046 and ((296-306A-28050)) 296-307-28050 through WAC ((296-306A-28060)) 296-307-28060.

Exception: Maintenance runways are exempt from this requirement.

(4) Projecting shaft ends.

(a) Projecting shaft ends must have a smooth edge and end and must not project more than one-half the diameter of the shaft unless guarded by nonrotating caps or safety sleeves.

(b) Unused keyways must be filled up or covered.

AMENDATORY SECTION (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-28018 What requirements apply to guarding pulleys?** (1) Unless guarded by location, pulleys must be guarded according to WAC ((296-306A-28046)) 296-307-28046 and ((296-306A-28050)) 296-307-28050 through WAC ((296-306A-28060)) 296-307-28060. Pulleys serving as balance wheels (e.g., punch presses) on which the point of contact between belt and pulley is more than 6 feet 6 inches from the floor or platform may be guarded with a disk covering the spokes.

(2) If the distance to the nearest fixed pulley, clutch, or hanger is equal to or less than the width of the belt, then you must provide a guide to prevent the belt from leaving the pulley on the side where insufficient clearance exists.

(3) Where there are overhanging pulleys on line, jack, or countershafts with no bearing between the pulley and the outer end of the shaft, you should provide a guide to prevent the belt from running off the pulley.

PERMANENT



- (4) Pulleys with cracks, or pieces broken out of rims are prohibited.
- (5) Pulleys must be designed and balanced for the operating speed.
- (6) Composition or laminated wood pulleys must not be installed where they are likely to deteriorate.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-28020 What requirements apply to guarding horizontal belt, rope, and chain drives?** "Belts" include all power transmission belts, such as flat belts, round belts, V-belts, etc., unless otherwise specified.

(1) Where both runs of horizontal belts are 7 feet or less from the floor level, the guard must extend to at least 15 inches above the belt or to a standard height. (See Table P-1.)

Exception: Where both runs of a horizontal belt are 42 inches or less from the floor, the belt must be fully enclosed according to WAC ((~~296-306A-28046~~) 296-307-28046 and ((~~296-306A-28050~~) 296-307-28050 through WAC ((~~296-306A-28060~~) 296-307-28060).

(2) In power development rooms, a guardrail may be used instead of the guard.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-28022 What requirements apply to guarding overhead horizontal belt, rope, and chain drives?** (1) Unless guarded by location, overhead horizontal belts must be guarded on the sides and bottom according to WAC ((~~296-306A-28054~~) 296-307-28054).

(2) Unless guarded by location, horizontal overhead belts must be guarded for their entire length when:

(a) Located over passageways or work places and traveling 1,800 feet or more per minute.

(b) The center to center distance between pulleys is 10 feet or more.

(c) The belt is 8 inches wide or more.

(3) Where the upper and lower runs of horizontal belts are located so that employees can pass between them, the passage must be either:

(a) Completely barred according to WAC ((~~296-306A-28046~~) 296-307-28046 and ((~~296-306A-28050~~) 296-307-28050 through WAC ((~~296-306A-28060~~) 296-307-28060); or

(b) In a passage that employees must use, there must be a platform over the lower run guarded on either side by a railing that is completely filled in with wire mesh or other filler, or by a solid barrier. The upper run must be guarded to prevent contact by the employee or by objects carried by the employee.

(4) Overhead chain and link belt drives must be guarded according to the same requirements as overhead horizontal belts.

(5) American or continuous system rope drives located where the condition of the rope (particularly the splice) cannot be constantly and conveniently observed, must have an

alarm (preferably electric-bell type) that will warn when the rope begins to fray.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-28024 What requirements apply to guarding vertical and inclined belts?** (1) Vertical and inclined belts must be guarded according to WAC ((~~296-306A-28044~~) 296-307-28044 and ((~~296-306A-28050~~) 296-307-28050 through WAC ((~~296-306A-28060~~) 296-307-28060).

(2) All guards for inclined belts must provide a minimum clearance of 7 feet between belt and floor at any point outside of the guard.

(3) A vertical or inclined belt may be guarded with a nip-point belt and pulley guard, if it is:

(a) 2-1/2 inches wide or less;

(b) Running at a speed of less than one thousand feet per minute; and

(c) Free from metal lacings or fastenings.

"Nip-point belt and pulley guard" means a device that encloses the pulley and has rounded or rolled edge slots through which the belt passes.

(4) Vertical belts running over a lower pulley more than seven feet above floor or platform must be guarded according to the same requirements as horizontal overhead belts, if the belt is:

(a) Located over passageways or work places and traveling 1,800 feet or more per minute;

(b) Eight inches wider or more.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-28030 What requirements apply to guarding gears, sprockets, and chains?** (1) Gears must be guarded by one of the following methods:

(a) A complete enclosure; or

(b) A standard guard according to WAC ((~~296-306A-28050~~) 296-307-28050 through ((~~296-306A-28060~~) 296-307-28060, at least 7 feet high extending 6 inches above the mesh point of the gears; or

(c) A band guard covering the face of gear. The guard must have flanges extended inward beyond the root of the teeth on the exposed side or sides. If a part of the train of gears guarded by a band guard is less than 6 feet from the floor, the gear must be guarded by a disk guard or by a complete enclosure at least 6 feet tall.

(2) Hand-operated gears used only to adjust hand-powered machine parts may be unguarded. However, we recommend guarding these gears.

(3) Unless guarded by location, all sprocket wheels and chains must be enclosed. Where the drive extends over other machine or working areas, you must provide protection against falling parts.

Exception: This section does not apply to manually operated sprockets.

(4) When gears require frequent oiling, you must provide openings with hinged or sliding self-closing covers. All points not readily accessible must have oil feed tubes if lubricant is added while machinery is in motion.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-28040 What requirements apply to guarding clutches, cutoff couplings, and clutch pulleys?**

(1) Unless guarded by location, clutches, cutoff couplings, or clutch pulleys with projecting parts must be enclosed by a stationary guard constructed according to WAC ((~~296-306A-28046~~) 296-307-28046). You may use a "U" type guard.

(2) In engineering rooms, a guardrail, preferably with toeboard, may be used instead of the guard if the room is only occupied by engineering attendants.

(3) A bearing support next to a friction clutch or cutoff coupling must have self-lubricating bearings that require infrequent maintenance.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-28042 What requirements apply to guarding belt shifters, clutches, shippers, poles, perches, and fasteners? "Belt pole" (sometimes called a "belt shipper" or "shipper pole") means a device used in shifting belts on and off fixed pulleys on line or countershaft where there are no loose pulleys.**

(1) Tight and loose pulleys must have a permanent belt shifter with a mechanical means to prevent the belt from creeping from loose to tight pulley.

(2) Belt shifter and clutch handles must be rounded. They must be as far as possible from danger of accidental contact, but within easy reach of the operator. Where belt shifters are not directly over a machine or bench, the handles must be cut off 6 feet 6 inches above floor level.

(3) All belt and clutch shifters of the same type in each shop should move in the same direction to stop machines, i.e., either all right or all left.

Exception: This requirement does not apply to a friction clutch on a countershaft carrying two clutch pulleys with open and crossed belts. In this case the shifter handle has three positions and the machine is at a standstill when the clutch handle is in the neutral or center position.

(4) When belt poles must be used as a substitute for mechanical shifters, they must be big enough for employees to grasp them securely. Poles must be smooth and preferably of straight grain hardwood, such as ash or hickory. The edges of rectangular poles should be rounded. Poles should extend from the top of the pulley to within approximately 40 inches of the floor or working platform.

(5) Where loose pulleys or idlers are not practical, belt perches such as brackets, rollers, etc., must be used to keep idle belts away from the shafts. Perches should be substantial and designed for safe belt shifting.

(6) Belts that must be shifted by hand and belts within seven feet of the floor or working platform that are not guarded according to WAC ((~~296-306A-28046~~) 296-307-

28046 must not be fastened with metal, nor with any other fastening that creates a hazard.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-28048 What requirements apply to disk, shield, and U-guards?** (1) A disk guard must have a sheet-metal disk of at least No. 22 gauge fastened by U-bolts or rivets to the spokes of pulleys, flywheels, or gears. To prevent contact with sharp edges of the disk, the edge must be rolled or wired. In all cases, the nuts must have locknuts on the unexposed side of the wheel.

(2) A shield guard must have a frame filled in with wire mesh or expanded, perforated, or solid sheet metal.

(3) If the shield area is less than six square feet, the wire mesh or expanded metal may be fastened in a framework of 3/8-inch solid rod, 3/4-inch by 3/4-inch by 1/8-inch angle iron, or a metal construction of equivalent strength. Metal shields may have edges entirely rolled around a 3/8-inch solid iron rod.

(4) A U-guard consisting of a flat surface with edge members must cover the under surface and lower edge of a belt, multiple chain, or rope drive. It must be constructed of materials specified in Table P-1, and must meet the requirements of WAC ((~~296-306A-28054~~) 296-307-28054 through ((~~296-306A-28058~~) 296-307-28058). Edges must be smooth and, if the size of the guard requires, be reinforced by rolling, wiring, or by binding with angle or flat iron.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-28052 When may wood guards be used?** Wood guards may be used where fumes would cause rapid deterioration of metal guards and outdoors where extreme cold or extreme heat make metal guards and railings undesirable.

(1) Wood must be sound, tough, and without loose knots.

(2) Guards must be made of planed lumber not less than 1-inch rough board measure, with rounded edges and corners.

(3) Wood guards must be securely fastened together with wood screws, hardwood dowel pins, bolts, or rivets.

(4) Wood guards must be equal in strength and rigidity to metal guards specified in WAC ((~~296-306A-28050~~) 296-307-28050) and Table P-1.

Note: Requirements for the construction of standard wood railings are in WAC ((~~296-306A-28060~~) 296-307-28060).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-28060 What materials must be used for guardrails and toeboards?** (1) A guardrail used to guard power transmission parts must be 42 inches tall, with a mid-rail between the top rail and the floor.

(2) Posts must be 8 feet apart or less. They must be permanent and substantial, smooth, and free from protruding nails, bolts, and splinters. If made of pipe, the post must be at least 1-1/4 inches inside diameter. If posts are made of metal

shapes or bars, the section must be as strong as posts made of 1-1/2 by 1-1/2 by 3/16-inch angle iron. If posts are made of wood, the posts must be at least 2 by 4 inches. The upper rail must be 2 by 4 inches, or two 1 by 4 inch strips, one at the top and one at the side of the posts. The midrail must be at least 1 by 4 inches.

(3) The rails (metal shapes, metal bars, or wood), should be on the side of the posts that gives the best protection and support. Where panels are fitted with expanded metal or wire mesh (as noted in Table 1) the middle rails may be omitted. Where guard is exposed to contact with moving equipment, additional strength may be necessary.

(4) Toeboards must be at least 4 inches tall, of wood, metal, or metal grill of a maximum 1-inch mesh. Toeboards at flywheel pits should be placed as close to edge of the pit as possible.

Table P-1  
TABLE OF STANDARD MATERIALS AND DIMENSIONS

Material	Clearance from moving part at all points (inches)	Largest mesh or opening allowable (inches)	Minimum gauge (U.S. Standard) or thickness (inches)	Minimum height of guard from floor or platform level (feet)
<i>Woven wire</i>	Under 2	3/8	No. 16	7
	2-4	1/2	No. 16	7
	Under 4	1/2	No. 16	7
	4-15	2	No. 12	7
<i>Expanded metal</i>	Under 4	1/2	No. 18	7
	4-15	2	No. 13	7
<i>Perforated metal</i>	Under 4	1/2	No. 20	7
	4-15	2	No. 14	7
<i>Sheet metal</i>	Under 4		No. 22	7
	4-15		No. 22	7
<i>Wood or metal strip crossed</i>	Under 4	3/8	Wood 3/4 Metal No. 16	7
	4-15	2	Wood 3/4 Metal No. 16	7
<i>Wood or metal strip not crossed</i>	Under 4	1/2 width	Wood 3/4 Metal No. 16	7
	4-15	1 width	Wood 3/4 Metal No. 16	7
<i>Standard rail</i>	Min. 15			
	Max. 20			

Table P-2  
HORIZONTAL OVERHEAD BELTS, ROPES, AND CHAINS  
7 FEET OR MORE ABOVE FLOOR OR PLATFORM

	Width 0"-14" inclusive	Material
<b>MEMBERS</b>		
Framework	1 1/2"x1 1/2"x1/4"	Angle iron
Filler (belt guards)	1 1/2"x3/16"	Flat iron
Filler and vertical side member	No. 20 A.W.G.	Solid sheet metal
Filler supports	2"x5/16" flat iron	Flat and angle
Guard supports	2"x5/16"	Flat iron
<b>FASTENINGS</b>		
Filler supports to framework	(2) 3/16"	Rivets
Filler flats to supports (belt guards)	(1) 5/16"	Flush rivets
Filler to frame and supports (chain guards)	3/16"	Rivets spaced
Guard supports to framework	(2) 3/6"	Rivets or bolts
Guard and supports to overhead ceiling	1/4"x3 1/2" lag screws or 1/2" bolts	Lag screws or bolts
<b>DETAILS—SPACING, ETC.</b>		
Width of guards	One-quarter wider than belt, rope, or chain drive	
Spacing between filler supports	20" center to center	
Spacing between filler flats (belt guards)	2" apart	
Spacing between guard supports	36" center to center	
<b>OTHER BELT GUARD FILLING PERMITTED</b>		
Sheet metal fastened as in chain guards	No. 20 A.W.G.	Solid or perforated
Woven wire, 2" mesh	No. 12 A.W.G.	
<b>CLEARANCE FROM OUTSIDE OF BELT, ROPE, OR CHAIN DRIVE TO GUARD</b>		
Distance center to center of shafts	Up to 15' inclusive	Over 40'
Clearance from belt, or chain to guard	16"	120"

PERMANENT

	Width over 14" to 24" inclusive	Material
--	---------------------------------	----------

**MEMBERS**

Framework	2"x2"x5/16"	Angle iron
Filler (belt guards)	2"x3/16"	Flat iron
Filler and vertical side member	No. 18 A.W.G.	Solid sheet metal
Filler supports	2"x3/8" flat iron	Flat and angle
Guard supports	2"x3/8"	Flat iron

**FASTENINGS**

Filler supports to framework	(2) 3/6"	Rivets
Filler flats to supports (belt guards)	(1) 5/16"	Flush rivets
Filler to frame and supports (chain guards)	8" centers on sides and 4" centers on bottom	
Guard supports to framework	(2) 7/16"	Rivets or bolts
Guard and supports to overhead ceiling	5/8"x4" lag screws or 5/8" bolts	Lag screws or bolts

**DETAILS—SPACING, ETC.**

Width of guards		
Spacing between filler supports		16" C. to C
Spacing between filler flats (belt guards)		2 1/2" apart
Spacing between guard supports		36" C. to C

**OTHER BELT GUARD FILLING PERMITTED**

Sheet metal fastened as in chain guards	No. 18 A.W.G.	Solid or perforated
Woven wire, 2" mesh	No. 10 A.W.G.	

**CLEARANCE FROM OUTSIDE OF BELT, ROPE, OR CHAIN DRIVE TO GUARD**

Distance center to center of shafts	Over 15' to 25'	Over 40' inclusive
Clearance from belt/chain to guard	10"	20"

	Width over 24"	Material
--	----------------	----------

**MEMBERS**

Framework	3"x3"x3/8"	Angle iron
Filler (belt guards)	2"x5/16"	Flat iron
Filler and vertical side member	No. A.W.G.	Solid sheet metal
Filler supports	2 1/2"x2 1/2"x1/4" angle	Flat and angle
Guard supports	2 1/2"x3/8"	Flat iron

**FASTENINGS**

Filler supports to framework	(3) 1/2"	Rivets
Filler flats to supports (belt guards)	(2) 3/8"	Flush rivets
Filler to frame and supports (chain guards)		
Guard supports to frame work	(2) 5/8"	Rivets or bolts
Guard and supports to overhead ceiling	3/4" x 6" lag screws or 3/4" bolt	Lag screws or bolts

**DETAILS—SPACING, ETC.**

Width of guards		
Spacing between filler supports		16" C. to C.
Spacing between filler flats (belt guards)		4" apart
Spacing between guard supports		36" C. to C.

**OTHER BELT GUARD FILLING PERMITTED**

Sheet metal fastened as in chain guards	No. 18 A.W.G.	Solid or perforated
Woven wire, 2" mesh	No. 8 A.W.G.	

**CLEARANCE FROM OUTSIDE OF BELT, ROPE, OR CHAIN DRIVE TO GUARD**

Distance center to center of shafts	Over 25' to 40' inclusive	Over 40'
Clearance from belt, or chain to guard	15"	20"

PERMANENT

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-29005 What requirements apply to auger conveying equipment?** "Augers" means screw conveyors and related accessories designed primarily for conveying agricultural materials on farms.

(1) Power take-off shafts must be guarded according to WAC ((296-306A-28046)) 296-307-28046.

(2) All augers must be covered or guarded when exposed to contact.

(3) You must ensure that each sweep auger has its top half shielded by a guard. All guard openings must be no larger than 4 3/4 inches across.

(4) You must ensure that the exposed auger at the hopper and the intake is guarded or designed to prevent accidental contact with the rotating inlet area. The guard must extend at least 2 1/2 inches above and below the exposed auger. Openings in the guard, for the free flow of material, must be no larger than 4 3/4 inches across and must be strong enough to support 250 pounds at mid span.

(5) The hand raising winch must have a control that will hold the auger at any angle, and that will only respond to the control. You must ensure that the operator is able to lower the auger without disengaging the control. The maximum force required on the handle to raise or lower the auger manually must be 50 pounds.

(6) The wire rope lifting pulleys must be grooved to fit the wire rope used.

(7) In order to avoid separation, you must provide a positive restraint between the auger tube and the under-carriage lifting arm. You must provide stops that restrict the maximum raised angle and minimum lowered angle.

(8) Wire ropes (cables) must be rust resistant and selected for the design load and service intended.

(9) You must provide the auger operator with service and operation instructions that include safe operation and servicing practices.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-30003 What does this section cover?** WAC ((296-306A-300)) 296-307-300 applies to the guarding and care of farmstead equipment.

"Farmstead equipment" means agricultural equipment normally used in a stationary manner. This includes, but is not limited to, materials handling equipment and accessories for such equipment whether or not the equipment is an integral part of a building.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-30009 How must other power transmission components of farmstead equipment be guarded?**

(1) ((The mesh or nip points of all power driven gears, belts, chains, sheaves, pulleys, sprockets, and idlers must be guarded)) All power transmission parts must be guarded according to WAC 296-307-280.

(2) ((All revolving shafts, including projections such as bolts, keys, or set screws, must be guarded.

Exception: The following may be unguarded:

(a)) Smooth shafts and shaft ends (without any projecting bolts, keys, or set screws)((, revolving)) may be unguarded if they:

(a) Revolve at less than 10 RPM((, on)); and

(b) Are part of feed handling equipment used on the top surface of materials in bulk storage facilities.

((b) Smooth shaft ends protruding less than one-half the outside diameter of the shaft and its locking means.))

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-30018 What requirements apply to electrical control for maintaining and servicing farmstead equipment?** (1) You must ensure that only the employee maintaining or servicing equipment has control of the electrical power source by:

(a) Providing an exclusive, positive locking means on the main switch that can be operated only by the employee performing the maintenance or service; or

(b) For material handling equipment in a bulk storage structure, by providing on the equipment an electrical or mechanical means to disconnect the power. Minimum lock-out means must meet the requirements of WAC ((296-306A-320)) 296-307-320.

(2) All circuit protection devices, including those that are an integral part of a motor, must have a manual reset, except where:

(a) A manual reset is infeasible because of the nature of the operation, distances involved, and the amount of time normally spent by employees in the area of the affected equipment;

(b) An electrical disconnect switch is available to the employee within fifteen feet of the equipment being maintained or serviced; and

(c) A sign, prominently posted near each hazardous component, warns the employee that unless the electrical disconnect switch is utilized, the motor could automatically reset while the employee is working on the hazardous component.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-32001 What does this section cover?**

(1) WAC ((296-306A-320)) 296-307-320 covers the servicing and maintenance of machines and equipment in which the unexpected start up of the machine or equipment or release of stored energy could cause injury to employees. This standard establishes minimum performance requirements for the control of such hazardous energy.

(2) Normal production operations are not covered by this standard. Servicing and/or maintenance that takes place during normal production operations is covered by this standard only if:

(a) An employee is required to remove or bypass a guard or other safety device; or

(b) An employee is required to place a body part into a point of operation or where an associated danger zone exists during a machine operating cycle.

**Exception:** Minor servicing activities, that take place during normal production operations, are not covered by this standard if they are routine, repetitive, and integral to the use of the equipment for production, provided that the work is performed using alternative measures that provide effective protection.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-32003** **When does this section not apply?** (1) WAC ((~~296-306A-320~~)) 296-307-320 does not apply to work on cord and plug connected electric equipment when:

(a) Unexpected energization or start up of the equipment is controlled by unplugging the equipment from the energy source; and

(b) The plug is under the exclusive control of the employee performing the servicing or maintenance.

(2) WAC ((~~296-306A-320~~)) 296-307-320 does not apply to hot tap operations involving transmission and distribution systems for substances such as gas, steam, water, or petroleum products when they are performed on pressurized pipelines, when:

(a) Continuity of service is essential;

(b) Shutdown of the system is impractical; and

(c) Documented procedures are followed, and special equipment is used that will provide proven effective protection for employees.

(3) WAC ((~~296-306A-320~~)) 296-307-320 does not cover exposure to electrical hazards from work on, near, or with conductors or equipment in electric utilization installations. These hazards are covered in chapter ((~~296-306A~~)) 296-307 WAC Part T.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-32009** **How does an employer determine when to use lockout vs. tagout?** (1) If an energy isolating device is not capable of being locked out, your energy control program must use a tagout system.

(2) If an energy isolating device is capable of being locked out, your energy control program must use lockout unless a tagout system will provide full employee protection according to WAC ((~~296-306A-32011~~)) 296-307-32011.

(3) Whenever major replacement or major repair, renovation, or modification of a machine or equipment is performed, and whenever new machines or equipment are installed, energy isolating devices for such machines or equipment must be designed to accept a lockout device.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-32017** **How often must the energy control procedure be inspected?** (1) You must conduct an inspection of the energy control procedure at least annually to

ensure that the procedure and the requirements of this standard are followed.

(a) An authorized employee, other than the one(s) using the energy control procedure, must perform the inspection.

(b) The inspection must be conducted to correct any deviations or inadequacies identified.

(c) Where lockout is used for energy control, the inspection must include a review, between the inspector and each authorized employee, of that employee's responsibilities under the energy control procedure.

(d) Where tagout is used for energy control, the inspection must include a review, between the inspector and each authorized and affected employee, of that employee's responsibilities under the energy control procedure, and the elements of WAC ((~~296-306A-32021~~)) 296-307-32021.

(2) You must certify that the inspections have been performed. The certification must identify the machine or equipment on which the energy control procedure was being used, the date of the inspection, the employees included in the inspection, and the person performing the inspection.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-32035** **What requirements apply to testing and positioning machines and equipment?** When lockout or tagout devices must be temporarily removed from the energy isolating device and the machine or equipment energized to test or position the machine or equipment, the following sequence of actions must be followed:

(1) Clear the machine or equipment of tools and materials according to WAC ((~~296-306A-32033~~)) 296-307-32033 (1)(a).

(2) Remove employees from the machine or equipment area according to WAC ((~~296-306A-32033~~)) 296-307-32033 (1)(b).

(3) Remove the lockout or tagout devices as specified in WAC ((~~296-306A-32033~~)) 296-307-32033(3).

(4) Energize and proceed with testing or positioning.

(5) Deenergize all systems and reapply energy control measures in accordance with WAC ((~~296-306A-32031~~)) 296-307-32031 to continue the servicing and/or maintenance.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-32039** **What requirements apply to group lockout or tagout?** (1) When servicing and/or maintenance is performed by a crew or other group, they must use a procedure that provides a level of protection equivalent to that provided by the implementation of a personal lockout or tagout device.

(2) Group lockout or tagout devices must be used according to the procedures required by WAC ((~~296-306A-32013~~)) 296-307-32013 including, but not limited to, the following:

(a) An authorized employee has primary responsibility for a set number of employees working under the protection of a group lockout or tagout device (such as an operations lock); and

(b) A method for the authorized employee to determine if individual group members are exposed to release of stored energy hazards; and

(c) When more than one crew or group is involved, assignment of overall lockout or tagout control responsibility to an authorized employee designated to coordinate individual group members and ensure continuity of protection; and

(d) Each authorized employee must affix a personal lockout or tagout device to the group lockout device when beginning work, and must remove those devices when the work is complete.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-34003 What does this section cover?**

(1) WAC ((~~296-306A-340~~)) 296-307-340 applies to the placement, use, maintenance, and testing of portable fire extinguishers provided for employee use. WAC ((~~296-306A-34012~~)) 296-307-34012 does not apply to extinguishers provided for employee use on the outside of workplace buildings or structures. If you do not intend for employees to use extinguishers, and your emergency action plan and fire prevention plan meet the requirements of WAC ((~~296-306A-35018~~)) 296-307-35018, then only the requirements of WAC ((~~296-306A-34015~~)) 296-307-34015 and ((~~296-306A-34018~~)) 296-307-34018 apply.

(2) All standpipe and hose systems, automatic sprinkler systems, fixed extinguishing systems, dry-chemical fixed extinguishing systems, water-spray and foam, and fire detection systems, must be installed according to state and local ordinances, codes, and regulations governing such installations.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-34006 Who is exempt from the requirements of this section?** (1) You are exempt from all requirements of this section, if:

(a) You have implemented a written fire safety policy that requires all employees to evacuate immediately when the fire alarm sounds; and

(b) You have an emergency action plan and a fire prevention plan meeting the requirements of WAC ((~~296-306A-35015~~)) 296-307-35015 and ((~~296-306A-35018~~)) 296-307-35018; and

(c) Extinguishers are not available for employee use in the workplace.

Note: ((If a specific section of this chapter requires you to provide a portable fire extinguisher, this exemption does not apply.)) If you are covered by one of the following sections requiring you to provide a portable fire extinguisher, then you may not apply this exemption:

- WAC 296-307-07013(12)—Transporting employees;
- WAC 296-307-34009(8)—Storage of flammables; or
- WAC 296-307-49503(2)—Welding.

(2) You are exempt from the distribution requirements in WAC ((~~296-306A-34012~~)) 296-307-34012, if:

(a) You have an emergency action plan meeting the requirements of WAC ((~~296-306A-35015~~)) 296-307-35015 that authorizes only certain employees to use the available portable fire extinguishers; and

(b) The plan requires all other employees to evacuate immediately when the fire alarm sounds.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-34503 What does this section cover?**

(1) WAC ((~~296-306A-345~~)) 296-307-345 applies to all emergency employee alarms required by a specific WAC chapter. This section does not apply to discharge or supervisory alarms required on various fixed extinguishing systems or to supervisory alarms on fire suppression, alarm or detection systems unless they are intended to be employee alarm systems.

(2) The maintenance, testing, and inspection requirements of this section apply to all local fire alarm signaling systems used for alerting employees regardless of the other functions of the system.

(3) All predischarge employee alarms required by this chapter must meet the requirements of WAC ((~~296-306A-34506~~)) 296-307-34506 and ((~~296-306A-34512~~)) 296-307-34512.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-35003 What does this section cover?**

WAC ((~~296-306A-350~~)) 296-307-350 requires you to provide exit routes for employees to leave the workplace safely during emergencies. This section does not apply to mobile workplaces, such as vehicles or vessels.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-35012 What are the operation and maintenance requirements for exit routes?** You must ensure that each workplace meets the following requirements:

(1) The workplace exit route is maintained to minimize danger to employees during an emergency.

(a) The workplace exit route is free of explosive or highly flammable furnishings or decorations.

(b) Accumulations of flammable or combustible waste materials are controlled.

(c) An exit route does not require employees to travel toward materials that burn very quickly, emit poisonous fumes, or are explosive, unless those materials are effectively shielded from the exit route.

(2) Each exit route is adequately lit.

(3) Each exit is clearly visible and is marked by a distinctive sign reading "exit."

(a) An exit door is free of signs or decorations that obscure its visibility.

(b) Signs are posted along the exit route indicating the direction of travel to the nearest exit.



(c) The line-of-sight to an exit sign is uninterrupted.  
 (d) Any doorway or passage that might be mistaken for an exit is marked "not an exit" or with an indication of its actual use.

(e) An exit sign is illuminated to a surface value of at least 5 foot candles by a reliable light source and shows a designated color. Self-luminous or electroluminescent signs have a minimum luminance surface value of .06 footlamberts.

(4) Fire retardant paints or other coatings used in the workplace are maintained.

(5) Each safeguard to protect employees during an emergency is maintained in proper working order.

(6) Employees do not occupy a workplace under construction until an exit route that meets these requirements is available for the portion of the workplace to be occupied.

(a) Employees do not occupy a workplace during repair or alteration unless either all exits and existing fire protection are maintained or alternate fire protection is provided that ensures an equivalent level of safety.

(b) Flammable or explosive materials used during construction or repair do not expose employees to hazards not otherwise present in the workplace or impede emergency escape from the workplace.

(7) An operable employee alarm system with a distinctive signal to warn employees of fire or other emergencies is installed and maintained. No employee alarm system is required if employees can see or smell a fire or other hazard so that it would provide adequate warning to them. The employee alarm system complies with the requirements of WAC ((296-306A-345)) 296-307-345.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-35015 What are the requirements for an emergency action plan?** (1) You must develop an emergency action plan for each part of the workplace ((~~whenever a WISHA standard requires one~~)) as required by WAC 296-307-030 (3)(d).

(a) The plan must be in writing, kept in the workplace, and made available to employees on request.

(b) An employer of 10 or fewer employees may communicate the plan orally to employees rather than develop a written plan.

(2) An emergency action plan must include:

(a) Procedures for emergency evacuation, including exit route assignments;

(b) Procedures to account for all employees after evacuation;

(c) Procedures for reporting a fire or other emergency;

(d) Procedures to follow for emergency operation or shut down of critical equipment before evacuation;

(e) Procedures to follow for rescue and medical duties;

(f) Procedures for operating and maintaining an emergency alarm system; and

(g) Names or job titles of employees to be contacted to get more information about what to do in an emergency.

(3) You must designate employees to assist in the safe emergency evacuation of other employees. You must ensure

that the designated employees receive training in emergency evacuation procedures.

(4) You must review the emergency action plan with each employee covered by the plan:

(a) When the plan is developed or the employee is assigned initially to the job;

(b) When the employee's responsibilities under the plan change; and

(c) When the plan is changed.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-35018 What are the requirements for a fire prevention plan?** (1) You must develop a fire prevention plan for each part of the workplace ((~~whenever another WISHA standard requires one~~)) if required by WAC 296-307-34006(1).

(a) The plan must be in writing, kept in the workplace, and made available to employees on request.

(b) An employer of 10 or fewer employees may communicate the plan orally to employees rather than develop a written plan.

(2) A fire prevention plan must include:

(a) A list of all major fire hazards, including proper handling and storage procedures for hazardous materials, potential ignition sources and their control, and the type of fire protection equipment necessary to control each major hazard;

(b) Procedures to control accumulations of flammable and combustible waste materials;

(c) Procedures for regular maintenance of safeguards installed on heat producing equipment to prevent accidental ignition of combustible materials;

(d) Names or job titles of employees responsible for maintaining equipment to prevent or control sources of ignition or fires;

(e) Names or job titles of employees responsible for control of fuel source hazards.

(3) You must:

(a) Inform employees of the fire hazards to which they are exposed; and

(b) Review with each employee those parts of the fire prevention plan necessary for self-protection upon initial assignment to a job.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-36005 What does this part cover?** (1) Chapter ((296-306A)) 296-307 WAC Part T covers methods to protect against electrical hazards in agricultural workplaces.

(2) Chapter ((296-306A)) 296-307 WAC Part T does not cover:

• Installations in watercraft, or automotive vehicles; or  
 • Electric welding. (See chapter ((296-306A)) 296-307 WAC Part V.)

(3) Unless otherwise provided in this chapter all electrical work, installation, and wire capacities must be according to the National Electrical Code, NFPA 70-1973; ANSI C1-

1971, and all other applicable standards administered by the department of labor and industries.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-36230 What access and working space must be provided for electrical equipment over 600 volts, nominal?** (1) Conductors and equipment used on circuits exceeding 600 volts, nominal, must meet all requirements of WAC ((~~296-306A-36221~~) 296-307-36221) and the additional requirements of this section. This section does not apply to equipment on the supply side of the service conductors.

(2) Electrical installations in a vault, room, closet or area surrounded by a wall, screen, or fence, with access controlled by lock and key or other approved means, are considered accessible to qualified persons only. A wall, screen, or fence less than 8 feet high is not considered to prevent access unless it has other features that provide a degree of isolation equivalent to an 8 foot fence. The entrances to all buildings, rooms, or enclosures containing exposed live parts or exposed conductors operating at over 600 volts, nominal, must be kept locked or under the observation of a qualified person at all times.

(a) Electrical installations with exposed live parts must be accessible to qualified persons only.

(b) Electrical installations that are open to unqualified persons must be made with metal-enclosed equipment or enclosed in a vault or in an area, with access controlled by a lock. If metal-enclosed equipment is installed so that the bottom of the enclosure is less than 8 feet above the floor, the door or cover must be kept locked. Metal-enclosed switchgear, unit substations, transformers, pull boxes, connection boxes, and other similar associated equipment must be marked with appropriate caution signs. If equipment is exposed to physical damage from vehicular traffic, guards must be provided to prevent damage. Ventilating or similar openings in metal-enclosed equipment must be designed so that foreign objects inserted through these openings will be deflected from energized parts.

(3) You must provide and maintain enough space around electric equipment to permit ready and safe operation and maintenance of equipment. Where energized parts are exposed, the minimum clear workspace must be at least 6 feet 6 inches high (measured vertically from the floor or platform), or less than 3 feet wide (measured parallel to the equipment). The depth must meet the requirements of Table T. The workspace must be adequate to permit at least a 90-degree opening of doors or hinged panels.

(a) The minimum clear working space in front of electric equipment such as switchboards, control panels, switches, circuit breakers, motor controllers, relays, and similar equipment must be at least that specified in Table T unless otherwise indicated. Distances must be measured from the live parts if they are exposed, or from the enclosure front or opening if the live parts are enclosed. However, working space is not required in back of equipment such as deadfront switchboards or control assemblies where there are no renewable or adjustable parts (such as fuses or switches) on the back and

where all connections are accessible from another direction. Where rear access is required to work on deenergized parts on the back of enclosed equipment, a minimum working space of 30 inches horizontally shall be provided.

Table T  
Minimum Depth of Clear Working Space  
in Front of Electric Equipment

Nominal voltage to ground	Conditions (ft)		
	(a)	(b)	(c)
601 to 2,500	3	4	5
2,501 to 9,000	4	5	6
9,001 to 25,000	5	6	9
25,001 to 75kV1	6	8	10
Above 75kV1	8	10	12

Note: Minimum depth of clear working space in front of electric equipment with a nominal voltage to ground above 25,000 volts may be the same as for 25,000 volts under conditions (a), (b) and (c) for installations built prior to April 16, 1981.

Conditions:

(a) Exposed live parts on one side and no live or grounded parts on the other side of the working space, or exposed live parts on both sides guarded by suitable wood or other insulating materials. Insulated wire or insulated busbars operating at 300 volts or less are not considered live parts.

(b) Exposed live parts on one side and grounded parts on the other side. Concrete, brick, or tile walls will be considered grounded surfaces.

(c) Exposed live parts on both sides of the workspace (not guarded as in (a)) with the operator between.

(b) All working spaces around electric equipment must be adequately lit. The lighting outlets shall be arranged so that anyone changing lamps or making repairs on the lighting system will not be endangered by live parts or other equipment. The points of control must be located so that no one is likely to come in contact with any live part or moving part of the equipment while turning on the lights.

(c) Unguarded live parts above working space must be elevated to at least the height specified below:

Elevation of Unguarded  
Energized Parts Above Working Space

Nominal voltage between phases	Minimum elevation
601 to 7,500	8 feet 6 inches
7,501 to 35,000	9 feet
Over 35kV	9 feet+ 0.37 inches per kV above 35kV

PERMANENT

Note: Minimum elevation may be 8 feet for installations built prior to April 16, 1981, if the nominal voltage between phases is in the range of 601-6600 volts.

(4) Entrance and access to workspace must meet the following requirements:

(a) At least one entrance that is at least 24 inches wide and 6 feet 6 inches high must be provided to give access to the working space around electric equipment. On switchboard and control panels over 48 inches wide, there must be one entrance at each end of the board where practical. Where bare energized parts at any voltage or insulated energized parts above 600 volts are located adjacent to the entrance, they must be suitably guarded.

(b) Permanent ladders or stairways must be provided to give safe access to the working space around electric equipment installed on platforms, balconies, mezzanine floors, or in attic or roof rooms or spaces.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-36636 How must high voltage systems be grounded?** Grounded high voltage (1000 volts or more) systems and circuits must meet all requirements of WAC ((~~296-306A-366~~) 296-307-366) and the additional requirements of this section.

(1) Systems supplying portable or mobile high voltage equipment, other than substations installed on a temporary basis, must meet the following requirements:

(a) Portable and mobile high voltage equipment must be supplied from a system having its neutral grounded through an impedance. If a delta-connected high voltage system is used to supply the equipment, a system neutral must be derived.

(b) Exposed noncurrent-carrying metal parts of portable and mobile equipment must be connected by an equipment grounding conductor to the point at which the system neutral impedance is grounded.

(c) Ground-fault detection and relaying must be provided to automatically deenergize any high voltage system component that has developed a ground fault. The continuity of the equipment grounding conductor must be continuously monitored to deenergize automatically the high voltage feeder to the portable equipment on loss of continuity of the equipment grounding conductor.

(d) The grounding electrode to which the portable or mobile equipment system neutral impedance is connected must be isolated from and separated in the ground by at least 20 feet from any other system or equipment grounding electrode. There must be no direct connection between the grounding electrodes, such as buried pipe, fence, etc.

(2) All noncurrent-carrying metal parts of portable equipment and fixed equipment including their associated fences, housings, enclosures, and supporting structures shall be grounded. However, equipment that is guarded by location and isolated from ground need not be grounded. Additionally, pole-mounted distribution apparatus over 8 feet above ground or grade level need not be grounded.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-36803 Does this section apply to factory-assembled equipment?** WAC ((~~296-306A-368~~) 296-307-368) does not apply to conductors that are an integral part of factory-assembled equipment.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-37203 What does this section cover?** WAC ((~~296-306A-372~~) 296-307-372) covers the requirements for electric equipment and wiring in locations that are classified based on the properties of the flammable vapors, liquids or gases, or combustible dusts or fibers that may be present and the likelihood that a flammable combustible concentration or quantity is present. Each room, section, or area must be considered individually to determine its classification.

All requirements in this part apply to hazardous locations, unless otherwise indicated.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-37209 What equipment, wiring methods, and installations may be used in hazardous locations?** Equipment, wiring methods, and installations of equipment in hazardous locations must be intrinsically safe, or approved for the hazardous location, or safe for the hazardous location. Requirements for each of these options are as follows:

(1) Equipment and associated wiring approved as intrinsically safe are permitted in any hazardous location for which it is approved.

(2) Requirements to be approved for the hazardous location:

(a) Equipment must be approved for the class of location and for the ignitable or combustible properties of the specific gas, vapor, dust, or fiber that will be present.

(b) Equipment must be marked to show the class, group, and operating temperature or temperature range, based on operation in a 40 degrees C ambient, for which it is approved. The temperature marking must be a maximum of the ignition temperature of the specific gas or vapor to be encountered. The following provisions apply to specific equipment:

(i) Nonheat-producing equipment, such as junction boxes, conduit, and fittings, and heat-producing equipment with a maximum temperature of 100 degrees C (212 degrees F) need not have a marked operating temperature or temperature range.

(ii) Fixed lighting fixtures marked for use in Class I, Division 2 locations only, need not be marked to indicate the group.

(iii) Fixed general-purpose equipment in Class I locations (other than lighting fixtures) that is acceptable for use in Class I, Division 2 locations need not be marked with the class, group, division, or operating temperature.

PERMANENT

(iv) Fixed dust-tight equipment (other than lighting fixtures) that is acceptable for use in Class II, Division 2 and Class III locations need not be marked with the class, group, division, or operating temperature.

(3) Equipment that is safe for the location shall be of a type and design that provides protection from the hazards arising from combustible and flammable vapors, liquids, gases, dusts, or fibers.

Note: Equipment that meets the requirements of The National Electrical Code, NFPA 70, shall be considered in compliance with the requirements of WAC ((~~296-306A-372~~) 296-307-372).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-37603 What does this section cover?** WAC ((~~296-306A-376~~) 296-307-376) applies to work performed on exposed live parts (involving either direct contact or contact by means of tools or materials) or near enough to them for employees to be exposed to any hazard they present.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-37606 Who may work on energized parts?** Only qualified persons may work on electric circuit parts of equipment that have not been deenergized under the procedures of WAC ((~~296-306A-37807~~) 296-307-37807). Qualified persons must be capable of working safely on energized circuits and must be familiar with the proper use of special precautionary techniques, personal protective equipment, insulating and shielding materials, and insulated tools.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-37612 What requirements apply to qualified persons working near overhead lines?** When a qualified person is working near overhead lines, whether in an elevated position or on the ground, the person must not approach, or take any conductive object without an approved insulating handle, closer to exposed energized parts than shown in WAC ((~~296-306A-150~~) 296-307-150) unless:

(1) The person is insulated from the energized part (gloves, with sleeves if necessary, rated for the voltage involved are considered to be insulation of the person from the energized part on which work is performed); or

(2) The energized part is insulated both from all other conductive objects at a different potential and from the person; or

(3) The person is insulated from all conductive objects at a potential different from that of the energized part.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-37615 What requirements apply to vehicles and mechanical equipment near overhead lines?**

(1) Any vehicle or mechanical equipment that may have parts

of its structure elevated near energized overhead lines must be operated so that a clearance of 10 ft. is maintained. If the voltage is higher than 50kV, the clearance must be increased 0.4 inch for every 1kV over the voltage. The clearance may be reduced only if:

(a) The vehicle is in transit with its structure lowered, the clearance may be reduced to 4 ft. If the voltage is higher than 50kV, the clearance must be increased 0.4 inch for every 1kV over that voltage.

(b) Insulating barriers are installed to prevent contact with the lines, and if the barriers are rated for the voltage of the line being guarded and are not a part of or an attachment to the vehicle or its raised structure, the clearance may be reduced to a distance within the designed working dimensions of the insulating barrier.

(2) If the equipment is an aerial lift insulated for the voltage involved, and if the work is performed by a qualified person, the clearance (between the uninsulated portion of the aerial lift and the power line) may be reduced to the distance given in WAC ((~~296-306A-150~~) 296-307-150).

(3) Employees standing on the ground must not contact the vehicle or mechanical equipment or any of its attachments, unless:

(a) The employee is using protective equipment rated for the voltage; or

(b) The equipment is located so that no uninsulated part of its structure (that portion of the structure that provides a conductive path to employees on the ground) can come closer to the line than permitted in this section.

(4) If any vehicle or mechanical equipment that may have parts of its structure elevated near energized overhead lines is intentionally grounded, employees working on the ground near the point of grounding must not stand at the grounding location whenever there is a possibility of overhead line contact. Additional precautions, such as the use of barricades or insulation, must be taken to protect employees from hazardous ground potentials, depending on earth resistivity and fault currents, which can develop within the first few feet or more outward from the grounding point.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-37801 What does this section cover?**

(1) WAC ((~~296-306A-376~~) 296-307-376) and ((~~296-306A-378~~) 296-307-378) cover electrical safety-related work practices for both qualified persons (those who have training in avoiding the electrical hazards of working on or near exposed energized parts) and unqualified persons (those with little or no such training) working on, near, or with the following installations:

(a) Installations of electric conductors and equipment within or on buildings or other structures, and on other premises such as yards, parking, and other lots, and industrial substations;

(b) Installations of conductors that connect to the supply of electricity;

(c) Installations of other outside conductors on the premises; and

(d) Installations of optical fiber cable where such installations are made along with electric conductors.

(2) (~~Chapter 306-376 WAC and WAC 296-306A-378~~) WAC 296-307-367 and 296-307-378 cover work performed by unqualified persons on, near, or with the installations listed in subsection (3) of this section.

(3) WAC (~~(296-306A-376)~~) 296-307-376 and (~~(296-306A-378)~~) 296-307-378 do not apply to work performed by qualified persons on or directly associated with the following installations:

(a) Installations for the generation, control, transformation, transmission, and distribution of electric energy (including communication and metering) located in buildings used for such purposes or located outdoors.

Work on or directly associated with generation, transmission, or distribution installations includes:

(i) Work performed directly on installations, such as repairing distribution lines or repairing a feed-water pump for the boiler in a generating plant.

(ii) Work directly associated with installations, such as line-clearance tree trimming and replacing utility poles.

(iii) Work on electric utilization circuits in a generating plant where:

- The circuits are combined with installations of power generation equipment or circuits; and

- The generation equipment or circuits present greater electrical hazards than those posed by the utilization equipment or circuits (such as exposure to higher voltages or lack of overcurrent protection).

(b) Installations in watercraft, railway rolling stock, aircraft, or automotive vehicles other than mobile homes and recreational vehicles.

(c) Installations of railways for generation, transformation, transmission, or distribution of power used exclusively for operation of rolling stock or installations of railways used exclusively for signaling and communication purposes.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-37803 How must employees be trained on safety practices?** (1) The training requirements in this section apply to employees who face a risk of electrical shock that is not reduced to a safe level by the electrical installation requirements of WAC (~~(296-306A-362)~~) 296-307-362 through (~~(296-306A-374)~~) 296-307-374.

(2) Training contents must include the following:

(a) Employees must be trained in and familiar with the safety-related work practices required by WAC (~~(296-306A-376)~~) 296-307-376 through (~~(296-306A-378)~~) 296-307-378 that apply to their job assignments.

(b) Employees who are covered by this section but who are not qualified persons must also be trained in and familiar with any electrically related safety practices that are not covered by this standard, but that are necessary for their safety.

(c) Qualified persons must, at a minimum, be trained in and familiar with the following:

(i) The skills and techniques necessary to distinguish exposed live parts from other parts of electric equipment;

(ii) The skills and techniques necessary to determine the nominal voltage of exposed live parts; and

(iii) The clearance distance specified in WAC (~~(296-306A-376)~~) 296-307-376 and the corresponding voltages to which the qualified person will be exposed.

Note 1: For the purposes of WAC (~~(296-306A-376)~~) 296-307-376 and (~~(296-306A-378)~~) 296-307-378, an employee must have the training required for a qualified person in order to be considered a qualified person.

Note 2: Qualified persons whose work on energized equipment involves either direct contact or contact by means of tools or materials must also have the training needed to meet WAC (~~(296-306A-376)~~) 296-307-376.

(3) You must provide either classroom or on-the-job training. The degree of training provided must be determined by the risk to the employee.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-37807 What work practices must be followed for work on exposed deenergized parts?** (1) This section applies to work on exposed deenergized parts or near enough to them to expose the employee to any electrical hazard they present. Conductors and parts of electric equipment that have been deenergized but have not been locked out or tagged must be treated as energized parts, and WAC (~~(296-306A-376)~~) 296-307-376 applies to work on or near them.

(2) While any employee is exposed to contact with parts of fixed electric equipment or circuits which have been deenergized, the circuits energizing the parts must be locked out or tagged or both according to the requirements of this section. The requirements must be followed in the order in which they are presented.

"Fixed equipment" means equipment that is fastened or connected by permanent wiring methods.

Note: Lockout and tagging procedures that comply with WAC (~~(296-306A-320)~~) 296-307-320 will also be deemed to comply with WAC (~~(296-306A-37807)~~) 296-307-37807 through (~~(296-306A-37817)~~) 296-307-37817 if:

- The procedures address the electrical safety hazards covered by this part; and

- The procedures include the requirements of WAC (~~(296-306A-37813)~~) 296-307-37813(4) and (~~(296-306A-37815)~~) 296-307-37815(2).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-37809 Must an employer have a written copy of lockout-tagout procedures?** The employer must maintain a written copy of the procedures outlined in WAC (~~(296-306A-37807)~~) 296-307-37807 through (~~(296-306A-37817)~~) 296-307-37817 and must make it available for inspection by us or by employees.

The written procedures may be in the form of a copy of WAC (~~(296-306A-37807)~~) 296-307-37807 through (~~(296-306A-37817)~~) 296-307-37817.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-37825 What safety-related work practices relate to flammable materials?** Where flammable materials are present only occasionally, electric equipment capable of igniting them must not be used, unless measures are taken to prevent hazardous conditions from developing.

Such materials include, but are not limited to: flammable gases, vapors, or liquids; combustible dust; and ignitable fibers or flyings.

Note: Electrical installation requirements for locations where flammable materials are present on a regular basis are contained in WAC ((~~296-306A-372~~) 296-307-372).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-38006 What requirements apply to general protective equipment and tools?** (1) When working near exposed energized conductors or circuit parts, each employee must use insulated tools or handling equipment if the tools or handling equipment might make contact with such conductors or parts. If the insulating capability of insulated tools or handling equipment is subject to damage, the insulating material must be protected.

(2) Ropes and handlines used near exposed energized parts must be nonconductive.

(3) Protective shields, protective barriers, or insulating materials must be used to protect each employee from shock, burns, or other electrically related injuries while that employee is working near exposed energized parts that might be accidentally contacted or where dangerous electric heating or arcing might occur. When normally enclosed live parts are exposed for maintenance or repair, they must be guarded to protect unqualified persons from contact with the live parts.

(4) Altering techniques must be used to warn and protect employees from hazards that could cause injury due to electric shock, burns, or failure of electric equipment parts.

(5) Safety signs, safety symbols, or accident prevention tags must be used where necessary to warn employees about electrical hazards that may endanger them, as required by WAC ((~~296-306A-330~~) 296-307-330).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-38012 What electrical requirements apply to electrical protective devices?** Insulating blankets, matting, covers, line hose, gloves, and sleeves made of rubber must meet the following electrical requirements:

(1) Equipment must be capable of withstanding the a-c proof-test voltage specified in Table 1 or the d-c proof-test voltage specified in Table 2.

(a) The proof-test must reliably indicate that the equipment can withstand the voltage involved.

(b) The test voltage must be applied continuously for three minutes for equipment other than matting and must be applied continuously for one minute for matting.

(c) Gloves must also be capable of withstanding the a-c proof-test voltage specified in Table 1 after a sixteen-hour water soak.

(2) When the a-c proof-test is used on gloves, the 60 hertz proof-test current must not exceed the values specified in Table 1 at any time during the test period.

(a) If the a-c proof-test is made at a frequency other than 60 hertz, the permissible proof-test current must be computed from the direct ratio of the frequencies.

(b) For the test, gloves (right side out) must be filled with tap water and immersed in water to a depth that is in accordance with Table 3. Water must be added to or removed from the glove, as necessary, so that the water level is the same inside and outside the glove.

(c) After the sixteen-hour water soak, the 60 hertz proof-test current may exceed the values given in Table 1 by not more than 2 milliamperes.

(3) Equipment that has been subjected to a minimum breakdown voltage test must not be used for electrical protection.

(4) Material used for Type II insulating equipment must be capable of withstanding an ozone test, with no visible effects. The ozone test must reliably indicate that the material will resist ozone exposure in actual use. Any visible signs of ozone deterioration of the material, such as checking, cracking, breaks, or pitting, is evidence of failure to meet the requirements for ozone-resistant material.

Note: Rubber insulating equipment meeting the following national consensus standards is considered to be in compliance with WAC ((~~296-306A-38009, 296-306A-38012, and 296-306A-38015~~) 296-307-38009, 296-307-38012, and 296-307-38015):

- American Society for Testing and Materials (ASTM) D 120-87, Specification for Rubber Insulating Gloves.
- ASTM D 178-93, Specification for Rubber Insulating Matting.
- ASTM D 1048-93, Specification for Rubber Insulating Blankets.
- ASTM D 1049-93, Specification for Rubber Insulating Covers.
- ASTM D 1050-90, Specification for Rubber Insulating Line Hose.
- ASTM D 1051-87, Specification for Rubber Insulating Sleeves.

These standards contain specifications for conducting the tests required in this section.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-38015 What workmanship and finish requirements apply to electrical protective devices?** Insulating blankets, matting, covers, line hose, gloves, and sleeves made of rubber must meet the following workmanship and finish requirements:

(1) Equipment must be free of harmful physical irregularities that can be detected by the tests or inspections required in WAC ((~~296-306A-38012~~) 296-307-38012).

(2) Surface irregularities that may be present on all rubber goods because of imperfections on forms or molds or because of inherent difficulties in the manufacturing process

and that may appear as indentations, protuberances, or imbedded foreign material are acceptable if:

- (a) The indentation or protuberance blends into a smooth slope when the material is stretched.
- (b) Foreign material remains in place when the insulating material is folded and stretches with the insulating material surrounding it.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-40001** What does this section cover? WAC ((296-306A-400)) 296-307-400 covers the transportation and application of anhydrous ammonia.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-40005** What general requirements apply to the storage and handling of anhydrous ammonia? (1) All employees must use at least gloves and goggles ((and/or)) and may supplement with a face shield while working on or with charged anhydrous ammonia equipment.

(2) You must ensure that equipment is inspected before each day's work. Conditions that would contribute to leaks shall be corrected.

(3) Hose end-valves must be closed when not in use to prevent accidental discharge in case the main valve is opened.

(4) Relief and vapor valves must discharge away from the operator's working position.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-40007** What requirements apply to systems mounted on farm wagons (implements of husbandry) for the transportation of ammonia? All anhydrous ammonia containers with a capacity of 3,000 gallons or less and equipment mounted on farm wagons (implements of husbandry) that is used to transport ammonia must meet the requirements of this section.

WAC ((296-306A-40011)) 296-307-40011 through ((296-306A-40037)) 296-307-40037 also apply unless otherwise noted.

(1) Containers must meet the following mounting requirements:

(a) The farm wagon or container has a stop so the container does not dislodge from its mounting when a farm wagon stops suddenly.

(b) The container is anchored to the farm wagon at one or more places on each side of the container.

(c) The weight of containers mounted on four-wheel farm wagons, is distributed evenly over both axles.

(d) When the cradle and the container are not welded together, material between them eliminates metal-to-metal friction.

(2) Container accessories must meet the following requirements:

(a) Each container has a fixed maximum liquid-level gauge.

(b) All containers with more than 250-gallon capacity have a pressure gauge with a dial graduated from 0-400 psi.

(c) The filling connection is fitted with one of the following:

(i) A combination back-pressure check valve and excess-flow valve; or

(ii) One double or two single back-pressure check valves; or

(iii) A positive shut-off valve that has either an internal back-pressure check valve or an internal excess flow valve.

(d) All containers with more than 250-gallon capacity are equipped for spray loading or with an approved vapor return valve.

(e) All vapor and liquid connections have approved excess flow valves or quick-closing internal valves that are only open for operating.

Exception: Safety-relief valves and connections that are specifically exempted by WAC ((296-306A-40019)) 296-307-40019(5) are exempt from this requirement.

(f) Fittings are protected from physical damage by a rigid guard. The guard is designed to withstand force from any direction, equal to twice the weight of the container and lading, at a safety factor of four. If the guard is fully enclosed, the safety-relief valves are properly vented through the guard.

(g) If a liquid withdrawal line is installed in the bottom of a container, the connections and hose are at least as high as the lowest horizontal edge of the farm wagon axle.

(h) Both ends of the hose are secure while in transit.

(3) Each side and the rear end of the container must be marked in letters at least four inches high, with the words "ANHYDROUS AMMONIA" or, "CAUTION—AMMONIA," or marked according to DOT regulations.

(4) Farm wagons (implements of husbandry) must meet all state regulations and the following requirements:

(a) All farm wagons must be securely attached to the vehicle drawing them by drawbars with safety chains.

(b) A farm wagon must be constructed so that it will follow the path of the towing vehicle and will prevent the towed wagon from whipping or swerving dangerously from side to side.

(c) All farm wagons must have five gallons or more of readily available clean water.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-40009** What requirements apply to systems mounted on farm wagons (implements of husbandry) for the application of ammonia? This section applies to systems mounted on farm equipment that are used for the field application of ammonia.

WAC ((296-306A-40011)) 296-307-40011 through ((296-306A-40037)) 296-307-40037 also apply unless otherwise noted.

(1) All containers must be securely mounted.

(2) Container valves and accessories must meet the following requirements:

(a) Each container has a fixed maximum liquid-level gauge.

(b) The filling connection is fitted with one of the following:

(i) A combination back-pressure check valve and excess-flow valve; or

(ii) One double or two single back-pressure check valves; or

(iii) A positive shut-off valve that has either an internal back-pressure check valve or an internal excess flow valve.

(c) An excess-flow valve is not required in the vapor connection if the controlling orifice is a maximum of 7/16 inch in diameter and the valve is a hand-operated shut-off valve. To assist in filling applicator tanks, you may bleed vapors to the open air, if this requirement is met.

(d) Metering devices may be connected directly to the tank withdrawal valve. You may use a union type connection between the tank valve and metering device. You may use remote mounting of metering devices if the hose meets the requirements of Appendix B. When the applicator tank is trailed and the metering device is remotely mounted, such as on the tractor tool bar, you must use an automatic break-away type, self-closing coupling.

(e) No excess-flow valve is required in the liquid withdrawal line if the controlling orifice between the contents of the container and the outlet of the shut-off valve is a maximum of 7/16 inch in diameter.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-40013 What requirements apply to the construction, original test, and requalification of non-refrigerated containers?** The code is the Unfired Pressure Vessel Code of the American Society of Mechanical Engineers (Section VIII of the ASME Boiler Construction Code), 1952, 1956, 1959, 1962, 1965, 1968 and 1971 editions, the joint code of the American Petroleum Institute and the American Society of Mechanical Engineers (API-ASME Code) 1951 edition, and amendments or later editions, as adopted.

(1) Containers used with systems covered in WAC ((~~296-306A-40005~~) 296-307-40005 and ((~~296-306A-40007~~) 296-307-40007) must be constructed and tested according to the code.

Exception: Construction under Table UW-12 at a basic joint efficiency of under 80% is prohibited. Containers built according to code are exempt from paragraphs UG-125 to UG-128, inclusive, and paragraphs UG-132 and UG-133 of the code.

Note: This subsection allows the continued use or reinstallation of containers constructed and maintained according to the 1949, 1950, 1952, 1956, 1959, 1962, 1965 and 1968 editions of the Unfired Pressure Vessel Code of the ASME or any revisions thereof in effect at the time of fabrication.

(2) Containers more than 36 inches in diameter or 250 gallons water capacity must be constructed to meet one or more of the following requirements:

(a) Containers must be stress relieved after fabrication according to the code; or

(b) Cold-formed heads, when used, must be stress relieved; or

(c) Hot-formed heads must be used.

(3) Welding to the shell, head, or any other part of the container subject to internal pressure must be according to the code. Other welding is permitted only on saddle plates, lugs, or brackets attached to the container by the container manufacturer.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-40015 How must nonrefrigerated containers and systems (other than DOT containers) be marked?** (1) System nameplates, when required, must be permanently attached to the system so they are readily accessible for inspection.

(2) Each container or system covered in WAC ((~~296-306A-40005~~) 296-307-40005 and ((~~296-306A-40007~~) 296-307-40007) must be marked as follows:

(a) With indication that the container or system meets the requirements of the code under which the container is constructed.

(b) With indication on the container and system nameplate when the system is designed for underground installation.

(c) With the name and address of the supplier of the container or the trade name of the container and with the date of fabrication.

(d) With the water capacity of the container in pounds at 60°F or gallons, United States standard.

(e) With the design pressure in pounds per square inch gauge.

(f) With the wall thickness of the shell and heads.

(g) With indication of the maximum fill level for liquid anhydrous ammonia between 20°F and 100°F. Markings must be in increments of not more than 20°F.

Exception: Containers with fixed maximum level indicators, such as fixed length dip tubes, or containers that are filled by weight are exempt from this requirement.

(h) With the outside surface area in square feet.

(i) With minimum temperature in Fahrenheit for which the container is designed.

(j) The marking must be on the container itself or on a permanently attached nameplate.

(3) All main operating valves on permanently installed containers with a capacity of over 3,000 water gallons must be identified to show whether the valve is in liquid or vapor service. The valve must be identified as follows:

(a) The word LIQUID (or LIQUID VALVE), VAPOR (or VAPOR VALVE), as appropriate, must be placed on or within twelve inches of the valve by means of a stencil tag or decal.

(b) Liquid valves must be painted orange and vapor valves must be painted yellow. The legend ORANGE-LIQUID, YELLOW-VAPOR must be displayed in one or more conspicuous places at each permanent storage location. The legend must have letters at least two inches high and must be placed against a contrasting background.

PERMANENT



**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-40021 What requirements apply to piping, tubing, and fittings?** (1) All piping, tubing and fittings must be made of material suitable for anhydrous ammonia service.

(2) All piping, tubing and fittings must be designed for a pressure of at least the maximum pressure to which they may be subjected in service.

(3) All piping must be well supported and allow for expansion and contraction. All refrigeration system piping must conform to the Refrigeration Piping Code (ANSI B31.5 1966 addenda B31.1a-1968), a section of the American Standard Code for Pressure Piping, as it applies to ammonia.

(4) Piping used on nonrefrigerated systems must meet the requirements of ASTM A-53-1969 Grade B Electric Resistance Welded and Electric Flash Welded Pipe. Pipe must be at least Schedule 40 when joints are welded, or welded and flanged. Pipe must be at least Schedule 80 when joints are threaded. Brass, copper, or galvanized steel pipe or tubing is prohibited.

(5) All metal flexible connections for permanent installations must have a minimum working pressure of 250 psig (safety factor of 4). For temporary installations, you may use hose that meets the requirements of WAC ((296-306A-40023)) 296-307-40023.

(6) Cast iron fittings are prohibited. You must use fittings made especially for ammonia service of malleable or nodular iron that meet the requirements of Specification ASTM A47 or ASTM A395.

(7) All piping, tubing, and fittings must allow for expansion, contraction, jarring, vibration, and settling.

(8) You must make adequate provision to protect all exposed piping from physical damage from moving machinery, the presence of automobiles or trucks, or other strain on the piping.

(9) Joint compounds must be resistant to ammonia.

(10) After assembly, all piping and tubing must be tested and proved to be free from leaks at pressure that is at least equal to the normal operating pressure of the system.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-40023 What specifications must hoses meet?** (1) Hose used in ammonia service and subject to container pressure must meet the requirements of the joint Rubber Manufacturers Association and the Fertilizer Institute "Hose Specifications for Anhydrous Ammonia."

(2) Hose subject to container pressure must be designed for a minimum working pressure of 350 psig and a minimum burst pressure of 1750 psig. Hose assemblies must be able to withstand a test pressure of 500 psig.

(3) Hose and hose connections on the low pressure side of flow control or pressure reducing valves on devices discharging to atmospheric pressure must be designed for the maximum low side working pressure. All connections must be designed, constructed, and installed to prevent leaks when connected.

(4) Where liquid transfer hose is not drained after transfer operations, the hose must have an approved shut-off valve at the discharge end. You must provide a method to prevent excessive hydrostatic pressure in the hose. (See WAC ((296-306A-40025)) 296-307-40025.)

(5) On all hose 1/2-inch outside diameter and larger, used for the transfer of anhydrous ammonia liquid or vapor, you must ensure that the following information is etched, cast, or impressed at five-foot intervals:

- Anhydrous Ammonia
- xxx psig (Maximum working pressure)
- Manufacturer's Name or Trademark
- Year of Manufacture

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-40025 What requirements apply to safety-relief devices?** (1) Every container used in systems covered by WAC ((296-306A-400)) 296-307-400 must have one or more spring-loaded safety-relief valves or the equivalent.

(2) The discharge from safety-relief valves must be vented away from the container, upward, and unobstructed to the atmosphere. All safety-relief valve discharge openings must have suitable raincaps that allow free discharge of the vapor and prevent water from entering. You must provide a method to drain condensate. The rate of discharge must be as follows:

Surface Area sq. ft.	Flow Rate CFM Air	Surface Area sq. ft.	Flow Rate CFM Air	Surface Area sq. ft.	Flow Rate CFM Air
20	258	185	1,600	900	5,850
25	310	190	1,640	950	6,120
30	360	195	1,670	1,000	6,380
35	408	200	1,710	1,050	6,640
40	455	210	1,780	1,100	6,900
45	501	220	1,850	1,150	7,160
50	547	230	1,920	1,200	7,410
55	591	240	1,980	1,250	7,660
60	635	250	2,050	1,300	7,910
65	678	260	2,120	1,350	8,160
70	720	270	2,180	1,400	8,410
75	762	280	2,250	1,450	8,650
80	804	290	2,320	1,500	8,900
85	845	300	2,380	1,550	9,140
90	885	310	2,450	1,600	9,380
95	925	320	2,510	1,650	9,620
100	965	330	2,570	1,700	9,860
105	1,010	340	2,640	1,750	10,090
110	1,050	350	2,700	1,800	10,330
115	1,090	360	2,760	1,850	10,560
120	1,120	370	2,830	1,900	10,800
125	1,160	380	2,890	1,950	11,030
130	1,200	390	2,950	2,000	11,260
135	1,240	400	3,010	2,050	11,490
140	1,280	450	3,320	2,100	11,720

PERMANENT

Surface Area sq. ft.	Flow Rate CFM Air	Surface Area sq. ft.	Flow Rate CFM Air	Surface Area sq. ft.	Flow Rate CFM Air
145	1,310	500	3,620	2,150	11,950
150	1,350	550	3,910	2,200	12,180
155	1,390	600	4,200	2,250	12,400
160	1,420	650	4,480	2,300	12,630
165	1,460	700	4,760	2,350	12,850
170	1,500	750	5,040	2,400	13,080
175	1,530	800	5,300	2,450	13,300
180	1,570	850	5,590	2,500	13,520

Surface area= total outside surface area of container in square feet. When the surface area is not stamped on the name plate or when the marking is not legible, calculate the area with one of the following formulas:

- Hemispherical heads: Area= (Length in feet) X (outside diameter in feet) X 3.1416.
- Other than hemispherical heads: Area= (Length in feet)+(0.3 outside diameter in feet) X (outside diameter in feet) X 3.1416.
- Spherical container: Area= (outside diameter in feet)<sup>2</sup> X 3.1416.
- Flow rate: CFM air= cubic feet per minute of air required at standard conditions, 60F and atmospheric pressure (14.7 psia).

For containers with total outside surface area greater than 2,500 sq. ft., the formula is: Flow rate CFM air= 22.11 A0.82 where A= outside surface area of the container in square feet.

(3) Container safety-relief valves must be set for start to discharge as follows, according to the design pressure of the container.

Containers	Minimum	Maximum*
ASME U-68, U-69	110%	125%
ASME U-200, U-201	95%	100%
ASME 1952, 1956, 1959, 1962, 1965, 1968 or 1971	95%	100%
API-ASME	95%	100%
U.S. Coast Guard	As required by USCG regulations	
DOT	As required by DOT regulations	

\*Note: Plus a relief valve manufacturer's tolerance of ten percent.

(4) Safety-relief devices used in systems covered by WAC ((~~296-306A-400~~) 296-307-400) must be constructed to discharge at a rate equal to or greater than the rates required in subsection (2) of this section before the pressure exceeds 120% (not including the tolerance referred to in subsection (3) of this section) of the maximum permitted start-to-discharge pressure setting of the device.

(5) Safety-relief valves must be arranged to minimize tampering. If the pressure setting adjustment is external, the relief valves must have a sealable adjustment.

(6) Shut-off valves installed between the safety-relief valves and the containers or systems described in WAC ((~~296-306A-400~~) 296-307-400) are prohibited.

Exception: A shut-off valve may be used where the arrangement of the valve allows the required capacity flow through the relief valves.

Exception example 1: A three-way valve installed under two safety-relief valves, each of which has the required rate of discharge and is installed to allow either of the safety-relief valves to be closed off, but does not allow both safety valves to be closed off at the same time.

Exception example 2: Two separate relief valves are installed with individual shut-off valves. The two shut-off valve stems must be mechanically interconnected to allow the full required flow of one safety-relief valve at all times.

Exception example 3: A safety-relief valve manifold that allows one valve of two, three, four or more to be closed off and the remaining valve or valves will provide not less than the rate of discharge shown on the manifold name-plate.

(7) Safety-relief valves must have direct communication with the vapor space of the container.

(8) Each safety-relief valve used with systems described in WAC ((~~296-306A-400~~) 296-307-400) must be plainly and permanently marked as follows:

- (a) With the letters "AA" or the symbol NH3.
- (b) The pressure in pounds per square inch gauge (psig) at which the valve is set to start to discharge.
- (c) The rate of discharge of the valve in cubic feet per minute of air at 60°F and atmospheric pressure (14.7 psia).
- (d) The manufacturers name and catalog number.

For example: A safety-relief valve marked AA-250-4200 (air) mean the valve is suitable for use on an anhydrous ammonia container; that it is set to start to discharge at 250 psig; and that its rate of discharge is 4,200 cubic feet per minute of air.

(9) No connection to the safety-relief valve may restrict the flow capacity on either the upstream or downstream side.

(10) The manufacturer or supplier of a safety-relief valve manifold must publish complete data showing the flow rating through the combined assembly of the manifold with safety-relief valves installed. The manifold flow rating must be determined by testing the manifold with all but one valve discharging. The flow rate must be determined by the restricted opening or openings or those having the lowest flow. The valve must be marked as required in subsection (7) of this section.

(11) A hydrostatic relief valve must be installed between each pair of valves in the liquid ammonia piping or hose where liquid may be trapped to release into the atmosphere at a safe location.

(12) Discharge from safety-relief devices must not terminate in or beneath any building.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-40033 What requirements apply to tank car unloading points and operations?** (1) Provisions for unloading tank cars must meet DOT requirements.

PERMANENT

(2) Unloading operations must be performed by reliable employees who are properly instructed and responsible for careful compliance with all procedures.

(3) Caution signs must be placed on the track or car to give necessary warning to anyone approaching car from the open end of the siding. The signs must be left up until after car is unloaded and disconnected from discharge connections. Signs must be of metal or other suitable material, at least 12 by 15 inches, and bear the words "STOP—Tank car connected" or "STOP—Men at work." The word "STOP" must be in letters at least four inches high and the other words in letters at least two inches high. The letters must be white on a blue background.

(4) The track of a tank car siding must be substantially level.

(5) Brakes must be set and wheels blocked on all cars being unloaded.

(6) Tank cars of anhydrous ammonia must be unloaded only at approved locations meeting the requirements of WAC ((296-306A-40025)) 296-307-40025(4) and ((296-306A-40034)) 296-307-40031(8).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-40039 What requirements apply to electrical equipment and wiring?** (1) Electrical equipment and wiring for use in ammonia installations must be general purpose or weather resistant as appropriate.

(2) Where concentrations of ammonia in the air in excess of 16% by volume are likely to be encountered, electrical equipment and wiring must be specified by and installed according to chapter ((296-306A)) 296-307 WAC Part T, for Class I, Group D locations.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-41001 What does this part cover?** Chapter ((296-306A)) 296-307 WAC Part U2 covers the storage and handling of liquefied petroleum gases.

The requirements of WAC ((296-306A-410)) 296-307-410 apply to all LP-gas installations covered by this part.

<b>For additional requirements related to:</b>	<b>See WAC:</b>
Cylinder systems	((296-306A-415)) <u>296-307-415</u>
Systems using non-DOT containers	((296-306A-420)) <u>296-307-420</u>
LP-gas as a motor fuel	((296-306A-425)) <u>296-307-425</u>
Storage of containers awaiting use or resale	((296-306A-430)) <u>296-307-430</u>
LP-gas installations on commercial vehicles	((296-306A-435)) <u>296-307-435</u>
LP-gas service stations	((296-306A-440)) <u>296-307-440</u>

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-41017 Where must containers be located?** You must ensure that containers are located according to the following:

(1) Containers and first stage regulating equipment are located outdoors.

Containers may be located indoors under any of the following conditions:

(a) In buildings used exclusively for container charging, vaporization pressure reduction, gas mixing, gas manufacturing, or distribution;

(b) When portable use is necessary and meets the requirements of WAC ((296-306A-41509)) 296-307-41509;

(c) LP-gas fueled stationary or portable engines that meet the requirements of WAC ((296-306A-42521)) 296-307-42521 or ((296-306A-42523)) 296-307-42523;

(d) LP-gas fueled industrial trucks that meet the requirements of WAC ((296-306A-42525)) 296-307-42525;

(e) LP-gas fueled vehicles garaged according to WAC ((296-306A-42527)) 296-307-42527; or

(f) Containers awaiting use or resale when stored according to WAC ((296-306A-430)) 296-307-430.

(2) Each individual container is located away from the nearest important building, group of buildings, or line of adjoining property that may be built on, according to Table U-1.

**TABLE U-1**  
**Minimum distances**

Water capacity per container	Containers		Between above-ground containers
	Under-ground	Above-ground	
Less than 125 gals <sup>a</sup>	10 feet	None	None
125-250 gals	10 feet	10 feet	None
251-500 gals	10 feet	10 feet	3 feet
501-2,000 gals	25 feet <sup>b</sup>	25 feet <sup>b</sup>	3 feet
2,001-30,000 gals	50 feet	50 feet	5 feet
30,001-70,000 gals	50 feet	75 feet	1/4 of sum of diameters of adjacent containers
70,001-90,000 gals	50 feet	100 feet	1/4 of sum of diameters of adjacent containers

(a) If the total water capacity of a multicontainer installation at a consumer site is 501 gallons or more, the minimum distance must comply with this table, applying the aggregate

PERMANENT

capacity instead of the capacity per container. For multiple installations, installations must be at least twenty-five feet apart. Do not apply the MINIMUM DISTANCES BETWEEN ABOVEGROUND CONTAINERS to such installations.

(b) Distance requirements may be reduced to 10 feet for a single container of 1200 gallons water capacity or less, if the container is at least 25 feet from any other LP-gas container of more than 125 gallons water capacity.

(c) In buildings devoted exclusively to gas manufacturing and distributing operations, the distances may be reduced if no containers of more than 500 gallons water capacity are located closer than ten feet to gas manufacturing and distributing buildings.

(3) Containers installed for use must not be stacked one above the other.

(4) In industrial installations involving containers of 180,000 gallons total water capacity or more, where serious exposures from the container to adjacent properties are common, firewalls or other means of protection designed and constructed according to good engineering practices are required.

(5) Readily ignitable material such as weeds and long dry grass is removed within ten feet of any container.

(6) The minimum separation between LP-gas containers and flammable liquid tanks is twenty feet; the minimum separation between a container and the centerline of the dike is ten feet.

**EXCEPTION:** This does not apply when LP-gas containers of 125 gallons or less capacity are installed adjacent to Class III flammable liquid tanks of 275 gallons or less capacity.

(7) The accumulation of flammable liquids under adjacent LP-gas containers is prevented by a means such as diking, diversion curbs, or grading.

(8) When dikes are used with flammable liquid tanks, no LP-gas containers are located within the diked area.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-41025 What requirements apply to safety devices?** (1) Every container except those constructed according to DOT specifications and every vaporizer (except motor fuel vaporizers and vaporizers described in WAC ((296-306A-41029)) 296-307-41029(3) and ((296-306A-42007)) 296-307-42007 (6)(a) whether heated by artificial means or not, must have one or more safety-relief valves of spring-loaded or equivalent type. These valves must be arranged to afford free vent to the outer air with discharge not less than five feet horizontally away from any opening into the building that is below such discharge. The rate of discharge must be according to the requirements of subsection (2) or (4) of this section.

(2) Minimum required rate of discharge in cubic feet per minute of air at one hundred twenty percent of the maximum permitted start to discharge pressure for safety-relief valves to be used on containers other than those constructed according to DOT specification must be as follows:

Surface area sq. ft.	Flow rate CFM air	Surface area sq. ft.	Flow rate CFM air	Surface area sq. ft.	Flow rate CFM air
20 or less	626	170	3,620	550	9,470
25	751	175	3,700	600	10,170
30	872	180	3,790	650	10,860
35	990	185	3,880	700	11,550
40	1,100	190	3,960	750	12,220
45	1,220	195	4,050	800	13,540
50	1,330	200	4,130	850	14,190
55	1,430	210	4,300	900	14,830
60	1,540	220	4,470	950	15,470
65	1,640	230	4,630	1,000	16,100
70	1,750	240	4,800	1,050	16,720
75	1,850	250	4,960	1,100	17,350
80	1,950	260	5,130	1,150	17,960
85	2,050	270	5,290	1,200	18,570
90	2,150	280	5,450	1,250	19,180
95	2,240	290	5,610	1,300	19,780
100	2,340	300	5,760	1,350	20,380
105	2,440	310	5,920	1,400	20,980
110	2,530	320	6,080	1,450	21,570
115	2,630	330	6,230	1,500	22,160
120	2,720	340	6,390	1,550	22,740
125	2,810	350	6,540	1,600	23,320
130	2,900	360	6,690	1,650	23,900
135	2,990	370	6,840	1,700	24,470
140	3,080	380	7,000	1,750	25,050
145	3,170	390	7,150	1,800	25,620
150	3,260	400	7,300	1,850	26,180
155	3,350	410	7,450	1,900	26,750
160	3,440	420	7,600	1,950	27,310
165	3,530	430	7,750	2,000	27,870

Surface area= total outside surface area of container in square feet.

(3) When the surface area is not stamped on the name plate or when the marking is not legible, calculate the area with one of the following formulas:

- Hemispherical heads: Area= (overall length) X (outside diameter) X 3.1416.

- Other than hemispherical heads: Area= (overall length)+0.3 (outside diameter) X (outside diameter) X 3.1416.

Note: This formula is not exact, but will give results within the limits of practical accuracy for the sole purpose of sizing relief valves.

- Spherical container: Area= (outside diameter)<sup>2</sup> X 3.1416.

PERMANENT

• Flow rate: CFM air= required flow capacity in cubic feet per minute of air at standard conditions, 60°F and atmospheric pressure (14.7 psia).

For containers with total outside surface area greater than 2,000 sq. ft., the formula is: Flow rate CFM air= 53.632 A0.82 where A= outside surface area of the container in square feet.

Valves not marked "air" have flow rate marking in cubic feet per minute of LP-gas. These can be converted to ratings in cubic feet per minute of air by multiplying the LP-gas ratings by factors listed below. Air flow ratings can be converted to ratings in cubic feet per minute of LP-gas by dividing the air ratings by the factors listed below.

**AIR CONVERSION FACTORS**

Container type	100	125	150	175	200
Air conversion factor	1.162	1.142	1.113	1.078	1.010

(4) The minimum required rate of discharge for safety-relief valves for LP-gas vaporizers (steam heated, water heated, and direct fired) must be determined as follows:

(a) Obtain the total surface area by adding the surface area of vaporizer shell in square feet directly in contact with LP-gas and the heat exchanged surface area in square feet directly in contact with LP-gas.

(b) Obtain the minimum required rate of discharge in cubic feet of air per minute, at 60°F and 14.7 psia from subsection (2) of this section, for this total surface area.

(5) Container and vaporizer safety-relief valves must be set to start to discharge, with relation to the design pressure of the container, according to the following:

Containers	Minimum (percent)	Maximum (percent)
ASME Code; Par. U-68, U-69—1949 and earlier editions	110	*125
ASME Code; Par. U-200, U-201—1949 edition	88	*100
ASME Code—1950, 1952, 1956, 1959, 1962, 1965 and 1968 (Division I) editions	88	*100
API—ASME Code—all editions	88	*100
DOT	As prescribed in 49 CFR Chapter I	

\*Manufacturers of safety-relief valves are allowed a plus tolerance not exceeding 10% of the set pressure marked on the valve.

(6) Safety-relief devices used with systems employing non-DOT containers must be constructed to discharge at not less than the rates shown in subsection (2) of this section, before the pressure is in excess of 120% of the maximum (not including the 10% referred to in subsection (5) of this sec-

tion) permitted start-to-discharge pressure setting of the device.

(7) In high temperature areas, you must use a lower vapor pressure product or a higher designed pressure vessel to prevent the safety valves from opening. The tanks may be protected by cooling devices such as spraying, shading, or other means.

(8) Safety-relief valves must be arranged to minimize tampering. For external pressure setting or adjustment, the relief valves must have an approved sealable adjustment.

(9) Shut-off valves are prohibited between safety-relief devices and the container, equipment, or piping.

EXCEPTION: A shut-off valve may be used where the arrangement of the valve allows the required capacity flow through the safety-relief device.

(10) Safety-relief valves must have direct communication with the vapor space of the container.

(11) Each safety-relief valve must be plainly and permanently marked with the following:

- (a) Container type of the pressure vessel on which the valve is designed to be installed;
- (b) The pressure in psig at which the valve is set to discharge;
- (c) The actual rate of discharge of the valve in cubic feet per minute of air at 60°F and 14.7 psia; and
- (d) The manufacturer's name and catalog number.

For example: T200-250-4050 AIR: Indicates that the valve is suitable for use on a Type 200 container, that it is set to start to discharge at 250 psig; and that its rate of discharge is 4,050 cubic feet per minute of air.

(12) Safety-relief valve assemblies and their connections must be large enough to provide the required rate of flow for the container on which they are installed.

(13) A hydrostatic relief valve must be installed between each pair of shut-off valves on LP-gas liquid piping. The start-to-discharge pressure setting of such relief valves must be a maximum of 500 psig. The minimum setting on relief valves installed in piping connected to non-DOT containers shall be 140% of the container relief valve setting. For piping connected to DOT containers, the minimum must be 400 psig. The relief valve should not be installed in the pump discharge piping if the same protection can be provided by installing the relief valve in the suction piping. The start-to-discharge pressure setting of such a relief valve, if installed on the discharge side of a pump, must exceed the maximum pressure permitted by the recirculation device in the system.

(14) The discharge from any safety-relief device must not terminate in or beneath any building.

EXCEPTION: This requirement does not apply to relief devices covered by WAC ((296-306A-41017(1), 296-306A-41507(1) or 296-306A-41509)) 296-307-41017(1), 296-307-41507(1), or 296-307-41509.

(15) Container safety-relief devices and regulator relief vents must be located at least five feet in any direction from air openings into sealed combustion system appliances or mechanical ventilation air intakes.

PERMANENT

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-41027 How must indirect fired vaporizers be constructed and installed?** Indirect fired vaporizers utilizing steam, water, or other heating medium must be constructed and installed according to the following:

(1) Vaporizers must be constructed according to the requirements of WAC ((~~296-306A-41014~~) 296-307-41011) and must be permanently marked as follows:

(a) With the code marking signifying the specifications to which the vaporizer is constructed;

(b) With the allowable working pressure and temperature for which the vaporizer is designed;

(c) With the sum of the outside surface area and the inside heat exchange surface area expressed in square feet; and

(d) With the name or symbol of the manufacturer.

(2) Vaporizers with an inside diameter of six inches or less exempted by the ASME Unfired Pressure Vessel Code, Section VIII of the ASME Boiler and Pressure Vessel Code, 1968, must have a design pressure of at least 250 psig and need not be permanently marked.

(3) Heating or cooling coils installed inside a storage container are prohibited.

(4) Vaporizers may be installed in buildings, rooms, sheds, or lean-tos used exclusively for gas manufacturing or distribution, or in other light, noncombustible structures that are well ventilated near the floor line and roof.

Exception:

When vaporizing and/or mixing equipment is in a structure not used exclusively for gas manufacturing or distribution, the structure or room must be separated from the remainder of the building. The separation must be a wall designed to withstand a static pressure of at least 100 pounds per square foot. This wall must have no openings or pipe or conduit passing through it. Such structure or room must have adequate ventilation and must have a roof or at least one exterior wall of lightweight construction.

(5) All DOT vaporizers must have, at or near the discharge, a safety-relief valve providing an effective rate of discharge according to WAC ((~~296-306A-41025~~) 296-307-41025).

(6) The heating medium lines into and out of the vaporizer must have a mechanism to prevent the flow of gas into the heat systems in the event of tube rupture in the vaporizer. Vaporizers must have an automatic means to prevent liquid from passing through the vaporizers to the gas discharge piping.

(7) The device that supplies heat to produce steam, hot water, or other heat may be installed in a building, compartment, room, or lean-to ventilated near the floorline and roof to the outside. The device must be separated from all compartments or rooms containing LP-gas vaporizers, pumps, and central gas mixing devices by a wall designed to withstand a static pressure of at least 100 pounds per square foot. This wall must have no openings or pipes or conduit passing through it.

Exception:

This requirement does not apply to the domestic water heaters that may supply heat for a vaporizer in a domestic system.

(8) Gas-fired heating systems supplying heat exclusively for vaporization must have automatic safety devices to shut off the flow of gas to main burners, if the pilot light should fail.

(9) Vaporizers may be an integral part of a fuel storage container directly connected to the liquid section or gas section or both.

(10) Fusible plugs are prohibited on vaporizers.

(11) Vaporizer houses must not have unprotected drains to sewers or sump pits.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-41031 How must direct gas-fired vaporizers be constructed and installed?** Direct gas-fired vaporizers must be constructed, marked, and installed as follows:

(1) According to the requirements of the *American Society of Mechanical Engineers Boiler and Pressure Vessel Code*, 1968, that apply to the maximum working conditions for which the vaporizer is designed.

(2) With the name of the manufacturer; rated Btu input to the burner; the area of the heat exchange surface in square feet; the outside surface of the vaporizer in square feet; and the maximum vaporizing capacity in gallons per hour.

(3) Vaporizers may be connected to the liquid section or the gas section of the storage container, or both. The container must have a manually operated valve in each connection that completely shuts off when desired, all flow of gas or liquid from container to vaporizer.

(4) Vaporizers with a maximum capacity of 35 gallons per hour must be located at least 5 feet from container shut-off valves. Vaporizers more than 35 gallon capacity but a maximum of 100 gallons per hour must be located at least 10 feet from the container shut-off valves. Vaporizers having a capacity greater than 100 gallons per hour must be located at least 15 feet from container shut-off valves.

(5) Vaporizers may be installed in buildings, rooms, housings, sheds, or lean-tos used exclusively for vaporizing or mixing of LP-gas. Vaporizing housing structures must be noncombustible, and well ventilated near the floorline and the highest point of the roof. When vaporizer and/or mixing equipment is located in a structure or room attached to or within a building, such structure or room must be separated from the remainder of the building by a wall designed to withstand a static pressure of at least 100 pounds per square foot. This wall must have no openings or pipes or conduit passing through it. The structure or room must have adequate ventilation, and a roof or at least one exterior wall of lightweight construction.

(6) Vaporizers must have at or near the discharge, a safety-relief valve providing an effective rate of discharge according to WAC ((~~296-306A-41025~~) 296-307-41025). The relief valve must be located where it is not subjected to temperatures over 140°F.

(7) Vaporizers must have suitable automatic means to prevent liquid passing from the vaporizer to the gas discharge piping of the vaporizer.

(8) Vaporizers must have means for manually turning off the gas to the main burner and pilot.

(9) Vaporizers must have automatic safety devices to shut off the flow of gas to main burners if the pilot light should fail. When the flow through the pilot exceeds 2,000 Btu per hour, the pilot also must have an automatic safety device to shut off the flow of gas to the pilot should the pilot flame be extinguished.

(10) Pressure regulating and pressure reducing equipment located within 10 feet of a direct fired vaporizer must be separated from the open flame by an airtight noncombustible partition.

(11) Except as provided in subsection (5) of this section, the following minimum distances must be maintained between direct fired vaporizers and the nearest important building, group of buildings, or line of adjoining property that may be built on:

(a) Ten feet for vaporizers with a vaporizing capacity of 15 gallons per hour or less;

(b) Twenty-five feet for vaporizers with a vaporizing capacity of 16-100 gallons per hour;

(c) Fifty feet for vaporizers with a vaporizing capacity over 100 gallons per hour.

(12) Direct fired vaporizers must not raise the product pressure above the design pressure of the vaporizer equipment or above the pressure shown in the second column of Table U-8.

(13) Fusible plugs are prohibited on vaporizers.

(14) Vaporizers must not have unprotected drains to sewers or sump pits.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-41039 What requirements apply to LP-gas in buildings?** (1) Vapor may be piped into buildings at pressures over 20 psig only if the buildings or separate areas thereof:

(a) Are constructed according to this section;

(b) Are used exclusively to house equipment for vaporization, pressure reduction, gas mixing, gas manufacturing, or distribution, or to house internal combustion engines, industrial processes, research and experimental laboratories, or equipment and processes using such gas and having similar hazard;

(c) Are buildings, structures, or equipment under construction or undergoing major renovation.

(2) Liquid may be permitted in buildings as follows:

(a) In buildings, or separate areas of buildings, used exclusively to house equipment for vaporization, pressure reduction, gas mixing, gas manufacturing, or distribution, or to house internal combustion engines, industrial processes, research and experimental laboratories, or equipment and processes using such gas and having similar hazard; and when such buildings, or separate areas are constructed according to this section.

(b) In buildings, structures, or equipment under construction or undergoing major renovation if the temporary piping meets the following conditions:

(i) Liquid piping inside the building meets the requirements of WAC ((~~296-306A-41021~~) 296-307-41021) and is a maximum of three-fourths iron pipe size. Copper tubing with an outside diameter of 3/4 inch or less may be used if it meets the requirements of Type K of Specifications for Seamless Water Tube, ANSI H23.1-1970 (ASTM B88-1969). (See Table U-2.) All such piping must be protected against construction hazards. Liquid piping inside buildings must be kept to a minimum. Such piping must be securely fastened to walls or other surfaces to provide adequate protection from breakage and located to subject the liquid line to the lowest ambient temperatures.

(ii) A shut-off valve must be installed in each intermediate branch line where it takes off the main line and must be readily accessible. A shut-off valve must also be placed at the appliance end of the intermediate branch line. Such shut-off valve must be upstream of any flexible connector used with the appliance.

(iii) Suitable excess flow valves must be installed in the container outlet line supplying liquid LP-gas to the building. A suitable excess flow valve must be installed immediately downstream of each shut-off valve. Excess flow valves must be installed where piping size is reduced and must be sized appropriately.

(iv) Hydrostatic relief valves must be installed according to WAC ((~~296-306A-41025~~) 296-307-41025)(13).

(v) Using hose to carry liquid between the container and the building or at any point in the liquid line, except at the appliance connector, is prohibited.

(vi) Where flexible connectors are necessary for appliance installation, such connectors must be as short as practical and must meet the requirements of WAC ((~~296-306A-41024~~) 296-307-41021(4) or ((~~296-306A-41023~~) 296-307-41023).

(vii) Release of fuel when any section of piping or appliances is disconnected must be minimized by either of the following methods:

(A) Using an approved automatic quick-closing coupling (closing in both directions when coupled in the fuel line); or

(B) Closing the valve nearest to the appliance and allowing the appliance to operate until the fuel in the line is consumed.

(viii) See WAC ((~~296-306A-41509~~) 296-307-41509) for the conditions under which portable containers may be brought indoors.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-41041 What requirements apply to transfer of liquids?** When transferring liquids, you must ensure that:

(1) At least one attendant remains close to the transfer connection from the time the connections are first made until they are finally disconnected, during the transfer of the product.

(2) Containers must be filled or used only upon authorization of the owner.

(3) Containers manufactured according to DOT specifications authorized by DOT as a "single trip" or "nonrefillable container" must not be refilled or reused in LP-gas service.

(4) Gas or liquid must not be vented to the atmosphere to assist in transferring contents of one container to another, except as provided in WAC ((296-306A-42509)) 296-307-42509(4). A listed pump may use LP-gas in the vapor phase as a source of energy. The gas may be vented to the atmosphere at a rate not to exceed that from a No. 31 drill size opening, if venting and liquid transfer are located at least 50 feet from the nearest important building.

(5) Filling fuel containers for industrial trucks or motor vehicles from industrial bulk storage containers must be performed at least ten feet from the nearest important masonry-walled building or at least twenty-five feet from the nearest important building or other construction and always at least 25 feet from any building opening.

(6) Filling portable containers, containers mounted on skids, fuel containers on farm tractors, or similar applications, from storage containers used in domestic or commercial service, must be performed at least 50 feet from the nearest important building.

(7) The filling connection and the vent from the liquid level gauges in containers, filled at point of installation, must be at least ten feet in any direction from air openings into sealed combustion system appliances or mechanical ventilation air intakes.

(8) Fuel supply containers must be gauged and charged only in the open air or in buildings especially provided for that purpose.

(9) Marketers and users must exercise precaution to ensure that only those gases for which the system is designed, examined, and listed, are employed in its operation, particularly with regard to pressures.

(10) Pumps or compressors must be designed for use with LP-gas. When compressors are used they must normally take suction from the vapor space of the container being filled and discharge to the vapor space of the container being emptied.

(11) Pumping systems, when equipped with a positive displacement pump, must include a recirculating device that limits the differential pressure on the pump under normal operating conditions to the maximum differential pressure rating of the pump. The discharge of the pumping system must be protected so that pressure is a maximum of 350 psig. If a recirculation system discharges into the supply tank and contains a manual shut-off valve, an adequate secondary safety recirculation system must be incorporated that has no means of rendering it inoperative. Manual shut-off valves in recirculation systems must be kept open except during an emergency or when repairs are being made to the system.

(12) When necessary, unloading piping or hoses must have suitable bleeder valves for relieving pressure before disconnection.

(13) Agricultural air moving equipment, including crop dryers, shall be shut down when supply containers are filling unless the air intakes and sources of ignition on the equipment are located 50 feet or more from the container.

(14) Agricultural equipment employing open flames or equipment with integral containers, such as flame cultivators,

weed burners, and tractors, must be shut down during refueling.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-41047 What electrical requirements apply to LP-gas installations?** (1) Electrical equipment and wiring must be specified by and installed according to chapter ((296-306A)) 296-307 WAC Part T, for ordinary locations.

(2) Fixed electrical equipment and wiring installed within classified areas must comply with Table U-5 and must be installed according to chapter ((296-306A)) 296-307 WAC Part T.

**EXCEPTION:** This provision does not apply to fixed electrical equipment at residential or commercial installations of LP-gas systems, LP-gas used as a motor fuel, or to LP-gas system installations on commercial vehicles.

**TABLE U-5**

Part	Location	Extent of classified area <sup>1</sup>	Equipment shall be suitable for Class I, Group D <sup>2</sup>
A	Storage containers other than DOT cylinders	Within 15 feet in all directions from connections, except connections otherwise covered in this table	Division 2
B	Tank vehicle and tank car loading and unloading <sup>3</sup>	Within 5 feet in all directions from connections regularly made or disconnected for product transfer	Division 1
		Beyond 5 feet but within 15 feet in all directions from a point where connections are regularly made or disconnected and within the cylindrical volume between the horizontal equator of the sphere and grade (See Figure H-1)	Division 2
C	Gauge vent openings other than those on DOT cylinders	Within 5 feet in all directions from point of discharge	Division 1
		Beyond 5 feet but within 15 feet in all directions from point of discharge	Division 2
D	Relief valve discharge other than those on DOT cylinders	Within direct path of discharge	Division 1 <i>Note:</i> Fixed electrical equipment should not be installed

PERMANENT



Part	Location	Extent of classified area <sup>1</sup>	Equipment shall be suitable for Class I, Group D <sup>2</sup>
		Within 5 feet in all directions from point of discharge	Division 1
		Beyond 5 feet but within 15 feet in all directions from point of discharge except within the direct path of discharge	Division 2
E	Pumps, compressors, gas-air mixers and vaporizers other than direct fired		
	Indoors without ventilation	Entire room and any adjacent room not separated by a gastight partition	Division 1
		Within 15 feet of the exterior side of any exterior wall or roof that is not vaportight or within 15 feet of any exterior opening	Division 2
	Indoors with adequate ventilation <sup>4</sup>	Entire room and any adjacent room not separated by a gastight partition	Division 2
	Outdoors in open air at or above grade	Within 15 feet in all directions from this equipment and within the cylindrical volume between the horizontal equator of the sphere and grade (See Figure H-1)	Division 2
F	Service station dispensing units		
		Entire space within dispenser enclosure, and 18 inches horizontally from enclosure exterior up to an elevation 4 ft. above dispenser base. Entire pit or open space beneath dispenser	Division 1
		Up to 18 inches above grade within 20 ft. horizontally from any edge of enclosure	Division 2
		<i>Note:</i> For pits within this area, see Part F of this table	

Part	Location	Extent of classified area <sup>1</sup>	Equipment shall be suitable for Class I, Group D <sup>2</sup>
G	Pits or trenches containing or located beneath LP-gas valves, pumps, compressors, regulators, and similar equipment		
	Without mechanical ventilation	Entire pit or trench	Division 1
		Entire room and any adjacent room not separated by a gastight partition	Division 2
		Within 15 feet in all directions from pit or trench when located outdoors	Division 2
	With adequate mechanical ventilation	Entire pit or trench	Division 2
		Entire room and any adjacent room not separated by a gastight partition	Division 2
		Within 15 feet in all directions from pit or trench when located outdoors	Division 2
H	Special buildings or rooms for storage of portable containers	Entire room	Division 2
I	Pipelines and connections containing operational bleeds, drips, vents or drains		
		Within 5 ft. in all directions from point of discharge	Division 1
		Beyond 5 ft. from point of discharge, same as Part E of this table	
J	Container filling		
	Indoors without ventilation	Entire room	Division 1

PERMANENT

Part	Location	Extent of classified area <sup>1</sup>	Equipment shall be suitable for Class I, Group D <sup>2</sup>
	Indoors with adequate ventilation <sup>4</sup>	Within 5 feet in all directions from connections regularly made or disconnected for product transfer	Division 1
		Beyond 5 feet and entire room	Division 2
	Outdoors in open air	Within 5 feet in all directions from connections regularly made or disconnected for product transfer	Division 1
		Beyond 5 feet but within 15 feet in all directions from a point where connections are regularly made or disconnected and within the cylindrical volume between the horizontal equator of the sphere and grade (See Fig. H-1.)	Division 2

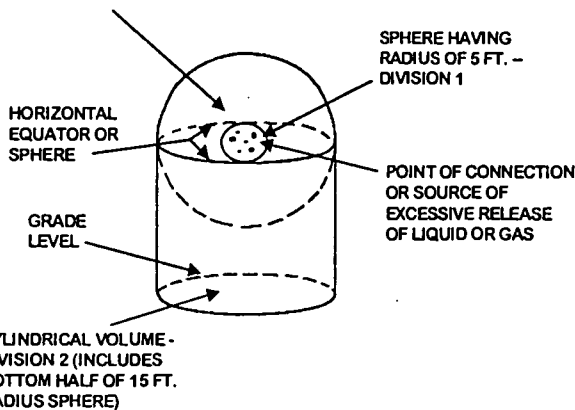
<sup>1</sup>The classified area must not extend beyond an unpierced wall, roof, or solid vaportight partition.

<sup>2</sup>See chapter 296-46 WAC, and chapter 296-306A WAC Part T.

<sup>3</sup>When classifying the extent of a hazardous area, consider the possible variations in the spotting of tank cars and tank vehicles at the unloading points and the effect these variations of actual spotting point may have on the point of connection.

<sup>4</sup>Ventilation, either natural or mechanical, is considered adequate when the concentration of the gas in a gas-air mixture does not exceed twenty-five percent of the lower flammable limit under normal operating conditions.

SPHERE HAVING RADIUS OF 15 FT. - DIVISION 2



**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-41049 What requirements apply to liquid-level gauging devices?** (1) Each container manufactured after December 31, 1965, and filled on a volumetric basis must have a fixed liquid-level gauge to indicate the

maximum permitted filling level according to subsection (5) of this section. Each container manufactured after December 31, 1969, must have permanently attached to the container adjacent to the fixed level gauge a marking showing the percentage full that will be shown by that gauge. When used with a variable liquid-level gauge, the fixed liquid-level gauge will act as a check on the variable gauge. Gauges must be used in charging containers as required in WAC ((296-306A-41034)) 296-307-41034.

(2) All variable gauging devices must be arranged so that the maximum liquid level for butane, for a 50/50 mixture of butane and propane, and for propane, to which the container may be charged, is easily determined. Liquid levels from empty to full must be marked on the system nameplate or gauging device. Dials of magnetic or rotary gauges must show whether they are for cylindrical or spherical containers and whether for aboveground or underground service. The dials of gauges for aboveground containers of over 1,200 gallons water capacity must be so marked.

(3) Gauging devices that require bleeding of the product to the atmosphere, such as the rotary tube, fixed tube, and slip tube, shall be designed so that the bleed valve maximum opening is not larger than a No. 54 drill size, unless provided with excess flow valve.

(4) Gauging devices must have a design working pressure of at least 250 psig.

(5) Length of tube or position of fixed liquid-level gauge must be designed to indicate the maximum level to which the container may be filled for the product contained. This level shall be based on the volume of the product at 40°F at its maximum permitted filling density for aboveground containers and at 50°F for underground containers. You must calculate the filling point for which the fixed liquid level gauge must be designed according to this section.

Note: It is impossible to set out in a table the length of a fixed dip tube for various tank capacities because of the various tank diameters and lengths, and because the tank may be installed either vertically or horizontally. If you know the maximum permitted filling volume in gallons, however, you can determine the length of the fixed tube by using a strapping table from the container manufacturer.

The fixed tube should be long enough so that when its lower end touches the surface of the liquid in the container, the contents of the container will be the maximum permitted volume as determined by the following formula:

$$\frac{\text{Water capacity of container}^1 \text{ (gals.)} \times \text{filling density}^2}{\text{Specific gravity of LP-gas}^1 \times \text{volume correction factor}^3 \times 100} = \text{Maximum volume of LP-gas}$$

<sup>1</sup>Measure at 60°F.

<sup>2</sup>From WAC ((296-306A-41037)) 296-307-41037(1).

<sup>3</sup>For aboveground containers the liquid temperature is assumed to be 40°F and for underground containers the liquid temperature is assumed to be 50°F. To correct the liquid volumes at these temperatures to 60°F, use the following factors:

(a) To determine maximum volume of LP-gas for which a fixed length of dip tube must be set:

**TABLE U-6  
VOLUME CORRECTION FACTORS**

Specific gravity	Aboveground	Underground
0.500	1.033	1.017
.510	1.031	1.016
.520	1.029	1.015
.530	1.028	1.014
.540	1.026	1.013
.550	1.025	1.013
.560	1.024	1.012
.570	1.023	1.011
.580	1.021	1.011
.590	1.020	1.010

(b) To calculate the maximum volume of LP-gas that can be placed in a container when determining the length of the dip tube expressed as a percentage of total water content of the container, use the formula in (c) of this subsection.

(c) Determine the maximum weight of LP-gas that may be placed in a container for determining the length of a fixed dip tube by multiplying the maximum volume of LP-gas from Table U-6 by the pounds of LP-gas in a gallon at 40°F for aboveground and at 50°F for underground containers. Typical pounds per gallon are specified below:

Example: Assume a one hundred gallon total water capacity tank for aboveground storage of propane having a specific gravity of 0.510 of 60°F.

$$\frac{100 \text{ (gals.)} \times 42 \text{ (filling density)}}{0.510 \times 1.031 \text{ (correction factor from Table U-6)} \times 100} = \frac{4200}{52.6}$$

$\frac{4200}{52.6} = 79.8$  gallons propane, the maximum amount permitted to be placed in a 100-gallon total water capacity above ground container equipped with a fixed dip tube.

$$\frac{\text{Maximum volume of LP-gas (from formula in (a) of this subsection)} \times 100}{\text{Total water content of container in gallons}} = \text{Maximum percent of LP-gas}$$

	Aboveground, pounds per gallon	Underground, pounds per gallon
Propane	4.37	4.31
N Butane	4.97	4.92

(6) Fixed liquid-level gauges used on non-DOT containers must be stamped on the exterior of the gauge with the letters DT followed by the vertical distance (expressed in inches and carried out to one decimal place) from the top of con-

tainer to the end of the dip tube or to the centerline of the gauge when located at the maximum permitted filling level. For portable containers that may be filled in the horizontal and/or vertical position the letters DT must be followed by V with the vertical distance from the top of the container to the end of the dip tube for vertical filling, and with H followed by the proper distance for horizontal filling. For DOT containers the stamping must be placed both on the exterior of the gauge and on the container. On aboveground or cargo containers where the gauges are positioned at specific levels, the marking may be specified in percent of total tank contents and the marking must be stamped on the container.

(7) Columnar gauge glasses must be restricted to charging plants where the fuel is withdrawn in the liquid phase only. They must have valves with metallic handwheels, excess flow valves, and extra-heavy glass adequately protected with a metal housing applied by the gauge manufacturer. They must be shielded against the direct rays of the sun. Columnar gauge glasses are prohibited on tank trucks, motor fuel tanks, and containers used in domestic, commercial, and industrial installations.

(8) Float gauging devices or equivalent that do not require flow for their operation and that have connections extending outside the container do not have to have excess flow valves if the piping and fittings are adequately designed to withstand the container pressure and are properly protected against physical damage and breakage.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-41501 What does this section cover?** WAC ((296-306A-415)) 296-307-415 applies to systems using DOT containers. Cylinder systems must meet all requirements of WAC ((296-306A-410)) 296-307-410 (unless otherwise indicated) and the additional requirements of this section.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-41507 What additional requirements apply to cylinder systems installed outdoors?** (1) Containers must not be buried below ground. However, systems may be installed in a compartment or recess below grade level, such as a niche in a slope or terrace wall that is used for no other purpose, if the container and regulating equipment are not in contact with the ground, and the compartment or recess is drained and ventilated horizontally to the outside air from its lowest level, with the outlet at least 3 feet away from any building opening below the level of the outlet.

(2) Except as provided in WAC ((296-306A-41025)) 296-307-41025(14), the discharge from safety-relief devices must be located at least three feet away from any building opening that is below the level of discharge and must not terminate beneath any building unless the space is well ventilated to the outside and is not enclosed on more than two sides.

(3) Containers must be set on firm foundation or otherwise firmly secured; the possible effect of settling on the out-

PERMANENT

let piping must be guarded against by a flexible connection or special fitting.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-41513 What requirements apply to safety devices for cylinder systems?** (1) Containers must have safety devices as required by DOT regulations.

(2) A final stage regulator of an LP-gas system (excluding any appliance regulator) must have, on the low-pressure side, a relief valve that is set to start to discharge within the limits specified in Table U-7.

TABLE U-7

**Relief valve start-to-discharge pressure setting (percent of regulator delivery pressure)**

Regulator delivery pressure	Minimum	Maximum
1 psig or less	200	300
Above 1 psig but not over 3 psig	140	200
Above 3 psig	125	200

(3) When a regulator or pressure relief valve is used indoors for other than purposes specified in WAC ((~~296-306A-41017~~) 296-307-41017(1), the relief valve and the space above the regulator and relief valve diaphragms shall be vented to the outside air with the discharge outlet located at least three feet horizontally away from any building opening that is below such discharge.

Exception: This requirement does not apply to individual appliance regulators when protection is otherwise provided, nor to WAC ((~~296-306A-41509~~) 296-307-41509 and ((~~296-306A-41025~~) 296-307-41025(14). In buildings devoted exclusively to gas distribution, the space above the diaphragm need not be vented to the outside.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-42001 What does this section cover?** WAC ((~~296-306A-420~~) 296-307-420) applies to systems using storage containers not constructed according to DOT specifications. Non-DOT containers must meet all requirements of WAC ((~~296-306A-410~~) 296-307-410) (unless otherwise indicated) and the additional requirements of this section.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-42007 What additional requirements apply to safety devices for non-DOT containers?** (1) All safety devices must comply with the following:

(a) All container safety-relief devices must be located on the containers.

(b) In industrial and gas manufacturing plants, discharge pipe from safety-relief valves on pipe lines within a building

must discharge upward and be piped to a point outside a building.

(c) Safety-relief device discharge terminals must be located to provide protection against physical damage and must be fitted with loose raincaps. Return bends and restrictive pipefittings are prohibited.

(d) If desired, discharge lines from two or more safety-relief devices located on the same unit, or similar lines from two or more different units, may be run into a common discharge header, if the cross-sectional area of the header is at least equal to the sum of the cross-sectional area of the individual discharge lines, and the setting of safety-relief valves are the same.

(e) Each storage container of over 2,000 gallons water capacity must have a suitable pressure gauge.

(f) A final stage regulator of an LP-gas system (excluding any appliance regulator) must have, on the low-pressure side, a relief valve that is set to start to discharge within the limits specified in Table U-7.

(g) When a regulator or pressure relief valve is installed indoors, the relief valve and the space above the regulator and relief valve diaphragms must be vented to the outside air with the discharge outlet located not less than 3 feet horizontally away from any opening into the building that is below such discharge.

Exception: This requirement does not apply to individual appliance regulators already protected. In buildings devoted exclusively to gas distribution, the space above the diaphragm need not be vented to the outside.

(2) Safety devices for aboveground containers must be provided as follows:

(a) Containers of 1,200 gallons water capacity or less that may contain liquid fuel when installed aboveground must have the rate of discharge required by WAC ((~~296-306A-41025~~) 296-307-41025(2) provided by a spring-loaded relief valve or valves. In addition to the required spring-loaded relief valve, a suitable fuse plug may be used if the total discharge area of the fuse plug for each container does not exceed 0.25 square inch.

(b) The fusible metal of the fuse plugs must have a yield temperature of 208°F minimum and 220°F maximum. Relief valves and fuse plugs must have direct communication with the vapor space of the container.

(c) On a container having a water capacity between 125 and 2,000 gallons, the discharge from the safety-relief valves must be vented away from the container upwards and unobstructed to the open air so that it prevents any impingement of escaping gas upon the container; loose-fitting rain caps shall be used. Suitable provision must be made for draining condensate that may accumulate in the relief valve or its discharge pipe.

(d) On containers of 125 gallons water capacity or less, the discharge from safety-relief devices must be located at least 5 feet horizontally away from any opening into the building below the level of such discharge.

(e) On a container having a water capacity greater than 2,000 gallons, the discharge from the safety-relief valves must be vented away from the container upwards to a point at least 7 feet above the container, and unobstructed to the open

PERMANENT

air so that it prevents any impingement of escaping gas upon the container; loose-fitting rain caps shall be used. Suitable provision must be made so that any liquid or condensate that may accumulate inside of the safety-relief valve or its discharge pipe will not render the valve inoperative. If a drain is used, the container, adjacent containers, piping, or equipment must be protected against impingement of flame resulting from ignition of product escaping from the drain.

(3) On all containers that are installed underground and that contain no liquid fuel until buried and covered, the rate of discharge of the spring-loaded relief valve installed thereon may be reduced to a minimum of 30% of the rate of discharge specified in WAC ((296-306A-41025)) 296-307-41025(2). Containers so protected must remain covered after installation until the liquid fuel has been removed. Containers that may contain liquid fuel before being installed underground and before being completely covered with earth are above-ground containers when determining the rate of discharge requirement of the relief valves.

(4) On underground containers of over 2,000 gallons water capacity, the discharge from safety-relief devices must be piped directly upward to a point at least 7 feet above the ground.

(5) Where the manhole or housing may become flooded, the discharge from regulator vent lines must be above the highest probable water level. All manholes or housings must have ventilated louvers or equivalent, and the area of openings must be equal to or exceed the combined discharge areas of the safety-relief valves and other vent lines that discharge their content into the manhole housing.

(6) Safety devices for vaporizers must be provided as follows:

(a) Vaporizers of less than 1 quart total capacity, heated by the ground or the surrounding air, need not have safety-relief valves if adequate tests demonstrate that the assembly is safe without safety-relief valves.

(b) Fusible plugs are prohibited on vaporizers.

(c) In industrial and gas manufacturing plants, safety-relief valves on vaporizers within a building must be piped to a point outside the building and be discharged upward.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-42013 How must non-DOT containers be installed?** (1) Containers installed aboveground must have substantial masonry or noncombustible structural supports on firm masonry foundation, unless otherwise indicated.

(2) Aboveground containers must be supported as follows:

(a) Horizontal containers must be mounted on saddles that permit expansion and contraction. Structural metal supports may be used when they are protected against fire. Suitable means of preventing corrosion must be provided on that portion of the container in contact with the foundations or saddles.

(b) Containers of 2,000 gallons water capacity or less may be installed with nonfireproofed ferrous metal supports if mounted on concrete pads or footings, and if the distance

from the outside bottom of the container shell to the concrete pad, footing, or the ground is a maximum of 24 inches.

(3) Any container may be installed with nonfireproofed ferrous metal supports if mounted on concrete pads or footings, and if the distance from the outside bottom of the container to the ground is a maximum of 5 feet, if the container is in an isolated location.

(4) Partially buried containers must meet the following requirements:

(a) The portion of the container below the surface and for a vertical distance not less than 3 inches above the surface of the ground is protected to resist corrosion, and the container is protected against settling and corrosion as required for fully buried containers.

(b) Partially buried containers must meet the same spacing requirements as underground tanks.

(c) Relief valve capacity must be the same as for above-ground containers.

(d) Container is protected against vehicular damage by location or other means.

(e) Partially buried containers must meet the same requirements for filling densities as for aboveground containers.

(5) Containers buried underground must be placed so that the top of the container is at least 6 inches below grade. Underground containers subject to abrasive action or physical damage must be:

(a) Placed not less than 2 feet below grade; or

(b) Otherwise protected against such physical damage.

It is not necessary to cover the portion of the container to which manhole and other connections are affixed. When necessary to prevent floating, containers must be securely anchored or weighted.

(6) Containers must be given a protective coating before being placed underground. This coating must be equivalent to hot-dip galvanizing or to two coatings of red lead followed by a heavy coating of coal tar or asphalt. In lowering the container into place, take care to prevent damage to the coating. Any damage to the coating must be repaired before backfilling.

Containers must be set on a firm foundation (firm earth may be used) and surrounded with earth or sand firmly tamped in place. Backfill should be free of rocks or other abrasive materials.

(7) Containers with foundations attached (portable or semiportable containers with suitable steel runners or skids popularly known as "skid tanks") must meet the requirements of WAC ((296-306A-410)) 296-307-410 and the following:

(a) If they are to be used at a given general location for a temporary period of 6 months at most, they may be without fire-resisting foundations or saddles but must have adequate ferrous metal supports.

(b) They must not be located with the outside bottom of the container shell more than 5 feet above the surface of the ground unless fire-resisting supports are provided.

(c) The bottom of the skids must be between 2 and 12 inches below the outside bottom of the container shell.

(d) Flanges, nozzles, valves, fittings, and the like, having communication with the interior of the container, must be protected against physical damage.

(e) When not permanently located on fire-resisting foundations, piping connections must be flexible enough to minimize breakage or leakage of connections if the container settles, moves, or is otherwise displaced.

(f) Skids, or lugs for attachment of skids, must be secured to the container according to the rules under which the container is designed and built (with a minimum factor of safety of four) to withstand loading in any direction equal to four times the weight of the container and attachments when filled to the maximum permissible loaded weight.

(8) Field welding where necessary must be made only on saddle plates or brackets that were applied by the manufacturer of the tank.

(9) For aboveground containers, secure anchorage or adequate pier height must be provided against possible container flotation wherever high floodwater might occur.

(10) When permanently installed containers are interconnected, you must allow for expansion, contraction, vibration, and settling of containers, and interconnecting piping. Where flexible connections are used, they must be approved and designed for a bursting pressure of at least five times the vapor pressure of the product at 100°F. Nonmetallic hose is prohibited for permanently interconnecting containers.

(11) Container assemblies listed for interchangeable installation aboveground or underground must meet the requirements for aboveground installations for safety-relief capacity and filling density. For installation aboveground all other requirements for aboveground installations apply. For installation underground all other requirements for underground installations apply.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-42023 What other requirements apply to non-DOT containers?** (1) Aboveground containers must be kept properly painted.

(2) Vaporizers for internal combustion engines must meet the requirements of WAC ((~~296-306A-42515~~)) 296-307-42515.

(3) Gas regulating and mixing equipment for internal combustion engines must meet the requirements of WAC ((~~296-306A-42517~~)) 296-307-42517.

(4) Where vaporized gas on the low-pressure side of the system may condense to a liquid at normal operating temperatures and pressures, means must be provided to revaporize condensate.

(5) You must protect LP-gas systems against damage from vehicular traffic.

(6) Avoid the use of pits when possible, except pits fitted with automatic flammable vapor detecting devices. No drains or blowoff lines must be directed into or in proximity to sewer systems used for other purposes.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-42501 What does this section cover?**

(1) WAC ((~~296-306A-425~~)) 296-307-425 applies to internal combustion engines, fuel containers, and pertinent equipment

for the use of LP-gases as a motor fuel on easily movable, readily portable units including self-propelled vehicles. This section does not apply to containers for transportation of LP-gases nor to marine fuel use.

(2) All uses of LP-gas as a motor fuel must meet all requirements of WAC ((~~296-306A-410~~)) 296-307-410 (unless otherwise indicated) and the additional requirements of this section.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-42503 What general requirements apply to LP-gas used as a motor fuel?** (1) Fuel may be used from the cargo tank of a truck while in transit, but not from cargo tanks on trailers or semitrailers. Fuel may be used from the cargo tanks to operate stationary engines if the wheels are securely blocked.

(2) Passenger-carrying vehicles must not be fueled while passengers are on board.

(3) Industrial trucks (including lift trucks) equipped with permanently mounted fuel containers must be charged outdoors. Charging equipment must meet the requirements of WAC ((~~296-306A-440~~)) 296-307-440.

(4) LP-gas fueled industrial trucks must comply with the Standard for Type Designations, Areas of Use, Maintenance and Operation of Powered Industrial Trucks, NFPA 505-1969.

(5) Engines on vehicles must be shut down while fueling if the fueling operation involves venting to the atmosphere.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-42519 What is the maximum container capacity allowed?** A single fuel container used on passenger carrying vehicles must have a maximum of 200 gallons water capacity. A single fuel container on other vehicles normally operating on the highway must have a maximum of 300 gallons water capacity except as provided in WAC ((~~296-306A-42503~~)) 296-307-42503(1).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-42521 What requirements apply to stationary engines used indoors?** Stationary engines and gas turbines installed in buildings, including portable engines used instead of or to supplement stationary engines, must comply with the Standard for the Institution and Use of Stationary Combustion Engines and Gas Turbines, NFPA 37-1970, and the appropriate requirements of WAC ((~~296-306A-410~~)) 296-307-410 through ((~~296-306A-420~~)) 296-307-420.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-42523 What requirements apply to portable engines used indoors?** (1) Portable engines may be

used in buildings only for emergency use, and according to WAC ((~~296-306A-4252~~) 296-307-4252).

(2) Exhaust gases must be discharged outside the building or to an area where they will not constitute a hazard.

(3) Provision must be made to supply sufficient air for combustion and cooling.

(4) An approved automatic shut-off valve must be provided in the fuel system ahead of the engine, designed to prevent flow of fuel to the engine when the ignition is off or if the engine should stop.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-43001 What does this section cover?** WAC ((~~296-306A-430~~) 296-307-430) applies to the storage of portable containers a maximum of 1,000 pounds water capacity, filled or partially filled, at user location but not connected for use, or in storage for resale by dealers or resellers. This section does not apply to containers stored at charging plants or at plants devoted primarily to the storage and distribution of LP-gas or other petroleum products.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-43501 What does this section cover?** (1) WAC ((~~296-306A-435~~) 296-307-435) applies to:

(a) LP-gas system installations on vehicles (self-propelled, trailers, or semitrailers) used for commercial or construction purposes;

(b) All exchangeable container systems with container capacities greater than 105 pounds water capacity (approximately 45 pounds LP-gas capacity); and

(c) Systems using containers permanently mounted on vehicles.

(2) All LP-gas installations on commercial vehicles must meet all requirements of WAC ((~~296-306A-410~~) 296-307-410) (unless otherwise indicated) and the additional requirements of this section. When such a vehicle is permanently parked, and LP-gas is supplied from a system not mounted on and secured to the unit, WAC ((~~296-306A-415~~) 296-307-415) and ((~~296-306A-420~~) 296-307-420) also apply.

(3) This section does not apply to LP-gas motor fuel systems covered by WAC ((~~296-306A-425~~) 296-307-425).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-43503 How must containers be constructed?** Containers must be constructed according to WAC ((~~296-306A-41011~~) 296-307-41011), and marked according to the applicable requirements of WAC ((~~296-306A-41015~~) 296-307-41015), and must also meet the following:

(1) Containers designed for use as portable cylinders must be constructed according to DOT specifications.

(2) All other containers whether designed for permanent mounting, or for portable or semiportable use (such as skid tanks), must be constructed as provided for by WAC ((~~296-~~

~~306A-41009~~) 296-307-41009(4) and ((~~296-306A-41011~~) 296-307-41011)(1).

(3) Nonrecessed container fittings and accessories must be protected against damage by either:

(a) Their location;

(b) The vehicle frame or bumper; or

(c) Protective housing. The housing must meet the requirements under which the tanks are fabricated with respect to design and construction and must be designed to withstand static loading in any direction equal to twice the weight of the tank and attachments when filled with the loading at a safety factor of at least four, based on the ultimate strength of the material used. The housing must have a weather cover if necessary to ensure proper operation of valves and safety devices.

(4) Manually operated shut-off valves or self-closing internal valves must be closed except during transfer operations.

(5) Permanently installed containers must meet the following requirements:

(a) Tank motor vehicles with frames not made integral with the tank, as by welding, must have turnbuckles or similar positive devices for drawing the tank down tight on the frame. In addition, suitable stops or anchors must be attached to the frame and/or the tank to prevent relative motion between them from starting, stopping, and turning. The stops and anchors must be installed to be accessible for inspection and maintenance.

(b) Any tank motor vehicle designed and constructed so that the cargo tank constitutes the stress member used instead of a frame must be supported by external cradles enclosing at least 120 degrees of the shell circumference. The design calculations must include beam stress, shear stress, torsion stress, bending moment, and acceleration stress for the cargo tank as a whole using a factor of safety of four, based on the ultimate tensile strength of the material. Maximum concentrated stresses that might be created at pads and cradles due to shear, bending, and torsion shall also be calculated according to Appendix G of the American Society of Mechanical Engineers, Unfired Pressure Vessel Code, 1968. Fully loaded vehicles must be assumed to be operating under highway conditions equal to two "g" loading. The effects of fatigue shall be taken into consideration. Cargo tanks mounted on frames may be supported by upright supports attached to pads if these factors are taken into account.

(c) Where any tank support is attached to any part of a tank head, the stresses imposed upon the head must be provided for as required above.

(d) Tank supports, stops, anchors, and bumpers must not be welded directly to the tank but must be attached by means of pads of the same material as the tank. The pad thickness must be at least 1/4 inch, or the thickness of the shell material if less, and no greater than the shell material. Each pad must extend at least four times its thickness, in each direction, beyond the weld attaching the support, bumper, stop, or anchor. Each pad must be preformed to an inside radius no greater than the outside radius of the tank at the place of attachment. Each pad corner must be rounded to a radius at least one-fourth the width of the pad, and no greater than one-half the width of the pad. Weepholes and tell-tale holes, if

used, must be drilled or punched before the pads are attached to the tank. Each pad must be attached to the tank by continuous fillet welding using filler material having properties that meet the recommendations of the maker of the shell and head material.

(6) Portable or semiportable containers must meet the applicable requirements of WAC ((~~296-306A-42507~~) 296-307-42507(3). Containers designed for permanent installation as part of systems under WAC ((~~296-306A-420~~) 296-307-420 are prohibited.

(a) Filling connections must have an approved automatic back pressure check valve, excess flow check valve, or quick closing internal valve to prevent excessive escape of gas in case the filling connection is broken.

**Exception:** Where the filling and discharge connect on a common opening in the container shell, and the opening is fitted with a quick-closing internal valve, the automatic valve is not required.

Every inlet and outlet connection must have a manually or automatically operated shut-off valve. Liquid discharge openings, except those for engine fuel lines, on tanks built after September 1, 1965, must be fitted with a remotely controlled internal shut-off valve. Valves must meet the following requirements:

(i) The seat of the valve must be inside the tank, or in the opening nozzle or flange, or in a companion flange bolted to the nozzle or flange.

(ii) All parts of the valve inside the tank, nozzle, or companion flange must be made of material that protects against corrosion or other deterioration in the presence of the lading.

(iii) The parts must be arranged so that damage to parts exterior to the tank will not prevent effective seating of the valve.

(iv) The valve may be operated mechanically, by hydraulically, or by air, or gas pressure.

(v) The valve must have remote means of automatic closure, both mechanical and thermal, in at least two places for tanks over 3,500 gallons water capacity. These remote control stations must be located at each end of the tank and diagonally opposite. The thermal control mechanism must have a fusible element with a melting point between 220°F and 208°F. At least one remote control station must be provided for tanks of 3,500 gallons water capacity or less, and such actuating means may be mechanical.

(b) All other connections to containers, except those used for gauging devices, thermometer wells, safety-relief devices, and plugged openings, must have suitable automatic excess flow valves, or may instead be fitted with quick-closing internal valves.

The control mechanism for the internal valve must have a secondary control, remote from the fill or discharge connections (for use in the event of accidents or fire during delivery operations), and such control mechanism must have a fusible element with a melting point not over 220°F or less than 208°F.

(c) Excess flow valves must close automatically at the rated flow of vapor or liquid as specified by the valve manufacturers. The flow rating of the piping beyond the excess

flow valve must be greater than that of the excess flow valve and such rating must include valves, fittings, and hose.

**Exception:** When branching or necessary restrictions are incorporated in a piping system so that flow ratings are less than that of the excess flow valve and the tank, then additional excess flow valves must be installed in the piping where such flow rate is reduced.

(d) Container inlets and outlets, except those used for safety-relief valves, liquid-level gauging devices, and pressure gauges, must be labeled to designate whether they communicate with vapor or liquid space when the container is filled to maximum permitted filling density. Labels may be on the valves.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-43509 What requirements apply to valves and accessories?** Container valves and accessories must be provided, protected and mounted as follows:

(1) Systems using DOT cylinders according to WAC ((~~296-306A-41511~~) 296-307-41511.

(2) All other systems according to WAC ((~~296-306A-42005~~) 296-307-42005 (2) through (8).

(3) Portable, semiportable and permanently mounted containers shall be mounted and protected as provided under WAC ((~~296-306A-43503~~) 296-307-43503 (2), (5), and (6).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-43511 What requirements apply to safety devices?** (1) DOT containers must have safety-relief devices as required by DOT regulations.

(2) A final stage regulator of an LP-gas system (excluding any appliance regulator) must have, on the low-pressure side, a relief valve that is set to start to discharge within the limits specified in Table U-7.

(3) The relief valve and space above the regulator and relief valve diaphragms must be vented to the outside air and terminate at a position to minimize the possibility of vapors accumulating at sources of ignition.

(4) Whenever equipment such as a cargo heater or cooler on commercial vehicles is designed to be in operation while in transit, suitable means to stop the flow such as an excess flow valve or other device, must be installed. This device will be actuated to stop the flow in the event of the break in the fuel supply line. All excess flow valves must comply with WAC ((~~296-306A-41019~~) 296-307-41019(3).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-43515 What requirements apply to enclosures and mounting?** (1) Housing or enclosures must be designed to provide proper ventilation.

(2) Hoods, domes, or removable portions of cabinets must have means to keep them firmly in place during transit.



(3) The assembly must hold the containers firmly in position and prevent their movement during transit according to WAC ((~~296-306A-42507~~) 296-307-42507(3).

(4) Containers must be mounted on a substantial support or base secured firmly to the vehicle chassis. Neither the container nor its support must extend below the frame.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-44001 What does this section cover?** WAC ((~~296-306A-440~~) 296-307-440) applies to storage containers, dispensing devices, and pertinent equipment in service stations where LP-gas is stored and dispensed into fuel tanks of motor vehicles. LP-gas service stations must meet all requirements of WAC ((~~296-306A-410~~) 296-307-410) and the requirements of this section.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-44007 What requirements apply to safety devices?** (1) All safety-relief devices must be installed as follows:

(a) On the container and directly connected with the vapor space.

(b) Safety-relief valves and discharge piping shall be protected against physical damage. The outlet must have loose-fitting rain caps. There shall be no return bends or restrictions in the discharge piping.

(c) The discharge from two or more safety-relief valves with the same pressure settings may be run into a common discharge header. The cross-sectional area of such header must be at least equal to the sum of the individual discharges.

(d) Discharge from a safety-relief device that terminates in or beneath any building is prohibited.

(2) Aboveground containers must have safety-relief valves as follows:

(a) The rate of discharge, which may be provided by one or more valves, must be at least that specified in WAC ((~~296-306A-41025~~) 296-307-41025(2).

(b) The discharge from safety-relief valves must be vented upward to the open air to prevent impingement of escaping gas upon the container. You must use loose-fitting rain caps. On a container having a water capacity greater than 2,000 gallons, the discharge from the safety-relief valves must be vented upward away from the container to a point at least 7 feet above the container. Provisions must be made so that any liquid or condensate accumulation inside the relief valve or its discharge pipe will not render the valve inoperative. If a drain is used, you must protect the container, adjacent containers, piping, or equipment against impingement of flame resulting from ignition of the product escaping from the drain.

(3) Underground containers must have safety-relief valves as follows:

(a) The discharge from safety-relief valves must be piped upward to a point at least 10 feet above the ground. The discharge lines or pipes must be adequately supported and protected against physical damage.

(b) In areas where the manhole or housing may flood, the discharge from regulator vent lines should be above the highest probable water level.

(c) If no liquid is put into a container until after it is buried and covered, the rate of discharge of the relief valves may be reduced to at least 30 percent of the rate shown in WAC ((~~296-306A-41025~~) 296-307-41025(2). If liquid fuel is present during installation of containers, the rate of discharge must be the same as for aboveground containers. Only empty containers may be uncovered.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-45001 What general requirements apply to hazardous materials and flammable and combustible liquids?** (1) Fuel and other flammable and combustible liquids must be stored, handled and marked according to the recommendations of the National Fire Protection Association (NFPA) or other agencies with jurisdiction.

(2) You must ensure that compressed gas cylinders under your control are in a safe condition to the extent that you can determine by visual inspection. Inspections must be conducted according to the hazardous materials regulations of the Department of Transportation (49 CFR Parts 171-179 and 14 CFR Part 103).

Exception: Where those regulations are not applicable, inspections must be conducted according to the Compressed Gas Association Pamphlets C-6-1968 and C-8-1962.

(3) Compressed gas cylinders, portable tanks, and cargo tanks must have pressure relief devices installed and maintained according to Compressed Gas Association Pamphlets S-1.1-1963 and 1965 addenda and S-1.2-1963.

(4) The following equipment must be shut down during refueling:

- Tractors;
- Agricultural equipment employing open flames; and
- Equipment with integral containers, such as flame cultivators, weed burners.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-45003 What requirements apply to dip tanks containing flammable or combustible liquids?** Dip tanks containing flammable or combustible liquids must meet the requirements of WAC ((~~296-306A-450~~) 296-307-450).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-45009 What general requirements apply to the construction of dip tanks?** (1) Dip tanks and drainboards must be constructed of substantial noncombustible material, and their supports must be of heavy metal, reinforced concrete, or masonry. Where dip tanks extend through a floor to the story below or where the weakening of the tank supports by fire may result in the tank collapse, supports should be of material with at least 1-hour fire resistance.

(2) The capacity of the salvage tank must be greater than the capacity of the dip tanks to which they are connected.

(3) All dip tanks exceeding 150 gallons liquid capacity or having a liquid surface area exceeding 4 square feet must be protected by at least one of the automatic extinguishing facilities in WAC ((~~296-306A-45021~~) 296-307-45021) (2), (3), (4), (5) or (6).

Exception: Hardening and tempering tanks must meet the requirements of WAC ((~~296-306A-45023~~) 296-307-45023).

(4) Dip tanks that use a conveyor system must be arranged so that, in the event of fire, the conveyor system must automatically stop and the bottom drains shall open. Conveyor systems must automatically stop unless required ventilation is in full operation.

(5) When dip tank liquids are heated by dipping heated articles or by other application of heat to the liquid, you must prevent a temperature rise greater than 50°F below the flash-point of the liquid.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-45017 What measures must an employer take to prevent hazards from electrical and other ignition sources?** (1) In vapor areas, there must be no open flames, spark producing devices, or heated surfaces hot enough to ignite vapors. Electrical wiring and equipment in any vapor area must be explosion proof as required in chapter ((~~296-306A~~) 296-307 WAC Part T for Class I locations and must meet the requirements of chapter ((~~296-306A~~) 296-307 WAC Part T.

Exception: The requirements for electrostatic apparatus are in WAC ((~~296-306A-45027~~) 296-307-45027).

(2) Electrical equipment is prohibited in the vicinity of dip tanks, drainboards, or drying operations that are subject to splashing or dripping of dip tank liquids, unless the equipment is approved for locations containing deposits of readily ignitable residues and explosive vapors.

Exception: Wiring in rigid conduit or in threaded boxes or fittings containing no taps, splices, or terminal connections are permitted. Other exceptions are in WAC ((~~296-306A-45027~~) 296-307-45027).

(3) In any floor space outside a vapor area but within 20 feet and not separated by tight partitions, open flames or spark producing devices are prohibited. Electrical wiring and equipment must meet the requirements of chapter ((~~296-306A~~) 296-307 WAC Part T.

Exception: Open flames are only allowed as specifically permitted in NFPA Standard No. 86A-1969, Ovens and Furnaces, paragraph 200-7.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-45021 What requirements must fire extinguishing systems meet?** (1) Dip tank areas must have portable fire extinguishers suitable for flammable and combustible liquid fires, and that meet the requirements of WAC ((~~296-306A-085~~) 296-307-085).

(2) Automatic water spray extinguishing systems must meet the requirements of ANSI/NFPA No. 13, Sprinkler Systems, and NFPA No. 13, Sprinkler Systems Maintenance, and shall be arranged to protect tanks, drainboards, and stock over drainboards.

(3) Automatic foam extinguishing systems must meet the requirements of ANSI/NFPA No. 11, Foam Extinguishing Systems.

(a) The foam-producing material must be suitable for intended use, taking into account the characteristics of the dip tank liquid.

(b) The overflow pipe must be arranged to prevent foam from floating away and clogging the overflow pipe. You must use one of the following methods:

(i) The overflow pipe may be extended through tank wall and terminated in an ell pointing downward. The bottom of the overflow pipe at the point it enters the tank wall should be a maximum of 2 inches above the opening or the face of the ell.

(ii) The overflow pipe inlet may have a removable screen of 1/4-inch mesh with an area at least twice the cross-sectional area of overflow pipe. Screens that may be clogged by dip tank ingredients must be inspected and cleaned periodically.

(4) Automatic carbon dioxide systems must meet the requirements of ANSI/NFPA No. 12, Carbon Dioxide, and must be arranged to protect dip tanks and drainboards. The system must be arranged to protect stock over drainboards unless the stock is otherwise protected with automatic extinguishing facilities.

(5) Dry chemical extinguishing systems must meet the requirements of ANSI/NFPA No. 17, Dry Chemical Systems, and must be arranged to protect dip tanks and drainboards. The system must be arranged to protect stock over drainboards unless the stock is otherwise protected with automatic extinguishing facilities.

(6) Dip tank covers must meet the following requirements:

(a) Covers arranged to close automatically in the event of fire must be actuated by approved automatic devices and shall also be designed for manual operation.

(b) Covers must be of substantial noncombustible material or tin-clad with enclosing metal applied with locked joints.

(c) Chains or wire rope must be used for the cover support or operating mechanism where a burnt cord would interfere with the device action.

(d) Covers must be kept closed when tanks are not in use.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-45023 What requirements apply to hardening and tempering tanks?** (1) Tanks must be located as far as practical from furnaces and away from combustible floors.

(2) Tanks must have a noncombustible hood and vent or other equivalent means of venting to the outside of the building that will serve as a vent in case of fire. All vent ducts must

be treated as flues and be kept away from combustible roofs or materials.

(3) Tanks must be designed so that the maximum workload is incapable of raising the temperature of the cooling medium to within 50°F below its flashpoint, or tanks must have circulating cooling systems that will provide equal protection.

(4) Tanks must have a high temperature limit switch arranged to sound an alarm when the temperature of the quenching medium reaches within 50°F below the flashpoint. If practical from an operating standpoint, such limit switches must also shut down conveying equipment supplying work to the tank.

(5) All hardening and tempering tanks exceeding 500 gallons liquid capacity or having a liquid surface area exceeding 25 square feet must be protected with at least one of the automatic extinguishing facilities conforming to WAC ((~~296-306A-45021~~) 296-307-45021) (2), (3), (4), (5) or (6).

(6) Using air under pressure to fill or to agitate oil tanks is prohibited.

(7) Bottom drains may be combined with the oil circulating system or arranged independently to drain the oil to a safe location. The drain valve must be operated automatically with approved heat actuated devices or manually. The valve of a manual device must be operated from a safe distance.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-45027 What requirements apply to electrostatic apparatus?** (1) All requirements of WAC ((~~296-306A-450~~) 296-307-450) apply to electrostatic detearing equipment unless otherwise specified.

(2) Electrostatic apparatus and devices used in connection with paint detearing operations must be approved.

(3) Transformers, powerpacks, control apparatus, and all other electrical portions of the equipment must be located outside the vapor area or must meet the requirements of WAC ((~~296-306A-45017~~) 296-307-45017).

Exception: This requirement does not apply to high voltage grids and their connections.

(4) Electrodes must be substantially constructed, rigidly supported in permanent locations, and insulated from ground. Insulators must be nonporous and noncombustible.

(5) High voltage leads to electrodes must be permanently supported on suitable insulators, and guarded against accidental contact or grounding. An automatic means must be provided for grounding and discharging any accumulated residual charge on the electrode assembly or the secondary circuit of the high voltage transformer when the transformer primary is disconnected from the supply source.

(6) Maintain space between goods being deteared and electrodes or conductors of at least twice the sparking distance. A sign stating the sparking distance must be conspicuously posted near the assembly.

(7) Goods being deteared using the electrostatic process must be supported on conveyors. The conveyors must be arranged to maintain safe distances between the goods and the electrodes at all times. All goods must be supported to

prevent any swinging or movement that would reduce the clearance to less than twice the sparking distance.

Exception: The electrostatic process is prohibited where goods being deteared are manipulated by hand.

(8) Electrostatic apparatus must have automatic controls that will operate immediately to disconnect the power supply to the high voltage transformer and to signal the operator under any of the following conditions:

(a) The ventilating fans stop or the ventilating equipment fails for any cause;

(b) The conveyor carrying goods past the high voltage grid stops;

(c) A ground or imminent ground at any point on the high voltage system occurs; or

(d) Clearance is reduced below twice the sparking distance.

(9) Adequate fencing, railings, or guards must be placed so that they ensure that the process is safely isolated from plant storage or employees. Such railings, fencing and guards must be of conducting material, adequately grounded, and should be at least 5 feet from processing equipment.

(10) Electrode insulators must be kept clean and dry.

(11) The detearing area must be ventilated according to WAC ((~~296-306A-45007~~) 296-307-45007).

(12) All areas for detearing must be protected by automatic sprinklers where this protection is available. Where this protection is not available, other approved automatic extinguishing equipment must be provided.

(13) Drip plates and screens subject to paint deposits must be removable and shall be taken to a safe place for cleaning.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-48023 What requirements apply to fuel-gas manifolds?** (1) Manifolds must be approved either separately for each component part or as an assembled unit.

(2) Fuel-gas cylinders connected to one manifold inside a building must be limited to a maximum total capacity of 300 pounds of LP-gas or 3,000 cubic feet of other fuel-gas. More than one such manifold with connected cylinders may be located in the same room if the manifolds are at least 50 feet apart or separated by a noncombustible barrier at least 5 feet high having a fire-resistance rating of at least one-half hour.

(3) Exception: Fuel-gas cylinders connected to one manifold having an aggregate capacity exceeding 300 pounds of LP-gas or 3,000 cubic feet of other fuel-gas must be located outdoors, or in a separate building or room constructed according to 252 (a)(8) and (9) CFR.

(4) Separate manifold buildings or rooms may also be used for the storage of drums of calcium carbide and cylinders containing fuel gases as provided in WAC ((~~296-306A-48007~~) 296-307-48007). Such buildings or rooms must have no open flames for heating or lighting and must be well ventilated.

(5) High-pressure fuel-gas manifolds must have approved pressure regulating devices.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-48027 What requirements apply to low pressure oxygen manifolds?** This section applies to cylinders with a maximum DOT service pressure of 200 psig.

(1) Manifolds must be of substantial construction suitable for use with oxygen at a pressure of 250 psig. They must have a minimum bursting pressure of 1,000 psig and must be protected by a safety-relief device that will relieve at a maximum pressure of 500 psig.

Note: DOT-4L200 cylinders have safety devices that relieve at a maximum pressure of 250 psig (or 235 psig if vacuum insulation is used).

(2) Hose and hose connections subject to cylinder pressure must meet the requirements of WAC ((~~296-306A-48049~~) 296-307-48049). Hose must have a minimum bursting pressure of 1,000 psig.

(3) The assembled manifold including leads must be tested and proven gas-tight at a pressure of 300 psig. The fluid used for testing oxygen manifolds must be oil-free and not combustible.

(4) The location of manifolds must meet the requirements of WAC ((~~296-306A-48025~~) 296-307-48025).

(5) The following sign must be conspicuously posted at each manifold:

Low-Pressure Manifold  
Do Not Connect High-Pressure Cylinders  
Maximum Pressure—250 PSIG

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-48029 What requirements apply to manifolding portable outlet headers?** (1) Portable outlet headers must not be used indoors except for temporary service where the conditions preclude a direct supply from outlets located on the service piping system.

(2) Each outlet on the service piping from which oxygen or fuel-gas is withdrawn to supply a portable outlet header must have a readily accessible shut-off valve.

(3) Hose and hose connections used for connecting the portable outlet header to the service piping must meet the requirements of WAC ((~~296-306A-48051~~) 296-307-48051).

(4) Master shut-off valves for both oxygen and fuel-gas must be provided at the entry end of the portable outlet header.

(5) Portable outlet headers for fuel-gas service must have an approved hydraulic back-pressure valve installed at the inlet and preceding the service outlets, unless an approved pressure-reducing regulator, an approved backflow check valve, or an approved hydraulic back-pressure valve is installed at each outlet. Outlets provided on headers for oxygen service may be fitted for use with pressure-reducing regulators or for direct hose connection.

(6) Each service outlet on portable outlet headers must have a valve assembly that includes a detachable outlet seal cap, chained or otherwise attached to the body of the valve.

(7) Materials and fabrication procedures for portable outlet headers must comply with WAC ((~~296-306A-48033~~,

~~296-306A-48035, and 296-306A-48041~~) 296-307-48033, 296-307-48035, and 296-307-48041.

(8) Portable outlet headers must have frames that will support the equipment securely in the correct operating position and protect them from damage during handling and operation.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-48031 What operating procedures apply to cylinder manifolds?** (1) Cylinder manifolds must be installed under the supervision of someone familiar with the proper practices of construction and use.

(2) All component parts used in the methods of manifolding described in WAC ((~~296-306A-48023~~) 296-307-48023) must have the materials, design and construction approved either separately or as an assembled unit.

(3) All manifolds and parts used in methods of manifolding must be used only for the gas or gases for which they are approved.

(4) When acetylene cylinders are coupled, approved flash arresters must be installed between each cylinder and the coupler block. For outdoor use only, and when the number of cylinders coupled does not exceed three, one flash arrester installed between the coupler block and regulator is acceptable.

(5) Each fuel-gas cylinder lead should have a backflow check valve.

(6) The maximum aggregate capacity of fuel-gas cylinders connected to a portable manifold inside a building must be 3,000 cubic feet of gas.

(7) Acetylene and liquefied fuel-gas cylinders must be manifolded vertically.

(8) The pressure in the gas cylinders connected to and discharged simultaneously through a common manifold must be approximately equal.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-48033 How must service piping systems be designed?** (1) Piping and fittings must comply with Section 2, Industrial Gas and Air Piping Systems, of the American National Standard Code for Pressure Piping, ANSI B 31.1-1967, if they do not conflict with subsections (2) and (3) of this section.

(2) Pipe must be at least Schedule 40 and fittings must be at least standard weight in sizes up to and including 6-inch nominal.

(3) Copper tubing must be Types K or L according to the Standard Specification for Seamless Copper Water Tube, ASTM B88-66a.

(4) Piping must be steel, wrought iron, brass or copper pipe, or seamless copper, brass or stainless steel tubing, except as provided in subsections (5) through (9) of this section.

(5) Oxygen piping and fittings at pressures in excess of 700 psig, must be stainless steel or copper alloys.

(6) Hose connections and hose complying with WAC ((296-306A-48051)) 296-307-48051 may be used to connect the outlet of a manifold pressure regulator to piping if the working pressure of the piping is 250 psig or less and the length of the hose is a maximum of 5 feet. Hose must have a minimum bursting pressure of 1,000 psig.

(7) When oxygen is supplied to a service piping system from a low-pressure oxygen manifold without an intervening pressure regulating device, the piping system must have a minimum design pressure of 250 psig. A pressure regulating device must be used at each station outlet when the connected equipment is for use at pressures less than 250 psig.

(8) Piping for acetylene or acetylenic compounds must be steel or wrought iron.

(9) Unalloyed copper must only be used for acetylene or acetylenic compounds in listed equipment.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-48501 What general requirements apply to resistance welding equipment?** (1) All equipment must be installed by a qualified electrician according to the requirements of chapter ((296-306A)) 296-307 WAC Part T. There must be a safety-type disconnecting switch or a circuit breaker or circuit interrupter to open each power circuit to the machine, conveniently located at or near the machine, so that the power can be shut off when the machine or its controls are to be serviced.

(2) Ignitron tubes used in resistance welding equipment must have a thermal protection switch.

(3) Employees designated to operate resistance welding equipment must have been properly instructed and judged competent to operate such equipment.

(4) Controls of all automatic or air and hydraulic clamps must be arranged or guarded to prevent the operator from accidentally activating them.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-48505 What requirements apply to flash welding equipment?** (1) Flash welding machines must have a hood to control flying flash. In cases of high production, where materials may contain a film of oil and where toxic elements and metal fumes are given off, ventilation must be provided according to WAC ((296-306A-50009)) 296-307-50009 through ((296-306A-50029)) 296-307-50029.

(2) For the protection of the operators of nearby equipment, fire-resistant curtains or suitable shields must be set up around the machine and in such a manner that the operator's movements are not hampered.

(3) If the welding process cannot be isolated, anyone who may be exposed to the hazard of arc flash must be properly protected.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-49005 How must arc welding equipment be designed?** (1) A controller integrally mounted in an electric motor driven welder must be able to carry the rated motor current, must be able to make and interrupt stalled rotor current of the motor, and may serve as the running over-current device if provided with the number of over-current units as specified by chapter ((296-306A)) 296-307 WAC Part T. Starters with magnetic undervoltage release should be used with machines installed more than one to a circuit to prevent circuit overload caused by simultaneously starting several motors upon return of voltage.

(2) On all types of arc welding machines, control apparatus must be enclosed except for the operating wheels, levers, or handles.

Note: Control handles and wheels should be large enough to be easily grasped by a gloved hand.

(3) Input power terminals, tap change devices, and live metal parts connected to input circuits must be completely enclosed and accessible only by tools.

(4) Terminals for welding leads should be protected from accidental electrical contact by employees or by metal objects i.e., vehicles, crane hooks, etc. You may provide protection with:

- Dead-front receptacles for plug connections;
- Recessed openings with nonremovable hinged covers;
- Heavy insulating sleeving or taping; or
- Other equivalent electrical and mechanical protection.

If a welding lead terminal that is intended to be used exclusively for connection to the work is connected to the grounded enclosure, it must be done by a conductor at least two AWG sizes smaller than the grounding conductor and the terminal must be marked to indicate that it is grounded.

(5) No connections for portable control devices (such as push buttons to be carried by the operator) must be connected to an a.c. circuit of higher than 120 volts. Exposed metal parts of portable control devices operating on circuits above 50 volts must be grounded by a grounding conductor in the control cable.

(6) Auto transformers or a.c. reactors must not be used to draw welding current directly from any a.c. power source having a voltage exceeding 80 volts.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-49007 How must arc welding equipment be installed?** Arc welding equipment, including the power supply, must be installed according to the requirements of chapter ((296-306A)) 296-307 WAC Part T.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-49009 How must arc welding equipment be grounded?** (1) The frame or case of the welding machine (except engine-driven machines) must be grounded

according to the requirements of chapter ((296-306A)) 296-307 WAC Part T.

(2) Conduits containing electrical conductors must not be used for completing a work-lead circuit. Pipelines must not be used as a permanent part of a work-lead circuit, but may be used during construction, extension or repair if current is not carried through threaded joints, flanged bolted joints, or caulked joints and special precautions are used to avoid sparking at connection of the work-lead cable.

(3) Using chains, wire ropes, cranes, hoists, and elevators to carry welding current is prohibited.

(4) Where a structure, conveyor, or fixture is regularly used as a welding current return circuit, joints must be bonded or provided with adequate current collecting devices and appropriate periodic inspection should be conducted to ensure that no electrocution, shock, or fire hazard exists.

(5) All ground connections must be checked to determine that they are mechanically strong and electrically adequate for the required current.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-49011 What requirements apply to supply connections and conductors?** (1) A disconnecting switch or controller must be provided at or near each welding machine without a switch or controller mounted as an integral part of the machine. The switch must meet the requirements of chapter ((296-306A)) 296-307 WAC Part T. Overcurrent protection must be provided as specified in chapter ((296-306A)) 296-307 WAC Part T. A disconnect switch with overload protection or equivalent disconnect and protection means, permitted by chapter ((296-306A)) 296-307 WAC Part T must be provided for each outlet intended for connection to a portable welding machine.

(2) For individual welding machines, the rated current-carrying capacity of the supply conductors must be at least that of the rated primary current of the welding machines.

(3) For groups of welding machines, the rated current-carrying capacity of conductors may be less than the sum of the rated primary currents of the welding machines supplied. The conductor rating must be determined according to the machine loading based on the use to be made of each welding machine and the allowance permissible in the event that all the welding machines supplied by the conductors will not be in use at the same time.

(4) In operations involving several welders on one structure, d.c. welding process requirements may require the use of both polarities; or supply circuit limitations for a.c. welding may require distribution of machines among the phases of the supply circuit. In such cases, no load voltages between electrode holders will be two times normal in d.c. or 1, 1.4, 1.73, or 2 times normal on a.c. machines. Similar voltage differences will exist if both a.c. and d.c. welding are done on the same structure.

(a) All d.c. machines must be connected with the same polarity.

(b) All a.c. machines must be connected to the same phase of the supply circuit and with the same instantaneous polarity.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-49013 How must arc welding equipment be operated?** (1) Employees assigned to operate or maintain arc welding equipment must be acquainted with the requirements of WAC ((296-306A-490, 296-306A-495, and 296-306A-500)) 296-307-490, 296-307-495, and 296-307-500; if doing gas-shielded arc welding, also Recommended Safe Practices for Gas-Shielded Arc Welding, A6.1-1966, American Welding Society.

(2) Before starting operations, all connections to the machine must be checked to make certain they are properly made. The work lead must be firmly attached to the work; magnetic work clamps shall be freed from adherent metal particles of spatter on contact surfaces. Coiled welding cable must be spread out before use to avoid serious overheating and damage to insulation.

(3) You must ensure that the welding machine frame grounding is checked with special attention given to safety ground connections of portable machines.

(4) Cylinders must be kept away from radiators, piping systems, layout tables, etc., that may be used for grounding electric circuits. Any practice such as the tapping of an electrode against a cylinder to strike an arc is prohibited.

(5) There must be no leaks of cooling water, shielding gas or engine fuel.

(6) You must ensure that the machine has proper switching equipment for shutting down.

(7) Printed rules and instructions covering operation of equipment supplied by the manufacturers must be strictly followed.

(8) Electrode holders when not in use must be placed so that they cannot make electrical contact with persons, conducting objects, fuel or compressed gas tanks.

(9) Cables with splices within 10 feet of the holder are prohibited. The welder should not coil or loop welding electrode cable around parts of the body.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-49501 What basic fire prevention precautions must be taken?** For more information on these basic precautions and the special precautions of WAC ((296-306A-49503)) 296-307-49503, including fire protection and prevention responsibilities of welders, cutters, their supervisors (including outside contractors), and management, see the Standard for Fire Prevention in Use of Cutting and Welding Processes, NFPA Standard 51B, 1962.

The basic precautions for fire prevention in welding or cutting work are:

(1) If the object to be welded or cut cannot readily be moved, all movable fire hazards in the vicinity must be taken to a safe place.

(2) If the object to be welded or cut cannot be moved and if all the fire hazards cannot be removed, then guards must be used to confine the heat, sparks, and slag, and to protect the fire hazards.

(3) If the requirements of this section cannot be met, then welding and cutting are prohibited.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-49503 What special fire prevention precautions must be taken?** When the nature of the work to be performed falls within the scope of WAC ((~~296-306A-49501~~) 296-307-49501(2), certain additional precautions may be necessary:

(1) Wherever there are floor openings or cracks in the flooring that cannot be closed, precautions must be taken so that no readily combustible materials on the floor below will be exposed to sparks that drop through. The same precautions must be observed with regard to cracks or holes in walls, open doorways, and open or broken windows.

(2) Suitable fire extinguishing equipment must be maintained in a state of readiness for instant use. Such equipment may consist of pails of water, buckets of sand, hose, or portable extinguishers depending upon the nature and quantity of the combustible material exposed.

(3) The following requirements apply to fire watch:

(a) Fire watchers are required whenever welding or cutting is performed in locations where other than a minor fire might develop, or any of the following conditions exist:

(i) Appreciable combustible material, in building construction or contents, closer than 35 feet to the point of operation.

(ii) Appreciable combustibles are more than 35 feet away but are easily ignited by sparks.

(iii) Wall or floor openings within a 35-foot radius expose combustible material in adjacent areas including concealed spaces in walls or floors.

(iv) Combustible materials are adjacent to the opposite side of metal partitions, walls, ceilings, or roofs and are likely to be ignited by conduction or radiation.

(b) Fire watchers must have fire extinguishing equipment readily available and be trained in its use. They must be familiar with facilities for sounding an alarm in the event of a fire. They must watch for fires in all exposed areas, try to extinguish them only when obviously within the capacity of the equipment available, or otherwise sound the alarm. A fire watch must be maintained for at least a half hour after completion of welding or cutting operations to detect and extinguish possible smoldering fires.

(4) Before cutting or welding is permitted, the area must be inspected by the individual responsible for authorizing cutting and welding operations. The responsible individual must designate precautions to be followed in granting authorization to proceed, preferably in the form of a written permit.

(5) Where combustible materials such as paper clippings, wood shavings, or textile fibers are on the floor, the floor must be swept clean for a radius of 35 feet. Combustible floors must be kept wet, covered with damp sand, or protected by fire-resistant shields. Where floors have been wet down, employees operating arc welding or cutting equipment must be protected from possible shock.

(6) Cutting and welding are prohibited in the following situations:

(a) In areas not authorized by management.

(b) In sprinklered buildings while such protection is impaired.

(c) In the presence of explosive atmospheres (mixtures of flammable gases, vapors, liquids, or dusts with air), or where explosive atmospheres may develop inside uncleaned or improperly prepared tanks or equipment that have previously contained such materials, or that may develop in areas with an accumulation of combustible dusts.

(d) In areas near the storage of large quantities of exposed, readily ignitable materials such as bulk sulphur, baled paper, or cotton.

(7) Where practical, all combustibles must be relocated at least 35 feet from the worksite. Where relocation is impractical, combustibles must be protected with flame-proofed covers or otherwise shielded with metal or asbestos guards or curtains. Edges of covers at the floor should be tight to prevent sparks from going under them. This precaution is also important at overlaps where several covers are used to protect a large pile.

(8) Ducts and conveyor systems that might carry sparks to distant combustibles must be suitably protected or shut down.

(9) Where cutting or welding is done near walls, partitions, ceiling, or roof of combustible construction, fire-resistant shields or guards must be provided to prevent ignition.

(10) If welding is to be done on a metal wall, partition, ceiling, or roof, precautions must be taken to prevent ignition of combustibles on the other side, due to conduction or radiation, preferably by relocating combustibles. Where combustibles are not relocated, a fire watch on the opposite side from the work must be provided.

(11) Welding must not be attempted on a metal partition, wall, ceiling, or roof having a combustible covering nor on walls or partitions of combustible sandwich-type panel construction.

(12) Cutting or welding on pipes or other metal in contact with combustible walls, partitions, ceilings or roofs must not be undertaken if the work is close enough to cause ignition by conduction.

(13) You are responsible for the safe use of cutting and welding equipment on your property and:

(a) Based on fire potentials of plant facilities, you must establish areas and procedures for cutting and welding;

(b) You must designate an individual responsible for authorizing cutting and welding operations in areas not specifically designed for such processes;

(c) You must insist that cutters or welders and their supervisors are suitably trained in the safe operation of their equipment and the safe use of the process; and

(d) You must advise all contractors about flammable materials or hazardous conditions of which they may not be aware.

(14) The supervisor must:

(a) Ensure that cutting and welding equipment is handled and used safely.

(b) Determine the combustible materials and hazardous areas present or likely to be present in the work location.

(c) Protect combustibles from ignition by the following:



(i) Have the work moved to a location free from dangerous combustibles;

(ii) If the work cannot be moved, have the combustibles moved to a safe distance from the work or have the combustibles properly shielded against ignition; and

(iii) See that cutting and welding are so scheduled that plant operations that might expose combustibles to ignition are not started during cutting or welding.

(d) Secure authorization for the cutting or welding operations from the designated management representative.

(e) Determine that the cutter or welder secures their approval that conditions are safe before going ahead;

(f) Determine that fire protection and extinguishing equipment are properly located at the site; and

(g) Ensure fire watches are available at the site when required.

(15) Cutting or welding is permitted only in areas that are or have been made fire safe. Within the confines of an operating plant or building, cutting and welding should preferably be done in a specific area designed for such work, such as a maintenance shop or a detached outside location. Such areas should be of noncombustible or fire-resistive construction, essentially free of combustible and flammable contents, and suitably segregated from adjacent areas. When work cannot be moved practically, as in most construction work, the area must be made safe by removing combustibles or protecting combustibles from ignition sources.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-50005 What protective clothing must welders wear?** (1) Employees exposed to the hazards created by welding, cutting, or brazing operations must be protected by personal protective equipment according to the requirements of chapter ~~((296-306A))~~ 296-307 WAC Part H. Appropriate protective clothing required for any welding operation will vary with the size, nature and location of the work to be performed.

(2) The following suggestions may be helpful when choosing protective clothing:

(a) Except when engaged in light work, all welders should wear flameproof gauntlet gloves.

(b) Flameproof aprons made of leather, asbestos, or other suitable material may help to protect against radiated heat and sparks.

(c) Woolen clothing is better than cotton because it is less easily ignited and helps to protect the welder from changes in temperature. Cotton clothing, if used, should be chemically treated to reduce its combustibility. All outer clothing such as jumpers or overalls should be reasonably free from oil or grease.

(d) Sparks may lodge in rolled-up sleeves, pockets, or cuffs. Therefore sleeves and collars should be buttoned, and clothing should have no front pockets. Trousers or overalls should be uncuffed.

(e) For heavy work, fire-resistant leggings, high boots, or other equivalent means should be used.

(f) In production work a sheet metal screen in front of the employee's legs can provide further protection against sparks and molten metal in cutting operations.

(g) Capes or shoulder covers made of leather or other suitable materials should be worn during overhead welding or cutting operations. Leather skull caps may be worn under helmets to prevent head burns.

(h) For welding and cutting overhead or in extremely confined spaces, ear protection is sometimes desirable.

(i) Where there is exposure to sharp or heavy falling objects, or a hazard of bumping in confined spaces, hard hats or head protectors must be used.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-50009 What employee protection must be provided in confined spaces?** "Confined space" means a relatively small or restricted space such as a tank, boiler, pressure vessel, or small compartment of a ship.

(1) Confined spaces must be ventilated. For ventilation requirements see WAC ~~((296-306A-50011))~~ 296-307-50011 through ~~((296-306A-50029))~~ 296-307-50029.

(2) When welding or cutting in a confined space, the gas cylinders and welding machines must be left outside. Before operations are started, heavy portable equipment mounted on wheels must be securely blocked to prevent accidental movement.

(3) Where a welder must enter a confined space through a manhole or other small opening, means must be provided for quickly removing the welder in case of emergency. When safety belts and lifelines are used, they must be attached so that the welder's body cannot be jammed in a small exit opening. An attendant with a preplanned rescue procedure must be stationed outside to observe the welder at all times and be able to put rescue operations into effect.

(4) After welding operations are completed, the welder must mark the hot metal or provide some other means of warning other employees.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-50011 What general requirements apply to welding ventilation?** (1) The following three factors in arc and gas welding must be considered when determining the amount of contamination to which welders may be exposed:

(a) Dimensions of space in which welding is to be done (especially ceiling height);

(b) Number of welders; and

(c) The possibility of hazardous fumes, gases, or dust according to the metals involved.

(2) Other factors involved may require ventilation or respiratory protective devices as needed to meet the requirements of this section. Such factors include:

(a) Atmospheric conditions;

(b) Heat generated; and

(c) Presence of volatile solvents.



(3) When welding must be performed in a space entirely screened on all sides, the screens must be arranged so that no serious restriction of ventilation exists. The screens should be mounted so that they are about 2 feet above the floor unless the work is performed at so low a level that the screen must be extended nearer to the floor to protect nearby employees from the glare of welding.

(4) Local exhaust or general ventilating systems must be provided and arranged to keep the amount of toxic fumes, gases, or dusts below the maximum allowable in chapter 296-62 WAC.

Note: A number of potentially hazardous materials are employed in fluxes, coatings, coverings, and filler metals used in welding and cutting or are released to the atmosphere during welding and cutting. These include but are not limited to the materials itemized in WAC ((~~296-306A-50019~~) 296-307-50019 through ((~~296-306A-50029~~) 296-307-50029).

(5) You must determine which potentially hazardous materials are associated with welding and cutting and inform employees through signs, labels or other appropriate means.

(a) Welding may produce fumes and gases hazardous to health. Avoid breathing these fumes and gases. Use adequate ventilation. See ANSI Z 49.1-1967, Safety in Welding and Cutting, published by the American Welding Society.

(b) Brazing (welding) filler metals containing cadmium in significant amounts must carry the following notice on tags, boxes, or other containers:

WARNING  
CONTAINS CADMIUM—POISONOUS FUMES MAY BE FORMED ON HEATING

- Do not breathe fumes. Use only with adequate ventilation such as fume collectors, exhaust ventilators, or air-supplied respirators. See ANSI Z 49.1-1967.

- If chest pain, cough, or fever develops after use call physician immediately.

- Keep children away when using.

(c) Brazing and gas welding fluxes containing fluorine compounds must have a cautionary wording to indicate that they contain fluorine compounds. The American Welding Society recommends the following for brazing and gas welding fluxes:

CAUTION  
CONTAINS FLUORIDES

This flux when heated gives off fumes that may irritate eyes, nose and throat.

- Avoid fumes. Use only in well-ventilated spaces.
- Avoid contact of flux with eyes or skin.
- Do not take internally.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-50013 What ventilation must be provided for general welding and cutting?** (1) Mechanical ventilation must be provided when welding or cutting is done on metals not covered in WAC ((~~296-306A-50019~~) 296-

307-50019 through ((~~296-306A-50029~~) 296-307-50029 in the following locations:

(a) In a space of less than 10,000 cubic feet per welder.

(b) In a room with a ceiling height of less than 16 feet.

(c) In confined spaces or where the welding space contains partitions, balconies, or other structural barriers to the extent that they significantly obstruct cross-ventilation.

(2) Ventilation must be at the minimum rate of 2,000 cubic feet per minute per welder.

Exception: This requirement does not apply where local exhaust hoods and booths that meet the requirements of WAC ((~~296-306A-50015~~) 296-307-50015, or airline respirators approved by the Mine Safety and Health Administration (MSHA) and the National Institute for Occupational Safety and Health (NIOSH) for such purposes are provided. Natural ventilation is considered sufficient for welding or cutting operations where the restrictions in subsection (1) of this section are not present.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-50019 What requirements apply to welding fluorine compounds?** In confined spaces, welding or cutting involving fluxes, coverings, or other materials that contain fluorine compounds must be done according to WAC ((~~296-306A-50017~~) 296-307-50017.

"Fluorine compound" means a compound that contains fluorine as an element in chemical combination, not as a free gas.

Note: The need for local exhaust ventilation or airline respirators for welding or cutting in other than confined spaces will depend on the circumstances. However, such protection is desirable for fixed-location production welding and for all production welding on stainless steels. Where air samples taken at the welding location indicate that the fluorides liberated are below the maximum allowable concentration, such protection is not necessary.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-50021 What requirements apply to welding zinc?** (1) In confined spaces welding or cutting involving zinc-bearing base or filler metals or metals coated with zinc-bearing materials must be done according to WAC ((~~296-306A-50017~~) 296-307-50017.

(2) Indoors, welding or cutting involving zinc-bearing base or filler metals coated with zinc-bearing materials must be done according to WAC ((~~296-306A-50015~~) 296-307-50015.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-50023 What requirements apply to welding lead?** (1) In confined spaces, welding involving lead-base metals (erroneously called lead-burning) must be done according to WAC ((~~296-306A-50017~~) 296-307-50017.

(2) Indoors, welding involving lead-base metals must be done according to WAC ((296-306A-50015)) 296-307-50015.

(3) In confined spaces or indoors, welding or cutting involving metals containing lead, other than as an impurity, or involving metals coated with lead-bearing materials, including paint, must be done using local exhaust ventilation or airline respirators. Outdoors, such operations must be done using respiratory protective equipment approved by the Mine Safety and Health Administration (MSHA) and the National Institute for Occupational Safety and Health (NIOSH) for such purposes. In all cases, employees in the immediate vicinity of the cutting operation must be protected as necessary by local exhaust ventilation or airline respirators.

Note: See chapter 296-62 WAC for additional requirements on lead.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-50027 What requirements apply to welding cadmium?** (1) Welding or cutting indoors or in confined spaces involving cadmium-bearing or cadmium-coated base metals must be done using local exhaust ventilation or airline respirators unless atmospheric tests under the most adverse conditions have established that employee exposure is within the acceptable concentrations defined by chapter 296-62 WAC. Outdoors, such operations must be done using respiratory protective equipment such as fume respirators approved by the Mine Safety and Health Administration (MSHA) and the National Institute for Occupational Safety and Health (NIOSH) for such purposes.

(2) Welding (brazing) involving cadmium-bearing filler metals must be done using ventilation as prescribed in WAC ((296-306A-50015)) 296-307-50015 or ((296-306A-50017)) 296-307-50017 if the work is to be done in a confined space.

Note: See chapter 296-62 WAC for additional requirements on cadmium.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-52001 What does this section cover?** WAC ((296-306A-520)) 296-307-520 applies to all powered industrial trucks used in agricultural operations.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-52003 What is a "powered industrial truck"?** "Powered industrial truck" (or "truck") means a fork truck, industrial tractor, platform lift truck, motorized hand truck, or other specialized industrial trucks, powered by electric motors or internal combustion engines. The definition does not include compressed gas-operated industrial trucks, ((farm vehicles)) tractor-mounted forklifts, or vehicles intended primarily for earth moving or over-the-road hauling.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-52005 What manufacturer's requirements apply to powered industrial trucks?** (1) All powered industrial trucks must meet the design and construction requirements for powered industrial trucks established in the ANSI B56.1-1969, "Powered Industrial Trucks."

(2) Approved trucks must have a label indicating approval by the testing laboratory as meeting the specifications and requirements of ANSI B56.1-1969.

(3) Modifications or additions must only be performed with the manufacturer's prior written approval. When modifications or additions are made, capacity, operation, and maintenance instruction plates, tags, or decals must be changed accordingly.

(4) If the truck is equipped with front-end attachments other than factory installed attachments, it ((shaft)) must be marked to identify the attachments and show the approximate weight of the truck and attachment combination at maximum elevation with the load centered from side to side.

(5) The user must ensure that all nameplates and markings are in place and legible.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-52009 What must a user consider before choosing a powered industrial truck?** Before choosing the industrial truck to use, the user must determine whether the atmosphere or location is hazardous or nonhazardous. The type of industrial truck ((shaft)) must be chosen according to the requirements of WAC ((296-306A-52014)) 296-307-52011.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-52011 What requirements determine which trucks to use in specific hazardous environments?** Following are the minimum truck types required in specific hazardous environments. You may choose to use industrial trucks having greater safeguards.

(1) Powered industrial trucks are prohibited in atmospheres with a hazardous concentration of acetylene, butadiene, ethylene oxide, hydrogen (or gases or vapors equivalent in hazard to hydrogen, such as manufactured gas), propylene oxide, acetaldehyde, cyclopropane, diethyl ether, ethylene, isoprene, or unsymmetrical dimethyl hydrazine (UDMH).

(a) Approved EX trucks must be used in atmospheres containing hazardous concentrations of metal dust, including aluminum, magnesium, and their commercial alloys; other metals of similarly hazardous characteristics; or in atmospheres containing carbon black, coal, or coke dust.

(b) In atmospheres where dust of magnesium, aluminum or aluminum bronze may be present, fuses, switches, motor controllers, and circuit breakers of trucks must have enclosures specifically approved for such locations.

(2) Approved EX trucks must be used in atmospheres containing acetone, acrylonitrile, alcohol, ammonia, benzene,

benzol, butane, ethylene dichloride, gasoline, hexane, lacquer solvent vapors, naphtha, natural gas, propane, propylene, styrene, vinyl acetate, vinyl chloride, or xylenes in quantities sufficient to produce explosive or ignitable mixtures.

(3) Approved DY, EE, or EX trucks must be used in locations where volatile flammable liquids or flammable gases are handled, processed or used, if the hazardous liquids, vapors or gases are normally confined within closed containers or closed systems from which they can escape only in case of accidental rupture or breakdown, or in case of abnormal equipment operation.

Approved DY, EE, or EX trucks may also be used in locations in which hazardous concentrations of gases or vapors are normally prevented by mechanical ventilation but that might become hazardous through failure or abnormal operation of the ventilating equipment.

(4) Approved DS, ES, GS, or LPS trucks must be used in locations used for the storage of hazardous liquids in sealed containers or liquefied or compressed gases in containers. This classification includes locations where volatile flammable liquids or flammable gases or vapors are used but are hazardous only in case of an accident or an unusual operation condition.

The quantity of hazardous material that might escape in case of accident, the adequacy of ventilating equipment, the total area involved, and the business's history of explosions or fires are all factors that should be considered in determining which truck has sufficient safeguards for the location.

(a) Approved EX trucks must be used in atmospheres in which combustible dust is or may be suspended in quantities sufficient to produce explosive or ignitable mixtures, or where mechanical failure or abnormal operation of machinery or equipment might cause such mixtures to be produced.

(b) The EX classification usually includes the working areas of: Grain handling and storage plants, rooms containing grinders or pulverizers, cleaners, graders, scalpers, open conveyors or spouts, open bins or hoppers, mixers or blenders, automatic or hopper scales, packing machinery, elevator heads and boots, stock distributors, dust and stock collectors (except all-metal collectors vented to the outside), and all similar dust producing machinery and equipment in grain processing plants, starch plants, sugar pulverizing plants, malting plants, hay grinding plants, and other similar locations; and areas where combustible dust may, under normal operating conditions, be present in the air in quantities sufficient to produce explosive or ignitable mixtures.

(5) Approved DY, EE, or EX trucks must be used in atmospheres in which deposits or accumulations of combustible dust may be ignited by arcs or sparks from the truck, if combustible dust will not normally be suspended or thrown into suspension by the normal operation of equipment or apparatus in quantities sufficient to produce explosive or ignitable mixtures.

(6) Approved DY, EE, or EX trucks must be used in locations with easily ignitable fibers or flyings if the fibers or flyings are not likely to be suspended in quantities sufficient to produce ignitable mixtures.

(7) Approved DS, DY, ES, EE, EX, GS, or LPS trucks must be used in locations, including outside storage, where easily ignitable fibers are stored or handled, but are not pro-

cessed or manufactured. E trucks that have been previously used in these locations may continue to be used.

(8) If storage warehouses and outside storage locations are hazardous, the specified approved truck must be used. If not classified as hazardous, any approved D, E, G, or LP truck may be used, or trucks meeting the requirements for these types may be used.

The Uses of Industrial Trucks in Hazardous Locations  
Unclassified & Class I

Classes	Unclassified	Class I locations			
Description of classes	Locations not possessing atmospheres as described in other columns	Locations in which flammable gases or vapors are, or may be, present in the air in quantities sufficient to produce explosive or ignitable mixtures			
Groups in classes	None	A	B	C	D
Examples of locations or atmospheres in classes and groups	Piers and wharves, inside and outside general storage, general industrial or commercial properties	Acetylene	Hydrogen	Ethyl ether	Gasoline Naphtha Alcohols Acetone Lacquer solvent Benzene
		1		2	
Divisions (nature of hazardous conditions)	None	Above condition exists continuously, intermittently, or periodically under normal operating conditions		Above condition may occur accidentally due to a puncture of a storage drum	

Class II & III

Classes	Class II location			Class III locations
Description of classes	Locations that are hazardous because of the presence of combustible dust			Locations where easily ignitable fibers or flyings are present but not likely to be in suspension in quantities sufficient to produce ignitable mixtures
Groups in classes	E	F	G	None
Examples of locations or atmospheres in classes and groups	Metal dust Coal dust Coke dust	Carbon black Starch dust Organic dust	Grain dust Flour dust	Baled waste, cocoa fiber, cotton, excelsior, hemp, istle, jute, kapok, oakum, sisal, Spanish moss, synthetic fibers, tow.
	1	2	1	2
Divisions (nature of hazardous conditions)	Explosive mixture may be present under normal operating conditions, or where failure of equipment may cause the condition to exist simultaneously with arcing or sparking of electrical equipment, or where dusts of an electrically conducting nature may be present	Explosive mixture not normally present, but where deposits of dust may cause heat rise in electrical equipment, or where such deposits may be ignited by arcs or sparks from electrical equipment	Locations in which easily ignitable fibers or materials producing combustible flyings are handled, manufactured, or used	Locations in which easily ignitable fibers are stored or handled (except in the process of manufacture)

PERMANENT

Groups in classes—None, A, B, C, and D

Groups in classes	None	A	B	C	D	A	B	C	D
Types of trucks authorized:									
Diesel:									
Type D	D*								
Type DS									DS
Type DY									DY
Electric:									
Type E	E*								
Type ES									ES
Type EE									EE
Type EX					EX				EX
Gasoline:									
Type G	G*								
Type GS									GS
LP-Gas:									
Type LP	LP*								
Type LPS									LPS

\*These types of trucks may also be used.

Groups in class—E, F, G, and None

Groups in classes	E	F	G	E	F	G	None	None
Types of trucks authorized:								
Diesel:								
Type D								
Type DS						DS		DS
Type DY						DY	DY	DY
Electric:								
Type E								E
Type ES						ES		ES
Type EE						EE	EE	EE
Type EX		EX	EX			EX	EX	EX
Gasoline:								
Type G								
Type GS						GS		GS
LP-Gas:								
Type LP								
Type LPS						LPS		LPS

PERMANENT

Reviser's note: The spelling 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.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-52013 In what environments may converted trucks be used?** When powered industrial trucks that were originally approved to use gasoline are converted to use LP-gas according to WAC ((~~296-306A-52047~~) 296-307-52047(12), they may be used in locations where G, GS or LP, and LPS trucks are specified.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-52015 What requirements apply to overhead safety guards?** (1) High-lift rider trucks must be fitted with an overhead guard manufactured according to WAC ((~~296-306A-52005~~) 296-307-52005(1), unless operating conditions do not permit.

(2) An overhead guard must be used as protection against falling objects.

Note: An overhead guard is intended to offer protection from the impact of small packages, boxes, bagged material, and other objects involved in the job, but not to withstand the impact of a falling capacity load.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-52017 What requirements apply to load backrests?** (1) A load backrest extension must be used whenever necessary to minimize the possibility of the load or part of it from falling rearward.

(2) If the type of load presents a hazard, the user must equip fork trucks with a vertical load backrest extension manufactured according to WAC ((~~296-306A-52005~~) 296-307-52005(1).

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-52047 What requirements apply to maintaining powered industrial trucks?** (1) Powered industrial trucks must be removed from service when not in safe operating condition. All repairs must be made by an authorized employee.

(2) No repairs may be made in Class I, II, and III locations.

(3) When repairs to fuel and ignition systems of industrial trucks involve fire hazards, the repairs must be conducted only in designated locations.

(4) Trucks in need of repairs to the electrical system must have the battery disconnected prior to repair.

(5) Industrial truck parts must be replaced only by parts of equivalent safety.

(6) Industrial trucks must not be altered so that the relative positions of parts are different from when they were manufactured. Industrial trucks must not have parts added or eliminated, except as provided in WAC ((~~296-306A-52005~~) 296-307-52005. Fork trucks must not have additional counterweighting added unless approved by the truck manufacturer.

(7) Industrial trucks must be examined at least daily before being placed in service. Industrial trucks must not be placed in service if the examination shows any unsafe condition.

Where industrial trucks are used on a round-the-clock basis, they shall be examined after each shift. Defects must be immediately reported and corrected.

(8) Water mufflers must be filled daily or as frequently as necessary to prevent the water supply from dropping below 75 percent. Vehicles must not be operated if muffler screens or other parts are clogged. Any vehicle that emits hazardous sparks or flames from the exhaust system must immediately be removed from service until the emission of such sparks and flames has been eliminated.

(9) When the temperature of any part of any truck exceeds its normal operating temperature, the vehicle must be removed from service until the cause for overheating has been eliminated.

(10) Industrial trucks must be kept clean and free of excess accumulations of combustible materials, oil, and grease. Noncombustible agents should be used for cleaning trucks. Low flash point (below 100°F) solvents must not be used. High flash point (at or above 100°F) solvents may be used. Take precautions regarding toxicity, ventilation, and fire hazard according to the agent or solvent used.

(11) Glycol base antifreeze must be used in the engine cooling system.

(12) Industrial trucks originally approved to use gasoline fuel may be converted to use LP-gas fuel if the converted truck has the features specified for LP or LPS designated trucks. The converted equipment must be approved. You may find a description of the conversion system and the recommended method of installation in the "listed by report" of a nationally recognized testing laboratory.

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-53001 What does this section cover?** WAC ((~~296-306A-530~~) 296-307-530 applies to the servicing of multipiece and single-piece rim wheels used on large vehicles such as trucks, tractors, trailers, buses and off-road machines. It does not apply to servicing rim wheels used on automobiles, or on pickup trucks and vans with automobile tires or truck tires designated "LT."

**AMENDATORY SECTION** (Amending WSR 97-09-013, filed 4/7/97, effective 4/7/97)

**WAC 296-307-53005 What training must an employer provide for employees who service rim wheels?**

(1) You must implement a training program that covers at least the following:

(a) The hazards involved in servicing rim wheels;

(b) The safe operating procedures for the types of wheel serviced, described in WAC ((~~296-306A-53013~~) 296-307-53013 and ((~~296-306A-53015~~) 296-307-53015; and

(c) The applicable data contained in the charts (rim manuals) and the contents of this standard.

(2) You must ensure that each employee demonstrates and maintains the ability to service rim wheels safely, including the following:

- (a) Demounting tires (including deflation);
- (b) Inspecting and identifying the rim wheel components;
- (c) Mounting tires (including inflation with a restraining device or other safeguard required by this section);
- (d) Using the restraining device and other equipment required by this section;
- (e) Handling rim wheels;
- (f) Inflating the tire when a single-piece rim wheel is mounted on a vehicle;
- (g) Understanding the necessity of standing outside the trajectory both during inflation of the tire and during inspection of the rim wheel following inflation; and
- (h) Installing and removing rim wheels.

(3) If you believe that any employee is unable to read and understand the charts or rim manual, you must instruct the employee in the contents of the charts and rim manual in a manner that the employee can understand.

(4) You must evaluate each employee's ability to perform these tasks safely, and provide additional training as necessary to ensure that each employee maintains proficiency.

#### REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 296-307-28008	What training must an employer provide for employees who use agricultural equipment?
WAC 296-307-28010	What requirements apply to machine controls?
WAC 296-307-28012	What requirements apply to guarding steam pipes?

**WSR 99-01-014**  
**PERMANENT RULES**  
**DEPARTMENT OF LICENSING**

[Filed December 7, 1998, 11:52 a.m.]

Date of Adoption: December 5, 1998.

Purpose: Meet criteria supporting Governor Locke's Executive Order 97-02.

Citation of Existing Rules Affected by this Order: General procedures for making applications for ownership; repealing WAC 308-56A-025 General procedure for application, 308-56A-035 Form required for name and address—One name on application, 308-56A-045 Form required for name and address—Address nonresident, 308-56A-050 Form required for name and address—Last registered owner shown on application, 308-56A-055 Form required for name and address—Owners in common, 308-56A-100 Declaration

of use tax form, 308-56A-105 Previously titled vehicles, 308-56A-125 Foreign title or registration, 308-56A-130 Acquired from United States government and 308-56A-135 Registered by foreign military command; amending WAC 308-56A-030 Form required for name and address, 308-56A-040 Form required for name and address—Address, 308-56A-110 New vehicles, 308-56A-115 Vehicles not previously titled and 308-56A-210 Lack of proper release of interest; and new WAC 308-56A-295 Vehicle sold—Reported stolen—Liability if abandoned.

Statutory Authority for Adoption: RCW 46.01.110.

Adopted under notice filed as WSR 98-20-033 on September 29, 1998.

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 7, Repealed 8.

Number of Sections Adopted Using Negotiated Rule Making: New 1, Amended 7, Repealed 8; 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.

December 7, 1998

Evelyn P. Yenson

Director

AMENDATORY SECTION (Amending WSR 96-04-004, filed 1/25/96, effective 2/25/96)

**WAC 308-56A-030** (~~Form required for~~) **Owner name and address—Application for certificate of ownership.** (~~The application for certificate of ownership shall indicate the names and addresses of the registered and legal owners of the vehicle, including lessees and lessors, and each owner's department assigned customer account number. The names indicated shall be the names of the owners in the form in which the person wishes his/her interests to be reflected. The owner's names reflected on the certificate of registration are identical with the name shown on the certificate of ownership.~~) **(1) What registered owner and lien holder or secured party information is required on the application for certificate of ownership?**

The application for certificate of ownership shall include:

(a) The name of each owner of the vehicle and, if the vehicle is subject to security interest, the name of each secured party;

(b) The department's assigned customer account number for each owner of the vehicle including secured parties if available;

(c) The address at which one of the owners regularly receives mail; and

(d) The mailing address of the first secured party.

**(2) Do the addresses need to conform to United States Postal Service (USPS) standards?**

Yes. USPS address standards must be used on all vehicle records, registrations, and certificates of ownership.

**(3) If there are multiple owners with different addresses, may both addresses be shown on the application?**

No. The address of only one of the registered owners and one secured party will be accepted on the application for certificate of ownership.

**AMENDATORY SECTION** (Amending WSR 92-15-024, filed 7/6/92, effective 8/6/92)

**WAC 308-56A-040 ((Form required for)) Name and address—Address.** ((The address of the registered and legal owner must be shown on the application as the address at which the owner regularly receives mail. If there is a change in the address, the department must be notified with the following information:

(1) The registered owner's name as it appears on the department records;

(2) The license plate number of each vehicle;

(3) The new address with zip code and county of the new address;

(4) Whether or not the new address is in an incorporated or unincorporated area;)) (1) **If the owner's address changes, does the owner need to notify the department?**

Yes.

**(2) What information does the owner need to provide to the department if their address changes?**

The owner shall provide the department with the following information:

(a) The registered owner's name as it appears on the department records;

(b) The license plate number of each vehicle;

(c) The new address with at least a five digit zip code and preferably a nine digit zip code; and

(d) The county of the new address.

**(3) Does the address need to conform to United States Postal Service (USPS) standards?**

Yes. USPS address standards must be used on all vehicle records, registrations, and certificates of ownership.

**AMENDATORY SECTION** (Amending Order MV 208, filed 7/31/74)

**WAC 308-56A-110 New vehicles—Manufacturer's statement/certificate of origin.** ((1) Application for a certificate of title to a new vehicle never before licensed or titled and sold by an in-state or out-of-state dealer or manufacturer must be accompanied by a Manufacturer's Statement of Origin (MSO) or other document certifying the first conveyance of said vehicle after its manufacture.

(2) The statement of origin or other similar document or the factory invoice of the dealer shall reflect the year, make, model, body style, and vehicle identification number and

additionally, in the case of motoreycles, the motor number and frame number.

(3) No statement of origin or other similar document can be accepted for the issuance of a title unless all persons named on said statement have released or assigned their interest thereon, or on a department release of interest form. If the selling dealer is the only interest named, a dealer's report of sale on a title application shall have the effect of a release.

(4) Dealer to dealer transfers may be accomplished either by appropriate endorsement of the statement of origin or other similar document, or by a department release of interest form. A complete chain of ownership must be reflected from the original dealer named on the MSO to the retail selling dealer making the application.

(5) If the statement of origin or other similar documentation is not available and obtaining a replacement from the manufacturer would cause an undue amount of delay in titling the vehicle, a photocopy of the factory invoice to the dealer can be substituted. A clear chain of ownership must be reflected from the original dealer named on the invoice to the retail selling dealer making application.

(6) This rule shall be applied to all new vehicles commencing with the 1974 model year.)) (1) **What ownership documentation from the manufacturer is required to title a new vehicle?**

An application for a certificate of ownership to a new vehicle shall be accompanied by a manufacturer's statement/certificate of origin (MSO/MCO).

**(2) What information needs to be shown on the MSO/MCO?**

The MSO/MCO shall contain the following information:

(a) First conveyance of the vehicle after its manufacture;

(b) The model year;

(c) Make;

(d) Model, body style;

(e) Vehicle identification number;

(f) An indication that the vehicle was not manufactured for road use, if applicable; and

(g) If a moped, a statement indicating the vehicle meets the definition in RCW 46.04.304.

**(3) What documentation may be used in lieu of an MSO/MCO?**

If the MSO/MCO is not available, the manufacturer's invoice to the dealer may be used. The manufacturer's invoice shall contain all the information required in subsection (2) of this section. If a flooring agent is shown on the invoice, the department requires a release of interest from the flooring agent.

**(4) How is a dealer to dealer sale recorded on the MSO/MCO before the first retail sale?**

A dealer to dealer sale is recorded in the assignment area on the MSO/MCO.

In the absence of an available assignment area a dealer to dealer report of sale or similar document may be used as long as a complete chain of ownership is documented from the original dealer named on the MSO/MCO through the retail selling dealer making the application.



**AMENDATORY SECTION** (Amending WSR 93-14-084, filed 6/30/93, effective 7/31/93)

**WAC 308-56A-115 Vehicles (~~(not previously titled)~~) from jurisdiction other than Washington.** (~~(1) Application for certificates of ownership and/or registration to a vehicle not previously titled or licensed in this state must be accompanied by documents acceptable to the department.~~

~~(2) Application for certificates of ownership and/or registration to a used vehicle or vehicle that has never been titled or registered in this state or any other jurisdiction must be accompanied by documents set forth in WAC 308-56A-110 for new vehicles.~~

~~(3) Application for certificates of ownership and/or registration to a used vehicle or vehicle that has been titled and/or registered in a foreign jurisdiction must be accompanied by the most recently issued valid title or other documents acceptable to the department which constitute proof of ownership.~~

~~(4) Application for certificates of ownership and/or registration, for a vehicle imported from a country that cancels the vehicle title and/or registration for export, must be accompanied by the documents evidencing the cancellation and constituting proof of ownership.~~

~~(5) Any document provided which is not in the English language, shall be accompanied by a literal translation into the English language and verified as to the accuracy of the translation by a notarized affidavit from the translator.))~~ **(1) What ownership documents are required to title and license a vehicle not currently titled or licensed in the state of Washington?**

(a) If the vehicle was acquired from an agency of the United States government, the original or a copy of the bill of sale issued by the United States government must accompany the application for certificate of ownership.

(b) If a vehicle is titled in another state, the application for certificate of ownership must be accompanied by the most current title issued by that state. The department will accept a copy of the current title when it is being held by the lien holder and is not available.

(c) If a vehicle is titled in another country, the application for certificate of ownership must be accompanied by the most current title issued by that jurisdiction. If the country from which the vehicle is imported cancels the vehicle title and/or registration for export, the application for certificate of ownership must be accompanied by documents showing proof of ownership and evidence of the cancellation.

(d) If a member of the United States armed forces owns the vehicle and the vehicle has been registered by the United States government military entity, the application for certificate of ownership shall be accompanied by the registration certificate as proof of ownership. If there is a lien holder, the United States armed forces member must contact the lien holder and obtain a copy of the ownership documents being held.

**(2) What ownership documents are required to obtain a certificate of ownership for a vehicle from a jurisdiction that by policy or law does not title or register certain classes of vehicles based on age, type, or other criteria?**

If the vehicle is from a jurisdiction that by policy or law does not title a specific vehicle, but does register it, the department will accept the registration as an ownership document. If the applicant is not the owner shown on the registration, a bill of sale or release of interest is also required. If the vehicle is from a jurisdiction that neither registers nor titles, the department will accept a statement from the applicant certifying when and where they purchased the vehicle, and that the previous jurisdiction does not title or register this type of vehicle. If the applicant is not the owner of the vehicle that was brought in from such jurisdiction, a bill of sale is required, and the statement certifying how the vehicle was acquired. The Washington certificate of ownership may contain a special notation if issued under these circumstances. If the bill of sale is not available, ownership in doubt procedures from WAC 308-56A-210 apply.

**(3) What ownership documents are required to title a vehicle from a jurisdiction which has refused to issue a title document for a specific vehicle?**

If the jurisdiction has refused to issue title, Washington will require the customer to comply with ownership in doubt procedures from WAC 308-56A-210. In those cases where a title was refused for reasons not applicable to Washington, the department may consider issuing a title with the appropriate documentation.

**(4) What additional documentation is required if my vehicle is from a foreign country?**

In addition to the ownership document, the application for certificate of ownership must be accompanied by:

(a) An approved United States Department of Treasury Customs Service form properly executed authorizing the vehicle entry into this country. Applications for certificate of ownership for vehicles imported from Puerto Rico need not be accompanied by a customs document;

(b) A certificate of inspection signed by an authorized inspector as described in WAC 308-56A-150;

(c) An English translation for any document provided which is not in the English language. The translator shall provide a notarized/certified affidavit attesting to the accuracy of the translation; and

(d) A release of interest from the owners shown on the ownership documents, as provided in WAC 308-56A-210, if the applicant is not the owner shown.

**(5) What if my vehicle does not pass the EPA?**

If the vehicle does not conform with all applicable federal motor vehicle safety standards or federal air pollution control regulations, and the United States Customs Service will not issue a custom document, the department will not issue a certificate of ownership or registration for the vehicle.

**(6) What if there is no indication that my vehicle is from a nontitle or nonregistration jurisdiction, and no other jurisdiction has a record of my vehicle?**

If there is no indication that your vehicle is from a nontitle or nonregistration jurisdiction, and no jurisdiction has a record for your vehicle, you need to follow ownership in doubt procedures in WAC 308-56A-210.

**AMENDATORY SECTION** (Amending WSR 96-03-047, filed 1/11/96, effective 2/11/96)

**WAC 308-56A-210** (~~(Lack of proper release of interest.)~~) **Ownership in doubt.** (~~(If the registered or legal owner, as shown in the records of the department or a foreign state issuing the last certificate of ownership and/or registration of a vehicle, has not released his/her interest in the vehicle, by endorsement on the certificate of ownership or by a satisfactory release of interest, the following must be attached to an application for Washington certificate of ownership:~~

(1) ~~Proper documentation authorized in WAC 308-56A-205 to be used in lieu of a release by the registered or legal owner; or~~

(2) ~~A bond in accordance with RCW 46.12.151; or~~

(3) ~~The following, if satisfactory to the department:~~

(a) ~~An affidavit by the applicant stating the reasons the person is unable to obtain a release of interest from the registered and/or legal owner of record; and~~

(b) ~~Evidence of ownership of the vehicle by the applicant such as, but not limited to, a bill of sale; and~~

(c) ~~Evidence of attempts to locate the owner of record such as, but not limited to, copies of correspondence sent by registered or certified mail, return receipt requested to the last known address of the owner.~~

(4) ~~For purposes of this section, an individual purchaser or transferee of a vehicle may request the name and address of the owner(s) of record for that vehicle by satisfying subsection (3)(a) and (b) of this section and completing a form provided by the department. When satisfied the request is for obtaining proper release of interest, the department may disclose the name(s) and address of the last owner(s) of record for that vehicle.)~~ **(1) What does an applicant do if they are unable to provide an acceptable release of interest as defined in WAC 308-56A-105 from the owner(s) of record for a vehicle?**

When an applicant is unable to provide an acceptable release of interest, the applicant may:

(a) Petition any district or superior court of any county of this state to receive a judgment awarding ownership of the vehicle. Such judgment is required if ownership of the vehicle is contested after the applicant makes application for ownership in doubt and before the three-year ownership in doubt period has lapsed; or

(b) Apply for registration only or bonded certificate of ownership as described in this rule if a judgment is unnecessary as described in (a) of this subsection. The applicant shall:

(i) Provide evidence of ownership of the vehicle such as, but not limited to, a bill of sale;

(ii) Obtain a Washington state patrol VIN inspection;

(iii) Make a reasonable effort to determine ownership of the vehicle by writing to the agency that issued the last known certificate of ownership or registration. For purposes of this section, an individual purchaser or transferee of a vehicle may request the name and address of the owner(s) of record for that vehicle from the department by satisfying (b)(i) of this subsection and completing a form approved by the department. When satisfied the request is for obtaining proper release of interest, the department may disclose the

name(s) and address of the last owner(s) of record for that vehicle.

(A) If a record is found, the applicant shall send a certified or registered letter, return receipt requested, to each owner and secured party of record at the address shown on the last record. The letter shall contain information regarding the sender's claim to ownership and a request for the released certificate of ownership or a notarized or certified release of interest.

(B) If no record is found, or the previous owner did not respond within fifteen days after acknowledged receipt or the letter was returned unclaimed, the applicant shall provide an affidavit of request for bonded title or registration without title form explaining how the vehicle was acquired:

(iv) Determine whether to bond the vehicle and apply for a certificate of ownership or apply for registration only. A bond is required if the seller of the vehicle is a Washington state vehicle dealer or in lieu of the judgment described in (a) of this subsection if there is evidence of a security agreement on the last record as found in (b)(i) of this subsection. A bond shall be for a period of three years from the date of application and be in the amount of one and one-half times the value of the vehicle as determined by one of the following:

(A) Information provided by any guide book or other publication of recognized standing in the vehicle industry; or

(B) A value that is agreeable to the applicant and verifiable by the authorized department agent or employee.

**(2) If I have a bonded certificate of ownership, how can I get a certificate of ownership without the bonded notation?**

In order to get a certificate of ownership without the bonded notation, you may:

(a) Submit the properly endorsed certificate of ownership or a satisfactory release of interest and make application to the department anytime during the three-year period; or

(b) After the three-year period, make application to the department.

**(3) If I have a three-year registration only, how can I obtain a certificate of ownership?**

In order to get a certificate of ownership, you may:

(a) Submit the properly endorsed certificate of ownership or a satisfactory release of interest and make application to the department anytime during the three-year period; or

(b) After the three-year period, make application to the department.

**(4) Can I sell the vehicle when there is a bonded certificate of ownership or has a three-year registration only?**

Yes. A bonded certificate of ownership may be released and provided to the buyer the same as any other certificate of ownership. If there is a registration only, provide the buyer with a notarized or certified release of interest. The new owner may either provide a judgment as described in subsection (1)(a) of this section or shall apply to the department for ownership in doubt as described in subsection (1)(b) of this section and complete the time remaining on the previous ownership in doubt period.

NEW SECTION

**WAC 308-56A-295 Vehicle sold—Reported stolen—Liability if abandoned. Who is responsible for removal, storage, and disposal fees if a vehicle has been reported stolen after it was reported sold, and is subsequently abandoned?**

If a report of sale has been properly filed with the department prior to the date the vehicle was reported stolen, the purchaser shown on that report of sale shall be responsible for removal, storage, and disposal fees. If a report of sale has not been properly filed, the registered owner on the department records remains liable.

REPEALER

The following sections of the Washington Administrative Code are repealed:

- WAC 308-56A-025 General procedure for application.
- WAC 308-56A-035 Form required for name and address—One name on application.
- WAC 308-56A-045 Form required for name and address—Address, nonresident.
- WAC 308-56A-050 Form required for name and address—Last registered owner shown on application.
- WAC 308-56A-055 Form required for name and address—Owners in common.
- WAC 308-56A-100 Declaration of use tax form.
- WAC 308-56A-105 Previously titled vehicles.
- WAC 308-56A-125 Foreign title or registration.
- WAC 308-56A-130 Acquired from United States government.
- WAC 308-56A-135 Registered by foreign military command.

**WSR 99-01-020  
PERMANENT RULES  
COUNTY ROAD  
ADMINISTRATION BOARD**  
[Filed December 7, 1998, 1:33 p.m.]

Date of Adoption: October 29, 1998.

Purpose: Repeal sections of chapters 136-32, 136-110, 136-120, 136-190, 136-200, 136-220, 136-310, 136-320, 136-325, 136-330, 136-340, and 136-350 WAC.

Citation of Existing Rules Affected by this Order: Amending Title 136 WAC.

Statutory Authority for Adoption: Chapter 36.79 RCW.

Adopted under notice filed as WSR 98-19-068 on September 18, 1998.

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 12.

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.

December 4, 1998

Jay P. Weber

Executive Director Interim

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- WAC 136-32-010 Purpose.
- WAC 136-32-020 Procedure—Public agencies.
- WAC 136-32-030 Procedure—Interdepartmental.
- WAC 136-32-040 Records.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- WAC 136-110-010 Purpose.
- WAC 136-110-020 Computation of land area ratio.
- WAC 136-110-030 Computation of road mileage ratio.
- WAC 136-110-040 Apportionment percentages established.
- WAC 136-110-050 Apportionment to regions.

REPEALER

The following chapter of the Washington Administrative Code is repealed:

- WAC 136-120-010 Purpose.
- WAC 136-120-020 Six-year program adoption.

PERMANENT

WAC 136-120-030 RAP projects in six-year program.

**REPEALER**

The following chapter of the Washington Administrative Code is repealed:

WAC 136-190-010 Purpose.  
 WAC 136-190-020 Audit requirements.  
 WAC 136-190-030 Scope of audits.  
 WAC 136-190-040 Noncompliance and questioned costs.  
 WAC 136-190-050 Post audit penalty.

**REPEALER**

The following chapter of the Washington Administrative Code is repealed:

WAC 136-200-010 Purpose.  
 WAC 136-200-020 Functional classification.  
 WAC 136-200-030 Functional classification changes.  
 WAC 136-200-040 Functional classification verification.

**REPEALER**

The following chapter of the Washington Administrative Code is repealed:

WAC 136-220-010 Purpose.  
 WAC 136-220-020 Establishment of matching requirements.  
 WAC 136-220-030 Use of other funds to match RATA funds.

**REPEALER**

The following chapter of the Washington Administrative Code is repealed:

WAC 136-310-010 Certification of county arterial mileage.  
 WAC 136-310-020 Establishment of allocation percentages.  
 WAC 136-310-030 Notice to counties.  
 WAC 136-310-040 Distribution to counties.  
 WAC 136-310-050 Eligibility.

**REPEALER**

The following chapter of the Washington Administrative Code is repealed:

WAC 136-320-010 Definition.  
 WAC 136-320-020 Application.  
 WAC 136-320-030 Pavement management system requirements.  
 WAC 136-320-040 Alternative pavement management system requirements.  
 WAC 136-320-050 State-wide pavement condition data file.  
 WAC 136-320-060 Annual review.  
 WAC 136-320-070 CRAB assistance.  
 WAC 136-320-080 Use of pavement management system data for distribution of county arterial preservation account funds.

**REPEALER**

The following chapter of the Washington Administrative Code is repealed:

WAC 136-325-010 Coordination with annual road program.  
 WAC 136-325-020 Contents.  
 WAC 136-325-030 Submittal to CRAB.

**REPEALER**

The following chapter of the Washington Administrative Code is repealed:

WAC 136-330-010 Pavement management system development.  
 WAC 136-330-020 Allowable activities.  
 WAC 136-330-030 Minimum road widths.  
 WAC 136-330-040 Participation with other funds.

**REPEALER**

The following chapter of the Washington Administrative Code is repealed:

WAC 136-340-010 Accounting requirements.  
 WAC 136-340-020 Audit provisions.  
 WAC 136-340-030 Scope of audits.  
 WAC 136-340-040 Noncompliance and questioned costs.

PERMANENT

WAC 136-340-050 Post-audit penalty.

### REPEALER

The following chapter of the Washington Administrative Code is repealed:

WAC 136-350-010 Annual report form.

WAC 136-350-020 Submittal of annual report.

**WSR 99-01-021  
PERMANENT RULES  
COUNTY ROAD  
ADMINISTRATION BOARD**

[Filed December 7, 1998, 1:38 p.m.]

Date of Adoption: October 29, 1998.

Purpose: Amending sections of chapters 136-01, 136-02, 136-03, 136-04, 136-10, 136-11, 136-12, 136-14, 136-15, 136-16, 136-18, 136-20, 136-28, 136-40, 136-60, 136-70, 136-100, 136-130, 136-150, 136-161, 136-163, 136-165, 136-167, 136-170, 136-180, 136-210, 136-300, and 136-400 WAC.

Citation of Existing Rules Affected by this Order: Amending Title 136 WAC.

Statutory Authority for Adoption: Chapter 36.79 RCW.

Adopted under notice filed as WSR 98-17-051 on August 14, 1998.

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 28, 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.

December 4, 1998

Jay Weber

Executive Director Interim

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-01-010 Purpose and ~~((membership))~~ authority.** The county road administration board is a nine member board, organized under the provision of RCW 36.78.010 through 36.78.110 ~~((for the purpose of establishing and administering:~~

~~(1) Standards of good practice for county road administration within the counties of the state;~~

~~(2) The rural arterial program established by chapter 36.79 RCW;~~

~~(3) The county arterial preservation program established by RCW 46.68.095(4); and~~

~~(4) The ferry capital improvement program established by RCW 47.56.725(4)).~~

AMENDATORY SECTION (Amending Order 86, filed 6/10/92, effective 7/11/92)

**WAC 136-01-030 Meetings and voting procedures.** Regular public meetings of the county road administration board shall be held quarterly, at times and locations set by the board. ~~((One of the quarterly meetings shall be the annual meeting, which shall be held at the time required by RCW 36.78.050, and at which))~~ At the summer meeting, the board shall elect a ~~((chairman and vice-chairman))~~ chair and vice-chair, who shall both hold office until the next ~~((annual))~~ summer meeting. Additional meetings necessary to discharge the business of the board may be called from time to time by the ~~((chairman))~~ chair. Each member of the board shall be entitled to one vote. No proxies shall be allowed. All questions shall be decided by majority vote. A quorum of five members of the board shall be required to vote or conduct any board business.

### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 136-01-020 Appointment of executive director.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-02-010 Purpose and authority.** This chapter is promulgated pursuant to the directions of chapter 43.21C RCW (SEPA) and chapter 197-11 WAC (SEPA rules). The adoption of this chapter is deemed to be in compliance with the requirements of chapter 43.21C RCW and chapter 197-11 WAC.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-02-020 Statement of exempt activities.** The county road administration board has reviewed its authorized activities and found them all to be exempt under chapter 43.21C RCW and SEPA rules, WAC 197-11-800 (13), (15), (16), (18), (19) ~~((and)),~~ (20) and (23). This statement is adopted in accordance with RCW 43.21C.135 (1)(a).

AMENDATORY SECTION (Amending Order 87, filed 6/10/92, effective 7/11/92)

**WAC 136-03-010 Purpose and authority.** The purpose of this chapter is to establish rules for compliance by the

Washington county road administration board (~~((CRABoard))~~) with the provisions of RCW 42.17.250 through 42.17.340 dealing with public records. This chapter describes (~~(the CRABoard and)~~) the places at which, the employees from whom, and the methods whereby persons may obtain information, make submittals or requests, or obtain copies of agency decisions. Other chapters in Title 136 WAC describe the general course and method of the (~~((CRABoard's))~~) board's operations and the nature and requirements of all of its formal and informal procedures. For a description of the (~~((CRABoard's))~~) board's organization, see chapter 136-01 WAC.

**AMENDATORY SECTION** (Amending Order 87, filed 6/10/92, effective 7/11/92)

**WAC 136-03-020 Public records officer.** The (~~((CRABoard's))~~) board's public records officer shall be the (~~(confidential secretary))~~ executive assistant to the (~~((CRABoard))~~) county road administration board. The public records officer shall be officed at 2404 Chandler (~~((Et.))~~) Court S.W., Suite 240, Olympia, Washington. The public records officer shall be responsible for:

(1) Implementation of RCW 42.17.250 through 42.17.340 and these rules and regulations regarding release of public records;

(2) Coordinating staff efforts of the (~~((CRABoard))~~) county road administration board in this regard; and

(3) Ensuring compliance of the (~~((CRAB))~~) staff with RCW 42.17.250 through 42.17.340 and these regulations.

The public records officer shall establish and maintain the index system required by RCW 42.17.260(4).

**AMENDATORY SECTION** (Amending Order 87, filed 6/10/92, effective 7/11/92)

**WAC 136-03-030 Public records available.** All public records of the (~~((CRABoard))~~) county road administration board not exempted by RCW 42.17.310, or other statute which exempts or prohibits disclosure (see RCW 47.17.260(1)), shall be available for public inspection and copying pursuant to these rules.

**AMENDATORY SECTION** (Amending Order 87, filed 6/10/92, effective 7/11/92)

**WAC 136-03-040 Requests for public records.** Public records of the (~~((CRABoard))~~) county road administration board shall be obtainable by persons who comply with the following procedures:

(1) A written (~~(or oral))~~ request for public records shall be addressed to the public records officer. Such request shall include the following:

(a) The name of the person requesting the records (requestor).

(b) The calendar date on which the request was made.

(c) If the requested records are referenced in the current index maintained by the (~~((CRABoard))~~) county road administration board, a reference to the requested record as it is described in such current index.

(d) If the requested records are not referenced in the (~~((CRABoard's))~~) current index, a statement that identifies the specific records requested.

(e) Where the requested records might be used for such a purpose, a verification that the records requested shall not be used to compile a commercial sales list.

(2) The public records officer shall inform the requestor whether and when the requested records will be available for inspection or copying at 2404 Chandler (~~((Et.))~~) Court S.W., Suite 240, Olympia, Washington. If the requestor asks that the records be mailed to him or her, the public records officer shall do so, provided the records can be copied and sent without unreasonably disrupting the operations of the (~~((CRABoard))~~) county road administration board, as provided in RCW 42.17.270.

(3) When it appears that a request for a record is made by or on behalf of a party to a lawsuit or a controversy to which the (~~((CRABoard))~~) county road administration board is also a party (or when such a request is made by or on behalf of an attorney for such a party) the request shall be referred to the assistant attorney general assigned to the (~~((CRABoard))~~) county road administration board for appropriate response.

**AMENDATORY SECTION** (Amending Order 87, filed 6/10/92, effective 7/11/92)

**WAC 136-03-050 Availability for public inspection and copying of public records—Office hours.** Public records shall be available for inspection and copying during the normal business hours of the (~~((CRABoard))~~) county road administration board. For the purposes of this chapter, these normal business hours shall be from 8:00 a.m. to 5:00 p.m., Monday through Friday, excluding legal holidays.

**AMENDATORY SECTION** (Amending Order 87, filed 6/10/92, effective 7/11/92)

**WAC 136-03-060 Inspection and copying costs.** (1) No fee shall be charged for inspection of public records.

(2) The (~~((CRABoard))~~) county road administration board shall impose a reasonable charge for providing copies of public records and for the use by any person of agency equipment to copy records; such charges shall not exceed the amount necessary to reimburse the (~~((CRABoard))~~) county road administration board for its actual costs incident to such copying. Actual costs shall include:

(a) The labor and overhead costs of staff associated with responding to the request;

(b) Computer and/or copying machine costs and overhead; and

(c) Paper and/or other duplicating medium costs.

**AMENDATORY SECTION** (Amending Order 87, filed 6/10/92, effective 7/11/92)

**WAC 136-03-070 Protection of public records.** In order to protect (~~(the CRABoard's))~~) records from damage or disorganization:

(1) Copying of public documents shall be done by (~~((CRABoard))~~) county road administration board personnel

or, ~~((CRAB))~~ at the discretion of the ~~((CRAB))~~ county road administration board, under their supervision.

(2) No document shall be physically removed by a requestor from the area designated by the ~~((CRAB))~~ county road administration board for the public inspection of documents. The ~~((CRAB))~~ board may require that all inspection be done in the presence of a ~~((CRAB))~~ county road administration board employee.

(3) When a requestor requests to examine an entire file or group of documents, as distinguished from certain individual documents which can be identified and supplied by themselves, the ~~((CRAB))~~ county road administration board shall be allowed a reasonable time to inspect the file to determine whether information protected from disclosure is contained therein, and the ~~((CRAB))~~ board shall not be deemed in violation of its obligation to reply promptly to requests for public documents by reason of performing such inspection.

**AMENDATORY SECTION** (Amending Order 87, filed 6/10/92, effective 7/11/92)

**WAC 136-03-090 Review of denial of public records request.** (1) Any person who objects to the denial of a request for a public record may petition the public records officer for prompt review of such decision by tendering a written request for review. The written request shall specifically refer to the written statement by the public records officer or other staff member which constituted or accompanied the denial.

(2) If the public records officer decides to affirm the denial, then the written request for review shall immediately be referred to the assistant attorney general assigned to the ~~((CRAB))~~ county road administration board. The assistant attorney general shall promptly consider the matter and either affirm or reverse such denial. In any case, the request shall be returned with a final decision within two business days following the original denial.

(3) Administrative remedies shall not be considered exhausted until the public records officer has returned the petition with a decision or until the close of the second business day following denial of inspection, whichever occurs first.

**AMENDATORY SECTION** (Amending Order 87, filed 6/10/92, effective 7/11/92)

**WAC 136-03-100 Records index.** (1) The ~~((CRAB))~~ county road administration board shall have available to all persons at its offices in Olympia a current index which provides identifying information as to the following records:

(a) All records issued before July 1, 1990, for which the ~~((CRAB))~~ county road administration board has maintained an index;

(b) Final orders entered after June 30, 1990, that are issued in adjudicative proceedings as defined in RCW 34.05.010(1) and that contain an analysis or decision of substantial importance to the ~~((CRAB))~~ county road administration board in carrying out its duties;

(c) Declaratory orders entered after June 30, 1990, that are issued pursuant to RCW 34.05.240 and that contain an analysis or decision of substantial importance to the ~~((CRAB))~~ county road administration board in carrying out its duties;

(d) Interpretive statements as defined in RCW 34.05.010(8) that were entered after June 30, 1990;

(e) Policy statements as defined in RCW 34.05.010(14) that were entered after June 30, 1990; and

(f) Minutes of ~~((CRAB))~~ county road administration board meetings.

(2) The system of indexing shall be as follows:

(a) The indexing system shall be administered by the ~~((CRAB))~~ board's public records officer and shall be located at 2404 Chandler ~~((Ct.))~~ Court S.W., Suite 240, Olympia, Washington.

(b) Copies of all indexes shall be available for public inspection and copying in the manner provided for the inspection and copying of public records.

(c) The public records officer shall establish and maintain a separate index for each item contained in subsection (1)(a) through (f) of this section as follows:

(i) All final orders and declaratory orders determined by the ~~((CRAB))~~ county road administration board to contain analyses or decisions of substantial importance to the ~~((CRAB))~~ board shall be listed alphabetically by the titles of the hearing or controversy and shall contain a phrase describing the important issue or issues.

(ii) ~~((Interpretative))~~ Interpretive statements and policy statements shall be indexed by the applicable program administered by the ~~((CRAB))~~ county road administration board.

(iii) ~~((CRAB))~~ County road administration board minutes shall be indexed chronologically.

(d) The public records officer shall update all indexes at least once a year and shall revise such indexes when deemed necessary by the ~~((CRAB))~~ county road administration board.

**AMENDATORY SECTION** (Amending Order 87, filed 6/10/92, effective 7/11/92)

**WAC 136-03-110 Availability.** The current indexes promulgated by the ~~((CRAB))~~ county road administration board shall be available to all persons under the same rules and on the same conditions as are applied to public records available for inspection.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-04-010 Purpose and authority.** The county road administration board ~~((, hereinafter referred to as the CRAB))~~ is authorized by RCW 36.78.090 through 36.78.100 to transmit to the state treasurer certificates of good practice, hereinafter referred to as certificates, on behalf of the counties which during the preceding calendar year have reasonably complied with provisions of law relating to county road administration and with the standards of good practice as formulated and adopted by the ~~((CRAB))~~

county road administration board or to issue conditional certificates. This section sets forth the procedure to be followed by the ((CRABoard)) county road administration board in the issuance and revocation of such certificates.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-04-020 Inquiry by the ((CRABoard)) county road administration board.** The executive director shall formulate a questionnaire for use by the counties designed to demonstrate to the ((CRABoard)) county road administration board each county's level of compliance with pertinent laws and regulations. The proposed questionnaire shall be reviewed and approved by the ((CRABoard)) county road administration board at its first meeting of each calendar year and may be revised and modified from year to year to reflect changes in statutory and regulatory requirements. The approved questionnaire shall be distributed to all counties no later than fifteen days after said meeting.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-04-040 Review by the ((CRABoard)) county road administration board.** The executive director shall receive the completed questionnaires and prepare a report for the ((CRABoard)) county road administration board regarding the level of each county's compliance with pertinent laws and regulations. The ((CRABoard)) board shall review the executive director's report at its second regular meeting of each calendar year.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-04-050 Certificate of good practice.** The ((CRABoard)) county road administration board shall transmit a certificate to the state treasurer prior to May 1st of each year on behalf of those counties found to be in reasonable compliance with provisions of law relating to county road administration and with the standards of good practice as formulated and adopted by the ((CRABoard)) county road administration board.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-04-055 Revocation of certificate of good practice.** Whenever the ((CRABoard)) county road administration board finds that after issuance of a certificate a county fails to meet the requirements of such certification, the ((CRABoard)) board may revoke the previously issued certificate, or substitute a conditional certificate therefor, in the manner provided in WAC 136-04-080 and 136-04-090.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-04-060 Conditional certificate of good practice.** Whenever the ((CRABoard)) board finds that a county has failed to be in reasonable compliance with provisions of law or standards of good practice, ((the CRABoard)) it may transmit to the state treasurer on behalf of such county a conditional certificate, in the manner provided in WAC 136-04-080 and 136-04-090. Any such conditional certificate shall be issued subject to terms and conditions as deemed by the ((CRABoard)) board to be appropriate, and will authorize continued distribution to such county of all or a designated portion of its share of motor vehicle fuel taxes. A copy of such conditional certificate shall be sent to the legislative authority of the county on whose behalf it was issued. One of the conditions of such conditional certificate shall be a review by the ((CRABoard)) county road administration board at a subsequent meeting of the situation which caused its issuance.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-04-070 Review of conditional certificates.** At a designated subsequent meeting, the ((CRABoard)) county road administration board shall receive a report from the executive director pursuant to each conditional certificate. The ((CRABoard)) board shall issue a certificate upon finding that the county has complied or is diligently attempting to comply with the terms and conditions of the conditional certificate. If the ((CRABoard)) board finds that the county has not satisfied or diligently attempted to satisfy the terms and conditions of the conditional certificate, it may, in the manner provided in WAC 136-04-080 and 136-04-090:

- (1) Continue such conditional certificate for further review;
- (2) Modify such conditional certificate; or
- (3) Revoke such conditional certificate.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-04-080 Notice of pending revocation or substitution.** The ((CRABoard)) board shall not consider revocation of a certificate or substitution of a conditional certificate or adverse modification of a conditional certificate for any county unless written notice of hearing thereon shall have been given to the legislative authority or county executive at least ((two weeks)) thirty days prior to the ((CRABoard)) board meeting at which such revocation, substitution or modification is to be considered. Such notice shall include an invitation for representation by the county at such hearing.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-04-090 Hearing on revocation or substitution.** At the time appointed for the hearing, the ((CRABoard)) county road administration board shall receive a report from the executive director detailing those laws or reg-



ulations with which the county is not in reasonable compliance, or those terms and conditions of the conditional certificate which the county has failed to meet. The ~~((CRABoard))~~ board shall provide opportunity for presentation of written and/or oral testimony on behalf of the county and may thereupon:

- (1) Continue or modify a conditional certificate;
- (2) Substitute a conditional certificate for a certificate; or
- (3) Revoke either the certificate or conditional certificate.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-04-100 Revocation of certificate.** Upon revocation of a certificate or a conditional certificate by the ~~((CRABoard))~~ county road administration board, notice thereof shall be given to the state treasurer and to the legislative authority or county executive of the affected county. If any certificate is revoked without a conditional certificate being substituted ~~((therefore))~~ therefor, the ~~((CRABoard))~~ board shall review the affected county's(ies) compliance with pertinent laws and regulations at each subsequent regularly scheduled meeting until such time as the ~~((CRABoard))~~ board finds that the county has reasonably complied or is diligently attempting to comply with such laws and regulations.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-04-110 Effect of noncompliance with standards of good practice.** Failure of a county to receive and maintain a certificate of good practice or a conditional certificate of good practice will, upon notification to the state treasurer by the ~~((CRABoard))~~ county road administration board, result in the withholding from the county of a part of or its entire share of motor vehicle fuel tax distributable pursuant to RCW 46.68.120.

**Chapter 136-10 WAC**

**~~((DUTIES))~~ RELATIONSHIP OF COUNTY ~~((ROAD))~~ ENGINEER~~((—))~~ AND COUNTY LEGISLATIVE AUTHORITY**

AMENDATORY SECTION (Amending Order 73, filed 3/21/90, effective 4/21/90)

**WAC 136-10-010 Purpose and authority.** The ~~((laws of the state of Washington have established the))~~ powers and duties of the county legislative authority in relation to roads and bridges, and the qualifications and duties of the county ~~((road))~~ engineer are set forth in Title 36 RCW. ~~((Their))~~ The purpose of these laws is to designate the county ~~((road))~~ engineer as the chief administrative officer of the county road department. This chapter defines the formal relationship between the legislative authority and its county ~~((road))~~ engineer ~~((must be adequately defined))~~ in order to assure ~~((an))~~ the efficient and productive operation of the road department ~~((operation)).~~

In this chapter and throughout Title 136 WAC, the term "county engineer" shall mean both "county road engineer" and "county engineer," as those terms are used in Title 36 RCW.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-10-020 Duties of county legislative authority.** Certain specific powers and duties are set forth in RCW 36.75.040, 36.75.050, 36.80.010, 36.81.121 and 36.81.130. In addition to specific statutory duties the county legislative authority shall have the duty to develop written policies regarding county road department operation for the information and guidance of the county ~~((road))~~ engineer.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-10-030 Duties of the county ~~((road))~~ engineer.** The various duties and responsibilities of the county ~~((road))~~ engineer are set forth in chapter 36.80 RCW. In addition to these specifically defined duties the county ~~((road))~~ engineer shall be guided by written policies regarding county road department operation as promulgated by the county legislative authority.

AMENDATORY SECTION (Amending Order 73, filed 3/21/90, effective 4/21/90)

**WAC 136-10-040 Organization of county road department.** It shall be the county ~~((road))~~ engineer's duty to organize the road department in accordance with policy of the county legislative authority into such departments, divisions, districts or units as may be necessary to meet statutory requirements and to perform such additional services as may be directed by policy of the legislative authority.

AMENDATORY SECTION (Amending Order 73, filed 3/21/90, effective 4/21/90)

**WAC 136-10-050 Written policy.** In order to implement the requirements of this chapter, the county legislative authority shall develop and by resolution adopt written policy covering any matters relating to road department operation as they may see fit. ~~((Certain specific))~~ The following matters ~~((enumerated herein)),~~ at a minimum, must be covered by such ~~((policy to wit))~~ policies:

- (1) Policy regarding organization. A chart or pictorial representation showing in detail the interrelationship of all positions in the road department from the county legislative authority through all employees. The chart shall clearly show the complete line of command throughout the entire organization. Copies of such chart shall be prominently posted in the office of the county ~~((road))~~ engineer and road department shops in such a manner that it will be readily available to all road department employees and the general public.
- (2) Policy regarding personnel practices. A complete written statement of all ~~((policy))~~ policies relating to the personnel of the road department including but not limited to

PERMANENT

recruitment, appointment, promotion, dismissal, hours of work, overtime, annual leave, sick leave, military leave, holidays, classification, union relationship where applicable, and general work rules. Copies of such statement shall be prominently posted in the office of the county ((~~road~~)) engineer and road department shops in such a manner that it will be readily available to all road department employees and prospective employees.

(3) Policy regarding handling of complaints. A written statement setting forth ((~~a~~)) the method by which complaints from the general public related to any road department activity will be handled. The purpose is to assure that each county will have an orderly procedure to ((~~assure~~)) insure that citizen complaints receive prompt attention.

(4) Policy regarding approval of work for other public agencies and county departments. A written statement ((~~to supplement chapter 136-32 WAC including~~)) that includes, but is not limited to, the following:

(a) Statement of intent indicating whether or not the legislative authority will accept requests for work for other public agencies or other county departments.

(b) Statement indicating procedures to be followed in processing such requests in accordance with applicable statutes ((~~and chapter 136-32 WAC~~)).

(c) Statement indicating any delegation of authority in processing such requests.

(5) Policy regarding accommodation of utilities on county road right of way. A written statement setting forth the county's administrative, procedural, and technical requirements regarding the installation, replacement, adjustment, relocation, and maintenance of all utilities in, on, or above the county road right of way.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-11-010 Purpose and authority.** The laws of the state of Washington specify in RCW 36.80.030 that the county ((~~road~~)) engineer shall have supervision, under the direction of the county legislative authority, of maintaining all county roads of the county. The purpose of maintenance management is to recognize that the majority of road maintenance activities can be planned, scheduled and accomplished in a predetermined manner which will result in improved economics of operation, public safety and welfare, and preservation of investment of county roads: *Provided, however,* That maintenance management shall not be mandatory and shall not be considered in the issuance of certificates of good practice.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-11-020 Goal.** This chapter is intended to encourage each county ((~~road~~)) engineer to apply basic management principles to road maintenance activities and to set forth specific goals and objectives relative to the results to be achieved.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-11-030 Objectives.** For the guidance and information of the county ((~~road~~)) engineer developing a maintenance management program the following objectives merit serious consideration:

(1) To provide, annually, opportunities for key personnel to receive initial training or refresher training in the principles of maintenance management.

(2) To develop countywide maintenance standards or levels of service for each major maintenance activity.

(3) To develop standards of performance for individuals and work crews setting forth both the quality and quantity of results anticipated.

(4) To prepare an annual maintenance program for adoption coincident with the annual budget and construction program which is to identify resource requirements in terms of ((~~manpower~~)) staff resources, equipment and materials, and the costs of each.

(5) To schedule, on an annual basis, major maintenance activities based on available budgeted maintenance funds so as to achieve an optimum balance of resources in the available time.

(6) To develop, and annually update, a long range equipment replacement program encompassing all major road department equipment so as to meet the equipment demands of the maintenance program.

(7) To establish an information reporting system capable of compiling data needed to allow comparison of actual performance with established performance standards and budgetary constraints.

(8) To discuss, at least biennially, with appropriate supervisory personnel the data regarding utilization of ((~~manpower~~)) staff resources, equipment and materials so as to assure the lowest attainable unit cost for each maintenance activity.

(9) To provide adequate information to all maintenance personnel regarding goals and objectives of the county's maintenance management program.

(10) To explore and evaluate new techniques, products, equipment and ideas which show promise of significantly improving performance or decreasing cost in any segment of the maintenance management effort.

## Chapter 136-12 WAC

### STANDARDS OF GOOD PRACTICE—VACANCY IN POSITION OF COUNTY ((~~ROAD~~)) ENGINEER

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-12-010 Purpose and authority.** The laws of the state of Washington make detailed provisions in chapter 36.80 RCW, for the employment of a county ((~~road~~)) engineer in each county. This chapter specifies that he/she shall be employed full time: *Provided,* That in counties with a population of less than eight thousand he/she may be employed on a part-time basis and may be the county engi-

neer of another county; that he/she shall be a registered and licensed professional civil engineer under the laws of this state; that he/she shall have supervision, under the direction of the county legislative authority, of all activities related to the county roads of the county, including maintenance; that he/she shall certify to the county legislative authority all bills with respect to county roads; that he/she shall keep complete public records of all road department activities; that he/she shall prepare plans and specifications for all construction work on the county road system. Since it is unavoidable that vacancies will occur from time to time in the position of county (~~road~~) engineer, the following (~~policy~~) rule has been formulated to cover an interim period.

AMENDATORY SECTION (Amending Order 74, filed 3/21/90, effective 4/21/90)

**WAC 136-12-020 Procedure during vacancy.** When a vacancy occurs in the office of county (~~road~~) engineer due to resignation, retirement, death or for any other reason, the county legislative authority shall take immediate steps to find a replacement, either by promotion from within the organization if a competent and eligible person is available, or by advertisement for, and interview of, qualified applicants. The county legislative authority or county executive shall immediately notify the county road administration board of the vacancy, and of the procedure to be followed during the period of vacancy.

AMENDATORY SECTION (Amending Order 74, filed 3/21/90, effective 4/21/90)

**WAC 136-12-030 Acting county engineer.** If for any reason, it is impossible to employ a new county (~~road~~) engineer immediately, the county legislative authority shall designate, by resolution, (~~the assistant county road engineer, or other road department employee, as the~~) an acting county (~~road~~) engineer for an interim period, not to exceed six months, except as provided in WAC 136-12-060. A copy of such resolution shall be forwarded to the county road administration board.

~~((If the assistant county road engineer or other road department employee is a Washington state licensed professional civil engineer and is appointed as the acting county road engineer during the interim period, said acting county road engineer shall perform all the duties of the county road engineer as specified in chapter 36.80 RCW.))~~

If the acting county (~~road~~) engineer (~~or other road employee~~) is not a licensed professional civil engineer, the legislative authority shall designate a licensed professional civil engineer to perform all engineering services during the interim period as required by chapter 18.43 RCW, and the acting county (~~road~~) engineer shall perform only those functions of the office not requiring a professional civil engineer's license.

AMENDATORY SECTION (Amending Order 74, filed 3/21/90, effective 4/21/90)

**WAC 136-12-060 Failure to comply with ruling.** When the county legislative authority has made final arrangements for the employment of a new county (~~road~~) engineer meeting the requirements of chapter 36.80 RCW the county road administration board shall be notified accordingly. If no such notification is received within six months of the beginning of the vacancy, the matter of the vacancy will be considered at the next regular meeting of the county road administration board. The county road administration board may require that all day labor construction projects be shut down and/or that all distribution of gas tax funds to the county (~~shall~~) cease: *Provided however*, That it may continue to grant reasonable extensions (~~(of the interim period)~~) in the event the affected county can give adequate proof or demonstrate at the next regularly scheduled board meeting that a diligent effort has been made to secure the services of a qualified engineer. (~~(If the vacancy continues to exist at the end of an extended interim period, the suspension of funds and cessation of day labor projects shall become mandatory. The acting county road engineer shall continue to perform the duties of the county road engineer until such time as the vacancy is filled.))~~)

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-12-070 County engineer in counties with a population of less than eight thousand.** When the county legislative authority of a county with a population of less than eight thousand chooses to employ a county (~~road~~) engineer on a part-time basis the terms of such employment shall be set forth in a contract adopted by resolution of the legislative authority. Such contract shall specify, but need not be limited to: Statement of legal responsibility, salary or wage arrangements, meetings with the legislative authority, travel expenses and relationship with regular employees. A copy of such resolution and contract shall be forwarded to the office of the county road administration board.

When the legislative authority chooses to contract with another county for services such contract shall be approved by resolution of both legislative authorities. Such contract shall specify, but need not be limited to: Statement of legal responsibility, salary or wage arrangements, meetings with the legislative authority, travel expenses and relationship with regular employees. A copy of the contract and both resolutions shall be forwarded to the office of the county road administration board. Any such contract shall be in accordance with the procedures of the Interlocal Cooperation Act, chapter 39.34 RCW.

AMENDATORY SECTION (Amending Order 75, filed 3/21/90, effective 4/21/90)

**WAC 136-14-010 Purpose and authority.** The requirement to develop and adopt both long range and short range programs as a prerequisite to road construction is established (~~by law~~) in RCW 36.81.121 and 36.81.130.

Numerous studies have shown that road construction needs far exceed available revenue. Priority programming is the development and application of techniques designed to rank any array of potential projects in order of importance to serve as a guide in assisting a county legislative authority in the formulation of road programs and distribution of limited resources. Priority programming procedures for counties must be adaptable to a wide variety of situations.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-14-030 Process.** Each county engineer will be required to develop a priority programming process tailored to meet the overall roadway system development policy determined by his or her county legislative authority. Items to be included and considered in the technique for roads shall include, but need not be limited to the following:

- (1) Traffic volumes;
- (2) Roadway condition;
- (3) Geometrics;
- (4) Safety and accident history; and
- (5) Matters of significant local importance.

The manner in which these various items are treated may vary from county to county.

Bridge priorities shall be established in accordance with WAC 136-20-060. Accident records may be considered where their use will make a legitimate contribution. A description of the priority programming technique to be used shall be submitted by each county engineer to the county road administration board.

The county road administration board, upon request, will provide assistance to counties in the development, evaluation or modification of their priority programming process in order to meet the requirements of this rule.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-14-040 Application of process.** The priority programming process for roads shall be applied by the county engineer to all potential arterial projects in the county, and to local access road projects if directed by the legislative authority. The resulting priority array shall be updated not later than June 1<sup>st</sup> of each odd-numbered year and shall be consulted together with bridge priorities by the county legislative authority and county engineer during the preparation of the proposed six-year transportation program as described in chapter 136-15 WAC.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-14-060 Inventory records.** Each priority programming process will be based, at least in part, on existing road conditions. It is required, therefore, that in each county an adequate road inventory system be maintained. The inventory system shall be updated no later than May 1<sup>st</sup> of each year to reflect work done and improvements made

during the previous year in accordance with requirements of chapter 136-60 WAC.

**AMENDATORY SECTION** (Amending WSR 97-24-068, filed 12/2/97, effective 1/2/98)

**WAC 136-15-010 Purpose and authority.** (~~The laws of the state of Washington~~) RCW 36.81.121(~~(3)~~) requires the preparation and annual updating of a six-year comprehensive transportation program. The program shall be adopted by the county legislative authority at any time before adoption of the annual budget and shall include all anticipated road and bridge construction projects, capital ferry expenditures, paths and trails projects and any other specified capital outlays for the following six-year period. The purpose of this chapter is to implement these statutory requirements with assurance that the program is based on a realistic assessment of available funding during the program period.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-15-020 Contents of six-year program.** Each adopted program shall designate the six-year time period included, the name of the county, the county number as assigned by the state office of financial management, the date(s) of the public hearing held to provide public input to the program, the date of the adoption by the legislative authority and the adopting resolution number. The adopted program for submittal to (~~CRAB~~) the county road administration board shall consist of two parts:

- (1) A road fund revenue and expenditure analysis for the six-year time period; and
- (2) A program listing of specific projects.

**AMENDATORY SECTION** (Amending Order 68, filed 7/25/88)

**WAC 136-15-030 Road fund revenue and expenditure analysis.** The road fund revenue and expenditure analysis shall include the county's best estimates of future road fund revenues and expenditures over each year of the six-year program period.

The anticipated revenues should include a line item for motor vehicle fuel tax, the road levy after diversion, federal transportation program grants (by program), TIB funds, RATA funds, RID funds, public works trust fund loans, state forest funds, federal forest funds, and other miscellaneous revenues.

The anticipated road fund expenditures should include line items for administration, maintenance, facilities, transfers and loan repayments, reimbursable work and miscellaneous expenditures (~~(-showing)~~) and shall show by subtraction the amount available for construction during each year of the program period.

**NEW SECTION**

**WAC 136-15-045 RAP projects in the six-year program.** Each county's six-year transportation program in each

even-numbered year shall include all projects for which the county may request RATA funds during the succeeding biennium. Project cost estimates for prospective RAP projects shall be considered preliminary and subject to revision until a project application is submitted.

**AMENDATORY SECTION** (Amending WSR 97-24-068, filed 12/2/97, effective 1/2/98)

**WAC 136-15-050 Adoption and submittal of six-year program.** A six-year program shall be adopted by resolution of the county legislative authority after appropriate public hearing at any time before adoption of the annual budget. The resolution of adoption shall include reference to availability of:

(1) ~~A~~ priority array as required by WAC 136-14-050( ~~and of~~);

(2) An engineer's bridge condition report as required by WAC 136-20-060; and

(3) The multiyear financing plan of the transportation element of the county's comprehensive plan if required by chapter 36.70A RCW.

Within ~~((30))~~ thirty days of adoption, the county legislative authority shall submit the six-year program to the county road administration board.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-16-010** (~~((Submission of recommended annual road program.))~~ **Purpose and authority.** As provided for in RCW 36.81.130, the county (~~(road))~~ engineer shall submit a recommended annual road program, hereinafter referred to as the annual program, to the county legislative authority on or before the first ((meeting)) Monday in ((July or at such other time as may be specified pursuant to RCW 36.40.074)) October. The annual road program shall include recommendations for all road and bridge construction projects and all road equipment purchases for the ensuing year. The county legislative authority shall consider the recommended program and make any revisions deemed necessary.

**AMENDATORY SECTION** (Amending Order 76, filed 3/21/90, effective 4/21/90)

**WAC 136-16-018 Adoption of annual program.** The county legislative authority shall adopt a final annual program at any time prior to the adoption of the budget.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-16-022 Day labor limit.** The statutory day labor limit shall be computed in accordance with RCW 36.77.065 in the following manner:

(1) When the ~~((sum of all construction costs is in excess of))~~ total annual county road construction budget is four million dollars or more, the day labor limit is eight hundred thou-

sand dollars or fifteen percent of ~~((said sum))~~ the total annual county road construction budget, whichever is greater.

(2) When the ~~((sum of all construction costs))~~ total annual county road construction budget is in excess of one million five hundred thousand dollars and less than four million dollars, the day labor limit is five hundred twenty-five thousand dollars or twenty percent of ~~((said sum))~~ the total annual county road construction budget, whichever is greater.

(3) When the ~~((sum of all construction costs))~~ total annual county road construction budget is in excess of five hundred thousand dollars and less than one million five hundred thousand dollars, the day labor limit is two hundred and fifty thousand dollars or thirty-five percent of ~~((said sum))~~ the total annual county road construction budget, whichever is greater.

(4) When the ~~((sum of all construction costs))~~ total annual county road construction budget is less than five hundred thousand dollars, the day labor limit shall be two hundred and fifty thousand dollars, unless the county legislative authority, by resolution, elects the alternate procedure set forth in RCW 36.77.065. When such alternate procedure is chosen, an individual project limit of thirty-five thousand dollars shall apply, and each project shall be administered in accordance with chapter 136-18 WAC.

Determination by the county road administration board that a violation of RCW 36.77.065 has occurred shall be cause for issuance of a conditional certificate of good practice by the board as specified in WAC 136-04-060 on behalf of the county in which the violation occurred. The first condition of such a conditional certificate of good practice shall be that the county be required, at the next regular or special meeting of the county road administration board, to show cause why a certificate of good practice should not be denied to that county.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-16-030 Requirements of listing equipment.** The annual program shall also include a list of all major road equipment purchases and repairs contemplated for the year, together with the estimated costs thereof. The total estimated cost of all equipment listed shall be approximately equal to the amount budgeted for equipment purchase in the annual equipment rental and revolving fund budget. The equipment list may include an item for miscellaneous minor equipment in any amount up to ~~((10%))~~ ten percent of the estimated total cost. The list may also include a list of alternate or additional items of equipment totaling up to ~~((15%))~~ fifteen percent of the basic list cost to allow for unforeseen conditions.

#### **NEW SECTION**

**WAC 136-16-035 Requirements of listing maintenance and special maintenance.** In accordance with RCW 36.81.130, the annual program shall also include the amounts to be expended for maintenance and special maintenance but details of these proposed expenditures shall not be made.

AMENDATORY SECTION (Amending Order 21, filed 4/19/73)

**WAC 136-16-040 Forwarding of program.** A copy of the adopted annual program and appropriate resolution shall be forwarded to the county road administration board within ~~((30))~~ thirty days of its adoption but not later than December 31<sup>st</sup> of each year.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-16-042 Modification of program.** The adopted annual program may not be changed, revised or increased except by unanimous vote of the members of the legislative authority who are present when the vote is taken. Such modifications shall be by resolution of the legislative authority ~~((listing))~~ and shall list each changed, revised or added project. A copy of ~~((each))~~ such resolution shall be forwarded to the county road administration board within thirty-days of its adoption.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-16-050 Annual construction report.** At any time prior to April 1<sup>st</sup> of the year following the annual program year, the county ~~((road))~~ engineer shall submit an annual construction report to the county road administration board in accordance with forms and instructions provided by the county road administration board. The construction report shall show actual expenditures for all construction work including construction administration and engineering done during the previous budget year. Upon receipt of each county's annual construction report, the day labor limit as described in WAC 136-16-022 will again be calculated based upon the actual accomplishments as set forth in the annual construction report. A county which exceeds the day labor limit as computed as part of the annual program or as computed as part of the annual construction report shall be in violation of this standard of good practice.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-18-010 Purpose and authority.** Chapter 36.77 RCW ~~((36.77.065))~~ provides for the construction and improvement of county roads by contract, by day labor or by a combination of day labor and contract. The purpose of this standard of good practice is to assure that all day labor construction work is accomplished within statutory limitations.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-18-030 Authorization of day labor projects.** Every proposed day labor county road project and special day labor county road project shall be a part of the county's annual construction program as defined in RCW 36.81.130 and WAC 136-16-020. Additions to the program, and/or substitutions in the program, may be made by unani-

mous action of the county legislative authority at any time as provided in RCW 36.81.130. No construction work shall be done on any project until it has been authorized by resolution of said authority. The resolution shall include:

- (1) A brief description of the project;
- (2) A vicinity map showing the location of the project and its limits, provided that in lieu of individual vicinity maps, a single vicinity map showing the location of all projects may be included with the resolution adopting the annual program;
- (3) Identification of the project in terms of the officially adopted annual program;
- (4) The county ~~((road))~~ engineer's estimate of construction costs prepared pursuant to the completion of such preliminary engineering; and
- (5) Construction plans as shall be necessary and sufficient.

#### NEW SECTION

**WAC 136-18-035 Special day labor limit for electrical and traffic control projects.** Projects that consist of electrical and traffic control work are subject to the specific day labor limits as set forth in RCW 36.77.065.

**Reviser's note:** The spelling 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.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-18-060 Day labor project records.** All day labor and special day labor project cost records shall be kept in the manner prescribed by the BARS manual. Records of quantities shall be kept in a manner consistent with original project estimates. The project records shall contain, but shall not be limited to, the following:

- (1) Dated authorizing resolution;
- (2) Vicinity map showing project location and limits;
- (3) County ~~((road))~~ engineer's estimate;
- (4) Affidavit of preconstruction publication required by RCW 36.77.070;
- (5) Documentation of start and end of construction dates;
- (6) Affidavit of post-construction publication showing true and complete project cost as required by RCW 36.77.070.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-18-070 Special day labor project reporting to ~~((CRAB))~~ the county road administration board.** Each county engineer shall submit to ~~((CRAB))~~ the county road administration board a copy of each resolution authorizing a special day labor county road project whose estimated construction cost exceeds ~~((75))~~ seventy-five percent of the day labor limit. Upon completion of each of these projects, or no later than March 1<sup>st</sup> of the succeeding year, the county engineer shall furnish to ~~((CRAB))~~ the county road administration board a copy of the record of true and complete construction costs. On any project where true and complete construc-

tion costs have exceeded the statutory day labor limit, the county engineer shall also provide to ~~((CRAB))~~ the county road administration board an explanation of the circumstances resulting in such over-expenditure.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-18-080 Review of day labor compliance by ~~((CRAB))~~ the county road administration board.** The executive director of the county road administration board shall have authority to investigate cases of apparent violations of day labor limits and, for special day labor projects, prepare a listing of all such projects for which actual expenditures have exceeded the statutory day labor limit during the previous calendar year for review by the county road administration board at its second regular meeting of each calendar year.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-18-090 Action on day labor compliance by ~~((CRAB))~~ the county road administration board.** Determination by the county road administration board that a violation of RCW 36.77.065 has occurred shall be cause for issuance of a conditional certificate of good practice by the board as specified in WAC 136-04-060 on behalf of the county in which the violation occurred. The first condition of such a conditional certificate of good practice shall be that the county be required, at the next regular or special meeting of the county road administration board, to show cause why a certificate of good practice should not be denied to that county.

### Chapter 136-20 WAC

#### STANDARDS OF GOOD PRACTICE—INSPECTION OF BRIDGES ON COUNTY ROADS

**AMENDATORY SECTION** (Amending Order 78, filed 8/16/90, effective 9/16/90)

**WAC 136-20-010 Purpose and authority.** Bridges of many kinds are an integral part of every county road system. The safety and adequacy of these bridges is of vital importance to the traveling public. A program of regular periodic inspection and reporting is necessary to fully inform each county legislative authority regarding the condition and adequacy of all bridges. RCW 36.78.070(1) authorizes the county road administration board to establish standards of good practice for the administration of county roads and the efficient movement of people and goods over county roads.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-20-020 Inventory.** Each county ~~((road))~~ engineer shall have available in his or her office a complete inventory of all bridges on the county road system. The

inventory shall list the location of each bridge by the state road log number and appropriate milepoint, and shall include such other information as the engineer deems necessary. In addition, all data required for the state of Washington inventory of bridges and structures (SWIBS) data base system as maintained by the Washington state department of transportation (WSDOT) shall be submitted to the WSDOT TransAid Service Center bridge engineer on appropriate media furnished or otherwise approved by the WSDOT.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-20-030 Inspection.** Each county ~~((road))~~ engineer shall be responsible for all routine and special inspections of all bridges on the county road system in accordance with the National Bridge Inspection Standards (NBIS) as promulgated and periodically revised by the WSDOT TransAid Service Center office. The county ~~((road))~~ engineer shall note the date of all inspections and any changes since the previous inspection on the SWIBS form and submit all such forms to the WSDOT TransAid Service Center bridge engineer within ninety days of each inspection.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-20-040 Certification.** Prior to April 1st of each calendar year, WSDOT assistant secretary for the TransAid Service Center will provide the following to the ~~((CRAB))~~ county road administration board:

- (1) A listing on a county-by-county basis of all county bridges which have not had a regular SWIBS inspection report submitted within the previous thirty months; and
- (2) A listing on a county-by-county basis of all county bridges which have not had a required special inspection report submitted within six months after the required inspection date; and
- (3) A listing of all counties which are not in compliance with the requirements of the National Bridge Inspection Standards and the status of efforts toward achieving such compliance.

Any county which is not in compliance with the NBIS or has a bridge or bridges on any of the above listings shall be assumed to be not in compliance with bridge inspection procedures.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-20-060 Engineer's report.** Each county ~~((road))~~ engineer shall furnish the county legislative authority with a written resume of the findings of the bridge inspection effort. This resume shall be made available to said authority and shall be consulted during the preparation of the proposed six-year transportation program revision. The resume shall include the county ~~((road))~~ engineer's recommendations as to replacement, repair or load restriction for each deficient bridge. The resolution of adoption of the six-year transportation program shall include assurances to the effect that the

county ((~~road~~)) engineer's report with respect to deficient bridges was available to said authority during the preparation of the program.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-28-010 Purpose and authority.** RCW 36.78.070(1) authorizes the county road administration board to establish standards of good practice for the administration of county roads and the efficient movement of people and goods over county roads. In order to implement the requirement of the National Highway Safety Act of 1966 that requires ((that)) all states, in cooperation with their various local governments, to collect, compile and make reports to the National Highway Safety Bureau of Accident Statistics in each state((-In order to implement this requirement)), the county road administration board has acted to coordinate the activities of the county ((~~road~~)) engineers and the state patrol. Each county ((~~road~~)) engineer is to cooperate in this effort by following the procedure outlined below.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-28-030 Coding detail.** (1) The county number shall be that particular number assigned to each county by the state office of financial management for county identification purposes.

(2) The county road number shall be that particular five-digit number, including both leading and trailing zeros if applicable, assigned to each county road according to the county's latest county road log. No local names or numbers or other nomenclature shall be used in coding.

(3) The milepoint shall be determined as accurately as practicable from a comparison of information on the accident report with the latest county road log.

(4) Accidents at an intersection with a state highway will be coded by the state department of transportation.

(5) To ensure uniformity, accidents at the intersection of any two county roads shall be coded to a road in the following priority order:

- (a) The road with the higher functional class;
- (b) The road that is the through route;
- (c) The road with the ((~~lowest~~)) lower road number.

(6) Accidents on roads and/or at intersections with dual city-county or county-county responsibilities shall be coded in general accordance with the procedures outlined herein based on a mutual understanding between the several jurisdictions involved.

**AMENDATORY SECTION** (Amending Order 80, filed 11/6/90, effective 12/7/90)

**WAC 136-40-010 Purpose and authority.** RCW 36.78.070(1) authorizes the county road administration board to establish standards of good practice for the administration of county roads and the efficient movement of people and goods over county roads. The purpose of this standard of good practice is to set forth the requirement that each county

provide for the accommodation of utilities within its right of way. In order to effectively administer its authority to:

(1) Grant utility franchises and permits on county roads as provided in chapter 36.55 RCW;

(2) Exercise overall responsibility for county roads and bridges as provided in chapter 36.75 RCW; and

(3) Exercise its police power; each county legislative authority shall adopt a generally applicable written policy ("utility policy") to provide administrative, procedural, and technical guidance for the installation, replacement, adjustment, relocation, and maintenance of all above and below ground utilities and other transmission or transport facilities located within all county road rights of way.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-60-010 Purpose and authority.** RCW 46.68.124(2) provides that the county road administration board ((~~CRAB~~Board)) shall maintain the county road log for the purpose of computing estimated county road replacement costs and estimated annual maintenance costs for county fuel tax allocations. It further provides that each county shall submit changes, corrections and deletions (i.e., "updates") to the ((~~CRAB~~Board)) county road administration board which in turn are subject to validation prior to inclusion in the road log maintained by the ((~~CRAB~~Board)) county road administration board. This ((~~WAC~~)) chapter describes the manner in which the ((~~CRAB~~Board)) county road administration board will administer this responsibility.

**AMENDATORY SECTION** (Amending Order 64-P, filed 11/19/86)

**WAC 136-60-020 Definitions.** For purposes of implementing procedures for updating, validating and maintaining the county road log, the following definitions shall apply:

(1) County road log - the listing, by county, of all roads under county jurisdiction including their description, length, milepost identification, functional class, surface type, traffic volume, and other administrative and physical inventory items that may be included.

(2) Computer data base (CDB) - the computer data base software by which the county road log data is updated and maintained by all counties and the ((~~CRAB~~Board)) county road administration board.

(3) Updates - periodic changes to the county road log involving any or all of the included data elements.

(4) Control fields - those fields within the county road log for which all updates need to be verified by the ((~~CRAB~~Board)) county road administration board prior to inclusion in the master county road log. Control fields are only those utilized for the computation of gas tax allocations in accordance with RCW 46.68.120.

(5) Master county road log - the combination of all county road logs as kept by the ((~~CRAB~~Board)) county road administration board containing all updates (including validation of control fields) as of July 1<sup>st</sup> of each year.



**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-60-030 Submittal of annual updates.** Each county shall be responsible for maintaining current information regarding its road log and, no later than May 1<sup>st</sup> of each year, shall submit an updated road log for its complete road system with all data elements as of December 31<sup>st</sup> of the preceding year. This annual update must be on ~~((the))~~ computer-readable medium and written in the computer data base program format as prescribed by the ~~((CRABoard))~~ county road administration board. All updates involving changes in control fields must include supporting documentation as required in WAC 136-60-050.

**AMENDATORY SECTION** (Amending Order 64-P, filed 11/19/86)

**WAC 136-60-040 Validation of annual updates.** All control field updates will be subject to review, approval and acceptance (i.e., "validation") by the ~~((CRABoard))~~ county road administration board. This process will involve reviewing the submitted documentation and conducting spot-checks as may be necessary. All such updates which are reviewed, approved and accepted by July 1<sup>st</sup> of each year will be entered into the master county road log. Noncontrol field updates will be entered into the master county road log file without review. The master county road log as of July 1<sup>st</sup> of each year will be utilized by the ~~((CRABoard))~~ county road administration board for general informational purposes and, on each odd-numbered year, for computation of motor vehicle fuel tax allocations to the counties.

**AMENDATORY SECTION** (Amending Order 64-P, filed 11/19/86)

**WAC 136-60-050 Validation requirements for control fields.** Each update of a road log segment that involves a change in a control field (including additions or deletions of road segments) will be validated by the ~~((CRABoard))~~ county road administration board. Documentation necessary to support ~~((the following))~~ control field changes is as follows:

**Functional class** - notice of FHWA approval from WSDOT.

**Pavement type** - statement signed by county engineer with list of pavement type changes. A suitable scale map showing the limits of the change(s) must also be included.

**Responsible agency** - see requirements under "Addition of mileage" and "Deletion of mileage".

**Addition of mileage** - statement signed by county engineer describing the circumstances of the addition. For example, additions can occur through commissioner approval of new plat, construction/reconstruction on new alignment, or a change in jurisdiction. Appropriate map(s) showing the changes must also be included.

**Deletion of mileage** - statement signed by county engineer describing the circumstances of the deletion. For example, deletions can occur through vacations or a change in

jurisdiction. Appropriate map(s) showing the changes must also be included.

**Traffic volume** - statement signed by county engineer with list of segments affected by change in traffic volume. A statement is required only if it involves road segments with urban classification and with an ACP or PCC surface type and it involves a volume change crossing the 5000 ADT value.

All maps furnished in support of control field changes will be forwarded by the ~~((CRABoard))~~ county road administration board to WSDOT for future map base updates.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-60-060 Utilization of common computer data base.** Each county shall utilize a common computer data base for the maintenance and updating of its county road log. This data base shall be prescribed by the ~~((CRABoard))~~ county road administration board and each county shall be responsible for the purchase and installation of the requisite software on its own DOS-compatible microcomputer.

## Chapter 136-70 WAC

### STANDARDS OF GOOD PRACTICE—PAVEMENT MANAGEMENT SYSTEM REQUIREMENT FOR COUNTY ARTERIAL PRESERVATION PROGRAM ELIGIBILITY

#### NEW SECTION

**WAC 136-70-010 Purpose and authority.** RCW 46.68.095 authorizes the county road administration board to adopt rules for administering the county arterial preservation account, including the requirement that each county implement a pavement management system. This chapter outlines the method by which the use of a pavement management system will be assured.

#### NEW SECTION

**WAC 136-70-020 Definition.** A pavement management system (PMS) is a systematic method used to manage the preservation, rehabilitation, and maintenance of paved road systems by analyzing pavement life cycles, to assess overall system performance and costs, and to determine the alternative strategies and costs necessary to prevent significant road deterioration. A key element of a PMS is its ability to provide pavement preservation alternatives based upon a predictive pavement deterioration model.

#### NEW SECTION

**WAC 136-70-030 Application.** A pavement management system shall be used by all counties to guide the pavement preservation and rehabilitation activities on all county paved arterial roads. Beginning January 1, 1996, each county shall utilize a computer-based PMS meeting the requirements of WAC 136-70-040 on all county paved arterial roads in

order to retain eligibility for CAPP funds. Application of the PMS to the local access system will not be required to retain eligibility for CAPP funds.

#### NEW SECTION

**WAC 136-70-040 Pavement management system requirements.** Each county's PMS shall meet the following minimum standards:

(1) All county jurisdiction paved arterials, as defined by the most recently approved county road log as described in chapter 136-60 WAC, shall be surveyed for visual pavement distress at least biennially. Distress rating information must be keyed to the county road log by both road number and mileposts.

(2) All visual distresses (or defects) for both flexible and rigid pavements, both in severity and extent, shall be as defined within the "*Pavement Surface Condition Rating Manual*" (March 1992, produced by the Washington state transportation center in cooperation with the northwest pavement management systems users group and the Washington state department of transportation). Only those distresses noted as "core program defect" are required to be surveyed. Measurement may be at the project, segment, or sample unit level. Measurement for each distress will be by one of the following:

(a) Selection of the most predominant severity and extent combination; or

(b) Determination of the extent percent of each level of severity.

Measurement may be by a manual or automated visual condition rating process. The distress information will be converted to a pavement condition rating in accordance with a standard deduct matrix or continuous deduct value curves as provided by the county road administration board. Alternate deduct matrices may be used by a county for internal management analyses. Alternate distress determination and evaluation methodologies may be used if approved by the county road administration board in accordance with WAC 136-70-050. The PMS shall provide for the recording and storage of pavement resurfacing, rehabilitation and reconstruction history data, including surfacing and base layer types and thicknesses, and year of application. Counties will not be required to determine such information for any work done prior to the county's implementation date.

(3) The PMS shall include a future pavement condition prediction model that uses the periodic pavement condition distress data to forecast future pavement condition and to determine an estimate of service life.

(4) The PMS shall provide for annual downloading to the county road administration board of one of the following for all paved arterials surveyed for pavement condition in the previous twelve months:

(a) The individual pavement distresses;

(b) The resultant pavement condition rating based on the standard deduct matrix provided by the county road administration board; or

(c) The resultant pavement condition rating for an approved alternative PMS as described in WAC 136-70-050.

Such downloading shall be called the pavement condition data file. It shall be keyed to the county road log, and shall be transmitted in the electronic medium and format specified by the county road administration board, along with the annual road log update required by chapter 136-60 WAC.

#### NEW SECTION

**WAC 136-70-050 Alternative pavement management system requirements.** Alternative PMS distress determination and evaluation methodologies, processes or systems may be used if they yield pavement condition ratings comparable to the process described in WAC 136-70-040(2). Counties intending to use an alternative process must satisfactorily demonstrate to the county road administration board that the alternative process is based on sound pavement engineering principles and is comparable in quality and scale thorough research results, documented conversion equations, statistical sampling, or other methods.

#### NEW SECTION

**WAC 136-70-060 State-wide pavement condition data file.** The county road administration board shall maintain a pavement condition data file, organized by county, containing the pavement condition ratings as provided annually by each county.

#### NEW SECTION

**WAC 136-70-070 Annual review.** On an annual basis, beginning in calendar year 1993, the executive director of the county road administration board shall review the implementation of and, beginning in calendar year 1995, the compliance with, the requirements of WAC 136-70-040 and report the results to the county road administration board.

#### NEW SECTION

**WAC 136-70-080 County road administration board assistance.** To enable each county to meet its eligibility requirements, the county road administration board shall provide a PMS software, application and training as part of its agency-supported county road information system. The county road administration board shall also provide to counties, upon request, administrative and technical assistance related to defining, developing, operating, managing and utilizing pavement management technology.

#### NEW SECTION

**WAC 136-70-090 Use of pavement management system data for distribution of county arterial preservation account funds.** The results and/or data from the individual or collective county pavement management systems will not be used to distribute CAPA funds nor to establish priorities for specific projects or otherwise alter the statutory fund distribution. Said results and/or data will be used to evaluate regional or state-wide arterial preservation and rehabilitation needs and to demonstrate compliance with the enabling legislation.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-100-010 Purpose and authority.** RCW 36.79.060 provides that the county road administration board (~~((CRABoard))~~) shall administer the rural arterial program (RAP) established by chapter 36.79 RCW. This chapter describes the manner in which the (~~((CRABoard))~~) county road administration board will implement the several provisions of chapter 36.79 RCW.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-100-020 Adoption of rules.** The (~~((CRABoard))~~) county road administration board shall adopt rules in accordance with the provisions of the statute for purposes of administering the RAP regarding the following:

- (1) Apportionment of rural arterial trust account (RATA) funds to regions.
- (2) RAP projects in the six-year program.
- (3) Regional prioritization of RAP projects.
- (4) Preparation of RAP budget and program.
- (5) Eligibility for RATA funds.
- (6) Allocation of RATA funds to approved RAP projects.
- (7) CRAB/county contract.
- (8) Processing of vouchers.
- (9) Audit responsibilities.
- (10) Functional classification.
- (11) Design standards for RAP projects.
- (12) Matching requirements.
- (13) Joint county RAP/Rural UAB projects.
- (14) Emergent projects.
- (15) Reports to the legislature.
- (16) Other matters deemed necessary by the (~~((CRABoard))~~) county road administration board.

**AMENDATORY SECTION** (Amending WSR 97-24-069, filed 12/2/97, effective 1/2/98)

**WAC 136-100-030 (~~Major collectors and minor~~) Rural arterials and collectors.** The statute specifies that rural arterials and collectors shall be eligible for RATA funding. In developing project priorities and in approving RAP projects the (~~((CRABoard))~~) county road administration board shall prioritize all prospectus applications to determine the priority rating of each proposed project in each region in relation to all other proposed projects in each region.

#### NEW SECTION

**WAC 136-100-035 Functional classification verification.** Each RAP project application submitted in accordance with WAC 136-161-020 shall show the functional classification of the road or roads included in the project. Prior to project approval, the county road administration board shall verify that the road on which the RAP project is requested is classified as a rural arterial or collector.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-100-040 Delegation of authority.** In order to assure effective and timely administration of the RAP, the (~~((CRABoard))~~) county road administration board may delegate authority in specific matters to its executive director. Delegation may be relative to signing of contracts, approval of RAP project vouchers, approval of change of scope of a project and other matters as may be determined by the (~~((CRABoard))~~) county road administration board.

#### NEW SECTION

**WAC 136-100-050 Apportionment of RATA funds to regions.** RCW 36.79.040 sets forth the apportionment formula to be used in distributing RATA funds to the five regions. Following are the computations used in the apportionment formula:

(1) Computation of land area ratio. The ratio that the total county rural land area of each region bears to the total rural land area of all counties of the state shall be computed from information provided by the office of financial management as of July 1, 1993, and each two years thereafter.

(2) Computation of road mileage ratio. The ratio that the mileage of county arterials and collectors in rural areas of each region bears to the total mileage of county arterials and collectors in all rural areas of the state shall be computed from information shown in the county road log maintained by the county road administration board as of July 1st of each odd-numbered year.

#### NEW SECTION

**WAC 136-100-060 Provisions for audit of RAP projects.** (1) Audit provisions. RAP project audits may be conducted by the state auditor's office and will normally be conducted in conjunction with the audits of the different counties of the state as required by RCW 43.09.260 and 36.80.080. Special audits of specific RAP projects may be accomplished at the request of the county road administration board. If a special audit is conducted outside the confines of those audits required by the above statutes, then the costs of the special audit shall be the responsibility of the county road administration board.

(2) Scope of audits. The audit of any RAP project shall include, but not be limited to, the review of the county's compliance with:

- (a) The provisions of the act; and
- (b) The rules in Title 136 WAC regarding implementation and administration of the act, with detailed review of uses of county road taxes, application of RATA funds, and the various reporting requirements.

The audit shall also include a review of the financial accounting and reporting of those funds associated with and received for the RAP project.

(3) Noncompliance, questioned costs, and post-audit penalty. If the audit of a RAP project reveals any area of non-compliance and/or questioned costs, then such exceptions shall be subject to comment by the examiner within the audit

report. In the event an exception has been noted within the audit report, it shall be the duty of the county road administration board to discuss and evaluate the noted discrepancy. Discrepancies may be cause for the county road administration board to order the payback of any RATA funds that have been expended on ineligible activities and/or withdrawal or denial of the certificate of good practice of the county in question as provided in chapter 136-04 WAC.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-130-010 Purpose and authority.** RCW 36.79.080 (~~and 36.79.090 provide that the CRABoard shall determine~~) sets forth the criteria that will be used in determining the priority of specific improvement projects (based upon the rating of each proposed improvement in relation to all other proposed improvements within each region, taking into account, but not limited to, the following five factors:

- (1) ~~Its structural ability to carry loads upon it;~~
- (2) ~~Its capacity to move traffic at reasonable speeds;~~
- (3) ~~Its adequacy of alignment and related geometrics;~~
- (4) ~~Its accident experience; and~~
- (5) ~~Its fatal accident experience).~~

This chapter describes how ~~((this statutory language will be implemented by the CRABoard))~~ each RAP region will rate and prioritize proposed projects.

**AMENDATORY SECTION** (Amending Order 56, filed 7/30/84)

**WAC 136-130-020 Priorities by region.** The ~~((CRABoard))~~ county road administration board has determined that the interests of the counties in the several regions will be best served by encouraging development of a distinct project priority rating system for each region. These rating systems, described in WAC 136-130-030, 136-130-040, 136-130-050, 136-130-060, and 136-130-070, shall be used in the prioritization of proposed projects requesting RATA funds submitted by counties in the respective regions. ~~((Detailed procedures for implementing the regional rating systems are published by the CRABoard in a pamphlet entitled: "Procedures for Priority Rating of Proposed RAP Project (RAP Rating Procedures)."))~~

**AMENDATORY SECTION** (Amending WSR 98-09-070, filed 4/20/98, effective 5/21/98)

**WAC 136-130-030 Project prioritization in Puget Sound region (PSR).** Each county in the PSR may submit projects requesting RATA funds not to exceed 80% of the regional allocation total. Each project shall be rated in accordance with the PSR RAP rating procedures. The PSR biennial apportionment shall have a minimum of 25% of the regional allocation committed to projects on roads classified as major collectors (07) or minor collectors (08). PSR RAP rating points shall be assigned on the basis of ~~((20))~~ twenty points for traffic volume, ~~((25))~~ twenty-five points for accident history, ~~((15))~~ fifteen points for structural condition, ~~((25))~~ twenty-five points for geometric condition, and ~~((15))~~

fifteen points for special use and need. Prioritization of PSR projects shall be on the basis of total PSR RAP rating points shown on the project worksheet and the prospectus form of the project application.

**AMENDATORY SECTION** (Amending WSR 98-09-070, filed 4/20/98, effective 5/21/98)

**WAC 136-130-040 Project prioritization in northwest region (NWR).** Each county in the NWR may submit projects requesting RATA funds not to exceed ~~((500,000))~~ five hundred thousand dollars per project and ~~((50%))~~ fifty percent of the regional allocation total. No bridge replacement projects will be funded. Each project shall be rated in accordance with the NWR RAP rating procedures. NWR RAP rating points shall be assigned on the basis of ~~((40))~~ forty points for structural condition, ~~((40))~~ forty points for geometrics, ~~((10))~~ ten points for traffic volume, ~~((10))~~ ten points for traffic accidents, ~~((5))~~ five points for any project on a major collector (07), and ~~((10))~~ ten points for any project on a rural ~~((principle))~~ principal arterial (02) or a rural minor arterial (06). Prioritization of NWR projects shall be on the basis of total NWR RAP rating points shown on the project worksheet and the prospectus form of the project application.

**AMENDATORY SECTION** (Amending Order 88, filed 6/10/92, effective 7/11/92)

**WAC 136-130-050 Project prioritization in northeast region (NER).** Each county in the NER may submit projects requesting RATA funds not to exceed ~~((25%))~~ twenty-five percent of the NER biennial apportionment. Each project shall be rated in accordance with the NER RAP rating procedures. The NER biennial apportionment shall be divided into the following categories at the percentages shown, provided sufficient projects are submitted for prioritization in each category:

- Category 1 - ~~((10%))~~ Ten percent for bridge projects where RATA funds are used as a match for federal bridge replacement funds;
- Category 2 - ~~((45%))~~ Forty-five percent for reconstruction of rural collectors; and
- Category 3 - ~~((45%))~~ Forty-five percent for resurfacing, restoration, rehabilitation (3R) type projects ~~((6f))~~ on rural collectors.

In the event that no projects or an insufficient number of projects are submitted in any of the above categories to utilize the RATA funds set aside for the category, all remaining funds in that category or categories shall be divided among the remaining categories as the ~~((CRABoard))~~ county road administration board deems appropriate. The intent is to divide all available funds into categories having a sufficient number of submitted projects to fully utilize the funds available at each allocation during the biennium.

Bridge projects may be submitted requesting RATA funds under one of the following conditions:

- ~~((1-))~~ (1) Bridges must be approved for federal bridge replacement funding and RATA funds shall be used only as a

match for such federal funding. Bridges will be ranked for RATA funding using the WSDOT priority list and may be added to the NER Category 1 priority array at any time during the biennium upon approval of the Bridge for Federal Bridge replacement funding.

~~((2-))~~ **(2)** A stand-alone bridge project may be submitted as an ordinary RAP project provided that its priority rating has been computed by the bridge rating method in the NER RAP rating procedures. Such projects shall not be considered for funding from the bridge reserve described above.

~~((3-))~~ **(3)** A RAP project may include a bridge when the cost of the bridge does not exceed ~~((20%))~~ twenty percent of the total project cost.

NER RAP rating points for reconstruction projects, 3R projects or non-federal bridge replacement projects shall be assigned on the basis of ~~((100))~~ one hundred points for a condition rating and ~~((50))~~ fifty points for a service rating. The priority rating equals the sum of two and one half times the product of the service rating to the 1.25 power and the common logarithm of the number obtained by dividing ~~((100))~~ one hundred by the condition rating. A total of ~~((10))~~ ten points representing local significance may be added to one project included in each county's biennial submittal. Prioritization of NER projects shall be on the basis of total NER RAP rating points shown on the appropriate project worksheet and the prospectus form of the project application.

AMENDATORY SECTION (Amending WSR 97-06-006, filed 2/24/97, effective 3/27/97)

**WAC 136-130-060 Project prioritization in southeast region (SER).** Each county in the SER may submit projects requesting RATA funds not to exceed twice the per county ~~((percent))~~ limit of the SER biennial apportionment which is listed as follows:

Asotin County	<del>((10%))</del> <u>ten percent</u>
Benton County	<del>((14%))</del> <u>fourteen percent</u>
Columbia County	<del>((11%))</del> <u>eleven percent</u>
Franklin County	<del>((13%))</del> <u>thirteen percent</u>
Garfield County	<del>((10%))</del> <u>ten percent</u>
Kittitas County	<del>((13%))</del> <u>thirteen percent</u>
Klickitat County	<del>((14%))</del> <u>fourteen percent</u>
Walla Walla County	<del>((14%))</del> <u>fourteen percent</u>
Yakima County	<del>((20%))</del> <u>twenty percent</u>

Each project shall be rated in accordance with the SER RAP rating procedures. ~~((10%))~~ Ten percent of the SER biennial apportionment shall be reserved for bridge projects. Federally funded bridges for which counties are seeking matching funds shall receive first consideration for these funds, ranked against each other according to the WSDOT priority array. Bridges receiving federal funding may be added to this list at any time during the biennium. Stand-alone bridges may compete for funds in this reserve that remain after all bridges seeking match for federal funds have been funded. These bridges will be rated against each other according to their total points assigned from the RAP Rating Worksheets for the ~~((southeast region))~~ SER. Whatever part of the bridge

reserve that is not allocated to bridge projects shall be available for allocation to other RAP projects.

SER RAP rating points shall be assigned on the basis of ~~((45))~~ forty-five points for structural condition, ~~((30))~~ thirty points for geometrics, ~~((22))~~ twenty-two points for traffic volume, ~~((5))~~ five points for traffic accidents. A total of ~~((20))~~ twenty points representing local significance may be added to one project in each county's biennial submittal. Prioritization of SER projects shall be on the basis of total SER RAP rating points shown on the project worksheet and the prospectus form of the project application.

AMENDATORY SECTION (Amending Order 88, filed 6/10/92, effective 7/11/92)

**WAC 136-130-070 Project prioritization in southwest region (SWR).** Each county in the SWR may submit projects requesting RATA funds not to exceed ~~((30%))~~ thirty percent of the SWR biennial apportionment. No bridge replacement projects will be funded. Each project shall be rated in accordance with the SWR RAP rating procedures. SWR RAP rating points shall be assigned on the basis of ~~((50))~~ fifty road condition points, consisting of ~~((25))~~ twenty-five points for structural condition and ~~((25))~~ twenty-five points for surface condition, ~~((30))~~ thirty points for geometrics, ~~((10))~~ ten points for traffic volume and ~~((10))~~ ten points for traffic accidents, except that portland cement concrete surfaces and asphalt surfaces with cement concrete bases shall have ~~((50))~~ fifty points for road surface condition and no points for structural condition and except that gravel roads shall have ~~((35))~~ thirty-five points maximum for surface condition, and ~~((15))~~ fifteen points maximum for roadbed width in geometrics and no other geometric points. Prioritization of SWR projects shall be on the basis of total SWR RAP rating points shown on the project worksheets and the prospectus form of the project application.

AMENDATORY SECTION (Amending Order 56, filed 7/30/84)

**WAC 136-130-080 Limitation on rating points.** In each of the project prioritization methods described in WAC 136-130-030, 136-130-040, 136-130-050, 136-130-060, and 136-130-070 rating points are assigned to a variety of structural and geometric conditions. For purposes of the RAP project prospectus submitted to the ~~((CRABoard))~~ county road administration board, geometric condition points shall be assigned only for those conditions which will be corrected by construction of the project.

AMENDATORY SECTION (Amending WSR 97-24-069, filed 12/2/97, effective 1/2/98)

**WAC 136-150-010 Purpose and authority.** RCW 36.79.140 ~~((provides that only those counties that, during the preceding twelve months, have spent all revenues collected for road purposes only for such purposes, including traffic law enforcement, as are allowed to the state by Article II, section 40 of the state Constitution))~~ sets forth the conditions under which counties are eligible to receive funds from the

PERMANENT

rural arterial trust account (RATA) ~~((; provided, however, that counties with a population of less than 8,000 shall be exempt from this requirement))~~. This chapter describes how ~~((this statutory language))~~ these provisions will be implemented by the ~~((CRABoard))~~ county road administration board.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-150-020 Implementing the eligibility requirement.** The ~~((CRABoard))~~ county road administration board will ascertain the amount of the total road levy fixed in each county and the amount diverted, if any, for any services to be provided in the unincorporated area of the county in accordance with RCW 36.33.220. The ~~((CRABoard will compare the))~~ amount actually spent each year for traffic law enforcement will be compared with the amount diverted to determine whether or not the county is eligible to receive RATA funds.

AMENDATORY SECTION (Amending Order 66, filed 10/15/87)

**WAC 136-150-021 Ascertaining the road levy.** The ~~((CRABoard))~~ county road administration board will ~~((request))~~ require that every county legislative authority submit, no later than February 1st of each year, a certification showing the amount of the road levy fixed and the amount, if any, budgeted ~~((in accordance with RCW 36.33.220))~~ for traffic law enforcement and/or any other purpose ~~((from diverted road levy no later than February 1st of each year))~~ in accordance with RCW 36.33.220.

AMENDATORY SECTION (Amending WSR 97-24-069, filed 12/2/97, effective 1/2/98)

**WAC 136-150-022 Ascertaining the expenditures for traffic law enforcement.** In those counties ~~((where))~~ in which diverted road levy has been budgeted for traffic law enforcement, and for which ~~((have))~~ a RAP project is awaiting approval by the ~~((CRABoard))~~ county road administration board, the county sheriff will be required to submit a certification showing the actual expenditure for traffic law enforcement in the previous budget year, provided that counties with a population of less than ~~((8,000))~~ eight thousand shall be exempt from this requirement.

AMENDATORY SECTION (Amending WSR 97-24-069, filed 12/2/97, effective 1/2/98)

**WAC 136-150-023 Identifying eligible counties.** Counties eligible to receive RATA funds shall be:

(1) Those in which there has been no diversion of the county road levy;

(2) Those in which the actual expenditures for traffic law enforcement have been equal to, or greater than, the amount of diverted road levy budgeted for traffic law enforcement;

(3) Those with a population of less than ~~((8,000))~~ eight thousand; and

(4) Those expending revenues collected for road purposes only on other governmental services after authorization from the voters of that county under RCW 84.55.050.

AMENDATORY SECTION (Amending Order 66, filed 10/15/87)

**WAC 136-150-024 Constraint ~~((on))~~ of contract execution.** ~~((No CRAB/County contract shall be executed on behalf of the CRABoard))~~ The county road administration board shall not execute a contract for any RAP project unless the appropriate certifications have been submitted and unless the county has been identified as being eligible to receive RATA funds.

AMENDATORY SECTION (Amending Order 56, filed 7/30/84)

**WAC 136-150-030 Certification required.** The contract between ~~((CRAB))~~ the county road administration board and a county relative to a RAP project shall contain a certification, signed by the county executive or ~~((chairman))~~ chair of the board of county commissioners, that the county is in compliance with the provisions of this chapter.

AMENDATORY SECTION (Amending Order 61, filed 2/20/86)

**WAC 136-150-040 Post audit penalty.** Every RAP project shall be subject to final examination and audit by the state auditor. In the event such an examination reveals an improper certification on the part of a county relative to compliance with provisions of this chapter, the matter shall be placed on the agenda of the next ~~((CRAB))~~ county road administration board meeting and may be cause for the ~~((CRABoard))~~ county road administration board to withdraw or deny the certificate of good practice of that county; and/or to require that all, or part of, the RATA funds received by the county be returned to the ~~((CRABoard))~~ county road administration board.

AMENDATORY SECTION (Amending WSR 94-16-111, filed 8/2/94, effective 9/2/94)

**WAC 136-161-010 Purpose and authority.** RCW ~~((36.79.050, 36.79.090, 36.79.140, and 36.79.150 provide for the submittal of, selection of, and RATA allocations to, eligible projects within each of the regions by the CRABoard))~~ 36.79.060 provides that the county road administration board shall administer the rural arterial program (RAP) established by chapter 36.79 RCW. This chapter describes the manner in which counties may request RATA funds for specific rural arterial projects and the manner in which the ~~((CRABoard))~~ county road administration board will select projects and allocate RATA funds to such projects.

**AMENDATORY SECTION** (Amending WSR 94-16-111, filed 8/2/94, effective 9/2/94)

**WAC 136-161-020 RAP program cycle—General.** The RAP biennial program cycle consists of the following basic steps:

(1) Each county prepares and submits a preliminary prospectus to ~~((CRAB))~~ the county road administration board;

(2) ~~((CRAB))~~ County road administration board staff conducts a field review of each preliminary prospectus and provides to each submitting county an evaluation and scoring of all priority elements which are based on a visual examination, using that region's priority rating process;

(3) Each county prepares and submits a final prospectus to ~~((CRAB))~~ the county road administration board;

(4) For each final prospectus submitted, ~~((CRAB))~~ county road administration board staff computes the total priority rating score and assembles all projects into rank-ordered arrays by region; and

(5) The ~~((CRAB))~~ county road administration board reviews the rank-ordered arrays in each region and, based upon the RATA funds projected to be available for the next project program period (see WAC 136-161-070), selects and approves specific projects for RATA funding.

**AMENDATORY SECTION** (Amending WSR 94-16-111, filed 8/2/94, effective 9/2/94)

**WAC 136-161-030 RAP program cycle—Preliminary prospectus.** By March 1<sup>st</sup> of each even-numbered year, each eligible county shall, for each project for which it seeks RATA funds estimated to be available in the next project program period, submit a preliminary prospectus to ~~((CRAB))~~ the county road administration board. The format and content of the preliminary prospectus shall be prescribed by ~~((CRAB))~~ the county road administration board. Each preliminary prospectus shall be signed by the county engineer. The number of preliminary prospectuses submitted and the total amount of RATA funds requested by each eligible county shall be sufficient to assure that, based upon such prospectuses, each county will be able to compete up to its county limit within its region.

**AMENDATORY SECTION** (Amending WSR 94-16-111, filed 8/2/94, effective 9/2/94)

**WAC 136-161-040 RAP program cycle—~~((CRAB))~~ Field review by county road administration board.** After all preliminary prospectuses are received, ~~((CRAB))~~ the county road administration board will schedule and conduct an on-site field review of each project. During the field review, conducted jointly with the county engineer or his/her designee (unless waived by the county engineer), the assigned ~~((CRAB))~~ county road administration board staff person will review the overall project scope with the county representative and, using that region's priority rating process, determine the rating score of all priority elements which are based on a visual examination. To ensure both uniformity and professional ~~((judgement))~~ judgment in the visual ratings, the assigned ~~((CRAB))~~ county road administration board staff

person shall be a licensed professional civil engineer in the state of Washington, and the same person shall review and rate all projects within a region. All field reviews will be completed, and the visual rating scores returned to each submitting county, by July 1<sup>st</sup> of each even-numbered year.

**AMENDATORY SECTION** (Amending WSR 94-16-111, filed 8/2/94, effective 9/2/94)

**WAC 136-161-050 RAP program cycle—Final prospectus.** By September 1<sup>st</sup> of each even-numbered year, each eligible county shall submit a final prospectus for each project for which it seeks RATA funds. Each final prospectus shall be submitted on forms provided by ~~((CRAB))~~ the county road administration board and shall include a vicinity map, a typical cross-section (existing and proposed), and, if a design deviation is required, an evaluation and determination by the county engineer. If a project is for the improvement of a road which continues into an adjacent county and the project terminus is within ~~((1000))~~ one thousand feet of the county line, the prospectus shall include a statement signed by the county engineer of the adjacent county certifying that the adjacent county will cooperate with the applicant county to the extent necessary to achieve a mutually acceptable design. All final prospectuses shall indicate that the construction of the project shall begin not later than six years from the date of project approval by the ~~((CRAB))~~ county road administration board. All final prospectuses shall come from the pool of preliminary prospectuses submitted and field reviewed as specified in WAC 136-161-030 and 136-161-040.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-161-060 RAP program cycle—Total project rating and priority array.** ~~((CRAB))~~ County road administration board staff will review all final prospectuses and ensure that:

- (1) All necessary information is included;
- (2) The project is from the pool of preliminary prospectuses;
- (3) The project is eligible for RATA funding;
- (4) The project is on the current, adopted six-year transportation program;
- (5) The project schedule indicates that the construction of the project will begin not later than six years from the date of project approval by the ~~((CRAB))~~ county road administration board; and
- (6) The total project priority rating is mathematically correct and the visual rating scores determined during the ~~((CRAB))~~ field review are included.

After ~~((CRAB))~~ county road administration board staff review, all accepted final prospectuses within each region will be placed in a declining total project rating array in accordance with procedures specified in chapter 136-130 WAC. After review by the ~~((CRAB))~~ county road administration board at its next regular meeting, the priority array for each region will be provided to each county in the region. These arrays will be preliminary only and will be pro-



vided to the counties to assist them in their internal budgeting and programming. No notations as to whether a particular project will or will not be funded will be included.

**AMENDATORY SECTION** (Amending WSR 98-09-070, filed 4/20/98, effective 5/21/98)

**WAC 136-161-070 RAP program cycle—Selection and approval of projects for RATA funding.** (1) At its last regular meeting before the beginning of each biennium, the ~~((CRABoard))~~ county road administration board will select projects and allocate anticipated RATA funds to projects in each region. The preliminary priority arrays as developed in WAC 136-161-060 will be updated to exclude any county which is ineligible under chapter 136-150 WAC, and projects will be selected from these arrays. Selections will be made in each region in declining priority rank order, provided that:

(a) No county shall be allocated RATA funds in excess of its regional county limit as specified in WAC 136-161-080; and

(b) Any projects which were partially funded in the prior biennium shall, unless otherwise requested by the county, be fully funded before new projects are selected. Ties in total rating points will be broken by the ~~((CRABoard))~~ county road administration board in favor of the county having the lesser total amount of previously allocated RATA funds.

(2) The state-wide net amount of RATA funds available for allocation to projects in the project program period will be based on the most recent state fuel tax revenue forecast prepared quarterly by the department of transportation, less estimated administrative costs, and less any amounts set aside for emergent projects as described in WAC 136-163-020. The total amount of RATA funds available for allocation to projects in a region (i.e., "forecasted regional apportionment amount") will be based on the regional apportionment percentages of the state-wide net amount as determined in chapter ~~((136-110))~~ 136-100 WAC.

(3) For the biennium beginning July 1, 1995, the project program period will be the next four state fiscal years (1996, 1997, 1998 and 1999, beginning July 1, 1995, and ending June 30, 1999). For the biennium beginning July 1, 1997, the project program period will begin July 1, 1999 and end June 30, 2001. For each biennium thereafter, the project program period will be two years in length, beginning and ending two years later than the preceding project program period.

(4) The RATA amounts allocated to projects in the first year of the biennium are limited to ~~((90%))~~ ninety percent of the net amount estimated to be available to each region for the project program period, with the remaining ~~((10%))~~ ten percent allocated at such time as deemed appropriate by the ~~((CRABoard))~~ county road administration board.

(5) Acceptance of the RATA allocation for a project by the full execution of a CRAB/county contract as described in chapter 136-170 WAC constitutes agreement to complete the project in compliance with the scope, design and project limits in the final prospectus. All material changes to the scope, design or project limits must be approved by the ~~((CRA-Board))~~ county road administration board prior to ~~((the))~~ commencement of construction.

**AMENDATORY SECTION** (Amending WSR 98-09-070, filed 4/20/98, effective 5/21/98)

**WAC 136-161-080 Limitations on allocations of RATA funds to counties.** For any project program period, no county shall receive a RATA fund allocation greater than the following maximum project RATA contribution, or percentage of the forecasted regional apportionment amount:

(1) PSR: No maximum project RATA contribution; 40% limit on percentage of the forecasted regional apportionment amount;

(2) NWR: Maximum project RATA contribution is ~~((500,000; 25%))~~ five hundred thousand dollars; twenty-five percent limit on percentage of the forecasted regional apportionment amount;

(3) NER: No maximum project RATA contribution; ~~((12.5%))~~ twelve and one-half percent limit on percentage of the forecasted regional apportionment amount;

(4) SWR: No maximum project RATA contribution; ~~((15%))~~ fifteen percent limit on percentage of the forecasted regional apportionment amount;

(5) SER: No maximum project RATA contribution; percentage varies by county as follows:

- (a) Asotin County ~~((10%))~~ ten percent
- (b) Benton County ~~((14%))~~ fourteen percent
- (c) Columbia County ~~((11%))~~ eleven percent
- (d) Franklin County ~~((13%))~~ thirteen percent
- (e) Garfield County ~~((10%))~~ ten percent
- (f) Kittitas County ~~((13%))~~ thirteen percent
- (g) Klickitat County ~~((14%))~~ fourteen percent
- (h) Walla Walla County ~~((14%))~~ fourteen percent
- (i) Yakima County ~~((20%))~~ twenty percent

**AMENDATORY SECTION** (Amending WSR 98-09-070, filed 4/20/98, effective 5/21/98)

**WAC 136-161-090 Limitations on use of RATA funds.** RATA funds requested and allocated to a project are limited to ~~((80%))~~ eighty percent in the NWR, and ~~((90%))~~ ninety percent in the PSR, SWR, NER and SER, of the total eligible project development costs, which include preliminary engineering and construction costs in all regions, and right of way costs in the PSR, NWR, NER and SER. Even though additional and eligible project development costs may be incurred by a county for a specific project, the maximum amount of RATA funds for that project is limited to the amount allocated and shown in the CRAB/county contract (see chapter 136-170 WAC), unless the allocation is increased pursuant to chapter 136-165 WAC.

**NEW SECTION**

**WAC 136-161-110 Use of other funds to match RATA funds.** A county with an approved RAP project may use any other funds available for such project including federal, other state, private, and local funds, provided that the county will be required to use such other funds to match any RATA funds allocated to the project with a minimum of

PERMANENT



twenty percent other funds in the NWR and ten percent other funds in the PSR, SWR, NER, and SER.

**AMENDATORY SECTION** (Amending WSR 96-17-014, filed 8/12/96, effective 9/12/96)

**WAC 136-163-010 Purpose and authority.** RCW 36.79.140 provides for the authorization of RATA funds for projects of an emergent nature. This chapter describes the manner in which counties may request RATA funds for such projects and the manner in which the ~~((CRAB))~~ county road administration board will respond to such requests.

**AMENDATORY SECTION** (Amending WSR 96-17-014, filed 8/12/96, effective 9/12/96)

**WAC 136-163-020 Definitions.** For the purposes of this chapter, the term "emergent nature" as used in RCW 36.79.140 shall mean both "emergent" and "emergency" projects as follows:

(1) **Emergency project:** Work of ~~((both))~~ either a temporary ~~((and))~~ or permanent nature which restores roads and bridges to the predisaster condition and may include reconstruction to current design standards. This work is the result of a sudden natural or man-made event which results in the destruction or severe damage to RATA-eligible roadway sections or structures such that, in the consideration of public safety and use, the roadway sections or structures must be immediately closed or substantially restricted to normal traffic. Work of an emergency nature is also beyond the scope of work done by a county in repairing damages normally or reasonably expected from seasonal or other natural conditions, and is beyond what would be considered maintenance, regardless of how extensive the maintenance may be.

(2) **Emergent project:** RATA-eligible work necessitated by sudden and unanticipated development, growth, access needs, or legal decisions. This work is not the result of an emergency situation as previously defined. This work, in consideration of good transportation capital facilities management, will also require a county to commit resources beyond its current six-year transportation program and prior to the next six-year transportation program annual update as provided for in RCW 36.81.121.

**AMENDATORY SECTION** (Amending WSR 96-17-014, filed 8/12/96, effective 9/12/96)

**WAC 136-163-030 Limitations and conditions—Emergency projects.** To be eligible for emergency project approval, the county must declare an emergency as provided for in RCW 36.04.180. If there is not yet a state declaration of emergency, the county must also, in consultation with the state military department, emergency management division and the WSDOT, evaluate the probability of receiving a state declaration of emergency. A state declaration of emergency is required as a condition of receiving federal funding for road-related damages via the Emergency Relief Program or FEMA. If such federal funding has been approved or is likely to be approved, the ~~((CRAB))~~ county road administration board may provide up to ~~((+100%))~~ one hundred percent

of a county's required matching funds for such federal funding but only after the approval of the federal funds.

Should such federal funding not be forthcoming, or if the emergency is of such a scope and size that federal funding is clearly improbable, the ~~((CRAB))~~ county road administration board may provide up to ~~((80% or 90%))~~ eighty percent or ninety percent of the estimated eligible damages depending upon the regional limitations as provided for in WAC 136-161-090, with the total project cost limited to the actual expenditures by the county.

**AMENDATORY SECTION** (Amending WSR 96-17-014, filed 8/12/96, effective 9/12/96)

**WAC 136-163-040 Limitations and conditions—Emergent projects.** To be eligible for emergent project approval, the project shall be evaluated by the ~~((CRAB))~~ county road administration board grant programs engineer, with the participation of the county ~~((road))~~ engineer, on the same point system as all other projects within the region. The proposed emergent project must rank at or above the regional funding cut off line on the current regional array based upon ~~((+100%))~~ one hundred percent of the current estimated regional allocation as determined by ~~((CRAB))~~ the county road administration board.

**AMENDATORY SECTION** (Amending WSR 96-17-014, filed 8/12/96, effective 9/12/96)

**WAC 136-163-050 Limitations and conditions—Emergency and emergent projects.** All projects for which RATA funding is being requested under this chapter are subject to the following:

(1) The requesting county has the sole burden of making a clear and conclusive showing that the project is either emergent or emergency as described in WAC 136-163-020 through 136-163-040; ~~((and))~~

(2) The requesting county shall clearly demonstrate that the need for the project was unable to be anticipated at the time the current six-year transportation program was developed; and

(3) The requesting county agrees to a reduction in the next biennium's maximum RATA eligibility to the county equal to the RATA that may be provided; however, should that region not have a maximum RATA eligibility for each county, the requesting county agrees to withdraw, amend or delay an existing approved project or portion thereof in an amount equal to the RATA that may be provided for the project.

**AMENDATORY SECTION** (Amending WSR 96-17-014, filed 8/12/96, effective 9/12/96)

**WAC 136-163-060 Action by the ~~((CRAB))~~ county road administration board.** Counties may request consideration and action by the ~~((CRAB))~~ county road administration board at any time, however, the ~~((CRAB))~~ county road administration board will address all such requests at its next regular quarterly meeting. A county may request, and the ~~((CRAB chairperson))~~ county road

administration board chair may convene, a special meeting to consider such a request as provided for in WAC 136-01-030.

**AMENDATORY SECTION** (Amending WSR 94-16-109, filed 8/2/94, effective 9/2/94)

**WAC 136-165-010 Purpose and ((effective date)) authority.** RCW 36.79.150 provides for increasing the amount of RATA funds allocated to a project. This chapter describes the manner in which counties may request an increase in the amount of RATA funds allocated to a project and the manner in which the ((CRAB)) county road administration board will respond to such requests. This chapter will apply only to projects for which RATA funds have been allocated after July 1, 1995.

**AMENDATORY SECTION** (Amending WSR 94-16-109, filed 8/2/94, effective 9/2/94)

**WAC 136-165-020 Requirements for consideration of RATA fund increases.** (1) When a county submits its final prospectus as described in WAC 136-161-050, ((CRAB)) the county road administration board presumes that the amount of RATA funds requested, plus any non-RATA funds that may be designated for the project, are sufficient to fully, and in a timely manner, complete the project as described.

(2) In extraordinary circumstances, a county may request an increase in the amount of RATA funds allocated to a project. A county may request an increase in a project's RATA allocation only twice in the course of a project's development: At the completion of preliminary engineering, and prior to commencing construction. All cost increases during the course of construction shall be the responsibility of the county. Requests for increases in excess of ((50%)) fifty percent of the original RATA allocation will not be considered or granted; the county must secure other funds, withdraw or request the termination of the project, or request a change in scope and/or project limits.

(3) A request by a county for an increase in RATA funds allocated to a project shall demonstrate that:

(a) The county at the time of preparing its final project prospectus considered the factors listed in subsection (4) ((below)) of this section;

(b) The request for an increased allocation is based on extraordinary and unforeseeable circumstances of the type listed in subsection (5) ((below)) of this section;

(c) It is not feasible to reduce the scope and/or project limits so the project can be substantially constructed within the initial RATA allocation; and

(d) The request is not to pay for an expansion of the originally approved project.

(4) At the time of preparation and submittal of the final project prospectus, a county is expected to consider all information which may affect the cost of the project. In cases where the information is incomplete or poorly defined, the county is to exercise good professional ((judgement)) judgment and/or seek outside professional assistance and advice in order to prepare a reasonable RATA fund request. The

information which a county is expected to consider includes, but is not limited to, the following:

(a) The availability at the needed time of matching funds and other supplementary funds;

(b) All technical data reasonably available such as topographic maps, reconnaissance reports, surface and subsurface geotechnical data, hydraulic and hydrological data, sources of materials, applicable design standards, and any earlier preliminary engineering;

(c) Required permits, including pre-project scoping consultations with the permitting agencies and an estimate of the costs of complying with permit requirements;

(d) Required right of way or other easements, and the time and cost of acquisition;

(e) Availability of qualified contractors to perform the work;

(f) Ownership, type, amount, and time requirements of any required utility relocation;

(g) Historical and projected labor, equipment and material costs; and

(h) The project development timetable leading to completed construction and the interrelation of this project to all other work activities under the control of the county engineer.

(5) The ((CRAB)) county road administration board will increase RATA funds allocated to a project only if it finds that the request for an increased allocation is based on extraordinary and unforeseeable circumstances, including but not limited to the following:

(a) The county relied on existing technical data which were later found to be in error, and which will necessitate a significant design change prior to proceeding with construction;

(b) Project permit requirements were substantially changed, or new permits were required;

(c) Supplementary funds, such as impact fees, developer contributions, grants, etc., which were forecasted to be available for the project, were withdrawn or otherwise became unavailable;

(d) Design or other standards applicable to the project were changed; and/or

(e) The start of construction will be significantly delayed or additional construction requirements will be added as a direct result of legal action; provided however, that the failure of a county to exercise its statutory powers, such as condemnation, will not be grounds for increasing RATA funds.

**AMENDATORY SECTION** (Amending WSR 94-16-109, filed 8/2/94, effective 9/2/94)

**WAC 136-165-030 ((CRAB)) County road administration board evaluation, consideration and action.** (1) In deciding whether to grant a request for a RATA allocation increase submitted under the provisions of WAC 136-165-020, the ((CRAB)) county road administration board will consider the following factors:

(a) Whether the county, at the time of preparing its final project prospectus, considered the factors listed in WAC 136-165-020(4);

(b) Whether the county's request for an increased allocation is based on extraordinary and unforeseeable circumstances of the type listed in WAC 136-165-020(5);

(c) Whether it is feasible to reduce the scope and/or project limits so the project can be substantially constructed within the initial RATA allocation;

(d) Whether the request is to pay for an expansion of the project; and

(e) Whether the increased allocation will have an adverse effect on other approved or requested RATA funded projects.

(2) Where the requested increase is less than or equal to ((25%)) twenty-five percent of the original RATA allocation, and (((\$100,000)) one hundred thousand dollars), the request may be acted upon by the executive director; all approvals or denials will be appropriately documented and described to the ((CRABoard)) county road administration board at its next quarterly meeting. Where the requested increase is more than ((25%)) twenty-five percent of the original RATA allocation, or (((\$100,000)) one hundred thousand dollars), the request will be acted upon by the ((CRABoard)) county road administration board.

(3) If the ((CRABoard)) county road administration board finds that an increase in RATA funds for a previously approved project is justified, some or all of the requested increase may be allocated.

AMENDATORY SECTION (Amending WSR 94-16-109, filed 8/2/94, effective 9/2/94)

**WAC 136-165-040 Effect of receiving RATA increase.** A county's increased RATA funds for a project program period shall correspondingly reduce the amount of any RATA funds for which it is eligible to compete in the next project program period; provided that the ((CRABoard)) county road administration board may grant a county's request to decrease such a reduction by the total amount of increased but unexpended RATA funds.

All reductions and reduction adjustments as described shall be effective in the project program period following the period in which the increase in the RATA funds is approved.

AMENDATORY SECTION (Amending WSR 94-16-109, filed 8/2/94, effective 9/2/94)

**WAC 136-165-050 Amendment of CRAB/county contract.** All changes in approved RATA allocations and other ((CRABoard)) county road administration board actions taken under the provisions of this chapter shall be reflected by amending the CRAB/county contract. Failure of a county to execute an amended CRAB/county contract within ((45)) forty-five days of receipt shall nullify all allocation increases and other ((CRABoard)) county road administration board actions.

AMENDATORY SECTION (Amending WSR 94-16-110, filed 8/2/94, effective 9/2/94)

**WAC 136-167-010 Purpose and authority.** RCW 36.79.060 ((provides for)) authorizes the ((CRABoard)) county road administration board to adopt rules relating to

the allocation of funds in the rural arterial trust account (RATA). This chapter describes the manner in which the ((CRABoard)) county road administration board will administer project withdrawals, early termination, and lapsing of approved projects.

AMENDATORY SECTION (Amending WSR 94-16-110, filed 8/2/94, effective 9/2/94)

**WAC 136-167-020 Withdrawal of approved project before RATA reimbursement.** At any time after the submittal of a final prospectus and prior to the time the first RATA reimbursement has been sent to the county, a county may withdraw a RATA funded project. Withdrawal may occur either before or after the ((CRABoard)) county road administration board has allocated RATA funds to the project. The statement of withdrawal must be in writing and signed by the ((chairman)) chair of the board of county commissioners or the county executive, as appropriate. The withdrawal shall be effective upon receipt by the ((CRABoard)) county road administration board. If RATA funds have been allocated to the project and a CRAB/county contract has been executed, the contract will be voided and, at the next regular ((CRABoard)) county road administration board meeting, the RATA funds will be allocated to other projects within the region.

AMENDATORY SECTION (Amending WSR 94-16-110, filed 8/2/94, effective 9/2/94)

**WAC 136-167-030 Termination of approved project after RATA reimbursement.** (1) If a county terminates an uncompleted RATA funded project for which RATA reimbursement has been made and is prepared to repay the RATA for all RATA funds received, the county shall, by means of a letter signed by the ((chairman)) chair of the board of county commissioners or the county executive as appropriate, inform the ((CRABoard)) county road administration board of its termination of the project. The letter shall state the reasons for termination and commit to repaying all RATA funds received for the project. Upon acknowledgement of such termination by the ((CRABoard)) county road administration board, the county shall repay the ((CRABoard)) county road administration board for all RATA funds paid to the county on that project within ((60)) sixty days of such ((CRABoard)) acknowledgement. Upon receipt of the RATA repayment, the ((CRABoard)) county road administration board will void the CRAB/county contract and, at the next regular ((CRABoard)) county road administration board meeting, allocate the RATA funds to other projects within the region.

(2) If a county terminates an uncompleted RATA funded project for which RATA reimbursement has been made and does not want to be required to repay the ((CRABoard)) county road administration board for all RATA funds received, a letter of request signed by the ((chairman)) chair of the board of county commissioners or the county executive as appropriate must be sent to the ((CRABoard)) county road administration board. The request must include:

(a) An explanation of the reasons that the project will not proceed to completion((-);

(b) ~~A~~ statement of the amount of RATA funds which the county does not want to repay~~(;);~~ and

(c) ~~An~~ explanation of why the county believes full repayment should not be made.

If the ~~((CRABoard))~~ county road administration board grants the request, the county shall repay all RATA funds not exempted from repayment ~~((by the CRABoard)),~~ the CRAB/county contract will be amended, and the remaining RATA funds will be allocated to other projects within the region. If the ~~((CRABoard))~~ county road administration board denies the request, full repayment shall be made as provided in subsection (1) of this section.

**AMENDATORY SECTION** (Amending WSR 94-16-110, filed 8/2/94, effective 9/2/94)

**WAC 136-167-040 Lapsing of RATA allocation for approved projects.** To encourage timely development and construction of approved projects, all projects for which RATA funds have been allocated must meet certain project development milestones. Failure to meet the milestones will result in ~~((CRABoard))~~ action by the county road administration board to withdraw RATA funds from the project. This provision will only apply to those projects for which RATA funds have been allocated after July 1, 1995.

(1) For the purposes of this section, a project will be subject to lapsing and withdrawal of its RATA allocation if:

(a) The project has not begun the preliminary engineering phase within four years of project approval by the ~~((CRABoard;))~~ county road administration board; or

(b) The project has not begun construction within six years of the date of project approval by the ~~((CRABoard))~~ county road administration board.

(2) A project shall be considered in preliminary engineering if authorization to expend funds for preliminary engineering has been granted by the county legislative authority as provided for in RCW 36.75.050. A project shall be considered in construction if:

(a) ~~The~~ construction contract for the work has been advertised for bids as provided for in RCW 36.77.020~~(;);~~

(b) ~~A~~ contract has been awarded under the provisions of the small works roster contract award process~~(;);~~ or

(c) If done by day labor, the work has commenced.

If an approved project does not meet a required project development milestone, the ~~((CRABoard))~~ county road administration board will, at its next regular meeting, withdraw RATA funds from the project. At any time up to ~~((10))~~ ten days before such meeting, the county may, in writing, request an extension of the lapse date. The ~~((CRABoard))~~ county road administration board may grant such an extension if it finds that the delay in project development was for reasons that were both unanticipated and beyond the control of the county.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-170-010 Purpose and authority.** RCW ~~((36.79.050 and))~~ 36.79.060 ~~((provide for CRABoard administration of))~~ authorizes the county road administration board

to adopt rules to implement the rural arterial program (RAP). This chapter describes the individual project contract between the ~~((CRABoard))~~ county road administration board and a county (CRAB/county contract) to be used to administer each approved RAP project.

**AMENDATORY SECTION** (Amending Order 56, filed 7/30/84)

**WAC 136-170-020 Notification of counties.** The ~~((CRABoard))~~ county road administration board shall, within ten days of its RAP project approval meeting, notify each county having an approved project of such approval and of the amount of RATA funds allocated to each approved project. The ~~((CRABoard))~~ county road administration board shall offer a contract for each such approved project setting forth the terms and conditions under which RATA funds will be provided.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-170-030 Terms of CRAB/county contract.**

(1) For projects for which RATA funds are allocated before July 1, 1995, the CRAB/county contract shall include, but not be limited to, the following provisions:

(a) The contract shall be valid and binding (and the county shall be entitled to receive RATA funds) only if such contract is signed and returned to the ~~((CRABoard))~~ county road administration board within forty-five calendar days of its mailing by the ~~((CRABoard))~~ county road administration board.

(b) The county certifies that it is in compliance with the provisions of chapter 136-150 WAC.

(c) The project will be constructed in accordance with the scope, design and project limits as described in the final prospectus and in accordance with the plans and specifications approved by the county engineer.

(d) The county will notify the ~~((CRABoard))~~ county road administration board when a construction contract has been awarded and/or when construction has commenced, and when the project has been completed.

(e) The ~~((CRABoard))~~ county road administration board will reimburse counties on the basis of monthly progress payment vouchers received and approved on individual projects in the order in which they are received in the ~~((CRAB))~~ county road administration board office, subject to the availability of RATA funds apportioned to the region; provided however, that if insufficient RATA funds are available or the legislature fails to appropriate sufficient RATA funds, payment of vouchers may be delayed or denied.

(f) The county will reimburse the RATA in the event a project postaudit reveals ~~((improper))~~ ineligible expenditure of RATA funds.

(2) For projects for which RATA funds are allocated on or after July 1, 1995, the CRAB/county contract shall include, but not be limited to, the following provisions:

(a) The contract shall be valid and binding, and the county shall be entitled to receive RATA funding in accordance with the vouchering/payment process as described in

chapter 136-180 WAC, only if the contract is properly signed and returned to the ((CRABoard)) county road administration board within ((45)) forty-five calendar days of its mailing by the ((CRABoard)) county road administration board.

(b) The county certifies that it is in compliance with the provisions of chapter 136-150 WAC.

(c) The project will be constructed in accordance with the scope, design and project limits as described in the final prospectus and in accordance with the plans and specifications approved by the county engineer.

(d) The county will notify the ((CRABoard)) county road administration board when a construction contract has been awarded and/or when construction has commenced, and when the project has been completed.

(e) The ((CRABoard)) county road administration board will reimburse counties on the basis of monthly progress payment vouchers received and approved on individual projects in the order in which they are received in the ((CRAB)) county road administration board office, subject to the availability of RATA funds apportioned to the region; provided however, that if insufficient RATA funds are available or the legislature fails to appropriate sufficient RATA funds, payment of vouchers may be delayed or denied.

(f) The county will reimburse the RATA in the event a project postaudit reveals ((improper)) ineligible expenditures of RATA funds.

(g) The county may be required to reimburse the RATA in the event of early termination in accordance with the provisions of chapter 136-167 WAC.

(h) The county agrees to amend the contract in cases where:

(i) Additional RATA funds have been requested and approved under chapter 136-165 WAC;

(ii) Other relief from the original scope, design or project limits has been approved by the ((CRABoard)) county road administration board under chapter 136-165 WAC; or

(iii) A project has been terminated without full RATA reimbursement under WAC 136-167-030(2).

(i) The county agrees to provide periodic project development progress reports as requested by the ((CRABoard)) county road administration board.

AMENDATORY SECTION (Amending WSR 94-16-112, filed 8/2/94, effective 9/2/94)

**WAC 136-170-040 Combining of CRAB/county contracts.** In those cases where a county desires to combine two or more adjacent RATA funded projects into a single construction contract, the county, prior to advertising for the construction contract, or prior to commencing construction should any of the projects be ((prosecuted)) scheduled for completion by day labor, may request the ((CRABoard)) county road administration board to combine the projects into a single project, regardless of the applicable maximum project RATA contribution. Upon receipt of a letter of request to combine, a revised CRAB/county contract will be prepared and sent to the county for its execution and return in the same manner as for the original contracts. Projects shall be considered adjacent if they have a common terminus.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-180-010 Purpose and authority.** RCW 36.79.160 provides that counties shall submit vouchers for payment of the RATA share of the cost of work completed on each RAP project. This chapter describes the manner in which the ((CRABoard)) county road administration board will implement the provisions related to payment of vouchers.

AMENDATORY SECTION (Amending Order 56, filed 7/30/84)

**WAC 136-180-020 Voucher form.** The ((CRABoard)) county road administration board shall prepare and distribute to all counties with approved RAP projects, voucher forms for use in requesting progress payments and final payment for each approved RAP project.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-180-030 Voucher approval.** The county constructing each RAP project may submit vouchers monthly as the work progresses and shall submit a final voucher after completion of each RAP project for the payment of the RATA share of the project cost. The ((chairperson)) chair of the ((CRABoard)) county road administration board or his/her ((designated agent(s))) designee shall approve such vouchers for payment to the county submitting the voucher.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-180-040 Payment of vouchers.** Upon approval of each RAP project voucher by the ((chairperson)) chair of the ((CRABoard)) county road administration board or his/her ((designated agent(s))) designee, it shall be transmitted to the state treasurer for preparation of the RATA warrant. The RATA warrant will be returned to ((CRAB)) the county road administration board and transmitted directly to each county submitting a voucher.

AMENDATORY SECTION (Amending WSR 97-24-069, filed 12/2/97, effective 1/2/98)

**WAC 136-210-010 Purpose and authority.** RCW 36.79.060(2) provides that the ((CRABoard)) county road administration board shall adopt reasonably uniform design standards for county rural arterials and collectors that meet the requirements for trucks transporting commodities. This chapter describes how this statutory requirement will be implemented by the ((CRABoard)) county road administration board.

AMENDATORY SECTION (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-300-010 Purpose and authority.** RCW 46.68.095(4) provides that the county road administration

board (~~((CRABoard))~~) shall administer the county arterial preservation program (CAPP) and the county arterial preservation account (CAPA) established by this statute. This chapter describes the manner in which the (~~((CRABoard))~~) county road administration board will implement the several provisions of the statute.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-300-020 Adoption of rules.** The (~~((CRABoard))~~) county road administration board shall adopt rules in accordance with the provisions of the statute for purposes of administering the CAPP regarding the following:

- (1) Distribution of (~~(county arterial preservation account)~~) (CAPA) funds.
- (2) Pavement management systems.
- (3) Preparation of annual county arterial preservation programs.
- (4) Allowable activities for CAPA funding.
- (5) Accounting and audit provisions.
- (6) Annual CAPP report.

**AMENDATORY SECTION** (Amending Order 81, filed 11/6/90, effective 12/7/90)

**WAC 136-300-030 Delegation of authority.** In order to assure effective and timely administration of the CAPP the (~~((CRABoard))~~) county road administration board may, by resolution, delegate specific administrative authorities to its executive director.

**AMENDATORY SECTION** (Amending Order 81, filed 11/6/90, effective 12/7/90)

**WAC 136-300-040 Staff services and facilities.** The (~~((CRABoard))~~) county road administration board shall arrange for all necessary staff services and facilities necessary for the efficient administration of the county arterial preservation program. The costs of such services and facilities as well as all other lawful expenses of the (~~((CRABoard))~~) county road administration board that are attributable to CAPP shall be paid from the county arterial preservation account in the motor vehicle fund.

#### **NEW SECTION**

**WAC 136-300-050 Distribution of CAPA funds.** (1) Certification of county arterial mileage.

(a) Classification. The statute specifies that expenditure of CAPA funds is restricted to paved arterials in the unincorporated area of each county. Arterials are defined as being those county roads:

- (i) In urban areas, classified within the federal functional classification system as arterials or collectors;
- (ii) In rural areas, classified within the federal functional classification system as arterials, major collectors, or minor collectors.

(b) Paved roads are defined as those roads which, at the time of CAPA allocation determination, are hard-surfaced

through the application of a bituminous surface treatment (BST), asphaltic concrete pavement (ACP), or portland cement concrete (PCC). Brick or block surfaces shall also be considered as paved.

(c) Source of information. The master county road log as maintained by the county road administration board in accordance with chapter 136-60 WAC shall be the source of official paved road mileage to be used for CAPA distribution.

(2) Establishment of allocation percentages. At its first regular meeting after July 1 of each year, the county road administration board shall establish the next calendar year's allocation percentages for the individual counties based on information contained in the most recently certified master county road log. Each county's allocation percentage shall be computed by the county road administration board as its percentage of paved arterial lane miles of the total state-wide paved county arterial lane miles.

(3) Notice to counties. Upon their establishment, the county road administration board shall notify the county legislative authority and the county engineer of each county of the respective county's CAPA allocation percentage and the latest estimate of the amount of CAPA funds to be allocated during the next calendar year.

(4) Distribution to counties. Distribution of allocated CAPA funds shall be done monthly by the state treasurer. The state treasurer shall use the allocation percentages provided by the county road administration board as computed under the provisions of subsection (2) of this section.

(5) Eligibility. All arterial preservation work and related activities done by each county shall be eligible for CAPA funding provided that:

(a) The county is determined to be in compliance with the pavement management system requirements as set forth in chapter 136-70 WAC; and

(b) The county engineer submits the annual CAPA program as required in WAC 136-300-060; and

(c) The work is in conformance with the allowable activities as specified in WAC 136-300-070.

#### **NEW SECTION**

**WAC 136-300-060 Annual county arterial preservation programs.** Each county engineer shall, in conjunction with the county's annual road construction program as required by RCW 36.81.130 and chapter 136-16 WAC, prepare an annual county arterial preservation program. Appropriate forms will be provided by the county road administration board.

The county's annual arterial preservation program shall consist of a list of all proposed county arterial preservation projects and activities for the ensuing year. In order to evaluate the relative ability of CAPA funds to meet the county's total arterial pavement preservation needs, the annual county arterial preservation program shall identify those projects for which CAPA funding is available.

The county engineer shall submit the proposed county arterial preservation program to the county road administration board along with the county's annual road program and budget in accordance with chapter 136-16 WAC.

**NEW SECTION**

**WAC 136-300-070 Allowable activities within CAPP.**

For all CAPA-funded projects that involve structural resurfacing, the existing road must meet the following minimum width standards:

Shouldered roadway sections:

<u>Current ADT</u>	<u>Lane width</u>	<u>Shoulder width</u>
0 to 100	9 feet	2 feet
101 to 400	10 feet	2 feet
401 to 4000	10 feet	2 feet
Over 4000	11 feet	4 feet

Curbed roadway sections (minimum lane width):

<u>Current ADT</u>	<u>Two-way undivided</u>	<u>One-way &amp; two-way divided</u>
All	10 feet	9 feet

All roadways built to less than the above standards for which a county proposes to perform structural resurfacing must be widened with other than CAPA funds.

Use of county arterial preservation account funds shall be limited to the following three groups of activities:

(1) Implementation of computerized systems to include:

(a) Acquisition of computer hardware and software that may be necessary to operate a computer-based pavement management system.

(b) Pavement management system training not otherwise provided by the county road administration board. This can include software usage, pavement condition surveying, and other specialized training directly related to the operation and maintenance of a computer-based pavement management system.

(c) Payment for related services such as data entry, pavement condition surveys, and rental of specialized PMS-related equipment such as road raters.

Acquisition of equipment other than computer hardware as described in (a) of this subsection is not eligible.

(2) Direct and attributable indirect costs associated with paved surface preservation and rehabilitation activities on existing roadways, including the following:

(a) Nonstructural resurfacing projects. These include thin asphalt concrete overlays (one-inch or less); bituminous seal coats (single and double); slurry seals, sand seals, and fog seals; associated tack coats, paving fabrics, and preleveling; and associated surface grinding and planing.

(b) Structural resurfacing projects. These include thick asphalt concrete overlays (greater than one inch); portland cement concrete overlays; associated tack coats, paving fabrics, and preleveling; associated surface grinding and planing; and hot/cold bituminous road mixes.

(c) Associated activities. These include crack sealing (bituminous and portland cement pavements); full-depth, structural patching done in preparation for structural or non-structural overlays or seals; portland cement pavement joint reconstruction undersealing, panel jacking and panel replace-

ment; and other related activities as are directly attributable to nonstructural and structural resurfacing projects.

(3) Resurfacing work associated with the reconstruction and/or widening of existing paved arterials. This participation is limited as follows:

(a) The present roadway is a paved county arterial as defined by WAC 136-300-050;

(b) The county's approved pavement management system has identified the existing pavement as requiring resurfacing within two years of the expected reconstruction/widening project completion date;

(c) The reconstruction/widening project will bring the roadway to at least the lane and shoulder width standards and non-CAPA funding requirements of this section;

(d) The CAPA participation will be limited to the resurfacing portion of the project as described in this section.

**NEW SECTION**

**WAC 136-300-080 Accounting and audit provisions.**

(1) Accounting requirements:

(a) Deposits. Upon receipt of CAPA funds from the state treasurer, each county shall deposit them in a separate BARS revenue account within the county road fund or in a fund separate from the county road fund. The county engineer shall evaluate the capabilities of the county road fund accounting system and select the method of deposit and related accounting.

(b) Expenditures. Expenditures of these funds shall be solely for CAPA-eligible work and must be separately identified within each county's road fund expenditure reporting system.

(2) Audit provisions. CAPA audits may be conducted by the state auditor's office and will normally be conducted in conjunction with the audits required by RCW 43.09.260 and 36.80.080. Special audits of specific CAPP activities or projects may be accomplished at the request of the county road administration board. The costs of such special audits shall be the responsibility of the county road administration board.

(3) Scope of audits. The audit of any CAPP project or activity shall include, but not be limited to, the review of the county's compliance with:

(a) The provisions of the enabling legislation; and

(b) The rules in Title 136 WAC regarding implementation and administration, with detailed review of the application of CAPA funds and the various reporting requirements. The audit shall also include a review of the financial accounting and reporting of all CAPA funds.

(4) Noncompliance, questioned costs, and post-audit penalty. If the audit of a CAPP activity or project reveals any area of noncompliance and/or questioned costs, then such exceptions shall be subject to comment by the examiner within the audit report. In the event an exception has been noted within the audit report, it shall be the duty of the county road administration board to evaluate the noted discrepancy. Discrepancies may be cause for the county road administration board to order the payback of any CAPA funds that have been expended on ineligible activities and/or withdrawal or

PERMANENT



denial of the certificate of good practice of the county in question as provided in chapter 136-04 WAC.

#### NEW SECTION

**WAC 136-300-090 Submittal of annual report.** The county road administration board shall prepare and distribute to all counties standard reporting forms for use by the county engineer to annually summarize the pavement preservation activities, both CAPA and non-CAPA funded, in his or her county. For all CAPA-funded work, the report will require a specific listing of roads improved including a definition of scope of work and the amount of CAPA funds expended.

At any time prior to April 1st of the year following, the county engineer shall, in conjunction with the annual construction report required by WAC 136-16-050 submit an annual summary of pavement preservation activities on the entire paved road system. This report shall be on the approved forms or in an equivalent format.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-400-010 Purpose and authority.** RCW 47.56.725(4) provides that the county road administration board (~~((CRABoard))~~) may evaluate requests for ferry capital improvement funds by Pierce, Skagit, Wahkiakum, and Whatcom counties, and, if approved by the board, submit said requests to the legislature for funding. This chapter describes the manner in which the (~~((CRABoard))~~) county road administration board will implement the provisions of the act.

**AMENDATORY SECTION** (Amending Order 85, filed 10/23/91, effective 11/23/91)

**WAC 136-400-040 Six-year and fourteen-year plan submittal.** Each county's six-year program((s)) and fourteen-year long range ferry capital improvement plan((s)) shall be prepared and adopted in accordance with RCW 36.81.121 and 36.54.015, respectively, and one copy shall be forwarded to the (~~((CRAB office))~~) county road administration board no later than December 31st of each year. The county's six-year program and fourteen-year ferry capital improvement plan submitted in each odd-numbered year shall include all projects for which the county may request ferry capital improvement funds during the biennium beginning on July 1st of that year. Project cost estimates shall be considered preliminary until a project application is submitted.

**AMENDATORY SECTION** (Amending Order 85, filed 10/23/91, effective 11/23/91)

**WAC 136-400-050 Project application.** Each application by a county for ferry capital improvement funds shall be made no later than January 1st of even-numbered years for the biennium beginning on July 1st of the next odd-numbered year. The information submitted to the (~~((CRABoard))~~) county road administration board shall include the application form and sufficient engineering drawings to accurately describe the project.

Project applications shall be submitted on application forms supplied by the (~~((CRABoard))~~) county road administration board and shall include the following information:

- (1) Project description and scope;
- (2) Engineering analysis and cost estimate;
- (3) Evidence of application for outside funding through the public works trust fund or any other available revenue source;
- (4) Plan for utilization of outside funding that has been, will be, or may be awarded; and
- (5) Comprehensive project amortization and cash flow schedules.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-400-060 Technical review committee.** A technical review committee shall be created to review project applications for ferry capital improvement funds composed of the following members or their designees: Executive director of the (~~((CRABoard))~~) county road administration board, WSDOT assistant secretary for transaid, a WSDOT marine division engineer, and public works department representatives from each of the four participating counties. The county representatives shall serve as ex officio, nonvoting members of the technical review committee. The technical review committee shall recommend approval of projects that have been submitted in a timely manner and that:

- (1) Meet the applicable statutes and the standards of this chapter; and
- (2) Adhere to commonly held engineering practices and cost effectiveness.

The technical review committee shall recommend an appropriate local match on a project-by-project basis based upon the availability of local matching funds. Written reports on each project recommended for approval shall be submitted to the (~~((CRABoard))~~) county road administration board no later than thirty days prior to its regularly scheduled spring meeting. Technical review committee meetings shall be convened on an "as needed" basis by the executive director of the (~~((CRABoard))~~) county road administration board, who shall serve as chairperson.

**AMENDATORY SECTION** (Amending Order 85, filed 10/23/91, effective 11/23/91)

**WAC 136-400-070 (~~((CRABoard))~~) County road administration board action.** The (~~((CRABoard))~~) county road administration board shall review project applications, along with the recommendations of the technical review committee, at its regular spring meeting in even-numbered years. At that time it shall approve those projects which it finds:

- (1) Meet the applicable statutes and the standards of this chapter; and
- (2) Adhere to commonly held engineering practices and cost effectiveness, specifying the amount of approved funding which it recommends for such projects.

The board shall determine a local matching percentage on a case-by-case basis, considering the availability of local



matching funds and the recommendation of the technical review committee. Emergent projects may be considered by the ((CRABoard)) county road administration board at any time upon recommendation by the executive director. The board shall require evidence that each applicant has first sought funding through the public works trust fund, and other available revenue sources.

**AMENDATORY SECTION** (Amending Order 85, filed 10/23/91, effective 11/23/91)

**WAC 136-400-080 Funding by the legislature.**

County ferry capital improvement project requests approved by the ((CRABoard)) county road administration board shall be submitted to the legislature for funding out of amounts available under RCW 46.68.100(3) as part of the ((CRABoard's)) biennial or supplemental budget request of the county road administration board.

The ((CRABoard)) county road administration board shall, within ten days of the signing of the transportation budget, notify each county having an approved project of such approval and of the amount of ferry capital improvement funding allocated to each approved project. The ((CRABoard)) county road administration board shall offer ((such)) each county a contract for each approved project setting forth the terms and conditions under which funds will be provided.

**AMENDATORY SECTION** (Amending Order 85, filed 10/23/91, effective 11/23/91)

**WAC 136-400-090 Limitation on use of ferry capital improvement funds.** Ferry capital improvement funds may be used for project design, construction, and ((right-of-way)) right of way costs incurred after legislative approval. Emergency project costs may be eligible for retroactive payment upon approval by the ((CRABoard)) county road administration board.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-400-100 Terms of CRAB/county contract.**

The CRAB/county contract shall include, but not be limited to, the following provisions:

(1) Such contract shall be valid and binding (and the county shall be entitled to receive ferry capital improvement funds) only if such contract is signed and returned to the ((CRABoard)) county road administration board within forty-five days of its mailing by the ((CRABoard)) county road administration board.

(2) The project will be constructed in accordance with:

(a) The information furnished to the ((CRABoard)) county road administration board; and

(b) The plans and specifications prepared under the supervision of the county engineer.

(3) The county will notify the ((CRABoard)) county road administration board when a contract has been awarded and when construction has started, and when the project has been completed.

(4) The ((CRABoard)) county road administration board will reimburse counties on the basis of progress vouchers received and approved on individual projects, subject to the availability of ferry capital improvement funds appropriated by the legislature.

(5) The county will reimburse the ((CRABoard)) county road administration board in the event that a project post audit reveals ((improper)) ineligible expenditure of ferry capital improvement funds. Said funds will be returned to the county-wide fuel tax account for distribution in accordance with RCW 46.68.120.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-400-110 Voucher approval and payment.**

The ((CRABoard)) county road administration board shall prepare and distribute to all counties with approved ferry capital improvement projects, voucher forms for use in requesting progress and final payments for each approved ferry capital improvement project.

The county constructing each ferry capital improvement project may submit vouchers monthly as the work progresses and shall submit a final voucher after completion of each project for payment of the approved and funded share of the project cost.

The ((CRABoard)) county road administration board shall approve such vouchers for payment to the county submitting the voucher. Ferry capital improvement fund warrants shall be transmitted directly to each county submitting a voucher. In the event that project funds remain unspent after the final project payment has been made, the unspent balance will be returned to the county-wide fuel tax account for distribution in accordance with RCW 46.68.120.

**AMENDATORY SECTION** (Amending WSR 96-17-013, filed 8/12/96, effective 9/12/96)

**WAC 136-400-120 Audit requirements.** Audits of county ferry capital improvement projects may be conducted by the state auditor's office and will normally be conducted in conjunction with the county audits required by RCW 43.09.260 and 36.80.080. Special audits of specific ferry capital improvement projects not required by these statutes may be accomplished at the request, and at the expense, of the ((CRABoard)) county road administration board.

An audit of any county ferry capital improvement project shall include, but not be limited to, a review of the county's compliance with((+)) the provisions of the statute((+)) and these rules. The audit shall also include a review of the financial accounting and reporting of those funds associated with and received for the ferry capital improvement project.

In the event that an exception is noted in the audit report the ((CRABoard)) county road administration board shall evaluate the noted discrepancy. Discrepancies may be cause for the ((CRABoard)) county road administration board to order the payback of improperly expended ferry capital improvement funds as provided in the ((CRAB)) county road administration board/county contract. Any such funds returned by a county to the ((CRABoard)) county road

administration board shall be returned to the county-wide fuel tax account for distribution in accordance with RCW 46.68.120.

**AMENDATORY SECTION** (Amending Order 85, filed 10/23/91, effective 11/23/91)

**WAC 136-400-130 Delegation of authority.** In order to ensure effective and timely administration of the county ferry capital improvement program, the ((CRABoard)) county road administration board or its executive director may delegate, in writing, its authority under this chapter.

**WSR 99-01-023  
PERMANENT RULES  
DEPARTMENT OF  
LABOR AND INDUSTRIES**

[Filed December 7, 1998, 4:33 p.m., effective January 10, 1999]

Date of Adoption: December 7, 1998.

Purpose: Chapter 296-61 WAC, Safety standards for metals and nonmetallic, quarries, pits, and crushing operations. Under a Memorandum of Agreement between the Mine Safety Health Administration (MSHA) and the Occupational Safety and Health Administration (OSHA), dated March 29, 1979, MSHA assumed jurisdiction for the development and enforcement of industry workplace safety and health requirements previously enforced (in Washington state) through this WISHA rule. WISHA coordination with OSHA, MSHA, and industry labor and management representatives resulted in agreement that (1) WISHA had no jurisdiction over the mining industry, and (2) repeal of a rule that served no purpose and had not been used in nearly twenty years was appropriate. In addition, no public comments have been received opposing repeal of the rule. As a result, the rule is repealed in its entirety.

Citation of Existing Rules Affected by this Order: See repealer section below.

Statutory Authority for Adoption: RCW 49.17.040.

Adopted under preproposal statement of inquiry filed as WSR 98-19-057 on September 15, 1998.

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 32.

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 32.

Effective Date of Rule: January 10, 1999.

December 7, 1998

Gary Moore  
Director

**REPEALER**

The following chapter of the Washington Administrative Code is repealed:

- WAC 296-61-010 Scope and application.
- WAC 296-61-020 Definitions.
- WAC 296-61-030 Safety education and first-aid requirements—General, surface, and underground.
- WAC 296-61-040 Personal protective equipment and clothing—General, surface and underground.
- WAC 296-61-050 General requirements.
- WAC 296-61-060 Illumination.
- WAC 296-61-070 Guards and guarding.
- WAC 296-61-080 Fire prevention and control—General.
- WAC 296-61-090 Travelways and escapeways—Surface and underground.
- WAC 296-61-100 Air quality, ventilation and radiation.
- WAC 296-61-110 Regulations pertaining to use of diesel equipment underground.
- WAC 296-61-120 Electricity—Surface and underground.
- WAC 296-61-130 Deenergizing and lock-out or tag-out procedures.
- WAC 296-61-140 Vessel or confined area requirements.
- WAC 296-61-150 Compressed air, boilers, hoses and fittings, surface and underground—General.
- WAC 296-61-160 Materials storage and handling—General, surface and underground.
- WAC 296-61-170 Crane rail stops, bumpers and fenders.
- WAC 296-61-180 Crane platforms and footwalks.
- WAC 296-61-190 Pit and quarry operations—Ground control—Surface.

PERMANENT

WAC 296-61-200	Ground control—Underground.
WAC 296-61-210	Drilling.
WAC 296-61-220	Rotary jet piercing—Surface only.
WAC 296-61-230	Man hoisting—Hoists.
WAC 296-61-240	Conveyances.
WAC 296-61-250	Hoisting procedures.
WAC 296-61-260	Signaling.
WAC 296-61-270	Shafts.
WAC 296-61-280	Explosives.
WAC 296-61-290	Loading, hauling, dumping—General, surface and underground.
WAC 296-61-300	Aerial tramways.
WAC 296-61-310	Crushing and milling operations.
WAC 296-61-320	Gassy mines.

Effective Date of Rule: Thirty-one days after filing.  
 December 8, 1998  
 Mary Jane Ferguson  
 Rules Coordinator

**AMENDATORY SECTION** (Amending WSR 94-23-047, filed 11/10/94, effective 12/11/94)

**WAC 315-04-200 Denial, suspension or revocation of a license.** The director may deny an application for or suspend or revoke any license issued pursuant to these rules for one or more of the following reasons:

- (1) Failure to meet or maintain the eligibility criteria for license application and issuance established by chapter 7, Laws of 1982 2nd ex. sess., or these rules;
- (2) Failure to account for lottery tickets received or the proceeds of the sale of tickets or to post a bond if required by the director or to comply with the instructions of the director concerning the licensed activity;
- (3) Failure to pay to the lottery any obligation when due;
- (4) Violating any of the provisions of chapter 7, Laws of 1982 2nd ex. sess., or these rules;
- (5) Failure to file any return or report or to keep records required by the director or by these rules;
- (6) Failure to pay any federal, state or local tax or indebtedness;
- (7) Fraud, deceit, misrepresentation or conduct prejudicial to public confidence in the lottery;
- (8) If public convenience is adequately served by other licensees;
- (9) Failure to sell a sufficient number of tickets to meet administrative costs;
- (10) If there is a history of thefts or other forms of losses of tickets or revenue therefrom;
- (11) If there is a delay in accounting or depositing in the designated depository the revenues from the ticket sales;
- (12) Has violated, failed or refused to comply with any of the provisions, requirements, conditions, limitations or duties imposed by chapter 9.46 RCW (Gambling Act), or chapter 7, Laws of 1982 2nd ex. sess., or when a violation of any provisions of chapter 7, Laws of 1982 2nd ex. sess., has occurred upon any premises occupied or operated by any such person or over which he or she has substantial control;
- (13) Knowingly causes, aids, abets or conspires with another to cause any person to violate any of the laws of this state;
- (14) Has obtained a license by fraud, misrepresentation, concealment or through inadvertence or mistake;
- (15) Has been convicted of, or forfeited bond upon a charge of, or pleaded guilty to, forgery, larceny, extortion, conspiracy to defraud, wilful failure to make required payments or reports to a governmental agency at any level, or filing false reports therewith, or of any similar offense or offenses, or of bribing or otherwise unlawfully influencing a public official or employee of any state or the United States, or of any misdemeanor, involving any gambling activity or physical harm to individuals or involving moral turpitude, or of any misdemeanor within the past six months, or of any felony;

**WSR 99-01-038**  
**PERMANENT RULES**  
**LOTTERY COMMISSION**  
 [Filed December 9, 1998, 10:02 a.m.]

Date of Adoption: November 20, 1998.

Purpose: To add a criteria for which the director may deny, suspend or revoke a retailer's license to sell lottery tickets-conviction for any misdemeanor within the past six months.

Citation of Existing Rules Affected by this Order: Amending WAC 315-04-200.

Statutory Authority for Adoption: RCW 67.70.040.

Adopted under notice filed as WSR 98-20-106 on October 7, 1998.

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.

PERMANENT

(16) Makes a misrepresentation of, or fails to disclose, a material fact to the commission or director on any report, record, application form or questionnaire required to be submitted to the commission or director. Misrepresentation of, or failure to disclose criminal history shall be considered a material fact for purposes of this section;

(17) Denies the commission or director or their authorized representatives, including authorized local law enforcement agencies, access to any place where a licensed activity is conducted, or fails to promptly produce for inspection or audit any book, record, document or item required by law or these rules;

(18) Is subject to current prosecution or pending charges, or a conviction which is under appeal, for any of the offenses indicated under subsection (15) of this section: *Provided*, That at the request of an applicant for an original license, the director may defer decision upon the application during the pendency of such prosecution or appeal;

(19) Has pursued or is pursuing economic gain in an occupational manner or context which is in violation of the criminal or civil public policy of this state if such pursuit creates probable cause to believe that the participation of such person in lottery or gambling or related activities would be inimical to the proper operation of an authorized lottery or gambling or related activity in this state. For the purposes of this section, occupational manner or context shall be defined as the systematic planning, administration, management or execution of an activity for financial gain;

(20) Is a career offender or a member of a career offender cartel or an associate of a career offender or career offender cartel in such a manner which creates probable cause to believe that the association is of such a nature as to be inimical to the policy of this state or to the proper operation of the authorized lottery or gambling or related activities in this state. For the purposes of this section, career offender shall be defined as any person whose behavior is pursued in an occupational manner or context for the purpose of economic gain utilizing such methods as are deemed criminal violations of the public policy of this state. A career offender cartel shall be defined as any group of persons who operate together as career offenders;

(21) Failure to follow the instructions of the director for the conduct of any particular game or special event;

(22) Failure to follow security procedures of the director for the handling of tickets or for the conduct of any particular game or special event;

(23) Makes a misrepresentation of fact to the purchaser, or prospective purchaser, of a ticket, or to the general public with respect to the conduct of a particular game or special event;

(24) Failure to comply with lottery point-of-sale requirements which have been published and disseminated to lottery retailers; or

(25) Failure or inability to meet financial obligations as they fall due in the normal course of business.

## WSR 99-01-052

### PERMANENT RULES

#### PERSONNEL RESOURCES BOARD

[Filed December 10, 1998, 11:03 a.m., effective January 11, 1999]

Date of Adoption: December 10, 1998.

Purpose: These modifications will allow an employee's probationary period or trial service period to be extended day for day when an employee uses shared leave.

Citation of Existing Rules Affected by this Order: Amending WAC 356-30-260 and 356-30-305.

Statutory Authority for Adoption: RCW 41.06.150.

Adopted under notice filed as WSR 98-22-034 on October 29, 1998.

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 2, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 2, 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 2, Repealed 0.

Effective Date of Rule: January 11, 1999.

December 10, 1998

Dennis Karras

Secretary

**AMENDATORY SECTION** (Amending WSR 91-20-029 [98-19-034] (Order 383), filed 9/23/91 [9/10/98], effective 11/1/91 [10/12/98])

**WAC 356-30-260 Probationary period—Provisions—Status of employee.** (1) Employees who receive appointments to permanent positions from the open competitive register and the reemployment register shall serve a probationary period of six to twelve months as determined by the board. The board shall designate a probationary period of six months for all positions in a class unless they determine that job requirements of the class require a longer period (up to twelve months) to provide adequate training and/or evaluation. The board shall apply the following criteria for approving probationary periods of longer than six months:

(a) The work of the majority of the positions in the class is of such a nature that performance of the full range of duties cannot be properly evaluated within six months after an appointment.

or

(b) Work of the class is cyclical in nature and the workload cycle cannot be completed within six months after an appointment.

or

(c) Work is of such a nature that extended formalized training is required prior to the full assumption of duties.

All positions in a class shall have the same probationary period.

(2) All persons at time of appointment shall be notified in writing by the agency of the length of their probationary period. When the probationary period for a class is increased beyond six months, the increased probationary period shall apply only to persons appointed after the effective date of the change.

(3) The probationary period will provide the appointing authority with the opportunity to observe a new employee's work, to train and aid the new employee in adjustment to the position, and to terminate any employee whose work performance fails to meet the required standards.

(4) Employees who, during their probationary period, go on leave without pay or shared leave shall have their probationary period extended by the number of calendar days they are on leave without pay or shared leave including any intervening nonworking days.

(5) Employees shall have their probationary period extended by the number of calendar days in excess of 30 in which the employee is not at work including any intervening nonwork days if:

(a) Work is missed due to sick leave, vacation leave, military training leave, (~~shared leave~~) or miscellaneous leave; or

(b) Work is missed by employees of the departments of social and health services, corrections or veterans affairs due to an assault that occurred on the job and who are receiving compensation in an amount equal to full pay, as provided in chapters 72.01 and 72.09 RCW; or

(c) Work is missed due to any combination of leave identified in (5)(a) and (b) of this section which when added together exceeds 30 calendar days.

(6) Work missed during the probationary period due to holidays shall be counted as part of the required probationary period.

(7) When an employee accepts a temporary appointment to a higher class in the same series in the same work unit while serving in a probationary period, the probationary period shall continue for the lower class.

(8) Permanent appointment of a probationary employee shall be automatic unless the person is dismissed under provision of WAC 356-30-270.

(9) Veterans and their widows who have not remarried and are in probationary status will be granted seniority preference only within ranks of probationary employees and will not be granted preference within the ranks of the permanent employees until they acquire permanent status.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

**AMENDATORY SECTION** (Amending WSR 91-20-029 (Order 383), filed 9/23/91)

**WAC 356-30-305 Trial service period—Provision.**

(1) Employees appointed from a voluntary demotion register

to a class not previously held, a promotional register, or from the inter-system employment register shall serve a trial service period of six months. The trial service period will provide the appointing authority with the opportunity to observe the employee's work and to train and aid the employee in adjustment to the position, and to revert such an employee whose work performance fails to meet required standards. Reversions shall be under the provisions of WAC 356-30-320.

(2) Employees who during their trial service period go on leave without pay or shared leave shall have their trial service period extended by the number of calendar days they are on leave without pay or shared leave, including any intervening nonworking days.

(3) Employees shall have their trial service period extended by the number of calendar days in excess of 30 in which the employee is not at work, including any intervening nonwork days, if:

(a) Work is missed due to sick leave, vacation leave, military training leave, (~~shared leave~~) or miscellaneous leave; or

(b) Work is missed by employees of the departments of social and health services, corrections or veterans affairs due to an assault that occurred on the job and who are receiving compensation in an amount equal to full pay, as provided in chapters 72.01 and 72.09 RCW; or

(c) Work is missed due to any combination of leave identified in (3)(a) and (b) of this section which when added together exceed 30 calendar days.

(4) Work missed during the trial service period due to holidays shall be counted as part of the required trial service period.

(5) When an employee accepts a temporary appointment to a higher class in the same series in the same work unit while serving in a trial service period, the trial service period shall continue for the lower class.

(6) When an employee is appointed to a higher class while serving in a trial service period, the trial service period for the lower class and the new trial service period for the higher class shall overlap provided that the higher and lower classes are in the same or a closely related field. The employee shall complete the terms of the original trial service period and be given permanent status in the lower class. Such employees will also be granted the rights normally accruing to trial service for the remainder of the trial service period in the higher class.

**WSR 99-01-057**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)  
(Division of Child Support)  
[Filed December 11, 1998, 3:12 p.m.]

Date of Adoption: December 11, 1998.

Purpose: The Division of Child Support will use the Internet as a tool for locating noncustodial parents, either

those who owe at least \$10,000 on a support order, or those whom DCS has been unable to locate for establishment or enforcement of a support order.

Statutory Authority for Adoption: RCW 26.23.120(2).

Adopted under notice filed as WSR 98-21-074 on October 21, 1998.

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 5, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 5, 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 5, Amended 0, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

December 11, 1998

Marie Myerchin-Redifer, Manager  
Rules and Policies Assistance Unit

#### NEW SECTION

**WAC 388-11-320 What is the division of child support's DCS most wanted internet site?** (1) The division of child support (DCS) maintains the DCS most wanted internet site in an effort to:

(a) Locate responsible parents (also known as noncustodial parents) in order to establish or enforce a child support obligation; and

(b) Collect unpaid child support from noncustodial parents who have a support obligation.

(2) Anyone who has information concerning a noncustodial parent (called the "NCP") is encouraged to provide that information to DCS.

#### NEW SECTION

**WAC 388-11-325 Whose picture can go on the division of child support's DCS most wanted internet site?** (1) If the child's physical custodian or custodial parent (called the "CP") requests DCS to post the NCP to the DCS Most Wanted Internet site (also called the "site"), the CP must:

(a) Give written permission to DCS to post the NCP on the site; and

(b) Provide a photograph of the NCP.

(2) Only the NCP's photograph appears on the site. If the CP submits a group photograph, DCS edits out everyone except the NCP.

(3) DCS may post an NCP to the site when:

(a) The NCP:

(i) Has made no payments in at least six months (intercepted IRS refunds are not considered to be payments for purposes of this section); and

(ii) Owes at least ten thousand dollars in back child support; or

(b) DCS has been unable to locate the NCP after trying other means for at least twelve months, and:

(i) There is a valid support order; or

(ii) There is a valid paternity affidavit filed for a child on the case, or

(iii) The NCP is:

(A) The mother of the child(ren) on the case; or

(B) The presumed father under RCW 26.26.040.

#### NEW SECTION

**WAC 388-11-330 How does a noncustodial parent avoid being posted on the DCS most wanted internet site?**

(1) DCS mails a letter to the NCP's last known mailing address by first class mail before posting an NCP on the site. The letter advises the NCP:

(a) Who cannot be located, to provide DCS with a current address and employer information.

(b) Who owes back support, to:

(i) Pay the back support debt in full; or

(ii) Sign a repayment agreement with DCS and make the first payment under that agreement.

(2) If the NCP does not comply within twenty days of the date on the letter, DCS may post the NCP to the site.

(3) If the NCP wishes to dispute the amount of the support debt, the NCP may request a conference board review under WAC 388-14-385. Such a request does not stay (stop) DCS from posting the NCP to the site.

(4) If the NCP files a court or administrative action to vacate or modify the support obligation, DCS will stay the posting of the NCP to the site for up to six months. If DCS finds good cause, DCS may extend the stay.

(5) If the NCP enters into a repayment agreement, but then misses a payment under the agreement, DCS may post the NCP to the site without further notice to the NCP.

#### NEW SECTION

**WAC 388-11-335 When does DCS remove a noncustodial parent from the DCS most wanted internet site?** (1) DCS must remove the NCP from the site if:

(a) The NCP pays the back support debt in full;

(b) The NCP files a court or administrative action to modify or vacate the support obligation (subject to the limitations in WAC 388-11-330(4));

(c) The NCP enters into a repayment agreement and makes the first payment under that agreement (subject to the limitations in WAC 388-11-330(5));

(d) The CP withdraws permission for the posting.

(2) DCS may remove an NCP from the site even if the NCP has not complied with the requirements of this section.



There is no time limit for the following noncitizens:

1. Permanent resident aliens with forty Social Security Administration (SSA) work quarters.
2. Honorably discharged veterans, active duty military (other than training), spouse, and unmarried dependent children.
3. Lawfully in U.S. on August 22, 1996 and:
  - a. Now under eighteen, or
  - b. Disabled or blind, or
  - c. Sixty-five or older on August 22, 1996.

(d) Amerasians admitted to the U.S. under section 584 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1988 (as amended)) Lawful permanent residents cannot receive credit for a SSA work quarter after January 1, 1997 if receiving TANF, nonemergency Medicaid, or food stamp benefits during that quarter.

(2) ~~((Lawful permanent residents who have earned enough money to qualify for forty quarters of coverage under Title II of the Social Security Act can receive))~~ In addition to the above noncitizens, the following, legally residing in the U.S., are eligible for federal food stamps.

(a) ~~((For purposes of this rule, an alien can receive credit for each qualifying quarter of coverage earned by a:~~

(i) ~~Parent while the alien was under eighteen years of age; or~~

(ii) ~~Step-parent while the alien was under eighteen years of age and residing in the same household as the step-parent; or~~

(iii) ~~Spouse during their marriage if the alien remains married to the spouse or the spouse is deceased))~~ Hmong or Highland Laotian tribe members (and spouse and dependent children) when tribe rendered assistance to the U.S. during the Vietnam era.

(b) ~~((Any quarter of coverage earned after January 1, 1997 in which an alien receives the following benefits does not count as a qualifying quarter:~~

~~(i) Food Stamps;~~

~~(ii) Temporary assistance for needy families (TANF); or~~

~~(iii) Medicaid, except for coverage provided under the alien emergency medical program))~~ Canadian born American Indians who are fifty percent American Indian blood.

(c) American Indians who are noncitizens and members of an Indian tribe as defined in section 4(e) of the Indian Self-Determination and Education Assistance Act.

(3) ~~((Aliens admitted to the U.S. as refugees under section 207 of the Immigration and Nationality Act (INA) can receive federal food stamps during the five-year period after their date of entry))~~ Lawful permanent residents can receive credit for SSA work quarters by:

(a) Earning enough money to qualify for work quarters; or

(b) Getting credit for quarters earned by a parent or step-parent while the alien is under eighteen; or

(c) Getting credit for quarters earned by a spouse during their marriage if the alien remains married to the spouse or the spouse is deceased.

(4) ~~((The following aliens can receive federal food stamps during the five-year period after the date they are granted their immigration status:~~

~~(a) Aliens granted asylum under section 208 of the INA;~~

~~(b) Aliens whose deportation is withheld under section 243(h) or 241 (b)(3) of the INA;~~

~~(c) Cuban and Haitian entrants, as defined in section 501(e) of the Refugee Education Act of 1980; and~~

**WSR 99-01-059**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

(Children's Administration)

[Filed December 11, 1998, 3:22 p.m.]

Date of Adoption: December 11, 1998.

Purpose: Reduce injury to children in foster home settings by prohibiting use of wheeled baby walkers and improve security with the clarification on the storage of firearms in foster homes.

Citation of Existing Rules Affected by this Order: Amending WAC 388-73-012 and 388-73-104.

Statutory Authority for Adoption: RCW 74.15.030, 74.08.090.

Adopted under notice filed as WSR 98-20-042 on September 30, 1998.

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 2, 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 1, Amended 2, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

December 11, 1998

Marie Myerchin-Redifer, Manager  
 Rules and Policies Assistance Unit



**AMENDATORY SECTION** (Amending Order 3969, filed 4/24/96, effective 5/25/96)

**WAC 388-73-012 Definitions.** ~~((1))~~ Terms defined under chapter 74.15 RCW shall have the same meanings when used in this chapter except as otherwise provided herein.

~~((2))~~ **"At-risk youth"** means a juvenile:

~~((a))~~ (1) Who is absent from home for at least seventy-two consecutive hours without consent of his or her parent;

~~((b))~~ (2) Who is beyond the control of his or her parent such that the child's behavior endangers the health, safety, or welfare of the child or any other person; or

~~((c))~~ (3) Who has a substance abuse problem for which there are no pending criminal charges related to the substance abuse.

~~((d))~~ **"Capacity"** means the maximum number of persons under care at a given moment in time.

~~((e))~~ **"Child," "youth," and "juvenile"** means any unemancipated individual under the chronological age of eighteen years of age.

~~((f))~~ **"Child in need of services"** means a juvenile:

~~((a))~~ (1) Who is beyond the control of his or her parent such that the child's behavior endangers the health, safety, or welfare of the child or other person;

~~((b))~~ (2) Who has been reported to law enforcement as absent without consent for at least twenty-four consecutive hours from the parent's home, a crisis residential center, an out-of-home placement, or a court-ordered placement on two or more separate occasions; and

~~((c))~~ (a) Has exhibited a serious substance abuse problem; or

~~((d))~~ (b) Has exhibited behaviors that create a serious risk of harm to the health, safety, or welfare of the child or any other person; or

~~((e)(f))~~ (3)(a) Who is in need of necessary services, including food, shelter, health care, clothing, educational, or services designed to maintain or reunite the family;

~~((g))~~ (b) Who lacks access, or has declined, to utilize these services; and

~~((h))~~ (c) Whose parents have evidenced continuing but unsuccessful efforts to maintain the family structure or are unable or unwilling to continue efforts to maintain the family structure.

~~((i))~~ **"Developmentally disabled person"** means an individual suffering from a mental and/or physical deficiency rendering the individual incapable of assuming responsibilities expected of the socially adequate person, including self-direction, self-support, and social participation.

~~((j))~~ **"Firearm"** means a gun, weapon or device from which a projectile or projectiles may be fired. Firearms include, but are not limited to, BB guns, pellet guns, air rifles, stun guns, antique guns, bows and arrows, pistols, rifles, and shotguns.

**"Full-time care provider" or "full-time care facility"** means a foster family home for children or expectant mothers, group care facility, maternity home, crisis residential center, and juvenile detention facility.

~~((k))~~ **"Infant"** means a child under one year of age.

~~((l))~~ **"Multidisciplinary team"** means a group formed to provide assistance and support to a child who is an at-risk youth or a child in need of services and his or her parent.

~~((m))~~ **"Out-of-home placement"** means a placement in a foster family home or group care facility licensed pursuant to chapter 74.15 RCW or placement in a home, other than that of the child's parent, guardian, or legal custodian, not required to be licensed pursuant to chapter 74.15 RCW.

~~((n))~~ **"Premises"** means the buildings wherein the facility is located and the adjoining grounds over which the operator of the facility has direct control.

~~((o))~~ **"School-age child"** means a child five years of age through twelve years of age enrolled in a kindergarten or elementary school.

~~((p))~~ **"Secure detention facility"** and **"juvenile detention facility"** means a facility, primarily for the care of juvenile offenders, operated so as to ensure all entrances and exits from the facility are locked, barred, or otherwise controlled so as to prevent escapes.

~~((q))~~ **"Secure facility"** means a crisis residential center, or portion thereof, that has locking doors, locking windows, or a secured perimeter, designed and operated to prevent a child from leaving without permission of the facility staff.

~~((r))~~ **"Semisecure facility"** means any facility, including but not limited to crisis residential centers or specialized foster homes, operated in a manner to reasonably assure youth placed there will not run away: *Provided*, That such facility shall not be a secure institution or facility as defined by the federal Juvenile Justice and Prevention Act of 1974 and regulations and clarifying instructions promulgated thereunder. A child shall not be locked in the facility or any part thereof, nor be otherwise controlled by the use of physical restraints except as provided in WAC 388-73-048.

~~((s))~~ **"Severely and multiply-handicapped child"** is a child diagnosed as primarily dependent for most activities of daily living, except for persons requiring the services of skilled health care providers.

~~((t))~~ **"Temporary out-of-home placement"** means an out-of-home placement of not more than fourteen days ordered by the court at a fact-finding hearing on a child in need of services petition.

#### NEW SECTION

**WAC 388-73-101 Wheeled baby walkers.** The use of wheeled baby walkers in foster family homes is prohibited.

**AMENDATORY SECTION** (Amending WSR 92-08-056, filed 3/26/92, effective 4/26/92)

**WAC 388-73-104 Firearms.** (1) ~~(Except for foster family homes,)~~ The licensee ~~(shall)~~ must not permit firearms, ammunition, and other weapons on the premises of child care agencies, except as allowed in family homes.

(2) In ~~(foster)~~ family homes, firearms ~~(shall)~~, ammunition, and other weapons must be kept in secure, locked storage, at all times when not in use(,). They must be accessible only to authorized persons. Secure locked storage means a

locked storage container, gun cabinet, gun safe, or other storage area made of strong, unbreakable material. If the cabinet has a glass or other breakable front, then the guns need to be secured with a cable or chain placed through the trigger guards securing the guns in the storage unit.

(3) The licensee ((shall)) must only allow firearm use under competent adult supervision and only if the youth has completed a gun safety or hunter safety course.

**WSR 99-01-066**

**PERMANENT RULES**

**DEPARTMENT OF REVENUE**

[Filed December 14, 1998, 1:35 p.m., effective January 1, 1999]

Date of Adoption: December 14, 1998.

Purpose: To update the rule so it reflects the rate of interest for auction year 1998 that will be included when claims for property taxes refunds are made after January 1, 1999.

Citation of Existing Rules Affected by this Order: Amending WAC 458-18-220 Refunds—Rate of interest.

Statutory Authority for Adoption: RCW 84.08.010, 84.08.070.

Other Authority: RCW 84.69.100.

Adopted under notice filed as WSR 98-20-082 on October 6, 1998.

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 1, Repealed 0.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: RCW 84.69.100 requires the department to annually adopt a rate of interest by rule that will be added to property tax refunds. This rate must be in effect on January 1st each year and will be included when claims for property tax refunds are made after that date.

Effective Date of Rule: January 1, 1999.

December 14, 1998

Russell W. Brubaker

Assistant Director

Legislation and Policy Division

AMENDATORY SECTION (Amending WSR 98-01-177, filed 12/23/97, effective 1/1/98)

**WAC 458-18-220 Refunds—Rate of interest.** The following rates of interest shall apply on refunds of taxes made pursuant to RCW 84.69.010 through 84.69.090 in accordance with RCW 84.69.100. The following rates shall also apply to judgments entered in favor of the plaintiff pursuant to RCW 84.68.030. The interest rate is derived from the equivalent coupon issue yield of the average bill rate for twenty-six week treasury bills as determined at the first bill market auction conducted after June 30th of the calendar year preceding the date the taxes were paid. The rate thus determined shall be applied to the amount of the judgment or the amount of the refund, until paid:

Year tax paid	Auction Year	Rate
1985	1984	11.27%
1986	1985	7.36%
1987	1986	6.11%
1988	1987	5.95%
1989	1988	7.04%
1990	1989	8.05%
1991	1990	8.01%
1992	1991	5.98%
1993	1992	3.42%
1994	1993	3.19%
1995	1994	4.92%
1996	1995	5.71%
1997	1996	5.22%
1998	1997	5.14%
<u>1999</u>	<u>1998</u>	<u>5.06%</u>

**WSR 99-01-067**

**PERMANENT RULES**

**DEPARTMENT OF REVENUE**

[Filed December 14, 1998, 1:38 p.m., effective January 1, 1999]

Date of Adoption: December 14, 1998.

Purpose: To provide county assessors with the rate of interest and property tax component that will be used in valuing farm and agricultural land classified under chapter 84.34 RCW during assessment year 1999.

Citation of Existing Rules Affected by this Order: Amending WAC 458-30-262 Agricultural land valuation—Interest rate—Property tax component.

Statutory Authority for Adoption: RCW 84.34.065, 84.34.360.

Other Authority: RCW 84.08.010.

Adopted under notice filed as WSR 98-20-083 on October 6, 1998.

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

PERMANENT

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 1, Repealed 0.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: RCW 84.34.065 directs the department to annually determine and publish a rate of interest prior to January 1st each year for use in that assessment year.

Effective Date of Rule: January 1, 1999.

December 14, 1998

Russell W. Brubaker

Assistant Director

Legislation and Policy Division

**AMENDATORY SECTION** (Amending WSR 98-01-178, filed 12/23/97, effective 1/1/98)

**WAC 458-30-262 Agricultural land valuation—Interest rate—Property tax component.** For assessment year ((1998)) 1999, the interest rate and the property tax component that are to be used to value classified farm and agricultural lands are as follows:

- (1) The interest rate is ((9.3)) 9.38 percent; and
- (2) The property tax component for each county is:

COUNTY	PERCENT	COUNTY	PERCENT
Adams	((1.47)) <u>1.46</u>	Lewis	1.22
Asotin	((1.56)) <u>1.45</u>	Lincoln	((1.49)) <u>1.50</u>
Benton	((1.50)) <u>1.53</u>	Mason	((1.20)) <u>1.26</u>
Chelan	((1.32)) <u>1.31</u>	Okanogan	1.39
Clallam	((1.24)) <u>1.21</u>	Pacific	((1.28)) <u>1.23</u>
Clark	((1.39)) <u>1.34</u>	Pend Oreille	1.28
Columbia	((1.49)) <u>1.33</u>	Pierce	1.59
Cowlitz	((1.24)) <u>1.18</u>	San Juan	((0.79)) <u>0.81</u>
Douglas	((1.44)) <u>1.35</u>	Skagit	1.30
Ferry	((1.24)) <u>1.25</u>	Skamania	((1.08)) <u>1.07</u>
Franklin	((1.55)) <u>1.54</u>	Snohomish	((1.39)) <u>1.38</u>
Garfield	((1.46)) <u>1.69</u>	Spokane	((1.55)) <u>1.50</u>
Grant	((1.46)) <u>1.50</u>	Stevens	((1.12)) <u>1.16</u>
Grays Harbor	((1.34)) <u>1.27</u>	Thurston	((1.53)) <u>1.49</u>
Island	((1.00)) <u>0.99</u>	Wahkiakum	((1.17)) <u>1.13</u>
Jefferson	((1.17)) <u>1.19</u>	Walla Walla	((1.48)) <u>1.46</u>
King	((1.38)) <u>1.30</u>	Whatcom	((1.28)) <u>1.27</u>
Kitsap	((1.45)) <u>1.40</u>	Whitman	((1.69)) <u>1.44</u>
Kittitas	((1.16)) <u>1.05</u>	Yakima	((1.38)) <u>1.36</u>
Klickitat	((1.23)) <u>1.14</u>		

**WSR 99-01-068**

**PERMANENT RULES**

**DEPARTMENT OF REVENUE**

[Filed December 14, 1998, 1:40 p.m., effective January 1, 1999]

Date of Adoption: December 14, 1998.

Purpose: To provide a rate of inflation used by county officials to calculate interest that will be added to deferred property taxes under certain circumstances.

Citation of Existing Rules Affected by this Order: Amending WAC 458-30-590 Rates of inflation.

Statutory Authority for Adoption: RCW 84.34.360.

Other Authority: RCW 84.34.310.

Adopted under notice filed as WSR 98-20-084 on October 6, 1998.

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 1, Repealed 0.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: RCW 84.34.310(6) directs the department to determine a rate of inflation and to publish this rate prior to January 1st each year.

Effective Date of Rule: January 1, 1999.

December 14, 1998

Russell W. Brubaker

Assistant Director

Legislation and Policy Division

**AMENDATORY SECTION** (Amending WSR 98-01-179, filed 12/23/97, effective 1/1/98)

**WAC 458-30-590 Rates of inflation. (1) Introduction.**

This section sets forth the rates of inflation discussed in WAC 458-30-550.

(2) **Rates of inflation.** The rates of inflation to be used for calculating the interest as required by WAC 458-30-550 are as follows:

YEAR	PERCENT	YEAR	PERCENT
1976	5.6	1977	6.5
1978	7.6	1979	11.3
1980	13.5	1981	10.3
1982	6.2	1983	3.2
1984	4.3	1985	3.5
1986	1.9	1987	3.7

PERMANENT

YEAR	PERCENT	YEAR	PERCENT
1988	4.1	1989	4.8
1990	5.4	1991	4.2
1992	3.3	1993	2.7
1994	2.2	1995	2.3
1996	2.2	1997	2.1
<u>1998</u>	<u>0.85</u>		

**WSR 99-01-069**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Economic Services Administration)  
 [Filed December 14, 1998, 3:33 p.m.]

Date of Adoption: December 14, 1998.

Purpose: Update the utility deduction amounts used to calculate food assistance benefits.

Citation of Existing Rules Affected by this Order: Amending WAC 388-450-0195.

Statutory Authority for Adoption: RCW 74.04.510.

Other Authority: 7 CFR 273.9 (d)(6).

Adopted under notice filed as WSR 98-21-025 on October 13, 1998.

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 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 1, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

December 14, 1998

Marie Myerchin-Redifer  
 Manager

AMENDATORY SECTION (Amending WSR 98-16-044, filed 7/31/98, effective 9/1/98)

**WAC 388-450-0195 Utility allowances for food assistance programs.** (1) ~~((The following utility allowances are used in calculating shelter costs:~~

~~(a) A standard utility allowance (SUA) for assistance units that incur any separate utility charges for heating or cooling costs;~~

~~(b) A limited utility allowance (LUA) for assistance units without heating or cooling costs, that incur utility charges other than telephone costs;~~

~~(c) A telephone utility allowance (TUA) for assistance units that incur any separate charges for phone service and not claiming the SUA or LUA.~~

~~(d) Actual utility costs if:~~

~~(i) Greater than the SUA or LUA; or~~

~~(ii) The assistance unit is not entitled to the SUA or LUA.) You can use the amounts in the chart below or use actual utility costs to calculate total shelter costs. Total shelter costs are used in calculating your food assistance benefits.~~

<b>If you have to pay:</b>	<b>Then, you can use the:</b>
<u>Separate heating or cooling costs</u>	<u>Standard utility allowance (SUA) of \$211</u>
<u>Separate utility costs, but no heating or cooling costs</u>	<u>Limited utility allowance (LUA) of \$158</u>
<u>Separate costs for phone service only</u>	<u>Telephone utility allowance (TUA) of \$29</u>

~~(2) ((As provided in federal law:~~

~~(a) The SUA up to two hundred twenty-three dollars;~~

~~(b) The LUA up to one hundred sixty-four dollars;~~

~~(c) The TUA up to twenty-nine dollars)) Use actual utility costs if greater than the SUA or LUA or if you are not eligible for the SUA or LUA.~~

**WSR 99-01-076**  
**PERMANENT RULES**  
**UTILITIES AND TRANSPORTATION**  
**COMMISSION**

[Docket No. UT-970545, General Order No. R-453—Filed December 15, 1998, 12:36 p.m.]

In the matter of adopting WAC 480-120-045, relating to local calling areas and repealing WAC 480-120-400 through 480-120-435, relating to extended area service.

STATUTORY OR OTHER AUTHORITY: The Washington Utilities and Transportation Commission (commission) takes this action under Notice No. WSR 98-20-104 (supplemental to WSR 98-03-011 and 98-12-071), filed with the code reviser on October 7, 1998. The commission brings this proceeding pursuant to RCW 80.01.040, 80.36.100, 80.36.140, 80.36.160, 80.36.170, and 80.36.180.

STATEMENT OF COMPLIANCE: This proceeding complies with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.05 RCW), the State Register Act (chapter 34.08 RCW), the State Environmental Policy Act of 1971 (chapter 34.21C [43.21C] RCW), and the Regulatory Fairness Act (chapter 19.85 RCW).

DATE OF ADOPTION: The commission adopted this rule on November 25, 1998.

CONCISE STATEMENT OF PURPOSE AND EFFECT OF THE RULE: The rule expresses a policy preference for competition and optional calling plans to meet individual customer telephone calling needs, but allows for local calling areas to be broadened to ensure that customers are able to make local

PERMANENT

calls to community medical facilities, government services, K-12 schools and a commercial center.

**REFERENCE TO AFFECTED RULES:** This rule repeals the following sections of the Washington Administrative Code relating to extended area service: WAC 480-120-400 Purpose, 480-120-405 Definition of extended area service, 480-120-410 Local calling capability, 480-120-415 Determination of extended area service routes, 480-120-420 Revenue requirements and rate design, 480-120-425 Community calling fund, 480-120-430 Impact on current compensation arrangements, and 480-120-435 Petition for waiver.

**PREPROPOSAL STATEMENT OF INQUIRY AND ACTIONS THEREUNDER:** The commission filed a Preproposal Statement of Inquiry (CR-101) on April 9, 1997, at WSR 97-09-023.

**ADDITIONAL NOTICE AND ACTIVITY PURSUANT TO PREPROPOSAL STATEMENT:** The statement advised interested persons that the commission was considering entering a rule making clarifying the mechanisms for ensuring that telephone subscribers have minimum reasonable local calling areas and opportunities to make interexchange calls at flat rates or rates less than state-wide tariffed per minute toll rates. The commission also informed persons of the inquiry into this matter by providing notice of the subject and the CR-101 to all persons on the commission's list of persons requesting such information pursuant to RCW 34.05.320(3), by sending notice to all registered telephone companies and the commission's list of telephone attorneys, by publishing information on the commission's world wide web site, and by sending notice to interested persons of prior proceedings involving extended area service and news media in communities that had expressed concern about a need for toll-free dialing to other communities. Pursuant to the notice, the commission did engage in six workshops around the state to gather public comments on the general approach, several meetings with affected telephone companies, and developed consensus on a preferred approach.

**NOTICE OF PROPOSED RULE MAKING:** The commission filed a notice of proposed rule making (CR-102) on October 7, 1998, at WSR 98-20-104. The commission scheduled this matter for oral comment and adoption under Notice No. WSR 98-20-104 at 9:30 a.m., Monday, November 16, 1998, in the Commission's Hearing Room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA. The notice provided interested persons the opportunity to submit written comments to the commission.

**MEETINGS OR WORKSHOPS; ORAL COMMENTS:** Commission staff held workshops in six communities around the state to get public comment on the proposed rule.

<u>Location</u>	<u>Date</u>	<u>Number attending</u>
Dayton	February 17	15
Toppenish	February 18	30
Mount Vernon	February 23	50
Chimacum	February 24	30
Winlock	February 25	75
Waterville	March 3	300

At the public workshops, commenters expressed strong support for the proposed standard (i.e. local calling should meet basic community needs) and the need to expand local calling on a timely basis, but the rule should consider specific local circumstances.

**COMMENTERS (WRITTEN COMMENTS):** The commission received written comments from the following parties:

Telephone Resellers Association (Andrew Isar) supports the rule and urges its adoption. The rule is a simple way to create local calling areas when absolutely necessary, which accomplishes two critical objectives: Leaving the door open for expanding calling areas on an ad hoc basis, and continuing to promote competition by not foreclosing competitive choice.

Public Counsel (Simon ffitth) offered two suggestions for improving the rule. First, to make it clear that customers and others may petition for expansion of local calling areas, public counsel suggested adding the following sentence to the end of subsection (1): The commission may consider expansion of a local calling area on its own motion, or upon a petition filed by customers, a local government entity, or a telecommunications company serving the existing calling area.

An existing statute, RCW 80.04.110, specifies who can bring issues before the commission, and how such complaints will be handled. Since this section of current law is consistent with public counsel's proposal, the commission added a new subsection (3) to direct potential petitioners to this procedure.

Second, public counsel suggested adding a clause to make lack of available competition one of the criteria for exceptional circumstances by amending the last sentence of the rule to read: In evaluating such requests, the commission will consider the overall community of interest of the entire exchange, and may consider other pertinent factors such as customer calling patterns, ~~and~~ the availability and feasibility of optional calling plans, and the level of local and long distance competition.

The commission has adopted this suggestion to amend subsection (2) of the proposed rule as the proffered factor bears directly on whether alternatives are available through a market solution as opposed to a regulatory solution.

Washington Independent Telephone Association (WITA) (Terry Vann) and GTE support adopting the rule with a definition of exceptional circumstances ("a major shift in local calling needs, due to unusual and unforeseen circumstances, where usage and/or environment have changed"). They note a dictionary definition of "exceptional" as rare, unique, and extraordinary.

The commission agrees that major shifts in political, social, or economic factors that affect calling patterns would certainly constitute exceptional circumstances. However, despite our best efforts to solve local calling problems once and for all, there may currently be exchanges whose calling would not be considered adequate. These could be considered unique, and so support consideration of expanded local calling as an exceptional circumstance, without demonstrating any change.

City of Uniontown (Peter Holland, Mayor, and Dale Miller, Planning Commission, via electronic mail) comment

PERMANENT

that the rule proposed in May would have solved problem for most small rural communities, but the commenters fear that the substitute plan will only work in larger urban areas. Uniontown and Colton are within fifteen miles of both Pullman and Lewiston, Idaho, but calls to these medical or retail centers carry per-minute toll charges. They ask the commission to return to the concept of the May rule, perhaps restricting expansion to thirty miles of commercial or medical centers. At a minimum, they ask the commission to revise subsection (1) of the proposal by removing the phrase "only under the most exceptional circumstances," asserting that this would preserve the intent of relying on competition to solve the problem, but would allow the commission to expand local calling areas where a reasonable person could determine that competitive services were not available.

It is inappropriate to return to the prior proposal. Deference to competition as a standard is appropriate, however, and the amendment to subsection (2) of the proposal will add availability of competition to the criteria for considering whether to expand local calling. The commission rejected a provision in earlier drafts of the rule to consider a calling area size based on mileage from a commercial center, since this proved to have technical problems that would make it too difficult to enforce. Because the commission believes that EAS is inappropriate for calling convenience as opposed to true community of interest, and because of problems with EAS requests, all parties (phone companies as well as the public) should be on notice that expanding local calling will require exceptional circumstances.

City of Buckley (John Blanusa, Mayor) requests that subsection (2) be modified to include regional (rather than community) medical facilities, county (as well as city) government, and to have the commission consider "preferences expressed by local governments, citizen referendum or citizen petition."

Requiring local telephone exchanges to be able to reach regional medical facilities and county governments is inappropriate, as it would result in the commission mandating county-wide local calling, a significant change in policy direction with costly consequences for telephone ratepayers. The commission may consider preferences expressed in petitions it may receive under this rule.

Philip and Adrienne McClure (Silverdale, via e-mail), these citizens comment that there would be no need to expand local calling areas if telephone exchanges corresponded to political boundaries. They argue that phone service should fit population patterns.

The commission agrees in principle that there would be advantages if phone service boundaries matched political boundaries. Unfortunately, each telephone exchange is the product of historical accident as well as other factors and is engineered to serve its current area. Redrawing exchange boundaries would be a significant and costly undertaking whose benefits would not rise to the level of its costs.

US WEST is not opposed to adoption of a new or revised rule and it did sign the settlement agreement resulting in the current proposal. It has also submitted substantial comments which have been numbered below for ease of reference:

US WEST 1. The company argues that the proposed rule language is impermissibly vague and does not address sev-

eral issues of concern to the company and its customers. US WEST shared this view at the time it signed the settlement agreement. *Response:* The new rule language is as specific and clear as it can be, given the unique characteristics of every community and telephone exchange in Washington. The language is sufficiently specific to guide parties' actions.

US WEST 2. It is not clear why the proposed rule must limit future local calling area expansions to exceptional circumstances. *Response:* Mandatory expansion of local calling areas, and mandating rate increases to pay for such expansion, are not consistent with competition and customer choice. Customers who want expanded local calling, and who will use this rule to seek it, should be on notice about the commission's policy priorities and expectations.

US WEST 3. US WEST argues that the proposed rule is in conflict with the Governor's Executive Order 97-02 because [it] is not clear and concise. It merely alludes to the standards considered, without giving clear direction and procedures to establish these standards, so is not consistent with the standards required by the Governor's order. *Response:* The proposed rule replaces seven sections of rules with one. Although the current EAS rule provides standards which appear to be clear, these criteria were often not relevant to a given community's situation, and often did not result in a solution to calling problems. EAS standards require data which are increasingly difficult to obtain, given changes in long distance competition. The rule identifies appropriate factors to consider and provides a sufficient means of dealing with the exercise of judgment in very complex situations.

US WEST 4. US WEST argues that subsection (1) of the proposed rule does not set forth clear standards and procedures under which the commission will consider the creation of new EAS routes, compared with the existing rule. "Exceptional circumstance" is not defined and is therefore impermissibly vague. *Response:* Subsection (1) of the proposal must be read in conjunction with subsection (2), which sets out criteria for considering petitions. In addition, we discussed the meaning of "exceptional circumstances" above, in conjunction with WITA's comments, as having the readily available dictionary definition of unique, unusual, extraordinary.

US WEST 5. US WEST argues that subsection (2) makes the proposed rule even more vague, because no process is described for determining whether customers have or do not have the required local calling capability. It is not clear how the determination of a route deemed necessary due to "exceptional circumstance" occurs. If a customer petitions for additional EAS, stating that they cannot call their city government offices, what process will be utilized to determine if this situation meets the rule criteria? *Response:* RCW 80.04.110 outlines procedures for considering petitions. The commission will compare the facts against the criteria in subsection (2) of the proposed rule, apply its expertise and its judgment, and reach a decision.

US WEST 6. US WEST argues that "commercial center" should be defined, and that the proposed rule should also include specific definitions of each community service. It argues that decisions as to a given area's qualification for expanded area calling will be less arbitrary if all parties agree at the start on the definition of each community service. *Response:* Our experience dealing with this rule over the past

eight months has led us to believe that it is not possible to define these terms precisely since they depend on the nature of each exchange and each community. Discretion is required in applying the terms, based on the facts of each request.

US WEST 7. The proposed new rule does not contain a method for recovery of new costs imposed by this rule. The commission ordered US WEST to implement state-wide average basic calling rates for its business and residential customers in Docket No. UT-950200. If this proposed rule becomes effective as written, and future EAS charges are assessed only to participating customers, US WEST would be required to return to various rate group pricing structures. *Response:* Each of the twenty or so local exchange companies may wish to take a different approach to recovering any costs of expanded local calling areas. Mandating one single recovery mechanism is not consistent with competition, or providing decision-making flexibility to companies.

RULE-MAKING HEARING: The rule proposal was considered for adoption, pursuant to the notice, at 9:30 a.m. on November 16 before Chairwoman Anne Levinson and Commissioner William R. Gillis. The meeting was continued on the record until 1:30 p.m. November 16, and was further continued on the record until 9:30 a.m. on November 25, 1998, before Chairwoman Anne Levinson and Commissioners Richard Hemstad and William R. Gillis. The commission heard oral comments from Jeffrey Showman, representing commission staff. At 9:30 a.m. on November 16, Mr. George Astler of Birch Bay made oral comments in support of expanded local calling at reasonable rates through optional calling plans rather than mandatory calling expansions. On November 16 at 1:30 p.m., Joyce Morris of US WEST reiterated US WEST's written comments, discussed above. On November 25, Terry Vann of the Washington Independent Telephone Association (WITA) and Simon ffitch of the Public Counsel section of the Attorney General spoke in favor of adopting the rule.

SUGGESTIONS FOR CHANGE THAT ARE REJECTED: The commission discussed above the changes that it rejected, and explained the reasons for its action.

COMMISSION ACTION: After considering all of the information regarding this proposal, the commission repealed WAC 480-120-400 through 480-120-435, inclusive, relating to extended area service, and adopted the proposed rule.

CHANGES FROM PROPOSAL: The commission adopted the proposal with the following changes from the text noticed at WSR 98-20-104: Subsection (2) of the rule was amended to add the following factors to be considered in deciding whether to grant a petition for extended area service: and the level of local and long distance competition.

A new subsection (3) was added to identify a process for seeking extended area service: (3) Requests for expanded local calling areas shall be made pursuant to RCW 80.04.110 (the commission's complaint statute).

Both of these suggestions are clarifying statements that would make the rule easier to understand and merely make explicit what was already implicit in the rule's language. This order discusses the reasoning for the changes, above.

STATEMENT OF ACTION; STATEMENT OF EFFECTIVE DATE: In reviewing the entire record, the commission deter-

mines that WAC 480-120-400 through 480-120-435 should be repealed, and WAC 480-120-045 adopted, to read as set forth in Appendix A, as a rule of the Washington Utilities and Transportation Commission, to take effect pursuant to RCW 34.05.380(2) on the thirty-first day after filing with the code reviser.

#### ORDER

#### THE COMMISSION ORDERS That:

1. WAC 480-120-400 through 480-120-435 are repealed, and WAC 480-120-045 is adopted, to read as set forth in Appendix A, as a rule of the Washington Utilities and Transportation Commission, to take effect on the thirty-first day after the date of filing with the Code Reviser pursuant to RCW 34.05.380(2).

2. This order and the rule set out below, after being recorded in the register of the Washington Utilities and Transportation Commission, shall be forwarded to the Code Reviser for filing pursuant to chapters 80.01 and 34.05 RCW and chapter 1-21 WAC.

3. The commission adopts the commission staff memo-randa, presented when the commission considered filing a preproposal statement of inquiry, when it considered filing the formal notice of proposed rule making, and when it considered adoption of this proposal, as supplemented by the text of this order, as its concise explanatory statement of the reasons for adoption and for rejection of proposed changes, as required by RCW 34.05.025.

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 1, amended 0, repealed 8.

Number of Sections Adopted on the Agency's own Initiative: New 1, amended 0, repealed 8.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 1, amended 0, repealed 8.

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.

DATED at Olympia, Washington, this 15th day of December 1998.

Washington Utilities and Transportation Commission  
Anne Levinson, Chair  
Richard Hemstad, Commissioner

#### APPENDIX "A"

#### NEW SECTION

**WAC 480-120-045 Local calling areas.** (1) The commission may expand local calling areas only under the most exceptional circumstances. The commission will generally rely on long distance competition, local competition, and optional calling plans that assess additional charges only to

participating customers to meet customer demand for alternate or expanded calling.

(2) In evaluating requests for expanded local calling, the commission will consider whether the local calling area is adequate to allow customers to call and receive calls from the following community services: Community medical facilities, police and fire departments, city or town government, elementary and secondary schools, libraries, and a commercial center. In evaluating such requests, the commission will consider the overall community of interest of the entire exchange, and may consider other pertinent factors such as customer calling patterns, the availability and feasibility of optional calling plans, and the level of local and long distance competition.

(3) Requests for expanded local calling areas shall be made pursuant to RCW 80.04.110 (the commission's complaint statute).

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

WAC 480-120-400	Purpose.
WAC 480-120-405	Definition of extended area service.
WAC 480-120-410	Local calling capability.
WAC 480-120-415	Determination of extended area service routes.
WAC 480-120-420	Revenue requirements and rate design.
WAC 480-120-425	Community calling fund.
WAC 480-120-430	Impact on current compensation arrangements.
WAC 480-120-435	Petition for waiver.

**WSR 99-01-077  
PERMANENT RULES  
UTILITIES AND TRANSPORTATION  
COMMISSION**

[Docket No. TV-971477, General Order No. R-454—Filed December 15, 1998, 12:38 p.m.]

In the matter of repealing all rules in chapter 480-12 WAC except WAC 480-12-100 and 480-12-370 and adopting a new chapter 480-15 WAC, relating to motor carriers of household goods.

**STATUTORY AUTHORITY:** The Washington Utilities and Transportation Commission takes this action under Notice No. WSR 98-19-060, filed with the code reviser on September 16, 1998. The commission brings this proceeding pursuant to RCW 81.04.160 and 80.01.040.

**STATEMENT OF COMPLIANCE:** This proceeding complies with the Open Public Meetings Act (chapter 42.30 RCW), the Administrative Procedure Act (chapter 34.05 RCW), the

State Register Act (chapter 34.08 RCW), the State Environmental Policy Act of 1971 (chapter 34.21C [43.21C] RCW), and the Regulatory Fairness Act (chapter 19.85 RCW).

**DATE OF ADOPTION:** The commission adopted these rules on December 14, 1998.

**CONCISE STATEMENT OF PURPOSE AND EFFECT OF THE RULE:** The new chapter of rules eases entry requirements, provides for rate flexibility, strengthens consumer protection and clarifies the commission's compliance policies. The rules conform with Executive Order No. 97-02, and the commission's strategic plan. The rules repealed applied to all motor carriers, including household goods carriers and brokers. New rules covering all motor carriers but household goods carriers and brokers have since been adopted in chapter 480-14 WAC. The rules are written specifically for the household goods industry and make several changes to existing rules written for a much broader group of carriers.

The rules ease entry requirements by changing the application process, and interpreting the standards of public interest and public convenience and necessity to address the concerns of consumers. The rules give carriers greater opportunities to operate in the state; they eliminate rules which require carriers to obtain specific operating authority (local cartage and commercial zones) to provide services in specific cities and metropolitan areas. These changes will allow more carriers the opportunity to provide household goods moving services, and allow carriers to expand their operations. These changes are designed to increase competition and consumer choice. Additionally, the proposed rules provide for pricing flexibility through the use of an interim rule which allows carriers to price their services within a range of the current tariff rates. This change allows service expansion in the industry, and is expected to increase consumer choice where pricing is a determining factor. The proposed rules strengthen consumer protection. They allow carriers the option to issue binding estimates, clarify credit options, cap the amount a carrier may charge above its estimate, reduce carrier complaint response time, and provide a more complete range of valuation options. The rules also clarify commission policy and authority in the areas of compliance, complaint resolution, and definition of household goods for the purposes of transportation.

**REFERENCE TO AFFECTED RULES:** This rule repeals and adopts the following sections of the Washington Administrative Code: Repeals all of chapter 480-12 WAC, except WAC 480-12-100 and 480-12-370 which pertain to brokers.

Adopts a new chapter of rules, chapter 480-15 WAC, governing motor carriers of household goods.

**PREPROPOSAL STATEMENT OF INQUIRY AND ACTIONS THEREUNDER:** The commission filed a Preproposal Statement of Inquiry (CR-101) on November 4, 1997, at WSR 97-22-082. The notice advised interested persons that the commission was considering entering a rule making to review all rules in chapter 480-12 WAC. The notice stated that all rules might be affected, and new rules regarding entry of household goods carriers, and protection of consumers would be considered. Further, rules would be reviewed for content and readability pursuant to Executive Order No. 97-02.

**ADDITIONAL NOTICE AND ACTIVITY PURSUANT TO PREPROPOSAL STATEMENT:** The commission also informed per-

PERMANENT



sons of the inquiry into this matter by providing notice of the subject and the CR-101 to all persons included on the commission's list of persons requesting such information pursuant to RCW 34.05.320(3), including the transportation rule list, the household goods rule list, the transportation attorneys list, and lists in commission Dockets No. TV-971477 and TV-950239. In addition, the commission sent notice to all carriers holding household goods permit authority, to all companies subscribing to the household goods tariff, and to all companies who had been contacted in the previous two years regarding potential household goods moves made without a permit, as identified through the commission's compliance database. The commission accepted written comments regarding the CR-101 through December 5, 1997 [1998].

Pursuant to the notice, the commission hosted several meetings with stakeholders and stakeholder representatives. The commission sent a letter on January 23, with the first discussion draft of rules, inviting interested persons to the first stakeholders' meeting in Docket No. TV-971477. In addition, the commission also sent a letter to a wider range of possible interested persons including the commission's list of transportation associations, and the commission's list of those interested in agency administrative rules, transportation rules, household goods rules, common carrier rules, and transportation attorneys. The commission held a second meeting on April 14, 1998. A notice of this meeting was issued on March 31, 1998, including a second discussion draft. On May 8, 1998, staff mailed out a third discussion draft and letter inviting stakeholder representatives to attend a rule-drafting session on May 15, 1998. On May 20, 1998, staff mailed out rule discussion draft 3a and a letter inviting participants to attend another rule drafting session May 26, 1998. On June 2, 1998, staff mailed out rule discussion draft 3b and a letter to participants inviting them to attend another rule drafting session June 5, 1998. On June 25, 1998, staff held a meeting regarding possible valuation options which was attended by representatives from each group of stakeholders. Staff mailed out a letter and a fourth revised rule discussion draft on July 15, 1998, along with notice of the final stakeholder meeting held on July 29, 1998.

Through the stakeholder process, stakeholders and staff agreed to withdraw the following issues from the proposed rules. Staff originally proposed establishing a maximum tariff rate. The Washington Movers Conference explained that a minimum tariff rate was necessary to prevent predatory pricing practices. Staff agreed and the final rule reflects a minimum and maximum tariff rate. Staff proposed offering a rule that would provide consumers with the option of getting a "binding estimate or actual cost, whichever is less." The Washington Movers Conference was opposed to this option as a type of binding estimate and indicated they would consider an optional binding estimate if the "or actual cost, whichever is less" portion of the language was eliminated. The more restrictive option was eliminated from the rules. Consumer representatives proposed language that would require competing carriers to assist each other in providing binding estimates where the termination point of the move is a long distance from the bidding carrier's office. Carriers were opposed to this requirement because it could provide an

unscrupulous carrier with the opportunity to take away business. This language was eliminated from the rules.

Staff and stakeholders reached agreement on the following issues: Cargo insurance, WAC 480-15-550; Valuation coverage, WAC 480-15-620; Payment options, WAC 480-15-795; and, Reduction in time to acknowledge receipt of claim or complaint, WAC 480-15-810. In reaching agreement on these issues, stakeholders representing the Washington Movers Conference, consumer interests and other carriers all provided information that was essential in drafting the final language.

**NOTICE OF PROPOSED RULE MAKING:** The commission filed a notice of proposed rule making (CR-102) on September 16, 1998, at WSR 98-19-060. The commission scheduled this matter for oral comment and adoption under Notice No. WSR 98-19-060 at 9:30 a.m., Monday, November 16, 1998, in the commission's hearing room, Second Floor, Chandler Plaza Building, 1300 South Evergreen Park Drive S.W., Olympia, WA. The time of the adoption hearing was changed to 1:30 p.m. and an errata notice was sent to interested persons noting the time change. No one appeared at 9:30 a.m. on Monday, November 16, 1998, to comment on the rules. The notice provided interested persons with the opportunity to submit written comments on the proposed rules to the commission on or before October 30, 1998.

**MEETINGS OR WORKSHOPS; COMMENTS:** The commission received oral and written comments from individual consumers, representatives of the Consumer Protection and Public Counsel Divisions of the Washington State Attorney General's Office, representatives and members of the Washington Movers Conference, representatives of the container storage and transportation industry, representatives of the Office of State Procurement for the State of Washington, representatives of the Better Business Bureau, nonpermitted carriers, representatives and members of the Washington Association of Independent Movers, and state legislators. A chart summarizing the comments and staff's response is included as Appendix A to this order.

Based on the comments received, commission staff suggested revised clarifying language that did not change the intent or ultimate effect of the proposed rule. Staff sent notice of the clarifying changes to all interested persons on October 28, 1998. This gave interested persons the opportunity to comment on the language at the November 16, 1998, adoption hearing.

**RULE-MAKING HEARING:** The rule changes were considered for adoption, pursuant to the notice, at the commission's regularly scheduled open public meeting on November 16, 1998, before Chairwoman Anne Levinson and Commissioner William R. Gillis. The commission heard oral comments from Kim Dobyms and Gene Eckhardt representing commission staff; Jeffrey Goltz and Ann Rendahl representing the Utilities and Transportation Division of the Office of the Attorney General; Karen Bernd representing Bernd Moving Systems; Doug Bernd, President of the Washington Movers Conference; John Woodring, J. Lawrence Coniff, and Jim Tutton representing the Washington Movers Conference; Rick Smith representing Corporate Moving Systems; Brian McCulloch representing the Association of Independent Movers; Robert Manifold representing the Public Counsel

and Consumer Protection Divisions of the Office of the Attorney General; Rob Outcalt representing Door-to-Door Storage; and Chris McKay representing Shurgard Storage-To-Go. Some commenters supported staff's proposed rules and some commenters repeated concerns that were provided in their written comments.

**SUGGESTIONS FOR CHANGE THAT ARE REJECTED:** The commission believes the adopted rules represent a good balance between consumer protection and regulatory requirements, and that all participants worked toward achieving consensus. However, there are some areas where participants and commission staff did not reach agreement. A summary of those areas follow:

- Statutory authority issues regarding RCW 81.80.020:

Commenters assert the proposed rules represent policy changes that are not consistent with RCW 81.80.020. Commenters claim that the commission staff cannot use the commission's strategic plan as a basis for changing commission policy because it is in conflict with the statute. They claim the types of entry changes staff proposes in the rule making can be accomplished only through changes in statutes. The commission disagrees. The rules are consistent with the intent of the legislature and are within the commission's statutory authority.

- WAC 480-15-280 When must I apply for temporary authority? and, WAC 480-15-300 What conditions may be attached to my temporary authority?

Commenters first claim that the current rule provides that the commission must hold a hearing, make findings, and enter an order on every protested application for a temporary permit. They then posit that this provision is eliminated, and that the elimination is not consistent with RCW 81.80.170 which states: The commission may issue temporary permits to temporary "common carriers" or "contract carriers" for a period not to exceed one hundred eighty days, but only after it finds that the issuance of such temporary permits is consistent with the public interest. It may prescribe such special rules and regulations and impose such special terms and conditions with reference thereto as in its judgement are reasonable and necessary in carrying out the provisions of this chapter.

Commenters claim that issuing temporary permits prior to holding a hearing on protested applications does not allow the commission to determine fitness or public interest.

The commission can and has determined fitness and public interest for temporary permits without holding a public hearing. The current rule governing issuance of a temporary permit does not provide for a hearing prior to the issuance of permits. The current rule, WAC 480-12-033(4) provides:

The commission will publish notice of the issuance of temporary authority under this section in its weekly application docket.

Any interested carrier may, within ten days after the publication, file a protest to the grant of authority.

The proposed rules do not change existing processes for protesting temporary authority. New section WAC 480-15-310 states:

(1) "We publish an application docket listing temporary authority we have granted or denied. We mail the docket to each applicant and, upon written request, to any person interested in application proceedings." and,

(2) "Anyone having an interest in an application appearing on the docket may file written comments within ten days following publication."

The proposed rules do provide that the commission will issue an order making findings that issuance of a permit is consistent with the public interest, prior to granting temporary authority. The proposed rules clearly identify what factors the commission will consider when determining the public interest, as well as fitness, prior to issuing a temporary permit. New section WAC 480-15-280 states:

(2) We will grant or deny an application for temporary authority after we have conducted a complete review of your application, any supporting statements, reports or other information necessary to determine your fitness, and determine whether granting the application is in the public interest.

(3) When determining if an applicant is fit, willing and able to provide the proposed service we will consider any information provided by the applicant and other members of the public regarding:

(a) The applicant's experience in the industry; knowledge of safety regulations; financial resources and equipment; compliance with tax, labor, employment, business, and vehicle licensing laws and rules; and

(b) Whether the applicant has been cited for violation of state law or commission rules, and has been convicted of a Class A or Class B felony, or has previously been denied authority on the basis of fitness; or has had permanent authority canceled.

(4) When determining if the proposed service is in the public interest, we will consider any information provided by the applicant, shippers and other members of the public supporting the proposed service, and whether granting the temporary authority will:

(a) Enhance choices available to consumers, promote a viable yet competitive household goods industry, or fill an unmet need for service; and

(b) Allow us to more efficiently regulate the household goods industry, and provide increased consumer protection through regulation.

The new rules allow any interested person to provide comment to the commission about the grant of temporary authority, and to provide comment on a pending application for permanent authority. The rules allow anyone, including existing carriers, an opportunity to provide information to the commission which will be considered when determining whether to grant or deny an application for permanent authority.

- WAC 480-15-190 Where may I operate with a household goods permit?

This rule grants authority to operate throughout the state of Washington. It also allows household goods carriers the option to operate in only a certain county or counties. The commission may also restrict a carrier's operations to a certain county or counties for cause. "Local cartage" and "commercial zone" authority is no longer required to operate within metropolitan areas of the state or within certain cities.

Commenters argue that eliminating local cartage area limitations is not in the public interest, and will create problems for consumers. Their specific example is: If a consumer in Tacoma requests moving service from a carrier in Lynnwood and the consumer does not ask for an estimate, the consumer must, under the existing tariff, pay for drive time from Lynnwood to Tacoma and return. Commenters believe the additional drive time charge would take unfair advantage of the consumer.

The commission disagrees. The proposed rules provide consumers the option of paying more for a service when time is the primary consideration rather than cost. Using the same scenario, under existing rules, only those with local cartage authority in Tacoma are able to provide service to the consumer. If the existing permitted carriers in Tacoma are unable to meet the consumer's time requirements, the consumer must wait until a carrier has an opening in its schedule. Such a situation creates an incentive for consumers to use nonpermitted carriers. A consumer may be willing to pay more in order to meet a critical time requirement. Otherwise, we expect a consumer to check for more than one price quotation, and to selfprotect by hiring the carrier that does not have the extra charge for drive time included in its estimate (unless its estimate is still lower). It is in the public interest to eliminate restrictions that limit consumer choice, and make enforcement more difficult.

The commission enforcement staff, under current rules, must stakeout a carrier operating out of its territory and catch it in the act in order to enforce geographic restrictions. The enforcement staff time can be better spent seeking out the kinds of violations that harm consumers.

The commission also believes many carriers will benefit from this rule. Opportunities for business growth will not be hampered by artificial boundaries. Carriers will not waste time determining whether a house on a certain street is in a city, adjoining city, or county, but will be able to serve areas that are economic to serve with their resources.

- WAC 480-15-490 (2)(b) How are tariff rates and charges established?

This rule sets an interim band of rates and charges that carriers may charge consumers. The rule allows carriers to charge no more than 15% above nor less than 35% below the existing tariff rates.

Commenters object to the proposed banded rates percentages, claiming that inadequate and unrepresentative data were used to establish the rates. Further, commenters propose that a range of banded rates should be set only after a fully allocated cost study has been completed.

The commission disagrees. A staff economist and the assistant director for transportation and water analyzed this issue in a memorandum which is attached to the open meeting memorandum presented on November 16, 1998. A copy of the open meeting memorandum, and the attachments to it, are included in the rule-making file maintained by the commission. The memorandum indicates that a fully allocated cost study based on the current market environment would not be useful in setting rates for a more competitive environment. The memorandum describes the methodology used by the analysts to set the percentages above and below the current tariff rate. The staff memorandum points out that a fully

allocated cost study would measure the market structure as it exists today. It would not measure the new, more open, market structure these rules are designed to promote.

The heart of the objection to this rule seems to be that the option of charging rates at a lower band limit of 35% below the existing tariff rates would result in rates that are too low, and may lead to predatory pricing. The memorandum by the economists addresses these concerns, and concludes that the cost structure of the household goods carrier industry is not conducive to predatory pricing.

In deciding this issue, the commission asked itself "What is the potential harm?" If the rate band is too narrow, an effectively competitive price would be lower than the banded rate, and consumers would be harmed. A high band and open entry would encourage uneconomic entry. If the band is too wide, the commenters claim that predatory pricing may occur. If true, that could harm carriers. However, based on its history of regulating this industry, and upon information received from the industry, the commission believes the cost structure in this industry has a wide range of variable costs. The variable cost factor, in addition to easing entry, will make it difficult for any carrier to practice predatory pricing.

In reality it would be irrational for a firm to attempt to engage in predatory pricing, as it would hurt the firm's short-term profitability without improving its long-term profitability. The interim rule, which allows the 35% discount in prices, is conservative enough to prevent predatory pricing while allowing consumers to benefit from lower prices and greater choice. The solution to "predatory pricing" is effective competition, and more service options for both consumers and carriers. In the event that allegations of predatory pricing, or any other illegal behavior, are made, the commission is charged with, and able to, investigate and intervene under RCW 81.04.110.

The lower limit to the rate band in the rule is supported by sound economic analysis. The commission, therefore, supports its use until such time as data are available about the new market that will emerge after the rules have been in effect for a period of time. When the commission staff develops a cost-study methodology, it should provide information to set rates that will support our stated goals. The current rate setting methodology, uniform rates using fully-allocated costs, does not support the goals of the present rule making. It is, therefore, not an appropriate methodology to consider. The commission staff will study such factors as variable costs, marginal costs, and average costs. The commission staff has not yet determined the appropriate methodology, but commits to considering carrier input as it works toward developing a methodology. The commission staff expects to complete that process by October 1999.

- WAC 480-15-630(2) Estimates.

This rule allows a carrier the option of providing a binding estimate to consumers. The current rules do not allow this option. Commenters are opposed to binding estimates as an option, alleging it will cause consumer confusion and that it is not appropriate to take a model that has been used for long distance moves at the interstate level and apply it to local moves.

The commission believes that the option of a binding estimate will minimize the confusion that consumers experi-

ence under existing rules. Currently, consumers may believe that an estimate is binding, then have a rude awakening when their final bill greatly exceeds the estimate. Consumer representatives in this rule making initially sought to require binding estimates for all moves, but eventually accepted the general consensus that binding estimates should be an available option. In all consumer protection measures the commission seeks a balance between giving consumers the best information possible, and writing the least onerous rules that a regulated industry must follow. This rule allows the carrier to choose whether it will give a binding estimate for consumers seeking both long distance and local-intrastate moves. It is a business decision each carrier will make based on its market and the needs of its customers. No carrier is required to offer binding estimates.

One of the commission's roles is to provide consumers with the information needed to make informed decisions. Commission publications and industry sales personnel will be able to explain adequately binding estimates. Optional binding estimates are already available at the federal level for interstate rules. This change makes the state rule consistent with the interstate rule. The commission expects that many of the household goods carriers are already familiar with the federal rule, and that this change may ease, rather than complicate, compliance. This rule increases consumer choice and promotes competition in the industry, as well as increases consumer confidence regarding the amount a move will cost.

- WAC 480-15-020(14) Household goods.

This rule clarifies the definition of household goods by stating that household goods are residential rather than commercial goods, and indicating which services fall under commercial regulation. The rule excludes from regulation "the transportation of customer packed and sealed self-storage containers when no accessorial services are provided by the carrier in connection with the transportation of the container." This exclusion puts in rule form the policy currently followed by the commission staff, based upon a decision by the Commission Permits and Interpretations Committee. That decision concluded that a packed container, for which no accessorial services were provided, was "freight." Carriers of "freight" are regulated under chapter 480-14 WAC. The commission, here, indicates its agreement with the interpretation currently followed by its staff.

Commenters are opposed to the exclusory language in the rule, arguing that the materials defined in the exclusion should fall under commission jurisdiction as household goods, rather than as freight. They claim it does not matter whether household goods are packed and sealed into a container by consumers.

The commission disagrees. The transportation of customer packed and sealed self-storage containers does not encompass the same need for consumer protection as a typical household goods move. The commission has reviewed and considered opinions and opinion letters concerning the classification of the transportation of storage containers issued by the Federal Highway Administration and several other states. The proposed rule is consistent with the federal determination, and is consistent with previous staff interpretations.

- **Part 1.3**

The proposed rules in Part 1.3 describe authority the legislature has given to the commission to enforce the state laws and rules, the actions the commission may take in any given circumstance, and the commission policy on compliance. These rules are offered so a carrier may know what to expect, and what options are available to the commission to address noncompliance.

Commenters believe the commission does not have enough staff to enforce existing rules, and that the proposed rules will result in an increase in both consumer complaints and the number of carriers who are not in compliance with the rules. They argue that new rules should not be considered until additional compliance staff are hired. The commission believes staffing is a separate issue and must be considered apart from the rule making. Meeting the challenges of sufficient staffing and efficient use of resources concern all governmental agencies, and the commission is no exception.

In writing these rules, the commission has focused on the areas of greatest need, in order to allow scarce enforcement resources to be used to best serve consumers. For example, this is one reason the commission is simplifying the definition of the geographic areas that permitted carriers may serve in WAC 480-15-190.

The commission also recognizes the need for and supports a greater emphasis on technical assistance prior to enforcement. This is one reason why the commission seeks to use the period after a temporary permit is granted as a trial period in which carriers can be trained in areas of weakness. WAC 480-15-280, 480-15-300. Putting resources here, rather than in unneeded hearings, is another appropriate action. When hearings are needed, they will be held. The commission will allocate staff and resources to the areas of highest concern based on public need and its obligations. The commission will strive to accomplish its compliance and enforcement goals in the household goods industry.

WAC 480-15-030 Waiver of rules. The proposed rules include a provision allowing carriers to request, and the commission to consider granting, rule waivers.

Commenters believe the commission does not have authority to grant rule waivers.

The commission disagrees. Comparable rule waiver provisions presently exist in rules governing other industries regulated by the commission. RCW 81.04.040 obligates the commission to regulate in the public interest. This statute provides the commission the flexibility and discretion to make such rules and regulations as may be necessary to carry out its powers and duties. The commission takes its responsibilities and obligations seriously. Rules are written to apply to the most general situations, the commission recognizes that there may be instances when a rule may not pertain to a specific situation, or may cause an undue burden on a carrier in a specific situation. The ability to grant a rule waiver is aimed to respond to the public interest in a timely and fitting manner, especially where prior need was not or could not be anticipated. However, rule waivers are rare and are considered on a case-by-case basis in an open public meeting by the commissioners. Waivers are granted only when consistent with the public interest, the purposes underlying regulation, and sound public policy, and consistent with applicable statutes.

DISCUSSION: This rule making is one of the most important that has faced the commission in recent times. The magnitude of change that is proposed with regard to this industry is the most significant this industry has seen in this state in all the decades it has been in existence. There are obviously quite diverse perspectives on a number of very important issues, and those have been fought out in an appropriate fashion for matters of import before this commission.

The commission has experience with a transition to lesser regulation in the motor carrier industry. Experience with those companies regulated under chapter 480-14 WAC has been more successful than the commission anticipated, with fewer unsatisfactory consequences than we feared. The commission has heard on numerous occasions from permitted carriers, nonpermitted carriers, and consumers that citizens of Washington are hiring illegal carriers to perform their moves. The commission has seen evidence of these moves in proceedings in which it has sought to restrain the activities of nonpermitted movers. Nonpermitted carriers seeking entry into this industry have been significant stakeholders in this proceeding. Any time consumers in our state are incited to seek illegal options for the activities that they want to pursue, they are making a statement about their lack of consumer choice. When this occurs, something is wrong with the system. This is an example of where the government is viewed by the consumers we exist to serve as being in the way of what they need, rather than being there to help.

It is unfortunate that members of the Washington Movers Conference believe they have not been listened to and the commission does not doubt their sincerity. The commission's experience with its staff is that they are highly professional and are committed to independent evaluation. It is much more likely that there is a difference of position, rather than that staff did not listen to any particular position. Commissioners do not rely on filtered information. Commissioners do read the staff documents, but also request and receive regular briefings on rule makings of this import, as well as read directly written comments, seek legal opinions and, upon request, meet with stakeholders. Commissioners do their own evaluation.

There has been a lot of information that has formed the framework for this rule making. The commission has no doubt that a good faith effort on the part of everyone involved was made to develop the best possible set of rules while addressing the stakeholders' concerns. The commission believes most of the concerns of commenters have been addressed, as evidenced by the many rewrites of this chapter of rules.

The rules represent good public policy for the commission and for the state by promoting open markets and consumer choice, by eliminating barriers to entry, and by enhancing consumer protection. They should be adopted.

COMMISSION ACTION: After considering all of the information regarding this proposal, the commission repeals all of chapter 480-12 WAC except WAC 480-12-100 and 480-12-370, and adopts the proposed rules governing household goods carriers in new chapter 480-15 WAC. See Appendix A of this order for the adopted rules.

CHANGES FROM PROPOSAL: The commission adopted the proposal with the following changes from the text noticed at WSR 98-19-060.

a. WAC 480-15-630 (b)(iii) A binding estimate cannot exceed the highest authorized tariff rate. If a binding estimate exceeds the highest tariff rate, the carrier may not collect more than the highest authorized tariff rate.

b. WAC 480-15-660(2) What rates must I use to prepare a supplemental estimate? You must use the same rates as you used in determining charges for the original estimate.

c. WAC 480-15-780(8) When may I refuse to provide service to a shipper? You do not have suitable equipment necessary to perform the service.

d. WAC 480-15-800 What must I do if a shipper is not satisfied with my service? ... The shipper has nine months, from the date of delivery or the date the household goods should have been delivered, to file a claim for loss and damage....

STATEMENT OF ACTION; STATEMENT OF EFFECTIVE DATE: In reviewing the entire record, the commission determines that all rules in chapter 480-12 WAC should be repealed except WAC 480-12-100 and 480-12-370 and a new chapter 480-15 WAC governing household goods carriers should be adopted to read as set forth in Appendix A, as rules of the Washington Utilities and Transportation Commission, to take effect pursuant to RCW 34.05.380(2) on the thirty-first day after filing with the code reviser.

## ORDER

### THE COMMISSION ORDERS:

1. Chapter 480-12 WAC, except WAC 480-12-100 and 480-12-370, is repealed and chapter 480-15 WAC is adopted to read as set forth in Appendix A, as rules of the Washington Utilities and Transportation Commission, to take effect on the thirty-first day after the date of filing with the code reviser pursuant to RCW 34.05.380(2).

2. This order and the rule set out below, after being recorded in the register of the Washington Utilities and Transportation Commission, shall be forwarded to the code reviser for filing pursuant to chapters 80.01 and 34.05 RCW and chapter 1-21 WAC.

3. The commission adopts the commission staff memoranda, and any attachments thereto, presented when the commission considered filing a preproposal statement of inquiry, when it considered filing the formal notice of proposed rule making, and when it considered adoption of this proposal in conjunction with the text of this order, as its concise explanatory statement of the reasons for adoption required by RCW 34.05.025.

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 97, amended 0, repealed 77.

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.

DATED at Olympia, Washington, this 14th day of December 1998.

Washington Utilities and Transportation Commission  
Anne Levinson, Chairwoman  
Richard Hemstad, Commissioner

#### APPENDIX "A"

### Chapter 480-15 WAC

## HOUSEHOLD GOODS CARRIERS

### Part 1 - GENERAL

#### Part 1.1 - GENERAL INFORMATION

#### NEW SECTION

**WAC 480-15-010 Purpose and application.** (1) The legislature has declared that operating as a motor carrier of freight, including household goods, for compensation over the highways of this state is a business affected with a public interest and should be regulated. The purpose of these rules is to carry out the policies set forth in RCW 81.80.020 as they apply to household goods carriers, by establishing standards for public safety, fair competitive practices, just and reasonable charges, nondiscriminatory application of rates, adequate and dependable service, consumer protection, and compliance with statutes, rules and commission orders.

(2) This chapter applies to all intrastate household goods carriers.

#### NEW SECTION

**WAC 480-15-020 Definitions.** For the purpose of this chapter, the words, terms, and phrases in this section have the following meaning:

(1) "**Accessorial services**" means any services provided by a household goods carrier that supplement, or are secondary to, the transportation of household goods, including, but not limited to, packing and unpacking, wrapping or protecting a portion of the shipment, and providing special handling of household goods.

(2) "**Agent**" means a permitted carrier, who, under the provisions of a formal written agreement, performs services on behalf of another permitted carrier.

(3) "**Application docket**" means a commission publication listing applications requesting operating authority, and commission action taken on applications for temporary authority.

(4) "**Authority**" means the rights granted to a common carrier to transport household goods.

(5) "**Cancellation**" means an act by the commission to terminate a household goods carrier's authority.

(6) "**Commission**" means the Washington utilities and transportation commission.

(7) "**Common carrier**" means any person who undertakes to transport property, including household goods, for the general public by motor vehicle, for compensation over the public highways. This term also includes transportation under special and individual contracts or agreements.

(8) "**Constructive weight**" means a weight based on a formula of seven pounds per cubic foot of properly loaded van space occupied by the shipper's goods.

(9) "**Consumer**" means a person or entity that hires a household goods carrier.

(10) "**Customer**" means a person or entity that hires a household goods carrier.

(11) "**Exempt carrier**" means any person operating a motor vehicle exempt from certain provisions of Title 81 RCW pursuant to RCW 81.80.040.

(12) "**Filing**" means any application, petition, tariff proposal, annual report, comment, complaint, pleading, or other document submitted to the commission.

(13) "**Household goods carrier**" means a common carrier transporting household goods within the state of Washington.

(14) "**Household goods**" when the term is used in connection with transportation, means personal effects and property used or to be used in a residence when it is a part of the equipment or supply of such residence, and is transported between residences or between a residence and a storage facility, with the intent to later transport to a residence. This term excludes transportation of customer packed and sealed self-storage type containers when no accessorial services are provided by a motor carrier in connection with the transportation of the container.

(15) "**I**" means a household goods carrier or shipper, depending upon the context of the rule.

(16) "**Loaded weight**" means the weight of a motor vehicle obtained when:

(a) The shipper's goods are loaded into the vehicle;

(b) The vehicle's fuel tank is full;

(c) All pads, chains, dollies, hand trucks, and other equipment needed in the transportation of the shipment are on board the vehicle;

(d) The vehicle's crew is not on board the vehicle.

(17) "**Local move**" means all moves taking place within the limits of a city or town or moves specifically defined as local in the commission tariff.

(18) "**Long distance move**" means any move not meeting the definition of a local move.

(19) "**May**" means an option. You may do something but it is not a requirement.

(20) "**Motor carrier**" means "common carrier," "exempt carrier," and "private carrier," as defined in this chapter.

(21) "**Motor vehicle**" means any vehicle, machine, tractor, trailer, or semi-trailer, propelled or drawn by mechanical power, or any combination of such vehicles, used upon the

highways in the transportation of property, including household goods.

(22) **"Must"** means a legal obligation. You are required to do something.

(23) **"Net weight"** means the weight of the goods shipped by the consumer. It is determined by subtracting the tare weight of a motor vehicle from the loaded weight.

(24) **"Permit"** means a document issued by the commission describing the authority granted to a household goods carrier under the provisions of chapter 81.80 RCW, as amended. A permit may be temporary or permanent in duration, and may allow a household goods carrier to transport household goods throughout the state of Washington or limit the household goods carrier to transportation of household goods in designated areas of the state.

(25) **"Person"** includes any individual, firm, corporation, company, or partnership.

(26) **"Private carrier"** means persons who transport their own household goods, household goods being bought or sold by them in good faith, or transport household goods purely as an incidental adjunct to some established business owned or operated in good faith.

(27) **"Registered carriers"** means motor carriers operating in interstate or foreign commerce under authority issued by the Interstate Commerce Commission, the U.S. Department of Transportation, or a successor agency.

(28) **"Registered exempt carriers"** means motor carriers operating in interstate or foreign commerce under the exemptions of the Federal Motor Carrier Act without interstate authority issued by the Interstate Commerce Commission, the U.S. Department of Transportation, or a successor agency.

(29) **"Shipper"** means a person or entity that hires a household goods carrier.

(30) **"Small business"** means 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.

(31) **"State"** means the state of Washington.

(32) **"Suspension"** means an act by the commission to temporarily withhold a household goods carrier's authority.

(33) **"Tare weight"** means the weight of an empty motor vehicle obtained when:

(a) The vehicle's fuel tank is full;

(b) All pads, chains, dollies, hand trucks, and other equipment needed in the transportation of the shipment are on board the vehicle; and

(c) The crew is not on board the vehicle.

(34) **"Tariff"** means a publication containing the rates and charges that must be assessed on shipments of household goods and the rules that govern how rates and charges are assessed.

(35) **"Transportation of household goods"** means the for hire movement of household goods by motor vehicle over the public highways of the state. This includes providing estimates, arranging for receipt, delivery, storage in transit, handling, and providing any accessorial services in connection with that movement.

(36) **"Us"** means the Washington utilities and transportation commission.

(37) **"We"** means the Washington utilities and transportation commission.

(38) **"You"** means a household goods carrier, shipper, insurance company, or other person or entity, depending on the context of the rule.

#### NEW SECTION

**WAC 480-15-030 Waiver of rules.** (1) We may grant a waiver of any rule in this chapter, when doing so is consistent with the public interest, the purposes underlying regulation, and sound public policy, and is consistent with applicable statutes.

(2) To request a rule waiver, a person must file with the commission a written request identifying the rule for which a waiver is sought, and giving a full explanation of the reason(s) the waiver is requested. The commission will notify you in writing when your request is granted or denied.

#### NEW SECTION

**WAC 480-15-040 Adoption by reference.** We have adopted by reference the following publications:

(1) *"North American Uniform Out-of-Service Criteria"* published by The Commercial Vehicle Safety Alliance, in effect on April 1, 1998.

(2) The sections of "Title 49 Code of Federal Regulations," cited as 49 CFR, listed below, including all regulations and appendices and amendments to those sections in effect on October 1, 1998:

(a) 49 CFR Part 382: Controlled Substance and Alcohol Use and Testing;

(b) 49 CFR Part 383: Commercial Driver's License Standards; Requirements and Penalties;

(c) 49 CFR Part 390: Safety Regulations, General;

(d) 49 CFR Part 391: Qualification of Drivers;

(e) 49 CFR Part 392: Driving of Motor Vehicles;

(f) 49 CFR Part 393: Parts and Accessories Necessary for Safe Operations;

(g) 49 CFR Part 395: Hours of Service of Drivers;

(h) 49 CFR Part 396: Inspection, Repair, and Maintenance; and

(i) 49 CFR Part 397: Transportation of Hazardous Materials; Driving and Parking

#### NEW SECTION

**WAC 480-15-050 Where may I get copies of documents adopted by reference?** (1) The *North American Uniform Out-of-Service Criteria* may be viewed at the branch of the Washington state library housed at the commission's headquarters and is available for a fee from the Commercial Vehicle Safety Alliance and third-party vendors.

(2) Title 49 of the Code of Federal Regulations may be viewed at the branch of the Washington state library housed at the commission's headquarters and is available for a fee from the GPO (Government Printing Office) and third-party vendors.



**Part 1.2 - CONTACTING THE COMMISSION**NEW SECTION

**WAC 480-15-060** How may I contact the commission? You may contact the commission in writing, in person, by telephone, by e-mail, or by FAX. If you are a permit holder, you should provide your permit name and number for proper identification.

(1) Mailing address:

The Secretary  
Washington Utilities and Transportation Commission  
(or, WUTC)  
P.O. Box 47250  
Olympia, WA 98504-7250

(2) E-mail address: [transinfo@wutc.wa.gov](mailto:transinfo@wutc.wa.gov)

(3) FAX number: (360) 586-1150

(4) Telephone number: (360) 664-1222

NEW SECTION

**WAC 480-15-070** Where is the commission located?

The Washington utilities and transportation commission is located at 1300 S Evergreen Park Drive SW, Olympia, Washington.

NEW SECTION

**WAC 480-15-080** How do I file documents with the commission? You may file documents by mailing them to the address listed in WAC 480-15-060, or by hand delivering them to the commission's records management section. Your documents are officially received when date stamped by the commission's records management section. You may file certain documents electronically, as provided in WAC 480-09-120.

NEW SECTION

**WAC 480-15-090** May I submit information to the commission confidentially? Yes, you may submit information confidentially under the following conditions:

(1) **Information other than complaints.** The commission will limit access to information that is identified as confidential and is submitted under the provisions of WAC 480-09-015. Copies of this rule are available upon request.

(2) **Complaints and rule violations.** If you fear for your safety when reporting a complaint for rule violation then, at your request, we will keep your name and address confidential. We require that you sign and submit a form specifying that you fear for your safety if your name and address are made public. Please note, however, that it is difficult to investigate complaints regarding a specific shipment if we are unable to release the name of the shipper, as carrier records are often kept by shipper name and address.

NEW SECTION

**WAC 480-15-100** What form of payment does the commission accept? You may pay by money order, check, or certified check payable to the Washington utilities and transportation commission. You may also pay with cash if you make your payment in person. We accept only U.S. funds.

NEW SECTION

**WAC 480-15-110** If I change my business address or telephone number, must I notify the commission? Yes, if you change your physical or mailing business address or your business telephone number, you must immediately notify the commission in writing at the addresses listed in WAC 480-15-060.

NEW SECTION

**WAC 480-15-120** What rules apply to commission proceedings? The commission's rules governing administrative practices and procedures are in chapter 480-09 WAC. When a rule in this chapter is different than a rule in chapter 480-09 WAC, the rule in this chapter applies to household goods carriers.

**Part 1.3 - COMPLIANCE WITH THIS CHAPTER**NEW SECTION

**WAC 480-15-130** What is the commission's compliance policy? (1) In enforcing the law, the commission encourages voluntary compliance with statutes, rules and commission orders, through the following:

(a) A program emphasizing education and technical assistance; and

(b) A compliance program including:

(i) Investigation and informal dispute resolution of customer complaints;

(ii) Investigation of informal and formal company complaints;

(iii) Driver and equipment safety compliance reviews;

(iv) Economic compliance audits (i.e., concerning rates, charges, and billing practices);

(v) Coordinated roadside enforcement; and

(vi) Cooperative agreements with other agencies to enable effective enforcement and appropriate use of resources.

(2) Where necessary to ensure compliance with statutes, rules and commission orders, the commission will pursue:

(a) Administrative actions, including, but not limited to, warnings, sanctions, penalty assessments, suspension or cancellation of permits, and hearings to show cause and classify motor carriers; and

(b) Proceedings in district and superior court.

(3) The commission is authorized to administer and enforce the laws and rules relating to household goods carriers by:

(a) Inspecting equipment, drivers, accounts, books, and documents, including, but not limited to:



- (i) Vehicles, drivers, and vehicle and driver records and files;
- (ii) Business and financial records;
- (iii) Insurance certificates;
- (iv) Compliance records;
- (v) Billing documents;
- (vi) Shipment records; and
- (b) Prosecuting violations of statutes, rules and commission orders.

#### NEW SECTION

**WAC 480-15-140 How will the commission enforce this chapter?** The commission authorizes staff to inspect the equipment, accounts, books, papers and documents of household goods carriers and to conduct inspections and investigations on its behalf. The commission will institute appropriate enforcement action against violators based on information collected by its staff. The commission has delegated authority to its staff to place vehicles and drivers out-of-service if they do not meet minimum safety standards. In addition, the commission has delegated authority to its staff to issue citations or arrest without warrant any person found violating this chapter in the presence of staff.

#### NEW SECTION

**WAC 480-15-150 Why would the commission take administrative action?** The commission will take administrative action for violations in a manner that it believes will best assure future compliance by the violating household goods carrier and other household goods carriers. The commission may:

- (1) Assess monetary penalties under the provisions in chapter 81.04 RCW as a tool of enforcement and remediation; or
- (2) Suspend or cancel the permit of a household goods carrier under circumstances in which the commission believes education and penalties have not been, or will not be, effective to secure compliance; for serious actions including fraud or misrepresentation; and for willful violation of legal requirements.

#### NEW SECTION

**WAC 480-15-160 What sanctions apply to carriers operating without valid permits?** (1) **Operating while suspended.** Household goods carriers who continue to operate after their permits have been suspended are subject to:

- (a) Misdemeanor or gross misdemeanor citations, for which they must appear in district court; and/or
  - (b) Monetary penalty assessments or other administrative actions; and/or
  - (c) Proceedings to cancel their permit.
- (2) **Operating after cancellation.** Household goods carriers who continue to operate after their permits have been canceled are subject to:
- (a) Misdemeanor or gross misdemeanor citations, for which they must appear in district court; and/or
  - (b) Enforcement proceedings in superior court.

#### (3) **Operating with no permit.**

(a) Motor carriers who transport household goods entirely within the state of Washington without first obtaining a permit from the commission to do so are subject to citation if observed or contacted by a representative of the commission, or other law enforcement agency, while transporting household goods over the public roads of the state of Washington.

(b) If we receive information that a motor carrier is transporting household goods without a household goods permit, we may issue a citation and/or contact the motor carrier and provide education and technical assistance concerning the applicable rules and regulations. We will supply the motor carrier with a copy of the applicable laws and rules, as well as forms with which to apply for a permit.

(c) If the motor carrier continues to operate without a permit after the commission provides the motor carrier with an opportunity to apply for a permit and the motor carrier does not do so, the commission may institute an administrative proceeding to classify the motor carrier. If, after the hearing, the commission determines the motor carrier is operating as a household goods carrier without the required permit, the commission will issue a cease and desist order to the party(s) involved in the operations pursuant to RCW 81.04.510.

(d) If the motor carrier continues to operate without a permit after applying for a permit and before the commission has acted in that application, the commission may consider those operations in determining whether the carrier is fit to provide the proposed service.

(e) The commission may institute legal action in the appropriate court if it obtains sufficient information that a motor carrier continues to operate in violation of a commission order.

## Part 2 - PERMITS

### Part 2.1 - GENERAL PERMIT INFORMATION

#### NEW SECTION

#### **WAC 480-15-170 What is a household goods permit?**

A household goods permit is a document issued by the commission describing the transportation services a common carrier is authorized to provide, and the territory the common carrier is authorized to serve. It includes at least the following information:

- (1) The permit number issued by the commission;
  - (2) The official name of the permit holder;
  - (3) The registered trade or business name(s);
  - (4) The address of record;
  - (5) The date the permit is issued;
  - (6) The operating authority granted by the commission;
- and
- (7) Any conditions imposed by the commission upon on the permit.

**NEW SECTION**

**WAC 480-15-180 When must I have a household goods permit?** (1) Unless you are operating in the territory described in WAC 480-15-200, you must receive a permit from us before you transport household goods:

- (a) By motor vehicle;
- (b) Over the public highways;
- (c) Between points in Washington state; and
- (d) For compensation.

(2) If you transport household goods without first obtaining a permit you will be subject to the enforcement actions described in WAC 480-15-160(3).

**NEW SECTION**

**WAC 480-15-190 Where may I operate with a household goods permit?** (1) Household goods permits authorize state-wide operations unless:

- (a) You elect to limit your service territory to specific counties; or
- (b) The commission, by order, limits your service territory.

(2) If you choose to limit your service territory to specific counties, you must notify us in writing at the address shown in WAC 480-15-060. Your written request must include your household goods permit number and name.

**NEW SECTION**

**WAC 480-15-195 When will my existing household goods permit be reissued?** If you hold a household goods permit that is valid on the effective date of these rules, it will be recognized as authorizing state-wide operations until a new household goods permit is issued, or until January 31, 1999, whichever occurs first.

(1) If you choose to limit your service territory to specific counties, you must notify us in writing at the address shown in WAC 480-15-060. Your written request must include your household goods permit number and name.

(2) For the purpose of this rule, a valid household goods permit does not include temporary permits, suspended permits, canceled permits, or permits that are held by carriers that have not filed required annual reports, paid regulatory fees, or satisfied penalty assessments, or whose checks have been returned because of insufficient funds or closed bank accounts.

**NEW SECTION**

**WAC 480-15-200 Are there areas I may operate without a permit?** Pursuant to RCW 81.80.040(1), you do not need a permit to transport household goods exclusively between points within the limits of a city or town with a population of less than ten thousand, unless the city borders a city or town with a population of greater than ten thousand.

Pursuant to RCW 81.80.040(2), you do not need a permit to transport household goods exclusively between points within a city with a population between ten thousand and thirty thousand, if the commission has issued an order exempting transportation within that city from regulation.

**NEW SECTION**

**WAC 480-15-210 Are there different kinds of household goods permits?** We issue household goods permits for emergency temporary, temporary, and permanent authority. We may grant:

(1) Emergency temporary authority for a period of thirty days or less when there is an urgent need for service and time or circumstances do not reasonably allow for filing and processing of an application for temporary authority;

(2) Temporary authority for up to one hundred eighty days to meet a short-term public need or until a decision is made on a pending application for permanent authority. The applicant must be fit, willing, and able, and the proposed service must be in the public interest; and

(3) Permanent authority with no expiration date or renewal requirement when the applicant is fit, willing, and able to provide service, when granting that service is in the public interest, and when the proposed service is needed to meet the current or future public convenience and necessity.

**NEW SECTION**

**WAC 480-15-220 How do I apply for a permit?** (1) You may file an application for a permit on forms furnished by the commission. You may file your application in person or by mail. (See WAC 480-15-060 for the commission's address.)

(2) You must include all requested information, attachments, complete signed statements, and fees when you file your application. (See WAC 480-15-230 for the appropriate application fees.) We will not accept your application until all required information is supplied and any outstanding fees or penalties are paid.

(3) We may reject or dismiss your application if you include false, misleading, or incomplete information.

**NEW SECTION**

**WAC 480-15-230 What is the application fee?** The maximum application fee, under RCW 81.80.090, is five hundred fifty dollars. After reviewing the actual costs of processing applications, we may set fees at less than the legal maximum. Each application form will clearly state the fee you must submit when filing an application.

The following table lists the application fees in place on the effective date of these rules:

Type of Permit Application:	Fee:
Emergency temporary authority	\$ 50.00
Temporary authority	\$250.00
Permanent authority	\$550.00
Permanent authority (under the exceptions named in WAC 480-15-260)	\$250.00
Permit reinstatement (under provisions of WAC 480-15-460)	\$250.00
Name change only	\$ 35.00

PERMANENT

**NEW SECTION**

**WAC 480-15-240 How may a new entrant obtain authority?** You must file both a temporary and a permanent authority application if you do not hold an existing permit

that allows you to transport household goods within the state of Washington.

The following table describes the application process for new entrants seeking to obtain permanent authority:

If you file an application for:	You must also file an application for:	We will:	We will grant an application when:
Permanent authority Refer to WAC 480-15-330	Temporary authority Refer to WAC 480-15-280	Publish your application on an application docket subject to public comment.	The applicant is fit, willing, and able to provide the proposed service; The proposed service is in the public interest; and For applications for permanent authority, the proposed service is required to meet the current or future public convenience and necessity.

**NEW SECTION**

**WAC 480-15-250 What is the process to expand the authority in an existing permit?** You must file only a permanent authority application if you want to expand the authority included in your existing household goods permit.

The following table describes the filing process for existing household goods carriers seeking to obtain additional permanent authority:

If you file an application for:	We will:	We will grant an application when:
Permanent authority Refer to WAC 480-15-330	Publish your application on an application docket subject to public comment.	The applicant is fit, willing, and able to provide the proposed service; The proposed service is in the public interest; and The proposed service is needed to meet the current or future public convenience and necessity.

**NEW SECTION**

**WAC 480-15-260 Are there exceptions to the application process?** We will grant an application for permanent authority without public notice or comment if:

- (1) The applicant is fit, willing, and able to provide service; and
- (2) The application is filed to transfer or acquire control of permanent authority for the following reasons:
  - (a) A partnership has dissolved due to the death, bankruptcy, or withdrawal of a partner, and that partner's interest is being transferred to one or more remaining partners or a spouse;
  - (b) A shareholder in a corporation has died and that shareholder's interest is being transferred to a surviving spouse or one or more surviving shareholders;
  - (c) A sole proprietor has died and the interest is being transferred as property of the estate;
  - (d) An individual has incorporated, and the same individual remains the majority shareholder;
  - (e) An individual has added a partner, but the same individual remains the majority partner;
  - (f) A corporation has dissolved and the interest is being transferred to the majority shareholder;

- (g) A partnership has dissolved and the interest is being transferred to the majority partner;
- (h) A partnership has incorporated, and the partners are the majority shareholders; or
- (i) Ownership is being transferred from one corporation to another corporation when both are wholly owned by the same shareholders.

**Part 2.2 - EMERGENCY TEMPORARY AND TEMPORARY AUTHORITY**

**NEW SECTION**

**WAC 480-15-270 When will the commission grant emergency temporary authority?** We will grant an application for emergency temporary authority to meet an urgent need when time or circumstances do not reasonably allow for the filing and processing of a temporary permit application. We may grant emergency temporary authority for up to thirty days when a qualified applicant:

- (1) Provides a certified statement of support identifying the need;
- (2) Pays the application fee;

PERMANENT

(3) Furnishes a list of vehicles to be used under emergency temporary authority; and

(4) Furnishes proof of public liability and property damage insurance.

#### NEW SECTION

**WAC 480-15-280 When must I apply for temporary authority?** (1) You must apply for temporary authority if you are a new entrant, or to provide service to meet a short-term need. If you are a new entrant, and the commission grants your application, the temporary authority will allow you to provide service as a household goods carrier on a provisional basis for at least six months. During this time, the commission will evaluate whether you have met the criteria in WAC 480-15-330 to obtain permanent authority.

(2) We will grant or deny an application for temporary authority after we have conducted a complete review of your application, any supporting statements, reports or other information necessary to determine your fitness, and determine whether granting the application is in the public interest.

(3) When determining if an applicant is fit, willing, and able to provide the proposed service we will consider any information provided by the applicant and other members of the public regarding:

(a) The applicant's experience in the industry; knowledge of safety regulations; financial resources and equipment; compliance with tax, labor, employment, business, and vehicle licensing laws and rules; and

(b) Whether the applicant has been cited for violation of state law or commission rules, has been convicted of a Class A or Class B Felony, or has previously been denied authority on the basis of fitness; or has had permit authority canceled.

(4) When determining if the proposed service is in the public interest we will consider any information provided by the applicant, shippers and other members of the public supporting the proposed service, and whether granting the temporary authority will:

(a) Enhance choices available to consumers, promote a viable yet competitive household goods industry, or fill an unmet need for service; and

(b) Allow us to more efficiently regulate the household goods industry, and provide increased consumer protection through regulation.

(5) Statements and reports from the applicant, shippers, and other members of the public, must include their full name, address, phone number, and state that the information submitted is true and accurate. They must be signed and show the place and date where/when they were signed.

#### NEW SECTION

**WAC 480-15-285 Are there times when the commission will reject my application for temporary authority?** We will reject your application for temporary authority if you file within six months of a denial of a previous application submitted by you. We will reject your application if filed within one year of cancellation of a permit, held by you, under WAC 480-15-320 or 480-15-450 (3), (4), (5), or (6).

#### NEW SECTION

**WAC 480-15-290 How will I know what the commission has decided?** After reviewing your application, and all supporting statements and reports, the commission will issue an order to you granting or denying your application for temporary authority. An order granting temporary authority may include specific terms and conditions that you must satisfy before you begin or while operating under authority. We publish an application docket listing temporary authority we have granted or denied.

#### NEW SECTION

**WAC 480-15-300 What conditions may be attached to my temporary authority?** Based on a review of your application and supporting statements, we may impose any of the following conditions when granting temporary authority:

(1) Driver and equipment safety training;

(2) Rates and billing practices training;

(3) Surety bond, or other means to ensure compliance;

(4) Special compliance audits;

(5) Special customer notices and comment forms which evaluate your services;

(6) Other reporting as the commission may require, such as customer lists, and financial reporting;

(7) Vehicles must pass inspection and be issued a valid Commercial Vehicle Safety Alliance (CVSA) inspection decal; and

(8) Other conditions depending on the circumstances surrounding the application.

#### NEW SECTION

**WAC 480-15-310 May I comment on a decision to grant or deny temporary authority?** (1) We publish an application docket listing temporary authority we have granted or denied. We mail the docket to each applicant and, upon written request, to any other person interested in application proceedings.

(2) Anyone having an interest in an application appearing on the docket may file written comments within ten days following publication. Comments may be in the form of statements supporting or protesting the grant of authority or application. Comments must include your full name, address, telephone number, FAX number, and permit number, if applicable. Comments must state the nature of your support or protest and address the following issues: Fitness, public interest, levels of service, business practices, safety, and/or operation of equipment.

(3) We may grant or deny a protest without a hearing. We may, at our own discretion, hold a brief adjudicative proceeding on a protest. Rules governing applications and procedures for brief adjudicative proceedings are in chapter 480-09 WAC.

#### NEW SECTION

**WAC 480-15-320 May the commission cancel a temporary permit?** Yes, we may cancel a temporary permit at any time if we determine that:

- (1) The permit was not issued in the public interest;
- (2) The grant of temporary authority was based on fraud, misrepresentation, or erroneous information from the applicant; or
- (3) We find cause to cancel the permit under the circumstances described in WAC 480-15-450.

### Part 2.3 - PERMANENT AUTHORITY

#### NEW SECTION

**WAC 480-15-330 When must I apply for permanent authority?** (1) You must apply for permanent authority if you are requesting:

- (a) New original authority;
- (b) Transfer of existing authority;
- (c) Acquisition of control of existing authority;
- (d) Additional authority for an existing household goods permit; or

(e) Household goods authority for an existing general commodities permit granted under the provisions of chapter 480-14 WAC.

(2) We will grant or deny an application for permanent authority after we have conducted a complete review of your application, supporting statements, reports, or other information necessary to determine fitness, public interest, and current or future public convenience and necessity.

(3) Some transfers of existing permanent authority are not subject to the requirements in this rule. The exceptions are listed in WAC 480-15-260.

(4) When determining if an applicant is fit, willing and able to provide the proposed service, we will consider statements and reports including any information provided by the applicant and other members of the public regarding:

(a) The applicant's experience in the industry; knowledge of safety regulations; financial resources and equipment; compliance with tax, labor, employment, business, and vehicle licensing laws;

(b) Whether the applicant has been cited for violation of state law or commission rules, has been convicted of a Class A or Class B Felony, or previously has been denied authority on the basis of fitness; and

(c) The results of any compliance reviews, audits, inspection reports, and consumer complaints filed against the applicant.

(5) When determining if the proposed service is in the public interest we will consider statements and reports, including any information provided by the applicant, and other members of the public supporting the proposed service, and whether granting the permanent authority will:

(a) Enhance choices available to consumers, promote a viable yet competitive household goods industry, or fill an unmet need for service; and

(b) Allow us to more efficiently regulate the household goods industry, and provide increased consumer protection through regulation.

(6) When determining if the proposed service is needed to satisfy the current or future public convenience and necessity, we will consider any information provided by the applicant, shippers, and other members of the public supporting

the proposed service, and any reports relating to the operations you conducted under temporary authority, including, but not limited to, the following:

- (a) The number of customers you served;
- (b) The nature of the service you provided;
- (c) Your customers' satisfaction; and
- (d) Statements regarding future need for your services.

#### NEW SECTION

**WAC 480-15-340 May I comment on an application for permanent authority?** (1) We publish applications for permanent authority on the application docket which we mail to each applicant and, upon written request, to any other person interested in application proceedings.

(2) Anyone having an interest in an application appearing on the docket may file written comments within thirty days following publication, unless the application is published in conjunction with a grant of temporary authority. If the permanent authority application is published in conjunction with a grant of temporary authority, then comments will be accepted for one hundred eighty days or the full term of the temporary permits.

(3) Comments may be in the form of statements supporting or protesting the application. Comments must include the commenter's full name, address, telephone number, and should also include a FAX number and permit number, if available. Comments should be signed and indicate the place and date when they were signed. Comments must state the nature of your support or protest and address the following issues: Fitness, public interest, levels of service, business practices, safety, operation of equipment, and current or future public need for service.

(4) A comment protesting an application may not cause the application to be set for a hearing.

#### NEW SECTION

**WAC 480-15-350 Will my application be set for a hearing?** We may hold a hearing or brief adjudicative proceeding on any application for permanent authority if it is necessary to resolve outstanding issues or concerns related to fitness, public interest, public convenience and necessity, or any other issue resulting from a compliance review, audit, inspection report, complaint, or public comment. Rules governing hearings and brief adjudicative proceedings are contained in chapter 480-09 WAC.

### Part 2.4 - USING YOUR PERMIT

#### NEW SECTION

**WAC 480-15-360 Where must I keep my permit?** You must keep your original permit in your main office, and also carry a copy of your permit in each vehicle used to transport household goods. You must show a copy of your permit to any law enforcement or compliance officer who asks to see it.

NEW SECTION

**WAC 480-15-370 What should I do if my permit is lost or destroyed?** You may write to us and request replacement of a lost or destroyed permit. We will issue a replacement permit at no charge.

NEW SECTION

**WAC 480-15-380 May I allow others to use my permit authority?** You must not allow others to transport household goods under your permit authority. All operations under a household goods permit must be conducted by the lawful permit holder. While you may not lease your permit authority, you may lease vehicles for use in your own operations pursuant to the leasing rules in WAC 480-15-590 and 480-15-600.

NEW SECTION

**WAC 480-15-390 What name may I use?** (1) You must conduct operations under the name shown on your household goods permit. If you do business under a trade or assumed name, that name must also appear on your permit.

(2) You may not operate under a name that is similar to that of another carrier unless:

(a) The carrier whose name is similar has given you written permission to use the name; or

(b) The commission authorizes use of the similar name. Before authorizing use of a similar name, the commission must first determine that the use of the similar name will not:

(i) Mislead the shipping public; or

(ii) Result in unfair or destructive competitive practices.

NEW SECTION

**WAC 480-15-400 How do I change my permit name?**

(1) You must file a name change application if you want to change your permit name, corporate name, trade name, or add a trade name to your permit.

(2) Your name change application must include the application fee (as shown in WAC 480-15-230), copies of any corporate minutes authorizing the name change, and proof that you have properly registered your new name with the department of licensing, office of the secretary of state, or other agencies, as may be required.

(3) You must file an application to transfer or acquire control of permanent authority if your name change is the result of a change in ownership or controlling interest.

(4) You may not advertise or operate under the changed name until the commission approves your request.

NEW SECTION

**WAC 480-15-410 What should I do if I cannot use my permit?** (1) If you are unable to use your permit due to medical reasons or because you have been called into active military service, you may request that your authority be voluntarily suspended.

(2) You must send your request to us in writing and include the following information:

(a) Your name, address, and permit number;

(b) The reason for the request (e.g., medical statement, military orders);

(c) The date you would like the voluntary suspension to begin;

(d) The length of time you will be unable to use your permit; and

(e) A statement that no household goods transportation will occur under your permit while it is suspended.

(3) We will issue an order suspending your permit. The order will set the length of time and the terms of your permit suspension.

(4) To activate your suspended permit you must send us a letter advising that you are ready to resume household goods service and agree to conduct operations in compliance with all laws and rules. You must satisfy any outstanding filing requirements before we will issue an order lifting the suspension.

(5) If you do not activate your permit before the suspension period expires, your permit may be canceled.

NEW SECTION

**WAC 480-15-420 What should I do if I no longer want to use my permit?** If you no longer want to use your permit, you may send the original permit to us with a written request that it be canceled. Your cancellation request must include your name, address, and permit number. We will issue an order canceling your permit. Cancellation will be effective on the date of that order.

**Part 2.5 - SUSPENDED AND CANCELED PERMITS**NEW SECTION

**WAC 480-15-430 Why would the commission suspend my permit?** (1) The commission may suspend your permit under the provisions of WAC 480-15-410 or for good cause. Good cause includes, but is not limited to:

(a) Failure to maintain evidence of required cargo and/or liability insurance coverage for all areas of your operations;

(b) Failure to maintain your tariff and/or comply with the rates and rules contained in the tariff;

(c) Failure or refusal to comply with operating standards that protect the public health and/or safety;

(d) Allowing others to transport goods under your permit authority. See WAC 480-15-380.

(e) Operating in a manner which harms the rights of the shipping public or which constitutes unfair or deceptive business practices. For example: Investigation by the commission's staff representatives upholds numerous consumer complaints related to loss and damage, packing, loading and/or unloading, estimating or billing.

(2) The commission may suspend a permit without an opportunity for hearing if there is imminent danger to the public health, safety or welfare, or there is insufficient time to conduct a hearing.

**NEW SECTION**

**WAC 480-15-440 What happens if my permit is suspended for cause?** (1) **Notification.** The commission will send you notice of its action to suspend your permit. The suspension is effective upon the service date of the notice.

(2) **Contest of suspension.** You may contest the suspension of your permit by requesting a hearing or brief adjudicative proceeding. The procedures for such hearings are contained in chapter 480-09 WAC.

(3) **Reinstatement of permit.** We will lift the suspension of your permit after you correct all conditions leading to the suspension.

**NEW SECTION**

**WAC 480-15-450 Why would the commission cancel my permit?** The commission may cancel your permit under the provisions of WAC 480-15-410, 480-15-420 or for good cause. Good cause includes, but is not limited to:

(1) Failure to file an annual report or pay required regulatory fees;

(2) Failure to correct, within the time frame specified in the suspension order, all conditions that led to the suspension of your permit;

(3) Continued violations of applicable laws and rules affecting the public health, safety or welfare when the commission has reason to believe you would not comply with those laws and rules following a specified period of suspension;

(4) Repeated failure or refusal to comply with applicable laws and rules pertaining to operations of household goods carriers;

(5) Failure to supply information necessary to the commission for the performance of its regulatory functions when requested by the commission to provide such information;

(6) Submission of false, misleading or inaccurate information. The commission will hold a hearing prior to cancelling your permit unless your permit is subject to cancellation because you failed, within the time frame specified by a suspension order, to correct the causes of the suspension;

(7) Allowing others to transport goods under your permit authority in violation of WAC 480-15-380.

**NEW SECTION**

**WAC 480-15-460 What happens if my permit is canceled for cause?** (1) **Notification.** The commission will send you notice of its action to cancel your permit. The cancellation is effective upon the service date of the notice.

(2) **Contest of cancellation.** You may contest the cancellation of your permit by requesting a hearing or brief adjudicative proceeding. The procedures for such hearings are contained in chapter 480-09 WAC.

(3) **Reinstatement of permit.** If you correct all conditions that led to the cancellation of your permit, you may apply for reinstatement of your permit.

(a) To reinstate your permit within thirty days of cancellation, you must file an application for reinstatement and pay the applicable reinstatement fees.

(b) If you file an application for reinstatement after thirty days of cancellation, your application will be considered in all aspects to be an application for new authority, and will be subject to all terms and conditions specified in WAC 480-15-240 for new entrants.

(4) **Small business, reinstatement of permit.** If you are a small business as defined in WAC 480-15-020, and you correct all conditions that led to the cancellation of your permit, you may apply for reinstatement of your permit.

(a) To reinstate your permit within sixty days of cancellation, you must file an application for reinstatement and pay the applicable reinstatement fees.

(b) If you file an application for reinstatement after sixty days of cancellation, your application will be considered in all aspects to be an application for new authority, and will be subject to all terms and conditions specified in WAC 480-15-240 for new entrants.

**Part 3 - ADMINISTRATIVE, TARIFF,  
AND RATE REQUIREMENTS TO TRANSPORT  
HOUSEHOLD GOODS, FOR HIRE, WITHIN THE  
STATE OF WASHINGTON**

**Part 3.1 - RULE BOOKS**

**NEW SECTION**

**WAC 480-15-470 Rule books.** (1) **What is a rule book?** A rule book is a reprint of the complete set of Washington Administrative Code (WAC) rules governing the operations of household goods carriers.

(2) **How do I get a rule book?** You may request a rule book by contacting the commission. The first copy of the rule book is free. However, we may charge a fee for multiple copy requests. We will automatically send a rule book to anyone who applies for a household goods permit.

(3) **How do I get a rule book update?** If changes occur, we will automatically send annual rule book updates to everyone who has a household goods permit. Any person may request a current rule book by contacting us at the address listed in WAC 480-15-060.

(4) **Is the rule book copyrighted?** The rule book is not copyrighted. You may copy or reproduce it without our permission.

**Part 3.2 - ANNUAL REPORTS  
AND REGULATORY FEES**

**NEW SECTION**

**WAC 480-15-480 Annual reports and regulatory fees.** (1) **What is an annual report?** An annual report is a year end statement that discloses to the commission financial, equipment, operating, and management information about you and the operations you conducted under your household goods permit. Your signed report includes a statement certifying that the information in your report is true and accurate.

(a) You must report your financial information according to the Uniform System of Accounts established by the commission for household goods carriers.

(b) The commission will mail annual report forms and instructions to each household goods permit holder at their address of record. If you do not receive an annual report form, it is your responsibility to contact the commission and request the form.

(2) **What is a regulatory fee?** A regulatory fee is an annual assessment paid by each household goods carrier to cover the costs of regulating the household goods industry. The maximum regulatory fee is set by law at one-fourth of one percent of the gross operating revenue generated from your intrastate transportation of household goods. We may reduce the fee by general order. Each year we review the costs of regulating the household goods industry and set the next year's fee accordingly.

(3) **How do I calculate my regulatory fee?** Your regulatory fee is calculated as a percentage of your intrastate gross operating revenues generated from the transportation of household goods during the prior calendar year.

For example: Gross Operating Revenue \$100,000.00 x  
 Regulatory Fee Percentage .0025 =  


---

 Regulatory Fee Due \$ 250.00

(4) **When are my annual report and regulatory fees due?** You must file your annual report and pay your regulatory fees by May 1st of the year following the calendar year for which you are reporting.

(a) If you pay your regulatory fee late, we will assess an automatic late fee of two percent of the amount due, plus one percent interest for each month after that.

(b) If you do not file your annual report and/or do not pay your regulatory fee, we may issue penalty assessments or cancel your permit under the provisions of WAC 480-15-450.

**Part 3.3 - TARIFF AND RATES**

NEW SECTION

**WAC 480-15-490 Tariff and rates, general.** (1) **What is a tariff?** A tariff is a publication containing the rates and charges that household goods carriers must assess on shipments of household goods, including rules that govern how rates and charges are assessed.

(2) **How are tariff rates and charges established?**

(a) Pursuant to RCW 81.80.130 and 81.80.150, the commission publishes tariffs to be used by all household goods carriers, or allows household goods carriers to file individual tariffs if the commission finds it is impractical to publish tariffs for certain commodities or services. The commission determines the rates and charges contained in the tariffs by commission order following notice and hearing. Under RCW 81.80.130, the commission must set fair, just, reasonable, and sufficient rates and charges. We will do this by setting minimum and maximum rates.

(b) Upon the effective date of these rules, and continuing until such time as the commission, after notice and hearing,

determines a different rate level, household goods carriers may charge no more than fifteen percent above the current tariff rates and charges and no less than thirty-five percent below the current tariff rates and charges contained in the commission's household goods tariff on the effective date of these rules.

(3) **Who must have tariffs?** Each person holding household goods permit authority must purchase and display at least one copy of the current tariff, and pay applicable tariff maintenance fees. Any interested person may purchase a copy by paying the applicable fees in advance.

(4) **Where must I display my tariffs?** You must display a current copy of the tariff in your main office and in each billing office.

(5) **Who must charge rates contained in the tariff?** All household goods carriers must charge the rates and charges, and comply with the rules contained, in the tariff unless we have approved, in writing, deviations from the tariff.

(6) **Is the tariff the only publication I need to use to determine rates?** We may adopt other publications that will be used to assess rates. If we do, we will notify tariff subscribers of the change.

(7) **Where may the public view tariffs?** Tariffs are public documents and you must make them available for the public by posting copies at your main office and any billing office. Tariffs are also available for review at our headquarters office.

(8) **How much does a tariff cost?** The cost of tariffs may change periodically depending on our costs for compiling, printing, distributing, and maintaining them. To find out the current cost, you may contact the commission as described in WAC 480-15-060.

(9) **Are copies of current or expired tariff pages available?** We will supply you with current or expired single tariff pages upon request. Copies of entire expired tariffs, or entire tariffs applicable on a specific date in the past, generally are not available.

NEW SECTION

**WAC 480-15-500 Tariff maintenance and fees.** (1) **What is a tariff maintenance fee?** A tariff maintenance fee compensates us for compiling, printing, and distributing amended tariff pages.

(2) **Do I always have to pay full maintenance fees?** The annual maintenance fee is payable in advance on a pro-rated basis depending upon the month in which you purchase a tariff. See the table below:

Month in which maintenance service is purchased	Percentage of total maintenance fee payable
January, February, March	100%
April, May, June	75%
July, August, September	50%
October, November, December	25%

PERMANENT



(3) **How am I billed for my annual tariff maintenance fees?** By December 1 of each year, we send a bill to each tariff subscriber for the next year's annual tariff maintenance service. Tariff subscribers must pay maintenance fees by December 31.

(4) **What happens if a tariff subscriber fails to pay the annual maintenance fees by December 31?**

(a) If a tariff subscriber does not have a permit, and fails to pay the maintenance fee by December 31, we will cancel the tariff subscription. To reinstate a subscription, the tariff subscriber must purchase a new original copy of the tariff and pay all applicable maintenance fees.

(b) If a tariff subscriber has a permit and fails to pay tariff fees by December 31, we may take administrative action against the household goods carrier to suspend or cancel the permit, or to assess penalties.

(5) **Am I entitled to a refund if I cancel my tariff subscription?** If you cancel your tariff subscription and send us a written request we will refund your prepaid tariff maintenance fees. We base refunds on a prorated formula of one-twelfth the amount of the fee prepaid, times the number of whole months remaining in the calendar year.

#### NEW SECTION

**WAC 480-15-510 Changing commission-published tariffs.** (1) **Who may propose changes to the tariff?** Companies holding temporary or permanent household goods authority may propose changes to the tariff. We may, on our own motion, propose tariff changes.

(2) **How do I propose changes to the tariff?** All proposed changes must be sent to the commission's mailing address and must:

- (a) Be in writing;
- (b) Identify the rates, rules, or classifications to be changed;
- (c) Fully describe the proposed change;
- (d) State clearly the reason(s) for the proposed change;
- (e) Include any information or documents that justify the proposed change (the person proposing the change must prove the change is just and reasonable); and
- (f) Identify the name, address, title, telephone number, permit number and FAX number (if any) of the person we should contact regarding the proposal.

(3) **How does the commission consider proposals for tariff changes?** When we receive a proposed tariff change we:

- (a) Assign a docket number;
- (b) Schedule each docketed proposal for tariff change for consideration at one of our regularly scheduled open public meetings. The commission may approve the proposed changes, or suspend them and set them for hearing;
- (c) Notify you and other interested persons of the date when we will consider the tariff change; and
- (d) Process each application for tariff change under the procedures set forth in chapter 480-09 WAC.

(4) **When do approved changes become effective?** Changes we approve are not effective until we publish and

distribute a revised tariff page. We will identify the effective date of the change on the revised page.

#### NEW SECTION

**WAC 480-15-520 Procedure for filing individual carrier tariffs.** (1) **What must be filed?** You must submit to us:

(a) A cover letter requesting permission from us to publish and file an individual tariff. The letter must describe the reasons you believe permission should be granted. Your letter should state the reasons you believe it is impractical for us to publish a tariff for the commodities or services contained in your proposed tariff.

(b) Two copies of your proposed tariff. Your proposed tariff must comply with the tariff drafting standards in chapter 480-149 WAC (Tariff Circular No. 6). You may request a copy of chapter 480-149 WAC from our records management section. The proposed tariff must contain all rates, charges, and rules you will be using if we grant you permission to publish and file an individual tariff.

(c) Data showing that the rates and charges contained in the proposed tariff are fair, just, reasonable, and sufficient.

(2) **How are individual carrier filed tariffs processed?**

(a) We review individual carrier filed tariffs:

- (i) For compliance with laws and rules relating to content and format;
- (ii) To ensure rates are fair, just, reasonable, and sufficient; and
- (iii) For reasonableness and accuracy.

(b) If tariffs are incomplete or do not comply with laws and rules, staff will discuss the issues with the carrier and require that corrected tariffs be filed.

(c) When an individual carrier filed tariff is approved, the commission will issue an order stating the date on which the rates become effective. One copy of the tariff marked "approved" will be returned with the order.

(3) **How does the commission consider proposals to amend individual carrier filed tariffs?** When we receive your proposed tariff amendment we will:

- (a) Assign a docket number;
- (b) Schedule each proposed tariff amendment for consideration at one of our regularly scheduled open public meetings. The commission may approve the proposed amendment, or suspend them and set them for hearing;
- (c) Notify you and other interested persons of the date when we will consider the tariff proposed amendment;
- (d) Process your proposed tariff amendment under the procedures established in chapter 480-09 WAC; and
- (e) Notify you of the disposition of your proposed tariff amendment. If the filing is approved, we will notify you of the date upon which the tariff amendment becomes effective.

(4) **What happens if I don't charge the rates and charges in my tariff?** You are subject to administrative action (see WAC 480-15-130(3)) if you charge rates or charges different from those contained in your tariff.

**Part 3.4 - INSURANCE****NEW SECTION**

**WAC 480-15-530 Public liability and property damage insurance.** (1) **What insurance am I required to obtain?** Before operating under a household goods permit, you must have public liability and property damage insurance covering each motor vehicle that you use, or that you will use, to transport household goods in the state of Washington.

(a) Your policy must be written by an insurance company authorized to write insurance in Washington state.

(b) Your policy must include the Uniform Motor Carrier Bodily Injury and Property Damage Liability Endorsement, Form F.

(c) If you operate motor vehicles without the required insurance coverage you will be subject to immediate compliance action as described in WAC 480-15-430.

(2) **What are the minimum insurance limits?** The minimum limits of required public liability and property damage insurance for motor vehicles operated by household goods carriers are as follows:

(a) Motor vehicles with a gross vehicle weight rating of less than ten thousand pounds must have at least three hundred thousand dollars in combined single limit coverage.

(b) Motor vehicles with a gross vehicle weight rating of ten thousand pounds or more must have at least seven hundred fifty thousand dollars in combined single limit coverage.

(3) **Am I required to file proof of insurance?** Yes, you must file a Uniform Motor Carrier Property Damage and Public Liability Certificate of Insurance (Form E) as a condition of maintaining your household goods permit.

(a) The Form E is a standard motor carrier insurance form recognized by the insurance industry. In most cases your insurance agent must request that the insurance company file the Form E with us.

(b) Your Form E filing must be issued in exactly the same name as your permit.

(c) Your Form E filing must be continuous, until canceled by a Notice of Cancellation (Form K) filed with us no less than thirty days before the cancellation effective date.

(d) You may file a Uniform Motor Carrier Property Damage and Public Liability Surety Bond (Form G) instead of the Form E.

(4) **May I file an insurance binder?** We will accept an insurance certificate or binder for up to sixty days. A certificate or binder may be canceled by filing written notice with us at least ten days before the cancellation effective date. A certificate or binder must be replaced by a Form E within sixty days of filing, or before the expiration date, whichever occurs first.

(a) Certificates or binders must show:

(i) The commission as the named certificate holder;

(ii) Your name, exactly as it appears on your permit or application, as the insured;

(iii) The insurance company name;

(iv) The insurance policy number;

(v) The effective and expiration dates; and

(vi) The insurance limits of coverage.

**NEW SECTION**

**WAC 480-15-540 What happens if my insurance filing is canceled?** If your insurance filing is canceled, and a new filing which provides continuous coverage is not filed with us, we may:

(1) Dismiss your application for a permit; and/or

(2) Suspend your permit under the provisions of WAC 480-15-430 and/or 480-15-450.

**NEW SECTION**

**WAC 480-15-550 Cargo insurance.** (1) **What are the cargo insurance requirements?** You must have cargo insurance coverage sufficient to protect all household goods that you transport under your permit. If you transport household goods under your permit without the required cargo insurance coverage you will be subject to immediate compliance action as described in WAC 480-15-430.

(2) **What are the minimum cargo insurance limits?** The minimum limits of required cargo insurance are:

(a) Ten thousand dollars for household goods transported in motor vehicles with a gross vehicle weight rating of less than ten thousand pounds.

(b) Twenty thousand dollars for household goods transported in motor vehicles with a gross vehicle weight rating of ten thousand pounds or more.

(3) **Am I required to file proof of cargo insurance?** No, you are not required to file proof of your cargo insurance with us. You must have proof of cargo insurance at your main office available for inspection by commission representatives.

**Part 4 - EQUIPMENT AND SAFETY REQUIREMENTS****Part 4.1 - EQUIPMENT****NEW SECTION**

**WAC 480-15-560 Equipment safety requirements.**

(1) **What is the commission's equipment safety policy?** All motor vehicles operated under the provisions of this chapter must be at all times:

(a) Maintained in a safe and sanitary condition;

(b) Free of defects likely to result in an accident or breakdown; and

(c) Made available for inspection by commission representatives.

All motor vehicles having safety defects likely to result in an accident or breakdown will be placed out-of-service and taken off the road until such time as all out-of-service defects have been repaired and the motor vehicle is safe to operate.

(2) **How does the commission enforce this policy?** Commission representatives conduct inspections of motor vehicles and safety operations. These representatives may place out-of-service any motor vehicle having a defect defined in the *North American Uniform Out-Of-Service Criteria*. No motor vehicle which has been placed out-of-service

may be operated until all out-of-service defects are repaired and the motor vehicle is safe to operate.

(3) **How must I identify my motor vehicles?** You must display your permit name and number, as registered with the commission, on both the driver and passenger doors of all power units.

(a) All markings on the power unit must be:

- (i) Clearly legible;
- (ii) No less than three inches high;
- (iii) In a color that contrasts with the background color;

and

(iv) Permanent. *Exception:* You may use temporary markings on vehicles you are operating under lease.

(b) If you have both intrastate and interstate authority, you must display either your commission permit number, federal permit number, or both, on the power unit.

(4) **What vehicle safety laws and rules must I follow?**

(a) You must comply with:

- (i) All state and local motor vehicle safety laws and rules including, but not limited to, those contained in this chapter;
- (ii) The following parts of Title 49 of the Code of Federal Regulations (49 CFR), as adopted by reference in this chapter:

(A) 49 CFR Part 390: Safety Regulations, General; except:

(I) The terms "exempt motor carrier," "motor carrier," "motor vehicle," and "private carrier" have the meanings assigned to them in this chapter;

(II) The term "commercial motor vehicle" means any motor vehicle used by a household goods carrier to transport household goods;

(III) Whenever the term "director" is used, it shall mean the commission.

(B) 49 CFR Part 392: Driving of Motor Vehicles;

(C) 49 CFR Part 393: Parts and Accessories Necessary for Safe Operation;

(D) 49 CFR Part 396: Inspection, Repair, and Maintenance; and

(E) 49 CFR Part 397: Transportation of Hazardous Materials; Driving and Parking Rules.

(b) If you fail to comply with these laws and rules, we may issue a citation to you, place your vehicle out-of-service, and/or initiate an administrative proceeding against you. See WAC 480-15-130(3).

(5) **Am I required to equip my motor vehicles with anti-spray devices (mud flaps)?**

(a) Yes, all motor vehicles must be equipped with mud flaps which effectively reduce the spray or splash of water from the road.

(b) Mud flaps must be as wide as the tires on which they are mounted, and must extend from the top of the tires down to at least the center of the axle.

## Part 4.2 - DRIVERS' REQUIREMENTS

### NEW SECTION

**WAC 480-15-570 Driver safety requirements. (1) What is the commission's policy for driver safety requirements?** No household goods carrier shall employ or allow

any driver to operate a motor vehicle who fails to meet minimum criteria related to:

- (a) Driver's licensing;
- (b) Background and character;
- (c) Physical qualifications;
- (d) Hours of service; and
- (e) Controlled substances and alcohol use testing.

(2) **How does the commission enforce those requirements?** Commission representatives inspect driver and company safety records and documents to determine compliance with these rules. Additionally, the representatives may contact drivers during the course of investigations, inspections, or other routine commission business. The representatives may order out-of-service any driver meeting the conditions defined in the *North American Uniform Out-Of-Service Criteria*. No driver who has been placed out-of-service may operate a commercial motor vehicle until all conditions which caused the driver to be placed out-of-service are corrected.

(3) **With which driver qualification laws and regulations must I comply?**

(a) You must comply with:

(i) All state and local laws and rules governing driver safety, including, but not limited to, the rules in this chapter;

(ii) The following parts of Title 49 of the Code of Federal Regulations (49 CFR), as adopted by reference in this chapter:

(A) 49 CFR Part 390: Safety Regulations, General; except:

(I) The terms "exempt motor carrier," "motor carrier," "motor vehicle," and "private carrier" have the meanings assigned to them in this chapter;

(II) The term "commercial motor vehicle" means any motor vehicle used by a household goods carrier to transport household goods;

(III) Whenever the term "director" is used, it shall mean the commission.

(B) 49 CFR Part 382: Controlled Substance and Alcohol Use and Testing;

(C) 49 CFR Part 383: Commercial Driver's License Standards; Requirements and Penalties;

(D) 49 CFR Part 391: Qualification of Drivers; and

(E) 49 CFR Part 395: Hours of Service of Drivers.

(b) If you, or your driver, fail to comply with any driver safety law or rule, we may issue a citation to you or your driver, place your driver out-of-service, and/or initiate an administrative proceeding against you. See WAC 480-15-130(3).

(4) **Are there any exceptions?** Yes, the following exceptions apply:

(a) If your operations are exclusively in intrastate commerce, you are not subject to the following provisions:

(i) 49 CFR Part 391.11(b)(1): Minimum age requirements. The minimum age for drivers of motor carriers operating solely intrastate is eighteen years of age rather than the twenty-one years of age required to operate in interstate commerce.

(ii) 49 CFR Part 391.49: Waiver of certain physical defects. This part does not apply if the driver has obtained

from the Washington department of licensing a driver's license with endorsements and/or restrictions allowing operation of the motor vehicle they are driving.

(b) If you are a single vehicle owner-operator and your operations are solely intrastate, you are not subject to the following provisions:

- (i) 49 CFR Part 391.21: Application for Employment;
- (ii) 49 CFR Part 391.23: Investigation and Inquiries;
- (iii) 49 CFR Part 391.25: Annual Review of Driving Record;
- (iv) 49 CFR Part 391.27: Record of Violations;
- (v) 49 CFR Part 391.31: Road Test; and
- (vi) 49 CFR Part 391.33: Equivalent of Road Test.

### Part 4.3 - Accidents

#### NEW SECTION

**WAC 480-15-580 Accident reporting.** (1) **When must I report a vehicle accident to the commission?** You must report to the commission, within twenty-four hours, any accident occurring within the state of Washington which:

(a) Results in bodily injury to any person who as a result of the injury requires immediate medical treatment away from the scene of the accident;

(b) Results in the death of any person;

(c) Results in damage to any motor vehicle which is severe enough to require the motor vehicle to be transported from the scene by a tow truck or other motor vehicle;

(2) **How do I report accidents?** You may report accidents to the commission by providing your name or company name, your permit number; the date, time and location of the accident; and the nature of the accident by:

(a) Telephoning 1-800-562-6150 (if calling from within Washington) or 360-664-1222 (if calling from outside Washington); or

(b) Sending a FAX to 360-586-1150.

(3) **What accident records must I keep?** You must retain copies of all written accident reports for the period of one year from the date of the accident. You must keep the copies in your main office, subject to inspection by commission representatives.

### Part 4.4 - EQUIPMENT LEASING

#### NEW SECTION

**WAC 480-15-590 What is the procedure for leasing vehicles?** (1) You must receive commission approval before you may operate a leased motor vehicle. To request approval you must submit a completed lease agreement on a form supplied by the commission, or an alternate form as long as it contains substantially the same information as that on the commission form. The form must be:

(a) Completed in its entirety (we will reject and return incomplete forms);

(b) Signed by both parties;

(c) Submitted in duplicate (we will return one approved copy to you);

(d) Clearly marked "master lease" if you intend it to be used as such in lieu of submitting individual leases; and

(e) Submitted through any means identified in WAC 480-15-060.

(2) We may institute administrative action as described in WAC 480-15-130(3) against any household goods carrier who operates leased motor vehicles without first having obtained commission approval.

(3) You are not required to file a lease for approval on an emergency substitution of a disabled vehicle.

#### NEW SECTION

**WAC 480-15-600 What are my responsibilities when entering into a lease?** When entering into a lease agreement, it is your responsibility to ensure that:

(1) A copy of the approved lease is carried in all leased motor vehicles;

(2) Copies of all approved leases are kept in your permanent files for at least one year after the lease expires;

(3) You give a copy of the approved lease to the owner of the leased motor vehicle;

(4) You have complete possession, control and use of the motor vehicle during the period of the lease agreement;

(5) You provide insurance on the leased motor vehicle as specified in WAC 480-15-530 and/or 480-15-550;

(6) You properly identify the motor vehicle as specified in WAC 480-15-560(3);

(7) The appropriate tariff rates and charges are billed and collected;

(8) The driver of the leased motor vehicle is on your payroll during the leased period;

(9) You comply with all safety rules;

(10) You and the owner of the leased motor vehicle specify on the lease form who is responsible for all expenses relating to the leased motor vehicles; and

(11) You comply with the terms of the approved lease.

### Part 5 - CARRIER'S RESPONSIBILITIES TO SHIPPERS

#### Part 5.1 - GENERAL RESPONSIBILITIES

#### NEW SECTION

**WAC 480-15-610 What are my responsibilities regarding advertising?** (1) You must include your permit number in any advertising of your household goods moving services. Advertising includes, but is not limited to, reference to your services on your vehicles, equipment, and in telephone books, Internet, contracts, correspondence, cards, signs, posters, newspapers, and documents which show your name and address.

(2) You may only advertise services authorized by your permit.

(3) You may advertise services you provide as an agent of, or connecting carrier to, another household goods carrier if you include the name and permit number of the other household goods carrier in your advertising.

(4) You must not advertise services or rates and charges that conflict with those in the tariff.

(5) If you violate these advertising rules we may assess a penalty of up to five hundred dollars for each violation, or initiate other administrative action. See WAC 480-15-130(3).

### NEW SECTION

**WAC 480-15-620 What information must I provide to each shipper?** (1) You must give each shipper a copy of the commission brochure, *"Your Rights and Responsibilities as a Moving Company Customer"*:

- (a) At the time you issue a written nonbinding estimate;
- (b) At the time you issue a written binding estimate;
- (c) If you issue neither a written estimate or a written nonbinding estimate, prior to loading the shipment; or
- (d) Upon request, by the shipper.

(2) The brochure is available from the commission and contains the text shown below. The commission may choose to: Add information, present information in a different format than shown below, or present information in different formats for various media (printed materials, on-line materials, fact sheets, brochures, etc.).

#### YOUR RIGHTS AND RESPONSIBILITIES AS A MOVING COMPANY CUSTOMER

**Important information:** As a shipper of household goods in the state of Washington, the Washington utilities and transportation commission requires that your mover provide you with the following important information. Please take the time necessary to read it thoroughly.

**Make sure you know the full name, address and phone number of the mover:** Some movers perform the transportation themselves. Others act as agents for other movers who do the actual hauling. In other instances, the transportation is arranged by brokers. You should be sure to obtain the complete and correct name, business address, and telephone number of the mover who is to transport your shipment, and keep that mover informed as to how and where you may be reached at all times until the shipment is delivered.

**1. Estimates.** Your mover will provide you with a written estimate if you request one. Commission rules require that all estimates must be written — oral or telephone estimates are not permitted.

**A. The accuracy of the estimate you receive depends upon cooperation between you, as the shipper, and the mover.**

The mover cannot provide an accurate estimate unless you provide the mover with sufficient information upon which to base the estimate. This includes, but is not limited to:

- Accurately describing all articles to be included in the shipment: This requires you to carefully consider what articles, if any, you will pack or transport yourself. Be realistic in this assessment. Many shippers believe they will be able to pack most of their own goods, only to find that when moving day arrives they have been unable to attend to all of the items they were going to pack, sell, give away, or ship themselves.
- Accurately describing any problems the household goods mover may encounter at the pickup point: Are there large pieces of furniture that were moved into your current residence with a hoist, or that had to be disassembled before they could be moved into the residence?
- Accurately describing special services you wish to be performed during your move: For example: Picking up part of the load from another residence or storage facility, or disconnecting appliances.
- Accurately describing conditions at the delivery point: Will delivery involve the use of stairs, elevators, or hoisting goods using special equipment? Are there narrow roads, streets or alleys that will require the mover to transfer the shipment to smaller trucks to accomplish delivery? Are there ordinances or covenants that limit parking to unload or that restrict the hours of the day during which delivery may be done? Is there a narrow driveway that will hamper unloading?

**B. Supplemental estimates.** The mover must provide to you an additional (supplemental) estimate if there are additional items and services to be performed which were not covered by the original estimate. For example: Services and items you may have intended to take care of yourself but were unable to accomplish. Before the mover performs the additional services, those services must be listed on a supplemental estimate and you must, by signature, accept the supplemental estimate.

**C. Types of estimates.**

**1. Binding estimates of total cost.** Binding estimates are provided at the option of the mover. Some movers may not offer binding estimates. When you receive a binding estimate, you cannot be required to pay any more than the amount shown in the binding estimate. *However:* If you request the mover to provide more or different services than those included on the estimate, the mover must provide you with a supplemental estimate. You will then be expected to pay the total of the original binding estimate, plus the amount shown on the supplemental estimate, at the time of delivery.

If you agree to a binding estimate, you are responsible for paying the total charges due. If you are unable to pay at the time the shipment is delivered, the mover may place your shipment in storage, at your expense, until the charges are paid.

**2. Nonbinding estimates of approximate costs.** A nonbinding estimate is not a bid or a contract. It is provided by the mover to give you a general idea of the cost of the move, but does not bind the mover to the estimated cost. It does not guarantee that the final cost of your move will be the same amount as the estimate.

You must pay the transportation and other charges computed in accordance with the tariff published by the Washington utilities and transportation commission. However, in no instance will you be required to pay more than:

(a) On hourly-rated shipments:

(i) One hundred twenty-five percent of the amount of the estimate (and any supplemental estimates) for your move; and

(ii) One hundred fifteen percent of the amount of the estimate (and any supplemental estimates) for accessorial services provided during your move.

(b) On distance-rated shipments: One hundred fifteen percent of the amount of the estimate (and any supplemental estimates) for your move.

If the charges at the destination exceed the amount of the original estimate plus any supplemental estimate, the mover must, at your request, deliver the shipment to you upon payment of one hundred ten percent of the estimate. The mover will defer payment of the balance of the amount due for thirty days.

### 3. Paying for your move.

Most carriers insist that you pay in cash, by money order, or by certified check. However, you may arrange in advance for the carrier to extend you credit. If the carrier will accept payment by credit card or personal check, be sure this arrangement is noted on the agreement. If a carrier accepts credit arrangements at the beginning of your move, the carrier must accept the same credit arrangements for the final bill.

**4. Tariffs.** The tariff is published by the commission. It contains rates, charges, and rules governing the transportation of household goods. The tariff is available for public inspection at the mover's office. The tariff includes special provisions governing shipments to be picked up or delivered at more than one place, overtime charges, packing and marking, furnishing of boxes, and carrying goods up and down steps.

**5. Preparing articles for shipment.** Some articles, such as large appliances and stereo sets, may require special servicing to prepare them for being moved, such as disconnection. If the mover provides these services there may be an extra charge. If you wish to avoid extra per-hour charges, you should consider taking down drapes, blinds, mirrors, and any other articles attached to the walls.

Movers are not responsible for articles of extraordinary value. You should never pack the following items with your other belongings:

- jewelry
- money
- valuable papers
- valuable collections
- coins
- inflammables

- dangerous articles

**6. Valuation protection for loss and damage.** All movers are required to assume liability for the value of the goods which they transport. However, there are different levels of valuation protection, and consumers should be aware of the amount of protection provided and the charges for each option.

The dollar amount of responsibility your mover assumes for loss or damage to your household articles is up to you. You choose the dollar amount. What the mover is or is not responsible for is printed on the mover's standard bill of lading. Ask your mover for a sample bill of lading and read it before you move.

Most movers offer four different levels of liability. Generally, your choices are:

#### Option 1: Basic value protection.

This is the most economical protection option available. This option provides minimal protection at no additional cost, but may be inadequate in case of a major or total loss (as in the case of the moving truck being involved in an accident). Under this option, the mover assumes liability for only sixty cents per pound per article. Loss or damage claims are settled based on the pound weight of the article multiplied by sixty cents. For example: If a ten-pound stereo, valued at one thousand dollars were lost or destroyed, the mover would be liable for six dollars. You should think carefully before selecting this level of protection. There is no charge for this minimal protection, but you must sign a specific statement on the bill of lading agreeing to it.

#### Option 2: Depreciated value protection.

Under this option, the valuation of your shipment is based on the total weight of the shipment times two dollars per pound. For example, a four thousand-pound shipment would have a maximum liability of eight thousand dollars. Any loss or damage claim under this option is settled based on the depreciated value of the lost or damaged item(s) up to the maximum liability value based on the weight of the entire shipment. Under this option, if you shipped a ten-pound stereo that originally cost one thousand dollars, the mover would be liable for up to one thousand dollars, based on the depreciated value of the item. There is a charge for this type of protection.

#### Option 3: Replacement cost coverage, with a deductible, and

#### Option 4: Replacement cost coverage, with no deductible.

Coverage under these plans is also referred to as "full value protection" or "full replacement value." If you choose to purchase full value protection, articles that are lost, damaged or destroyed will either be repaired, replaced with like items, or a cash settlement will be made for the current market replacement value regardless of the age of the lost or damaged item. Unlike the other options, depreciation of the lost or damaged item is not a factor in determining replacement value. The prices for these types of coverage are set in the tariff and are

based on a charge per one hundred dollars of declared value. Declared value is the amount which you, the shipper, state in writing on the bill of lading. It must be equal to or exceed the figure determined by multiplying the weight of your shipment times three dollars and fifty cents. For example: If your shipment weighs five thousand pounds, the minimum declared value upon which you will be required to pay valuation charges must be at least seventeen thousand five hundred dollars.

Normally, replacement cost protection will not apply to antiques, fine art, paintings, statuary or other similar articles which, by their inherent nature, cannot be replaced with new articles. Shippers should arrange for third party insurance on these items.

Replacement cost protection does not normally cover memorabilia, souvenirs and collector's items, or other articles when the age of the item or its history contribute substantially to the value of the article. The valuation for these articles reverts to the depreciated or fair market value basis.

**7. Weights.** For distance-rated moves, the transportation charge you will be assessed depends on the weight of the goods you ship. To determine the net weight of your shipment, the mover weighs the empty vehicle then reweighs it after loading your goods into the truck. If you request it, the mover will:

- Notify you of the weight and charges as soon as the net weight of your shipment is established.
- Reweigh the shipment before delivery, if it is practical to do so. You are responsible for the cost of reweighing the shipment. The charges that apply in the tariff.

**8. Expedited service.** Movers must offer reasonable dispatch, but do not have to make delivery at any definite time. However, at your request, a shipment will be delivered on or before the date specified. You may have to pay an extra charge for delivery by a specified date.

**9. Small shipments.** The minimum weight for shipments in distance moves is five hundred pounds. If your shipment weighs less than five hundred pounds, you should consider using other means of transportation (a freight carrier, small package carrier, etc.) even if you have to pay for crating and packing. Movers frequently find it difficult to deliver small shipments in a reasonable time.

**10. Temporary storage.** You may ask the mover to place your goods in temporary storage for a period not to exceed one hundred eighty days. You will be charged an additional amount for this service. If you do not remove the shipment from temporary storage within one hundred eighty days, then the shipment will revert to permanent storage and the mover ceases to have responsibility as a mover. The mover's responsibility becomes that of a warehouseman and the commission has no further jurisdiction over the shipment.

**11. Bill of lading contract.** The bill of lading is a receipt for goods, and is also a contract between you and the mover. You should obtain a copy of this document before your ship-

ment leaves the point of origin. It is your responsibility to read the bill of lading and understand it. If you do not understand something on the bill of lading, ask the mover to explain it to your satisfaction. You should sign the bill of lading before transportation begins, and sign it again as a receipt upon delivery of the goods at your destination.

The bill of lading is an important document: Do not lose or misplace your copy. Have it available until your shipment is delivered, all charges are paid, and all claims are settled.

**12. Payment of charges - freight bill.** Movers do not ordinarily deliver or relinquish possession of property until all tariff rates and charges have been paid in cash, by certified check, or by traveler's check. Some movers may accept bank cards or personal checks. You should clarify with the individual mover what forms of payment are acceptable, and be prepared to make payment for the move when the shipment is delivered.

**13. Bills of lading on long distance moves.** Because long distance moves are charged on the basis of weight and distance, your receipt for the charges should show:

- The gross (loaded) and tare (empty) weights of the vehicle;
- The net weight of your shipment (loaded weight minus empty weight);
- The mileage;
- The rate per one hundred pounds for the transportation;
- The cost for valuation protection; and
- Rates or charges for any accessorial services.

**14. Bills of lading on local moves.** Because local moves are charged on an hourly basis, the receipt should show:

- The time the vehicle left the mover's place of business, and the time of return to that place of business;
- The rate per hour;
- The cost for valuation protection; and
- Rates or charges for any accessorial services.

**15. Loss and damage.** In the event of loss or damage to your shipment, ask the driver to acknowledge the facts on the bill of lading. If the driver refuses, you should have a disinterested party inspect the damage in the driver's presence, and report it in writing to the mover.

**16. Loss or damage claims.** All claims for loss or damage must be filed with the mover in writing. Ask the mover for a claim form.

Claims must be filed within nine months from date of delivery. It is preferable to do so as soon as possible — while memories are fresh. While the commission can sometimes act informally to facilitate negotiation between parties, we cannot require you or the mover to settle claims for loss and damage. If the mover will not voluntarily settle a claim to your satisfaction, the recourses available to you are:

- Submitting the claim to arbitration or mediation through a third party (including services provided by a local government agency); or
- Filing suit in a court of law (depending upon the amount contested, you may be able to use small claims courts).

**17. Complaints, other than loss and damage claims.** If you have a complaint about your household goods move, you must first contact your mover and attempt to resolve the dispute. If you are unable to resolve the dispute with the mover, then you may file an informal complaint with the commission.

An **informal complaint** is an unresolved dispute between the shipper and the mover, brought to the attention of the commission staff by the shipper. The shipper is generally requesting assistance in resolving the complaint.

The complaint is handled informally by commission staff working directly with the carrier in an attempt to resolve the complaint without the need for a formal hearing process or legal arbitration. The conclusion (finding) of the informal complaint is not binding on the company or the shipper, but is included in a permanent file subject to public review.

You may file an informal complaint with the commission: In writing, in person, by telephone, by e-mail or by FAX. We do have forms available with which you may file an informal complaint, and will provide them to you upon request. No matter which method you choose to file, you must include at least the following information:

- Your name, current address and telephone number;
- The date of your move;
- The bill of lading number for your move;
- The name and address of the company who performed the move;
- The origin and destination cities of the move;
- The details of your dispute; and
- The resolution you seek.

It is also helpful to us in resolving your dispute if you attach a copy of the bill of lading and/or other documents related to the dispute.

You may file a **formal complaint** with the commission at any time. A formal complaint is a quasi-judicial proceeding, much like going to court. A formal complaint must state a situation in which the moving company is in violation or claimed to be in violation of a provision of law, order, or rule of the commission, or the provisions of the company's approved tariff. You are responsible for proving the violation occurred.

## Part 5.2 - ESTIMATES

### NEW SECTION

**WAC 480-15-630 Estimates.** An estimate is a written approximation of the probable cost of a move prepared in compliance with the provisions of the household goods tariff. Estimates are based on factors such as the van space required, the weight of the household goods, the amount of time needed to complete the move, and the type of special services provided. You may provide your customer with either of two basic types of estimates:

(1) A **nonbinding estimate** which is based on an inventory of the customer's goods and provides the customer with a pricing guideline. There is no contractual commitment to this estimate, and the final charges the customer must pay could be higher or lower than the estimated cost, depending on the actual weight of the shipment, the total time consumed, or physical location at the origin and destination, or other conditions of the move; or

(2) A **binding estimate** which allows the customer to know in advance what the move will cost, regardless of differences in the actual weight or time to complete the move.

(a) The basis (such as inventory sheets, tally sheets, special instructions, etc.) used to provide a binding estimate must be attached to the bill of lading.

(b) Any change to the move, by the customer, that results in an increase in cost must be documented on a supplemental estimate form which also must be attached to the bill of lading.

(c) A binding estimate cannot exceed the highest authorized tariff rate. If a binding estimate exceeds the highest tariff rate, the carrier may not collect more than the highest authorized tariff rate.

### NEW SECTION

**WAC 480-15-640 Verbal estimates.** (1) **May I give verbal estimates to prospective shippers?** Verbal estimates are not allowed. Household goods carriers must provide all estimates to prospective shippers in writing.

(2) **What if the shipper requests a verbal estimate?** You must tell the shipper that verbal estimates are prohibited. However, you may inform the shipper of the applicable legal rates. For example, you may say:

(a) The hourly rate for a van and one person is (state the dollar amount you charge within the tariff range); or

(b) The rate per one hundred pounds from (origin) to (destination) is (state the dollar amount you charge within the tariff range).

### NEW SECTION

**WAC 480-15-650 Form of estimates.** (1) **When must I provide a written estimate?** If a shipper requests an estimate, you must provide a written estimate only after you, or your representative, have visually inspected the goods to be shipped.

(2) **What must I include on a written estimate?** Your written estimate must include the following information:



- (a) The name, address and telephone number of the household goods carrier who will perform the service;
- (b) The name, company affiliation, title and telephone number of the person preparing the estimate;
- (c) The name of the shipper and the receiver of the goods;
- (d) The complete physical address of the origin, destination and any intermediate stops of the proposed movement;
- (e) The total mileage between the origin and destination, including any intermediate stops;
- (f) The applicable rates;
- (g) A list of the articles upon which the estimate is based (inventory);
- (h) The estimated cubic footage for each article;
- (i) The estimated total weight of the shipment, based upon a formula of not less than seven pounds per cubic foot (example: A box one foot by one foot by one foot= seven pounds);
- (j) An itemized statement of all known accessorial services to be performed, articles supplied, and their charges;
- (k) An estimate of the total charges, including transportation and accessorial charges;
- (l) A printed statement on the first page of a nonbinding estimate, in contrasting lettering, and not less than eight-point bold or full-faced type, as follows:

#### IMPORTANT NOTICE

This nonbinding estimate covers only the articles and services listed. It is not a warranty or representation that the actual charges will not exceed the amount of the estimate. If you request additional services to complete the move or add articles to the inventory attached to this estimate, the household goods mover must prepare a supplemental estimate which will change the amount of the original estimate.

Household goods carriers are required by law to collect transportation and other incidental charges computed on the basis of rates shown in their lawfully published tariffs, except as provided below:

- (1) A household goods carrier may not charge more than twenty-five percent more than its written nonbinding estimate for time charges for a local hourly rated move nor can the household goods carrier charge more than fifteen percent more than the written nonbinding estimate for accessorial and other services not related to time, unless the household goods carrier prepares and the shipper signs a supplemental estimate.
- (2) A household goods carrier may not charge more than fifteen percent above your written nonbinding estimate for a long-distance-rated move, unless the household goods carrier prepares and the shipper signs a supplemental estimate.
- (3) **Am I required to have the shipper sign the estimate?** Yes, shippers must sign the written estimate.
- (4) **How long must I keep written estimates?** You must keep written estimates in your files for at least two years, including estimates you provided but for which you did not perform any services.

- (5) **What if I am unable to provide a written estimate?** If a customer requests a written estimate and you refuse to provide one, you may not conduct that move by agreeing to meet or beat another company's estimate.

#### NEW SECTION

**WAC 480-15-660 Supplemental estimates.** (1) **When must I prepare a written supplemental estimate?** You must provide a written supplemental estimate if you have given the shipper a written estimate and the circumstances surrounding the move change in any way to cause the estimated charges to increase.

(2) **What rates must I use to prepare a supplemental estimate?** You must use the same rates as you used in determining charges for the original estimate.

(3) **Must the shipper sign the supplemental estimate?** Yes, the shipper must sign the supplemental estimate or the additional work cannot be performed.

#### NEW SECTION

**WAC 480-15-670 Exceptions for nonbinding estimates.** (1) **What must I do if the actual charges exceed the estimated charges?** If the actual charges exceed the estimated charges, you must:

(a) Inform the shipper of this rule as soon as possible; and

(b) Release the shipment when the shipper pays you one hundred ten percent of the estimated charges.

(2) **How long must I allow the shipper to pay the remaining balance?** If the actual charges exceed the estimated charges and the shipper has paid you one hundred ten percent of the estimated charges, you must allow the shipper at least thirty days to pay the remaining balance. Credit and payment schedules for shipments delivered into storage are in the commission tariff.

#### Part 5.3 - UNDERESTIMATES

#### NEW SECTION

**WAC 480-15-680 Am I required to provide an accurate estimate?** It is your responsibility to issue an accurate estimate to the shipper. Shippers must be able to base their moving decisions on accurate information. This cannot occur unless you provide an accurate estimate.

#### NEW SECTION

**WAC 480-15-690 What will happen if I underestimate a household goods move?** (1) You may not charge more than twenty-five percent above your written nonbinding estimate for time charges for a local hourly rated move nor can you charge more than fifteen percent above your written nonbinding estimate for accessorial and other services not related to time, unless the shipper signs a supplemental estimate.

(2) You may not charge more than fifteen percent above your written nonbinding estimate for a long distance-rated

move, unless you obtain a shipper signed supplemental estimate.

(3) We may take administrative action against household goods carriers who fail to provide accurate estimates. Administrative actions may include, but are not limited to:

- (a) Assessing penalties of up to one thousand dollars, per incident, under RCW 81.80.132;
- (b) Suspending your permit;
- (c) Initiating a proceeding to cancel your permit;
- (d) Denying permanent authority if you are operating under temporary authority; or
- (e) Limiting collection of excess charges.

**NEW SECTION**

**WAC 480-15-700 What are the commission's guidelines in deciding to assess monetary penalties for underestimating?** The commission may assess monetary penalties against you for underestimating a move when:

- (1) On long distance-rated moves, the actual total charges exceed the estimated and supplemental estimated charges by fifteen percent;
- (2) On local (hourly) rated moves:
  - (a) The actual time charges exceed the estimated and supplemental estimated time charges by twenty-five percent; or
  - (b) The actual charges for accessorial and other services not related to time charges exceed the estimated charges for those services by fifteen percent.

**Part 5.4 - BILLS OF LADING**

**NEW SECTION**

**WAC 480-15-710 What is a bill of lading?** A bill of lading is a shipping document issued by the household goods carrier, signed by both the shipper and the household goods carrier, that establishes the legal contract terms and conditions for a shipment of household goods.

**NEW SECTION**

**WAC 480-15-720 Who must issue bills of lading?** You must issue a bill of lading for each shipment of household goods you transport.

**NEW SECTION**

**WAC 480-15-730 What is the format for bills of lading?** You must use the bill of lading format shown in our published tariff.

**NEW SECTION**

**WAC 480-15-740 What information must I include on a bill of lading?** You must list on the bill of lading all information necessary to determine tariff rates and charges. Any element that you use in determining transportation charges must be clearly shown on the bill of lading. This information includes, but is not limited to:

- (1) The date the shipment was packed, loaded, transported, delivered, unloaded and unpacked;
- (2) The number and size of each type of carton, crate, or container used in packing the shipper's goods;
- (3) The exact address at which the shipment, or any part of that shipment, was loaded or unloaded;
- (4) The nature of any special services performed on behalf of the shipper;
- (5) The name, address, and total charges of any third party services incurred on behalf of the shipper;
- (6) Any special circumstances that entered into the determination of transportation charges (for example: Detours or road conditions that required you to take a circuitous route, thus incurring additional mileage charges);
- (7) The start time, stop time, and any interruptions for each person involved in or on a shipment rated under hourly rates;
- (8) On any shipments where the shipper did not receive a written estimate, you must make a notation on the bill of lading that the shipper was given a copy of the brochure "*Your Rights and Responsibilities as a Moving Company Customer.*" The shipper must initial on or near your notation on the bill of lading, acknowledging receipt of the information.

**Part 5.5 - SHIPMENT WEIGHTS**

**NEW SECTION**

**WAC 480-15-750 How do I verify the weight of distance-rated shipments of household goods?** (1) You must obtain all tare and loaded weights by having your motor vehicles weighed by a certified weighmaster or on a certified scale;

- (2) You must obtain a certified tare weight prior to loading the shipper's goods;
- (3) You must obtain a certified loaded weight at the point of origin, or:
  - (a) If no certified scale is available at the point of origin, you may obtain the loaded weight at the first certified scale located along the route of travel to the destination point; or
  - (b) If no certified scale is available at the point of origin, at a point along the route to the destination, or at the destination point, you may use the constructive weight of the shipment;
- (4) You must obtain a weight or scale ticket from the weighmaster or scale for the tare and loaded weights, and you must maintain a copy of those tickets with the bill of lading for the shipment. The weight ticket must include substantially the same information shown below:

Household Goods Uniform Weight Ticket

Date: \_\_\_\_\_

Name of carrier: \_\_\_\_\_

Vehicle identification: \_\_\_\_\_

Name of shipper: \_\_\_\_\_

Origin of shipment: \_\_\_\_\_

Destination of shipment: \_\_\_\_\_

LOADED WEIGHT of vehicle without the crew # \_\_\_\_\_

PERMANENT

TARE WEIGHT of vehicle (without the crew on board, including full fuel tank and all necessary pads, chains, hand trucks, and other equipment) \_\_\_\_\_ #

NET WEIGHT of shipment \_\_\_\_\_ #

**The above loaded weight was obtained at**

Name of scales: \_\_\_\_\_

Location of scales: \_\_\_\_\_

**The above tare weight was obtained at**

Name of scales: \_\_\_\_\_

Location of scales: \_\_\_\_\_

As shown by attached weight ticket(s) prepared by weigh-master(s). List of shipments, if any, on vehicle at time above weights were obtained:

Shipper: \_\_\_\_\_ Net weight \_\_\_\_\_

Shipper: \_\_\_\_\_ Net weight \_\_\_\_\_

Shipper: \_\_\_\_\_ Net weight \_\_\_\_\_

I certify the above entries are true and correct:

\_\_\_\_\_  
(Driver's signature)

NEW SECTION

**WAC 480-15-760** What are my responsibilities to notify the shipper of the actual weight and charges for the shipment? If the shipper requests notice of the actual weight and charges of the shipment following pick-up, you must notify the shipper by whatever means you and the shipper agree upon, immediately after weighing the shipment. You are responsible for the cost of notifying the shipper.

NEW SECTION

**WAC 480-15-770** Must I reweigh the shipment at the point of delivery if the shipper requests it? Yes, upon shipper request, you must reweigh the shipment at the point of delivery. The shipper is responsible for the cost of reweighing the shipment. Prior to reweighing the shipment, you must notify the shipper of the cost of reweighing.

**Part 5.6 - REFUSAL OF SERVICE**

NEW SECTION

**WAC 480-15-780** When may I refuse to provide service to a shipper? You may refuse to provide service to a shipper if:

- (1) The move will cause you to travel outside of the service territory listed on your permit;
- (2) Service to a shipper will adversely affect service to other shippers, subject to review by the commission;
- (3) The shipper fails to provide accurate and verifiable information necessary to establish the shipper's identity;
- (4) The shipper uses an alias or false name with intent to deceive;
- (5) The service is hazardous, or where, because of the condition of the streets, alleys or roads, it is impracticable or dangerous to persons or property to operate a motor vehicle;
- (6) When driving onto private property, in your judgment, driveways or roads are improperly constructed or maintained, or without adequate space to turn around, or have other unsafe conditions;
- (7) Satisfactory service cannot be given, or providing service would adversely affect the health or safety of your employees;
- (8) You do not have suitable equipment necessary to perform the service.

NEW SECTION

**WAC 480-15-790** When must I not refuse service? You must not refuse service due to discrimination on the basis of race, creed, color, national origin, sex, marital status, sexual orientation, age, or the presence of any sensory, mental or physical handicap.

NEW SECTION

**WAC 480-15-795** Payment options. You may accept payment for a move by cash, money order, or certified check. You may also extend credit to your customer, at your option, by accepting a personal check or credit card. However, if you agree to accept credit terms at the beginning of the move, you must accept the same credit terms for payment of any monies due to you during any part of the move and at the end of the move for the final payment.

**Part 5.7 - COMPLAINT AND CLAIM PROCEDURES**

NEW SECTION

**WAC 480-15-800** What must I do if a shipper is not satisfied with my service? If a shipper is not satisfied with your service, you must allow the shipper to speak with you, or a representative of your company, and you must provide the shipper with all information and forms necessary to file a complaint or claim. The shipper has nine months from the delivery date or the date the household goods should have been delivered, to file a claim for loss and damage. The ship-

PERMANENT

per must pay all proper charges for the move prior to filing a claim for loss or damage.

#### NEW SECTION

**WAC 480-15-810 What must I do when I receive a complaint or claim?** If your shipper files a complaint or claim concerning loss or damage, or your general service operations, or rates and charges, you must:

- (1) Notify the customer, in writing, within ten working days that you have received the claim or complaint;
- (2) Investigate the claim or complaint quickly;
- (3) Advise the shipper of your resolution; and
- (4) If it is a loss or damage claim, pay the claim, refuse the claim, or make a compromise offer within one hundred twenty days.

#### NEW SECTION

**WAC 480-15-820 What must I do if I cannot resolve a claim within one hundred twenty days?** If you cannot resolve a loss or damage claim with your shipper within one hundred twenty days, you must, for each sixty-day period until the claim is settled, inform your shipper, in writing, of the reason for your failure to resolve the claim or clearly state your final offer or denial and close the claim.

#### NEW SECTION

**WAC 480-15-830 How long must I keep complaint and claim records?** (1) You must keep all papers relating to claim records for loss or damage, concealed or otherwise, for six years.

(2) You must keep all records of complaints in your office for not less than three years after the date of the shipment, or date of resolution, whichever is later.

#### NEW SECTION

**WAC 480-15-840 Are complaint or claim records subject to commission review and in what order must I keep the records?** Yes, complaint or claim records are subject to commission review. You must number all complaints and claims consecutively and maintain a complaints and claims register.

#### NEW SECTION

**WAC 480-15-850 What additional requirements exist if a claim involves more than one carrier?** If more than one household goods carrier is involved in a damage claim, each household goods carrier must keep all paperwork relating to the claim, and each must show the percentage and amount of the total claim paid by each.

#### NEW SECTION

**WAC 480-15-860 What information must be included in the claim or complaint record?** You must

include, at a minimum, the following information in a claim or complaint record:

- (1) The date the claim or complaint was received;
- (2) The name, address and telephone number of the shipper;
- (3) Detailed information about the dispute;
- (4) Details of any action you have taken in response to the claim or complaint; and
- (5) The date the claim or complaint was resolved and a description of the final disposition.

#### NEW SECTION

**WAC 480-15-870 What must I do if, after review, the shipper is still dissatisfied with the resolution of the complaint or claim?** If you are unable to satisfy the shipper's dispute, you must advise the shipper of the availability of the commission for further review. You must provide the shipper with the commission's toll-free number and mailing address: 1-800-562-6150; P.O. Box 47250, Olympia, Washington 98504-7250.

#### NEW SECTION

**WAC 480-15-880 Must I respond to all written correspondence, complaints and claims?** You must acknowledge and consider all written correspondence, complaints and claims.

#### NEW SECTION

**WAC 480-15-890 What must I do if the commission refers a complaint to me?** You must:

- (1) Respond with complete investigation results within five business days. However, small businesses, as defined in WAC 480-15-020, must respond within ten business days. In addition, any person may request and commission staff may grant, if warranted, an extension of time for a specific number of days;
- (2) Respond to commission staff inquiries regarding the complaint; and
- (3) Keep the commission currently informed of any progress made in resolving the complaint.

### Part 6 - INTERSTATE OPERATIONS

#### NEW SECTION

**WAC 480-15-900 General requirements for interstate operations.** (1) **General requirements:** No household goods carrier may operate any motor vehicle or combination of motor vehicles over the public highways of this state in interstate commerce unless the household goods carrier has:

- (a) Obtained the appropriate operating authority from the U.S. Department of Transportation (USDOT) or its successor agency, if operating as a registered carrier;
- (b) Obtained valid insurance as required by USDOT;
- (c)(i) Registered with a base state as required by 49 CFR Part 1023, if operating as a registered carrier; or

(ii) Registered with the commission if operating as a registered exempt carrier; and

(d) Paid the annual Washington state registration fee for the vehicle.

**(2) Applicable laws and rules:**

(a) When conducting interstate operations, registered and registered exempt carriers and the motor vehicles they operate must comply with the laws and rules that apply to interstate operations.

(b) When conducting Washington intrastate operations, registered and registered exempt carriers and the motor vehicles they operate must comply with the laws and rules that apply to intrastate operations.

**NEW SECTION**

**WAC 480-15-910 How do I register as a registered carrier?** (1) Washington participates in the base state insurance registration program established in 49 USC § 11506 and 49 CFR part 1023. To register as a registered carrier in interstate commerce within the state of Washington, you must register with a base state, pay the appropriate fee for any motor vehicles operated within Washington state, and show proof of insurance.

(2) **Motor carriers based outside of Washington state.** Any motor carrier whose base state, as defined in federal regulation, is a state other than the state of Washington must register with that state and carry a legible receipt in each motor vehicle operated within the state of Washington showing base state registration, payment of the appropriate per vehicle fee, and proof of insurance.

(3) **Washington-based motor carriers.** Any motor carrier whose base state, as defined in federal regulation, is Washington state must register for interstate operations as follows:

(a) Between August 1 and November 30 of each year, each Washington-based interstate motor carrier must apply to the commission to register for the following year, on forms provided by the commission.

(b) The registering motor carrier must state the number of motor vehicles to be operated in each participating state, provide other required information, such as proof of insurance, and submit the registration fee established by that state for each motor vehicle.

(c) Within thirty days after receiving the registration fee and application, the commission will provide to the carrier a receipt or receipts showing, at a minimum, the carrier's name and address, its USDOT permit number, and the names of the states for which it is registered.

(d) The motor carrier must place a receipt or an authorized copy in each motor vehicle for which it has paid the required fee.

(e) Any Washington-based motor carrier that begins interstate operations in a state for which it has not registered may register for that state at any time, stating the number of motor vehicles to be operated in each state and submitting the required information and registration fee for each motor vehicle. The commission will provide a new receipt, if the motor carrier has not previously registered, or supplemental receipt,

if it has registered, showing the states for which the motor carrier has registered.

**NEW SECTION**

**WAC 480-15-920 How do I register as a registered exempt carrier?** (1) If you are operating under the exemptions of the Federal Motor Carrier Act, with no authority issued by the USDOT or its successor agency, you may not operate over the public highways of the state of Washington unless you register with the commission between August 1 and November 30 of each year, or at any time after November 30 when you begin interstate exempt operations, or when you will operate additional motor vehicles within the state.

(2) To register with the commission as a registered exempt carrier, you must:

(a) Complete a registration application on a form provided by the commission;

(b) Identify the number of motor vehicles you will operate within the state;

(c) Pay the registration fee for each motor vehicle; and

(d) Provide proof of insurance.

**NEW SECTION**

**WAC 480-15-930 Registration fee and receipts.** (1) **Registration fee.** The annual registration fee for registered and registered exempt carriers in Washington state is ten dollars for each motor vehicle operated in interstate commerce over the public highways of the state.

(2) **Registration receipts.**

(a) A legible receipt showing registration with a base state or the commission as a registered or registered exempt carrier must be present in each motor vehicle and the receipt is subject to inspection at all times by law enforcement agents and commission representatives. No person or firm may use a registration receipt issued by the commission other than the registered or registered exempt carrier to whom it was issued.

(b) All receipts issued for a calendar year expire on December 31 of that year.

**NEW SECTION**

**WAC 480-15-940 Insurance requirements for interstate operations.** Registered and registered exempt carriers conducting interstate operations must provide evidence of insurance in the amount prescribed by the USDOT or its successor agency written by a company authorized to write insurance in any state.

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

WAC 480-12-001	Supersession of this chapter.
WAC 480-12-003	Procedure.
WAC 480-12-005	Communications.

WAC 480-12-010	Rule book must be in main office—Rule book fee—Updates—Notification of pending and adopted rule changes—Compliance with rules.	WAC 480-12-170	Equipment of carrier suspended.
WAC 480-12-015	Documents—When filed.	WAC 480-12-180	Equipment—Drivers—Safety.
WAC 480-12-020	Remittances.	WAC 480-12-185	Equipment, lawful operation of.
WAC 480-12-022	Procedures for contest of fees.	WAC 480-12-190	Hours of service—On duty—Adoption of federal safety regulations.
WAC 480-12-025	Address, change of.	WAC 480-12-200	Accidents, reporting of.
WAC 480-12-030	Applications.	WAC 480-12-210	Leasing.
WAC 480-12-031	Petition to amend permit to incorporate commercial zone authority.	WAC 480-12-215	Pseudo leasing.
WAC 480-12-033	Temporary permits.	WAC 480-12-220	Unfair or destructive competitive practices by carrier operating under permit.
WAC 480-12-045	Application for authority, docketing—Protests—Hearings.	WAC 480-12-235	Claims for loss or damage.
WAC 480-12-050	Transfer of permit rights.	WAC 480-12-250	Accounts—Uniform system adopted—Reports.
WAC 480-12-065	Permits, canceled—New application.	WAC 480-12-255	Contracts.
WAC 480-12-070	Permit rights defined—Classification of carriers.	WAC 480-12-265	Tariffs.
WAC 480-12-080	"Local cartage" defined, and restrictions.	WAC 480-12-270	Tariffs shall be issued, posted and filed.
WAC 480-12-081	Commercial zones defined.	WAC 480-12-275	Freight classifications.
WAC 480-12-083	Adoption by reference defined.	WAC 480-12-280	Tariffs, must have.
WAC 480-12-084	Federal Regulations, 49 C.F.R., Part 390—Adoption by reference.	WAC 480-12-285	Tariffs, distribution and fees.
WAC 480-12-115	Revision of permit.	WAC 480-12-290	Rules of distribution.
WAC 480-12-120	Permits, location of.	WAC 480-12-295	Tariffs, proposed changes in—How made.
WAC 480-12-121	Operating authority on vehicles.	WAC 480-12-300	Tariff rules.
WAC 480-12-125	Lost permits.	WAC 480-12-320	Routing of freight.
WAC 480-12-126	Interstate operations; requirements; definitions.	WAC 480-12-325	Freight charges paid in any manner other than cash.
WAC 480-12-127	Registered carriers.	WAC 480-12-330	Tariffs, observance of.
WAC 480-12-130	Interstate exempt carriers.	WAC 480-12-335	Rebating and other violations—Hearing.
WAC 480-12-135	Permits and receipts—Return required—Loss improper use of cards or stamps.	WAC 480-12-340	Credit, extension of, by common carriers.
WAC 480-12-150	Equipment—Identification.	WAC 480-12-345	Credit, extension of, by contract carriers.
WAC 480-12-165	Equipment—Inspection—Ordered for repairs.	WAC 480-12-350	Insurance.
		WAC 480-12-355	Insurance, continuance of.
		WAC 480-12-360	Insurance endorsement.
		WAC 480-12-365	Insurance termination.
		WAC 480-12-375	Bond required—Broker—Forwarder.

- WAC 480-12-385 Inactive status of permits during military service.
- WAC 480-12-395 Rules—How changed.
- WAC 480-12-400 Definitions.
- WAC 480-12-405 Determination of weights.
- WAC 480-12-410 Discounts prohibited—Rates based on prepayment charges prohibited.
- WAC 480-12-415 Prohibition against carrier acting as agent for another carrier.
- WAC 480-12-420 Acting as agent for compensation for insurance company prohibited.
- WAC 480-12-425 Issuance of receipt or bill of lading for transportation prior to receiving household goods prohibited.
- WAC 480-12-430 Liability of carriers.
- WAC 480-12-435 Estimates of charges.
- WAC 480-12-440 Absorption or advancement of dock charges.
- WAC 480-12-445 Information to shipper.
- WAC 480-12-450 Minimum weight shipments.
- WAC 480-12-455 Underestimates.
- WAC 480-12-460 Complaint procedures.
- WAC 480-12-465 Charge card plans.
- WAC 480-12-600 Regulatory fee.
- WAC 480-12-990 Appendix A—Classification of brokers, forwarders and motor carriers of property.

**WSR 99-01-088**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Order 98-252—Filed December 16, 1998, 3:08 p.m.]

Date of Adoption: December 4, 1998.

Purpose: Provide general rules for small scale prospecting and mining, and other prospecting and mining.

Citation of Existing Rules Affected by this Order:  
 Repealing WAC 220-110-210 and 220-110-220; and amending WAC 220-110-020, 220-110-031, 220-110-200, 220-110-340, and 220-110-350.

Statutory Authority for Adoption: RCW 75.08.080, 75.20.100, 75.20.330.

Adopted under notice filed as WSR 98-21-071 on October 21, 1998.

Changes Other than Editing from Proposed to Adopted Version: **Change:** WAC 220-110-020(27) to read: "Excavation site" means the pit, furrow or hole (~~exact location~~) from which aggregate is being removed for the processing and recovery of minerals.

**Explanation:** The previous definition of "Excavation site" was vague. The change of definition clarifies the definition but does not alter other rules regarding excavation sites.

**Change:** WAC 220-110-201(5) to read: A maximum of five individuals eight years of age and over may collect and process aggregate from any excavation site. No more than one pit, furrow or pothole at a time shall be excavated by any one individual.

**Explanation:** This change allows young children to work excavation sites without being counted in the five person maximum allowable for each excavation site. Children are still subject to the other provisions in these rules, however.

**Change:** WAC 220-110-201(22) to read: Entry onto private property or removal of mineral from an existing mining claim or state-owned lands without the permission of the landowner or claim holder is not authorized.

**Explanation:** The previous rule needed rewording so that access to private property or a mining claim was not restricted for the landowner or claim holder. The intent of the rule is to require permission for access to other's private property or to mine on another's claim.

**Change:** WAC 220-110-206 to read:

Chelan	July 1 - August 15	Beaver Creek Colockum Creek <del>Ingalls Creek</del> Peshastin Creek —mouth to <del>Ingalls</del> Negro Creek —above <del>Ingalls</del> Negro Creek Squilchuck Creek Stemilt Creek —mouth to falls Wenatchee River —mouth to lake	July 1 - October 31 July 1 - October 31 <del>July 1 - October 31</del> July 1 - August 15 July 1 - October 31 July 1 - October 31 July 1 - October 31 July 1 - September 30 July 1 - August 15
Yakima	June 1 - September 30	Klickitat River	

PERMANENT

Yakima River	
—mouth to Roza Dam	June 1 - September 30 <u>15</u>
—Naches River	
—mouth to Tieton River	June 1 - October 31
—above confluence of Tieton River	June 1 - August 15
—Indian Creek (Rimrock Lake)	July 1 - July 31
—Tieton River	June 1 - August 15
—Little Naches River	July 15 - August 15
<u>—Bumping River</u>	<u>July 15 - August 15</u>
—American River	submit application
<u>—Rattlesnake Creek</u>	<u>July 15 - August 15</u>
—Wenas Creek	August 1 - October 31
—all other Yakima River tributaries	July 15 - August 31

**Explanation:** Ingalls Creek supports a spawning population of bull trout that requires protection for a longer period of time for incubation than provided in the previous rule. Bumping River and Rattlesnake Creek support spawning populations of chinook salmon that require protection for different periods of time for incubation than provided in the previous rule.

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 6, Amended 5, Repealed 1.

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 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 3, Amended 0, Repealed 1.

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.

December 16, 1998

Lisa Pelly, Chair  
Fish and Wildlife Commission

**AMENDATORY SECTION** (Amending Order 97-84, filed 6/4/97, effective 7/5/97)

**WAC 220-110-020 Definitions.** As used in this chapter, unless the context clearly requires otherwise:

(1) "Aggregate" means a mixture of minerals separable by mechanical or physical means.

(2) "Aquatic beneficial plant" means native and nonnative aquatic plants not prescribed by RCW 17.10.010(10), and that are of value to fish life.

((2)) (3) "Aquatic noxious weed" means an aquatic weed on the state noxious weed list as prescribed by RCW 17.10.010(10).

((3)) (4) "Aquatic plant" means any aquatic noxious weed and aquatic beneficial plant that occurs within the ordinary high water line of waters of the state.

((4)) (5) "Bank" means any land surface above the ordinary high water line that adjoins a body of water and contains it except during floods. Bank also includes all land surfaces of islands above the ordinary high water line that adjoin a water body and that are below the flood elevation of their surrounding water body.

(6) "Beach area" means the beds between the ordinary high water line and extreme low tide.

((5)) (7) "Bed" means the land below the ordinary high water lines of state waters. This definition shall not include irrigation ditches, canals, storm water run-off devices, or other artificial watercourses except where they exist in a natural watercourse that has been altered by man.

((6)) (8) "Bed materials" means ~~((natural-occurring))~~ naturally occurring material, including, but not limited to, gravel, cobble, rock, rubble, sand, mud and aquatic plants, found in the beds of state waters. Bed materials may be found in deposits or bars above the wetted perimeter of water bodies.

((7)) (9) "Bio-degradable" means material that is capable of being readily decomposed by biological means, such as by bacteria.

((8)) (10) "Bio-engineering" means project designs or construction methods which use live woody vegetation or a combination of live woody vegetation and specially developed natural or synthetic materials to establish a complex root grid within the existing bank which is resistant to erosion, provides bank stability, and maintains a healthy riparian environment with habitat features important to fish life. Use of wood structures or limited use of clean angular rock may be allowable to provide stability for establishment of the vegetation.

((9)) (11) "Bottom barrier or screen" means synthetic or natural fiber sheets of material used to cover and kill plants growing on the bottom of a watercourse.

((10)) (12) "Boulder" means a stream substrate particle larger than ten inches in diameter.

(13) "Bulkhead" means a vertical or nearly vertical erosion protection structure placed parallel to the shoreline con-

PERMANENT



sisting of concrete, timber, steel, rock, or other permanent material not readily subject to erosion.

((14)) (14) "Concentrator" means a device used to physically or mechanically separate and enrich the valuable mineral content of aggregate. Pans, sluice boxes and mini-rocker boxes are examples of concentrators.

(15) "Cofferdam" means a temporary enclosure used to keep water from a work area.

((12)) (16) "Control" means level of treatment of aquatic noxious weeds as prescribed by RCW 17.10.010(5).

((13)) (17) "Department" means the department of fish and wildlife.

((14)) (18) "Diver-operated dredging" means the use of portable suction or hydraulic dredges held by SCUBA divers to remove aquatic plants.

((15)) (19) "Drawdown" means decreasing the level of standing water in a watercourse to expose bottom sediments and rooted plants.

((16)) (20) "Dredging" means removal of bed material using other than hand held tools.

((17)) (21) "Early infestation" means an aquatic noxious weed whose stage of development, life history, or area of coverage makes one hundred percent control and eradication as prescribed by RCW 17.10.010(5) likely to occur.

((18)) (22) "Emergency" means an immediate threat to life, public or private property, or an immediate threat of serious environmental degradation, arising from weather or stream flow conditions, other natural conditions, or fire.

((19)) (23) "Entrained" means the entrapment of fish into a watercourse diversion without the presence of a screen, into high velocity water along the face of an improperly designed screen, or into the vegetation cut by a mechanical harvester.

((20)) (24) "Equipment" means any device powered by internal combustion; hydraulics; electricity, except less than one horsepower; or livestock used as draft animals, except saddle horses; and the lines, cables, arms, or extensions associated with the device.

((21)) (25) "Eradication" See "control."

((22)) (26) "Established ford" means a crossing place in a watercourse that was in existence and annually used prior to 1986 or subsequently permitted by the department, and, has identifiable approaches on the ~~(streambanks)~~ banks.

((23)) (27) "Excavation site" means the pit, furrow, or hole from which aggregate is being removed for the processing and recovery of minerals.

(28) "Extreme low tide" means the lowest level reached by a receding tide.

((24)) (29) "Farm and agricultural land" means those lands identified as such in RCW 84.34.020.

((25)) (30) "Filter blanket" means a layer or combination of layers of pervious materials (organic, mineral, or synthetic) designed and installed in such a manner as to provide drainage, yet prevent the movement of soil particles due to flowing water.

((26)) (31) "Fish life" means all fish species, including but not limited to food fish, shellfish, game fish, and other nonclassified fish species and all stages of development of those species.

((27)) (32) "Fishway" means any facility or device that is designed to enable fish to effectively pass around or through an obstruction without undue stress or delay.

(33) "Food fish" means those species of the classes Osteichthyes, Agnatha, and Chondrichthyes that shall not be fished for except as authorized by rule of the director of the department of fish and wildlife.

((28)) (34) "Freshwater area" means those state waters and associated beds below the ordinary high water line that are upstream of river mouths including all lakes, ponds, and streams.

((29)) (35) "Game fish" means those species of the class Osteichthyes that shall not be fished for except as authorized by rule of the fish and wildlife commission.

((30)) (36) "General provisions" means those provisions that are contained in every HPA.

((31)) (37) "Hand cutting" means the removal or control of aquatic plants with the use of hand-held tools or equipment, or equipment that is carried by a person when used.

((32)) (38) "Hand-held tools" means tools that are held by hand and are not powered by internal combustion, hydraulics, pneumatics, or electricity. ~~(Examples are shovels, rakes, hammers, etc.)~~ Some examples of hand-held tools are shovels, rakes, hammers, pry bars and cable winches.

((33)) (39) "Hatchery" means any water impoundment or facility used for the captive spawning, hatching, or rearing of fish and shellfish.

((34)) (40) "Highbanker" means a stationary concentrator capable of being operated outside the wetted perimeter of the water body from which water is removed, and which is used to separate gold and other minerals from aggregate with the use of water supplied by hand or pumping, and consisting of a sluice box, hopper, and water supply. Aggregate is supplied to the highbanker by means other than suction dredging. This definition excludes mini-rocker boxes.

(41) "Highbanking" means the use of a highbanker for the recovery of minerals.

(42) "Hydraulic project" means construction or performance of other work that will use, divert, obstruct, or change the natural flow or bed of any of the salt or fresh waters of the state. Hydraulic projects include forest practice activities, conducted pursuant to the forest practices rules (Title 222 WAC), that involve construction or performance of other work in or across the ordinary high water line of:

(a) Type 1-3 waters; or

(b) Type 4 and 5 waters with identifiable bed or banks where there is a hatchery water intake within two miles downstream; or

(c) Type 4 and 5 waters with identifiable bed or banks within one-fourth mile of Type 1-3 waters where any of the following conditions apply:

(i) Where the removal of timber adjacent to the stream is likely to result in entry of felled trees into flowing channels;

(ii) Where there is any felling, skidding, or ground lead yarding through flowing water, or through dry channels with identifiable bed or banks with gradient greater than twenty percent;

(iii) Where riparian or wetland leave trees are required and cable tailholds are on the opposite side of the channel;

(iv) Where road construction or placement of culverts occurs in flowing water;

(v) Where timber is yarded in or across flowing water;

(d) Type 4 and 5 waters with identifiable bed or banks that are likely to adversely affect fish life, where the HPA requirement is noted by the department in response to the forest practice application.

Hydraulic projects and associated permit requirements for specific project types are further defined in other sections of this chapter.

~~((35))~~ (43) "Hydraulic project application" means a form provided by and submitted to the department of fish and wildlife accompanied by plans and specifications of the proposed hydraulic project.

~~((36))~~ (44) "Hydraulic project approval" (HPA) means:

(a) A written approval for a hydraulic project signed by the director of the department of fish and wildlife, or the director's designates; or

(b) A verbal approval for an emergency hydraulic project from the director of the department of fish and wildlife, or the director's designates; or

(c) The following printed pamphlet approvals and any supplemental approvals to them. See "supplemental approval":

(i) A "Gold and Fish" pamphlet issued by the department which identifies and authorizes specific minor hydraulic project activities for ~~((mineral prospecting (panning)))~~ mineral prospecting and placer mining; or

~~((4))~~ (ii) An "Irrigation and Fish" pamphlet issued by the department which identifies and authorizes specific minor hydraulic project activities; or

~~((e))~~ (iii) An "Aquatic Plants and Fish" pamphlet issued by the department which identifies and authorizes specific aquatic noxious weed and aquatic beneficial plant removal and control activities.

~~((37))~~ (45) "Hydraulicicing" means the use of water spray or water under pressure to dislodge minerals and other material.

(46) "Job site" means the space of ground including and immediately adjacent to the area where work is conducted under the authority of a hydraulic project approval. For mineral prospecting and placer mining projects, the job site includes the excavation site.

(47) "Lake" means any natural or impounded body of standing freshwater, except impoundments of the Columbia and Snake rivers.

(48) "Large woody material" means trees or tree parts larger than four inches in diameter and longer than six feet and rootwads, wholly or partially waterward of the ordinary high water line.

~~((38))~~ (49) "Mean higher high water" or "MHHW" means the tidal elevation obtained by averaging each day's highest tide at a particular location over a period of nineteen years. It is measured from the MLLW= 0.0 tidal elevation.

~~((39))~~ (50) "Mean lower low water" or "MLLW" means the 0.0 tidal elevation. It is determined by averaging each day's lowest tide at a particular location over a period of nineteen years. It is the tidal datum for vertical tidal references in the saltwater area.

~~((40))~~ (51) "Mechanical harvesting and cutting" means the partial removal or control of aquatic plants with the use of aquatic mechanical harvesters which cut and collect aquatic plants, and mechanical cutters which only cut aquatic plants.

~~((41))~~ (52) "Mineral prospecting equipment" means any natural or manufactured device, implement, or animal other than the human body used in any aspect of prospecting for or recovering minerals. Classifications of mineral prospecting equipment are as follows:

(a) Class 0 - nonmotorized pans.

(b) Class I.

(i) Pans.

(ii) Nonmotorized sluice boxes, concentrators and mini-rocker boxes with a riffle area not exceeding ten square feet, and not exceeding fifty percent of the width of the wetted perimeter of the stream.

(c) Class II.

(i) Suction dredges with a maximum nozzle size of four inches inside diameter.

(ii) Highbankers or suction dredge/highbanker combinations with a maximum water intake size of two and one-half inches inside diameter, when operated wholly below the ordinary high water line.

(d) Class III.

(i) Highbankers supplied with water from a pump with a maximum water intake size of two and one-half inches inside diameter, when used to process aggregate at locations two hundred feet or greater landward of the ordinary high water line.

(ii) Suction dredge/highbanker combinations supplied with water from a pump with a maximum water intake size of two and one-half inches inside diameter, when used to process aggregate at locations two hundred feet or greater landward of the ordinary high water line.

(iii) Other concentrators supplied with water from a pump with a maximum water intake size of two and one-half inches inside diameter, when used to process aggregate at locations two hundred feet or greater landward of the ordinary high water line.

(53) "Mini-rocker box" means a nonmotorized concentrator operated with a rocking motion and consisting of a hopper attached to a cradle and a sluice box with a riffle area not exceeding ten square feet. The mini-rocker box shall only be supplied with water by hand and be capable of being carried by one individual. A mini-rocker box shall not be considered a highbanker.

(54) "Mitigation" means actions which shall be required as provisions of the HPA to avoid or compensate for impacts to fish life resulting from the proposed project activity. The type(s) of mitigation required shall be considered and implemented, where feasible, in the following sequential order of preference:

(a) Avoiding the impact altogether by not taking a certain action or parts of an action;

(b) Minimizing impacts by limiting the degree or magnitude of the action and its implementation;

(c) Rectifying the impact by repairing, rehabilitating, or restoring the affected environment;

(d) Reducing or eliminating the impact over time by preservation and maintenance operations during the life of the action;

(e) Compensating for the impact by replacing or providing substitute resources or environments; or

(f) Monitoring the impact and taking appropriate corrective measures to achieve the identified goal.

For projects with potentially significant impacts, a mitigation agreement may be required prior to approval. Replacement mitigation may be required to be established and functional prior to project construction.

((42)) (55) "Natural conditions" means those conditions which arise in or are found in nature. This is not meant to include artificial or manufactured conditions.

((43)) (56) "No-net-loss" means:

(a) Avoidance or mitigation of adverse impacts to fish life; or

(b) Avoidance or mitigation of net loss of habitat functions necessary to sustain fish life; or

(c) Avoidance or mitigation of loss of area by habitat type.

Mitigation to achieve no-net-loss should benefit those organisms being impacted.

((44)) (57) "Ordinary high water line" means the mark on the shores of all waters that will be found by examining the bed and banks and ascertaining where the presence and action of waters are so common and usual and so long continued in ordinary years, as to mark upon the soil or vegetation a character distinct from that of the abutting upland: *Provided*, That in any area where the ordinary high water line cannot be found the ordinary high water line adjoining saltwater shall be the line of mean higher high water and the ordinary high water line adjoining freshwater shall be the elevation of the mean annual flood.

((45)) (58) "Pan" means the following equipment used to separate gold or other metal from aggregate by washing:

(a) An open, metal or plastic dish operated by hand; or

(b) A motorized rotating open, metal or plastic dish without pumped or gravity-fed water supplies.

(59) "Panning" means the use of a pan to wash aggregate.

(60) "Person" means an individual or a public or private entity or organization. The term "person" includes local, state, and federal government agencies, and all business organizations.

((46)) (61) "Placer" means a glacial or alluvial deposit of gravel or sand containing eroded particles of minerals.

(62) "Pool" means a portion of the stream with reduced current velocity, often with water deeper than the surrounding areas.

(63) "Protection of fish life" means prevention of loss or injury to fish or shellfish, and protection of the habitat that supports fish and shellfish populations.

((47)) (64) "Purple loosestrife" means *Lythrum salicaria* and *Lythrum virgatum* as prescribed in RCW 17.10.010(10) and defined in RCW 17.26.020 (5)(b).

((48)) (65) "Riffle" means the bottom of a concentrator containing a series of interstices or grooves to catch and retain a mineral such as gold.

(66) "River or stream." See "watercourse."

((49)) (67) "Rotovation" means the use of aquatic rotovators which have underwater rototiller-like blades to uproot aquatic plants as a means of plant control.

((50)) (68) "Saltwater area" means those state waters and associated beds below the ordinary high water line and downstream of river mouths.

((51)) (69) "Shellfish" means those species of saltwater and freshwater invertebrates that shall not be taken except as authorized by rule of the director of the department of fish and wildlife. The term "shellfish" includes all stages of development and the bodily parts of shellfish species.

((52)) (70) "Sluice box" means a trough equipped with riffles across its bottom, used to recover gold and other minerals with the use of water.

(71) "Sluicing" means the use of a sluice box for the recovery of gold and other minerals.

(72) "Small scale mineral prospecting equipment" encompasses the equipment included in "mineral prospecting equipment, Class I."

(73) "Spartina" means *Spartina alterniflora*, *Spartina anglica*, *Spartina x townsendii*, and *Spartina patens* as prescribed in RCW 17.10.010(10) and defined in RCW 17.26.020 (5)(a).

((53)) (74) "Special provisions" means those conditions that are a part of the HPA, but are site or project specific, and are used to supplement or amend the technical provisions.

((54)) (75) "Streambank stabilization" means those projects which prevent or limit erosion, slippage, and mass wasting; including, but not limited to bank resloping, log and debris relocation or removal, planting of woody vegetation, bank protection (physical armoring of ~~streambanks~~) banks using rock or woody material, or placement of jetties or groins), gravel removal or erosion control.

((55)) (76) "Suction dredge" means a machine equipped with an internal combustion engine or electric motor powering a water pump which is used to move submerged bed materials by means of hydraulic suction. These bed materials are processed through an attached sluice box for the recovery of gold and other minerals.

(77) "Suction dredging" means the use of a suction dredge for the recovery of gold and other minerals.

(78) "Supplemental approval" means a written addendum issued by the department to a pamphlet HPA for approved exceptions to conditions of that pamphlet HPA or for any additional authorization by the department when required by a pamphlet HPA. See "hydraulic project approval."

(79) "Tailings" means waste material remaining after processing aggregate for minerals.

(80) "Technical provisions" means those conditions that are a part of the HPA and apply to most projects of that nature.

((56)) (81) "Toe of the bank" means the distinct break in slope between the stream bank or shoreline and the stream bottom or marine beach or bed, excluding areas of sloughing. For steep banks that extend into the water, the toe may be submerged below the ordinary high water line. For artificial structures, such as jetties or bulkheads, the toe refers to the

base of the structure, where it meets the stream bed or marine beach or bed.

~~((57))~~ (82) "Viable" means that any plant or plant part is capable of taking root or living when introduced into a body of water.

~~((58))~~ (83) "Watercourse" and "river or stream" means any portion of a channel, bed, bank, or bottom waterward of the ordinary high water line of waters of the state including areas in which fish may spawn, reside, or through which they may pass, and tributary waters with defined bed or banks, which influence the quality of fish habitat downstream. This includes watercourses which flow on an intermittent basis or which fluctuate in level during the year and applies to the entire bed of such watercourse whether or not the water is at peak level. This definition does not include irrigation ditches, canals, storm water run-off devices, or other entirely artificial watercourses, except where they exist in a natural watercourse which has been altered by humans.

~~((59))~~ (84) "Water right" means a certificate of water right, a vested water right or a claim to a valid vested water right, or a water permit, pursuant to Title 90 RCW.

~~((60))~~ (85) "Waters of the state" or "state waters" means all salt waters and fresh waters waterward of ordinary high water lines and within the territorial boundaries of the state.

~~((61))~~ (86) "Water type" means water categories as defined in WAC 222-16-030 of the forest practice rules and regulations.

~~((62))~~ (87) "Weed rolling" means the use of a mechanical roller designed to control aquatic plant growth.

~~((63))~~ (88) "Wetted perimeter" means the areas of a watercourse covered with water, flowing or nonflowing.

**AMENDATORY SECTION** (Amending Order 97-84, filed 6/4/97, effective 7/5/97)

**WAC 220-110-031 Pamphlet hydraulic project approvals—Procedures.** (1) In those instances where a pamphlet is the equivalent of an HPA as defined in WAC 220-110-020(~~((36))~~) (44), a person shall obtain a pamphlet HPA issued by the department which identifies and authorizes specific minor hydraulic project activities before conducting a hydraulic project.

(2) Supplemental approvals to the pamphlet HPA as defined in WAC 220-110-020(44) and 220-110-020(78) shall require written authorization by the department.

(3) Applications submitted to the department for supplemental approvals may be verbal or written.

(a) Applications shall specify the requested exception or request for additional authorization and shall include the applicant's name, address and phone number. Written applications shall be signed and dated.

(b) The department shall grant or deny approval within forty-five calendar days of the receipt of a request for supplemental approval.

(4) The supplemental approval shall be attached to the pamphlet HPA and shall be on the job site when work is being conducted and shall be immediately available for inspection.

(5) The pamphlet HPA, or clear reproduction, shall be on the ~~((project))~~ job site when work is being conducted and shall be immediately available for inspection.

~~((3))~~ (6) The pamphlet HPA shall be conditioned to ensure protection of fish life.

~~((4))~~ (7) Pamphlet HPAs do not exempt the applicant from obtaining other appropriate permits and following the rules or regulations of local, federal, and other Washington state agencies.

~~((5))~~ (8) Administration of this chapter shall be conducted in compliance with SEPA, chapter 43.21C RCW, and chapters 197-11, 220-100, and 232-19 WAC.

**AMENDATORY SECTION** (Amending Order 94-160, filed 11/14/94, effective 12/15/94)

**WAC 220-110-200 Mineral prospecting (~~((panning))~~) technical provisions.** (~~A copy of the current Gold and Fish Pamphlet available from the department shall be on the job site at all times and shall serve as an HPA. The following technical provisions are found in the pamphlet and apply to mineral prospecting (panning) projects:~~

(1) ~~Gold pans, mini-rocker boxes, and nonmotorized sluice boxes are allowed. The riffle area of the sluice box shall not exceed one foot wide by three feet long, and shall not exceed fifty percent of the width of the wetted perimeter of the stream.~~

(2) ~~All work shall be performed by hand or with hand-held tools only.~~

(3) ~~There shall be no disturbance of graveled spawning areas.~~

(4) ~~There shall be no streambank excavation.~~

(5) ~~There shall be no disturbance of rooted or embedded woody plants (trees, shrubs, etc.) waterward of the ordinary high water line.~~

(6) ~~Materials too large to be moved by hand or hand-held tools shall not be disturbed.~~

(7) ~~There shall be no damming of the flowing stream.~~

(8) ~~All pits, furrows, potholes and diversions shall be filled, leveled, or removed prior to leaving the project site, to prevent fish entrapment.~~

(9) ~~No motorized, tracked, or wheeled vehicles shall be allowed within the wetted perimeter of the stream.~~

(10) ~~Siltation resulting from this project, which the department considers damaging to fish life, may cause operations to be terminated and the HPA cancelled.~~

(11) ~~This HPA does not authorize entry onto private property or removal of minerals from an existing mining claim on federal property or on property covered under mineral prospecting leases or mining contracts issued by the department of natural resources. It is the applicant's responsibility to contact the bureau of land management or department of natural resources to determine if a claim, prospecting lease, or mining contract has been issued. The office of state historic preservation should be contacted to determine if there are any restrictions regarding culturally sensitive areas in the vicinity.)~~ WAC 220-110-201 through 220-110-205 set forth technical provisions that shall apply to mineral prospecting and placer mining projects as necessary to protect fish life. Additional special provisions may be included in

written HPAs as necessary to address site-specific conditions. Written HPAs shall also have specific time limitations on project activities to protect fish life. Timing limitations for projects conducted under authority of the *Gold and Fish* pamphlet are found in WAC 220-110-206 through 220-110-209. Saltwater provisions may be applied to tidally influenced areas upstream of river mouths and the mainstem Columbia River downstream of Bonneville Dam where applicable in written HPAs.

#### NEW SECTION

**WAC 220-110-201 Common mineral prospecting technical provisions.** A copy of the current *Gold and Fish* pamphlet available from the department shall serve as an HPA, unless otherwise indicated, and be on the job site at all times. Mineral prospecting and placer mining projects authorized through a written HPA may incorporate additional mitigation measures as necessary to achieve no-net-loss of productive capacity of fish and shellfish habitat. Project activities may be prohibited where project impacts adversely affect fish habitats for which no proven mitigation methods are available. The following technical provisions shall apply to all mineral prospecting and placer mining projects.

(1) Excavation, collection and processing of aggregate from the bed shall comply with the timing and location restrictions specified in WAC 220-110-206 through 220-110-209. Excavation, collection and processing of aggregate within the wetted perimeter shall only occur between 5:00 a.m. and 11:00 p.m.

(2) Excavation sites shall be separated by at least two hundred feet.

(3) There shall be no excavation, collection or processing of aggregate within four hundred feet of any fishway, dam or hatchery water intake.

(4) Except as specified in WAC 220-110-203, aggregate collected from outside the bed shall not be washed, sluiced, processed or deposited within two hundred feet landward of the ordinary high water line.

(5) A maximum of five individuals eight years of age and over may collect and process aggregate from any excavation site. No more than one pit, furrow or pothole at a time shall be excavated by any one individual.

(6) Excavations shall not occur between the ordinary high water line and two hundred feet landward of the ordinary high water line. Excavations between the ordinary high water line and the toe of the bank shall not result in undercutting below the ordinary high water line or in disturbance of land surfaces above the ordinary high water line.

(7) There shall be no disturbance of live rooted vegetation of any kind. Woody debris jams and large woody material shall not be disturbed in any manner.

(8) With the exception of aggregate excavated by a suction dredge, all excavations of aggregate shall only be performed by hand or with hand-held tools. A maximum of one hand-operated cable, chain or rope winch may be used to move bed material below the ordinary high water line. Additional safety cables, chains or ropes may be attached to this material provided they do not offer a mechanical advantage and are used solely to hold material in place. The use of

horses, other livestock or motorized mineral prospecting equipment, except those specifically authorized under WAC 220-110-203 through 220-110-205, is prohibited. Materials too large to be moved with a single hand-operated cable, chain or rope winch shall not be disturbed.

(9) Boulders may be moved only to facilitate collection of aggregate underneath them. Boulders shall be immediately replaced in their original location prior to working another excavation site or leaving the excavation site. Not working the excavation site for more than sixteen hours constitutes leaving the site.

(10) Only equipment, methods, locations and timing for processing aggregate specified in WAC 220-110-201 through 220-110-209 are authorized. Exceptions shall require additional authorization from the department in the form of a supplemental approval to the *Gold and Fish* pamphlet or a written HPA. A written HPA shall be required for exceptions in cases where "submit application" or "closed" is listed for state waters in WAC 220-110-206 through 220-110-209. Only the following exceptions may be authorized through a supplemental approval to the *Gold and Fish* pamphlet:

(a) Timing and location only for Class I and Class II mineral prospecting equipment.

(b) Location only for Class III mineral prospecting equipment.

(11) With the exception of sieves for classifying aggregate, mineral prospecting equipment shall not be combined in series, joined or ganged with additional mineral prospecting equipment to increase the riffle area or efficiency of mineral recovery of a single piece of mineral prospecting equipment.

(12) There shall be no damming or diversion of the flowing stream except as provided in WAC 220-110-203 (4)(d).

(13) Prior to working another excavation site or leaving the excavation site, tailings of aggregate collected from below the ordinary high water line shall be returned to the location from which the aggregate was originally collected. Sand and lighter material washed away by the streamflow during aggregate processing and tailings resulting from suction dredging may be left where processed.

(14) Except as required in subsection (13) of this section, tailings shall not be deposited in existing pools.

(15) Incubating fish eggs or fry shall not be disturbed. If fish eggs or fry are encountered during excavation of the bed, operations shall immediately cease and the department shall be notified immediately. No further excavations shall occur until all eggs and fry have emerged from the gravel. Further approval shall be required by the department prior to resuming mineral prospecting or placer mining activities in that stream.

(16) Beds containing live freshwater mussels shall not be disturbed. If live mussels are encountered during excavation of the bed, operations shall immediately cease and shall be relocated a minimum of two hundred feet from them.

(17) All pits, furrows, tailing piles, and potholes created during excavation or processing of aggregate shall be leveled or refilled with bed materials or tailings prior to working another excavation site or leaving the excavation site. Not working the excavation site for more than sixteen hours con-

stitutes leaving the site. No more than one pit, furrow or pothole at a time shall be excavated.

(18) Fish entrapped within pits, furrows or potholes created during excavation or processing of aggregate shall immediately be safely collected and returned to flowing waters and the pits, furrows or potholes leveled or filled.

(19) At no time shall mining or prospecting activity create a blockage or hindrance to either the upstream or downstream passage of fish.

(20) If at any time as a result of project activities or water quality problems, fish life are observed in distress or a fish kill occurs, operations shall cease and both the department and the department of ecology shall be notified of the problem immediately. Work shall not resume until further approval is given by the department. Additional measures to mitigate impacts may be required.

(21) No motorized, tracked, or wheeled vehicles shall be:

(a) Operated or allowed below the ordinary high water line of the stream; or

(b) Be operated so as to affect the bed or flow of waters of the state in any way.

(22) Entry onto private property or removal of minerals from an existing mining claim or state-owned lands without the permission of the landowner or claim holder is not authorized. The permittee is responsible for determining land ownership, land status (i.e., open to entry under the mining laws) and the status and ownership of any mining claims.

(23) Mercury and other hazardous materials shall not be used on the job site for amalgamating minerals.

(24) Mercury, lead and other hazardous materials removed from aggregate or collected in concentrators during processing of aggregate shall not be returned to waters of the state and shall be disposed of as specified by the department of ecology. Contact the department of ecology for direction on disposal.

(25) Once mining or prospecting at a job site is completed, or mining or prospecting is not conducted at the job site for more than one week, the job site shall be restored to preproject conditions, all disturbed areas shall be protected from erosion and revegetated with native plants, and all pits, furrows, tailing piles, and potholes shall be leveled or refilled as required in subsection (17) of this section.

#### NEW SECTION

**WAC 220-110-202 Use of Class 0 mineral prospecting equipment.** A copy of the current *Gold and Fish* pamphlet available from the department contains the rules which shall be followed when using Class 0 mineral prospecting equipment. A copy of the current *Gold and Fish* pamphlet shall be on the job site at all times. Mineral prospecting and placer mining projects authorized through a written HPA may incorporate additional mitigation measures as necessary to achieve no-net-loss of productive capacity of fish and shellfish habitat. Project activities may be prohibited where project impacts adversely affect fish habitats for which no proven mitigation methods are available. The following technical provisions shall apply to all Class 0 mineral prospecting and placer mining projects:

(1) The common technical provisions as specified in WAC 220-110-201 and the timing and location restrictions as specified in WAC 220-110-209 shall apply to all mineral prospecting and placer mining projects conducted with Class 0 equipment.

(2) The use of a single hand-operated nonmotorized pan is authorized.

(3) Collection and processing of aggregate shall be limited to that portion of the bed above the wetted perimeter.

#### NEW SECTION

**WAC 220-110-203 Use of Class I mineral prospecting equipment.** A copy of the current *Gold and Fish* pamphlet available from the department contains the rules which shall be followed when using Class I mineral prospecting equipment. A copy of the current *Gold and Fish* pamphlet shall be on the job site at all times. Mineral prospecting and placer mining projects authorized through a written HPA may incorporate additional mitigation measures as necessary to achieve no-net-loss of productive capacity of fish and shellfish habitat. Project activities may be prohibited where project impacts adversely affect fish habitats for which no proven mitigation methods are available. The following technical provisions shall apply to all Class I mineral prospecting and placer mining projects:

(1) The common technical provisions as specified in WAC 220-110-201 and the timing and location restrictions as specified in WAC 220-110-206 through 220-110-207 shall apply to all mineral prospecting and placer mining projects conducted with Class I equipment.

(2) The use of only Class I mineral prospecting equipment is authorized. In addition to the use of one hand-held pan, no more than one other piece of mineral prospecting equipment shall be operated by an individual at any one time and location.

(3) There shall be no hydraulicing.

(4) The following shall also apply to all mineral prospecting and placer mining projects conducted with Class I equipment during the general or specific tributary seasons as specified in WAC 220-110-206 and 220-110-207:

(a) Collection of aggregate shall be limited to the bed, or to two hundred feet or greater landward of the ordinary high water line.

(b) Aggregate may be processed either on or above the bed: *Provided*, That within two hundred feet landward of the ordinary high water line:

(i) Any water used shall be fully contained in pans, buckets or similar vessels.

(ii) Wastewater resulting from processing of aggregate shall be discharged two hundred feet or greater landward of the ordinary high water line.

(iii) Settleable solids shall be removed from wastewater. Sediments resulting from collection or processing of aggregate shall be deposited so they will not enter waters of the state.

(c) Class I mineral prospecting equipment shall only be supplied with water flowing naturally in the stream, or with water collected with and contained in hand-carried buckets or pans.

(d) There shall be no damming or diversion of the flowing stream beyond that necessary to direct water into a class I sluice box as described in (c) of this subsection, and in no case shall greater than fifty percent of the width of the wetted perimeter of the stream be dammed or diverted. In no case shall the stream be directed outside of the existing wetted perimeter. The site of the dam or diversion shall be restored to its original condition prior to working another site or leaving the site.

(5) The following shall also apply to all mineral prospecting and placer mining projects conducted with Class I equipment during the special Class I season as specified in WAC 220-110-207:

(a) Collection of aggregate shall be limited to that portion of the bed above the wetted perimeter, or to two hundred feet or greater landward of the ordinary high water line.

(b) Aggregate shall be processed above the wetted perimeter: *Provided*, That within two hundred feet landward of the ordinary high water line:

(i) Any water used shall be fully contained in pans, buckets or similar vessels.

(ii) Wastewater resulting from processing of aggregate shall be discharged two hundred feet or greater landward of the ordinary high water line.

(iii) Settleable solids shall be removed from wastewater. Sediments resulting from collection or processing of aggregate shall be deposited so they will not enter waters of the state.

(c) Equipment shall only be supplied with water collected with and contained in hand-carried buckets or pans.

(d) There shall be no damming or diversion of the flowing stream.

#### NEW SECTION

**WAC 220-110-204 Use of Class II mineral prospecting equipment.** A copy of the current *Gold and Fish* pamphlet available from the department shall serve as an HPA, unless otherwise indicated, and be on the job site at all times. Mineral prospecting and placer mining projects authorized through a written HPA may incorporate additional mitigation measures as necessary to achieve no-net-loss of productive capacity of fish and shellfish habitat. Project activities may be prohibited where project impacts adversely affect fish habitats for which no proven mitigation methods are available. The following technical provisions shall apply to all Class II mineral prospecting and placer mining projects:

(1) The common technical provisions as specified in WAC 220-110-201 and the timing and location restrictions as specified in WAC 220-110-206 through 220-110-207 shall apply to all mineral prospecting and placer mining projects conducted with Class II equipment.

(2) With the exception of the use of one hand-held pan, the use of only Class II mineral prospecting equipment is authorized. In addition to the use of a hand-held pan, no more than one piece of mineral prospecting equipment shall be operated by an individual at any one time and location.

(3) Only one piece of Class II equipment shall be operated at any time at any excavation site.

(4) Collection of aggregate shall be limited to the bed.

(5) A nozzle greater than four inches inside diameter shall be used on a suction dredge only if a reducer or smaller diameter hose is attached to restrict the inside diameter to four inches or less.

(6) Any device used for diverting or pumping water from a fish-bearing stream shall be equipped with a fish guard to prevent passage of fish into the diversion device pursuant to RCW 75.20.040 and 77.16.220. To prevent fish from entering the system the pump intake shall be screened with either:

(a) Six one-thousandths inch (eighteen gauge) woven wire mesh with openings no greater than eighty-seven one-thousandths inches (six to fourteen mesh); or

(b) Perforated plate with openings no greater than ninety-four one-thousandths inch (three thirty-second inch); or

(c) Profile bar with openings no greater than one and seventy-five one-thousandths millimeter (sixty-nine one-hundredths inch).

The screened intake shall consist of a facility with enough surface area to ensure that the velocity through the screen is less than four-tenths feet per second, but in no case shall the surface area be less than one square foot. Screens shall be maintained to prevent injury or entrapment to juvenile fish and screens shall remain in place whenever water is withdrawn from the stream through the pump intake.

(7) There shall be no hydraulicing outside of the wetted perimeter. Hydraulicing may be conducted only for redistribution of tailings within the bed to level or fill pits, potholes or furrows, and the nozzle or jet shall be submerged at all times.

(8) Petroleum products or other harmful materials shall not enter waters of the state. Equipment shall be well maintained and inspected frequently to prevent fuel and fluid leaks.

(9) Water shall be pumped only from a water body to a suction dredge operated within the wetted perimeter or to a highbanker located below the ordinary high water line.

#### NEW SECTION

**WAC 220-110-205 Use of Class III mineral prospecting equipment.** A copy of the current *Gold and Fish* pamphlet available from the department shall serve as an HPA, unless otherwise indicated, and be on the job site at all times. Mineral prospecting and placer mining projects authorized through a written HPA may incorporate additional mitigation measures as necessary to achieve no-net-loss of productive capacity of fish and shellfish habitat. Project activities may be prohibited where project impacts adversely affect fish habitats for which no proven mitigation methods are available. The following technical provisions shall apply to all Class III mineral prospecting and placer mining projects:

(1) The common technical provisions as specified in WAC 220-110-201 and the timing and location restrictions as specified in WAC 220-110-208 shall apply to all mineral prospecting projects conducted with Class III equipment.

(2) With the exception of the use of one hand-held pan, the use of only Class III mineral prospecting equipment is authorized. In addition to the use of a hand-held pan, no more



than one piece of mineral prospecting equipment shall be operated by an individual at any one time and location.

(3) Aggregate shall be collected and processed two hundred feet or greater landward of the ordinary high water line.

(4) There shall be no motorized movement of bed materials.

(5) The pump intake shall be placed in the water without moving or relocating any material in or on the bed or banks.

(6) Any device used for diverting or pumping water from a fish-bearing stream shall be equipped with a fish guard to prevent passage of fish into the diversion device pursuant to RCW 75.20.040 and 77.16.220. To prevent fish from entering the system the pump intake shall be screened with either:

(a) Six one-thousandths inch (eighteen gauge) woven wire mesh with openings no greater than eighty-seven one-thousandths inches (six to fourteen mesh); or

(b) Perforated plate with openings no greater than ninety-four one-thousandths inch (three thirty-second inch); or

(c) Profile bar with openings no greater than one and seventy-five one-thousandths millimeter (sixty-nine one-hundredths inch).

The screened intake shall consist of a facility with enough surface area to ensure that the velocity through the screen is less than four-tenths feet per second, but in no case shall the surface area be less than one square foot. Screens shall be maintained to prevent injury or entrapment to juvenile fish and screens shall remain in place whenever water is withdrawn from the stream through the pump intake.

(7) Petroleum products or other harmful materials shall not enter waters of the state. Equipment shall be well maintained and inspected frequently to prevent fuel and fluid leaks.

(8) There shall be no hydraulicing.

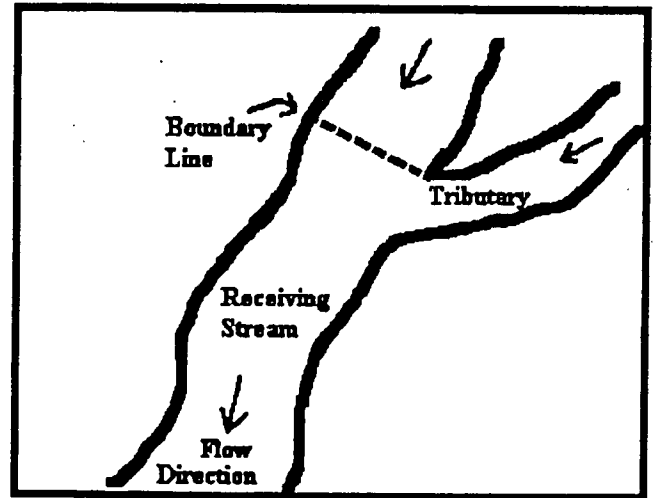
(9) Settleable solids shall be removed from wastewater prior to the water reentering waters of the state. Sediments resulting from collection or processing of aggregate shall be deposited so they will not enter waters of the state.

**National Park boundaries using Class I and II equipment.** Mineral prospecting and placer mining using Class I and II equipment pursuant to WAC 220-110-203 and 220-110-204 shall only occur in watercourses and times specified in the following table:

(1) The general work time for a county applies to all streams within that county, unless otherwise indicated under specific stream and tributary work times.

(2) The work time for a listed stream applies to all its tributaries, unless otherwise indicated. Some streams flow through multiple counties. Check the listing for the county in which mineral prospecting or placer mining is to be conducted to determine the work time for that stream.

(3) Where a tributary is listed as a boundary, that boundary shall be the line perpendicular to the receiving stream that is projected from the most upstream point of the tributary mouth to the opposite bank of the receiving stream. (See Figure 1)



(4) Mineral prospecting and placer mining within two hundred feet landward of the ordinary high water line in state waters listed as "submit application" or "closed" is not authorized under the *Gold and Fish* pamphlet. Site review and a written HPA is required for these state waters.

**NEW SECTION**

**WAC 220-110-206 Authorized work times and watercourses for mineral prospecting and placer mining projects by specific watercourse, except the Columbia and Snake rivers, lakes, salt waters and waters within**

**AUTHORIZED WORK TIMES FOR MINERAL PROSPECTING AND PLACER MINING USING CLASS I AND II EQUIPMENT**

COUNTY	GENERAL WORK TIMES	SPECIFIC STREAM & TRIBUTARY WORK TIMES	
		STREAM & ALL TRIBUTARIES	WORK TIME
Adams	July 1 - October 31	Esquatzel Creek	July 1 - September 30
		Palouse River	June 15 - October 15
Asotin	July 1 - October 31	Asotin Creek	July 15 - August 15
		Grande Ronde River	July 15 - August 15
Benton	June 1 - September 30	Yakima River tributaries	July 1 - September 30

PERMANENT



SPECIFIC STREAM & TRIBUTARY WORK TIMES

COUNTY	GENERAL WORK TIMES	STREAM & ALL TRIBUTARIES	WORK TIME
Chelan	July 1 - August 15	—Corral Creek	July 15 - September 30
		—Spring Creek	July 15 - September 30
		Beaver Creek	July 1 - October 31
		Colockum Creek	July 1 - October 31
		Peshastin Creek	
		—mouth to Negro Creek	July 1 - August 15
		—above Negro Creek	July 1 - October 31
		Squilchuck Creek	July 1 - October 31
		Stemilt Creek	
		—mouth to falls	July 1 - October 31
Clallam	July 15 - September 30	Wenatchee River	
		—mouth to lake	July 1 - September 30
		Bogachiel River	July 15 - August 15
		Calawah River	July 15 - August 15
		Clallum River	July 15 - September 15
		Dungeness River	submit application
		Elwha	
		—mouth to lower dam	July 1 - August 15
		Hoko River	July 15 - September 15
		Jimmycomelately Creek	submit application
Clark	July 1 - September 30	Lyre River	July 15 - September 15
		McDonald Creek	July 1 - August 15
		Morse Creek	July 1 - August 15
		Pysht River	July 15 - September 15
		Sekiu River	July 15 - September 15
		Sol Duc River	July 15 - August 15
		Sooes River	July 15 - September 15
		Lewis River	
		—mouth to forks	June 1 - October 31
		—East Fork Lewis River	
—mouth to LaCenter road bridge	July 1 - October 31		
—above LaCenter & all tributaries	submit application		
—North Fork Lewis River			
—mouth to Merwin Dam	August 1 - August 31		
—Cedar Creek	August 1 - September 30		
—Merwin Dam to Swift Dam	July 1 - July 31		
Lake River	June 1 - October 31		
Washougal River	August 1 - August 31		
Columbia	July 15 - October 31	Tucannon River	July 15 - August 15
		Touchet River	July 15 - August 15
Cowlitz	July 1 - September 30	Cowlitz River	August 1 - August 31
		—Coweeman River	August 1 - September 30

PERMANENT

SPECIFIC STREAM & TRIBUTARY WORK TIMES

COUNTY	GENERAL WORK TIMES	STREAM & ALL TRIBUTARIES	WORK TIME
		—Toutle River	submit application
		Kalama River	August 1 - August 31
		Lewis River	
		—mouth to forks	June 1 - October 31
		—North Fork Lewis River	
		—mouth to Merwin Dam	August 1 - August 31
		—Merwin Dam to Lower Falls	July 1 - July 31
		—above Lower Falls	July 1 - October 31
Douglas	July 1 - October 31	None	
Ferry	July 1 - August 31	None	
Franklin	June 1 - September 30	Palouse River	
		—above falls	June 15 - October 15
Garfield	July 15 - October 31	Asotin Creek	July 15 - August 15
		Tucannon River	July 15 - August 15
Grant	July 1 - October 31	None	
Grays Harbor	July 15 - October 31	Cedar Creek	July 15 - September 30
		Chehalis River	
		—mouth to Porter Creek	June 1 - October 31
		—above Porter Creek	July 15 - September 30
		Cloquallum River	July 15 - September 30
		Copalis River	July 15 - October 15
		Elk River	July 15 - September 30
		Hoquiam River	July 15 - October 15
		Humtulsips River	July 15 - October 15
		Johns River	July 15 - September 30
		Moclips River	July 15 - October 15
		North River	July 15 - September 15
		Porter Creek	July 15 - September 30
		Quinault River	July 15 - August 31
		Satsop River	July 15 - August 31
		Wishkah River	July 15 - October 15
		Wynoochee River	July 15 - October 15
Island	June 15 - September 15	None	
Jefferson	July 15 - October 31	Big Quilcene River	July 15 - August 31
		Bogachiel River	July 15 - August 15
		Chimacum Creek	July 15 - August 31
		Clearwater River	July 15 - September 15
		Donovan Creek	July 15 - September 30
		Dosewallips River	July 15 - August 31
		Duckabush River	July 15 - August 31
		Dungeness River tributaries	submit application

PERMANENT

SPECIFIC STREAM & TRIBUTARY WORK TIMES

COUNTY	GENERAL WORK TIMES	STREAM & ALL TRIBUTARIES	WORK TIME
		Hoh River	July 15 - August 15
		Little Quilcene River	July 15 - August 31
		Matheny Creek	July 15 - September 15
		Queets River	July 15 - September 15
		Quinault River	July 15 - August 15
		Salmon Creek	submit application
		Sams River	July 15 - September 15
		Snow Creek	submit application
King	July 1 - September 30	Green River (Duwamish)	August 1 - August 31
		Greenwater River	July 15 - August 31
		Lake Washington tributaries including Cedar and Sammamish rivers	July 1 - August 31
		—Issaquah Creek	June 15 - July 31
		Snoqualmie River	
		—mouth to Snoqualmie Falls	July 1 - September 15
		—Snoqualmie Falls to mouth of South Fork Snoqualmie River	June 15 - October 31
		—North, Middle and South Fork Snoqualmie rivers and tributaries	July 15 - October 31
		—Tolt River	
		——mouth to forks	July 15 - October 31
		——North Fork	
		——mouth to Yellow Creek	July 15 - September 15
		——above Yellow Creek	July 15 - October 31
		——mouth to dam	July 15 - September 15
		——above dam	July 15 - October 31
		White River	July 15 - August 31
Kittitas	June 1 - September 30	Colockum Creek	July 1 - October 31
		Yakima River	
		—above Roza Dam	submit application
		—Gold Creek (Lake Keechelus)	July 1 - July 31
		—Kachess River	
		——above Lake Kachess	July 1 - July 31
		——Box Canyon Creek (Lake Kachess)	July 1 - July 31
		—Little Naches River	July 15 - August 15
		—Wenas Creek	August 1 - October 31
		—other Yakima River tributaries	July 15 - August 31
Kitsap	July 15 - October 31	Seabeck Creek	July 15 - August 31
		Gorst Creek	July 15 - August 31
Klickitat	July 1 - September 30	Klickitat River	July 1 - August 15

PERMANENT

SPECIFIC STREAM & TRIBUTARY WORK TIMES

COUNTY	GENERAL WORK TIMES	STREAM & ALL TRIBUTARIES	WORK TIME
Lewis	July 1 - September 30	White Salmon River	July 1 - August 15
		Chehalis River	
		—upstream of South Fork Chehalis River confluence	July 1 - August 31
		Cispus River	
		—mouth to Walupt Creek	August 1 - August 31
		—above Walupt Creek	submit application
		—McCoy Creek	August 1 - September 30
		Connelly Creek	August 1 - September 30
		Cowlitz River	August 1 - August 31
		Newaukum River	July 1 - August 31
		Nisqually River	
		—above Alder Lake	July 1 - September 30
		Skookumchuck River	July 1 - August 31
		Tilton River	August 1 - September 30
		Toutle River	
		—tributaries	submit application
		Walupt Creek	submit application
Packwood Lake tributaries	submit application		
Lincoln	June 15 - October 15	None	
Mason	July 15 - October 31	Cloquallum Creek	July 15 - September 30
		Coulter Creek	July 15 - September 15
		Hamma Hamma River	
		—mouth to falls	July 15 - August 31
		—John Creek	July 15 - August 31
		Johns Creek	July 15 - August 31
		Lilliwaup River	
		—below falls	July 15 - August 31
		—above falls	July 1 - October 31
		Mill Creek	July 15 - October 15
		Satsop River	July 15 - August 31
		Schaerer Creek	July 15 - August 31
		Sherwood Creek	July 15 - September 15
		Skokomish River	July 15 - September 15
		Tahuya River	July 15 - September 15
Twano Creek	June 1 - October 31		
Union River	June 1 - September 15		
Okanogan	July 1 - August 15	Aneas Creek	
		—mouth to falls	July 1 - October 31
		Chewiliken Creek	
		—mouth to falls	July 1 - October 31
		Chiliwist Creek	
		—mouth to falls	July 1 - October 31

PERMANENT

COUNTY	GENERAL WORK TIMES	SPECIFIC STREAM & TRIBUTARY WORK TIMES STREAM & ALL TRIBUTARIES	WORK TIME
		Methow River	
		—mouth to Carleton	July 1 - September 30
		Mosquito Creek	July 1 - October 31
		Nine Mile Creek	July 1 - October 31
		Omak Creek	
		—mouth to falls	July 1 - October 31
		Similkameen River	
		—mainstem	July 1 - September 30
		—all Similkameen River tributaries	July 1 - August 15
		Tunk Creek	
		—mouth to falls	July 1 - October 31
Pacific	July 15 - September 30	Chehalis River	July 1 - August 31
		Chinook River	August 1 - August 31
		Grays River	August 1 - September 30
		North River	July 15 - September 15
Pend Oreille	July 1 - August 31	Big Muddy Creek	June 1 - August 31
		Bracket Creek	June 1 - August 31
		Calispel Creek	
		—mouth to Calispel Lake	June 1 - August 31
		Exposure Creek	June 1 - August 31
		Kent Creek	June 1 - August 31
		Lime Creek	June 1 - August 31
		Little Spokane River	June 15 - August 31
		Lodge Creek	June 1 - August 31
		Marshall Creek	June 1 - August 31
		Pee Wee Creek	
		—above falls	June 1 - October 31
		Renshaw Creek	June 1 - August 31
Pierce	July 15 - August 31	Nisqually River	
		—mouth to Alder Lake	July 1 - August 31
		—tributaries below Alder Lake	submit application
		—above Alder Lake & tributaries	July 15 - September 15
		Carbon River	July 15 - August 31
		—South Prairie Creek	
		—mouth to Forest Service road #7710	July 15 - September 15
		—above Forest Service road #7710	July 1 - October 31
		—Voights Creek	
		—mouth to falls	July 15 - September 15
		—above falls	July 15 - October 31
		—Wilkeson Creek	
		—mouth to Snell Lake	July 1 - September 30
		—above Snell Lake	July 1 - October 31
		Rocky Creek	July 15 - September 30

PERMANENT

SPECIFIC STREAM & TRIBUTARY WORK TIMES

COUNTY	GENERAL WORK TIMES	STREAM & ALL TRIBUTARIES	WORK TIME
San Juan	June 1 - August 31	None	
Skagit	July 1 - September 30	Baker River	
		—mouth to dam	June 15 - August 31
		Cascade River	June 15 - July 15
		Illabot Creek	June 15 - July 31
		Samish River	submit application
		Skagit River	
		—mouth to Sauk River	June 15 - August 31
		—above Sauk River	June 15 - July 31
		—Sauk River	July 15 - August 15
		—Suiattle River	July 15 - August 15
		Nooksack River	submit application
Skamania	July 1 - September 30	Cispus River	August 1 - August 31
		Lewis River	
		—East Fork Lewis River	submit application
		—North Fork Lewis River	
		—Cougar Creek	June 1 - July 31
		—Merwin Dam to Lower Falls & tributaries	July 1 - July 31
		—above Lower Falls	July 1 - October 31
		Little White Salmon River	July 1 - August 31
		McCoy Creek	August 1 - September 30
		Washougal River	August 1 - August 31
		White Salmon River	July 1 - August 31
		Wind River	August 1 - August 15
		Snohomish	July 1 - September 30
Sauk River	July 15 - August 15		
—Suiattle River	July 15 - August 15		
Snohomish River			
—mouth to Highway 9	June 1 - October 31		
—above Highway 9	July 1 - August 31		
—Pilchuck River	July 1 - August 31		
—mouth to city of Snohomish diversions dam	July 1 - August 31		
—above city of Snohomish diversion dam	July 1 - September 15		
—Skykomish River			
—mouth to forks	July 1 - August 31		
—North Fork Skykomish River			
—mouth to San Juan campground	July 1 - August 31		
—San Juan campground to Deer Falls	submit application		
—above Deer Falls	July 15 - October 31		
—Salmon Creek	submit application		
—South Fork Skykomish River			

PERMANENT

COUNTY

GENERAL  
WORK TIMES

SPECIFIC STREAM & TRIBUTARY WORK TIMES

STREAM & ALL TRIBUTARIES

WORK TIME

- mouth to Sunset Falls July 1 - August 31
- Sunset Falls to Alpine Falls July 1 - September 15
- above Alpine Falls July 15 - October 31
- Beckler River
- mouth to Boulder Creek July 1 - September 15
- above Boulder Creek July 15 - October 31
- Rapid River
- mouth to Meadow Creek July 15 - September 15
- above Meadow Creek July 15 - October 31
- Foss River
- mouth to forks July 15 - September 15
- East Fork Foss River submit application
- West Fork Foss River July 15 - October 31
- Miller River
- mouth to forks July 1 - September 15
- above forks July 1 - October 31
- Olney Creek
- mouth to Olney Falls July 1 - September 15
- above Olney Falls July 1 - October 31
- Sultan River
- mouth to old diversion dam July 1 - August 31
- old diversion dam to Culmback Dam July 1 - October 31
- tributaries above Culmback Dam August 1 - October 31
- Wallace River
- mouth to Wallace Falls July 1 - September 15
- above Wallace Falls July 1 - October 31
- Snoqualmie River July 1 - August 31
- all other Snohomish River tributaries July 1 - August 31
- Stillaguamish River
- mouth to forks July 1 - August 31
- North and South Fork Stillaguamish Rivers July 1 - August 15
- Deer Creek submit application
- Canyon Creek submit application

Spokane June 15 - August 31

- Latah Creek
- mainstem June 15 - October 31
- all Latah Creek tributaries June 15 - August 31

Stevens July 1 - August 31

- Big Sheep Creek
- mouth to Sheep Creek Falls submit application
- above Sheep Creek Falls July 1 - August 31

Thurston July 15 - September 15

- Cedar Creek July 15 - September 30
- Little Deschutes River July 15 - October 31
- McLane Creek July 15 - October 31
- Nisqually River

PERMANENT

SPECIFIC STREAM & TRIBUTARY WORK TIMES

COUNTY	GENERAL WORK TIMES	SPECIFIC STREAM & TRIBUTARY WORK TIMES	
		STREAM & ALL TRIBUTARIES	WORK TIME
		—mainstem	July 1 - August 31
		—all Nisqually River tributaries	submit application
		Porter Creek	July 15 - September 30
		Schneider Creek	July 1 - October 31
		Skookumchuck River	July 1 - August 31
		Woodard Creek	July 1 - October 31
		Woodland Creek	July 1 - October 31
Wahkiakum	July 15 - September 15	Elochoman River	August 1 - September 30
		Grays River	August 1 - September 30
		Naselle River	July 15 - September 30
Walla Walla	July 15 - October 31	Touchet River	July 15 - August 15
		Walla Walla River	July 15 - August 15
Whatcom	July 1 - September 30	Baker River	submit application
		Nooksack River	
		—above forks	submit application
		—all Nooksack River tributaries	submit application
		Ross Lake tributaries	submit application
		Samish River	submit application
		Skagit River	June 15 - July 31
Whitman	June 15 - October 15	Palouse River	
		—mouth to falls	June 1 - September 30
Yakima	June 1 - September 30	Klickitat River	July 1 - August 15
		Yakima River	
		—mouth to Roza Dam	June 1 - September 15
		—Naches River	
		—mouth to Tieton River	June 1 - October 31
		—above confluence of Tieton River	June 1 - August 15
		—Indian Creek (Rimrock Lake)	July 1 - July 31
		—Tieton River	June 1 - August 15
		—Little Naches River	July 15 - August 15
		—Bumping River	July 15 - August 15
		—American River	submit application
		—Rattlesnake Creek	July 15 - August 15
		—Wenas Creek	August 1 - October 31
		—all other Yakima River tributaries	July 15 - August 31

**NEW SECTION**

**WAC 220-110-207 Authorized work times and watercourses for mineral prospecting and placer mining projects in the Columbia and Snake rivers, lakes, salt waters and waters within National Park boundaries using Class I and II equipment. Mineral prospecting and placer mining using Class I and II equipment pursuant to WAC 220-**

110-203 and 220-110-204 shall only occur in watercourses and times specified in the following table:

(1) Where a tributary is listed as a boundary, that boundary shall be the line perpendicular to the receiving stream and which is projected from the most upstream point of the tributary mouth to the opposite bank of the receiving stream. (See Figure 1, WAC 220-110-206.)



(2) The general and special Class I work times apply only to the watercourses listed. See WAC 220-110-206 for work times and locations for tributaries to the listed watercourses.

(3) Use of Class I equipment only is authorized for the special Class I work times.

(4) Mineral prospecting and placer mining within two hundred feet landward of the ordinary high water line in state waters listed as "submit application" or "closed" is not authorized under the *Gold and Fish* pamphlet. Site review and a written HPA is required for these state waters.

**AUTHORIZED WORK TIMES FOR MINERAL PROSPECTING AND PLACER MINING USING CLASS I AND II EQUIPMENT**

WATERCOURSE	GENERAL WORK TIME	SPECIAL CLASS I WORK TIME
Columbia River		
—mouth to Snake River	submit application	June 1 - October 31
—Snake River to Priest Rapids Dam	August 1 - August 31	June 1 - August 1
—Priest Rapids Dam to Wenatchee River	October 16 - October 31	June 1 - October 16
—above Wenatchee River	September 1 - October 31	June 1 - September 1
Snake River	August 1 - August 31	June 1 - August 1
Lakes	closed	closed
—Columbia River reservoirs	see Columbia River above	see Columbia River above
—Snake River reservoirs	see Snake River above	see Snake River above
Salt waters	closed	closed
All watercourses, including tributaries, within National Park boundaries	closed	closed

**NEW SECTION**

**WAC 220-110-208 Authorized work times and watercourses for mineral prospecting and placer mining projects using Class III equipment only.** Mineral prospecting and placer mining using Class III equipment pursuant to WAC 220-110-205 shall only occur in watercourses and times specified in the following table:

(1) The work times apply to all watercourses listed and their tributaries.

(2) Mineral prospecting and placer mining within two hundred feet landward of the ordinary high water line in streams listed as "closed" is not authorized.

**AUTHORIZED WORK TIMES FOR MINERAL PROSPECTING AND PLACER MINING USING CLASS III EQUIPMENT**

WATERCOURSE	WORK TIME
All watercourses not listed as "closed" in WAC 220-110-206 and 220-110-207	January 1 - December 31
All watercourses listed as "closed" in WAC 220-110-206 and 220-110-207	closed

**NEW SECTION**

**WAC 220-110-209 Authorized work times and watercourses for mineral prospecting and placer mining projects using Class 0 equipment only.** Mineral prospect-

ing and placer mining using Class 0 equipment pursuant to WAC 220-110-202 shall only occur in watercourses and times specified in the following table:

(1) The work times apply to all watercourses listed and their tributaries.

(2) Mineral prospecting and placer mining within two hundred feet landward of the ordinary high water line in state waters listed as "submit application" or "closed" is not authorized under the *Gold and Fish* pamphlet. Site review and a written HPA is required for these state waters.

**AUTHORIZED WORK TIMES FOR MINERAL PROSPECTING AND PLACER MINING USING CLASS 0 EQUIPMENT**

WATERCOURSE	WORK TIME
All watercourses not listed as "submit application" or "closed" in WAC 220-110-206 and 220-110-207	January 1 - December 31
All watercourses listed as "submit application" in WAC 220-110-206 and 220-110-207	submit application
All watercourses listed as "closed" in WAC 220-110-206 and 220-110-207	closed

PERMANENT

AMENDATORY SECTION (Amending Order 94-160, filed 11/14/94, effective 12/15/94)

**WAC 220-110-340 Informal appeal of adverse administrative decisions.** It is recommended that an aggrieved party contact the local habitat biologist responsible for the hydraulic permit decision of concern prior to initiating an informal or formal appeal. Discussion of concerns with the habitat biologist often results in resolution of the problem without the need for an informal or formal appeal. The habitat biologist may request review of your concerns by his or her supervisor.

All parties are encouraged to take advantage of this informal appeal process prior to initiating a formal appeal. However, this informal appeal process is not mandatory, and a person may proceed directly to a formal appeal.

(1) The following procedures shall govern informal appeals of department actions taken pursuant to RCW 75.20.100, 75.20.103, 75.20.106, and 75.20.160. This rule does not apply to any provisions or conditions in pamphlets or supplemental approvals as defined in WAC 220-110-020 (44)(c). A person who disagrees with a provision or condition in a pamphlet HPA or its supplemental approval may apply for an individual written HPA. A person who is aggrieved or adversely affected by the following department actions may request an informal review:

(a) The denial or issuance of an HPA, or the conditions or provisions made part of an HPA; or

(b) An order imposing civil penalties.

(2) A request for an informal review shall be in writing and shall be received by the department within thirty days of the denial or issuance of an HPA or receipt of an order imposing civil penalties. The thirty-day time requirement may be stayed by the department if negotiations are occurring between the aggrieved party and the habitat biologist and/or their supervisor. Requests for informal review shall be mailed ~~((or delivered to the following address: Department of Fish and Wildlife, Habitat Management Division, Natural Resources Building, Fifth Floor, 1111 Washington Street, Post Office Box 43155, Olympia, Washington 98504-3155))~~ to Department of Fish and Wildlife, Habitat and Lands Services Program, 600 Capitol Way N., Olympia, Washington 98501-1091, or hand delivered to 1111 Washington Street S.E., Habitat and Lands Services Program, Fifth floor.

(3) Upon receipt of a written request for informal agency review, the department shall initiate a review of the agency decision. This review shall be conducted by the regulatory services division manager or the division manager's designee. Upon completion of the comprehensive review, the division manager, or designee shall recommend a decision to the director or the director's designee. This recommended decision shall be approved or disapproved by the director or the director's designee within sixty days of the date the informal appeal was received by the department. The department shall notify the appellant in writing of the decision of the director or the director's designee.

(4) If, following this informal agency review process, the appellant still wishes to contest the agency action, a formal appeal may be initiated pursuant to WAC 220-110-350. For-

mal review must be requested within the time periods specified in WAC 220-110-350.

AMENDATORY SECTION (Amending Order 94-160, filed 11/14/94, effective 12/15/94)

**WAC 220-110-350 Formal appeal of administrative decisions.** (1) The following procedures shall govern formal appeals of department actions taken pursuant to RCW 75.20.100 or 75.20.106. This rule does not apply to any provisions or conditions in pamphlets or supplemental approvals as defined in WAC 220-110-020 (44)(c). A person who disagrees with a provision or condition in a pamphlet HPA or its supplemental approval may apply for an individual written HPA. This rule does not apply to an appeal in which a person contests the denial, conditioning or issuance of an HPA issued pursuant to RCW 75.20.103 or 75.20.160, which shall be heard by the hydraulic appeals board. A person who is aggrieved or adversely affected by the following department actions may request a formal appeal:

(a) The denial or issuance of an HPA, or the conditions or provisions made part of an HPA;

(b) An order imposing civil penalties; or

(c) Any other "agency action" for which an adjudicative proceeding is required under the Administrative Procedure Act, chapter 34.05 RCW.

(2) As required by the Administrative Procedure Act, the department shall inform the permittee, or person subject to civil penalty or order of the department, of the opportunity for appeal, the time within which to file a written request for an appeal, and the place to file it.

(3) A request for an appeal shall be in writing and shall be received during office hours by the department within thirty days of the agency action that is being challenged. Requests for appeal shall be mailed ~~((or delivered to the following address: Department of Fish and Wildlife, Habitat Management Division, Natural Resources Building, Fifth Floor, 1111 Washington Street, Post Office Box 43155, Olympia, Washington 98504-3155))~~ to Department of Fish and Wildlife, Habitat and Lands Services Program, 600 Capitol Way N., Olympia, Washington 98501-1091, or hand delivered to 1111 Washington Street SE, Habitat and Lands Services Program, Fifth floor. If there is no timely request for an appeal, the agency action shall be final and unappealable.

(4) The time period for requesting a formal appeal is suspended during consideration of a timely informal appeal. If there has been an informal appeal, the deadline for requesting a formal appeal shall be within thirty days of the date of the department's written decision in response to the informal appeal.

(5) The written request for an appeal shall be plainly labeled as "Request for Formal Appeal" and shall contain the following:

(a) The name, address, and phone number of the person requesting the appeal;

(b) The specific agency action that the person contests; for example, denial of an HPA, a particular condition in an HPA, order imposing civil penalties, etc.;

(c) Whether the person is the permittee, landowner, resident, or other basis for the person's interest in the agency action in question;

(d) The date of denial, issuance, or condition of an HPA, if the person is contesting denial, issuance, or conditioning of an HPA;

(e) Specific relief requested; and

(f) The attorney's name, address, and phone number, if the person is represented by legal counsel.

(6) The appeal may be conducted by the director, the director's designee, or by an administrative law judge (ALJ) appointed by the office of administrative hearings. If conducted by an ALJ, the ALJ shall issue an initial order pursuant to RCW 34.05.461. The director or the director's designee shall review the initial order and enter a final order as provided by RCW 34.05.464.

(7) All hearings conducted by the director, the director's designee, or an ALJ pursuant to subsection (6) of this section, shall comply with the Administrative Procedure Act and the model rules of procedure, chapter 10-08 WAC.

### REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 220-110-210	Mineral prospecting (sluicing).
WAC 220-110-220	Mineral prospecting (dredging).

### **WSR 99-01-089**

#### **PERMANENT RULES**

#### **DEPARTMENT OF COMMUNITY, TRADE AND ECONOMIC DEVELOPMENT**

[Filed December 16, 1998, 4:10 p.m.]

Date of Adoption: December 14, 1998.

Purpose: To adopt amendments of chapter 365-110 WAC that eliminate obsolete references and change the definition of "building permit" as it pertains to the state building code fee.

Citation of Existing Rules Affected by this Order: Amending WAC 365-110-010 and 365-110-035.

Statutory Authority for Adoption: RCW 43.330.040(2) and 19.27.070(3).

Adopted under notice filed as WSR 98-14-069 on June 30, 1998.

Changes Other than Editing from Proposed to Adopted Version: Testimony received on this rule was largely against including separate plumbing and mechanical permits as part of the building permit definition, so that portion of the proposed rule was not adopted and the reference to plumbing and mechanical permits was retained in the last sentence of WAC 365-110-035.

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 2, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 2, 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 2, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

December 16, 1998

Jean L. Ameluxen

Legislative Liaison

AMENDATORY SECTION (Amending Order 85-10, filed 9/13/85)

**WAC 365-110-010 Authority.** These rules are adopted under the authority of RCW ((43.63A.060)) 43.330.040(2) which provides that the director shall make such rules and regulations and do all other things necessary and proper to carry out the purposes of chapter ((43.63A)) 43.330 RCW. ((RCW 43.63A.065(2) provides that among its functions and responsibilities the department shall administer state and federal grants and programs which are assigned to the department by the governor or the legislature.))

AMENDATORY SECTION (Amending Order 90-01, filed 4/6/90, effective 5/7/90)

**WAC 365-110-035 Definitions.** 1. **Department** shall mean the department of community, trade, and economic development.

2. **State Building Code fee** shall mean a fee which is required to be collected by cities and counties pursuant to chapter 19.27 RCW. Funds collected shall be used exclusively to implement the provisions of chapters 19.27 and 19.27A RCW.

3. **Building permit** shall mean a permit issued by a city or a county to construct, enlarge, alter, repair, move, improve, remove, convert or demolish any building or structure regulated by the Uniform Building Code as set forth in the Uniform Building Code, section ((30+)) 106.1. This definition shall be subject to the exemptions contained in section ((30+)) 106.2 of the Uniform Building Code. ((Building permit shall include an installation permit or other permit issued by a city or county for a mobile/manufactured home, commercial coach, or factory built structure as defined and regulated by chapters 296-150A and 296-150B WAC.)) Building permits shall not include plumbing, electrical, mechanical permits, or permits issued pursuant to the Uniform Fire Code.

**WSR 99-01-098**  
**PERMANENT RULES**  
**DEPARTMENT OF HEALTH**

(Nursing Care Quality Assurance Commission)

[Filed December 17, 1998, 10:04 a.m.]

Date of Adoption: October 30, 1998.

Purpose: Amend WAC 246-840-030 to incorporate the language from WAC 246-838-040. When this incorporation is done, the old WAC 246-838-040 will be repealed so that all nursing rules will now have numbers 246-840 only. This amendment does not change any wording nor any requirements, simply the numbering of the rule language.

Citation of Existing Rules Affected by this Order: Amending WAC 246-840-030 Examination and licensure.

Statutory Authority for Adoption: Chapter 18.79 RCW.

Adopted under notice filed as WSR 98-18-072 on August 31, 1998.

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 1, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

November 2, 1998

Paula R. Meyer

Executive Director

**AMENDATORY SECTION** (Amending WSR 97-17-015, filed 8/8/97, effective 9/8/97)

**WAC 246-840-030 Examination and licensure.** (1) Graduates from Washington state board approved schools of nursing holding a degree/diploma from such a school shall be eligible to write the examination provided all other requirements are met.

(2) Graduates from a nursing school approved by a board of nursing in another U.S. jurisdiction shall be eligible to take the examination provided that:

(a) The nursing school meets the minimum standards approved for state board school of nursing in Washington at the time of the applicant's graduation;

(b) Graduate has completed all institutional requirements for the degree/diploma in nursing education per attestation from the administrator of the approved nursing education program;

(c) All other requirements of the statute and regulations shall be met.

(3) Graduates of a nontraditional school of nursing which meet the requirements of subsection (2)(a), (b) and (c) of this section, are eligible to take the registered nurse examination provided that the following conditions are met: (For purposes of this section, nontraditional schools of nursing are defined as schools that have curricula which do not include a faculty supervised teaching/learning component in clinical settings.)

(a) The candidate is a licensed practical nurse in Washington state; and

(b) There is documentation of at least two hundred hours of supervised clinical experience (preceptorship) in the role of a registered nurse. The required elements of a preceptorship are as follows:

(i) Acceptable clinical sites - Acceptable clinical sites include acute care or subacute care settings or skilled nursing facilities. Other sites must be approved by the commission.

(ii) Qualifications of preceptor (instructor) - The preceptor must be a licensed registered nurse in Washington state with at least two years experience in a practice setting and have no history of disciplinary actions. The candidate must provide documentation that the preceptor meets these requirements when he/she applies for licensure and must also provide a written agreement between the candidate and the preceptor (or facility) that preceptorship supervision will occur.

(iii) Experiences in the preceptorship - Experiences must include delegation and supervision, decision making and critical thinking, patient assessment as part of the nursing process and evaluation of care. A checklist, provided by the commission, must be completed by the preceptor which indicates the candidate's satisfactory completion of the identified skills. This checklist must be submitted with the candidate's application for licensure; and

(c) The candidate receives a satisfactory evaluation from their preceptor meeting commission requirements as previously identified ((b)(iii) of this subsection); and

(d) All other requirements of the nursing statute and regulations are met.

(4) In order to be eligible for licensure by examination the applicant shall have satisfactorily completed an approved practical nursing program, fulfilling all the basic course content as stated in WAC 246-840-575, or its equivalent as determined by the board. Every applicant must have satisfactorily completed an approved practical nursing program within two years of the date of the first examination taken or the applicant must meet other requirements of the board to determine current theoretical and clinical knowledge of practical nursing practice.

(5) An applicant who has not completed an approved practical nurse program must establish evidence of successful completion of nursing and related courses at an approved school preparing persons for licensure as registered nurses, which courses include personal and vocational relationships of the practical nurse, basic science and psychosocial concepts, theory and clinical practice in medications and the nursing process, and theory and clinical practice in medical, surgical, geriatric, pediatric, obstetric and mental health nursing. These courses must be equivalent to those same courses in a practical nursing program approved by the board.

(6) A notice of eligibility for admission to the licensing examination may be issued to all new graduates from board approved practical nursing programs after the filing of a completed application, payment of the application fee, and official notification from the program certifying that the individual has satisfactorily completed all requirements for the diploma/certification.

(7) All other requirements of the statute and regulations shall be met.

**WSR 99-01-099**

**PERMANENT RULES**

**DEPARTMENT OF HEALTH**

(Nursing Care Quality Assurance Commission)

[Filed December 17, 1998, 10:06 a.m.]

Date of Adoption: October 30, 1998.

Purpose: Expedited repeal of WAC 246-840-113 Impaired practical nurse program—Content—License surcharge.

Citation of Existing Rules Affected by this Order: Repealing WAC 246-840-113.

Statutory Authority for Adoption: Chapter 18.79 RCW.

Adopted under preproposal statement of inquiry filed as WSR 98-18-069 on August 31, 1998.

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 1.

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 1.

Effective Date of Rule: Thirty-one days after filing.

October 29, 1998

Paula R. Meyer

Executive Director

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 246-840-113	Impaired practical nurse program—Content—License surcharge.
-----------------	---

**WSR 99-01-100**

**PERMANENT RULES**

**STATE BOARD OF HEALTH**

[Filed December 17, 1998, 10:09 a.m.]

Date of Adoption: November 12, 1998.

Purpose: Existing rules of the children with special health care needs program, chapter 246-710 WAC, include obsolete provisions. Program operations have changed since current rules were adopted. The changes bring the rules into compliance with current program operations.

Citation of Existing Rules Affected by this Order: Repealing WAC 246-710-020; and amending WAC 246-710-001, 246-710-010, 246-710-030, 246-710-050, 246-710-060, 246-710-070, 246-710-080, and 246-710-090.

Statutory Authority for Adoption: RCW 43.20.140.

Adopted under notice filed as WSR 98-20-107 on October 7, 1998.

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 8, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 8, Repealed 1.

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.

December 8, 1998

Sylvia I. Beck

Executive Director

**AMENDATORY SECTION** (Amending Order 124B, filed 12/27/90, effective 1/31/91)

**WAC 246-710-001 Declaration of purpose.** The following rules ~~((are adopted pursuant to))~~ implement RCW 43.20.140 ~~((wherein))~~ and chapter 43.70 RCW. The state board of health ~~((is empowered to promulgate))~~ may develop rules ~~((and regulations as shall be))~~ that are necessary to ~~((carry out the purposes of))~~ implement RCW 43.20A.635 ~~((empowering))~~ authorizing the secretary of the department of ~~((social and))~~ health ~~((services))~~ to ~~((establish and))~~ administer a program of services for ~~((crippled))~~ children with special health care needs. ~~((It is))~~ The purpose of the ~~((crippled children's services))~~ CSHCN program is to develop, extend, and improve services and service systems for locating, diagnosing, and treating children ~~((who are crippled or who are suffering from physical conditions leading to crippling))~~ with special health care needs within available resources.

~~((In accordance with RCW 43.20A.635 and these rules, the crippled children's services (CCS) program shall limit~~

PERMANENT

services in such manner and degree as will assure, in the judgment of the physician director, provision of optimum services to crippled children with the greatest needs, commensurate with the fixed funding available to CCS.

It is the declared purpose of the department of social and health services and the state board of health that the CCS program shall be administered strictly within the limits of funds available for CCS purposes and that CCS may not authorize provision of services beyond those limits.)

**AMENDATORY SECTION** (Amending Order 124B, filed 12/27/90, effective 1/31/91)

**WAC 246-710-010 Definitions.** (1) "Client" means an individual ~~((whose application for crippled children's services program funds has been approved))~~ with special health care needs, seventeen years of age or younger, who is being served by a local CSHCN agency.

(2) ~~((("Crippled child")))~~ "Children with special health care needs" means ((an individual below the age of eighteen years having an organic disease, defect or condition substantially interfering with normal growth and development)) children with disabilities or handicapping conditions; chronic illnesses or conditions; health related educational or behavioral problems; or children at risk of developing such disabilities, conditions, illnesses or problems.

(3) ~~((("CCS")))~~ "CSHCN" means ((crippled children's services)) the children with special health care needs program.

(4) ~~((("DSHS")))~~ "Department" means department of ((social and)) health ((services)).

(5) ~~((("Limited intervention" means treatment given during a limited period of time designed to move a client's status from a lower to a substantially higher level of functioning.~~

(6)) "Local ((CCS)) CSHCN agency" means the local health ((department and/or district)) jurisdiction or other agency locally administering the ((CCS)) CSHCN program for the county where the ((CCS applicant or)) client resides in the state of Washington.

~~((("Physician director" means a medical doctor or osteopath employed by the department of social and health services having the following qualifications:~~

(a) Doctorate of medicine from a school of medicine accredited by the liaison committee on medical education; and

(b) Licensed to practice medicine in the state of Washington; and

(c) Certified (or eligible for certification) by an appropriate medical specialty board.

(8)) (6) "Service systems" means community-based systems of services such as primary and specialty medical services, early intervention, special education, and social and family support services for children with special health care needs and their families.

(7) "Services" means health-related interventions, including early identification, care coordination, medical, surgical and rehabilitation care, and equipment ((and appliances)) provided in hospitals, clinics, offices, and homes by ((approved)) local CSHCN agencies, physicians and other ((approved)) health care providers.

**AMENDATORY SECTION** (Amending Order 124B, filed 12/27/90, effective 1/31/91)

**WAC 246-710-030 Program limitations.** (1) ~~((Reductions in))~~ The department may reduce the scope of ((the program shall be made by the department when required to limit program expenditures for services according to program funding available)) CSHCN services and impose or revise funding limitations on certain services when required for budgetary reasons to accommodate available funding.

(2) ~~((CCS may, for budgetary reasons, upon the advice and authority of the physician director, impose or revise funding limitations on certain CCS programs.))~~ Financial eligibility for a client must be determined annually when health-related services and equipment are paid for with CSHCN funds. Financial eligibility will be determined according to national standards of living for low-income families such as federal poverty levels or state median income adjusted for family size. Financial eligibility is not entitlement to CSHCN services.

**AMENDATORY SECTION** (Amending Order 124B, filed 12/27/90, effective 1/31/91)

**WAC 246-710-050 Authorization of services.** Authorization for services ~~((shall))~~ paid for with CSHCN funds will be accomplished in ((the form and manner described by crippled children's services, in)) accordance with the following:

(1) ~~((Using forms approved by CCS, the local CCS agency secures financial resource information from the family and the medical documentation of the crippling condition from the provider, prepares a request for authorization, and forwards all three to the state CCS office.~~

(2) Medical eligibility, under the supervision of the CCS physician director, and financial eligibility shall be determined by the state CCS staff.

(3) ~~((If the child is accepted on the program, each requested service is reviewed for appropriateness to))~~ Financial eligibility for a client has been determined.

(2) A request for services to be paid for with CSHCN funds has been reviewed for consistency with program ((policies and guidelines, and quality assurance criteria)) directions. Services must be ((of a nature and state of development as to be a)) recognized as an acceptable form of treatment by a significant portion of the professional community.

~~((If all criteria are met and funding is available, an authorization document is prepared by state CCS staff and sent directly to the provider of service and local CCS agencies.~~

(5) Written notification of a child's acceptance or nonacceptance to the program shall be mailed to the family.

(6)) (3) No services will be authorized for out-of-state providers if an equivalent service is available within the state of Washington. ((This does not preclude utilization)) However, use of resources in ((contiguous)) bordering states will be authorized when appropriate.

~~((In cases of emergencies, and on the basis of information available, the CCS physician director shall have the authority to approve requested services in advance of a written application and service request being received.))~~

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

**WAC 246-710-060 Qualifications ~~((and assurances))~~ of hospitals and providers.** Providers of services paid for with CSHCN funds must meet the following minimum qualifications.

(1) ~~Hospitals ((authorized by CCS to provide services must be accredited by the joint commission of accreditation of hospitals and licensed by the state of location))~~ will be:

(a) Accredited by the joint commission on the accreditation of health care organizations; and

(b) Licensed in the state where the hospital is located.

(2) ~~Physicians ((and other health care providers authorized by CCS to provide services must meet all requirements and assurances set forth in the crippled children's services provider agreement form))~~ will be:

(a) Licensed to practice medicine in Washington, or other state where they practice; and

(b) Board-certified or board-eligible by the appropriate specialty board.

(3) Providers other than physicians will be:

(a) Licensed or certified in Washington or in the state where they practice; or

(b) Accredited by the appropriate national professional organization when there is no state licensure or certification process.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

**WAC 246-710-070 Fees and payments.** (1) Payments to providers of services ~~((shall))~~ using CSHCN funds will be made ~~((in accordance with the DSHS schedule of maximum allowances and the crippled children's services))~~ using the current CSHCN standards and payment schedules, including the Washington state department of social and health services medical assistance administration fee schedule and the CSHCN supplemental fee schedule.

(2) A provider will accept the fees paid under this section as full payment for services rendered.

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

**WAC 246-710-080 Third-party resources.** ~~((CCS)) CSHCN is a secondary payer to all private and other public funded health programs. ~~((Such sources of funding must be utilized before CCS payment is made. These sources include, but are not limited to, insurance, Medicaid, Medicare, CHAMPUS (Civilians Health and Medical Program of the Uniformed Services) including provisions for basic benefits and benefits under the program for the handicapped, and other special programs with liability for health care, such as prisons, group or foster homes, and state mental hospitals and facilities. No payment will be made where trust funds or other protected assets are available.))~~ The department may pay for services with CSHCN funds only after payment by all entitlement programs and by all other private and public funding resources, except where prohibited by federal law.~~

AMENDATORY SECTION (Amending Order 124B, filed 12/27/90, effective 1/31/91)

**WAC 246-710-090 Repayment.** Repayment to the department from the provider, family or other source is required should insurance benefits, trusts, court-awarded damages or like funds become available, and where payments have been made to the family or provider for services paid for by ~~((CCS))~~ CSHCN.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 246-710-020 Program eligibility.

#### **WSR 99-01-104**

#### **PERMANENT RULES**

#### **DEPARTMENT OF LICENSING**

[Filed December 17, 1998, 11:44 a.m.]

Date of Adoption: December 17, 1998.

Purpose: To update and reflect current and desired operating procedures.

Citation of Existing Rules Affected by this Order: Amending WAC 308-04-010 and 308-04-020.

Statutory Authority for Adoption: RCW 46.01.110, 43.24.023.

Adopted under notice filed as WSR 98-22-052 on November 2, 1998.

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 2, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 2, 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 2, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

December 17, 1998

Walt Fahrer

Rules Coordinator

AMENDATORY SECTION (Amending Order 86-1, filed 4/1/86)

**WAC 308-04-010 Requirements for checks in payment of licenses, certificates, etc.—Penalty.** (1) All checks must be made payable to the state treasurer or department of licensing, except those checks written in payment for transac-

tions through the department's vehicle and vessel licensing agents may be made payable to the county auditor (~~(who is acting as the agent)~~).

(2) State warrants (~~(which bear a reasonable relationship to)~~) equal to or less than the amount of license fees due shall be accepted when tendered for payment of (~~(license fees. Proper identification will be required)~~) a department of licensing transaction. If the warrant is less than the amount due, the applicant shall pay the difference by cash, check, or money order.

(3) Checks (~~(must)~~) should be written for the exact amount (~~(of the license fee)~~) due and the purpose for which the check is intended should be noted on its face. Overpayments for vehicle transactions will not be accepted.

(4) The drawer's name (licensee) and address should appear upon each check. All (~~(NSF)~~) dishonored (DHC) checks will be redeposited once. If they fail to clear at the time of the second deposit, the following action will be taken:

(a) The drawer (licensee) will be sent a letter (~~(by certified mail)~~) advising him or her that the license or other transaction for which the DHC had been submitted will be canceled unless a money order, cash, or cashier's check for the full amount due, including the handling fee, is received within fifteen days of the date of this letter.

(b) (~~(Upon the failure to receive said moneys the state patrol or other appropriate law enforcement agency will be notified.~~)

(e)) The failure to pay a license fee or tax due after notice of dishonor has been given will result (~~(in)~~) in cancellation of any service, license, permit, or registration provided.

(~~(d) In cases where a dishonored check is given for professional, securities or real estate fee the field representative of said agency will first contact the party and their license will be surrendered.~~)

(~~(5)(e) No checks~~) (5) Checks written on foreign banks and foreign postal money orders (outside of the United States) (~~(will be accepted and only those foreign postal money orders made)~~) shall be payable in U.S. dollars (at the Olympia Post Office will be acceptable for payment of any license fees, provided, however, that Canadian checks marked "Payable in U.S. funds," shall be an exception and will be acceptable for payment).

**AMENDATORY SECTION** (Amending Order TL/RG 38, filed 10/9/87)

**WAC 308-04-020 Reasonable handling fee for dishonored checks in payment of vehicle licenses**(~~(-ete)~~). Whenever registrations, licenses, or permits relating to the licensing or registration of vehicles or vessels have been paid for by checks to county auditors, agents, and subagents appointed or approved by the director pursuant to RCW 46.01.140, if the check has been dishonored by nonacceptance or nonpayment, a handling fee, in an amount not to exceed (~~(fifteen)~~) twenty-five dollars may be assessed for each such instrument. County auditors, agents, and subagents, may collect restitution, and where they have collected restitution may retain the reasonable handling fee.

**WSR 99-01-119**  
**PERMANENT RULES**  
**DEPARTMENT OF**  
**FINANCIAL INSTITUTIONS**

[Filed December 18, 1998, 2:19 p.m.]

Date of Adoption: December 14, 1998.

Purpose: To provide consistency with Regulation 9, the federal law on which chapter 50-36 WAC, Administration of trust companies, is based. Regulation 9 was amended by the comptroller of the currency (national bank regulator) in 1997.

Citation of Existing Rules Affected by this Order: Amending chapter 50-36 WAC.

Statutory Authority for Adoption: RCW 43.320.010, 43.329.040, and 30.04.030.

Adopted under notice filed as WSR 98-22-076 on November 3, 1998 (published on November 18, 1998).

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 9, 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.

December 17, 1998

John L. Bley

Director

**AMENDATORY SECTION** (Amending Order 22, filed 8/14/73)

**WAC 50-36-010 Definitions.** For purposes of this chapter, the following words are defined as:

(1) "Fiduciary powers" means the power to act in any fiduciary capacity authorized by the state of Washington including, but not limited to, trustee, executor, administrator, registrar of stocks and bonds, guardian of estates, assignee, receiver, agent, custodian, investment adviser, if the trust company receives a fee for its investment advice, escrow agent, corporate bond paying and transfer agent, escrow holder, managing agent, depository, committee of estates of incompetents, and any capacity in which the trust company possesses investment discretion on behalf of another.

(2) "Trust department" means that group or groups of officers and employees of a trust company organized under the supervision of officers or employees to whom are designated by the board of directors the performance of the fiduciary responsibilities of the trust company, whether or not the group or groups are so named.



(3) "Agency" means the fiduciary relationship in which title to the property constituting the agency does not pass to the trust institution but remains in the owner of the property, who is known as the principal, and in which the agent is charged with certain specific duties with respect to the property.

(4) "Agency coupled with an interest" means an agency in which the agent has a legal interest in the subject matter. Such an agency is not terminated automatically, as are other agencies, by the death of the principal but continue in effect until the agent can realize upon its legal interest.

(5) "Managing agent" means the fiduciary relationship assumed by a trust company upon the creation of an account which names the trust company as agent and confers investment discretion upon the trust company.

(6) "Trust company" as used herein shall also include banks which are authorized to exercise trust powers.

**AMENDATORY SECTION** (Amending Order 22, filed 8/14/73)

**WAC 50-36-020 Administration of fiduciary powers.**

(1)(a) The board of directors is responsible for the proper exercise of fiduciary powers by the trust company. All matters pertinent thereto, including the determination of policies, the investment and disposition of property held in a fiduciary capacity, and the direction and review of the actions of all officers, employees, and committees utilized by the trust company in the exercise of its fiduciary powers, are the responsibility of the board. In discharging this responsibility, the board of directors may assign, by action duly entered in the minutes, the administration of such of the trust company's fiduciary powers as it may consider proper to assign to such director(s), officer(s), employee(s) or committee(s) as it may designate.

(b) No fiduciary account shall be accepted without the prior approval of the board, or of the director(s), officer(s) or committee(s) to whom the board may have designated the performance of that responsibility. A written record shall be made of such acceptances and of the relinquishment or closing out of all fiduciary accounts. Upon the acceptance of an account for which the trust company has investment responsibilities a prompt review of the assets shall be made. The board shall also ensure that at least once during every calendar year thereafter, ~~((and within 15 months of the last review,))~~ all the assets held in or for each fiduciary account where the bank has investment responsibilities are reviewed to determine the advisability of retaining or disposing of such assets.

(2) All officers and employees taking part in the operation of the trust department shall be adequately bonded.

(3) Every qualified fiduciary subject to this regulation and exercising fiduciary powers in this state shall designate, employ or retain legal counsel who shall be readily available to pass upon fiduciary matters and to advise the trust company and its trust department.

(4)(a) The trust department may utilize personnel and facilities of other departments of the trust company or its affiliates, and other departments of the trust company may utilize the personnel and facilities of the trust department or

its affiliates only to the extent not prohibited by law and as long as the separate identity of the trust department is preserved.

(b) Agency agreements. Pursuant to a written agreement, a trust company exercising fiduciary powers may perform services related to the exercise of fiduciary powers for another trust company or other entity, and may purchase services related to the exercise of fiduciary powers from another trust company or other entity.

(5) Fiduciary records shall be kept separate and distinct from other records of the trust company and maintained in compliance with the provisions of RCW 30.04.240. All fiduciary records shall be kept and retained for such time as to enable the fiduciary to furnish such information or reports with respect thereto as may be required by the supervisor of banking.

(6) Every such fiduciary shall keep an adequate record of all pending litigation to which it is a party in connection with its exercise of fiduciary powers.

**AMENDATORY SECTION** (Amending Order 22, filed 8/14/73)

**WAC 50-36-030 Audit of the trust department.** A committee of directors, exclusive of any active officers of the trust company, shall at least once during each calendar year ~~((and within 15 months of the last such audit,))~~ make suitable audits of the trust department or cause suitable audits to be made by auditors responsible only to the board of directors, and at such time shall ascertain whether the department has been administered in accordance with law, this regulation and sound fiduciary principles. The board of directors may elect, in lieu of such periodic audits, to adopt an adequate continuous audit system. A report of the audits and examination required under this section, together with the action taken thereon, shall be noted in the minutes of the board of directors.

**AMENDATORY SECTION** (Amending Order 22, filed 8/14/73)

**WAC 50-36-050 Collective investment funds—Administration of funds.** Collective investments of funds or other property held by such qualified fiduciary (and referred to in this paragraph as "collective investment funds") shall be administered as follows:

(1) Each collective investment fund shall be established and maintained in accordance with a written plan (referred to herein as the plan) which shall be approved by a resolution of the trust company's board of directors or by a committee authorized by the board and filed with the supervisor of banking. The plan shall contain appropriate provisions not inconsistent with the rules and regulations of the supervisor of banking as to the manner in which the fund is to be operated, including provisions relating to the investment powers and a general statement of the investment policy of the trust company with respect to the fund; the allocation of income, profits and losses; the terms and conditions governing the admission or withdrawal of participations in the fund; the auditing of accounts of the bank with respect to the fund; the basis and

method of valuing assets in the fund, setting forth specific criteria for each type of asset; the minimum frequency for valuation of assets of the fund; the period following each such valuation date during which the valuation may be made (which period in usual circumstances should not exceed 10 business days); the basis upon which the fund may be terminated; and such other matters as may be necessary to define clearly the rights of participants in the fund. A copy of the plan shall be available at the principal office of the trust company for inspection during all banking hours, and upon request a copy of the plan shall be furnished to any person.

(2) Property held by a bank in its capacity as trustee of retirement, pension, profit sharing, stock bonus, or other trusts which are exempt from federal income taxation under any provisions of the Internal Revenue Code may be invested in collective investment funds established under the provisions of subparagraph (a) or (b) of WAC 50-36-040, subject to the provisions herein contained pertaining to such funds, and may qualify for tax exemption pursuant to section 584 of the Internal Revenue Code. Assets of retirement, pension, profit sharing, stock bonus, or other trusts which are exempt from federal income taxation by reason of being described in section 401 of the code may be invested in collective investment funds established under the provisions of subparagraph (b) of WAC 50-36-040, if the fund qualifies for tax exemption under Revenue Ruling 56-267 and following rulings.

(3) All participants in the collective investment fund shall be on the basis of a proportionate interest in all of the assets. In order to determine whether the investment of funds received or held by a trust company as fiduciary in a participation in a collective investment fund is proper, the trust company may consider the collective investment fund as a whole and shall not, for example, be prohibited from making such investment because any particular asset is nonincome producing.

**AMENDATORY SECTION** (Amending Order 22, filed 8/14/73)

**WAC 50-36-060 Collective investment funds—Valuation of assets, admissions and withdrawals.** (1) Not less frequently than once during each period of 3 months a trust company administering a collective investment fund shall determine the value of the assets in the fund as of the date set for the valuation of assets. No participation shall be admitted to or withdrawn from the fund except: (a) On the basis of such valuation, and (b) as of such valuation date, (c) no participation shall be admitted to or withdrawn from the fund unless a written request for or notice of intention of taking such action shall have been entered on or before the valuation date in the fiduciary records of the trust company and approved in such manner as the board of directors shall prescribe, and (d) no requests or notice may be canceled or countermanded after the valuation date. However, in the case of a fund that is invested primarily in real estate or other assets that are not readily marketable, the value of the fund's assets shall be determined at least once each year.

(2) When participations are withdrawn from a collective investment fund, distributions may be made in cash or ratably in kind, or partly in cash and partly in kind, provided that all

distributions as of any one valuation date shall be made on the same basis.

(3) If for any reason an investment is withdrawn in kind from a collective investment fund for the benefit of all participants in the fund at the time of such withdrawal and such investment is not distributed ratably in kind, it shall be segregated and administered or realized upon for the benefit ratably of all participants in the collective investment fund at the time of withdrawal.

(4) Any trust company administering a collective investment fund shall have the responsibility of maintaining in cash and readily marketable investments such part of the assets of the fund as shall be deemed to be necessary to provide adequately for the needs of participants and to prevent inequities between such participants, and if prior to any admissions to or withdrawals from a fund the trust company shall determine that after effecting the admissions and withdrawals which are to be made less than 40 percent of the value of the remaining assets of the collective investment fund would be composed of cash and readily marketable investments, no admissions to or withdrawals from the fund shall be permitted as of the valuation date upon which such determination is made: *Provided*, That ratable distribution upon all participations shall not be so prohibited in any case.

**AMENDATORY SECTION** (Amending Order 22, filed 8/14/73)

**WAC 50-36-080 Collective investment funds—Financial reports.** (1) A trust company administering a collective investment fund shall at least once during each period of 12 months prepare a financial report of the fund which shall be filed with the supervisor of banking within 90 days after the end of the fund's fiscal year. This report, based upon the above audit, shall contain a list of investments in the fund showing the cost and current market value of each investment; a statement for the period since the previous report showing purchases, with cost; sales, with profit or loss and any other investment changes; income and disbursements; and an appropriate notation as to any investments in default.

(2) The financial report may include a description of the fund's value on previous dates, as well as its income and disbursements during previous accounting periods. No predictions or representations as to future results may be made. In addition, as to funds described in WAC 50-36-040, neither the report nor any other publication of the trust company shall make reference to the performance of funds other than those administered by the trust company.

(3) A copy of the financial report shall be furnished, or notice shall be given that a copy of such report is available and will be furnished without charge upon request, to each person to whom a regular periodic accounting would ordinarily be rendered with respect to each participating account. A copy of such financial report may be furnished to prospective customers. The cost of printing and distribution of these reports will be borne by the trust company. In addition, a copy of the report shall be furnished upon request to any person for a reasonable charge. The fact of the availability of the report for any fund described in WAC 50-36-040 may be

given publicity solely in connection with the promotion of the fiduciary services of the trust company.

(4) Except as herein provided, the trust company shall not advertise or publicize its collective investment fund(s); provided, however, that publication in a newspaper, periodical, or other medium of the net asset value of collective investment fund(s) for which a daily net asset value is available, shall not be considered an advertisement or publication prohibited by this section. Restraint is required in fiduciary advertisements to preclude the violation of securities laws including the Mutual Fund Reform Act.

**AMENDATORY SECTION** (Amending WSR 90-07-011, filed 3/13/90, effective 4/13/90)

**WAC 50-36-090 Collective investment funds—Investments and administration.** (1) A trust company administering a collective investment fund shall have the exclusive management thereof, except as a prudent person might delegate responsibilities to others.

(2) No trust company shall have any interest in a collective investment fund other than in its fiduciary capacity. Except for temporary net cash overdrafts or as otherwise specifically provided herein, it may not lend money to a fund, sell property to, or purchase property from a fund. No assets of a collective investment fund may be invested in stock or obligations, including time or savings deposits, of the bank or any of its affiliates: *Provided*, That such deposits may be made of funds awaiting investment or distribution. Subject to all other provisions of this part, funds held by a trust company as fiduciary for its own employees may be invested in a collective investment fund.

(3) A trust company may not make any loan on the security of a participation in a fund. If because of a creditor relationship or otherwise the trust company acquires an interest in a participation in a fund, the participation shall be withdrawn on the first date on which such withdrawal can be effected. However, in no case shall an unsecured advance until the time of the next valuation date to an account holding a participation be deemed to constitute the acquisition of an interest by the bank.

(4) Any trust company administering a collective investment fund may purchase for its own account from such fund any devaluated fixed income investment held by such fund, if in the judgment of the board of directors the cost of segregation of such investment would be greater than the difference between its market value and its principal amount plus interest and penalty charges due. If the trust company elects to so purchase such investment, it must do so at its market value or at the sum of cost, accrued unpaid interest, and penalty charges, whichever is greater.

(5) Except in the case of collective investment funds described in paragraph (b) of WAC 50-36-040:

(a) No funds or other property shall be invested in a participation in a collective investment fund if as a result of such investment the participant would have an interest aggregating in excess of 10 percent of the then market value of the fund: *Provided*, That in applying this limitation if two or more accounts are created by the same person or persons and as much as one-half of the income or principal of each account

is payable or applicable to the use of the same person or persons, such accounts shall be considered as one;

(b) No investment for a collective investment fund shall be made in stocks, bonds, or other obligations of any closely held corporation, as may be determined by the supervisor of banking, or, of any one person, firm, or corporation if as a result of such investment the total amount invested in stocks, bonds, or other obligations issued or guaranteed by such person, firm, or corporation would aggregate in excess of 10 percent of the then market value of the fund: *Provided*, That this limitation shall not apply to investments in direct obligations of the United States or its agencies or other obligations fully guaranteed by the United States or its agencies as to principal and interest: *And Provided Further*, That this limitation shall not apply to investments in securities of, or other interests in, an open-end or closed-end management type investment company or investment trust registered under the Federal Investment Company Act of 1940, as now or hereafter amended, if both of the following conditions are met:

(i) The portfolio of the investment company or investment trust is limited to such obligations of, or fully guaranteed by, the United States or its agencies and to repurchase agreements fully collateralized by such obligations; and

(ii) The investment company or investment trust takes delivery of the collateral for any repurchase agreement either directly or through an authorized custodian;

(6) In addition to the investments permitted under WAC 50-36-040, funds or other property received or held by a trust company as fiduciary may be invested collectively, to the extent not prohibited by law, as follows:

(a) In shares of a mutual trust investment company, organized and operated pursuant to a statute that specifically authorizes the organization of such companies exclusively for the investment of funds held by corporate fiduciaries, commonly referred to as a "bank fiduciary fund."

(b) In a single real estate loan, a direct obligation of the United States, or an obligation fully guaranteed by the United States, or in a single fixed amount security, obligation or other property, either real, personal or mixed, of a single issue: *Provided*, That the trust company owns no participation in the loan or obligation and has no interest in any investment therein except in its capacity as fiduciary.

(c) In a common trust fund maintained by the trust company for the collective investment of cash balances received or held by a trust company in its capacity as trustee, executor, administrator, or guardian, which the trust company considers to be individually too small to be invested separately to advantage. The total investment for such fund must not exceed (~~(\$100,000)~~) \$1,000,000; the number of participating accounts is limited to 100, and no participating account may have an interest in the fund in excess of (~~(\$10,000)~~) \$1,000,000: *Provided*, That in applying these limitations if two or more accounts are created by the same person or persons and as much as one-half of the income or principal of each account is presently payable or applicable to the use of the same person or persons, such account shall be considered as one: *And Provided*, That no fund shall be established or operated under this subparagraph for the purpose of avoiding the provisions of chapter 50-36 WAC.

(d) In any investment specifically authorized by court order, or authorized by the instrument creating the fiduciary relationship, in the case of trusts created by a corporation, its subsidiaries or affiliates or by several individual settlors who are closely related: *Provided*, That such investment is not made under this subparagraph for the purpose of avoiding any provision of this regulation, in particular, but not limited to the provisions beginning with new section WAC 50-36-040.

(e) In such other manner as shall be approved in writing by the supervisor of banking.

**AMENDATORY SECTION** (Amending Order 22, filed 8/14/73)

**WAC 50-36-100 Organization and management fees.**

(1) A trust company administering a collective investment fund may charge reasonable expenses incurred in operating the collective investment fund but shall absorb the costs of establishing or reorganizing a collective investment fund.

(2) The trust company may charge a fee for the management of the collective investment fund provided ~~((that the fractional part of such fee proportionate to the interest of each participant shall not, when added to any other compensations charged by a trust company to a participant, exceed the total amount of compensations which would have been charged to said participant if no assets of said participant had been invested in participations in the fund))~~ (a) the fee is permitted under applicable law (and complies with fee disclosure requirements, if any) in the state in which the trust company maintains the fund; and (b) the amount of the fee does not exceed an amount commensurate with the value of legitimate services of tangible benefit to the participating fiduciary accounts that would not have been provided to the accounts were they not invested in the fund.

(3)~~((i))~~ (a) The reasonable expenses incurred in servicing mortgages held by a collective investment fund may be charged against the income account of the fund and paid to servicing agents, including the trust company administering the fund.

~~((ii))~~ (b) A trust company may (but shall not be required to) transfer up to 5 percent of the net income derived by a collective investment fund from mortgages held by such fund during any regular accounting period to a reserve account: *Provided*, That no such transfers shall be made which would cause the amount in such account to exceed 1 percent of the outstanding principal amount of all mortgages held in the fund. The amount of such reserve account, if established, shall be deducted from the assets of the fund in determining the fair market value of the fund for the purposes of admissions and withdrawals.

~~((iii))~~ (c) At the end of each accounting period, all interest payments which are due but unpaid with respect to mortgages in the fund shall be charged against such reserve account to the extent available and credited to income distributed to participants. In the event of subsequent recovery of such interest payments by the fund, the reserve account shall be credited with the amount so recovered.

**AMENDATORY SECTION** (Amending Order 22, filed 8/14/73)

**WAC 50-36-110 Certificate of interest.** No trust company administering a collective investment fund shall issue any certificate or other document evidencing a direct or indirect interest in such fund in any form, except to provide a withdrawing account with an interest in a segregated investment.

**WSR 99-01-121**

**PERMANENT RULES**

**DEPARTMENT OF TRANSPORTATION**

[Order 186—Filed December 21, 1998, 8:30 a.m.]

Date of Adoption: December 18, 1998.

Purpose: Clarify responsibilities for state routes in relation to city and county roadways.

Statutory Authority for Adoption: RCW 47.01.101.

Adopted under notice filed as WSR 98-21-031 on October 14, 1998.

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 2, Repealed 2.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 2, Repealed 2.

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.

December 18, 1998

Gerald E. Smith

Deputy Secretary, Operations

**Chapter 468-18 WAC**

**~~((STATE AID))~~ CITY/COUNTY PROJECT COORDINATION**

**AMENDATORY SECTION** (Amending DOT Order 10 and Comm. Order 1, Resolution No. 13, filed 12/20/78)

**WAC 468-18-040 Design standards for rearranged county roads, frontage roads, access roads, intersections, ramps and crossings.** Because of the wide variety of rearranged county roads, frontage or access roads, intersections, ramps and crossings encountered by the freeway construction and relocation of other state highways, further understandings are desirable as to the jurisdiction and the responsibility between the county and state.

~~((The policy on the construction, improvement and maintenance of intersections of state highways and county roads approved December 7, 1952 by the Washington association of county commissioners and January 14, 1953 by the Washington state highway commission has been the guide in determining the responsibility of these two agencies, and is hereby revised and updated to supersede the above stated policy.))~~

Following are the criteria, procedure and design standards that the state department of transportation shall use in the planning for frontage roads and access roads that counties will be requested to accept as county roads and the construction of rearranged county roads, intersections, ramps and crossings:

(1) At the early stages of planning, before the right of way maps are prepared, the state and county shall review the proposed improvement.

(2) The proposed design standards shall not be less than the current "Washington state county arterial design standards," except where an individual county shall have adopted a higher design standard, in which case the higher standard shall apply.

(3) The required right of way for the proposed improvement, which shall not be less than that called for by the current "Washington state county arterial design standards," shall be either deeded to the county or the county given an easement for rights of way purposes.

(4) The proposed construction shall include all the necessary traffic control and safety devices and be signed in accordance with the Manual on Uniform Traffic Control Devices for Streets and Highways, as modified and adopted by the Washington state department of transportation, to protect the driving public.

(5) An agreement shall be negotiated between the state and county at this early stage of planning, before right of way maps are approved for each rearranged county road, frontage or access road, intersection or crossing, which shall cover the standards of construction, right of way, and outline the responsibility of each agency which shall conform to the following basic principles of maintenance responsibilities:

(a) Where an existing county road is crossed by a state highway underpass, the state will construct the underpass and necessary approaches and maintain the underpass.

The roadway to be provided for county traffic will be constructed by the state.

If illumination exists on the county road at the time of construction of the underpass, the state shall provide the necessary facilities for illuminating the county's portion of the road over the state highway and the necessary approach roadway.

If it is determined that illumination will be necessary at a later date and it will be necessary to place conduits in the structure, the state shall provide same.

The county will maintain the roadway providing for county traffic including traffic stripe, snow removal, sanding and illumination, if needed, for the county road.

(b) Where an existing county road is crossed by a state highway overpass, the state will construct the structure and necessary approach roadway and maintain the structure.

The county will maintain the entire roadway under the structure except special drainage, if needed.

The state shall provide the necessary facilities for illuminating the county's portion of the road under the structure and necessary approach roadway, unless otherwise agreed.

(c) When an existing county road is crossed at grade by a new state highway, the state will assume all costs for the construction including taper sections, acceleration and deceleration lanes and be responsible for all maintenance to the right of way line.

Stop signs after installation shall be maintained in accordance with the state statutes.

The construction and maintenance of illumination will be the responsibility of the state.

When a new county road intersects a state highway, the maintenance responsibilities will be the same as outlined above. The construction costs shall be the responsibility of the county.

(d) Whenever, because of increased traffic, heavy turning movements, accident frequency or other good cause, it becomes necessary to initiate a project for the improvement of an existing intersection not incidental to a construction project, the state and county will cooperate in the cost of the improvement in each case by mutual agreement in accordance with the following formula:

(i) Ascertain the number of legs of the intersection under the existing responsibility of each agency involved.

(ii) Ascertain the traffic volume on each leg.

(iii) Add the traffic counts on each agency's intersection legs.

(iv) The resulting percentage of the traffic volume total falling to each jurisdiction should be the relative proportion of the improvement's cost to be borne by each agency: *Provided*, That in no case shall the county's share of the total cost of the improvement exceed fifty percent of that cost.

The maintenance responsibilities will be the same as outlined above in subparagraph (c) of this subsection.

(e) When an interchange is constructed at an intersection of a state highway and county road, the ramps, structure and crossroad within the interchange area shall be maintained and reconstructed, if necessary, by the state. Illumination, if required, shall be constructed by the state and that portion located on state right of way maintained by the state or as otherwise agreed.

Traffic signals on state right of way, if required at ramp terminals, shall be constructed, operated and maintained by the state.

(f) Where it is necessary to relocate an existing county road, the state will construct the road and the county will maintain the road.

(g) If a county road or street is dead-ended, the state will construct a cul-de-sac to the county standards.

(h) When it is necessary for the state to construct service roads, landlock prevention roads or dead-end roads, which may be desirable in lieu of damages to property, the provisions of RCW 47.52.105 shall be the guide.

These roads shall be the state's responsibility unless by agreement in accordance with the procedures outlined in the policy statement, the county will accept these roads as county roads and if such an agreement is entered into, all dead-end

roads shall have a cul-de-sac constructed to the county's standard.

(i) Upon completion of the construction of each rear-ranged county road, frontage road, access road, intersection or crossing for which an agreement has been entered into between the state and county, an inspection by the state and county road engineer shall be made to determine that all the requirements of the agreement have been fulfilled. Upon fulfillment of the agreement, the district engineer shall notify the county in writing and the county shall accept the road as a county road or assume the responsibilities as set forth in said agreement.

Within one year the state will turn over the right of way to the county for any construction accepted by the county as a county maintained road.

**AMENDATORY SECTION** (Amending DOT Order 10 and Comm. Order 1, Resolution No. 13, filed 12/20/78)

**WAC 468-18-050 Policy on the construction, improvement and maintenance of intersections of state highways and city streets.** (1) **Legal reference.** Section 61, chapter 220, Laws of 1949 provides in part as follows: "...; and all such streets including curbs and gutters and street intersections and such bridges and wharves shall be constructed and maintained by the director from any state funds available therefor.

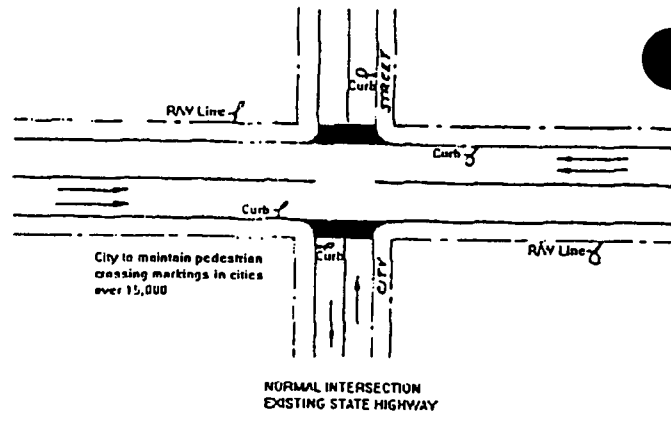
"The jurisdiction control and duty of the state and city and town with respect to said streets shall be as follows:

"(a) . . .

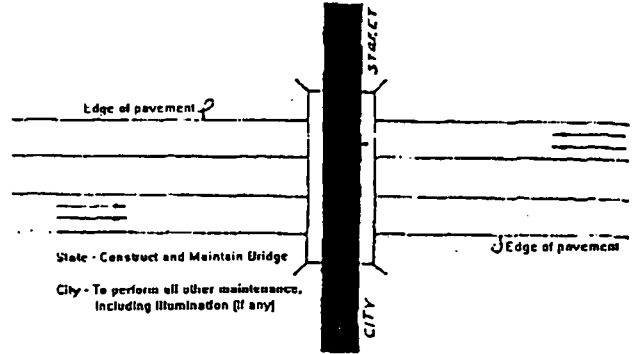
"(b) The city and town shall exercise full responsibility for and control over any such street beyond the curbs, and if no curb is installed beyond the portion used for highway purposes."

(2) **The problem.** The construction of partially and fully controlled limited access freeways or similarly designed state highways through cities and towns is becoming more frequent. The construction of cloverleaf and other types of interchanges makes it difficult to determine exactly which features of the interchange constitute the "street intersection" for which responsibility is established by law.

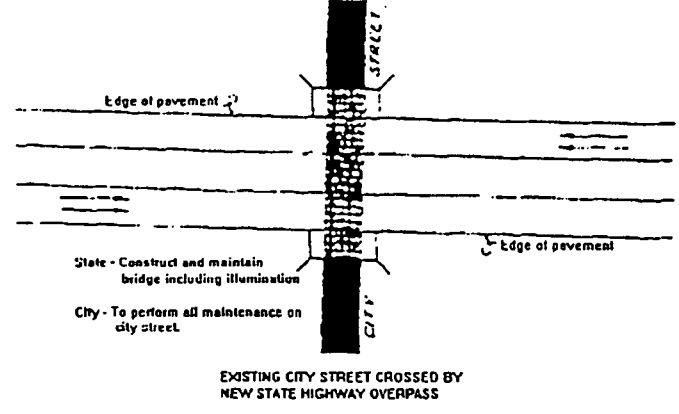
(3) **The policy.** After the access plan for any partial, or fully controlled limited access highway has been approved by a city or town, the state and city authorities shall negotiate an agreement establishing responsibility for construction and maintenance of the various features of each interchange. To illustrate the basic principles of these responsibilities and to serve as a guide in such negotiations, the attached sketches of typical intersections and interchanges are hereby made a part of this policy. The scope of this policy does not include the roadside areas enclosed in the loops and ramps of an interchange or the slopes of cuts and fills, responsibility for which is more clearly defined by statute.



State Maintenance Obligation Shown in Green - Figure 1

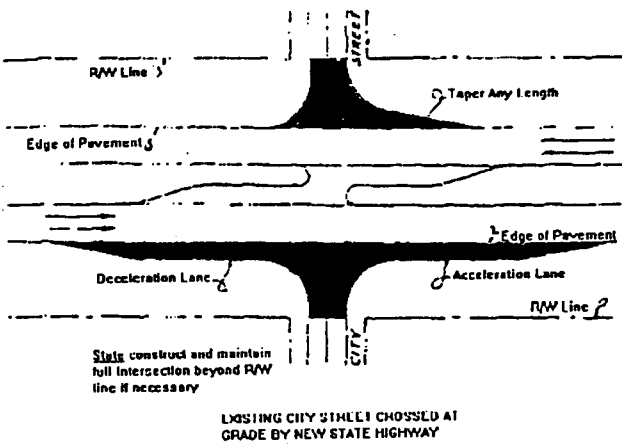


City Maintenance Obligation Shown in Red - Figure 2



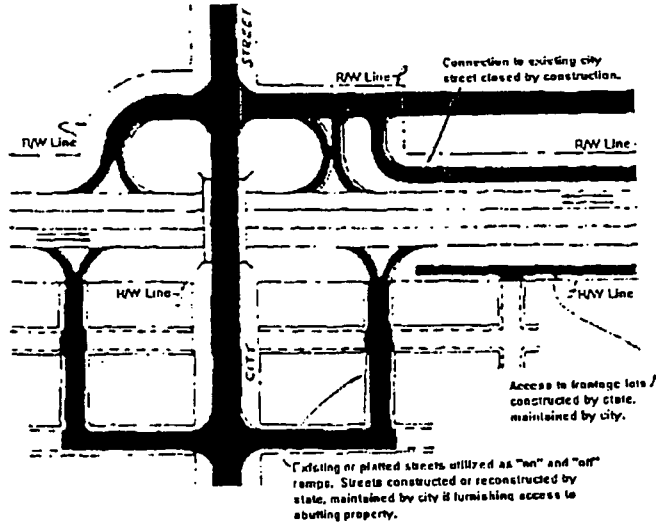
City Maintenance Obligation Shown in Red - Figure 3

PERMANENT



State Maintenance Obligation Shown in Green ■

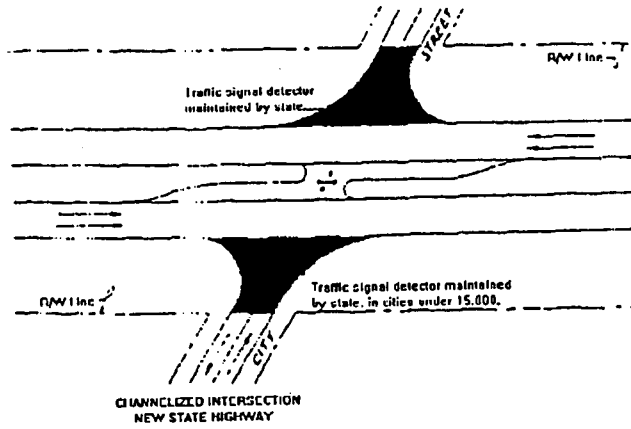
Figure 4



TYPICAL LIMITED ACCESS HIGHWAY UTILIZING CITY STREETS AS "ON" AND "OFF" RAMP

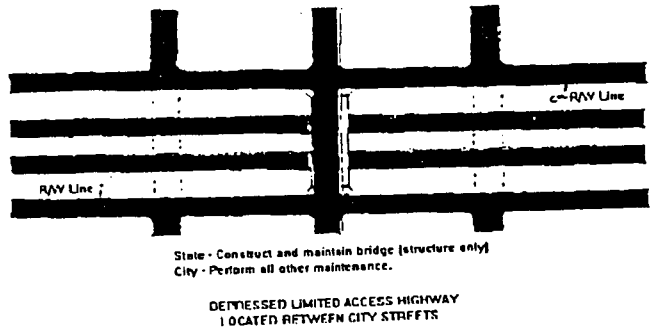
City Maintenance Obligation shown in Red ■  
State Maintenance Obligation shown in Green ■

Figure 7



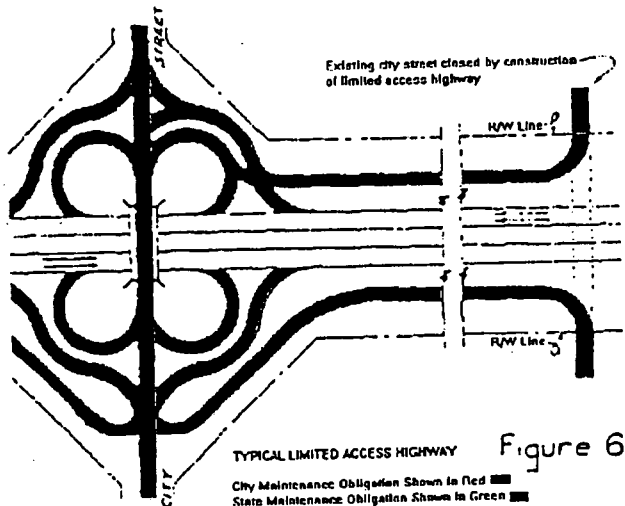
State Maintenance Obligation Shown in Green ■

Figure 5



City Maintenance Obligation Shown in Red ■  
State Maintenance Obligation Shown in Green ■

Figure 8



TYPICAL LIMITED ACCESS HIGHWAY

Figure 6

On April 30, 1997, the department of transportation and the Association of Washington Cities approved guidelines on the interpretation of selected topics of chapter 47.24 RCW and the above figures for the construction, operation and maintenance responsibilities of the department and cities for city streets that are part of state highways. These guidelines are general in nature and do not preclude the department and individual cities from entering into agreements to address particular circumstances.

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

WAC 468-18-060

Secretary of transportation to proceed with hearings under the Federal Aid Highway Act of 1956.

PERMANENT

WAC 468-18-080

Policy governing the application of federal aid secondary funds.

**WSR 99-01-133**  
**PERMANENT RULES**  
**DEPARTMENT OF LICENSING**

[Filed December 21, 1998, 12:15 p.m.]

Date of Adoption: December 19, 1998.

Purpose: Meet criteria supporting Governor Locke's Executive Order 97-02.

Citation of Existing Rules Affected by this Order: Vehicle licenses, procedures for registration of farm vehicles and procedures for purchasing gross weight; repealing WAC 308-96A-150 Farm vehicles; amending WAC 308-96A-201 Purchasing gross weight—Expiration dates, 308-96A-205 Gross weight—Increasing declared gross weight, 308-96A-206 Gross weight—Decreasing declared gross weight, 308-96A-207 Gross weight—Changing from a farm use class to a non-farm use class, 308-96A-208 Gross weight—Changing from a nonfarm use class to a farm use class, 308-96A-210 Gross weight—Transfer of gross weight license to a new owner and 308-96A-220 Gross weight—Transfer of gross weight license to a replacement vehicle; and new WAC 308-96A-202 Power units towing trailers with permanent registration and 308-96A-203 Permanent trailer registration.

Statutory Authority for Adoption: RCW 46.01.110, 46.16.070, 46.16.135.

Adopted under notice filed as WSR 98-21-059 on October 20, 1998.

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 2, Amended 7, Repealed 1.

Number of Sections Adopted Using Negotiated Rule Making: New 2, Amended 7, Repealed 1; 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.

December 21, 1998

Fred Stephens  
 Director

**AMENDATORY SECTION** (Amending WSR 92-02-100, filed 1/2/92, effective 2/2/92)

**WAC 308-96A-201 Purchasing ((\*) gross weight ((license))—Expiration dates.** (1) ~~((When purchasing a gross weight license with a declared gross weight of twelve~~

~~thousand pounds or less, the gross weight license expiration must be the same as the registration expiration. Gross weight fees must be paid for the same number of months as the registration.~~

~~(2) When purchasing a gross weight license with a declared gross weight of fourteen thousand pounds or more, it is the owner's option to purchase from one to twelve consecutive months of gross weight license at the time of registration of the vehicle. When renewing the registration, the gross weight license must be purchased for the first month the new registration is effective. The expiration date of any monthly gross weight license shall be the same day of the month as the registration expiration date.~~

~~(3) When a vehicle registration expires the 31st of a month, the monthly gross weight license expires the 31st. The monthly gross weight license will expire on the last calendar day of those months having fewer than thirty-one days.~~

~~(4) When there is a partial month between the requested effective date of the gross weight license and the expiration date of the gross weight license, gross weight fees shall be charged for a full month.)~~ **What would the gross weight expiration date be if I purchase twelve thousand pounds or less?**

The gross weight license expiration must be the same as the registration expiration. Gross weight fees must be paid for the same number of months as the registration.

**(2) What would the gross weight expiration date be if I purchase fourteen thousand pounds or more?**

You, the owner, have two options:

(a) If you choose to purchase twelve months gross weight, the expiration date of the gross weight is the same as the expiration date of the vehicle registration; or

(b) If you choose to purchase one to eleven consecutive months, the expiration date of the gross weight is the same day of the month as the expiration date of the vehicle registration. For example: If the vehicle registration expires March 9, monthly gross weight licenses will expire April 9, May 9, etc. Monthly gross weight may not be purchased beyond the vehicle registration expiration date.

**(3) When renewing the registration, and purchasing monthly gross weight, what is the effective date of my gross weight license?**

The effective date of the gross weight license must be the first month the new registration is effective. Example: If the vehicle expiration is March 9, and the vehicle registration is purchased prior to April 9, the effective date is March 9. If the registration is purchased June 15, the effective date is June 9, etc. When there is a partial month between the requested effective date of the gross weight license and the expiration date of the gross weight license, gross weight fees shall be charged for a full month.

**(4) If the vehicle registration expiration date is the thirty-first day of the month, what is the expiration date of the gross weight for those months having fewer than thirty-one days?**

If the vehicle registration date is the thirty-first, the monthly gross weight will expire on the last calendar day of those months having fewer than thirty-one days.



**NEW SECTION**

**WAC 308-96A-202 Power units towing trailers with permanent registrations.** (1) **What determines if I pay the higher gross weight fees and additional excise tax on my power unit?**

If the declared gross weight of the power unit exceeds forty thousands pounds AND the power unit will be towing a trailer, the power unit must be licensed with a combination (CMB) or farm combination (FCB) use class. This results in higher gross weight fees and excise tax.

(2) **How do I change to a CMB or FCB use class during the registration year?**

If you choose to change the use class of your power unit during the registration year, you will need to:

(a) Pay the additional excise tax for the remaining months of the registration year;

(b) Pay the additional gross weight fees for the remaining months of the gross weight license period currently in effect; and

(c) Immediately attach the combination decals between the lower boltholes on the front and rear license plates.

If the license plates were issued prior to January 1, 1987, new plates are required.

(3) **What if I change to a CMB or FCB use class at renewal time?**

If you change use class at renewal time, you will pay the additional excise tax and gross weight fees for the new registration year. Fees are not due for the remainder of the current registration year. If the plates were issued prior to January 1, 1987, new plates are required. The combination decals assigned may not be attached to the license plates until the first day of the new registration year, when the new use class is effective.

(4) **What if I change from CMB or FCB to COM or FAR?**

If you change from CMB or FCB to COM or FAR, you will need to purchase new plates. If you change use class during the registration year, you would forfeit the higher amount of excise tax paid. Excess gross weight fees may be used to purchase additional months of gross weight to the end of the current registration year.

(5) **If I sell the power unit with a CMB or FCB use class, will the new owner need to purchase new plates?**

If the new owner retains the CMB or FCB use class, new plates are not required. If the use class is changed to commercial (COM) or farm (FAR), new plates are required.

(6) **If new plates are required because of the change of use class or because they were issued prior to January 1, 1987, am I required to pay replacement plate fees?**

No, you would only pay the reflectorization fee in RCW 46.16.237 and plate fee in RCW 46.16.650.

**NEW SECTION**

**WAC 308-96A-203 Permanent trailer registrations.**

(1) **Do I have an option of purchasing a permanent registration for my trailer to offset the higher fees on my power unit?**

Yes, if the power unit towing the trailer is properly licensed to tow a trailer with a permanent registration.

(2) **How does the power unit need to be licensed to tow a trailer with a permanent registration?**

The power unit must have a combination (CMB) or farm combination (FCB) use class.

(3) **How does the power unit qualify for the CMB or FCB use class?**

The declared gross weight of the power unit must exceed forty thousand pounds. The CMB and FCB use classes require a higher excise tax rate and higher gross weight fees to offset the annual revenue loss of the permanently licensed trailer(s) the power unit is towing.

(4) **If I am not required to renew the permanent trailer registration each year, how is my registration kept updated?**

Your registration will show an expiration date of "PERM." Your vehicle record will show a current expiration date, which is updated annually. And your trailer plate will have a permanent trailer validation tab assigned to it.

(5) **Are there any restrictions on the use of the trailer with permanent plates?**

Yes, there is a restriction printed on the registration stating that the vehicle must be towed by a power unit with a CMB or FCB use class and gross weight in excess of forty thousand pounds.

(6) **How long is the permanent registration valid?**

The permanent registration is valid until ownership in the trailer changes. For purposes of this section, the following are not considered changes of ownership:

(a) Addition or deletion of spouse or co-owner; or

(b) Change of lessee with the same lessor.

(7) **What do I do if I want to cancel the permanent registration and register the trailer as commercial?**

You may change from CMB to COM use class at any time. You will need to pay all fees and taxes from the date of application to the expiration date shown on the vehicle record. A partial month requires a full month's fees.

(8) **What type of plates do I display on a trailer with a permanent registration?**

A regular trailer plate, including a permanent trailer tab and combination decal, must be displayed on the trailer. The trailer may not display personalized or other special plates in this case.

(9) **How is the expiration date established for a permanent trailer registration?**

If the vehicle is unlicensed at the time of application, an expiration date is established based on the date of application as defined in WAC 308-96A-260. The permanent trailer plate fee is charged. If the vehicle is currently registered, either as COM or CMB, the permanent trailer plate fee is charged and the expiration date remains the same.

(10) **Do I need to get a new plate when I get a permanent trailer registration?**

If the vehicle is new, is currently registered to another owner with CMB use class, or the plate was issued prior to January 1, 1987, a new plate must be issued. If the vehicle is currently registered with a COM use class, and the plate has

been issued since January 1, 1987, the permanent trailer tab and combination decal may be attached to the existing plate.

**(11) If the trailer has a permanent registration and I no longer wish to use the trailer, or I sell the trailer and the new owner does not wish to license the trailer, may a title purpose only title be issued?**

Yes, however, a title purpose only title will not eliminate the requirement for license fees to be paid. As soon as the vehicle is no longer used as a CMB trailer, license fees are due. The owner has the choice of:

(a) Paying to change the use class to COM, in which case the registration would not need to be renewed the following year if it is not being used; or

(b) Paying the permanent trailer registration fee one time and having the vehicle be licensed.

**(12) If I need to purchase new plates because of changing the use class or because the plates were issued prior to January 1, 1987, do I need to pay replacement plate fees?**

No. You would only pay the reflectorization fee in RCW 46.16.237 and the plate fee in RCW 46.16.650.

**AMENDATORY SECTION** (Amending WSR 92-02-100, filed 1/2/92, effective 2/2/92)

**WAC 308-96A-205 Gross weight—Increasing declared gross weight.** (1) ~~((A vehicle owner may increase the declared gross weight on a currently registered truck, tractor, or truck tractor. When increasing declared gross weight from twelve thousand pounds or less, the expiration date of the gross weight license will be the same as the registration expiration date.~~

~~(2) When increasing declared gross weight from fourteen thousand pounds or more, the expiration date of such increase shall be the same as the expiration date of the current gross weight license. When increasing declared gross weight, the gross weight license may be purchased to, but not exceed, the registration expiration date.~~

~~(3) When increasing gross weight, the owner has the option of making the effective date of the increase the day of application or the first day of any gross weight license month already purchased. Gross weight fees for the increased declared gross weight are charged from the first day of the gross weight license month that the increase is effective through the increased gross weight license expiration date.~~

~~(4) In order to receive credit for gross weight license fees already paid, the current registration certificate must be surrendered. If the registration certificate has been lost, the license agent must verify the gross weight license expiration date on record and have the applicant sign a statement that the registration certificate is lost and the gross weight license has not been transferred to another vehicle.~~

~~(5) Credit will be allowed for the number of months and at the rate of the declared gross weight previously purchased for the period between the effective date of the increased gross weight license and the expiration date of the previous gross weight license. Credit will not be given for the statutory fees charged for the privilege of purchasing gross weight licenses by the month.)~~ **May I increase the declared gross**

**weight on my vehicle if the current declared gross weight is insufficient?**

Yes, you may, by applying at any Washington vehicle licensing office.

**(2) What would the gross weight expiration date be when I increase the declared gross weight of my vehicle?**

(a) If the current declared gross weight is twelve thousand pounds or less, the increased gross weight expiration date will be the same as your vehicle registration expiration date; or

(b) If the current declared gross weight is fourteen thousand pounds or more, the gross weight expiration date will remain the same as is currently in effect. You may choose to purchase additional months of gross weight not to exceed the vehicle registration expiration date.

**(3) What will be the start date of the new gross weight license?**

The new gross weight license start date is the first day of the current registration month, as described in WAC 308-96A-201 (2)(b), or any subsequent registration month of the current gross weight license period.

**(4) Will I receive credit for gross weight fees that I have already paid?**

You will receive dollar value credit for the number of months from the start date of the new gross weight license to the expiration of the current gross weight license and at the rate of the declared gross weight of the current gross weight license. However, you must surrender the current gross weight license in order to receive credit. If the gross weight license is lost, stolen or destroyed, you must sign an affidavit of loss and a statement that the gross weight license has not been transferred to another vehicle. You will not receive credit for the monthly gross weight permit fees as defined in RCW 46.16.135.

**(5) How many months gross weight fees will I be charged when I increase the declared gross weight on my vehicle?**

You will be charged for the number of months from the start date of the new gross weight license to the expiration of the new gross weight license at the rate of new declared gross weight amount and use class. Credit will be given as provided in subsection (4) of this section. You will also be charged for the permit fees as defined in RCW 46.16.135, when applicable, in addition to all other fees required to license the vehicle.

**AMENDATORY SECTION** (Amending WSR 92-02-100, filed 1/2/92, effective 2/2/92)

**WAC 308-96A-206 Gross weight—Decreasing declared gross weight.** (1) ~~((A vehicle owner may decrease the declared gross weight on a currently registered truck, tractor, or truck tractor. When decreasing the declared gross weight, the expiration date of such decrease shall be the same as the expiration date of the current gross weight license. When decreasing the declared gross weight, the gross weight license may be purchased to, but not exceed, the registration expiration date.~~

~~(2) When decreasing declared gross weight to twelve thousand pounds or less, the decreased gross weight license must be purchased to expire the same date as the registration. If the owner applies for the decrease in declared gross weight on the first day of a gross weight license month, the owner has the option of making the effective date of the decrease the day of application or the first day of any gross weight license month already purchased. When decreasing declared gross weight, on other than the first day of a gross weight license month, the owner may not make the effective date the current registration month, however the owner does have the option of making the effective date the first day of any subsequent gross weight license month already purchased. Gross weight fees are charged at the decreased declared gross weight rate for the number of full months from the first day of the gross weight license month that the decrease is effective through the decreased gross weight license expiration date.~~

~~(3) In order to receive credit for gross weight license fees already paid, the current registration certificate must be surrendered. If the registration certificate has been lost, the license agent must verify the gross weight license expiration on record and have the applicant sign a statement that the registration certificate is lost and the gross weight license has not been transferred to another vehicle.~~

~~(4) Credit will be allowed for the number of months and at the rate of the declared gross weight previously purchased for the period between the effective date of the decreased gross weight license and the expiration date of the previous gross weight license. Credit will not be given for the statutory fees charged for the privilege of purchasing gross weight licenses by the month. At the time of application for declared gross weight, any excess credit accrued as a result of such decrease may be applied toward the payment of gross weight fees for the gross weight license months between the decreased gross weight license expiration date and the registration expiration date. Credit may not be carried over to the next registration year and any credit still remaining after purchasing gross weight license to the registration expiration date shall be forfeited.)~~ **May I decrease the declared gross weight on my vehicle?**

Yes, you may, by applying at any Washington vehicle licensing office.

**(2) When is the best time to decrease the declared gross weight on my vehicle?**

Unless you have been advised by law enforcement to decrease the declared gross weight on your vehicle, the best time is at the time you are purchasing gross weight. Decreasing the declared gross weight results in a forfeiture of gross weight fees paid, unless you purchase additional months within the same registration year.

**(3) What would the gross weight expiration date be when I decrease the declared gross weight of my vehicle?**

(a) If the declared gross weight is twelve thousand pounds or less, the gross weight expiration date will be the same as your vehicle registration expiration date; or

(b) If the declared gross weight is fourteen thousand pounds or more, the gross weight expiration date will remain the same as is currently in effect. You may choose to pur-

chase additional months of gross weight not to exceed the vehicle registration expiration date.

**(4) What will be the start date of the new gross weight license?**

The start date will depend upon the date of application. If the application is made on the first day of a gross weight license month, the owner has the option of making the start date the day of application, or the first day of any gross weight license month already purchased. If the application is made other than on the first day of the gross weight license month, the owner has the option of making the effective date the first day of any gross weight license month already purchased. The start date may not be prior to the date of application.

**(5) Will I receive credit for gross weight fees that I have already paid?**

You will receive dollar value credit for the number of months and at the rate of the declared gross weight previously purchased for the period between the effective date of the change and the expiration date of the previously issued gross weight license. At the time of application, any excess credit accrued as a result of such change may be applied toward the payment of gross weight license fees for the gross weight license months between the previous gross weight license expiration date and the registration expiration date. Credit may not be carried over to the next registration year and any credit still remaining after decreasing gross weight to the registration expiration date shall be forfeited. You must surrender the current gross weight license in order to receive credit. If the gross weight license is lost, stolen or destroyed, you must sign an affidavit of loss and a statement that the gross weight license has not been transferred to another vehicle. You will not receive credit for the monthly gross weight permit fees as defined in RCW 46.16.135.

**(6) How many months gross weight fees will I be charged when I decrease the declared gross weight of my vehicle?**

You will be charged for the number of months from the start date of the new gross weight license to the expiration of the new gross weight license at the rate of new declared gross weight. Credit will be given as provided in subsection (5) of this section. You will also be charged for the permit fees as defined in RCW 46.16.135, when applicable, in addition to all other fees required to license the vehicle.

**AMENDATORY SECTION** (Amending WSR 92-02-100, filed 1/2/92, effective 2/2/92)

**WAC 308-96A-207 Gross weight—Changing from a farm use class to ((commercial)) a nonfarm use class.** (1) ((A vehicle owner may change the use class of a vehicle from farm to commercial on a currently registered truck, tractor, or truck tractor. When changing from farm to commercial use class on a vehicle with a declared gross weight of twelve thousand pounds or less, the expiration date of the new commercial use class will be the same as the current registration expiration date. When changing from farm to commercial use class on a vehicle with a declared gross weight of fourteen thousand pounds or more, the expiration date of such change shall be the same as the expiration date of the previously

PERMANENT

issued gross weight license. When changing the use class from farm to commercial, the gross weight license may be purchased to, but not exceed, the registration expiration date.

(2) When changing from farm to commercial use class on a vehicle with a declared gross weight of fourteen thousand pounds or more, the owner has the option of making the effective date of the change the day of application or the first day of any gross weight license month already purchased. Commercial gross weight fees are charged from the first day of the gross weight license month that the change of use class is effective through the commercial use class gross weight license expiration date.

(3) In order to receive credit for gross weight license fees already paid, the current registration certificate must be surrendered. If the registration certificate has been lost, the license agent must verify the gross weight license expiration date on record and have the applicant sign a statement that the registration certificate is lost and the gross weight license has not been transferred to another vehicle.

(4) Credit will be allowed for the number of months and at the farm rate for gross weight license fees already paid for the period between the effective date of the change in use class and the expiration date of the previous farm gross weight license. Credit will not be given for the statutory fees charged for the privilege of purchasing gross weight licenses by the month.) **When would I need to change my vehicle registration from a farm use class to a nonfarm use class?**

You need to change your vehicle registration from a farm to nonfarm use class when the vehicle is no longer being used solely for farm purposes as defined in RCW 46.16.090.

**(2) What would the gross weight expiration date be when I change my vehicle registration from a farm use class to a nonfarm use class?**

(a) If the declared gross weight is twelve thousand pounds or less, the gross weight expiration date will be the same as your vehicle registration expiration date; or

(b) If the declared gross weight is fourteen thousand pounds or more, the gross weight expiration date will remain the same as is currently in effect. You may choose to purchase additional months of gross weight not to exceed the vehicle registration expiration date.

**(3) What will be the start date of the gross weight license with the nonfarm use class?**

The new gross weight license start date is the first day of the current registration month, as described in WAC 308-96A-201 (2)(b), or any subsequent registration month of the current gross weight license period.

**(4) Will I receive credit for gross weight fees that I have already paid?**

You will receive dollar value credit for the number of months from the start date of the new gross weight license to the expiration of the current gross weight license and at the rate of the declared gross weight of the current gross weight license. However, you must surrender the current gross weight license in order to receive credit. If the gross weight license is lost, stolen or destroyed, you must sign an affidavit of loss and a statement that the gross weight license has not been transferred to another vehicle. You will not receive

credit for the monthly gross weight permit fees as defined in RCW 46.16.135.

**(5) How many months gross weight fees will I be charged when I change my vehicle registration from farm to nonfarm?**

You will be charged for the number of months from the start date of the new gross weight license to the expiration of the new gross weight license at the rate of new declared gross weight amount and use class. Credit will be given as provided in subsection (4) of this section. You will also be charged for the permit fees as defined in RCW 46.16.135, in addition to all other fees required to license the vehicle.

**AMENDATORY SECTION** (Amending WSR 92-02-100, filed 1/2/92, effective 2/2/92)

**WAC 308-96A-208 Gross weight—Changing from ((commercial)) a nonfarm use class to a farm use class.** (1) (A vehicle owner may change the use class of a vehicle from commercial to farm on a currently registered truck, tractor, or truck tractor. When changing use class from commercial to farm on a vehicle with a declared gross weight of twelve thousand pounds or less, the expiration date of the farm gross weight license will be the same as the current registration expiration date. When changing use class from commercial to farm on a vehicle with a declared gross weight of fourteen thousand pounds or more, the expiration date of such change shall be the same as the previously issued gross weight license. When changing use class from commercial to farm, the gross weight license may be purchased to, but not exceed, the registration expiration date.

(2) If the vehicle owner applies for a change in use class on the first day of a gross weight license month, the owner has the option of making the effective date of the change the day of application or the first day of any gross weight license month already purchased. When changing use class from commercial to farm on other than the first day of a gross weight license month, the owner may not make the effective date the current registration month, however, the owner does have the option of making the effective date the first day of any subsequent gross weight license month already purchased. Gross weight license fees are charged at the farm rate for the number of full months from the first day of the gross weight license month that the farm use class is effective through the commercial gross weight license expiration date.

(3) In order to receive credit for gross weight license fees already paid, the current registration certificate must be surrendered. If the registration certificate has been lost, the license agent must verify the gross weight license expiration date on record and have the applicant sign a statement that the registration certificate is lost and the gross weight license has not been transferred to another vehicle.

(4) Credit will be allowed for the number of months and at the rate of the declared gross weight previously purchased for the period between the effective date of the change in use class and the expiration date of the previously issued gross weight license. Credit will not be given for the statutory fees charged for the privilege of purchasing gross weight licenses by the month. At the time of application for change of use class from commercial to farm, any excess credit accrued as

a result of such change may be applied toward the payment of gross weight license fees for the gross weight license months between the commercial gross weight license expiration date and the registration expiration date. Credit may not be carried over to the next registration year and any credit still remaining after purchasing gross weight license to the registration expiration date shall be forfeited.) **When may I change my vehicle registration from a nonfarm use class to a farm use class?**

You may change your vehicle registration from a non-farm to farm use class when the vehicle is being used solely for farm purposes as defined in RCW 46.16.090.

**(2) When is the best time to change my vehicle registration from a nonfarm use class to a farm use class?**

The best time to change your vehicle registration from a nonfarm to a farm use class is at the time you are purchasing gross weight, because changing from nonfarm to farm results in a forfeiture of gross weight fees paid, unless you are increasing your declared gross weight enough to make up the difference between the nonfarm and the farm gross weight fees.

**(3) What would the gross weight expiration date be when I change my vehicle registration from a nonfarm use class to a farm use class?**

(a) If the declared gross weight is twelve thousand pounds or less, the gross weight expiration date will be the same as your vehicle registration expiration date; or

(b) If the declared gross weight is fourteen thousand pounds or more, the gross weight expiration date will remain the same as is currently in effect. You may choose to purchase additional months of gross weight not to exceed the vehicle registration expiration date.

**(4) What will be the effective date of the gross weight license with the farm use class?**

The effective date will depend upon the date of application. If the application for a change in use class is made on the first day of a gross weight license month, the owner has the option of making the effective date of the change the day of application, or the first day of any gross weight license month already purchased. If the application for change in use class is made other than on the first day of the gross weight license month, the owner has the option of making the effective date the first day of any gross weight license month already purchased. The effective date may not be prior to the date of application.

**(5) Will I receive credit for gross weight fees that I have already paid?**

You will receive dollar value credit for the number of months and at the rate of the declared gross weight previously purchased for the period between the effective date of the change in use class and the expiration date of the previously issued gross weight license. At the time of application for change of use class from commercial to farm, any excess credit accrued as a result of such change may be applied toward the payment of gross weight license fees for the gross weight license months between the commercial gross weight license expiration date and the registration expiration date. Credit may not be carried over to the next registration year and any credit still remaining after purchasing gross weight

license to the registration expiration date shall be forfeited. You must surrender the current gross weight license in order to receive credit. If the gross weight license is lost, stolen or destroyed, you must sign an affidavit of loss and a statement that the gross weight license has not been transferred to another vehicle. You will not receive credit for the monthly gross weight permit fees as defined in RCW 46.16.135.

**(6) How many months gross weight fees will I be charged when I change my vehicle registration from non-farm to farm?**

You will be charged for the number of months from the start date of the new gross weight license to the expiration of the new gross weight license at the rate of new declared gross weight amount and use class. Credit will be given as provided in subsection (5) of this section. You will also be charged for the permit fees as defined in RCW 46.16.135, in addition to all other fees required to license the vehicle.

**AMENDATORY SECTION** (Amending WSR 92-02-100, filed 1/2/92, effective 2/2/92)

**WAC 308-96A-210 Gross weight—Transfer of gross weight license to new owner.** (1) ~~((A gross weight license of twelve thousand pounds or less must be transferred to a new owner at the time of title transfer of the vehicle. A gross weight license of fourteen thousand pounds or more may be transferred to the new owner at the time of title transfer of the vehicle.~~

~~(2) Any gross weight credit not transferred to a new owner or to a replacement vehicle shall be forfeited and shall not be refunded.~~

~~(3) When transferring a gross weight license to a new owner, gross weight fees are charged from the first day of the registration month in which the application is made to the expiration date of the current gross weight license. The applicant may purchase gross weight license by the month, up to but not exceeding, the registration expiration date.~~

~~(4) To receive credit for gross weight license fees of fourteen thousand pounds or more, the current registration certificate must be surrendered. If the registration certificate has been lost, the license agent must verify the gross weight license expiration date on record and have the owner of record sign a statement that the registration certificate is lost and the gross weight license has not been transferred to another vehicle.~~

~~(5) Credit of \$15.00 or more will be allowed for the number of months and at the rate of the declared gross weight previously purchased for the period between the application date and the expiration date of the previously issued gross weight license. If the credit amount is less than \$15.00, no credit may be allowed. Credit may not be given for the statutory fees charged for the privilege of purchasing gross weight licenses by the month.) **Is a gross weight license transferable to a new owner at the time of transfer of ownership?**~~

Yes. A gross weight license of twelve thousand pounds or less must be transferred to a new owner at the time of transfer of ownership of the vehicle. If the seller has signed off the gross weight license, the gross weight license of fourteen thousand pounds or more may be transferred to the new owner at the time of transfer of ownership of the vehicle. The

seller also has the option of retaining the gross weight license to transfer to a replacement vehicle as provided in WAC 308-96A-220.

**(2) What happens if the gross weight license is neither transferred to the new owner or a replacement vehicle?**

Any gross weight credit not transferred to the new owner or to a replacement vehicle shall be forfeited and shall not be refunded.

**(3) What will be the start date of the gross weight license when transferred to the new owner?**

(a) The new gross weight license start date for twelve thousand pounds or less is the first day of current registration year; or

(b) The new gross weight license start date for fourteen thousand pounds or more is the first day of the registration month in which application for transfer of ownership is made. A gross weight license cannot be purchased for a partial registration month. For example: If the current gross weight license start date was the 24th, the expiration is on the 23rd, and an application for transfer of ownership is made on the 17th, then the effective date of the new gross weight license is the 24th of the current registration month.

**(4) What would the new gross weight expiration date be?**

(a) If the current declared gross weight is twelve thousand pounds or less, the new gross weight expiration date will be the same as the vehicle registration expiration date; or

(b) If the current declared gross weight is fourteen thousand pounds or more, the gross weight expiration date will remain the same as is currently in effect. You may choose to purchase additional months of gross weight not to exceed the vehicle registration expiration date.

**(5) How many months gross weight fees will I be charged when I apply for transfer of ownership?**

You will be charged for the number of months from the start date of the new gross weight license to the expiration of the new gross weight license at the rate of the declared gross weight amount. Credit will be given as provided in subsection (6) of this section. You will also be charged for the permit fees as defined in RCW 46.16.135, when applicable, in addition to all other fees required to license the vehicle.

**(6) Will I receive credit for gross weight fees that have already been paid?**

If the previous owner has provided you with the signed off gross weight license, and the gross weight credit is fifteen dollars or more, you will receive dollar value credit for the number of months from the start date of the new gross weight license to the expiration of the current gross weight license and at the rate of the declared gross weight of the current gross weight license. However, you must surrender the current gross weight license in order to receive credit. If the gross weight license is lost, stolen or destroyed, you must provide an affidavit of loss and a statement from the seller that the gross weight license has not been, or will not be, transferred to another vehicle. You will not receive credit for the monthly gross weight permit fees as defined in RCW 46.16.135.

AMENDATORY SECTION (Amending WSR 92-02-100, filed 1/2/92, effective 2/2/92)

WAC 308-96A-220 ~~Gross weight~~—Transfer of gross weight license to a replacement vehicle. (1) ((The gross weight license on a truck, tractor, or truck tractor may be transferred to a replacement vehicle if the amount of credit is fifteen dollars or more.

(2) In order to qualify as a replacement, a vehicle must be:

(a) A presently unlicensed vehicle belonging to the owner; or

(b) A vehicle purchased for replacement which has either not been previously licensed for the current registration year or has had its gross weight license retained by its former owner.

(3) A person may transfer a gross weight license from one vehicle to a replacement vehicle when the previously licensed vehicle has been:

(a) Sold and the gross weight credit amount of fifteen dollars or more is retained;

(b) Destroyed;

(c) Reclassified so a gross weight license is no longer required;

(d) Registered in another jurisdiction;

(e) Involuntarily removed from the person's ownership by repossession, sheriff's sale, court order, chattel lien, landlord lien, abandoned vehicle sale; or

(f) Stolen.

(4) To receive credit for gross weight license fees already paid, the current registration certificate must be surrendered. If the registration certificate has been lost, the license agent must verify the gross weight license expiration date on record and have the applicant sign a statement that the registration certificate is lost and has not been transferred to another vehicle.

(5) When transferring a gross weight license, a credit of fifteen dollars or more will be allowed for the number of months and at the rate of the declared gross weight previously purchased for the period between the application date and the expiration date of the previous gross weight license. Credit is allowed only at the time the gross weight license is transferred to a replacement vehicle. Any excess credit shall be forfeited and shall not be refunded. Credit may not be given for the statutory fees charged for the privilege of purchasing gross weight licenses by the month.)) **May I transfer a gross weight license to a replacement vehicle?**

Yes, the gross weight license on a truck, tractor, or truck tractor may be transferred to a replacement vehicle if the amount of credit is fifteen dollars or more.

**(2) What qualifies as a replacement vehicle?**

A replacement vehicle must be:

(a) A presently unlicensed vehicle belonging to the same owner; or

(b) A vehicle purchased for replacement which has either not been previously licensed for the current registration year or has had its gross weight license retained by its former owner.

**(3) When may I transfer gross weight license to a replacement vehicle?**

A person may transfer a gross weight license from one vehicle to a replacement vehicle when the previously licensed vehicle has been:

(a) Sold and the gross weight credit amount of fifteen dollars or more is retained;

(b) Destroyed;

(c) Reclassified so a gross weight license is no longer required;

(d) Registered in another jurisdiction;

(e) Involuntarily removed from the person's ownership by repossession, sheriff's sale, court order, chattel lien, landlord lien, abandoned vehicle sale; or

(f) Stolen.

(4) What will be the start date of the gross weight license when transferred to the replacement vehicle?

(a) If the replacement vehicle is currently registered, the gross weight license start date will be the first day of the registration month in which the application for certificate of ownership is made.

(b) If the replacement vehicle is not currently registered, the gross weight license start date will be the day of application.

(c) If the replacement vehicle has been titled to the applicant for more than twelve months and the vehicle registration has been expired for less than one registration year, the gross weight license start date will be the same as described in (a) of this subsection.

(5) What would the new gross weight expiration date be?

(a) If the current declared gross weight is twelve thousand pounds or less, the new gross weight expiration date will be the same as the vehicle registration expiration date; or

(b) If the current declared gross weight is fourteen thousand pounds or more, the gross weight expiration date will remain the same as is currently in effect. You may choose to purchase additional months of gross weight not to exceed the replacement vehicle registration expiration date.

(6) How many months gross weight fees will I be charged when I apply for transfer of ownership?

You will be charged for the number of months and at the rate of the declared gross weight being purchased for the period between the start date and the expiration date of the new gross weight license.

(7) Will I receive credit for gross weight fees that have already been paid?

Yes, if the credit amount is fifteen dollars or more, you will receive dollar value credit for the number of full months from the date of application for the new gross weight license to the expiration of the current gross weight license and at the rate of the declared gross weight of the current gross weight license. However, you must surrender the current gross weight license in order to receive credit. If the gross weight license is lost, stolen or destroyed, you must provide an affidavit of loss and a statement from the applicant that the gross weight license has not been, or will not be, transferred with the vehicle to the new owner or to another vehicle. You will not receive credit for the monthly gross weight permit fees as defined in RCW 46.16.135. At the time of application, any excess credit accrued, as a result of such change, may be

applied toward the payment of gross weight license fees for the gross weight license months between the previous gross weight license expiration date and the registration expiration date. Any credit still remaining after applying credit for gross weight to the replacement vehicle shall be forfeited. You must surrender the current gross weight license in order to receive credit. If the gross weight license is lost, stolen or destroyed, you must sign an affidavit of loss and a statement that the gross weight license has not been transferred to another vehicle. You will not receive credit for the monthly gross weight permit fees as defined in RCW 46.16.135.

#### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 308-96A-150 Farm vehicles.

#### WSR 99-01-134

#### PERMANENT RULES

#### DEPARTMENT OF LICENSING

[Filed December 21, 1998, 12:16 p.m.]

Date of Adoption: December 19, 1998.

Purpose: Meet criteria supporting Governor Locke's Executive Order 97-02.

Citation of Existing Rules Affected by this Order: Vessel registration and certificates of title, public disclosure of vessel owner names or addresses; repealing WAC 308-93-670 Disclosure of individual vessel owner names and addresses; and amending WAC 308-93-087 Disclosure of names and addresses of individual owners, 308-93-088 Disclosure violations, penalties, and 308-93-660 Destruction of records by department.

Statutory Authority for Adoption: RCW 88.02.070, 88.02.100.

Adopted under notice filed as WSR 98-21-060 on October 20, 1998.

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 3, Repealed 1.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 3, Repealed 1; 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.

December 21, 1998

Fred Stephens

Director

AMENDATORY SECTION (Amending WSR 92-24-035, filed 11/25/92, effective 12/26/92)

**WAC 308-93-087 Disclosure of names and addresses of individual vessel owners.** (1) ~~((Notwithstanding the provisions of chapter 42.17 RCW, the name and/or address of an individual vessel owner shall not be released by the department, county auditor, or other public agency except under the following circumstances:~~

~~(a) The requesting party is a business entity that requests the information for use in the course of business;~~

~~(b) The request is in writing, signed by the person requesting disclosure, contains the full legal name and address of the requesting party, and specifies the purpose for which the information will be used; and~~

~~(c) The requesting party enters into a disclosure agreement with the department in which the party promises that the party will use the information only for the purpose stated in the request for the information; and that the party does not intend to use, or facilitate the use of, the information for the purpose of making any unsolicited business contact with a person named in the disclosed information. The term "unsolicited business contact" means a contact that is intended to result in or promote the sale of any goods or services to a person named in the disclosure information. The term does not apply to situations where the requesting party and such person have been involved in a business transaction prior to the date of the disclosure request and where the request is made in connection with the transaction.~~

~~(2) The disclosing entity shall retain the request for disclosure for three years.~~

~~(3) Whenever the disclosing entity grants a request for information under this section by an attorney or private investigator, the disclosing entity shall provide notice to the vessel owner, to whom the information applies, that the request has been granted. The notice shall also contain the name and address of the requesting party.~~

~~(4) Any person who is furnished vessel owner information under this section shall be responsible for assuring that the information furnished is not used for a purpose contrary to the agreement between the person and the department.~~

~~(5) This section shall not apply to requests for information by government entities or requests that may be granted under any other provision of this chapter expressly authorizing the disclosure of the name or address of vessel owners.)~~

**Who may receive disclosure of individual vessel owner names and addresses?**

(a) Any business entity that uses the name and address information in the course of business in accordance with these rules; or

(b) A vessel owner for their own vessel.

**(2) What documentation is needed to receive vessel owner names and addresses?**

Each entity shall submit the following to the department:

(a) A record disclosure request form provided by the department and completed by the applicant; and

(b) Verification of the applicant's identity as a business; and

(c) If an attorney, a copy of his or her bar card; or

(d) If a private investigator, a copy of his or her private investigator's license.

**(3) What is acceptable verification?**

For purposes of this section acceptable verification includes:

(a) If a licensed Washington business, a copy of its current unexpired master business license;

(b) If a business not required to be licensed in this state, its federal employer identification number on its official letterhead with a notarized signature of the owner or an authorized representative; or

(c) If an out-of-state business not licensed in Washington:

(i) If the business is required to be licensed, a copy of its current business license issued by the governmental authority with jurisdiction over the license; or

(ii) If the business is not required to be licensed, its federal employer identification number on its official letterhead with a notarized signature of the owner or an authorized representative.

**(4) If a business entity has entered into an agreement with the department, is a separate request for each inquiry required?**

No. If a business entity has entered into a written agreement with the department, a separate request for each inquiry is not required.

**(5) When may an individual be provided vessel owner name and address information?**

(a) When the owner of record is requesting the information; or

(b) When the requestor presents a bill of sale and needs the ownership information to obtain a release of interest.

**(6) Who may release the vessel owner name and address information?**

(a) The department of licensing; or

(b) Agents and subagents, only when disclosing information for purposes described in subsection (5)(b) of this section.

**(7) When may the department disclose the names and addresses of vessel owners?**

Notwithstanding the provisions of chapter 42.17 RCW, the department may disclose the names and addresses of vessel owners when:

(a) The requesting party is a business entity that requests the information for use in the course of business;

(b) The request is in writing, signed by the person requesting disclosure, contains the full legal name and address of the requesting party, and specifies the purpose for which the information will be used; and

(c) The requesting party enters into a disclosure agreement with the department in which the party promises that the party will use the information only for the purpose stated in the request for the information; and that the party does not intend to use, or facilitate the use of, the information for the



purpose of making any unsolicited business contact with a person named in the disclosed information.

**(8) What does the term "unsolicited business contact" mean?**

The term "unsolicited business contact" means a contact that is intended to result in or promote the sale of any goods or services to a person named in the disclosure information. The term does not apply to situations where the requesting party and such person have been involved in a business transaction prior to the date of the disclosure request and where the request is made in connection with the transaction.

**(9) Is the department required to notify the vessel owner when ownership information is disclosed?**

When the department grants a request from an attorney or private investigator, for information under this section, the department shall provide notice to the vessel owner that the request has been granted. The notice shall also contain the name and address of the requesting party.

**(10) How long will the department retain the request for disclosure of vessel owner information?**

The department will retain the request for disclosure for three years.

**(11) Who is responsible for assuring that the information is used appropriately?**

Any person, business, entity or association that receives vessel owner information under this section shall be responsible for assuring that the information received is not used for a purpose contrary to the agreement between the person, business, entity or association and the department.

**(12) Who is exempt from the provisions of this section?**

This section shall not apply to requests for information by government entities or requests that may be granted under any other provision of this chapter expressly authorizing the disclosure of the name or address of vessel owners.

**AMENDATORY SECTION** (Amending WSR 96-03-046, filed 1/11/96, effective 2/11/96)

**WAC 308-93-088 Disclosure violations, penalties.** (1) ((The department may review the activities of a person who receives vessel record information to ensure compliance with the limitations imposed on the use of the information. The department shall suspend or revoke for up to five years the privilege of obtaining vessel record information of a person found to be in violation of chapter 42.17 RCW, this chapter, or a disclosure agreement executed with the department.

(2) In addition to the penalty in subsection (1) of this section:

(a) The unauthorized disclosure of information from a department vessel record; or

(b) The use of a false representation to obtain information from the department's vessel records; or

(c) The use of information obtained from the department vessel records for a purpose other than what is stated in the request for information or in the disclosure agreement executed with the department; or

(d) The sale or other distribution of any vessel owner name or address to another person not disclosed in the request or disclosure agreement, is a gross misdemeanor punishable

by a fine not to exceed ten thousand dollars, or by imprisonment in a county jail not to exceed one year, or by both such fine and imprisonment for each violation.) **What are considered violations of chapter 42.17 RCW, this chapter or a disclosure agreement with the department?**

(a) The unauthorized disclosure of information from a department vessel record;

(b) The use of a false representation to obtain information from the department's vessel records;

(c) The use of information obtained from the department vessel records for a purpose other than what is stated in the request for information or in the disclosure agreement executed with the department; or

(d) The sale or other distribution of any vessel owner name or address to another person not disclosed in the request or disclosure agreement.

**(2) What are the penalties associated with these violations?**

The department shall suspend or revoke for up to five years the privilege of obtaining vessel record information.

**AMENDATORY SECTION** (Amending WSR 90-08-018, filed 3/28/90, effective 4/28/90)

**WAC 308-93-660 Destruction of records by ((director)) department. How long shall the department retain vessel application documentation?** The ((director, at her/his discretion,)) department may destroy applications for vessel registrations, copies of vessel registrations issued, certificates of title and registration and other documents, records, supporting papers on file in the department which have been microfilmed or photographed or are more than five years old. If the applications for vessel registrations are renewal applications, the director may destroy such applications when the computer record has been updated.

#### **REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 308-93-670

Disclosure of individual vessel owner names and addresses.

#### **WSR 99-01-138**

#### **PERMANENT RULES DEPARTMENT OF FISH AND WILDLIFE**

[Order 98-249—Filed December 22, 1998, 9:02 a.m.]

Date of Adoption: December 4, 1998.

Purpose: To amend WAC 232-28-264, 232-28-272, and 232-28-271.

Citation of Existing Rules Affected by this Order: Amending WAC 232-28-264, 232-28-272, and 232-28-271.

Statutory Authority for Adoption: RCW 77.12.040.

Adopted under notice filed as WSR 98-21-092 on October 21, 1998.

Changes Other than Editing from Proposed to Adopted Version: The adopted version of WAC 232-28-264 Official hunting hours and small game seasons, differs from the proposed version filed with the code reviser in the following specifics:

1. On the first page of the WAC, the title of the WAC should be changed to read "1998-99 and 1999-2000 Official hunting hours and small game seasons."

2. On the second page of the WAC, the title, dates, and times in the 1998-99 hunting hours table for Migratory Game Birds, Upland Birds, and Wild Turkeys, and Exceptions 1, 2, and 4 of the table should be reinserted. Exception 2 should be changed to add the following language in the last part of the sentence: "Goose hunting hours are 8:00 a.m. to 4:00 p.m., except one-half hour before sunrise to sunset during the September goose season and 7:00 a.m. to 4:00 p.m. during the late goose season." Exception 4 should be renumbered Exception 3.

3. On the fourth and fifth pages of the WAC, the title, dates, and times in the 1998-99 hunting hours table for Game Animals and Game Birds, and Exceptions 3 and 4 should be reinserted. The title of the table should be changed to read "1998-99 Official Hunting Hours for Game Animals and Game Birds (Except Migratory, and Upland Game Birds, and Wild Turkeys) September 1, 1998 to January 31, 1999." Exceptions 3 and 4 should be renumbered Exceptions 1 and 2, respectively.

4. On the fifth page of the WAC, the title for the 1999-2000 hunting hours table for Game Animals and Game Birds should be changed to read "1999-2000 Official Hunting Hours for Game Animals and Game Birds (Except Migratory, and Upland Game Birds, and Wild Turkeys) September 1, 1999 to January 31, 2000."

5. On the twentieth page of the WAC, for crow season, reinsert "Oct. 1, 1998 - Jan. 31, 1999."

The adopted version of WAC 232-28-272 1999-2000 Black bear and cougar hunting seasons and regulations, differs from the proposed version filed with the code reviser in the following specifics: None.

The adopted version of WAC 232-28-271 Private lands wildlife management area hunting seasons, rules and boundary descriptions, differs from the proposed version filed with the code reviser in the following specifics:

1. On the first page, change the legal deer for the general archery seasons from any deer to 2 point minimum or antlerless and the general muzzleloader legal deer from antlerless only to 2 point minimum or antlerless. The PLWMA manager requested the change in legal deer for consistency among user groups.

2. The table for Elk General Seasons on Private Lands Wildlife Management Areas for Champion's PLWMA 401 Kapowsin Tree Farm should be deleted. The PLWMA manager wants to drop the antlerless elk hunts to provide increases in the elk population.

3. The 1999 Wilson mule deer permit draw table should be amended. The third sentence in the last paragraph should read: "All hunters shall have a valid modern firearm deer tag and written authorization from the manager to participate in

these hunts." The PLWMA manager believes the Wilson Creek hunts are best suited to modern firearm hunters and all hunts should be restricted to those with modern firearm deer tags.

4. The 1999 Champion's Kapowsin Tree Farm blacktail deer permit draw table was adjusted to reflect the deletion of the December 17-19 hunts. The Champion PLWMA manager wants to reduce the antlerless deer harvest and adjusted permit quotas to reduce harvest.

5. Under 1999 Wilson Creek mule deer access quotas and seasons, the "s" should be deleted from the word "tags" in the first sentence. The change was made to correct a typographical error.

6. Under Champion's Tree Farm - Raffle Quotas and Seasons, 1999 blacktail deer, the second column heading should be changed from "Quota" to "Permit Number." The following sentence should be added: "Hunters drawing a Champion deer raffle permit may purchase a second deer tag for the Champion hunt." Also, the phone number for Champion should be changed to 1-800-782-1493. Champion would also like to change the ending date for the raffle buck permits from November 21 to November 18. The corrections to the Champion 1999 blacktail deer raffle quotas and seasons were made to accommodate PLWMA manager desires.

7. The following new table should be inserted into Access Quotas & Raffle Seasons:

1999 Blacktail Deer

Champion's Kapowsin Tree Farm - Antlerless Harvest Quotas

Hunts open only to persons purchasing Champion's annual access permits.

<u>Hunting Method</u>	<u>Harvest Quota</u>	<u>1999 Permit Season</u>	<u>Special Restrictions</u>	<u>Boundary Descriptions</u>
<u>Any Legal</u>	<u>5</u>	<u>Dec. 17-19</u>	<u>Antlerless Only</u>	<u>PLWMA 401 North Kapowsin North</u>
<u>Any Legal</u>	<u>10</u>	<u>Dec. 17-19</u>	<u>Antlerless Only</u>	<u>PLWMA 401 Central Kapowsin Central</u>
<u>Any Legal</u>	<u>10</u>	<u>Dec. 17-19</u>	<u>Antlerless Only</u>	<u>PLWMA 401 South Kapowsin South</u>

New antlerless deer hunts on Champion were made to promote Champion annual access permits.

8. Under Elk Raffle Seasons, Champion (PLWMA 401) Kapowsin Tree Farm, the following sentence should be added: "Hunters drawing a Champion elk raffle permit are eligible to purchase a second elk tag for the Champion hunt." Also, the phone number for Champion should be changed to 1-800-782-1493. Changes were made in the verbiage to promote the Champion hunts.

9. See the following page for the PLWMA 401 Champion (Pierce County) boundary description changes. The boundary changes are proposed to incorporate new land holdings into the PLWMA.

PERMANENT

10. The phone number in the 1999 blacktail deer and 1999 elk Merrill and Ring's Pysht Tree Farm raffle quotas and seasons was changed to 1-800-998-2382.

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))~~ the east side of Lake Kapowsin to Ohop Creek; then up Ohop Creek to Champion ownership line; then along ownership line to ~~((N.W.))~~ S.W. corner ~~((Section 31, T17N R5E then south along section line to 1/4 corner))~~ of the north half of Section 6, T16N, R5E; then easterly along Weyerhaeuser/Champion ownership line to the 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))~~ east along USFS/Champion ownership line to S.W. corner of Section 31, T16N, R7E; then ~~((east))~~ north along USFS/Champion ownership line to ~~((S.E.))~~ N.W. corner Section ~~((34))~~ 32, 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 of 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 ownerships); 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 of 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.

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 3, 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.

December 16, 1998

Lisa Pelly, Chair  
Fish and Wildlife Commission

**AMENDATORY SECTION** (Amending Order 98-154, filed 8/13/98, effective 9/13/98)

**WAC 232-28-264 ((1997-98,)) 1998-99((,)) and 1999-2000 Official hunting hours and small game seasons.**

**((1997-98 OFFICIAL HUNTING HOURS FOR MIGRATORY GAME BIRDS, UPLAND BIRDS, AND WILD TURKEYS\*))**

September 1, 1997 to January 31, 1998

Dates (Inclusive)	Western Washington			Eastern Washington		
	A.M.	to	P.M.	A.M.	to	P.M.
	Daylight Savings Time					
Mon. Sept. 1 - Sun. Sept. 7	6:00		7:45	5:50		7:30
Mon. Sept. 8 - Sun. Sept. 14	6:10		7:30	6:00		7:20

PERMANENT

((1997-98 OFFICIAL HUNTING HOURS  
FOR MIGRATORY GAME BIRDS, UPLAND BIRDS, AND WILD TURKEYS\*

September 1, 1997 to January 31, 1998

Dates (Inclusive)	Western Washington			Eastern Washington		
	from	to	from	to	from	
Mon: Sept. 15 - Sun: Sept. 21	6:20	7:15	6:10	7:05		
Mon: Sept. 22 - Sun: Sept. 28	6:30	7:00	6:15	6:50		
Mon: Sept. 29 - Sun: Oct. 5	6:40	6:45	6:30	6:35		
Mon: Oct. 6 - Fri: Oct. 10	6:45	6:30	6:35	6:25		
Oct. 11 - Sat:	6:50	6:30	6:40	6:15		
Oct. 12 - Sun:	6:50	6:30	6:40	6:15		
Mon: Oct. 13 - Sun: Oct. 19	7:00	6:20	6:50	6:10		
Mon: Oct. 20 - Sat: Oct. 25	7:10	6:10	7:00	5:55		
	Pacific Standard Time					
Mon: Oct. 27 - Sun: Oct. 26	6:15	5:00	6:00	4:50		
Mon: Nov. 3 - Sun: Nov. 2	6:20	4:55	6:15	4:45		
Mon: Nov. 9 - Sun: Nov. 9	6:30	4:45	6:20	4:30		
Mon: Nov. 16 - Sun: Nov. 16	6:40	4:35	6:30	4:25		
Mon: Nov. 23 - Sun: Nov. 23	6:50	4:30	6:40	4:15		
Mon: Nov. 30 - Sun: Nov. 30	7:00	4:20	6:50	4:10		
Mon: Dec. 7 - Sun: Dec. 7	7:10	4:20	7:00	4:10		
Mon: Dec. 14 - Sun: Dec. 14	7:15	4:20	7:05	4:05		
Mon: Dec. 21 - Sun: Dec. 21	7:20	4:20	7:10	4:10		
Mon: Dec. 28 - Sun: Dec. 28	7:25	4:25	7:15	4:10		
Mon: Jan. 4 - Sun: Jan. 4	7:25	4:30	7:15	4:15		
Mon: Jan. 11 - Sun: Jan. 11	7:25	4:35	7:15	4:25		
Mon: Jan. 18 - Sun: Jan. 18	7:25	4:45	7:10	4:35		
Mon: Jan. 25 - Sun: Jan. 25	7:20	4:55	7:05	4:45		
Mon: Jan. 31 - Sat: Jan. 31	7:10	5:00	7:00	4:50		

\*These are lawful hunting hours (one half hour before sunrise to sunset) for migratory game birds (duck, goose, coot, snipe, mourning dove, and band-tailed pigeon); upland birds (pheasant, quail, partridge); and turkey during established seasons.

**Exceptions:**

- 1) Western Washington—Pheasant and quail hunting hours are 8:00 a.m. to 4:00 p.m. in all areas.
- 2) Clark (except areas south of the Washougal River), Cowlitz, Pacific, and Wahkiakum counties—Goose hunting hours are 8:00 a.m. to 4:00 p.m. November-January; and 7:00 a.m. to 4:00 p.m. February-March.
- 3) Bobcat and raccoon are exempt from hunting hour restrictions during established bobcat and raccoon seasons except when that area is open to modern firearm hunting of deer or elk, hunting hours shall be one half hour before sunrise to one half hour after sunset.
- 4) Hunting hours for falconry seasons (except migratory game bird seasons) are exempt from these hunting hours, except on designated pheasant release sites.)

PERMANENT

1998-99 OFFICIAL HUNTING HOURS  
FOR MIGRATORY GAME BIRDS, UPLAND BIRDS, AND WILD TURKEYS\*  
September 1, 1998 to January 31, 1999

Dates (Inclusive)				Western Washington from			Eastern Washington from		
				A.M.	to	P.M.	A.M.	to	P.M.
Daylight Savings Time									
Tues.	Sept. 1	-	Sun.	Sept. 6	6:00		7:45	5:50	7:35
Mon.	Sept. 7	-	Sun.	Sept. 13	6:10		7:35	6:00	7:20
Mon.	Sept. 14	-	Sun.	Sept. 20	6:20		7:20	6:05	7:05
Mon.	Sept. 21	-	Sun.	Sept. 27	6:30		7:05	6:15	6:50
Mon.	Sept. 28	-	Sun.	Oct. 4	6:40		6:50	6:25	6:35
Mon.	Oct. 5	-	Sun.	Oct. 11	6:45		6:35	6:25	6:25
Mon.	Oct. 12	-	Sun.	Oct. 18	6:55		6:20	6:45	6:10
Mon.	Oct. 19	-	Sat.	Oct. 24	7:05		6:10	6:55	6:00
Pacific Standard Time									
			Sun.	Oct. 25	6:10		5:00	6:00	4:50
Mon.	Oct. 26	-	Sun.	Nov. 1	6:20		4:55	6:05	4:45
Mon.	Nov. 2	-	Sun.	Nov. 8	6:30		4:45	6:15	4:35
Mon.	Nov. 9	-	Sun.	Nov. 15	6:40		4:35	6:30	4:25
Mon.	Nov. 16	-	Sun.	Nov. 22	6:50		4:30	6:40	4:15
Mon.	Nov. 23	-	Sun.	Nov. 29	7:00		4:25	6:50	4:10
Mon.	Nov. 30	-	Sun.	Dec. 6	7:10		4:20	6:55	4:10
Mon.	Dec. 7	-	Sun.	Dec. 13	7:15		4:20	7:05	4:05
Mon.	Dec. 14	-	Sun.	Dec. 20	7:20		4:20	7:10	4:10
Mon.	Dec. 21	-	Sun.	Dec. 27	7:25		4:20	7:15	4:10
Mon.	Dec. 28	-	Sun.	Jan. 3	7:25		4:30	7:15	4:15
Mon.	Jan. 4	-	Sun.	Jan. 10	7:25		4:35	7:15	4:25
Mon.	Jan. 11	-	Sun.	Jan. 17	7:25		4:45	7:10	4:30
Mon.	Jan. 18	-	Sun.	Jan. 24	7:20		4:55	7:05	4:40
Mon.	Jan. 25	-	Sat.	Jan. 31	7:10		5:00	7:00	4:50

\*These are lawful hunting hours (one-half hour before sunrise to sunset) for migratory game birds (duck, goose, coot, snipe, mourning dove, and band-tailed pigeon); upland birds (pheasant, quail, partridge); and turkey during established seasons.

Exceptions:

- 1) Western Washington - Pheasant and quail hunting hours are 8:00 a.m. to 4:00 p.m. in all areas.
- 2) Clark (except areas south of the Washougal River), Cowlitz, Grays Harbor, (except areas north of U.S. Highway 12 and west of U.S. Highway 101), Pacific, and Wahkiakum counties - Goose hunting hours are 8:00 a.m. to 4:00 p.m., except one-half hour before sunrise to sunset during the September goose season and 7:00 a.m. to 4:00 p.m. during the late goose season.
- 3) ~~((Bobcat and raccoon are exempt from hunting hour restrictions during established bobcat and raccoon seasons except when that area is open to modern firearm hunting of deer or elk, hunting hours shall be one half hour before sunrise to one half hour after sunset.~~
- 4))) Hunting hours for falconry seasons (except migratory game bird seasons) are exempt from these hunting hours, except on designated pheasant release sites.

PERMANENT

1999-2000 OFFICIAL HUNTING HOURS  
FOR MIGRATORY GAME BIRDS, UPLAND BIRDS, AND WILD TURKEYS\*  
September 1, 1999 to January 31, 2000

Dates (Inclusive)				Western Washington			Eastern Washington		
				A.M.	to	P.M.	A.M.	to	P.M.
Daylight Savings Time									
Wed.	Sept. 1	-	Sun.	Sept. 5	6:00	7:45	5:45	7:35	
Mon.	Sept. 6	-	Sun.	Sept. 12	6:05	7:35	5:50	7:20	
Mon.	Sept. 13	-	Sun.	Sept. 19	6:15	7:20	6:05	7:10	
Mon.	Sept. 20	-	Sun.	Sept. 26	6:25	7:10	6:15	6:50	
Mon.	Sept. 27	-	Sun.	Oct. 3	6:35	6:50	6:25	6:40	
Mon.	Oct. 4	-	Sun.	Oct. 10	6:45	6:40	6:35	6:25	
Mon.	Oct. 11	-	Sun.	Oct. 17	6:50	6:25	6:45	6:15	
Mon.	Oct. 18	-	Sun.	Oct. 24	7:05	6:15	6:55	6:00	
Mon.	Oct. 25	-	Sat.	Oct. 30	7:15	6:00	7:05	5:45	
Pacific Standard Time									
Sun.	Oct. 31	-	Sun.	Nov. 7	6:25	4:45	6:15	4:35	
Mon.	Nov. 8	-	Sun.	Nov. 14	6:35	4:40	6:25	4:25	
Mon.	Nov. 15	-	Sun.	Nov. 21	6:50	4:30	6:35	4:20	
Mon.	Nov. 22	-	Sun.	Nov. 28	7:00	4:25	6:45	4:10	
Mon.	Nov. 29	-	Sun.	Dec. 5	7:05	4:20	6:50	4:10	
Mon.	Dec. 6	-	Sun.	Dec. 12	7:10	4:20	7:00	4:05	
Mon.	Dec. 13	-	Sun.	Dec. 19	7:20	4:20	7:05	4:05	
Mon.	Dec. 20	-	Sun.	Dec. 26	7:25	4:25	7:10	4:10	
Mon.	Dec. 27	-	Sun.	Jan. 2	7:30	4:25	7:15	4:15	
Mon.	Jan. 3	-	Sun.	Jan. 9	7:30	4:35	7:15	4:20	
Mon.	Jan. 10	-	Sun.	Jan. 16	7:25	4:40	7:10	4:30	
Mon.	Jan. 17	-	Sun.	Jan. 23	7:20	4:50	7:05	4:45	
Mon.	Jan. 24	-	Mon.	Jan. 31	7:15	5:00	7:00	4:50	

\*These are lawful hunting hours (one-half hour before sunrise to sunset) for migratory game birds (duck, goose, coot, snipe, mourning dove, and band-tailed pigeon); upland birds (pheasant, quail, partridge); and turkey during established seasons.

Exceptions:

- 1) Western Washington - Pheasant and quail hunting hours are 8:00 a.m. to 4:00 p.m. in all areas.
- 2) Clark (except areas south of the Washougal River), Cowlitz, Grays Harbor, (except areas north of U.S. Highway 12 and west of U.S. Highway 101), Pacific, and Wahkiakum counties - Goose hunting hours are 8:00 a.m. to 4:00 p.m., except one-half hour before sunrise to sunset during the September Canada goose season and 7:00 a.m. to 4:00 p.m. during the late goose season.
- 3) ~~((Bobcat and raccoon are exempt from hunting hour restrictions during established bobcat and raccoon seasons except when that area is open to modern firearm hunting of deer or elk, hunting hours shall be one-half hour before sunrise to one-half hour after sunset.~~
- 4))) Hunting hours for falconry seasons (except migratory game bird seasons) are exempt from these hunting hours, except on designated pheasant release sites.

PERMANENT

((1997-1998 OFFICIAL HUNTING HOURS  
FOR GAME ANIMALS & GAME BIRDS (EXCEPT MIGRATORY AND UPLAND GAME BIRDS)\*  
September 1, 1997 to January 31, 1998

Dates (Inclusive)	Western Washington			Eastern Washington		
	from	to	from	to	from	to
	<b>Daylight Savings Time</b>					
Mon: Sept. 1	-	Sun: Sept. 7	6:00	8:15	5:50	8:00
Mon: Sept. 8	-	Sun: Sept. 14	6:10	8:00	6:00	7:50
Mon: Sept. 15	-	Sun: Sept. 21	6:20	7:45	6:10	7:35
Mon: Sept. 22	-	Sun: Sept. 28	6:30	7:30	6:15	7:20
Mon: Sept. 29	-	Sun: Oct. 5	6:40	7:15	6:30	7:05
Mon: Oct. 6	-	Fri: Oct. 10	6:45	7:00	6:35	6:55
		Sat: Oct. 11	6:50	7:00	6:40	6:45
		Sun: Oct. 12	6:50	7:00	6:40	6:45
Mon: Oct. 13	-	Sun: Oct. 19	7:00	6:50	6:50	6:40
Mon: Oct. 20	-	Sat: Oct. 25	7:10	6:40	7:00	6:25
	<b>Pacific Standard Time</b>					
		Sun: Oct. 26	6:15	5:30	6:00	5:20
Mon: Oct. 27	-	Sun: Nov. 2	6:20	5:25	6:15	5:15
Mon: Nov. 3	-	Sun: Nov. 9	6:30	5:15	6:20	5:00
Mon: Nov. 10	-	Sun: Nov. 16	6:40	5:05	6:30	4:55
Mon: Nov. 17	-	Sun: Nov. 23	6:50	5:00	6:40	4:45
Mon: Nov. 24	-	Sun: Nov. 30	7:00	4:50	6:50	4:40
Mon: Dec. 1	-	Sun: Dec. 7	7:10	4:50	7:00	4:40
Mon: Dec. 8	-	Sun: Dec. 14	7:15	4:50	7:05	4:35
Mon: Dec. 15	-	Sun: Dec. 21	7:20	4:50	7:10	4:40
Mon: Dec. 22	-	Sun: Dec. 28	7:25	4:55	7:15	4:40
Mon: Dec. 29	-	Sun: Jan. 4	7:25	5:00	7:15	4:45
Mon: Jan. 5	-	Sun: Jan. 11	7:25	5:05	7:15	4:55
Mon: Jan. 12	-	Sun: Jan. 18	7:25	5:15	7:10	5:05
Mon: Jan. 19	-	Sun: Jan. 25	7:20	5:25	7:05	5:15
Mon: Jan. 26	-	Sat: Jan. 31	7:10	5:30	7:00	5:20

\*These are lawful hunting hours (one half hour before sunrise to one half hour after sunset) for all game animals and migratory game birds (except duck, goose, coot, snipe, mourning dove, and band-tailed pigeon pheasant, quail, partridge, and turkey) during established seasons:

**Exceptions:**

- 1) Western Washington—Pheasant and quail hunting hours are 8:00 a.m. to 4:00 p.m. in all areas.
- 2) Clark (except areas south of the Washougal River), Cowlitz, Pacific, and Wahkiakum counties—Goose hunting hours are 8:00 a.m. to 4:00 p.m. November-January; and 7:00 a.m. to 4:00 p.m. February-March.
- 3) Bobcat and raccoon are exempt from hunting-hour restrictions during established bobcat and raccoon seasons except when that area is open to modern firearm hunting of deer or elk, hunting hours shall be one half hour before sunrise to one half hour after sunset.
- 4) Hunting hours for falconry seasons (except migratory game bird seasons) are exempt from these hunting hours, except on designated pheasant release sites.)

PERMANENT

1998-1999 OFFICIAL HUNTING HOURS  
 FOR GAME ANIMALS & GAME BIRDS (EXCEPT MIGRATORY ((AND)), UPLAND GAME BIRDS, AND WILD TURKEYS)\*  
 September 1, 1998 to January 31, 1999

Dates (Inclusive)				Western Washington			Eastern Washington		
				A.M.	to P.M.	A.M.	to P.M.		
Daylight Savings Time									
Tues.	Sept. 1	-	Sun.	Sept. 6	6:00	8:15	5:50	8:05	
Mon.	Sept. 7	-	Sun.	Sept. 13	6:10	8:05	6:00	7:50	
Mon.	Sept. 14	-	Sun.	Sept. 20	6:20	7:50	6:05	7:35	
Mon.	Sept. 21	-	Sun.	Sept. 27	6:30	7:35	6:15	7:20	
Mon.	Sept. 28	-	Sun.	Oct. 4	6:40	7:20	6:25	7:05	
Mon.	Oct. 5	-	Sun.	Oct. 11	6:45	7:05	6:25	6:55	
Mon.	Oct. 12	-	Sun.	Oct. 18	6:55	6:50	6:45	6:40	
Mon.	Oct. 19	-	Sat.	Oct. 24	7:05	6:40	6:55	6:30	
Pacific Standard Time									
			Sun.	Oct. 25	6:10	5:30	6:00	5:20	
Mon.	Oct. 26	-	Sun.	Nov. 1	6:20	5:25	6:05	5:15	
Mon.	Nov. 2	-	Sun.	Nov. 8	6:30	5:15	6:15	5:05	
Mon.	Nov. 9	-	Sun.	Nov. 15	6:40	5:05	6:30	4:55	
Mon.	Nov. 16	-	Sun.	Nov. 22	6:50	5:00	6:40	4:45	
Mon.	Nov. 23	-	Sun.	Nov. 29	7:00	4:55	6:50	4:40	
Mon.	Nov. 30	-	Sun.	Dec. 6	7:10	4:50	6:55	4:40	
Mon.	Dec. 7	-	Sun.	Dec. 13	7:15	4:50	7:05	4:35	
Mon.	Dec. 14	-	Sun.	Dec. 20	7:20	4:50	7:10	4:40	
Mon.	Dec. 21	-	Sun.	Dec. 27	7:25	4:50	7:15	4:40	
Mon.	Dec. 28	-	Sun.	Jan. 3	7:25	5:00	7:15	4:45	
Mon.	Jan. 4	-	Sun.	Jan. 10	7:25	5:05	7:15	4:55	
Mon.	Jan. 11	-	Sun.	Jan. 17	7:25	5:15	7:10	5:00	
Mon.	Jan. 18	-	Sun.	Jan. 24	7:20	5:25	7:05	5:10	
Mon.	Jan. 25	-	Sat.	Jan. 31	7:10	5:30	7:00	5:20	

\* These are lawful hunting hours (one-half hour before sunrise to one-half hour after sunset) for all game animals and game birds (except duck, goose, coot, snipe, mourning dove, band-tailed pigeon, pheasant, quail, partridge and turkey) during established seasons.

Exceptions:

- 1) ~~((Western Washington - Pheasant and quail hunting hours are 8:00 a.m. to 4:00 p.m. in all areas.~~
- 2) ~~Clark (except areas south of the Washougal River), Cowlitz, Grays Harbor, (except areas north of U.S. Highway 12 and west of U.S. Highway 101), Pacific, and Wahkiakum counties - Goose hunting hours are 8:00 a.m. to 4:00 p.m., except 7:00 a.m. to 4:00 p.m. during the late goose season.~~
- 3))) Bobcat and raccoon are exempt from hunting hour restrictions during established bobcat and raccoon seasons except when that area is open to modern firearm hunting of deer or elk, hunting hours shall be one-half hour before sunrise to one-half hour after sunset.
- ((4)) 2) Hunting hours for falconry seasons (except migratory game bird seasons) are exempt from these hunting hours, except on designated pheasant release sites.

PERMANENT



1999-2000 OFFICIAL HUNTING HOURS

FOR GAME ANIMALS & GAME BIRDS (EXCEPT MIGRATORY ((AND)), UPLAND GAME BIRDS, AND WILD TURKEYS)\*  
September 1, 1999 to January 31, 2000

Dates (Inclusive)	Western Washington			Eastern Washington		
	A.M.	to	P.M.	A.M.	to	P.M.
Daylight Savings Time						
Wed. Sept. 1 - Sun. Sept. 5	6:00		8:15	5:45		8:05
Mon. Sept. 6 - Sun. Sept. 12	6:05		8:05	5:50		7:50
Mon. Sept. 13 - Sun. Sept. 19	6:15		7:50	6:05		7:40
Mon. Sept. 20 - Sun. Sept. 26	6:25		7:40	6:15		7:20
Mon. Sept. 27 - Sun. Oct. 3	6:35		7:20	6:25		7:10
Mon. Oct. 4 - Sun. Oct. 10	6:45		7:10	6:35		6:55
Mon. Oct. 11 - Sun. Oct. 17	6:50		6:55	6:45		6:45
Mon. Oct. 18 - Sun. Oct. 24	7:05		6:45	6:55		6:30
Mon. Oct. 25 - Sat. Oct. 30	7:15		6:30	7:05		6:15
Pacific Standard Time						
Sun. Oct. 31 - Sun. Nov. 7	6:25		5:15	6:15		5:05
Mon. Nov. 8 - Sun. Nov. 14	6:35		5:10	6:25		4:55
Mon. Nov. 15 - Sun. Nov. 21	6:50		5:00	6:35		4:50
Mon. Nov. 22 - Sun. Nov. 28	7:00		4:55	6:45		4:40
Mon. Nov. 29 - Sun. Dec. 5	7:05		4:50	6:50		4:40
Mon. Dec. 6 - Sun. Dec. 12	7:10		4:50	7:00		4:35
Mon. Dec. 13 - Sun. Dec. 19	7:20		4:50	7:05		4:35
Mon. Dec. 20 - Sun. Dec. 26	7:25		4:55	7:10		4:40
Mon. Dec. 27 - Sun. Jan. 2	7:30		4:55	7:15		4:45
Mon. Jan. 3 - Sun. Jan. 9	7:30		5:05	7:15		4:50
Mon. Jan. 10 - Sun. Jan. 16	7:25		5:10	7:10		5:00
Mon. Jan. 17 - Sun. Jan. 23	7:20		5:20	7:05		5:15
Mon. Jan. 24 - Mon. Jan. 31	7:15		5:30	7:00		5:20

\* These are lawful hunting hours (one-half hour before sunrise to one-half hour after sunset) for all game animals and game birds (except duck, goose, coot, snipe, mourning dove, band-tailed pigeon, pheasant, quail, partridge and turkey) during established seasons.

Exceptions:

- 1) ~~((Western Washington—Pheasant and quail hunting hours are 8:00 a.m. to 4:00 p.m. in all areas.~~
- 2) ~~Clark (except areas south of the Washougal River), Cowlitz, Grays Harbor, (except areas north of U.S. Highway 12 and west of U.S. Highway 101), Pacific, and Wahkiakum counties—Goose hunting hours are 8:00 a.m. to 4:00 p.m., except 7:00 a.m. to 4:00 p.m. during the late goose season.~~
- 3)) Bobcat and raccoon are exempt from hunting hour restrictions during established bobcat and raccoon seasons except when that area is open to modern firearm hunting of deer or elk, hunting hours shall be one-half hour before sunrise to one-half hour after sunset.
- ((4)) 2) Hunting hours for falconry seasons (except migratory game bird seasons) are exempt from these hunting hours, except on designated pheasant release sites.

Hound Hunting During Deer and Elk Hunting Seasons

It is unlawful to hunt any wildlife at night or wild animals with dogs (hounds) during the months of September, October, or November in any area open to a center-fire rifle deer or elk season. The use of hounds to hunt black bear, cougar, and bobcat is prohibited year around.

BOBCAT

Bag and Possession Limits: No Limit

OPEN SEASON: State-wide, except CLOSED in GMU 522.

~~((Sept. 2, 1997—Mar. 15, 1998;))~~ Sept. 8, 1998-Mar. 15, 1999; Sept. 7, 1999-Mar. 15, 2000.

RACCOON

Bag and Possession Limits: No Limit

OPEN SEASON: State-wide, except CLOSED on Long Island within Willapa National Wildlife Refuge and in GMU 522.

PERMANENT

~~((Sept. 2, 1997-Mar. 15, 1998;))~~ Sept. 8, 1998-Mar. 15, 1999; Sept. 7, 1999-Mar. 15, 2000.

FOX

Bag and Possession Limits: No Limit

OPEN SEASON: State-wide, except CLOSED within the exterior boundaries of the Mount Baker-Snoqualmie, Okanogan, Wenatchee, and Gifford Pinchot National Forests and GMUs 407, 410, and 522.

~~((Sept. 2, 1997-Mar. 15, 1998;))~~ Sept. 8, 1998-Mar. 15, 1999; Sept. 7, 1999-Mar. 15, 2000.

COYOTE

Bag and Possession Limits: No Limit

OPEN SEASON: State-wide, year around except CLOSED from September 15 to November 30 in the Pasayten Wilderness, GMUs 426 and 450, and those portions of GMUs 218, 304, and 448 within the external boundaries of the Mount Baker-Snoqualmie, Okanogan, and Wenatchee National Forests. However, coyote may only be killed and/or pursued with hounds during the following period: ~~((Sept. 2, 1997-Mar. 15, 1998;))~~ Sept. 8, 1998-Mar. 15, 1999; Sept. 7, 1999-Mar. 15, 2000; except coyote may be hunted year around with hounds in Grant, Adams, Benton, and Franklin counties. GMU 522 is closed to coyote hunting.

FOREST GROUSE (BLUE, RUFFED, AND SPRUCE)

Bag and Possession Limits: Three (3) grouse per day, with a total of nine (9) grouse in possession at any time; straight or mixed bag.

State-wide: Sept. 1-Dec. 31 ~~((during 1997, 1998, and))~~ 1999; except CLOSED in GMU 522.

PTARMIGAN

Season closed state-wide.

Upland Birds

Eastern Washington

Ring-necked Pheasant

Bag and Possession Limits: Three (3) cock pheasants per day, with a total of fifteen (15) cock pheasants in possession at any time.

Youth Season: ~~((Sept. 27 & 28, 1997; September 26 & 27, 1998;))~~ Open only to youth hunters ~~((age 15 and under. Youth hunters must be))~~ accompanied by an adult ~~((of))~~ at least 18 years old ~~((who is not hunting))~~.

Regular Season: ~~((Oct. 11-Dec. 31, 1997; Oct. 10-Dec. 31, 1998;))~~ Oct. 9-Dec. 31, 1999.

Chukar Partridge

Bag and Possession Limits: Six (6) chukar per day, with a total of eighteen (18) chukar in possession at any time.

Regular Season: ~~((Oct. 1, 1997-Jan. 11, 1998; Oct. 1, 1998-Jan. 10, 1999;))~~ Oct. 1, 1999-Jan. 9, 2000.

Gray (Hungarian) Partridge

Bag and Possession Limits: Six (6) gray partridges per day, with a total of eighteen (18) gray partridges in possession at any time.

Regular Season: ~~((Oct. 1, 1997-Jan. 11, 1998; Oct. 1, 1998-Jan. 10, 1999;))~~ Oct. 1, 1999-Jan. 9, 2000.

Mountain Quail

Season closed throughout eastern Washington

Valley and Bobwhite Quail

Bag and Possession Limits: Ten (10) quail per day, with a total of thirty (30) quail in possession at any time, straight or mixed bag.

Youth Season: ~~((Sept. 27 & 28, 1997; September 26 & 27, 1998;))~~ Open only to youth hunters ~~((age 15 and under. Youth hunters must be))~~ accompanied by an adult ~~((of))~~ at least 18 years old ~~((who is not hunting))~~.

Regular Season: ~~((Oct. 11, 1997-Jan. 11, 1998; Oct. 10, 1998-Jan. 10, 1999;))~~ Oct. 9, 1999-Jan. 9, 2000.

Yakima Indian Reservation: The 1997-98, 1998-99, 1999-2000 Upland Bird Seasons within the Yakima Indian Reservation shall be the same as the season established by the Yakima Indian Nation.

Western Washington

Ring-necked Pheasant

Bag and Possession Limits: Two (2) pheasants of either sex per day, with a total of fifteen (15) pheasants in possession at any time.

Early season: ~~((Sept. 20-26, 1997; Sept. 26-Oct. 2, 1998; and))~~ Sept. 25-Oct. 1, 1999 for ~~((juvenile))~~ youth hunters ~~((14 and under))~~ and ~~((senior))~~ hunters 65 years of age or older. Juvenile hunters must be accompanied by an adult at least 18 years old.

~~((Sept. 27-Nov. 30, 1997; Oct. 3-Nov. 30, 1998; and))~~ Regular season: Oct. 2-Nov. 30, 1999; 8 a.m. to 4 p.m.; except Dungeness Recreation site (Clallam County) starting ~~((Oct. 11, 1997; Oct. 17, 1998;))~~ Oct. 16, 1999; except CLOSED in GMU 522.

A Western Washington ~~((Upland Bird))~~ Pheasant Permit is required to hunt pheasant ~~((, quail, and partridge))~~ in western Washington, in addition to a current small game hunting license. Pheasant kills ~~((only))~~ must be recorded. Upon taking a pheasant, the holder of a Western Washington ~~((Upland Bird))~~ Pheasant Permit must immediately enter on the corresponding space the date and location of kill.

There are three options available for the ~~((1997, 1998;))~~ 1999 hunting season:

- (1) Full Season Option: Allows the harvest of ten (10) pheasants.
- (2) ~~((Juvenile (under 15)))~~ Youth option: Allows the harvest of six (6) pheasants by youth hunters.

PERMANENT

(3) ~~((2))~~ 3-Day Option: Allows the harvest of four (4) pheasants during ~~((two))~~ three consecutive days.

Every person possessing a Western Washington ~~((Upland Bird))~~ Pheasant Permit must by December 31, return the permit to the Department of Fish and Wildlife. The number of permits purchased per year is not limited.

A hunter shall select one valid option at the time they purchase their Western Washington ~~((Upland Bird))~~ Pheasant Permit.

**Special Restriction:** Non-toxic shot must be used in a shotgun to hunt pheasant on the Skagit Wildlife Area. Western Washington pheasant hunters must choose to hunt on either odd-numbered or even-numbered weekend days from 8:00 - 10:00 a.m. at all units of Lake Terrell, Tennant Lake, Snoqualmie, Skagit, Skookumchuck, and Scatter Creek Wildlife Areas, and must indicate their choice on the western Washington ~~((upland bird))~~ pheasant permit by choosing "odd" or "even." It is unlawful to purchase an additional permit until the ten pheasant allowed on the current permit are taken. Hunters that select the ~~((two))~~ three day option, ~~((senior))~~ hunters 65 years of age or older, and ~~((juvenile))~~ youth hunters ~~((14 years of age or younger))~~ may hunt during either weekend day morning. ~~((Juvenile))~~ Youth hunters must be accompanied by an adult ~~((with an))~~ at least 18 years old. Adults must have an appropriately marked ~~((upland bird))~~ pheasant permit.

#### Mountain Quail

**Bag and Possession Limits:** Two (2) mountain quail per day, with a total of four (4) mountain quail in possession at any time.

~~((Oct. 11-Nov. 30, 1997; Oct. 10-Nov. 30, 1998;))~~ Oct. 9-Nov. 30, 1999; except CLOSED in GMU 522.

#### Valley and Bobwhite Quail

**Bag and Possession Limits:** Ten (10) valley or bobwhite quail per day, with a total of thirty (30) valley or bobwhite quail in possession at any time; straight or mixed bag.

~~((Oct. 11-Nov. 30, 1997; Oct. 10-Nov. 30, 1998;))~~ Oct. 9-Nov. 30, 1999; except CLOSED in GMU 522.

#### TURKEY

##### Spring Season

Gobblers and Turkeys with Visible Beards Only.

State-wide: ~~((April 15-May 15, 1997; April 15-May 15, 1998; and))~~ April 15-May 15, 1999.

##### Fall Season

##### Either Sex

Klickitat and Skamania counties: ~~((Nov. 27-Dec. 1, 1997; Nov. 26-30, 1998;))~~ Nov. 25-29, 1999.

Asotin, Columbia, Garfield, and Walla Walla counties: ~~((Nov. 27-Dec. 1, 1997; Nov. 26-30, 1998;))~~ Nov. 25-29, 1999. Only hunters that successfully complete the Depart-

ment of Fish and Wildlife's Advanced Hunter Education (AHE) program will be eligible to hunt turkeys during this season. A certification card will be issued to all AHE graduates and must be in possession in addition to a valid small game hunting license and turkey tag while hunting in this area.

#### OFFICIAL HUNTING HOURS/BAG LIMITS:

**Bag and Possession Limit:** One turkey per day, with a total of three (3) per year; only one turkey from each subspecies may be killed per year in ~~((1997, 1998 and))~~ 1999~~((; Subspecies are defined by county of kill.~~

~~Eastern Wild Turkey: All of western Washington excluding Skamania and Klickitat counties.~~

~~Rio Grande Wild Turkey: All of eastern Washington excluding Klickitat, Ferry, Pend Oreille, and Stevens counties.~~

~~Merriam's Wild Turkey: Skamania, Klickitat, Pend Oreille, Ferry and Stevens counties.~~

~~Tag Sale Cutoff: All multiple tags must be purchased by April 14 each year; a single statewide tag may be purchased at any time).~~

If a hunter intends to hunt for turkey, one turkey tag option must be selected when a small game license is purchased. If the state-wide tag option is selected, the person is precluded from purchasing any other turkey tag. The Eastern, Rio Grande and Merriam tags must be purchased before April 14 each year. The state-wide tag may be purchased at any time.

#### TAG OPTIONS:

- (1) State-wide: Allows the harvest of one turkey of any subspecies during a calendar year.
- (2) Eastern: Allows the harvest of one turkey during a calendar year in any western Washington county except Skamania and Klickitat.
- (3) Rio Grande: Allows the harvest of one turkey during a calendar year in any eastern Washington county except Ferry, Klickitat, Pend Oreille or Stevens.
- (4) Merriams: Allows the harvest of one turkey during a calendar year in Ferry, Klickitat, Pend Oreille, Skamania, or Stevens Counties.

**Hunting Hours:** One-half hour before sunrise to sunset during spring and fall seasons.

#### SPECIAL REGULATIONS:

1. Turkey season is open for shotgun and bow-and-arrow hunting only.
2. A turkey tag is required for hunting turkey.
3. Each successful hunter must complete and return a game harvest report card to the Department of Fish and Wildlife within ten days after taking a turkey.
4. It is unlawful to use dogs to hunt turkeys.

#### SAGE AND SHARP-TAILED GROUSE

Season Closed State-wide.

#### BIRD DOG TRAINING SEASON

((Aug. 1, 1997-Mar. 15, 1998;)) Aug. 1, 1998-Mar. 15, 1999; and Aug. 1, 1999-Mar. 15, 2000, except from ((~~Sept. 27-Nov. 30, 1997, Oct. 3-Nov. 30, 1998, and~~)) Oct. 2-Nov. 30, 1999, dog training is prohibited except from 8:00 a.m. to 4:00 p.m. on designated western Washington pheasant release sites. Dog training is prohibited from Jan. 15 - Mar. 15 on the Shillapoo Wildlife Area (Region ~~((50 EXCEPT ON))~~ 5), except on posted portions open for year around dog training.

Dog training may be conducted year around on posted portions of: Region One - Espanola (T 24 N, R 40 E, E 1/2 of Sec. 16); Region Two - Wahluke Wildlife Area north of Highway 24; Region Three - South L.T. Murray Wildlife Area; Region Four - Fort Lewis Military Base, Skagit Wildlife Area, Lake Terrell Wildlife Area, and Snoqualmie Wildlife Area; Region Five - Shillapoo/Vancouver Lake Wildlife Area; Region Six - Scatter Creek Wildlife Area.

#### HIP REQUIREMENTS:

All (~~(adult)~~) hunters (~~((~~)age 16 and over(~~))~~) of migratory game birds (duck, goose, coot, snipe, mourning dove) are required to complete a Harvest Information Program (HIP) survey form at a license dealer, and possess a Washington Migratory Bird Stamp as evidence of compliance with this requirement when hunting migratory game birds. Youth hunters (~~((age 15 and under))~~) are required to complete a HIP survey form (~~((available through WDFW offices))~~), and possess a free Washington Youth Migratory Bird (~~(Stamp)~~) Authorization as evidence of compliance with this requirement when hunting migratory game birds.

#### CANADA GOOSE SEPTEMBER SEASON

Bag and Possession Limits: Three (3) Canada geese per day with a total of six (6) in possession at any time.

State-wide: (~~((September 8-14, 1998, except closed in that area of Quileene Bay lying north and east of Quileene Boat Haven;))~~) September 7-13, 1999.

#### BAND-TAILED PIGEON

Closed Season State-wide.

#### MOURNING DOVE

Bag and possession limits: Ten (10) mourning doves per day with a total of twenty (20) mourning doves in possession at any time.

State-wide: (~~((Sept. 1-15, 1997; Sept. 1-15, 1998; and))~~) Sept. 1-15, 1999; except CLOSED in GMU 522.

#### RABBIT AND HARE

Cottontail, Snowshoe Hare (or Washington Hare), and Jack-rabbit.

Bag and Possession Limits: Five (5) rabbits or hares per day, with a total of fifteen (15) in possession at any time; straight or mixed bag.

State-wide: (~~((Sept. 1, 1997-Mar. 15, 1998;))~~) Sept. 1, 1998-Mar. 15, 1999; Sept. 1, 1999-Mar. 15, 2000; except CLOSED in GMU 522 and CLOSED Jan. 15-Mar. 15 on Shillapoo Wildlife Area (Region 5).

#### CROWS

Bag and possession limits: No limits

State-wide: (~~((Oct. 1, 1997-Jan. 31, 1998;))~~) Oct. 1, 1998-Jan. 31, 1999; Oct. 1, 1999-Jan. 31, 2000.

#### FALCONRY SEASONS

##### Upland Game Bird - Falconry

Daily bag: Two (2) pheasants (either sex), six (6) partridge, five (5) quail, and three (3) forest grouse (blue, ruffed, spruce) per day.

State-wide: (~~((Sept. 1, 1997-Mar. 15, 1998;))~~) Sept. 1, 1998-Mar. 15, 1999; Sept. 1, 1999-Mar. 15, 2000.

##### Mourning Dove - Falconry

Daily Bag: Three (3) mourning doves per day straight bag or mixed bag with snipe, coots, ducks, and geese during established seasons.

State-wide: (~~((Sept. 1-15 and Oct. 1-Dec. 31, 1997; Sept. 1-15 and Oct. 1-Dec. 31, 1998; and))~~) Sept. 1-15 and Oct. 1-Dec. 31, 1999.

##### Cottontail and Hare - Falconry

Daily bag: Five (5) rabbits or hares per day; straight or mixed bag.

State-wide: (~~((Aug. 1, 1997-Mar. 15, 1998;))~~) Aug. 1, 1998-Mar. 15, 1999; Aug. 1, 1999-Mar. 15, 2000, for cottontail, snowshoe hare (or Washington hare), white-tailed and black-tailed jackrabbits.

AMENDATORY SECTION (Amending Order 98-57, filed 4/22/98, effective 5/23/98)

**WAC 232-28-272 1998-99 and 1999-2000 Black bear and cougar hunting seasons and regulations.**

#### **Black Bear Seasons:**

- (1) **General Season in Eastern Washington:** (~~((August 1-November 8, 1998 and))~~) August 1-November 7, 1999, except (~~((September 8-November 8, 1998 and))~~) September 7-November 7, 1999 in that part of GMU 113 north of the line beginning at the mouth of Mill Creek on the Pend Oreille River; E along Mill Creek to Le Clerc Creek Rd.; N on Le Clerc Creek Rd. to USFS Rd. 1200; E on USFS Rd. 1200 to Pyramid Pass (Colville NFID Panhandle NF boundary); E on USFS Rd. 312 to USFS Rd. 658; N on USFS Rd. 658 to USFS Rd. 219; E on USFS Rd. 219 to the state line and in GMUs 145-186.
- (2) **General Season in Western Washington:** August 1-November 15, 1998 and August 1-November 14, 1999, except July 15-November 15, 1998 and July 15-November 14, 1999 on PLWMA's 401 and 600 and on Long Island where the seasons are September 1-November 15, 1998 and September 1-November 14, 1999.

**License ((and Tag(s)) Required:** A valid big game hunting license ((and valid species tag(s) are)) which includes black bear as a species option is required to hunt black bear. One black bear transport tag is included with a big game hunting license that has black bear as a species option. A second black bear transport tag must be purchased to take a second bear.

**Bag Limit:** Two (2) black bear per annual hunting season only one of which may be taken in Eastern Washington outside of GMUs 304, 306, 308 or 316.

~~((Tag Information: To take one (1) bear a hunter must purchase either a damage bear tag or a general bear tag. To take two (2) bears a hunter must purchase both a damage bear tag and a general bear tag. A damage bear tag is valid only in western Washington, and in GMUs 304, 306, 308, and 316 in eastern Washington. A general bear tag is valid statewide.))~~

**Hunting Method:** Hunters may use any lawful big game modern firearm, archery, or muzzleloader equipment for hunting black bear. The use of hounds and bait to hunt black bear is prohibited statewide.

**GMUs Closed to Bear Hunting:** 157 (Mill Creek Watershed), 485 (Green River), and 522 (Loo-wit).

**Harvest Report Cards:** All hunters that purchase ~~((black bear transport tag(s)))~~ a big game hunting license which includes black bear as an option are required to fill out and return their black bear harvest report card(s). Successful hunters must complete the report card(s) and return within 10 days after taking an animal. Unsuccessful hunters are required to complete and return their report card(s) within 10 days after the close of the bear season.

**Submitting Bear Teeth:** Successful bear hunters must submit the black bear premolar tooth located behind the canine tooth of the upper jaw.

**Cougar Season:**

**General Statewide Season:** August 1, 1998-March 15, 1999 and August 1, 1999-March 15, 2000.

**License ((and Tag(s)) Required:** A valid big game hunting license ((and valid species tag are)) which includes cougar as a species option is required to hunt cougar.

**Bag Limit:** ~~((One (1)))~~ Two (2) cougar ((may be taken during the)) per annual hunting season. It is unlawful to kill or possess spotted cougar kittens or adult cougars accompanied by spotted kittens.

**Tag Information:** One cougar transport tag is included with a big game license that has cougar as a species option. A second cougar transport tag must be purchased to take a second cougar.

**Hunting Method:** Hunters may use any lawful big game modern firearm, archery, or muzzleloader equipment for hunting cougar. Cougar may also be hunted with a .22 caliber centerfire rifle with a mushrooming or expanding type bullet weighing greater than 50 grains. The use of hounds to hunt cougar is prohibited statewide.

**GMUs Closed to Cougar Hunting:** 157 (Mill Creek Watershed), 485 (Green River), and 522 (Loo-wit).

**Harvest Report Cards:** All hunters that purchase a ~~((cougar transport tag))~~ big game license which includes cougar as a species option are required to fill out and return their cougar harvest report card. Successful hunters must complete the report card and return within 10 days after taking an animal. Unsuccessful hunters are required to complete and return their report card within 10 days after the close of the cougar season.

**Cougar Pelt Sealing:** Any person who takes a cougar must notify the department within 72 hours of kill (excluding legal state holidays) and provide the hunter's name, date and location of kill, and sex of animal. The raw pelt of a cougar must be sealed by an authorized department employee within five days of the notification of kill. Any person who takes a cougar must present the cougar skull, in such a manner that teeth and biological samples can be extracted, to an authorized department employee at the time of sealing.

**AMENDATORY SECTION** (Amending Order 98-56, filed 4/22/98, effective 5/23/98)

**WAC 232-28-271 Private lands wildlife management area hunting seasons, rules and boundary descriptions.**

**DEER GENERAL SEASONS ON PRIVATE LANDS  
WILDLIFE MANAGEMENT AREAS**

<b>Champion (PLWMA 401) Kapowsin Tree Farm</b>			
<b>Hunting Method</b>	<del>((1998 Dates</del>	<b>1999 Dates</b>	<b>Special Restrictions</b>
Archery	<del>August 28 - Sept. 10</del>	August <del>((27))</del> <u>28</u> -Sept. <del>((9))</del> <u>10</u>	<del>((Any Deer))</del> <u>2 Pt. Min. or Antlerless</u>
	<del>October 1-9</del>	October 1-9	<del>((Any Deer))</del> <u>2 Pt. Min. or Antlerless</u>
Modern Firearm Muzzleloader	<del>October 10-25</del>	October <del>((9))</del> <u>10</u> -24	2 Pt. Min.
	<del>November 23 - Dec. 7)</del>	November <del>((23))</del> <u>24</u> -Dec. <del>((7))</del> <u>5</u>	<del>((Antlerless-Only))</del> <u>2 Pt. Min. or Antlerless</u>

PERMANENT

<b>Merrill and Ring (PLWMA 600) Pysht Tree Farm</b>			
<b>Hunting Method</b>	<b><del>((1998 Dates</del></b>	<b>1999 Dates</b>	<b>Special Restrictions</b>
Archery	<del>September 15-30 Nov. 25-Dec. 31</del>	September 15-30 Nov. 24-Dec. 31	Either Sex South Unit Antlerless Only North Unit; Either Sex South Unit
Modern Firearm	<del>Oct. 17-31 Nov. 19-22</del>	Oct. 16-31 Nov. 18-21	Buck Only South Unit Buck Only South Unit
Muzzleloader	<del>Oct. 1-9))</del>	Oct. 1-9	Antlerless Only North Unit; Buck Only South Unit

~~((ELK GENERAL SEASONS ON PRIVATE LANDS  
WILDLIFE MANAGEMENT AREAS~~

<b>Champion (PLWMA 401) Kapowsin Tree Farm</b>				
<b>Hunting Method</b>	<b>Elk Tag</b>	<b>1998 Dates</b>	<b>1999 Dates</b>	<b>Special Restrictions</b>
Archery	WA	<del>Aug. 28-Sept. 10</del>	Aug. 27-Sept. 9	<del>Antlerless Only - Harvest Quota of 3</del>
Modern Firearm	WG, WP	<del>Closed</del>	Closed	
Muzzleloader	WM	<del>Nov. 23-Dec. 7</del>	Nov. 23-Dec. 7	<del>Antlerless Only - Harvest Quota of 3))</del>

~~((1998)) 1999 DEER PERMIT SEASONS ON  
PRIVATE LANDS WILDLIFE MANAGEMENT AREAS~~

<b><del>((1998)) 1999 - Mule Deer</del></b>				
<b><del>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. <u>Hunters are limited to one day of hunting during the permit season.</u></del></b>				
<b>Hunt Name</b>	<b>Permit Number</b>	<b>Permit Season</b>	<b>Special Restrictions</b>	<b>Boundary Description</b>
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
* <del>((Applicants)) Youth hunters must be ((15 years old or younger by opening date of the permit season)) under 16 years of age and must be accompanied by an adult during the hunt.</del>				
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 <del>((hunting license,))</del> <u>modern firearm</u> deer tag(;) and written authorization from the manager to participate in these hunts. All other hunting regulations apply.				

PERMANENT

~~((1998) Blacktail Deer  
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	Permit Number	Permit Season	Special Restrictions	Boundary Description
Kapowsin North	50	Dec. 11-15	Antlerless Only, Senior Hunters (Age 65+)	PLWMA 401 A North
Kapowsin Central	100	Dec. 11-15	Antlerless Only	PLWMA 401 B Central
Kapowsin South	100	Dec. 12, 13 19, 20	Antlerless Only, Youth or Persons of Disability Only))	PLWMA 401 C South

1999 - Blacktail Deer  
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	Permit Number	Permit Season	Special Restrictions	Boundary Description
Kapowsin North	25	Dec. 10-12	Antlerless Only, Age 65 and older Hunters	PLWMA 401 A North
Kapowsin Central	50	Dec. 10-12	Antlerless Only	PLWMA 401 B Central
Kapowsin South	25	Dec. 10-12	Antlerless Only Youth Hunters	PLWMA 401 C South
	25	Dec. 10-12	Antlerless Only Person of Disability	PLWMA 401 C South

ACCESS QUOTAS AND RAFFLE SEASONS  
ON PRIVATE LANDS WILDLIFE MANAGEMENT AREAS

~~((1998))~~ 1999 - Mule Deer  
Wilson Creek Area - Access Quotas and Seasons  
Only hunters possessing ~~((appropriate))~~ a modern firearm deer tag~~((s-(modern firearm or archery)))~~ are eligible for access authorizations on PLWMA 201. You may contact the PLWMA manager~~((, Dave Stevens,))~~ at (509) 345-~~((0121))~~ 2577 for information on these hunts.

Hunt Name	Quota	Access Season	Special Restrictions	Boundary Description
Wilson	50	Oct. 1-Dec. 31	Any Deer (Access Fee) Modern Firearm Deer Tag	PLWMA 201
<del>((Wilson</del>	2	Sept. 1-30	Buck Only (Access Fee) Archery Deer Tag))	PLWMA 201

PERMANENT

**((1998)) 1999 - Blacktail Deer**  
**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)) 1999 deer tag) are eligible for Champion buck permits. Hunters drawing a Champion deer raffle permit may purchase a second deer tag for the Champion hunt. 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)) 1-800-782-1493.

Hunt Name	<u>((Quota)) Permit Number</u>	Raffle Season	Special Restrictions	Boundary Description
Kapowsin North/Buck	8	Nov. ((7-22)) <u>6-18</u>	Buck Only (Auction/Raffle)	PLWMA 401 A North
Kapowsin Central/Buck	29	Nov. ((7-22)) <u>6-18</u>	Buck Only (Auction/Raffle)	PLWMA 401 B Central
Kapowsin South/Buck	14	Nov. ((7-22)) <u>6-18</u>	Buck Only (Auction/Raffle)	PLWMA 401 C South

**1999 Blacktail Deer**  
**Champion's Kapowsin Tree Farm - Antlerless Harvest Quotas**  
Hunts open only to persons purchasing Champion's annual access permits.

<u>Hunting Method</u>	<u>Harvest Quota</u>	<u>1999 Permit Season</u>	<u>Special Restrictions</u>	<u>Boundary Descriptions</u>
<u>Any Legal</u>	<u>5</u>	<u>Dec. 17-19</u>	<u>Antlerless Only</u>	<u>PLWMA 401 North</u> <u>Kapowsin North</u>
<u>Any Legal</u>	<u>10</u>	<u>Dec. 17-19</u>	<u>Antlerless Only</u>	<u>PLWMA 401 Central</u> <u>Kapowsin Central</u>
<u>Any Legal</u>	<u>10</u>	<u>Dec. 17-19</u>	<u>Antlerless Only</u>	<u>PLWMA 401 South</u> <u>Kapowsin South</u>

**((1998)) 1999 - Blacktail Deer**  
**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)) 1999 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)) 1-800-998-2382.

Hunt Name	Quota	Raffle Season	Special Restrictions	Boundary Description
Pysht North A	15	Sept. 15-30	Raffle, Archery, <u>3 pt. minimum or Antlerless ((Only))</u>	PLWMA 600 A North
Pysht North B	40	Oct. 19-31	Raffle, Antlerless Only	PLWMA 600 A North
Pysht North C	30	Nov. 10-24	Raffle, 3 Pt. Min. or Antlerless	PLWMA 600 A North
Pysht South A	40	Oct. 19-31	Raffle, Antlerless Only	PLWMA 600 B South

PERMANENT



ELK RAFFLE SEASONS ON PRIVATE LANDS WILDLIFE MANAGEMENT AREAS

**((1998)) 1999 - Elk**  
**Champion (PLWMA 401) Kapowsin Tree Farm - Raffle Quotas and Seasons**  
 Only hunters possessing a valid ~~((elk tag (any 1998))~~ **1999 elk tag((b))** and meeting the special restrictions noted for each hunt are eligible for Champion access permits on PLWMA 401. Hunters must contact Champion for auction/raffle permit opportunity. **Hunters drawing a Champion elk raffle permit are eligible to purchase a second elk tag for the Champion hunt.** Champion Pacific Timberland Inc., 31716 Camp 1 Road, Orting, Washington 98360. For more information, please call Champion at ~~((360) 782-1493))~~ **1-800-782-1493.**

Hunt Name	Quota	Raffle Season	Special Restrictions	Boundary Descriptions
Kapowsin Bull North	2	Sept. 15-30	Auction/Raffle Any Bull, Any Tag	PLWMA 401 A North
Kapowsin Bull Central	2	Sept. 15-30	Auction/Raffle Any Bull, Any Tag	PLWMA 401 B Central
Kapowsin Bull South	2	Sept. 15-30	Auction/Raffle Any Bull, Any Tag	PLWMA 401 C South

**((1998)) 1999 - Elk**  
**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))~~ **1-800-998-2382** 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))~~ **the east side of Lake Kapowsin to Ohop Creek; then up Ohop Creek to Champion ownership line; then along ownership line to ((N.W.)) S.W. corner ((Section 31, T17N, R5E; then south along section line to 1/4 corner)) of the north half of Section 6, T16N, R5E; then easterly along Weyerhaeuser/Champion ownership line to the 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)) east along USFS/Champion ownership line to S.W. corner of Section 31, T16N, R7E; then ((east)) north along USFS/Champion ownership line to ((S.E.)) N.W. corner Section ((34)) **32, 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 of Section****

PERMANENT

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 ownerships); 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 of 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 99-01-142

#### PERMANENT RULES

#### INSURANCE COMMISSIONER'S OFFICE

[Insurance Commissioner Matter No. R 98-19—Filed December 22, 1998, 10:23 a.m.]

Date of Adoption: December 22, 1998.

Purpose: To revise the RBS formula and bring it into accord with the formula developed by the National Association of Insurance Commissioners.

Citation of Existing Rules Affected by this Order: Repealing WAC 284-36A-025; and amending WAC 284-36A-010 and 284-36A-020.

Statutory Authority for Adoption: RCW 48.02.060, 48.36A.100, 48.36A.290.

Adopted under notice filed as WSR 98-20-101 on October 7, 1998.

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 2, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 2, Repealed 1.

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.

December 22, 1998

James T. Odiome  
Deputy Commissioner

**AMENDATORY SECTION** (Amending Matter R 98-03, filed 4/6/98, effective 5/7/98)

**WAC 284-36A-010 Definitions.** (1) "Adjusted RBS report" means an RBS report which has been adjusted by the commissioner in accordance with WAC 284-36A-020(4).

(2) "AVR" means asset valuation reserve.

(3) "Corrective order" means an order issued by the commissioner specifying corrective actions which the commissioner has determined are required.

(4) "Fraternal benefit society" is defined at RCW 48.36A.010.

(5) "NAIC" means the National Association of Insurance Commissioners.

(6) "Negative trend" means, with respect to a fraternal benefit society, negative trend over a period of time, as determined in accordance with the "trend test calculation" included in the RBS instructions.

(7) "RBC" means risk-based capital.

(8) "RBS" means risk-based surplus.

(9) "RBS instructions" means the ~~((RBS))~~ RBC report for life insurance companies, including risk-based capital instructions adopted, by the NAIC (~~(-except where specifically amended in WAC 284-36A-020 and 284-36A-025)).~~

(10) "RBS level" means a fraternal benefit society's society action level RBS, regulatory action level RBS, authorized control level RBS, or mandatory control level RBS where:

(a) "Society action level RBS" means, with respect to a fraternal benefit society, the product of 2.0 and its authorized control level RBS;

(b) "Regulatory action level RBS" means the product of 1.5 and its authorized control level RBS;

(c) "Authorized control level RBS" means the number determined under the risk-based surplus formula in accordance with the RBS instructions;

(d) "Mandatory control level RBS" means the product of .70 and the authorized control level RBS.

(11) "RBS plan" means a comprehensive financial plan containing the elements specified in WAC 284-36A-040(2). If the commissioner rejects the RBS plan, and it is revised by the fraternal benefit society, with or without the commissioner's recommendation, the plan shall be called the "revised RBS plan."

(12) "RBS report" means the report required in WAC 284-36A-050 and 284-36A-020.

(13) "Total adjusted surplus" means the sum of:

(a) A fraternal benefit society's statutory surplus as determined in accordance with statutory accounting applicable to the annual financial statement required to be filed under RCW 48.36A.260; and

(b) Other items, if any, as the RBS instructions may provide.

**AMENDATORY SECTION** (Amending Matter R 98-03, filed 4/6/98, effective 5/7/98)

**WAC 284-36A-020 Report of RBS level—Formula for determining level—Inaccurate reports adjusted by commissioner.** (1) On or prior to the annual filing date, which is hereby established as ~~((April))~~ March 1, every fraternal benefit society authorized to transact insurance business in this state, shall prepare and submit to the commissioner a report of its RBS level as of the end of the calendar year just ended, in a form and containing all information required by the RBS instructions.

(2) The RBS of a fraternal benefit society shall be determined in accordance with the formula set forth in the RBS instructions. The formula shall take into account and may adjust for the covariance between:

(a) The risk with respect to the assets of the fraternal benefit society;

(b) The risk of adverse insurance experience with respect to the liabilities and obligations of the fraternal benefit society;

(c) The interest rate risk with respect to the business of the fraternal benefit society; and

(d) All other business risks and other relevant risks as are set forth in the RBS instructions, determined in each case by applying the factors in the manner set forth in the RBS instructions.

(3) An excess of surplus over the amount produced by the RBS requirements and the formulas, schedules, and instructions under this chapter is desirable in the insurance business of fraternal benefit societies. Accordingly, fraternal benefit societies should seek to maintain unimpaired surplus above the RBS level required. Additional unimpaired surplus is used and useful in the insurance business of fraternal benefit societies and helps to secure a fraternal benefit society against various risks inherent in, or affecting, the insurance business of fraternal benefit societies and not accounted for or only partially measured by the RBS requirements.

(4) If a fraternal benefit society files an RBS report that in the judgment of the commissioner is inaccurate, then the commissioner shall adjust the RBS report to correct the inaccuracy and shall notify the fraternal benefit society of the adjustment. The notice shall contain a statement of the reason for the adjustment. An RBS report as so adjusted is referred to as an "adjusted RBS report."

#### **REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 284-36A-025

Risk-based surplus (RBS)  
financial standard formula.

**WSR 99-01-144  
PERMANENT RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 98-248—Filed December 22, 1998, 10:54 a.m., effective January 1, 2000]

Date of Adoption: December 4, 1998.

Purpose: To amend WAC 232-28-274 Big game auction permits and raffles.

Citation of Existing Rules Affected by this Order: Amending WAC 232-28-274.

Statutory Authority for Adoption: RCW 77.12.040.

Adopted under notice filed as WSR 98-21-092 on October 21, 1998.

Changes Other than Editing from Proposed to Adopted Version: The adopted version of WAC 232-28-274 Big game auction permits and raffles, differs from the proposed version filed with the Code Reviser in the following specifics: 1. Change the WAC title to include "and wild turkey."

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: January 1, 2000.

December 16, 1998

Lisa Pelly, Chair

Fish and Wildlife Commission

**AMENDATORY SECTION** (Amending Order 98-59, filed 4/22/98, effective 5/23/98)

**WAC 232-28-274 ((1999)) 2000 Big game and wild turkey auction permits and raffles.**

**BIG GAME AUCTION PERMITS**

The Director will select a conservation organization(s) to conduct the ((1999)) 2000 auction(s). Selection of the conservation organizations will be based on criteria adopted by the Washington Department of Fish and Wildlife. The organization shall notify the Department of the name of and address of the successful bidder within ten days of the auction.

**AUCTION PERMIT HUNT(S)**

**SPECIES - ONE ELK PERMIT**

Hunting Season Dates: September 15-30, ((1999)) 2000

Hunt Area: State-wide in any ((open)) area open to general or permit season muzzleloader, archery, or modern firearm elk hunting during the 2000 season EXCEPT all Private Lands Wildlife Management Areas and GMUs 157 and 485 are closed.

Bag Limit: One bull elk

**AUCTION HUNT PERMITTEE RULES**

- (1) Permittee shall contact the appropriate regional office of the Department of Fish and Wildlife when entering the designated hunt area.
- (2) The permittee may be accompanied by others; however, only the permittee is allowed to carry a legal weapon or harvest an animal.
- (3) Any attempt by members of the permittee's party to herd or drive wildlife is prohibited.
- (4) If requested by the Department, the permittee is required to direct Department officials to the site of the kill.

**SPECIES - ONE BIGHORN SHEEP PERMIT**

Hunting Season Dates: September 1 - October 31, ((1999)) 2000

Hunt Area: Sheep Unit 4 (Selah Butte), Sheep Unit 5 (Umtanum), Sheep Unit 7 (Cleman Mountain), or Sheep Unit 13 (Quilomene).

Bag Limit: One bighorn ram

**AUCTION HUNT PERMITTEE RULES**

- (1) Permittee shall contact the appropriate regional office of the Department of Fish and Wildlife when entering the designated hunt area.
- (2) The permittee may be accompanied by others; however, only the permittee is allowed to carry a firearm and harvest an animal.
- (3) Any attempt by members of the permittee's party to herd or drive wildlife is prohibited.
- (4) If requested by the Department, the permittee is required to direct Department officials to the site of the kill.
- (5) The permittee will present the head and carcass of the bighorn sheep killed to any Department office within 72 hours of date of kill.

**SPECIES - ONE MOOSE PERMIT**

Hunting Season Dates: October 1-November 30, ((1999)) 2000

Hunt Area: Any ((open)) moose unit open during the 2000 season

Bag Limit: One moose of either sex

**AUCTION HUNT PERMITTEE RULES**

- (1) The permittee may be accompanied by others; however, only the permittee is allowed to carry a legal weapon or harvest an animal.
- (2) If requested by the Department, the permittee is required to direct Department officials to the site of the kill.

**~~((BIG GAME))~~ RAFFLE PERMITS**

PERMANENT

The following raffle permits will be issued to individuals selected through a drawing:

#### DEER RAFFLE PERMIT HUNT

Bag limit: One additional any buck deer.

Open area: State-wide in any (~~open~~) area open to general or permit season muzzleloader, archery, or modern firearm deer hunting during the 2000 season, except all Private Lands Wildlife Management Areas (PLWMAs), and GMUs 157 and 485 are closed.

Open season: The deer raffle permit holder may hunt in any (~~1999~~) 2000 general or permit archery, muzzleloader, or modern firearm season.

Weapon: The raffle hunter may use only archery equipment during archery seasons, muzzleloader equipment during muzzleloader seasons and any legal weapon during modern firearm seasons.

Number of permits: 1

Raffle ticket cost: \$5.00 including a 50 cent vendor fee.

#### ELK RAFFLE PERMIT HUNT

Bag limit: One additional any bull elk.

Open area: State-wide in any (~~open~~) area open to general or permit season muzzleloader, archery, or modern firearm elk hunting during the 2000 season, except all Private Lands Wildlife Management Areas (PLWMAs) and GMUs 157 and 485 are closed.

Open season: The elk raffle permit holder may hunt in any (~~1999~~) 2000 general or permit archery, muzzleloader, or modern firearm season.

Weapon: The raffle permit hunter may use only archery equipment during archery seasons, muzzleloader equipment during muzzleloader seasons and any legal weapon during modern firearm seasons.

Number of permits: 1

Raffle tickets cost: \$5.00 including a 50 cent vendor fee.

#### BIGHORN SHEEP RAFFLE PERMIT HUNT

Bag limit: One bighorn ram

Open area: Sheep Unit 4 (Selah Butte), Sheep Unit 5 (Umtanum), Sheep Unit 7 (Cleman Mountain), or Sheep Unit 13 (Quilomene).

Open season: September 1-October 31, (~~1999~~) 2000.

Weapon: Hunter may use any legal weapon.

Number of permits: 1

Raffle tickets cost: \$10.00 including a 50 cent vendor fee.

- (1) Permittee shall contact the appropriate regional office of the Department (~~of Fish and Wildlife~~) when entering the designated hunt area.
- (2) The permittee may be accompanied by others; however, only the permittee is allowed to carry a firearm and harvest an animal.
- (3) Any attempt by members of the permittee's party to herd or drive wildlife is prohibited.
- (4) If requested by the department, the permittee is required to accompany Department officials to the site of the kill.
- (5) The permittee will present the head and carcass of the bighorn sheep killed to any department office within 72 hours of date of kill.

#### MOOSE RAFFLE PERMIT HUNT

Bag limit: One moose of either sex

Open area: Hunter may hunt in any (~~open~~) moose unit open during the 2000 season.

Open season: October 1-November 30, (~~1999~~) 2000.

Weapon: Hunter may use any legal weapon.

Number of permits: 1

Raffle ticket: cost \$5.00 including a 50 cent vendor fee.

- (1) Permittee shall contact the appropriate regional office of the department (~~of fish and wildlife~~) when entering the designated hunt area.
- (2) If requested by the department, the permittee is required to accompany department officials to the site of the kill.

#### TURKEY RAFFLE PERMIT HUNT

Bag limit: Three (3) additional wild turkeys, but not to exceed more than one of each subspecies: Eastern, Rio Grande, and Merriams.

Open Area: State-wide.

Open Season: April 1 to May 31, 2000.

Weapon: Archery or shotgun only.

Number of permits: 2.

Raffle ticket cost: \$5.00 including a 50 cent vendor fee.

- (1) Permittees shall contact the appropriate regional office of the department when entering the region to hunt outside the general season for wild turkeys.
- (2) The permittee may be accompanied by others. Only the permittee is allowed to carry a weapon and harvest a turkey outside the general season.

**WSR 99-01-145  
PERMANENT RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 98-250—Filed December 22, 1998, 10:59 a.m., effective January 1, 1999]

Date of Adoption: December 4, 1998.

Purpose: To amend WAC 232-28-260 and to adopt WAC 232-28-275.

Citation of Existing Rules Affected by this Order: Amending WAC 232-28-260.

Statutory Authority for Adoption: RCW 77.12.040.

Adopted under notice filed as WSR 98-21-092 on October 21, 1998.

Changes Other than Editing from Proposed to Adopted Version: The adopted version of WAC 232-28-260 Special hunting seasons, differs from the proposed version filed with the code reviser in the following specifics:

1. On the first page, subsection (3)(b) should be changed to read as follows:

Youth Permit and General Season Hunts: Only (~~applicants~~) persons who have lawfully purchased a youth hunting license (~~sixteen years old or younger on opening day of the permit hunt~~) will be eligible to apply for the youth permit hunts, or participate in youth general season hunts.

2. On the first page, subsection (3)(c), the word "licensing" should be changed to "license."

3. On the second page, subsection (6)(b), the words "...the first business day after..." should be eliminated from the new language that discusses qualifying for a cougar or bear drawing.

The adopted version of WAC 232-28-275 1999 Black bear special permit season and quotas, differs from the proposed version filed with the code reviser in the following specifics:

1. The ending date for the permit season listed in the permit table should be changed from "May 31" to "May 16" for all hunts.

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 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: January 1, 1999.

December 16, 1998

Lisa Pelly, Chair

Fish and Wildlife Commission

**AMENDATORY SECTION** (Amending Order 97-249, filed 12/23/97, effective 1/23/98)

**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))~~ Age 65 and older 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 and General Season 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))~~ persons who have lawfully purchased a youth hunting license will be eligible to apply for the youth permit hunts, or to participate in youth general season hunts.

(c) ~~((Senior Citizen))~~ Age 65 and older Permit and General Season Hunts: Only applicants sixty-five years of age or

older on ~~((opening day of the permit hunt))~~ March 31 of the license year will be eligible to apply for ~~((senior citizen))~~ age 65 and older permit hunts or participate in age 65 and older general season hunts.

(d) Advanced Hunter Education Permit Hunts: Only ~~((applicants))~~ persons 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, cougar or black bear special hunting seasons permit hunt application:

(a) To apply for permit hunts for deer, elk, cougar or black bear applicants must have a valid Washington big game hunting license and a valid ~~((deer))~~ transport tag for the appropriate species. Each applicant must have the proper transport tag as identified in the current deer, elk, cougar or black bear 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.~~

(e)) No ~~((refunds or))~~ exchanges for deer ~~((or))~~, elk, cougar or black bear transport tags will be made for persons applying for permit hunts.

~~((d))~~ (c) Holders of deer ~~((or))~~, elk, cougar or black bear special permit hunts may hunt only with a weapon in compliance with ~~((their transport tag during))~~ the permit hunts.

(5) Mountain goat, moose~~((;))~~ and 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))~~ Persons who have previously drawn a Washington mountain goat, 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 ~~((for auction))~~ or auction hunt.

(b) No refunds or exchanges for mountain goat, moose~~((;))~~ or mountain sheep~~((, or cougar transport tags))~~ permits will be made for persons drawing for permit hunts.

(c) Successful applicants under this section must purchase the permit within fifteen days of the department notification mailing. Failure to purchase forfeits the permit to an alternate.

(d) Permit hunting report: A hunter report will be sent to each mountain goat, moose~~((;))~~ or 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))~~ a deer, elk, mountain goat, mountain sheep or moose drawing, all applications must be postmarked no later than the second Friday of June or received at a department ~~((of fish and wildlife))~~ office no later than 5:00 p.m. on the second Friday of June of the year of the drawing. To qualify for a cougar or

black bear drawing, all applications must be postmarked no later than the second Friday of February or received at a department office no later than 5:00 p.m. on the second Friday of February 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, cougar or black bear 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)~~) species transport tag number for each applicant.

(ii) To be eligible for the special mountain goat, moose(~~(s)~~) or mountain sheep(~~(, or cougar)~~) permit hunts drawing, each application must include a valid hunt number, complete name, correct mailing address, date of birth, and 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 PLWMAs.

(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)~~) deer or elk transport tag (~~(may be purchased)~~) will be issued upon payment 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 (~~(a) [an auction or]~~) 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 nonprofit 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 nonprofit 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 organiza-

tions 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.

(iv) One winner and two alternates shall be drawn at the drawing.

(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))~~ **two** 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))~~ **15** days of ~~((the drawing))~~ **being notified** 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.

(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))~~ **or permit** prior to issuance of the raffle permit. An additional ~~((big game))~~ transport tag ~~((may be purchased))~~ **will be issued upon payment** for a deer or elk auction or raffle permit hunt. Only one ~~((big game transport tag))~~ **permit** 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.

NEW SECTION

**WAC 232-28-275 1999 Black bear special permit season and quotas.**

**BLACK BEAR SPECIAL PERMIT HUNTS**

Who May Apply: Any one with a valid 1999 Washington big game license which includes black bear.

Bag Limit: One (1) black bear per black bear special permit season.

Hunt Name	Permit Season	Permit Hunt Boundary	Special Restrictions	1999 Permits
Blue Creek	April 15 - May 16	GMU 154	Any Legal Weapon	10
Dayton	April 15 - May 16	GMU 162	Any Legal Weapon	10
Tucannon	April 15 - May 16	GMU 166	Any Legal Weapon	10
Wenaha	April 15 - May 16	GMU 169	Any Legal Weapon	15
Mt. View	April 15 - May 16	GMU 172	Any Legal Weapon	10
Lick Creek	April 15 - May 16	GMU 175	Any Legal Weapon	10
Grande Ronde	April 15 - May 16	GMU 186	Any Legal Weapon	5

**WSR 99-01-154**

**PERMANENT RULES**

**DEPARTMENT OF FISH AND WILDLIFE**

[Order 98-257—Filed December 22, 1998, 3:53 p.m.]

Date of Adoption: December 16, 1998.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Amending WAC 220-52-050.

Statutory Authority for Adoption: RCW 75.08.080.

Adopted under notice filed as WSR 98-21-091 on October 21, 1998.

Changes Other than Editing from Proposed to Adopted Version: 1. WAC 220-88B-030 (1) and (2) - added, ", and that coastal spot shrimp were landed from the vessel during 1996, 1997 or 1998." This additional eligibility requirement, together with the minimum landing requirement, establishes that fishers show a commitment and dependency in the fishery. Substantial landings and recent landings will ensure participation by persons who have a greater financial dependence on continued participation than persons who made minimal landing or who have not participated in the fishery in recent years.

2. Added allowance for fishers who fished off Washington but landed into Oregon, provided the fish tickets were received by ODFW no later than April 15, 1998. This criteria will allow between one and three additional boats in, but the Oregon Developing Fishery Board has committed that if we allow for Oregon landings, they will prohibit Oregon fishers

PERMANENT



who are not licensed in Washington to fish in the EEZ off Washington. This will allow Washington licensed fishers access to the approximately 100,000 pounds that were landed into Oregon in 1998.

3. Replacement fisher language clarified such that the offer will be made first to the fisher with the largest landings during the qualifying period, and next to persons who fished outside the qualifying period.

4. Codified the total allowable catch at 250,000 to be equally divided, except the catch may be reallocated if the gear group is unlikely to take their portion.

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 5, 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.

December 21, 1998

Larry W. Peck  
Acting Director

AMENDATORY SECTION (Amending Order 94-23, filed 5/19/94, effective 6/19/94)

**WAC 220-52-050 Shrimp fishery—Coastal waters.** It is unlawful to fish for ~~((øø)), possess or deliver~~ shrimp taken for commercial purposes from ~~((east))~~ Washington territorial waters west of the Bonilla-Tatoosh line or waters of the Exclusive Economic Zone except as provided for in this section:

~~((1))~~ **Trawl gear:**

~~(a) Season—Open to trawl fishing April 1 through October 31 of each year.~~

~~(b) Gear restrictions—The following gear is prohibited:~~

~~(i) Shrimp trawl gear having a mesh size greater than two inches in the intermediate or codend. It is lawful to have mesh larger than two inches in the wings or body of the trawl.~~

~~(ii) It is unlawful for any fisherman to be in possession of any gear having mesh size greater than two inches in the intermediate or codend while any shrimp are aboard the vessel.~~

~~(e) Species restriction—It is unlawful to retain ocean pink shrimp taken within the territorial boundaries of the state.~~

~~(d) Licensing:~~

~~(i) A shrimp trawl—non-Puget Sound fishery license is a license required to operate the gear provided for in this sec-~~

~~tion, and allows the operator to retain shrimp other than ocean pink shrimp.~~

~~(ii) An ocean pink shrimp delivery license is a license required to operate the gear provided for in this section, and allows the operator to retain shrimp taken in offshore waters.~~

~~(2) Shellfish pot gear:~~

~~(a) Season—Open to shellfish pot gear fishing the entire year.~~

~~(b) Gear restrictions—No mesh restriction.~~

~~(e) Species restriction—It is unlawful to retain ocean pink shrimp taken within the territorial boundaries of the state.~~

~~(d) Licensing:~~

~~(i) A shellfish pot fishery license is a license required to operate the gear provided for in this section, and allows the operator to retain shrimp other than ocean pink shrimp.~~

~~(ii) An ocean pink shrimp delivery license is a license required to operate the gear provided for in this section, and allows the operator to retain shrimp taken in offshore waters.~~

~~(3) Minimum number of shrimp per pound:~~

~~The count must average no more than 160 shrimp per pound for a minimum of two samples increasing at a rate of one sample per one thousand pounds landed or in possession up to a maximum requirement of twenty samples. Such samples shall consist of at least one pound each of whole unbroken shrimp taken at random from throughout the individual load landed or in possession. This subsection applies only to loads of 3,000 pounds of shrimp or more.~~

~~(4) Incidental catch:~~

~~(a) It is unlawful to take salmon incidental to any shrimp fishery.~~

~~(b) It is unlawful to retain more than 1,500 pounds per fishing day of any bottomfish species taken incidental to a shrimp trawl fishery in which ocean pink shrimp comprise more than one half of the volume of shrimp aboard. It is unlawful to retain more than 1,000 pounds per fishing day of any bottomfish species taken incidental to a shrimp trawl fishery in which spot prawns comprise more than one half of the volume of shrimp aboard. If a species or species complex trip limit established under WAC 220-44-050 is less than 1,500 pounds or 1,000 pounds respectively, it is unlawful to land in excess of that trip limit.~~

~~(e) It is unlawful to retain any species of shellfish taken incidental to any lawful shrimp fishery, except that it is lawful to retain octopus and squid:)) (1) Ocean pink shrimp fishery:~~

~~(a) The open season for trawl gear is April 1 through October 31 of each year.~~

~~(b) The following gear is prohibited: Trawl gear having a net mesh size greater than two inches in the intermediate or codend, except for net mesh used in fish excluder devices. It is lawful to have net mesh larger than two inches in the wings or body of the trawl.~~

~~(c) Minimum number of shrimp per pound: The count per pound must average no more than 160 shrimp per pound for a minimum of two samples increasing at a rate of one sample per one thousand pounds landed or in possession up to a maximum requirement of twenty samples. Such samples shall consists of at least one pound of each of whole unbroken~~

shrimp taken at random from throughout the individual load landed or in possession. This shall apply only to loads of 3,000 pounds of shrimp or more.

(d) Incidental catch-fishery: It is unlawful to take salmon incidental to any shrimp fishery. It is unlawful to retain any bottomfish species taken incidental to shrimp trawl fishery except as provided for in WAC 220-44-050.

(e) Incidental catch-shellfish:

(i) It is unlawful to retain any species of shellfish except that it is lawful to retain up to 50 pounds round weight of other shrimp species taken incidentally in the ocean pink shrimp fishery, or octopus or squid.

(ii) It is unlawful to retain ocean pink shrimp taken within the territorial boundaries of the state.

(f) An ocean pink shrimp delivery license is the license required to operate the gear provided for in this section, and allows the operator to retain shrimp taken in offshore waters.

(2) Ocean spot shrimp fishery: The spot shrimp fishery shall be governed by chapter 220-88B WAC.

(3) Fisheries for shrimp species other than ocean pink shrimp or ocean spot shrimp: Species other than ocean pink shrimp and ocean spot shrimp may only be taken incidentally to the ocean pink shrimp and ocean spot shrimp fisheries.

#### NEW SECTION

**WAC 220-88B-010 Emerging commercial fishery—Coastal—Purpose.** The purpose of this chapter is to establish the coastal spot shrimp pot and coastal spot shrimp trawl fisheries as emerging commercial fisheries, specify the qualification for obtaining experimental fishery permits to participate in these fisheries, limit the transferability of fishery permits, and to set time, place, and manner for participation in these fisheries.

#### NEW SECTION

**WAC 220-88B-020 Designation of the coastal spot shrimp pot fishery and coastal shrimp trawl as emerging commercial fisheries.** (1) The director designates the coastal spot shrimp pot fishery as an emerging commercial fishery for which use of a vessel is required. It is unlawful to fish for, possess, or deliver spot shrimp taken for commercial purposes from Washington territorial waters west of the Bonilla-Tatoosh line or from waters of the Exclusive Economic Zone unless the owner of the vessel has a valid emerging commercial fishery license and a valid coastal spot shrimp pot experimental fishery permit.

(2) The director designates the coastal spot shrimp trawl fishery as an emerging commercial fishery for which a vessel is required. It is unlawful to fish for, possess, or deliver spot shrimp taken for commercial purposes from Washington territorial waters west of the Bonilla-Tatoosh line or from waters of the Exclusive Economic Zone unless the owner of the vessel has a valid emerging commercial fishery license and a valid coastal spot shrimp trawl experimental fishery permit.

(3) After January 1, 1999, the following licenses may not be used to fish for, possess, or deliver spot shrimp taken in Washington territorial waters west of the Bonilla-Tatoosh

line or waters of the Exclusive Economic Zone: Shellfish pot fishery license, nonlimited entry delivery license, salmon troll delivery license, salmon delivery license, crab pot fishery license, Dungeness crab—coastal fishery license.

#### NEW SECTION

**WAC 220-88B-030 Emerging commercial fishery—Eligibility for coastal experimental fishery permits—Terms and conditions of use—Renewal.** (1) A 1999 coastal spot shrimp pot experimental fishery permit will be issued to a natural person who is the owner of a vessel that can prove by means of valid Washington fish receiving tickets that at least 1,000 round pounds of spot shrimp were taken from waters of the Pacific Ocean between 46.15.00' and 48.28.00" N. latitude with shellfish pot gear and delivered from that vessel during the period January 1, 1992, through March 30, 1998, and that coastal spot shrimp were landed from the vessel during 1996, 1997 or 1998. In order for a fish receiving ticket to be valid it must have been received by the department no later than April 15, 1998. Valid Oregon fish receiving tickets may be used to meet the qualifying criteria for issuance of a coastal spot shrimp pot experimental fishery permit specified in this subsection, provided that reasonable proof is presented to the department that the spot shrimp were taken from waters of the Pacific Ocean adjacent to the state of Washington prior to March 30, 1998, and the fish receiving tickets were received by the Oregon department of fish and wildlife no later than April 15, 1998.

(2) A 1999 coastal spot shrimp trawl experimental fishery permit will be issued to a natural person who is the owner of a vessel that can prove by means of valid Washington fish receiving tickets that at least 10,000 round pounds of spot shrimp were taken from waters of the Pacific Ocean between 46.15.00' and 48.28.00" N. latitude with trawl gear and delivered from that vessel during the period from January 1, 1992, through March 30, 1998, and that coastal spot shrimp were landed from the vessel during 1996, 1997 or 1998. In order for a fish receiving ticket to be valid it must have been received by the department no later than April 15, 1998. Valid Oregon fish receiving tickets may be used to meet the qualifying criteria for issuance of a coastal spot trawl experimental fishery permit specified in this subsection, provided that reasonable proof is presented to the department that the spot shrimp were taken from waters of the Pacific Ocean adjacent to the state of Washington prior to March 30, 1998, and the fish receiving tickets were received by the Oregon department of fish and wildlife no later than April 15, 1998.

(3) For purposes of this section, landings of spot shrimp reported as "tails" on fish receiving tickets will be converted to round pounds by multiplying the reported weight of tails by two.

(4) In the event the owner has replaced a vessel that was used during the qualifying period, the landings from the original and replacement vessels may be combined for purposes of achieving the minimum landing requirement during the qualifying period.

(5) No individual may hold more than one Washington coastal spot shrimp experimental fishery permit.

(6) Coastal spot shrimp experimental fishery permits are not transferable. Only the vessel designated in the emerging commercial fishery license and coastal spot shrimp experimental fishery permit may be used to fish for or deliver spot shrimp.

(7) After 1999, a coastal spot shrimp pot experimental fishery permit or a coastal spot shrimp trawl experimental fishery permit will be issued only to the person who:

(a) Held such a permit the previous year; and

(b) Beginning January 1, 2001, can demonstrate by valid Washington fish receiving tickets that at least 1,000 cumulative round weight pounds of spot shrimp taken from waters of the Pacific Ocean adjacent to the state of Washington were landed from the person's vessel during the previous two calendar years.

(8) The director may convert coastal spot shrimp experimental trawl fishery permits to coastal spot shrimp experimental pot fishery permits.

(9) Coastal spot shrimp experimental fishery permits may be revoked by the director for failure to comply with conditions specified in the permits or violations of other fishing regulations. A coastal spot shrimp experimental fishery permit shall be revoked if the emerging commercial fishery license is revoked or future fishing privileges of the licensee are suspended.

(10) The director may issue a coastal spot shrimp experimental fishery permit to another person if a permittee fails to make the requisite landings, if the person's experimental coastal spot shrimp experimental fishery permit is revoked, or if no application for an emerging commercial fishery license is received by March 31st of each year. The total number of permits issued, including replacement permits, shall not exceed the number of permits issued in 1999. Selection of persons to receive replacement permits shall be by gear type, and replacement permits will be offered in descending order first to persons who made the largest total of Washington coastal spot shrimp landings in each gear type during the qualifying period, and then in descending order to persons who made the largest total of Washington coastal spot shrimp landings in each gear type. If no persons with coastal spot shrimp landings wish to participate, the director may offer a replacement permit by random drawing.

(11) Coastal spot shrimp experimental fishery permits are only valid for the year issued and expire on December 31st of the year issued with the expiration of the emerging commercial fishery license.

(12) The total allowable catch of spot shrimp taken from Washington territorial waters west of the Bonilla-Tatoosh line and from adjacent waters of the Pacific Ocean during a calendar year is 250,000 pounds round weight, and shall be equally divided between trawl and pot gear fishers, provided that the allowable catch may be reallocated between gear types if the allowable catch of a gear type is unlikely to be taken during the calendar year.

#### NEW SECTION

**WAC 220-88B-040 Coastal spot shrimp pot experimental fishery—Season and gear—Species restriction.** It is unlawful to fish for spot shrimp for commercial purposes in

coastal and offshore waters using shellfish pot gear except as provided in this section:

(1) Season - Open to shellfish pot gear the entire year.

(2) Gear restrictions:

(a) Maximum of 500 shellfish pots per permit.

(b) Effective January 1, 2001, pot size is limited to a maximum 153 inch bottom perimeter and a maximum 24 inch height.

(c) Effective January 1, 2001, shrimp pot gear must be constructed with net webbing or rigid mesh, and at least 50 percent of the net webbing or mesh covering the sides of the pot must easily allow passage of a seven-eighths inch diameter dowel.

(d) Pot gear is required to have an escape mechanism as provided for in WAC 220-52-035.

(e) Groundline end marker buoys must be floating and visible on the surface of the water, equipped with a pole, flag, radar reflector and operating light, and marked with the clear identification of the permittee.

(3) Incidental catch: It is unlawful to retain any species of finfish or shellfish, except that it is lawful to retain octopus, squid, and up to 50 pounds round weight of other shrimp species taken with shrimp pot gear.

#### NEW SECTION

**WAC 220-88B-050 Coastal spot shrimp trawl experimental fishery—Season and gear—Trawl gear restriction—pot gear restriction—Species restriction.** It is unlawful to fish for spot shrimp for commercial purposes in coastal and offshore waters using trawl gear except as provided for in this section:

(1) Season - Open to trawl gear May 1 through November 30.

(2) Gear:

(a) Fish excluder devices required.

(b) Single-layered codends only, minimum mesh one and one-half inches measured between adjacent knots. Effective January 1, 2001, minimum mesh size is two inches measured between adjacent knots.

(c) Chafing gear may encircle no more than 50 percent of the circumference of the net codend and the terminal end of chafing gear may not be attached to the codend except at the corners.

(d) Trawl gear may not be rigged such that tickler chains, or any other gear drags across the bottom in front of the mouth of the net; each roller, bobbin, disc, or similar device added to the footrope of the trawl net that is intended to make contact with the sea bottom may not be less than eight inches nor more than twenty-eight inches in diameter and must roll independently and freely.

(3) Spot shrimp pot gear may not be aboard any vessel designated in the coastal spot shrimp trawl experimental fishery.

(4) Incidental catch:

(a) It is unlawful to retain more than 50 pounds round weight of other shrimp species. It is lawful to retain octopus and squid.

(b) It is unlawful to retain salmon.

(c) It is unlawful to retain any bottomfish species except as provided for in WAC 220-44-050.

**WSR 99-01-156**  
**PERMANENT RULES**  
**WASHINGTON STATE PATROL**

[Filed December 23, 1998, 9:10 a.m., effective January 1, 1999]

Date of Adoption: December 23, 1998.

Purpose: To amend chapter 204-50 WAC, Ignition interlock breath alcohol devices, to ensure compliance with federal standards.

Citation of Existing Rules Affected by this Order: Repealing WAC 204-50-060 Device accuracy and reliability; and amending chapter 204-50 WAC, Ignition interlock breath alcohol devices.

Statutory Authority for Adoption: RCW 46.04.215 and 46.37.005.

Adopted under notice filed as WSR 98-23-084 on November 17, 1998.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 11, Repealed 1; or Recently Enacted State Statutes: New 0, Amended 11, Repealed 1.

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 11, Repealed 1.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: RCW 46.04.215 to which this WAC applies, becomes effective January 1, 1999.

Effective Date of Rule: January 1, 1999.

December 23, 1998  
Annette M. Sandberg  
Chief

**AMENDATORY SECTION** (Amending Order 87-05-ESR, filed 12/9/87)

**WAC 204-50-010 Authority.** This chapter is promulgated pursuant to RCW 46.37.005 and ((chapter 247, Laws of 1987)) 46.04.215.

**AMENDATORY SECTION** (Amending Order 87-05-ESR, filed 12/9/87)

**WAC 204-50-020 Purpose.** The purpose of this chapter is to establish guidelines for certification, installation, repair,

and removal of ignition interlock breath alcohol devices, as required by ((chapter 247, Laws of 1987)) RCW 46.04.215.

**AMENDATORY SECTION** (Amending Order 87-05-ESR, filed 12/9/87)

**WAC 204-50-030 Definitions for words or terms used in this chapter.** Alcohol - The generic class of organic compounds known as alcohols and, specifically the chemical compound ethyl alcohol. For the purpose of ignition interlock devices, there is no requirement expressed or implied that the device be specifically for ethyl alcohol.

Approved service provider - The person or company who is approved by ESR to service, install, monitor, calibrate, and provide information on a manufacturer's devices based on certification to ESR by the manufacturer that the person or company is qualified and is properly trained to provide these services.

Breath or blood alcohol concentration (BAC) - ((The weight)) In this chapter means the amount of alcohol ((contained in a unit volume of breath, measured in grams Ethanol/210 liters of breath and expressed as %, grams % and % BAC. Breath alcohol concentration shall be expressed as "% BAC.") in a person's blood or breath determined by chemical analysis, which shall be measured by grams of alcohol per:

- (a) 100 milliliters of blood; or
- (b) 210 liters of breath.

Court (or originating court) - The particular Washington state court that has required the use of an ignition interlock breath alcohol device by a particular individual.

Certification - The testing and approval process required by ((chapter 247, Laws of 1987)) RCW 46.04.215.

Chief - The chief of the Washington state patrol.

Device - An ignition interlock breath alcohol device.

ESR - The equipment and standards review section of the Washington state patrol.

Interlock - The state in which a motor vehicle is prevented from starting by a device.

Lessee - ((The person ordered by a court to drive only vehicles which have certified devices installed)) A person who has entered into an agreement with a manufacturer or approved service provider to lease a device.

Manufacturer - The person, company, or corporation who produces the device, ((or a recognized representative.

OAC - The office of administrator for the courts)) and who certifies to ESR that a service provider is qualified to become approved by ESR to service, install, monitor, calibrate, and provide information on devices.

Restricted operator - A person whose operating privilege is restricted to operating only motor vehicles equipped with an approved, functioning ignition interlock device or other approved, functioning biological or technical device.

Violation reset - The condition caused by the failure of the operator of the vehicles to perform a retest as required, or by the operator's inability to achieve such retest results at a level lower than the maximum allowable alcohol concentration as set by the originating court, the device and the vehicle in which it is installed must be returned to the manufacturer or approved service provider to be reset.

**AMENDATORY SECTION** (Amending Order 88-04-ESR, filed 7/18/88)

**WAC 204-50-040 Testing and certification process.**

To be certified, a device must meet or exceed the minimum test standards ~~((listed in this chapter))~~ in sections one and two of the model specifications for breath alcohol ignition interlock devices (BAIID) as published in the Federal Register, Volume 57, Number 67, Tuesday, April 7, 1992, on pages 11774 - 11787. Only a notarized statement, from a laboratory capable of performing the tests specified, will be accepted as proof of meeting or exceeding the standards. The notarized statement shall include the name and signature of the person in charge of the tests under the following sentence:

Two samples of (model name), manufactured by (manufacturer) were tested by (laboratory). They do meet or exceed all specifications listed in ~~((chapter 204-50 WAC))~~ the Federal Register, Volume 57, Number 67, pages 11774 - 11787.

Signed

A list of laboratories performing the required tests shall be maintained by the ESR.

Upon receipt of a statement from a testing laboratory that two samples of a device have successfully passed the test procedures listed in this chapter, and confirmation that all other requirements of this chapter have been met, the chief shall issue a letter of certification for the device. ~~((A copy of each certification letter will be forwarded to OAC.))~~ The letter of certification shall be valid until voluntarily surrendered by the manufacturer or until revoked by the chief for cause. Reasons for revocation include but are not limited to:

(1) Evidence of repeated device failures due to gross defects in design, materials, and/or workmanship during manufacture, installation, monitoring, or calibration of the device such that the standards for accuracy and reliability of the devices for which the devices were tested are not being met (as determined by ESR);

(2) Evidence that the features and functionality of a manufacturer's devices are not being programmed properly by approved service provider(s) or are being circumvented by lessees such that the standards for anticircumvention for which the devices were tested are not being met;

(3) Any violation on the part of the manufacturer(s) or approved service provider(s) of any of the laws or regulations related to the installation, servicing, monitoring, and calibration of devices, including, but not limited to, "other provisions" listed in WAC 204-50-120;

(4) Notice of cancellation of manufacturer's and/or approved service provider's required liability insurance is received; ~~((and~~

~~((3)))~~ (5) Notification that the manufacturer is no longer in business.

Unless necessary for the immediate good and welfare of the public, revocation shall be effective ten days after manufacturer's receipt of notice, which shall be sent via certified mail, return receipt requested. A copy of each notice of revocation shall be provided to ~~((OAC and lessees utilizing the revoked device with notice to contact the manufacturer for a replacement))~~ the originating court.

(6) Upon voluntary surrender, or revocation of a letter of certification for a manufacturer's device, all like devices shall be removed and replaced by a certified device, not later than the end of the current calibration period. ~~((Manufacturers may request a review of revocation. Such request shall be submitted to the chief, in writing, within twenty days of revocation.))~~

(7) A manufacturer whose letter of certification has been revoked may request a review of revocation by submitting the request in writing to the chief within twenty days of receipt of notice of revocation.

(8) The ESR shall maintain a file of all ~~((existing))~~ current, revoked, and voluntarily surrendered letters of certification.

**AMENDATORY SECTION** (Amending Order 88-04-ESR, filed 7/18/88)

**WAC 204-50-050** ~~((Test specifications.))~~ **Modifications to a certified device.** ~~((The purpose of these test specifications is to establish the accuracy and reliability of ignition interlock breath alcohol devices only. This shall be accomplished by performing no less than twenty tests utilizing simulators containing the alcohol solutions of known concentrations:~~

**Equipment and solutions**

Equipment and procedures list:

(1) Simulators:

(a) The simulator will be clean.

(b) The simulator will be in good working order.

(i) To check motor, heater, and thermometer, fill glass jar with 500 ml deionized or distilled water and reassemble.

(ii) Plug into 115 V line and after thirty minutes check temperature:  $34^{\circ}\text{C} \pm 0.2$ . (Make sure mercury column in thermometer is intact.) Check to make sure the stirrer is stirring smoothly.

(iii) The simulator must be leakproof.

(e) Rinse simulator with appropriate alcohol reference solution, then fill with 500 ml of the alcohol reference solution and reassemble.

(d) Attach a one inch piece of Tygon or FDA vinyl tubing to the simulator outlet and affix a saliva trap mouthpiece. Attach an eight inch piece of tubing to the inlet.

(e) Live breath or regulated, filtered, dried compressed air will be introduced in the simulator according to the manufacturer's specifications.

(f) Each simulator is labeled with the BAC value to three decimal places, the batch number of the alcohol reference solution and the date filled.

(g) A log will be kept of the test results.

(h) The solution in the simulator may be used for ten tests and must be discarded after the tenth test.

(i) All simulator testing shall be conducted by using live breath or regulated, filtered, dried, compressed air as the source of air.

(2) Environmental chamber.

(a) Capacity to place complete units inside chamber to run tests.

(b) Ability to maintain temperature during test at  $-20^{\circ}\text{C}$ ,  $0^{\circ}\text{C}$ ,  $+40^{\circ}\text{C}$  and  $+70^{\circ}\text{C}$ .

(c)  $20-25^{\circ}\text{C}$  tests can be run at room temperature outside chamber.

(3) Standard alcohol reference solutions:

(a) Stock solution: Mix absolute ethanol with distilled or deionized water at a ratio of 77.0 ml of ethanol diluted up to one liter of water.

(b) Stock solution is stored in a well stoppered flask labeled "stock solution" and "contains 77.0 ml (60.5 gm) ethanol/L." The date prepared and initials of preparer.

(c) Standard alcohol reference solutions: Prepared from stock solution by pipetting the requisite amount of the stock solution into a volumetric flask and fill with distilled or deionized water to the mark as given below:

(i) For 0.020% dilute at ratio of 2.0 ml, stock solution to 500 ml.

(ii) For 0.030% dilute at ratio of 3.0 ml, stock solution to 500 ml.

(iii) For 0.040% dilute at ratio of 4.0 ml, stock solution to 500 ml.

(iv) The solution is thoroughly mixed by capping the container securely and inverting at least twenty times.

(d) The exact concentration of the standard alcohol reference solution shall be determined by titration using Potassium Dichromate (NBS primary standard grade). This standardized alcohol reference solution may then be used to calibrate a gas chromatograph.

(e) The standard reference solution is stored in a glass bottle with a tight fitting ground glass stopper or a teflon coated screw cap.

(f) The container is labeled with batch number, solution concentration in BAC, date prepared and the initials of the preparer. This data shall be recorded and filed.

(g) The manufacturer may request aliquot samples of the solutions for independent testing.

(4) Test procedures:

(a) Set up simulators with standard alcohol reference solutions:

(i) Standard alcohol reference solution 0.020 % BAC, allow to reach  $34^{\circ}\text{C} \pm 0.2^{\circ}\text{C}$ .

(ii) Standard alcohol reference solution 0.030 % BAC, allow to reach  $34^{\circ}\text{C} \pm 0.2^{\circ}\text{C}$ .

(iii) Standard alcohol reference solution 0.040 % BAC, allow to reach  $34^{\circ}\text{C} \pm 0.2^{\circ}\text{C}$ .

(b) Test set up:

(i) Alcohol devices shall not be modified.

(ii) Use one inch of tubing between simulator and saliva-trap mouthpiece. Attach the mouthpiece to the breath sampling inlet.

(iii) Operate the device according to the manufacturer's instructions.

(iv) Use new mouth piece and tubing after each sequence of ten tests.

(v) Wait at least five minutes between each test to avoid overloading sensors.

(vi) For the purposes of laboratory testing, the device may give a "pass/fail" response when installed in a subject's vehicle.

(5) Tests:

(a) Temperatures:

(i)  $20-25^{\circ}\text{C}$  (room temperature)

(ii)  $0^{\circ}\text{C}$

(iii)  $-20^{\circ}\text{C}$

(iv)  $+40^{\circ}\text{C}$

(v)  $+70^{\circ}\text{C}$

(b) Alcohol solutions:

(i) 0.000% BAC (distilled or deionized water)

(ii) 0.020% BAC  $\pm .005\%$

(iii) 0.030% BAC  $\pm .005\%$

(iv) 0.040% BAC  $\pm .005\%$

(c) Number of tests:

(i) Accuracy: Five tests at each temperature and at each concentration of alcohol solutions including 0.000% BAC.

(ii) Repeatability: Ten tests at 0.030% BAC  $\pm .005\%$  repeated at least forty-eight hours later.

(iii) Ten breath tests on each of two interlock devices at room temperature using a minimum of three human subjects having a BAC in the range of 0.020% BAC and 0.040% BAC as measured in a near simultaneous fashion using suitable evidentiary instrument (e.g., Intoxilyzer, Model 5000).

(iv) Ten breath tests on each of two interlock devices at room temperature using a minimum of three alcohol free human subjects registering (blank) BAC values on a suitable evidentiary instrument (e.g., Intoxilyzer, Model 5000).

(d) Criteria:

(i) 0.020% BAC, nineteen of twenty tests give "pass" i.e., allow car to start.

(ii) 0.030% BAC, nineteen of twenty tests will give "fail," i.e., not allow car to start.

(iii) 0.040% BAC, twenty of twenty tests give "fail," i.e., will not allow car to start.

(f) Nonalcoholic "bogus breath samples" for test purposes shall be generated by the testing laboratory using three or more of the following:

(i) Air compressor powered by a 12 v DC automobile battery.

(ii) Portable ear vacuum cleaner.

(iii) Mylar plastic bag.

(iv) Rubber balloon.

The methods of interface to the device under test shall be determined by the testing laboratory. At least three tests will be run with each source of "bogus breath."

(g) Tests shall be conducted at room temperature to determine whether the use of filters can remove alcohol from breath sample thus circumventing the device. Cigarette filters from "Carlton" or "Lark" cigarettes packed into a paper tube shall be used for these tests.

(h) Test units shall meet performance of specifications at room temperature after being subjected to a vibration of 10 g's at 250 Hz for thirty minutes.

(i) Test devices shall meet performance specifications at  $0^{\circ}\text{C}$  at an altitude equivalent to eight thousand feet.

(j) The device must allow the driver to "re-start" the vehicle for a period of one minute after the ignition has been shut off without requiring further testing of the driver.

(k) ~~The device must purge any residual alcohol before subsequent use.)~~ The manufacturer shall notify ESR, in writing, of any material modification or alteration in the components and/or the design of the certified device. Such modifications shall warrant retesting of the device to ensure the modifications or alterations do not adversely affect the ability of the device to meet the specifications adopted in WAC 204-50-040.

**AMENDATORY SECTION** (Amending Order 87-05-ESR, filed 12/9/87)

**WAC 204-50-070 Variable calibration.** To be certified, a device must be capable of being preset, by the manufacturer or by an approved service provider, to interlock when the breath sample provided is at any level from .02 through .09% BAC (plus or minus .003% BAC). The actual setting of each device shall be determined by the originating court. The capability to change this setting shall be made secure, by the manufacturer, ~~((to prevent unauthorized adjustment of the device))~~ or by an approved service provider. As guidance for the courts, the federal specifications referred to in WAC 204-50-040 recommends an interlock level of .025 BAC for the initial test and a fail level of up to .02% higher for subsequent random retests.

**AMENDATORY SECTION** (Amending Order 87-05-ESR, filed 12/9/87)

**WAC 204-50-080 Device maintenance and reports.** (1) Each lessee shall have the device examined by ~~((a factory representative))~~ the manufacturer or by an approved service provider for correct calibration and evidence of tampering ~~((every ninety))~~ at intervals not to exceed sixty-five days, or more often as may be ordered by the originating court.

~~((A report on the results of each check shall be provided to the originating court. The report shall reflect what adjustments, if any, were necessary in the calibration of the device, any evidence of tampering, and any other available information the originating court may order.~~

~~An additional report shall be provided to OAC on a quarterly basis summarizing all complaints received by the manufacturer for each model or type of certified device. These reports shall be categorized by:~~

- ~~(1) Customer error of operation.~~
- ~~(2) Faulty automotive equipment other than the device.~~
- ~~(3) Apparent misuse of attempts to circumvent the device causing damage.~~
- ~~(4) Device failure due to material defect, design defect, workmanship errors in construction, installation, or calibration.~~

Note: ~~Complaints in this category shall be accompanied by a statement of the actions taken to correct the problem(s).)~~

(2) Examination shall include a physical inspection of the device, and its wiring, and the vehicle and its wiring for evidence of tampering or circumvention. Notation shall also be made of the vehicle's odometer reading.

(3) The device must be calibrated for accuracy according to the manufacturer's procedures. All data contained in the

device's memory must be downloaded into a format from which the required reports can be generated.

(4) The manufacturer and/or approved service provider shall make a hard copy or electronic equivalent of the client data and the results of each examination. Any evidence of noncompliance, violations, or signs of tampering or circumvention shall be reported to the originating court in a format acceptable to the originating court. All information obtained as a result of each inspection shall be retained by the manufacturer or approved service provider for two years from the date the device is removed from the vehicle.

(5) The manufacturer and/or approved service provider must provide, upon request of the originating court, additional reports which may include, but are not limited to, the following: Proof of installation, removal, transfer of vehicle, vehicle information, compliance reporting, statements of charges and payments, service calls, lessee error of operation, device failure, faulty automotive equipment, and lessee demographic information. Such reports must be supplied in a format acceptable to the originating court, and at no cost to the originating court.

**AMENDATORY SECTION** (Amending Order 87-05-ESR, filed 12/9/87)

**WAC 204-50-090 Device security.** The manufacturer and its approved service provider(s) shall take all reasonable steps necessary to prevent tampering or physical circumvention of the device. These steps shall include special locks, seals, and installation procedures that prevent or record evidence of tampering and/or circumvention attempts. In addition, the approved service provider will affix to the device a label containing the following notation: "Warning - This device has been installed under court order. Attempts to disconnect, tamper with, or circumvent this device may subject you to criminal prosecution."

**AMENDATORY SECTION** (Amending Order 87-05-ESR, filed 12/9/87)

**WAC 204-50-110 Mandatory operational features.** Notwithstanding other provisions of this chapter, a certified device must comply with the following:

(1) The device shall be designed to permit a "restart" within ~~((three))~~ two minutes ~~((without additional test))~~ of a stall or when the ignition has been turned off.

(2) The device shall automatically and completely purge residual alcohol before allowing subsequent tests.

(3) The device shall be installed in such a manner that it will not interfere with the normal operation of the vehicle after it has been started.

(4) Each device shall be provided with ~~((a))~~ an ample supply of disposable mouth pieces ~~((with saliva traps. The manufacturer will ensure availability of additional mouth pieces))~~ designed to minimize the introduction of saliva into the device.

(5) Each device shall be uniquely serial numbered. Along with any other information requested by an originating court, all reports to an originating court((, OAC, and/or ESR)) concerning a particular device shall include the name



~~((and)), address, and driver's license number of the lessee, the name of the originating court, and the unique number of the device. The name, address, telephone number (toll free, if not a local call from the originating court), and contact person of the manufacturer or approved service provider furnishing such report shall also be included as part of the report.~~

~~(6) Each device shall record each time the vehicle is started, the results of the test, how long the vehicle was operated, and any indication of bypassing or tempering with the device.~~

~~(7) Each device shall require the operator of the vehicle to submit to a retest within ten minutes of starting the vehicle. Retesting shall continue at intervals not to exceed sixty minutes after the first retest. The device shall be equipped with a method of immediately notifying peace officers if the retest above is not performed, or if the result of the retest exceeds the alcohol concentration as prescribed by the originating court. Examples of acceptable forms of notification are repeated honking of the vehicle's horn, repeated flashing of the vehicle's headlamps, or the wailing of a small siren. Such notification may be disabled only by switching the vehicles' engine off, or by the achievement of a retest at a level lower than the maximum allowable alcohol concentration as set by the originating court.~~

~~(8) In addition, if a retest is not performed when called for by the device, or if the operator is unable to achieve a retest at a level lower than the a maximum allowable alcohol concentration as set by the originating court, the device shall automatically enter a violation reset condition. A device which enters a violation reset condition and the vehicle in which it is installed, must be returned to the manufacturer or approved service provider to be serviced within five days or the device shall render the vehicle inoperable. The manufacturer or approved service provider shall notify the originating court of such violation reset conditions in a format acceptable to the originating court within five days of servicing the device.~~

**AMENDATORY SECTION** (Amending Order 87-05-ESR, filed 12/9/87)

**WAC 204-50-120 Other provisions.** Notwithstanding other provisions of this chapter, each manufacturer of a certified device, either on its own or through its approved service provider(s):

(1) Shall guarantee repair or replacement of a defective device within the state of Washington within a maximum of forty-eight hours of receipt of a complaint.

(2) Shall demonstrate to the satisfaction of ESR, a service delivery plan under which any restricted operator may obtain installation and routine service of that manufacturer's device within a seventy-five mile radius of his or her place of residence. Further, shall provide ESR, a map of the state of Washington showing the area covered by each approved service provider, and the name, address, and telephone number of each approved service provider. The manufacturer shall notify ESR of any changes to its service provider network within ten days of such change.

(3) Shall maintain a twenty-four hour, three hundred sixty-five days a year toll-free telephone number for lessees

to call if they have problems with the device they have leased from the manufacturer or approved service provider. Calls must either be answered by a technician qualified to service the manufacturer's devices, or the call must be returned by a qualified technician within thirty minutes of the original call.

(4) Shall provide the originating court and the lessee a statement of charges clearly specifying warranty details, monthly lease amount, any additional charges anticipated for routine calibration and service checks and what items, if any, are provided without charge. To ensure equal accessibility of the benefits of this technology to all citizens of the state of Washington, such pricing shall be uniform state-wide, whether in urban or rural portions of the state.

~~((3) Upon installation of each device, the manufacturer will provide ESR with a copy of the statement of charges referred to above. The statement shall include the name, address, and telephone number of the lessee and the originating court.~~

~~(4)) (5) Shall provide the lessee written notice of any changes in the statement of charges regardless of what person or agency requested the change, prior to the implementation of such changes.~~

~~((5) Shall provide to all lessees at the time of installation:~~

~~(a) A list of all calibration/service locations in the continental United States. The list shall include the business name, address, and telephone number of all such locations.~~

~~(b) A twenty-four hour telephone number to call for service support for those who may be traveling outside service areas.))~~

(6) Shall provide to ((OAC and)) ESR proof ((of)) that the manufacturer has products liability insurance coverage with minimum liability limits of one million dollars per occurrence, ((with)) and three million dollar aggregate ((total)). ((The)) Liability covered shall include, but not limited to: Defects in product design and materials, as well as workmanship during manufacture, calibration, installation, ((and)) removal, and all completed operations. ((The proof of insurance shall include a statement from the insurance carrier that forty-five days notice shall be given to ESR prior to cancellation.)) Such insurance must be provided by a company licensed to offer such coverage in the state, and such company shall include the state of Washington as an additional insured, and shall agree to notify ESR not less than thirty days before the expiration or termination of such coverage.

(7) Shall provide ESR proof that each and every approved service provider has garage keepers liability insurance coverage with minimum liability limits of fifty thousand dollars. Liability covered shall include, but not be limited to, damage to lessee's vehicle and personal property while in the care and/or custody of the approved service provider. Further shall provide ESR proof that each and every approved service provider has completed operations insurance coverage with minimum liability limits of one million dollars per occurrence, and two million dollars aggregate. Liability covered shall include, but not be limited to, defects in materials and workmanship during installation, removal, service, calibration, and monitoring. All such insurance must be provided by a company licensed to offer such coverage in the state, and such company shall include the state of Washington as an



additional insured, and shall agree to notify ESR not less than thirty days before expiration or termination of such coverage.

~~(8) Shall (report to) advise the originating court (and ESR any requests to disconnect or circumvent without court order any device of their own or another manufacturer. Manufacturer shall not comply with any such request.~~

~~(8) Shall advise the originating court prior to removing the device under circumstances other than:~~

~~(a) Completion of sentence, or other terms of a court order.~~

~~(b) Immediate device repair needs.~~

~~Note: Whenever a device is removed for repair and cannot immediately be reinstalled, a substitute device shall be utilized. Under no circumstances shall a lessee's vehicle be permitted to be driven without a required device.)~~

prior to removing the device under circumstances other than:

(a) Completion of sentence or other terms of a court order.

(b) Immediate device repair needs. NOTE: Whenever a device is removed for repair, and cannot be immediately reinstalled, a substitute device shall be utilized. Under no circumstances shall a restricted operator's vehicle be permitted to be driven without a required device.

(c) Removal of the device in order to switch it to a replacement vehicle to be operated by the restricted operator. Report of such a vehicle switch must be transmitted to the originating court within two business days of such a switch.

AMENDATORY SECTION (Amending Order 87-05-ESR, filed 12/9/87)

**WAC 204-50-130 Removal procedures.** When so notified in writing by the originating court, the manufacturer or its approved service provider shall remove the device and return the vehicle in normal operating condition. ~~((A))~~ The manufacturer or its approved service provider shall provide any final report ((see WAC 204-50-080) shall be forwarded to) requested by the originating court ((that includes a summary of all fees paid by the lessee over the life of the contract)).

### REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 204-50-060                      Device accuracy and reliability.

**WSR 99-01-172**  
**PERMANENT RULES**  
**STATE BOARD OF EDUCATION**

[Filed December 23, 1998, 10:51 a.m.]

Date of Adoption: October 30, 1998.

Purpose: The purpose of the amendment is to clarify existing provisions and repeal unnecessary wording.

Citation of Existing Rules Affected by this Order:  
Amending WAC 180-77-122.

Statutory Authority for Adoption: RCW 28A.410.010.

Adopted under notice filed as WSR 98-19-136 on September 23, 1998.

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 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.

December 7, 1998

Larry Davis

Executive Director

AMENDATORY SECTION (Amending WSR 95-12-056, filed 6/2/95, effective 7/3/95)

**WAC 180-77-122 Appeal procedures.** Vocational certification candidates who apply directly to the superintendent of public instruction for a certificate, certificate renewal, or certificate reinstatement and whose application is denied shall be entitled to appeal that decision ~~((to the superintendent of public instruction))~~ in accordance with the appeal procedures in chapter 180-86 WAC.

**WSR 99-01-173**

**PERMANENT RULES**

**STATE BOARD OF EDUCATION**

[Filed December 23, 1998, 10:52 a.m.]

Date of Adoption: October 30, 1998.

Purpose: The purpose of the amendment is to ensure that individuals completing programs in marketing education will be able to plan and implement a marketing education program that follows state and national guidelines.

Citation of Existing Rules Affected by this Order:  
Amending WAC 180-77A-170.

Statutory Authority for Adoption: RCW 28A.410.010.

Adopted under notice filed as WSR 98-19-137 on September 23, 1998.

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 1, 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: Thirty-one days after filing.

December 7, 1998

Larry Davis

Executive Director

**AMENDATORY SECTION** (Amending WSR 97-04-087, filed 2/5/97, effective 3/8/97)

**WAC 180-77A-170 Program area standards.** In addition to the standards identified in WAC 180-77A-165, individuals completing baccalaureate programs from an approved college or university will demonstrate competency in the following standards in one or more of the following major categories of WAC 180-77-005.

**(1) Agriculture education.**

(a) The agriculture education teacher demonstrates essential skills and knowledge including the scientific/technical, safety and career information in the areas of: Natural resource science, agricultural economics, horticultural science, animal science, crop science, soil science, and agricultural technology and management.

(b) The agriculture education teacher demonstrates a philosophy of education which reflects the unique student/community and industry interaction and includes the technical, personal leadership, and school to work components which comprise a comprehensive agricultural education program.

(c) The agriculture education teacher develops a comprehensive instructional program based on identified agriculture industry needs while recognizing the social economic, demographic, diversity of the community in consultation with an appropriate advisory committee.

(d) The agriculture education teacher demonstrates personal and professional leadership skills as an integral part of agriculture programs and apply these competencies through the agriculture education student organization, FFA.

(e) The agriculture education teacher demonstrates the necessary skills and abilities to implement and manage a supervised agriculture experience including: Accounting practices, career experiences, entrepreneurial, and job-related skills.

(f) The agriculture education teacher develops and maintains a safe environment while dealing with agricultural chemicals, scientific apparatus and solvents during classroom, laboratory, and supervised agricultural experiences.

(g) The agriculture education teacher is able to develop and demonstrate the scientific process through the preparation of mechanical and research experiences in the classroom,

laboratory, leadership, and supervised agriculture experiences.

**(2) Business education.**

(a) The business education teacher demonstrates workplace competencies in keyboarding and information processing, computer technology and applications, information systems and management, accounting principles and applications, business communications, and business systems, and procedures.

(b) The business education teacher demonstrates the ability to apply the principles of business management and entrepreneurship, leadership, economics, international business, business law, and computation.

(c) The business education teacher demonstrates teaching competence in keyboarding, information processing, and microcomputer applications; accounting and computation; specific business content areas of business management and procedures, business law, economics, business communications, career development, and work-based coordination; and integration of leadership development into the curriculum and management of Future Business Leaders of America (FBLA) activities.

**(3) Family and consumer sciences education.**

(a) The family and consumer sciences teacher demonstrates the ability to prepare students for family life and responsible participation and leadership in work and community roles.

(b) The family and consumer sciences teacher demonstrates knowledge and skills in individual and family wellness; resource creation, access maintenance and management; and individual and family development across the life span.

(c) The family and consumer sciences teacher creates environments and utilizes strategies which enhance student ability to value diverse populations and their contributions to society.

(d) The family and consumer sciences teacher demonstrates the ability to advocate for technological and societal change that benefits the family system.

(e) The family and consumer sciences teacher encourages the use of thinking skills and the planning process for problem solving and decision making through the designated vocational student organization for family and consumer sciences.

**(4) Marketing education.**

(a) The marketing education teacher models effective leadership traits and demonstrates the ability facilitate, supervise, and evaluate DECA student leadership activities.

(b) The marketing education teacher demonstrates the ability to link classroom learning of work and work-based learning to prepare students for the world of marketing.

(c) The marketing education teacher demonstrates a commitment to professional development.

(d) The marketing education teacher applies understanding of the foundations and functions of marketing, management, and entrepreneurial competencies.

(e) The marketing education teacher is able to successfully implement and provide leadership for a school-based enterprise as an instructional strategy.

(f) The marketing education teacher demonstrates the ability to plan and implement a marketing education program following national and state curriculum guidelines.

**(5) Technology education.**

(a) The technology education teacher demonstrates knowledge and understanding of systems and concepts related to all areas of technological study referred to as core technologies including: Power and energy, controls, materials science, problem solving, and technology in society.

(b) The technology education teacher demonstrates knowledge and understanding of the relationship of mathematics, science, computer science, and communications to the technological process.

(c) The technology education teacher demonstrates competency in the areas of communications, manufacturing, construction, transportation, and bio-related with a concentration in at least one of the areas.

(d) The technology education teacher demonstrates ability to manage a traditional shop; as well as convert a traditional shop to an exemplary technology education laboratory.

(e) The technology education teacher demonstrates knowledge and understanding of communications and technological concepts related to technical systems created for encoding, transmitting, receiving, decoding, storing, retrieving, and using information.

(f) The technology education teacher demonstrates the fundamental knowledge of manufacturing and manufacturing systems and technological concepts related to technical systems associated with research, extraction, processing, recycling, and conversion of materials for consumer and industrial goods.

(g) The technology education teacher demonstrates fundamental knowledge of construction and construction systems, including the technological concepts related to technical systems associated with the design, creation, and maintenance associated with construction of residential, commercial, industrial, and civil structures; as well as consideration of economics, management, power, and energy.

(h) The technology education teacher demonstrates knowledge and understanding of transportation systems, including technological concepts related to technical systems associated with the design, development, evaluation, and operation of subsystems, and components of terrestrial, marine, atmospheric, and space vehicles.

(i) The technology education teacher demonstrates knowledge and understanding of biological systems in areas such as botany, environmental biology, medical, and biotechnology and zoology.

provisions unsupported by rule-making authority, or provide greater flexibility or discretion to persons or entities subject to the rules, (2) eliminate the instructional specialist certificate and expand the conditional certificate, (3) allow for national certification as qualification for certification as a school psychologist, (4) revise policies and requirements for endorsements on teacher certificates, or (5) establish rules for the renewal of the professional teacher certificate.

Citation of Existing Rules Affected by this Order: Repealing WAC 180-79A-236, 180-79A-403, 180-79A-215, 180-79A-230, 180-79A-205, 180-79A-510, 180-79A-415, 180-79A-417, 180-79A-515, 180-79A-517; and amending WAC 180-85-020, 180-85-075, 180-78A-142, 180-78A-160, 180-78A-165, and 180-79A-304.

In addition to the sections specifically cited, which reflect substantive changes, chapters 180-78A and 180-79A WAC were edited and reorganized so many section numbers were repealed and new section numbers were used in both chapters.

Statutory Authority for Adoption: RCW 28A.305.130 (1) and (2), 28A.410.010, and 28A.150.220(4).

Adopted under notice filed as WSR 98-19-134 on September 23, 1998.

Changes Other than Editing from Proposed to Adopted Version: Two primary endorsements, as well as several supporting endorsements, that were presented for adoption consideration were not adopted. Some knowledge and skills required for certain endorsements or program approval that were presented for adoption consideration were amended or deleted.

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 15, Repealed 7.

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 15, Repealed 7.

Effective Date of Rule: Thirty-one days after filing.

Larry Davis  
Executive Director

**WSR 99-01-174**

**PERMANENT RULES**

**STATE BOARD OF EDUCATION**

[Filed December 23, 1998, 10:55 a.m.]

Date of Adoption: October 30, 1998.

Purpose: The amendment to these rules will (1) do one or more of the following: Make technical adjustments, clarify existing provisions, repeal unnecessary wording, repeal

**AMENDATORY SECTION** (Amending Order 28-88, filed 12/14/88)

**WAC 180-85-020 Effective date and applicable certificates.** The provisions of this chapter shall apply to the following certificates issued on or after August 31, 1987:

(1) Continuing certificates as provided in chapter 180-79 WAC.

(2) Standard certificates as provided under previous standards of the state board of education.

(3) Professional certificates as provided in chapter 180-79A WAC.

(4) *Provided*, That applicants who have completed all requirements for a continuing or standard certificates prior to August 31, 1987, and who apply for such certificate prior to July 1, 1988, and applicants who have completed all requirements for a continuing or standard certificate except one of the three-years experience requirement prior to August 31, 1987, and who completes such requirement and applies prior to August 31, 1988, shall be exempt from the continuing education requirements of this chapter.

**AMENDATORY SECTION** (Amending Order 28-88, filed 12/14/88)

**WAC 180-85-075 Continuing education requirement.** Continuing education requirements are as follows:

(1) Each holder of a ~~((professional education))~~ continuing or a standard certificate affected by this chapter shall be required to complete one hundred fifty credit hours of continuing education prior to his or her first lapse date and during each period between subsequent lapse dates.

(2) Each holder of a valid professional certificate shall be required to complete one hundred fifty continuing education credit hours since the certificate was issued in order to renew. All continuing education credit hours shall relate to either (a) or (b) of this subsection: *Provided*, That both categories (a) and (b) must be represented in the one hundred fifty clock hours required for renewal:

(a) One or more of the following three standards outlined in WAC 180-78A-540:

(i) Effective instruction.

(ii) Leadership.

(iii) Professional development.

(b) One of the salary criteria specified in RCW 28A.415.023.

(i) Is consistent with a school-based plan for mastery of student learning goals as referenced in RCW 28A.320.205, the annual school performance report, for the school in which the individual is assigned;

(ii) Pertains to the individual's current assignment or expected assignment for the subsequent school year;

(iii) Is necessary to obtain an endorsement as prescribed by the state board of education;

(iv) Is specifically required to obtain advanced levels of certification; or

(v) Is included in a college or university degree program that pertains to the individual's current assignment, or potential future assignment, as a certified instructional staff.

**GENERAL**

**AMENDATORY SECTION** (Amending WSR 97-04-084, filed 2/5/97, effective 3/8/97)

**WAC 180-78A-003 Authority.** ~~The authority for this chapter is ((RCW 28A.410.010 which authorizes the state board of education to establish, publish, and enforce rules and regulations determining eligibility and certification of personnel employed in the common schools of this state. This~~

~~authority is supplemented by)) RCW 28A.305.130 (1) ((and (2))) through (4) which authorizes the state board of education to approve and disapprove educator preparation programs in institutions of higher education in Washington state.~~

**AMENDATORY SECTION** (Amending WSR 97-04-084, filed 2/5/97, effective 3/8/97)

**WAC 180-78A-005 Purpose.** In order to support the successful implementation of Washington's ongoing public school reform and improvement policies, the state board of education is establishing a newly designed performance-based preparation system for educators that will be aligned with these efforts. The intent of the performance-based preparation system is to ensure that educators can demonstrate a positive impact on student learning as the foundation for preparing students to effectively participate in a diverse and democratic society. This chapter establishes the procedures, standards, and criteria to be used in the development and approval of preparation programs offered by institutions of higher education in Washington state leading to teacher, administrator, and educational staff associates certification. These rules establish a performance-based preparation system for educators that supports the Improvement of Student Achievement Act of 1993 (ESHB 1209) which will enable educators to implement the Washington state student learning goals and essential academic learning requirements.

**AMENDATORY SECTION** (Amending WSR 98-01-025, filed 12/8/97, effective 1/8/98)

**WAC 180-78A-010 Definition of terms.** The following definitions shall be used in this chapter:

(1) "College or university" means any regionally accredited baccalaureate degree granting Washington institution of higher learning or cooperative group of such institutions which has or develops programs of preparation in education which are submitted to the state board of education for approval.

(2) "Endorsement" means a specification placed on a certificate to indicate the subject area, grade level, and/or specialization for which the individual is prepared to teach.

(3) "Interstate compact" means the contractual agreement among several states authorized by RCW 28A.690.010 and 28A.690.020 which facilitates interstate reciprocity.

(4) "Program approval" means the approval by the state board of education of an educator preparation program within Washington state.

(5) "Field experience" means a sequence of learning experiences which occur in actual school settings or clinical or laboratory settings. Such learning experiences are related to specific program outcomes and are designed to integrate educational theory, knowledge, and skills in actual practice under the direction of a qualified supervisor.

(6) "Regionally accredited institution of higher education" means a community college, college, or university which is fully accredited by one of the following regional accrediting bodies:

- (a) Middle States, Association of Colleges and Schools;
- (b) New England Association of Schools and Colleges;

PERMANENT

- (c) North Central Association of Colleges and Schools;
- (d) Northwest Association of Schools and Colleges;
- (e) Southern Association of Colleges and Schools;
- (f) Western Association of Schools and Colleges; Accrediting Commission for Junior and Senior Colleges.

(7) "~~((A))~~ An approved performance-based (~~((approved))~~) educator preparation program" means a program that requires the candidate to demonstrate in multiple ways, over time, specific state board of education required standards, criteria, knowledge and skills, including, where appropriate, evidence related to positive impact on student learning.

(8) "A positive impact on student learning" means that a teacher through instruction and assessment has been able to document students' increased knowledge and/or demonstration of a skill or skills related to the state goals and/or essential academic learning requirements: *Provided*, That teachers employed by private schools who are candidates for the professional teaching certificate shall document students' increased knowledge and/or demonstration of a skill or skills related to either:

- (a) The state goals or essential academic learning requirements; or
- (b) Such alternative learning goals as the private school has established.

AMENDATORY SECTION (Amending WSR 97-04-084, filed 2/5/97, effective 3/8/97)

**WAC 180-78A-015 Professional education advisory committee.** (1) The state board of education shall establish a professional education advisory committee to serve as the working committee of the board on matters pertaining to the preparation and certification of school personnel. The committee shall give advice and make recommendations to the board and the state superintendent of public instruction about educator preparation and certification matters and participate in the review of preparation programs.

(2) The size of the committee shall be determined by the board but membership shall be comprised of regular members representing colleges and universities, specialized and general professional associations, school district administrators, (~~((school district))~~) boards of directors, nonpublic schools, the Washington state legislature, other business and lay organizations having interest in the preparation and certification of school personnel, and three members of the state board of education.

~~((2))~~ (3) The advisory committee shall have a four-member executive committee comprised of one member of the state board, one member representing higher education, one member representing certificated staff practitioners, and one member from among the other groups represented on the advisory committee. The chair of the advisory committee shall rotate at least every two years among the nonboard members of the executive committee.

~~((3))~~ (4) The executive committee shall have the authority to work with member groups, as necessary, to assure to the extent possible that the combined membership of the advisory committee reflects the racial, ethnic, geographic and gender diversity of the state.

~~((4))~~ (5) The advisory committee shall be responsible for adopting written operating procedures.

## GENERAL APPROVAL PROVISIONS

### NEW SECTION

**WAC 180-78A-100 Existing approved programs.** Chapter 180-78A WAC rules shall govern all policies related to programs upon adoption by the state board of education, which shall provide assistance to colleges and universities in the revision of their existing programs.

(1) All professional education programs shall be reviewed for approval under the 1997 program approval standards of chapter 180-78A WAC by August 31, 2000. Institutions shall be given at least one year notification prior to a state board of education review for compliance with these standards: *Provided*, That if an institution requests a visit with less than a year's notice, the state board of education shall consider that request.

(2) The state board of education shall determine the schedule for such approval reviews and whether an on-site visit or other forms of documentation and validation shall be used for the purposes of granting approval under the 1997 program approval standards.

(3) Each institution shall submit its program for review when requested by the state board of education to ensure that the program meets the state's program approval standards and to provide assessment data relative to the performance standards to the state board of education for the year prior to the site visit.

(4) Institutions seeking National Council for the Accreditation of Teacher Education, Council for Accreditation of Counseling and Related Education Programs, and National Association of School Psychologist accreditation may request from the state board of education approval for concurrent site visits which would utilize the same documentation with the exception of material submitted by the institution to the state for the professional education advisory boards and the accountability standards.

(5) In submitting a request for approval under these standards, the approved program shall provide a description of the criteria that the program will use to assess, in multiple ways, over time, its certification candidates' knowledge and skills, including, where appropriate, evidence related to positive impact on student learning. Based on the documentation submitted and/or an on-site visit, the state board of education shall grant approval or request specific revisions that need to be made in order to obtain state board of education approval.

### NEW SECTION

**WAC 180-78A-105 Procedures for initial approval of an educator preparation program.** Each college or university desiring to establish a preparation program shall comply with the following:

- (1) Advise the state board of education of its desire to establish a preparation program.
- (2) Establish the appropriate professional education advisory board pursuant to WAC 180-78A-205.

(3) Develop with the assistance of the professional education advisory board and designated officials of the state board of education, a written plan which provides timelines for the implementation of all applicable program approval standards during the first year of the preparation program and submit such report to the designated official of the state board of education for review and comment and, if requested, resubmit such plan to the designated official.

(4) Describe the criteria that the approved preparation program will use to assess, in multiple ways, over time, its candidates' knowledge and skills, including, where appropriate, evidence related to positive impact on student learning.

(5) Present the written plan to the state board of education which shall approve it and grant initial approval status if the state board is satisfied that the college or university will meet all program approval standards in accordance with reasonable and practical timelines and that the college or university has made the needed commitments, specifically personnel and other resources, to implement the plan.

(6) The newly approved preparation program shall be approved for up to a two-year period.

(7) During the second year of approval, the superintendent of public instruction shall conduct a site visit to determine if the program is in full compliance with the 1997 program approval standards.

#### NEW SECTION

**WAC 180-78A-110 Length of time for which program approval status shall be granted.** (1) The state board of education shall approve all preparation programs under the 1997 program approval standards for five years unless the state board approves a variation with the exception of new programs approved for up to two years under WAC 180-78A-028.

(2) The superintendent of public instruction, upon receipt of a complaint from any source or upon her or his initiative, or initiative of the state board may review all or any part of a preparation program for compliance with the provisions of this chapter. If deviations are found, the state board is authorized to rescind program approval until the college or university submits an acceptable compliance agreement which will bring the preparation program into compliance as soon as reasonably practicable, but no later than the commencement of the succeeding academic year or six calendar months, whichever is later.

(3) If an acceptable compliance agreement is not developed and approved by the state board of education, the preparation program shall be placed on probationary status and the probationary status provision of WAC 180-78A-115 shall apply.

#### NEW SECTION

**WAC 180-78A-115 Probationary status.** Colleges and universities with approved preparation programs shall not lose official approval status until the state board of education has taken final action to disapprove the preparation program: *Provided*, That colleges or universities shall be permitted for the current and one additional academic year following

receipt of the formal notice of disapproval to continue as an approved preparation program on probationary status for the purpose of completing the preparation program for those candidates for certification currently enrolled in the preparation program and who are scheduled to complete such preparation program within such academic years and for the purpose of regaining state board of education approval.

#### NEW SECTION

**WAC 180-78A-120 Procedures for reestablishment of approval status for an educator preparation program.** The procedures for the reestablishment of state board of education approval of a preparation program shall be the same as the procedure for initial approval as provided in WAC 180-78A-105, except that if the preparation program continues to operate pursuant to the probationary status provision of WAC 180-78A-115, the state board of education may limit the content of the written plan required by WAC 180-78A-105(3) to program standards determined by the state board of education to be the cause of the college or university's probationary status.

#### NEW SECTION

**WAC 180-78A-125 Annual reports by colleges and universities.** Each college or university offering an approved preparation program shall submit annual reports covering the period from July 1 of the previous year to June 30 of the current year, containing the following:

- (1) An executive summary of the activities of each professional education advisory board.
- (2) Other material related to the preparation programs requested by the state board of education.

#### NEW SECTION

**WAC 180-78A-130 Approval of preparation program offered by an out-of-state college or university within the state applicable to certification.** No out-of-state college or university shall offer a program of courses within Washington state for purposes of Washington state certification without meeting all program approval requirements set forth in this chapter and those set forth in the Degree Authorization Act, chapter 28B.85 RCW.

#### NEW SECTION

**WAC 180-78A-136 Responsibilities of deans, directors, or other designated administrators.** Each college or university operating an approved preparation program shall require the dean, director, or other designee of the administrative unit required by WAC 180-78A-261(2) to coordinate the following college or university responsibilities:

- (1) Formation of professional education advisory boards.
- (2) Management of operations and resources for each preparation program.
- (3) Filing of affidavits and reports required by this chapter and chapter 180-79A WAC.

- (4) Dissemination of information relative to initial and continuing certification procedures and requirements.
- (5) The application process for certification.
- (6) Establishing and administering a process to counsel and assist applicants in the processing of applications for certificates and endorsements thereon: *Provided*, That colleges and universities need not provide such assistance to applicants who have completed less than 15 quarter (10 semester) hours of coursework at the respective college or university.

## SUPERINTENDENTS

### NEW SECTION

**WAC 180-78A-151 Preparation of superintendents.** See RCW 28B.10.410 and 28A.400.010.

### PROGRAM ADMISSION REQUIREMENT

### NEW SECTION

**WAC 180-78A-200 Candidate admission policies.** Admission requirements to residency preparation programs shall include, but not be limited to, evidence that the candidate is competent in the basic skills required for oral and written communication, reading, and computation, demonstrated by one of the following options:

- (1) Successful completion of an examination in the basic skills required for oral and written communication, reading, and computation; or
- (2) Completion of a baccalaureate degree program; or
- (3) Completion of a graduate degree program; or
- (4) Completion of two or more years of college level course work and demonstrated basic skills competency through college level work and a written essay; or
- (5) A combined score of more than the state-wide median score for the prior school year scored by all persons taking the Scholastic Assessment Test I: Reasoning Test or the American College Test (ACT).

## PROFESSIONAL EDUCATION ADVISORY BOARDS—GENERAL PROVISIONS

### NEW SECTION

**WAC 180-78A-205 Required professional education advisory board.** Colleges and universities seeking approval by the state board of education as an approved preparation program, and in order to maintain such approval status, shall establish a professional education advisory board (PEAB) in accordance with the following:

- (1) The program areas for which a college or university may seek approval and maintain an approved preparation program are:
  - (a) Teacher.
  - (b) Administrator.
  - (c) Educational staff associate (ESA), school counselor.
  - (d) Educational staff associate, school psychologist.
  - (e) Educational staff associate, school social worker.

(2) A college or university may combine educational staff associate professional education advisory boards as long as one-half or more of the voting members are appointed by the associations representing the ESA roles involved and are divided equally among those roles.

(3) A college or university may have separate administrator professional education advisory boards for each administrator role as long as one-half or more of the voting members are appointed by the association representing the administrator role involved: *Provided*, That each administrator PEAB shall include at least one member appointed by the association of Washington school principals (AWSP) and one appointed by the Washington association of school administrators (WASA).

(4) The failure of a designated organization, as specified in WAC 180-78A-209, to make appointments to the designated board, or to make such appointments in a timely manner, shall not cause the preparation program to lose its approval status.

### NEW SECTION

**WAC 180-78A-207 Qualification to be appointed to professional education advisory boards.** (1) Appointees to service on professional education advisory boards from required agencies, other than the designee(s) of the college or university president, at the time of their appointment, must be employed in or reside in a school district with which the college or university has a current written agreement to provide field experiences for students involved in the preparation program for which the professional education advisory board has responsibility.

(2) Professional education advisory boards may authorize the appointment of additional representatives from other school districts or other public and private agencies as long as one-half or more of the members of the professional education advisory board consist of representatives who meet the qualifications of subsection (1) of this section and who are from the role for which the professional education advisory board has responsibility.

(3) If any professional education advisory board receives a written request from other school districts or other public or private agencies for representation on such professional education advisory board, the current members of such professional education advisory board shall vote on such request at the next regular meeting of such board: *Provided*, That a college or university may elect to add private school representatives to a professional education advisory board without adding to the representation from the role for which the professional education advisory board has responsibility if the professional education advisory board authorizes such action by a majority vote.

### NEW SECTION

**WAC 180-78A-209 Professional education advisory boards—Membership.** The professional education advisory boards shall at a minimum consist of the following:

- (1) **TEACHER.**

(a) One-half or more of the voting members shall be classroom teachers appointed by the president of the Washington Education Association: *Provided*, That a college or university that has placed more than fifty percent of its graduates of the teacher certification program within the previous three academic years in private schools may appoint up to one-half of the practitioners required by this subsection from nominations from faculties of private schools in which the college or university places student teachers or teachers.

(b) At least one principal appointed by the president of the Association of Washington School Principals.

(c) At least one school administrator appointed by the Washington Association of School Administrators.

(d) At least one college or university representative who may serve in a voting or nonvoting role.

**(2) ADMINISTRATOR.**

(a) At least one-fourth of the voting members shall be administrators appointed by the president of the Association of Washington School Principals, and at least one-fourth of the voting members shall be administrators appointed by the president of the Washington Association of School Administrators.

(b) At least one or more classroom teachers appointed by the president of the Washington Education Association.

(c) At least one college or university representative who may serve in a voting or nonvoting role.

**(3) SCHOOL COUNSELOR.**

(a) At least one-half of the voting members shall be school counselors appointed by the president of the Washington School Counselors Association.

(b) At least one teacher appointed by the president of the Washington Education Association.

(c) At least one principal appointed by the Association of Washington School Principals.

(d) At least one administrator appointed by the Washington Association of School Administrators.

(e) At least one college or university representative who may serve in a voting or nonvoting role.

**(4) SCHOOL PSYCHOLOGIST.**

(a) At least one-half of the voting members shall be school psychologists appointed by the president of the Washington State Association of School Psychologists.

(b) At least one teacher appointed by the president of the Washington Education Association.

(c) At least one principal appointed by the Association of Washington School Principals.

(d) At least one administrator appointed by the Washington Association of School Administrators.

(e) At least one college or university representative who may serve in a voting or nonvoting role.

**(5) SCHOOL SOCIAL WORKER.**

(a) At least one-half of the voting members shall be school social workers appointed by the president of the Washington Association of School Social Workers.

(b) At least one teacher appointed by the president of the Washington Education Association.

(c) At least one principal appointed by the Association of Washington School Principals.

(d) At least one administrator appointed by the Washington Association of School Administrators.

(e) At least one college or university representative who may serve in a voting or nonvoting role.

**NEW SECTION**

**WAC 180-78A-210 Joint professional education advisory board.** Any two or more colleges and/or universities may agree to have the same professional education advisory board for their respective preparation program at such college or university.

**NEW SECTION**

**WAC 180-78A-215 Substitute pay for members of professional education advisory boards.** Service on professional education advisory boards by certificated employees is deemed by the state board of education as a committee formed for the purpose of furthering education within the state. Accordingly, the superintendent of public instruction, in conformance with the provisions of RCW 28A.300.035, shall make payments to school districts for needed substitutes.

**RESIDENCY CERTIFICATE PROGRAMS—PROGRAM APPROVAL STANDARDS—GENERAL**

**NEW SECTION**

**WAC 180-78A-220 Program approval standards for approved preparation programs.** The program approval standards for approved preparation programs for teachers, administrators, and educational staff associates are as follows:

(1) **Professional education advisory boards:** The college or university, in conformance with the provisions of WAC 180-78A-250, has established and maintained a professional education advisory board to participate in and cooperate with the college or university on decisions related to the development, implementation, and revision of each preparation program—i.e., teacher, administrator, school counselor, school psychologist, and school social workers.

(2) **Accountability:** Each college or university, in conformance with the provision of WAC 180-78A-255, has established a performance-based preparation program.

(3) **Resources:** A separate college, school, department, or other administrative unit within the college or university, in conformance with the provision of WAC 180-78A-261, is responsible for providing the resources needed to develop and maintain quality preparation programs.

(4) **Program design:** Each college or university, in conformance with the provision of WAC 180-78A-264, is responsible for establishing a collaboratively developed approved preparation program that is based on a conceptual framework, current research and best practice that reflects the state's learning goals and essential academic learning requirements.

(5) **Knowledge and skills:** Each college or university, in conformance with the provision of WAC 180-78A-270, has established policies requiring all candidates for certification to demonstrate knowledge and skills required for the par-



particular certificate and areas of endorsement and which reflect the state's learning goals and essential academic learning requirements.

#### NEW SECTION

**WAC 180-78A-225 Acceptance of alternative standards.** (1) For a given program, the state board of education may allow the substitution of the Council for Accreditation of Counseling and Related Education Program's (CACREP) or the National Association of School Psychologist's (NASP) standards for program approval standards for school counselor and school psychologist program approval (WAC 180-78A-220 (2) through (5)).

(2) The state board of education may allow the substitution of national standards (e.g., the National Council for Accreditation of Teacher Education (NCATE) teacher education standards) for program approval with any additions deemed necessary by the state board of education. National standards may also be approved for programs in specific endorsement areas if they are deemed to be equivalent to state standards.

#### **RESIDENCY CERTIFICATE PROGRAMS—SPECIFIC PROGRAM APPROVAL STANDARD—PROFESSIONAL EDUCATION ADVISORY BOARD**

#### NEW SECTION

**WAC 180-78A-250 Approval standard—Professional education advisory board.** Building on the mission to prepare educators who demonstrate a positive impact on student learning, the following evidence shall be evaluated to determine whether each preparation program is in compliance with the program approval standards of WAC 180-78A-220(1):

(1) The professional education advisory board has been established in accordance with WAC 180-78A-209.

(2) The professional education advisory board has adopted operating procedures and has met at least four times a year.

(3) The professional education advisory board has reviewed all program approval standards at least once every five years.

(4) The professional education advisory board annually has reviewed follow-up studies and placement records.

(5) The professional education advisory board has made recommendations when appropriate for program changes to the institution which must in turn consider and respond to the recommendations in writing in a timely fashion.

(6) The professional education advisory board annually has seen, reviewed and approved an executive summary of the activities of the professional education advisory board for the period from July 1 through June 30 of the reporting year. The college or university has submitted the approved executive summary to the state board of education.

#### **RESIDENCY CERTIFICATE PROGRAMS—SPECIFIC PROGRAM APPROVAL STANDARD—ACCOUNTABILITY**

#### NEW SECTION

**WAC 180-78A-255 Approval standard—Accountability.** Building on the mission to prepare educators who demonstrate a positive impact on student learning, the following evidence shall be evaluated to determine whether each preparation program is in compliance with the program approval standards of WAC 180-78A-220(2). Each college and university shall:

(1) Submit for initial approval to the state board of education a performance-based program for the preparation of teachers, administrators, and educational staff associates.

(2) Conduct follow-up studies of graduates, maintain placement records for all graduates, and prepare annual placement and follow-up summaries.

(3) Submit annually the following to the state board of education for each approved program:

(a) The number of students enrolled in certificate programs during fall of the previous year;

(b) The number of students completing approved programs during the period from July 1 of the previous year to June 30 of the reporting year; and

(c) A brief narrative description of changes that occurred in certificate programs during the reporting year.

#### **RESIDENCY CERTIFICATE PROGRAMS—SPECIFIC PROGRAM APPROVAL STANDARD—RESOURCES**

#### NEW SECTION

**WAC 180-78A-261 Approval standard—Resources.** Building on the mission to prepare educators who demonstrate a positive impact on student learning, the following evidence shall be evaluated to determine whether each preparation program is in compliance with the resources program approval standard of WAC 180-78A-220(3):

(1) A separate administrative unit supports the preparation program whose composition and organization are clearly described in writing.

(2) An officially designated administrator is responsible for the management of operations and resources for the preparation program.

(3) Administrators and faculty in the preparation program have appropriate qualifications (including masters' or doctoral degrees) and have experience for the roles to which they are assigned.

(4) The institution has and implements an explicit plan with adequate resources to ensure hiring and retaining of a diverse faculty.

(5) Specific staff and/or faculty members in the unit are assigned the responsibility of advising applicants for certification and endorsements and for maintaining certification records.

(6) Financial resources are provided to support the preparation program.

(7) Facilities are provided to support the needs of the preparation program.

(8) Library, technology, and other informational resources must be sufficient in scope, breadth, and recency to support the preparation program.

#### **RESIDENCY CERTIFICATE PROGRAMS—SPECIFIC PROGRAM APPROVAL STANDARD—PROGRAM DESIGN**

##### NEW SECTION

**WAC 180-78A-264 Approval standard—Program design.** Building on the mission to prepare educators who demonstrate a positive impact on student learning, the following evidence shall be evaluated to determine whether each preparation program is in compliance with the program design standard of WAC 180-78A-220(4):

(1) The curriculum is guided by a conceptual framework and is based on current research and best practice, is cohesive and integrated, is performance-based, and supports the state's student learning goals and for teacher preparation programs, reflects the essential academic learning requirements.

(2) Candidates who demonstrate potential for acquiring the content and pedagogical knowledge and skills for success as educators in schools are recruited, admitted, and retained (see WAC 180-78A-200 Candidate admission policies). These candidates include members from under represented groups.

(3) Candidates attain/demonstrate academic competence in the educator role for which they are being prepared.

(4) A set of criteria/performances for program completion are established and published.

(5) The preparing institution shall assure that candidates are provided with appropriate course work and experiences in teaching methods for each endorsement area. The methods should include:

(a) Instructional strategies.

(b) Curriculum frameworks (essential academic learning requirements).

(c) Assessment strategies, including performance-based measurements of student work.

(d) Unit/lesson planning.

(6) Field experiences are integrated throughout the preparation program and include experience with diverse populations in a variety of settings.

(7) Candidates complete an internship in which they demonstrate the required knowledge and skills: *Provided*, That candidates for an administrator certificate shall complete an internship pursuant to WAC 180-78A-325, candidates for a school psychologist certificate shall complete an internship pursuant to WAC 180-78A-317, and candidates for a school counselor certificate shall complete an internship pursuant to WAC 180-78A-315.

(8) Programs reflect ongoing collaboration with P-12 schools.

(9) Candidates for a teacher certificate shall hold/obtain a baccalaureate degree from a regionally accredited college

or university in any of the subject areas of the endorsement listed in WAC 180-79A-302. Such degrees shall require the completion of at least forty-five quarter hours (thirty semester hours) of course work in the subject area: *Provided*, That a candidate who holds a baccalaureate degree in another academic field will not be required to obtain a second baccalaureate degree if the candidate provides evidence to the superintendent of public instruction that he or she has completed the required forty-five quarter or thirty semester hours of course work in one of the subject areas of the endorsements listed in WAC 180-79A-302.

#### **RESIDENCY CERTIFICATE PROGRAMS—SPECIFIC PROGRAM APPROVAL STANDARD—KNOWLEDGE AND SKILLS**

##### NEW SECTION

**WAC 180-78A-270 Approval standard—Knowledge and skills.** Building on the mission to prepare educators who demonstrate a positive impact on student learning based on the Improvement of Student Achievement Act of 1993 (1209), the following evidence shall be evaluated to determine whether each preparation program is in compliance with the program approval standards of WAC 180-78A-220(5):

(1) **TEACHER.** Teacher candidates will complete a well-planned sequence of courses and/or experiences in which they acquire and apply knowledge about:

##### **Foundational knowledge**

(a) The state learning goals and essential academic learning requirements.

(b) The subject matter content for the area(s) they teach, including relevant methods course work and the essential areas of study for each endorsement area for which the candidate is applying (chapter 180-79A WAC).

(c) The social, historical, and philosophical foundations of education, including an understanding of the moral, social, and political dimensions of classrooms, teaching, and schools.

(d) The impact of technological and societal changes on schools.

(e) Theories of human development and learning.

(f) Inquiry and research.

(g) School law and educational policy.

(h) Professional ethics.

(i) The responsibilities, structure, and activities of the profession.

(j) Issues related to abuse including the identification of physical, emotional, sexual, and substance abuse, information on the impact of abuse on the behavior and learning abilities of students, discussion of the responsibilities of a teacher to report abuse or provide assistance to students who are the victims of abuse, and methods for teaching students about abuse of all types and their prevention.

(k) The standards, criteria and other requirements for obtaining the professional certificate.

##### **Effective teaching**

(l) Research and experience-based principles of effective practice for encouraging the intellectual, social, and personal development of students.

(m) Different student approaches to learning for creating instructional opportunities adapted to learners from diverse cultural or linguistic backgrounds.

(n) Areas of exceptionality and learning — including, but not limited to, learning disabilities, visual and perceptual difficulties, and special physical or mental challenges.

(o) Effective instructional strategies for students at all levels of academic abilities and talents.

(p) Instructional strategies for developing reading, writing, critical thinking, and problem solving skills.

(q) The prevention and diagnosis of reading difficulties and research-based intervention strategies.

(r) Classroom management and discipline, including:

(i) Individual and group motivation for encouraging positive social interaction, active engagement in learning, and self-motivation.

(ii) Effective verbal, nonverbal, and media communication for fostering active inquiry, collaboration, and supportive interactions in the classroom.

(s) Planning and management of instruction based on knowledge of the content area, the community, and curriculum goals.

(t) Formal and informal assessment strategies for evaluating and ensuring the continuous intellectual, social, and physical development of the learner.

(u) Collaboration with school colleagues, parents, and agencies in the larger community for supporting students' learning and well-being.

(v) Effective interactions with parents to support students' learning and well-being.

#### **Professional development**

(w) The opportunity for candidates to reflect on their teaching and its effects on student growth and learning.

(x) Educational technology including the use of computer and other technologies in instruction, assessment and professional productivity.

(y) Strategies for effective participation in group decision making.

(2) **PRINCIPAL AND PROGRAM ADMINISTRATOR.** Effective August 31, 1997, principal and program administrator candidates, in order to support student achievement of the state learning goals and essential academic learning requirements, will complete a well-planned sequence of courses and/or experiences in an approved preparation program which shall include:

(a) Specific performance domains. An approved preparation program shall require the candidate to demonstrate in course work and the internship the following:

(i) **Leadership:** Formulating goals with individuals or groups; initiating and maintaining direction with groups and guiding them to the accomplishment of tasks; setting priorities for one's school in the context of community and district priorities and student and staff needs; integrating own and others' ideas for task accomplishment; initiating and planning organizational change.

(ii) **Information collection:** Gathering data, facts, and impressions from a variety of sources about students, parents,

staff members, administrators, and community members; seeking knowledge about policies, rules, laws, precedents, or practices; managing the data flow; classifying and organizing information for use in decision making and monitoring.

(iii) **Problem analysis:** Identifying the important elements of a problem situation by analyzing relevant information; framing problems; identifying possible causes; identifying additional needed information; framing and reframing possible solutions; exhibiting conceptual flexibility; assisting others to form reasoned opinions about problems and issues.

(iv) **Judgment:** Reaching logical conclusions and making high quality, timely decisions given the best available information.

(v) **Organizational oversight:** Planning and scheduling one's own and others' work so that resources are used appropriately, and short-term and long-term priorities and goals are met; monitoring projects to meet deadlines.

(vi) **Implementation:** Making things happen; putting programs and plans into action; applying management technologies; applying methods of organizational change including collaborative processes; facilitating tasks; establishing progress checkpoints; considering alternative approaches; providing "mid-course" corrections when actual outcomes start to diverge from intended outcomes; adapting to new conditions.

(vii) **Delegation:** Assigning projects or tasks together with clear authority to accomplish them and responsibility for their timely and acceptable completion.

(viii) **Instructional program:** Envisioning and enabling instructional and auxiliary programs for the improvement of teaching and learning; recognizing the developmental needs of students; insuring appropriate instructional methods; designing positive learning experiences; accommodating differences in cognition and achievement; mobilizing the participation of appropriate people or groups to develop these programs and to establish a positive learning environment.

(ix) **Curriculum design:** Interpreting school district curricula; planning and implementing with staff a framework for instruction that shall include the implementation of the state learning goals and essential academic learning requirements; initiating needs analyses and monitoring social and technological developments as they affect curriculum; responding to international content levels; adjusting content as needs and conditions change.

(x) **Student guidance and development:** Providing for student guidance, counseling, and auxiliary services; utilizing community organizations; responding to family needs; enlisting the participation of appropriate people and groups to design and conduct these programs and to connect schooling with plans for adult life; planning for a comprehensive program of student activities.

(xi) **Staff development:** Identifying with participants the professional needs of individuals and groups; planning and organizing programs to improve staff effectiveness; supervising individuals and groups; engaging staff and others to plan and participate in recruitment and development; initiating self-development.

(xii) **Measurement and evaluation:** Determining what diagnostic information is needed about students, staff, and the school environment; examining the extent to which outcomes meet or exceed previously defined standards, goals, or priorities for individuals or groups; drawing inferences for program revisions; interpreting measurements or evaluations for others; relating programs to desired outcomes; developing equivalent measures of competence.

(xiii) **Resource allocation:** Planning and developing the budget with appropriate staff; seeking, allocating, and adjusting fiscal, human, and material resources; utilizing the physical plant; monitoring resource use and reporting results.

(xiv) **Motivating others:** Building commitment to a course of action; creating and channeling the energy of self and others; planning and encouraging participation; supporting innovation; recognizing and rewarding effective performance; providing coaching, guidance, or correction for performance that needs improvement; serving as a role model.

(xv) **Sensitivity:** Perceiving the needs and concerns of others; dealing with others tactfully; working with others in emotionally stressful situations or in conflict; managing conflict; obtaining feedback; recognizing multicultural sensitivities.

(xvi) **Oral expression:** Making oral presentations that are clear and easy to understand; clarifying and restating questions; responding, reviewing, and summarizing for groups; utilizing appropriate communicative aids; adapting for audiences.

(xvii) **Written expression:** Expressing ideas clearly in writing; writing appropriately for different audiences such as students, teachers, and parents; preparing brief memoranda.

(xviii) **Philosophical and cultural values:** Acting with a reasoned understanding of the role of education in a democratic society and in accord with accepted ethical standards; recognizing philosophical and historical influences in education; reflecting an understanding of American culture, including current social and economic issues related to education; recognizing global influences on students and society.

(xix) **Legal and regulatory applications:** Acting in accordance with relevant federal and Washington state laws, rules, and policies; recognizing governmental influences on education; working within local rules, procedures, and directives; administering contracts.

(xx) **Policy and political influences:** Identifying relationships between public policy and education; recognizing policy issues; examining and affecting policies individually and through professional and public groups; relating policy initiatives to the welfare of students; addressing ethical issues.

(xxi) **Public and media relationships:** Developing common perceptions about school issues; interacting with parental and community opinion leaders; understanding and responding skillfully to the electronic and printed news media; initiating and reporting news through appropriate channels; enlisting public participation; recognizing and providing for market segments.

(b) **Performance assessment.** An approved preparation program for principals shall require that prior to the internship each candidate shall engage in a performance assess-

ment through a process determined by each preparation program. The results of this assessment shall be utilized by the college/university supervisor, the cooperating principal, and the principal candidate to cooperatively design the internship plan.

(3) **SUPERINTENDENT.** Superintendent candidates, in order to support student achievement of the state learning goals and essential academic learning requirements, will complete a well-planned sequence of courses and/or experiences in an approved preparation program for superintendents which shall include specific performance domains for superintendents. An approved preparation program for superintendents shall require the candidate to demonstrate in course work and the internship the following:

(a) **Strategic leadership:** The knowledge, skills and attributes to identify contexts, develop with others vision and purpose, utilize information, frame problems, exercise leadership processes to achieve common goals, and act ethically for educational communities. This includes:

(i) Professional and ethical leadership.

(ii) Information management and evaluation.

(b) **Instructional leadership:** The knowledge, skills and attributes to design with others appropriate curricula and instructional programs which implement the state learning goals and essential academic learning requirements, to develop learner centered school cultures, to assess outcomes, to provide student personnel services, and to plan with faculty professional development activities aimed at improving instruction. This includes:

(i) Curriculum, instruction, supervision, and learning environment.

(ii) Professional development and human resources.

(iii) Student personnel services.

(c) **Organizational leadership:** The knowledge, skills and attributes to understand and improve the organization, implement operational plans, manage financial resources, and apply decentralized management processes and procedures. This includes:

(i) Organizational management.

(ii) Interpersonal relationships.

(iii) Financial management and resource allocation.

(iv) Technology and information system.

(d) **Political and community leadership:** The knowledge, skills and attributes to act in accordance with legal provisions and statutory requirements, to apply regulatory standards, to develop and apply appropriate policies, to be conscious of ethical implications of policy initiatives and political actions, to relate public policy initiatives to student welfare, to understand schools as political systems, to involve citizens and service agencies, and to develop effective staff communications and public relations programs. This includes:

(i) Community and media relations.

(ii) Federal and Washington state educational law, public policy and political systems.

(4) **SCHOOL COUNSELOR.** School counselor candidates, in order to support student achievement of the state learning goals and essential academic learning requirements, will

complete a well-planned sequence of courses and/or experiences in which they acquire and apply knowledge about:

(a) Human growth and development (studies that provide an understanding of the nature and needs of individuals at all developmental levels).

(b) Social and cultural foundations (studies that provide an understanding of issues and trends in a multicultural and diverse society).

(c) Helping relationships (studies that provide an understanding of counseling and consultation processes).

(d) Group work (studies that provide an understanding of group development, dynamics, counseling theories, group counseling methods and skills, and other group work approaches).

(e) Career and lifestyle development (studies that provide an understanding of career development and related life factors).

(f) Appraisal (studies that provide an understanding of individual and group approaches to assessment and evaluation), including assessment of the state learning goals and essential academic learning requirements.

(g) Research and program evaluation (studies that provide an understanding of types of research methods, basic statistics, and ethical and legal considerations in research).

(h) Professional orientation (studies that provide an understanding of all aspects of professional functioning including history, roles, organizational structures, ethics, standards, and credentialing).

(i) Foundations of school counseling including:

(i) History, philosophy, and trends in school counseling;

(ii) Role and function of the school counselor in conjunction with the roles of the professional and support personnel in the school;

(iii) Knowledge of the school setting and curriculum including the state learning goals and essential academic learning requirements;

(iv) Ethical standards and guidelines of the American School Counselor Association (ASCA);

(v) State and federal policies, laws, and legislation relevant to school counseling; and

(vi) Implications of sociocultural, demographic, and lifestyle diversity relevant to school counseling.

(j) Studies that provide an understanding of the coordination of counseling program components as they relate to the total school community including:

(i) Referral of children and adolescents for specialized help;

(ii) Coordination efforts with resource persons, specialists, businesses, and agencies outside the school to promote program objectives;

(iii) Methods of integration of guidance curriculum in the total school curriculum;

(iv) Promotion of the use of counseling and guidance activities and programs by the total school community to enhance a positive school climate; and

(v) Methods of planning and presenting guidance-related educational programs for school personnel and parents.

(k) Theory, knowledge and skills for the practice of school counseling including:

(i) Program development, implementation and evaluation. Studies in this area include:

(A) Use of surveys, interviews, and needs assessments;

(B) Design, implementation and evaluation of a comprehensive, developmental school program;

(C) Implementation and evaluation of specific strategies designed to meet program goals and objectives;

(D) Preparation of a counseling schedule reflecting appropriate time commitments and priorities in a developmental school counseling program; and

(E) Use of appropriate technology and information systems.

(ii) Counseling and guidance. Studies in this area include:

(A) Individual and group counseling and guidance approaches appropriate for the developmental stage and needs of children and adolescents;

(B) Group guidance approaches that are systematically designed to assist children and adolescents with developmental tasks;

(C) Approaches to peer helper programs;

(D) Issues which may affect the development and function of children and adolescents (e.g., abuse, eating disorders, attention deficit hyperactivity disorder, exceptionality, substance abuse, violence, suicide, dropout);

(E) Developmental approaches to assist students and parents at points of educational transition (e.g., postsecondary education, vocational, and career options);

(F) Crisis intervention and referral; and

(G) System dynamics, including family, school, community, etc.

(iii) Consultation. Studies in this area shall include:

(A) Methods of enhancing teamwork within the school community; and

(B) Methods of involving parents, teachers, administrators, support staff and community agency personnel.

(5) **SCHOOL PSYCHOLOGIST.** School psychologist candidates, in order to support student achievement of the state learning goals and essential academic learning requirements, will complete a well-planned sequence of courses and/or experiences in which they acquire and apply knowledge about:

(a) Knowledge of the field. The candidate has knowledge and skill in relevant fields of study, including:

(i) Learning theory.

(ii) Personality theory and development.

(iii) Individual and group testing and assessment.

(iv) Individual and group counseling and interviewing theory and techniques.

(v) Basic statistics.

(vi) Child development.

(vii) Exceptional children.

(viii) Social and cultural factors.

(ix) Deviant personality.

(x) Curriculum, including the state learning goals and essential academic learning requirements.

(xi) Research design.

(xii) Physiological and biological factors.

(b) Assessment and diagnosis. The candidate has knowledge and skill necessary to select, administer, score, and interpret instruments and techniques in the following areas:

- (i) Intellectual and cognitive assessment.
- (ii) Individual and group academic skills: Standardized norm-referenced and criteria-referenced measurements and curriculum-based measurements.
- (iii) Personality assessment.
- (iv) Assessment of perceptual skills.
- (v) Assessment of adaptive behavior; assessment of language skills.

(c) Behavioral observation and analysis. The candidate has knowledge and skill in behavior observation, including:

- (i) Data taking.
- (ii) Frequency measures.
- (iii) Qualitative and quantitative analysis of classroom behavior.

(iv) Developmental and personality analysis, including perceptual, cognitive, social, and affective and language development in children.

(d) Counseling and interviewing. The candidate has the knowledge and skill necessary to:

- (i) Provide individual and group counseling to students and parents.
- (ii) Conduct interviews essential to information collecting from parents, teachers, and other professionals.

(e) Program development. The candidate has the knowledge and skill to make educational prescriptions, including specification of remedial environmental changes, both curricular and behavioral, for a particular student.

(f) Consultation. The candidate has the knowledge and skill to:

- (i) Function on multidisciplinary teams in evaluating and placing students.
- (ii) Confer with and make recommendations to parents, specialists, teachers, referral personnel, and others relative to student's characteristics and needs in the educational and home environments.

(g) Program evaluation and recordkeeping. The candidate has the knowledge and skill necessary to develop and implement program evaluation and maintain required records.

(h) Professionalism. The candidate has knowledge of professional standards regarding ethical and legal practices relevant to the practice of school psychology. The candidate demonstrates knowledge and skill in written and oral reporting of assessment and remedial recommendations which will meet ethical and legal standards.

- (i) Research. The candidate has knowledge and skill to:
  - (i) Evaluate and perform research.
  - (ii) Apply school-oriented research.
  - (iii) Construct criterion-referenced instruments with reference to such educational decisions as:

- (A) Retention in grade.
- (B) Acceleration and early entrance.
- (C) Early entrance.

(6) **SCHOOL SOCIAL WORKER.** School social worker candidates, in order to support student achievement of the state learning goals and essential academic learning requirements, will complete a well-planned sequence of courses

and/or experiences in which they acquire and apply knowledge about:

(a) Knowledge for social work practice. The candidate has knowledge and skills in relevant fields of study including:

- (i) Values.
  - (A) Knowledge of profession including values, skills, and ethics; and
  - (B) National Association of Social Workers (NASW) Code of Ethics and school social work guidelines for practice.
- (ii) Human behavior and the social environment.
  - (A) Community theory and community change (e.g., community organization and development, social planning, networking, and case management);
  - (B) Systems and organizational theory (e.g., school as a bureaucracy);
  - (C) Social disorganization (e.g., poverty, family and community violence, unemployment, addictions, multiple losses), and context of family in a changing society;
  - (D) Family dynamics and theories of family therapy;
  - (E) Human/child growth and development;
  - (F) Diverse populations of: Race, culture, social class, life style, age, gender and the disabled;
  - (G) Theories of personality; and
  - (H) Use of computer technology for social work practice.

(b) Service delivery and program development. The candidate will have knowledge and skills in the following activities:

- (i) Direct practice.
  - (A) Referring, developing, and coordinating resources and services in the local education agency and community;
  - (B) Knowledge and skills related to families;
  - (C) Case management;
  - (D) Working with vulnerable and "hard to reach" individuals and families, including those from diverse populations;
  - (E) Crisis intervention, conflict resolution, stress management and decision-making skills;
  - (F) Individual and group counseling to improve students' self-knowledge and interactional skills for personal empowerment;
  - (G) Interviewing and counseling students in relation to social-personal problems adjudged to be impairing student's ability to learn;
  - (H) Family interventions including parent education; referral to resources; family counseling;
  - (I) Teaching children communication and interpersonal relationship skills through individual/group/classroom interventions;
  - (J) Collaborating and consulting with parents and community to assure readiness to learn for all students;
  - (K) Multidimensional assessment of student's social-emotional adjustment, adaptive behaviors, individual strengths, and environmental assets;
  - (L) Intervention case planning processes; and
  - (M) Career and academic guidance to students in their school to work transitions.
- (ii) Indirect practice.

(A) Liaison and facilitator between and among home, school and community;

(B) Collaborate and consult with other educational staff to assure student progress;

(C) Use computer technology for practice and efficiency;

(D) Develop strategies for increased parental and community involvement with the school;

(E) Develop programs of remediation for students and their families;

(F) Design, coordinate and facilitate programs such as suicide prevention, truancy and drop-out prevention, and prevention of teenage pregnancy;

(G) Provide staff development programs;

(H) Work collaboratively with educational staff to develop programs to address school-community identified needs; and

(I) Function as change agents.

(c) Research and evaluation. The candidate will have necessary skills and knowledge to:

(i) Collect and interpret data in order to evaluate student, school, and community needs;

(ii) Evaluate own practice;

(iii) Become consumer of research findings;

(iv) Understand use of program evaluation methods; and

(v) Utilize computer technology for research and evaluation.

(d) Context for educational system. The candidate will have necessary knowledge and skills to apply the following:

(i) State learning goals and essential academic learning requirements;

(ii) Theories of learning;

(iii) School law and professional ethics;

(iv) Computer technology in the workplace; and

(v) Understanding of policies, laws, and procedures.

## OTHER PROGRAM APPROVAL REQUIREMENTS

### NEW SECTION

**WAC 180-78A-307 Course work/internship waiver.** The college or university may waive required course work and/or waive or reduce in length the required internship for any candidate, based on an individual review if the college or university determines that previous course work, work experiences, or alternative learning experiences have or will provide the candidate knowledge and skills to be otherwise gained from the required course work or internship.

### NEW SECTION

**WAC 180-78A-308 Special consideration for certain former para-educators.** An approved teacher preparation program may determine that a candidate who has work experience as a noncertificated para-educator may substitute his or her work experience for some teacher preparation program requirements if the candidate presents evidence that he or she has served as a para-educator within the previous seven years and that at least fifty percent of the candidate's work as a para-educator was involved in instructional activities with

children under the supervision of a certificated teacher and that the candidate worked a minimum of six hundred thirty hours in any one school year.

### NEW SECTION

**WAC 180-78A-310 Program approval—Teachers, collaboration with K-12 schools.** An approved preparation program annually shall develop and implement a plan to enhance the level of collaboration and interaction between the program's faculty and K-12 schools in the state. The plan shall require, to the maximum extent feasible, that each member of the full-time teacher preparation faculty annually provide instruction to students in the K-12 classroom in a public or approved private school setting in the state of Washington, during the regular school year. The instruction that will be provided must be in accordance with RCW 28A.405.010 and applicable state board of education rules.

### NEW SECTION

**WAC 180-78A-315 Program approval requirement—Field experience for school counselors.** Approved school counselor preparation programs shall require all candidates to complete a supervised internship in the schools that includes a minimum of four hundred hours of on the job professional service and one hour per week of individual supervision provided by the site supervisor. Site supervisors must be fully certificated school personnel and have a minimum of three years of professional experience in the role of school counselor. Faculty supervision including on-site visits will be provided on an ongoing basis. Prior to the internship, the candidate will complete a faculty supervised practicum (a distinctly defined clinical experience intended to enable the candidate to develop basic counseling skills and integrate professional knowledge).

### NEW SECTION

**WAC 180-78A-317 Program approval requirement—Field experience for school psychologists.** Approved school psychology preparation programs shall require all students to complete a supervised internship in the schools that includes a minimum of 1200 hours of on-the-job professional service and one hour per week of individual supervision provided by the site supervisor. Site supervisors must be fully certificated school personnel and have a minimum of three years of professional experience in the role of school psychologist. Faculty supervision including on-site visits will be provided on an on-going basis. Prior to the internship, the student will complete a faculty-supervised practicum (a distinctly defined clinical experience intended to enable the student to develop basic school psychology skills and integrate professional knowledge).

### NEW SECTION

**WAC 180-78A-325 Program approval requirement—Field experience for all administrators.** An approved preparation program for administrators and, prior

to August 31, 1998, for principals, shall require an internship of at least three hundred sixty hours: *Provided*, That an approved preparation program for principals shall require for those persons entering the program August 31, 1998, and after, an internship which requires practice as an intern during a full school year. A "full school year" shall mean seven hundred twenty hours of which at least one-half shall be during school hours, when students and/or staff are present and include the principal performance domains as stated in WAC 180-78A-270: *Provided further*, That for a candidate seeking the P-12 principal certificate, the internship shall include P-12 administrative experience. The internship shall take place in an education setting serving under the general supervision of a certificated practitioner who is performing in the role for which the endorsement is sought. Components of the required internship shall include demonstration by the candidate that he or she has the appropriate, specific skills pursuant to WAC 180-78A-270.

### NEW SECTION

**WAC 180-78A-330 Demographic information.** Building on the mission to prepare educators who demonstrate a positive impact on student learning, approved preparation programs annually shall provide the state board of education the following information:

- (1) Demographic characteristics, including gender and ethnicity, of students completing approved programs during the period from July 1 of the previous year to June 30 of the reporting year;
- (2) The number of full-time and part-time faculty and graduate teaching assistants teaching in approved programs during each term from summer through spring of the reporting year; and
- (3) Demographic characteristics of faculty teaching in approved programs including ethnicity and gender.

### **ADMINISTRATOR INTERNSHIPS**

### NEW SECTION

**WAC 180-78A-400 Internship standards—State-funded administrator interns.** (1) Principal, superintendent, and program administrator interns participating in the state-funded administrator internship program shall meet the following standards:

- (a) Enrollment in a principal, superintendent or program administrator preparation program approved by the state board of education, pursuant to WAC 180-78A-105.
- (b) Completion of all administrator field experience, knowledge and skill certification requirements, pursuant to chapters 180-78A and 180-79A WAC.
- (c) Completion of up to forty-five internship days for school employees selected for a principal, superintendent or program administrator certification internship when K-12 students and/or staff are present; provided the internship shall meet the following criteria:
  - (i) The intern, mentor administrator and college/university intern supervisor shall cooperatively plan the internship, provided that the school district is encouraged to include

teachers and other individuals in the internship planning process.

- (ii) Principal and program administrator interns shall demonstrate competency in the performance domains identified as needing development by the mentor administrator, college/university supervisor, and the intern, pursuant to WAC 180-78A-270(2). Superintendent interns shall demonstrate competency in the standards identified as needing development by the mentor administrator, college/university supervisor, and the intern, pursuant to WAC 180-78A-270(3).

- (iii) The activities to be undertaken to implement the internship shall be outlined in writing.

- (d) The intern, college/university supervisor and mentor administrator shall determine whether the intern days and the selected performance domains or competencies were demonstrated.

- (2) Participating colleges/universities, and school districts may establish additional internship standards and shall report such standards to the state board of education.

- (3) Each college/university shall submit a summary report of the internships to the state board of education.

### **PROFESSIONAL CERTIFICATE PROGRAMS— PROGRAM APPROVAL STANDARDS—GENERAL PROVISIONS**

### NEW SECTION

**WAC 180-78A-500 Professional certificate program approval.** All professional certificate programs for teachers shall be approved pursuant to the requirements in WAC 180-78A-520 through 180-78A-540.

### NEW SECTION

**WAC 180-78A-505 Overview—Professional certificate program.** Teachers who complete approved programs after August 31, 2000, shall be issued residency certificates that shall be valid for five years. To obtain a professional certificate, the residency teacher will need to have completed provisional status with a school district under RCW 28A.405.220 or the equivalent with an approved private school and will need to have completed a state board of education approved professional certificate program collaboratively developed by a college/university and the professional educational advisory board (PEAB).

The professional certificate requires successful demonstration of three standards (effective teaching, professional development, and leadership) and 18 criteria, pursuant to WAC 180-78A-540, related to these standards. Wherever appropriate, the residency teacher will need to provide evidence that his/her teaching has had a positive impact on student learning.

During the implementation phase of the program, the employing approved private school or school district (or an educational service district, if the employing approved private school or school district so delegates) and an individual selected by the candidate from one of the other authorized agencies (i.e., local school district professional association,



state-wide professional association, specialty area professional association, or educational service district) shall collaborate along with the college or university and the candidate in the development of an individualized professional growth plan.

The individualized professional growth plan will be based on an analysis of the student/learning context in that teacher's assignment and a preassessment of that teacher's ability to demonstrate the standards and criteria.

The individualized professional growth plan shall include instruction and assistance components for each residency teacher. The instruction and assistance components will be designed to give the residency teacher the necessary knowledge and skills needed to demonstrate successfully the standards and criteria.

The final component of the program will be an assessment seminar in which the residency teacher's ability to demonstrate the standards and criteria will be evaluated. These assessments shall include multiple forms of data collected over time, including evidence of positive impact on student learning, where appropriate.

As part of the program development, the college/university and the PEAB shall establish criteria and procedures for determining when the residency teacher has successfully completed the program. When the approved program has verified to the superintendent of public instruction that the candidate has completed the approved program, the state will issue the residency teacher a professional certificate.

Between 1997 and 2000, the state board of education shall approve a number of field tests of the professional certificate programs pursuant to WAC 180-78A-545 through 180-78A-565.

#### NEW SECTION

**WAC 180-78A-510 Responsibilities of the professional certificate administrator.** Each approved professional certificate program shall identify a professional certificate administrator who shall have the primary responsibility for the overall administration of the program. The person serving as the professional certificate administrator may be an employee, or a joint employee, representing any of the collaborating agencies participating in the program.

#### NEW SECTION

**WAC 180-78A-515 Program approval standards for professional certificate approved programs.** The program approval standards for approved programs for teachers are as follows:

(1) **Professional education advisory boards.** The professional certificate program, in conformance with the provisions of WAC 180-78A-250 and 180-78A-520, has established and maintained a professional education advisory board to participate in decisions related to the development, implementation, and revision of the professional certificate program for teachers.

(2) **Accountability.** Each professional certificate program, in conformance with the provision of WAC 180-78A-525, has established a performance-based program.

(3) **Resources.** The professional certificate program, in conformance with the provision of WAC 180-78A-530, is responsible for providing the resources needed to develop and maintain quality professional programs.

(4) **Program design.** Each professional certificate program, in conformance with the provision of WAC 180-78A-535, is responsible for establishing a collaboratively developed, individualized, approved professional certificate program.

(5) **Knowledge and skills.** Each professional certificate program, in conformance with the provision of WAC 180-78A-540, has established policies requiring all candidates for certification to demonstrate the standards and respective criteria for obtaining the professional certificate.

### **PROFESSIONAL CERTIFICATE PROGRAMS— PROGRAM APPROVAL STANDARD—SPECIFIC— PROFESSIONAL EDUCATION ADVISORY BOARD**

#### NEW SECTION

**WAC 180-78A-520 Approval standard—Professional education advisory board.** The following evidence shall be evaluated to determine whether each professional certificate program is in compliance with the program approval standards of WAC 180-78A-515(1).

(1) The professional education advisory board established for the preservice program in accordance with WAC 180-78A-209 shall also serve as the professional advisory board for the professional certificate program.

(2) The professional education advisory board has participated in the development of the professional certificate program and has recommended approval of the proposed program prior to its submission to the state board of education for approval.

(3) The professional education advisory board has reviewed the annual summary on the status of all candidates in the program required by WAC 180-78A-525(7).

(4) The professional education advisory board has made recommendation(s), as appropriate, for program changes to the professional certificate administrator who shall implement the recommendation(s) within twelve months, or provide a rationale for why the recommendation(s) was not implemented.

### **PROFESSIONAL CERTIFICATE PROGRAMS— PROGRAM APPROVAL STANDARD—SPECIFIC— ACCOUNTABILITY**

#### NEW SECTION

**WAC 180-78A-525 Approval standard—Accountability.** The following evidence shall be evaluated to determine whether each professional certificate program is in compliance with the program approval standards of WAC 180-78A-515(2). Each college and university shall:

(1) Submit for initial approval to the state board of education a performance-based professional certificate program for teachers.

(2) Provide documentation that the respective professional education advisory board has participated in the development of and has approved the proposal.

(3) Identify the professional certificate administrator who shall be responsible for the administration of the professional certificate program.

(4) Describe the major responsibilities of each of the collaborating agencies. Identify the staff from one or more of the collaborating agencies who will be assigned the responsibility for reviewing applications for the professional certificate program; advising candidates once accepted; developing and implementing the individualized professional growth plan, the instruction and assistance components, and the assessment seminar; maintaining current records on the status of all candidates accepted into the professional certificate program; and for serving as the liaison with the superintendent of public instruction certification office in order to facilitate the issuance of the professional certificates when candidates have met the required standards.

(5) Establish the admission criteria that candidates for the professional certificate will need to meet in order to be accepted into the collaboratively developed professional certificate program.

(6) Describe the procedures that the approved program will use to determine that a candidate has successfully demonstrated the standards and criteria for obtaining the professional certificate.

(7) Prepare an annual summary on the status of all candidates in the program and submit the summary to the professional education advisory board.

(8) Submit any additional information to the professional education advisory board that it requests.

(9) Facilitate an on-site review of the program when requested by the state board of education to ensure that the program meets the state's program approval standards and to provide assessment data relative to the performance standards to the state board of education.

*Provided,* That the on-site reviews shall be scheduled on a five-year cycle unless the state board of education approves a variation in the schedule.

*Provided further,* That institutions seeking National Council for the Accreditation of Teacher Education accreditation may request from the state board of education approval for concurrent site visits which would utilize the same documentation whenever possible.

#### **PROFESSIONAL CERTIFICATE PROGRAMS— PROGRAM APPROVAL STANDARD—SPECIFIC— RESOURCES**

##### NEW SECTION

**WAC 180-78A-530 Approval standard—Resources.** The following evidence shall be evaluated to determine whether each professional certificate program is in compliance with the resources program approval standard of WAC 180-78A-515(3):

(1) Administrators, faculty, and teachers implementing the professional certificate program have appropriate qualifications (either academic, experience, or both for the roles to

which they are assigned). Such responsibilities shall be shared, as appropriate, between and among the collaborating agencies.

(2) One of the collaborating agencies is assigned the responsibility for maintaining fiscal records in order to monitor and report on the costs of implementing the program both to the collaborating agencies as well as to the candidates whose fees and tuition costs should be the primary source of fiscal support for the program.

(3) Instructional, technological, and other needed resources must be sufficient in scope, breadth, and recency to support the professional certificate program.

#### **PROFESSIONAL CERTIFICATE PROGRAMS— PROGRAM APPROVAL STANDARD—SPECIFIC— PROGRAM DESIGN**

##### NEW SECTION

**WAC 180-78A-535 Approval standard—Program design.** The following requirements shall govern the design of the professional certificate program:

(1) To be eligible to apply for admission to a professional certificate program, a candidate shall be contracted as a teacher in a public or a state board of education approved private school and shall have completed provisional status with a school district under RCW 28A.405.220 or the equivalent with an approved private school.

(2) The professional certificate program must be available to all candidates who are admitted to the program in Washington in a timely, fair, equitable, and fiscally responsible manner.

(3) The professional certificate program shall be collaboratively developed by an existing professional education advisory board with representation from its collaborating agencies. Additional agencies may participate in the development of the program if the professional education advisory board so chooses.

(4) Each program shall consist of:

(a) An individualized professional growth plan designed to provide the candidate with the knowledge and skills needed to demonstrate successfully the standards and criteria required to obtain the professional certificate.

(b) An assessment seminar designed to provide a variety of assessment opportunities for the candidate to demonstrate successfully each of the criteria related to the standards, pursuant to WAC 180-78A-365 and which may include college or university credit hours.

(5) The individualized professional growth plan shall be based on:

(a) An analysis of the instructional context for determining the appropriate strategies by which the teacher will be able to have a positive impact on student learning. In developing the analysis, consideration should be given, but not limited to, the following data collected in collaboration with the school district or building:

(i) The resources available at the approved private school or school district to support the instruction, including: Textbooks, technological resources, the assignment of teacher assistants, and administrator and/or peer teacher support;

- (ii) The teaching assignment(s);
  - (iii) The age(s) and maturity of the students;
  - (iv) The number of special needs students in any specific class; and
  - (v) Other.
- (b) A preassessment of the candidate's ability to demonstrate successfully the professional certificate standards and criteria.

(6) A representative of the college/university, a representative of the candidate's employing approved private school or school district (or an educational service district, if the employing approved private school or school district so delegates), and a representative, selected by the candidate, from one of the other authorized agencies (i.e., local school district professional association, state-wide professional association, specialty area professional association or educational service district) as well as the candidate, shall participate in the development and approval of the professional growth plan.

(7) The individualized professional growth plan shall include assistance and instructional components and shall specify any required course work which may include college and university credit hours.

(8) The assessment seminar shall include performance-based assessments which shall include:

(a) K-12 student achievement data, whenever appropriate, related to one or more of the essential academic learning requirements now being developed by the commission on student learning.

(b) Evidence of a positive impact on student learning as defined in WAC 180-78A-010(8) for the standard of effective teaching. In determining positive impact on student learning, the candidate, in consultation with one or more of the collaborating agencies, shall determine, prior to instruction, the level of appropriate achievement of the K-12 student based on the analysis of the instructional context described in WAC 180-78A-360 (5)(a). The positive impact on student learning will then be determined on the basis of the extent to which the level of achievement was met. Candidates may need to repeat these assessments a number of times, utilizing alternative instructional strategies in order to demonstrate consistently a positive impact on student learning.

(c) A focus on the achievement of all, or a limited number of, students in a class. Teachers will not be required to provide assessment data for all their students for the full range of potential content and learning objectives.

(d) Multiple forms of evidence presented over time which may include, but are not limited to, the following: Classroom-based evidence of student learning; portfolios; statements from parents, peer teachers, and/or administrators; and student scores on standardized achievement tests.

(9) No limits shall be placed on the number of times a candidate with a valid residency certificate may participate in the assessment component and on the forms of relevant evidence that the candidate may submit.

(10) Candidates who do not successfully complete the assessment component shall receive an individualized analysis of strengths and weaknesses and a plan for appropriate assistance and instruction.

## PROFESSIONAL CERTIFICATE PROGRAMS— PROGRAM APPROVAL STANDARD—SPECIFIC— KNOWLEDGE AND SKILLS

### NEW SECTION

**WAC 180-78A-540 Approval standard—Knowledge and skills.** The following standards and criteria must be demonstrated successfully by the candidate in order to obtain a professional certificate:

(1) A successful candidate for the professional certificate shall demonstrate the knowledge and skills for effective teaching which ensure student learning by:

- (a) Using effective teaching practices;
- (b) Using assessment to monitor and improve instruction;
- (c) Establishing and maintaining a positive, student-focused, learning environment;
- (d) Designing and/or adapting challenging curriculum that is developmentally appropriate;
- (e) Demonstrating cultural sensitivity in teaching and in relationships with students, parents, and community members;
- (f) Using information on student achievement and performance to advise and involve students and families;
- (g) Integrating technology into instruction and assessment; and
- (h) Informing, involving, and collaborating with parents and families to support student success.

(2) A successful candidate for the professional certificate shall demonstrate the knowledge and skills for professional development by:

- (a) Evaluating the effects of his/her teaching through feedback and reflection;
- (b) Establishing goals for professional improvement;
- (c) Designing and implementing personal professional growth programs; and
- (d) Remaining current in subject area(s), theories, practice, and research.

(3) A successful candidate for the professional certificate shall demonstrate leadership that contributes to the improvement of the school, community, and the profession by:

- (a) Participating in activities within the school community to improve curriculum and instructional practices;
- (b) Participating in professional and/or community organizations;
- (c) Advocating for curriculum, instruction, and learning environments which meet the diverse needs of students;
- (d) Demonstrating communication skills and/or strategies that facilitate group decision making;
- (e) Participating collaboratively in school improvement activities; and
- (f) Incorporating democratic principles into his/her practice.

**PROFESSIONAL CERTIFICATE PROGRAMS—  
FIELD TESTS**

NEW SECTION

**WAC 180-78A-545 Field tests—Professional certificate approved programs.** WAC 180-78A-500 through 180-78A-540 contain the rules and regulations for establishing a state board of education professional certificate approved program. These rules and regulations will become mandatory for teachers with residency certificates issued after August 31, 2000. The state board of education, or its designee, will establish procedures for approving a number of field tests which may lead to revisions in these rules and regulations prior to August 31, 2000.

The purpose of the field tests is to determine the system-wide feasibility of the proposed performance-based professional certification program, including the validity of the standards and criteria in WAC 180-78A-540.

The superintendent of public instruction will make relevant materials available and provide technical assistance to agencies and/or individuals participating in the field tests.

NEW SECTION

**WAC 180-78A-550 Field tests—Selection of participating programs.** Selection of programs by the state board of education or its designated agency to participate in the field tests will be based on the following:

(1) Eligibility criteria:

(a) Each college or university with an approved teacher preparation program is eligible to apply to conduct a field test of the professional teacher certification program.

(b) The field tests will require participating agencies and individuals to implement all of the components of the approved program as described in WAC 180-78A-510, 180-78A-515, 180-78A-520, 180-78A-525, 180-78A-530, 180-78A-535, and 180-78A-540, including the collection of data relevant to the issues to be addressed in WAC 180-78A-565.

(2) Applications for a limited number of field tests at public and private colleges and universities (for example, six) shall be approved according to the following selection criteria:

(a) The extent to which a specific application enhances the geographic diversity of the complete field test: Including, but not limited to, the identification of the public or private colleges and universities and identification of the specific school districts that will participate (e.g., suburban, rural and remote school districts, and private schools).

(b) The detailed work plan in the application with timelines for sufficient planning, implementation, and evaluation including, but not limited to, the following:

(i) Identification of two or more school districts that will participate in the field test.

(ii) Estimated number of candidates that will be involved in the field test.

(iii) Identification of professional certificate program administrator of the field test and/or a description of the qualifications of the person to serve in the role.

(iv) Experience and/or expertise in:

(A) Implementation of alternative delivery systems in rural and remote areas.

(B) Performance-based teacher assessment.

(C) Collaborative development of teacher education programs.

(c) The process described in the application for evaluating the field test, including a review of how such a program could be implemented collaboratively and in a cost-effective manner throughout the state.

(3) Timelines:

(a) On or before March 15, 1997, the state board of education will issue requests for proposals for field testing the professional certificate program.

(b) Proposals will be due by May 15, 1997.

(c) The state board of education or designated agency will approve field test proposals on or before June 15, 1997.

(d) Field test programs shall begin in accordance with the timeline submitted in the application.

NEW SECTION

**WAC 180-78A-555 Field tests—Alternative models.** The state board of education, or its designated agency, may waive one or more of the requirements in WAC 180-78A-505 through 180-78A-540, if compelling evidence is presented.

NEW SECTION

**WAC 180-78A-560 Field tests—Participating teachers.** Teachers who participate in the field test shall be issued professional certificates if the collaborating agencies verify that they have successfully completed the state board of education approved field test. Teachers who participate in the field test, who do not meet the requirements for the professional certificate, will be allowed to meet the requirements for the continuing certificate. In addition, participation in the field tests shall qualify teachers for one renewal, if needed, of their initial certificate.

NEW SECTION

**WAC 180-78A-565 Field tests—Evaluation criteria.** Programs approved for the field tests shall collect data related to all of the following criteria during and at the conclusion of the field test. Participating agencies shall provide interim reports at least annually and a final report, including recommendations for changes to the *Washington Administrative Code*, to the state board of education on the following criteria:

**Demographics:**

(1) Can the professional certificate program be implemented in a fair and equitable manner for:

(a) Teachers in any community: Rural and urban, near a college or university, or distant from a college or university?

(b) All teachers, e.g., public and private, elementary, secondary, special education and vocational teachers?

**Standards:**

(2) Are the three standards and the 18 criteria:

(a) The most appropriate and relevant standards and/or criteria?

(b) In need of revision (including additions or eliminations)?

(c) Supportive of the state goals and/or essential academic learning requirements?

**Assessment:**

(3) What should the role of each of the agencies involved in the implementation of the program be in regard to assessment?

(4) Are the assessments of the standards and criteria valid?

(5) What assessment procedures and benchmarks determine that a candidate has successfully demonstrated the standards and criteria in WAC 180-78A-365?

(6) For which of the standards and criteria can evidence of positive impact on student learning be obtained?

(7) What forms of evidence of impact on student learning should be required?

(8) How have collaborating agencies implemented the requirement that candidates provide "multiple forms of evidence, over time"?

(9) Is an "assessment seminar" the best means to assess the candidate's demonstration of the standards and criteria?

Could or should some/all of the standards and criteria be demonstrated through courses/activities in the instruction or assistance components of the individualized professional growth plan?

**Implementation:**

(10) What are the logistical challenges and time requirements associated with developing and implementing professional certificate programs for candidates and collaborating agencies and individuals?

(11) What are the direct and indirect costs associated with implementing professional certificate programs, especially to the candidate and how were the collaborating agencies and individuals compensated for their involvement?

(a) Can professional certificate programs be implemented primarily on candidate fees/tuition basis?

(b) Did the professional certificate programs utilize other financial resources?

(12) Which aspects of the professional certificate program should require traditional college course work, and which aspects of the program should provide alternatives to this course work?

**Professional growth plans:**

(13) How were the candidates' student/learning contexts and preassessments used to develop the individualized professional growth plan?

(14) How were the individualized professional growth plan and the instruction and assistance components organized and delivered?

(15) How were the individualized professional growth plan and the instruction and assistance components aligned with the state's goals and essential academic learning requirements?

**Other:**

(16) What other relevant information needs to be reported to the state board of education as a result of the field tests?

**REPEALER**

The following sections of the Washington Administrative Code are repealed:

WAC 180-78A-004	Intent.
WAC 180-78A-006	Mission.
WAC 180-78A-012	Organization of chapter 180-78A WAC.
WAC 180-78A-026	Existing approved programs.
WAC 180-78A-028	Procedures for initial approval of an educator preparation program.
WAC 180-78A-030	Length of time for which program approval status shall be granted.
WAC 180-78A-033	Probationary status.
WAC 180-78A-037	Procedures for reestablishment of approval status for an educator preparation program.
WAC 180-78A-047	Annual reports by colleges and universities.
WAC 180-78A-057	Approval of preparation program offered by an out-of-state college or university within the state applicable to certification.
WAC 180-78A-060	Preparation of superintendents.
WAC 180-78A-063	Responsibilities of deans, directors, or other designated administrators.
WAC 180-78A-065	Required professional education advisory board.
WAC 180-78A-068	Joint professional education advisory board.
WAC 180-78A-073	Qualification to be appointed to professional education advisory boards.
WAC 180-78A-075	Professional education advisory boards—Membership.
WAC 180-78A-080	Substitute pay for members of professional education advisory boards.
WAC 180-78A-135	Candidate admission policies.
WAC 180-78A-140	Program approval standards for approved preparation programs.

WAC 180-78A-142	Acceptance of alternative standards.	WAC 180-78A-340	Program approval standards for professional certificate approved programs.
WAC 180-78A-145	Approval standard—Professional education advisory board.	WAC 180-78A-345	Approval standard—Professional education advisory board.
WAC 180-78A-150	Approval standard—Accountability.	WAC 180-78A-350	Approval standard—Accountability.
WAC 180-78A-155	Approval standard—Resources.	WAC 180-78A-355	Approval standard—Resources.
WAC 180-78A-160	Approval standard—Program design.	WAC 180-78A-360	Approval standard—Program design.
WAC 180-78A-165	Approval standard—Knowledge and skills.	WAC 180-78A-365	Approval standard—Knowledge and skills.
WAC 180-78A-195	Course work/internship waiver.		
WAC 180-78A-197	Special consideration for certain former para-educators.		
WAC 180-78A-201	Program approval—Teachers, collaboration with K-12 schools.		
WAC 180-78A-260	Program approval requirement—Field experience for school counselors.		
WAC 180-78A-263	Program approval requirement—Field experience for school psychologists.		
WAC 180-78A-265	Program approval requirement—Field experience for all administrators.		
WAC 180-78A-266	Internship standards—State-funded administrator interns.		
WAC 180-78A-300	Professional certificate program approval.		
WAC 180-78A-301	Overview—Professional certificate program.		
WAC 180-78A-302	Field tests—Professional certificate approved programs.		
WAC 180-78A-303	Field tests—Selection of participating programs.		
WAC 180-78A-304	Field tests—Alternative models.		
WAC 180-78A-305	Field tests—Participating teachers.		
WAC 180-78A-306	Field tests—Evaluation criteria.		
WAC 180-78A-320	Responsibilities of the professional certificate administrator.		

## BACKGROUND

### NEW SECTION

**WAC 180-79A-006 Purpose.** The purposes of this chapter are:

(1) To establish a performance-based certification system to be fully implemented for all teacher candidates applying for certification after August 31, 2000 and for all administrator and educational staff associate candidates not later than August 31, 2004.

(2) To establish the various certificates which must be held as a condition to employment in the Washington school system. The performance-based certification system shall include the issuance of a residency certificate, a professional certificate, and other certificates which the state board of education may add in the future.

(3) To establish the conditions and procedures governing issuance and retention of those and other certificates, including endorsements thereon.

### NEW SECTION

**WAC 180-79A-007 Public policy purposes of state board of education performance-based certification system.** The policy purposes of state board of education performance-based certification system are:

(1) To provide qualified educators for the emerging performance-based P-12 education system.

(2) To assure that practitioners are more directly involved in decisions related to professional practice.

(3) To recognize that there is a distinction between the level of competence of beginning educators and the competency of educators who have been able to demonstrate their competencies at a professional level.

(4) To assure that all educators demonstrate their competencies before attaining the status of a professional educator.

(5) To establish a certificate level that recognizes service at a high level of achievement.

(6) To assure that all residency educators have the support required to assist them through their induction.

(7) To assure each educator has a professional development plan.

#### NEW SECTION

**WAC 180-79A-011 Knowledge and skill requirements of the performance-based certification system—Teachers.** Each of the knowledge and skills required for the preparation and certification of teachers shall relate to one or more of the following three standards that all teachers will be required to demonstrate: Effective teaching, professional development, and leadership. The emphasis in the preservice preparation programs shall be on effective teaching; the emphasis in the program for the professional certificate shall be divided among each of the three categories; during the remainder of the teacher's career, the emphasis should be on professional development and leadership.

#### NEW SECTION

**WAC 180-79A-030 Definitions.** The following definitions shall apply to terms used in this chapter:

(1) The terms, "program approval," "endorsement," "interstate compact," "college or university," and "regionally accredited institution of higher education," as defined in WAC 180-78-010 and 180-78A-010 shall apply to the provisions of this chapter.

(2) "Certificate" means the license issued by the superintendent of public instruction to teachers, administrators, and educational staff associates verifying that the individual has met the requirements set forth in this chapter.

(3) "Certificate renewal" means the process whereby the validity of a certificate, subject to expiration, is extended or regained.

(4) "Classroom teaching" means instructing pupils in an instructional setting.

(5) "Approved baccalaureate degree" for the purpose of this chapter, means a baccalaureate from a regionally accredited college or university in any of the subject areas of the endorsement listed in WAC 180-79A-302 as now or hereafter amended. Such degrees shall require the completion of at least forty-five quarter hours (thirty semester hours) of course work in the subject area: *Provided*, That a candidate who holds a baccalaureate degree in another academic field will not be required to obtain a second baccalaureate degree if the candidate provides evidence to the superintendent of public instruction that he or she has completed the required forty-five quarter or thirty semester hours of course work in one of the subject areas of the endorsements listed in WAC 180-79A-302.

(6) "Approved master's degree" for the purpose of this chapter, means a master's or doctorate degree from a regionally accredited college or university.

(7) "Credit hour(s)" means credit (normally 100 level or above) awarded by a regionally accredited institution of higher education.

### GENERAL CERTIFICATION PROVISIONS

AMENDATORY SECTION (Amending WSR 98-05-024, filed 2/6/98, effective 3/9/98)

**WAC 180-79A-117 Uniform expiration date.** (1) All certificates issued for one or more stated years shall expire on June 30 of the stated year and shall be calculated as follows:

(a) Certificates issued prior to June 30 of a calendar year, other than limited certificates issued pursuant to WAC 180-79A-230, shall have the expiration date of the certificate calculated on the basis such certificate was issued on June 30 of the same calendar year regardless of the date of issuance.

(b) Certificates issued July 1 or later in the calendar year, other than limited certificates issued pursuant to WAC 180-79A-230, shall have the expiration date of the certificate calculated on the basis such certificate was issued on June 30 of the next calendar year regardless of the date of issuance.

(c) All valid existing certificates scheduled to expire on August 31 of a given year shall be valid until June 30 of the following year.

(2) An applicant who holds a valid certificate, who submits an application for further certification prior to the expiration date of that certificate, and who meets all the requirements of WAC ((+80-79A-225)) 180-79A-128, shall be granted a one hundred eighty-day permit as provided in chapter 180-79A WAC ((+80-79A-225)).

#### NEW SECTION

**WAC 180-79A-123 Certificates—Previous standards.** (1) Certificates issued under previous standards which were issued for a specific term shall continue to be effective for that term.

(2) Certificates issued under previous standards which were issued for an indefinite period shall continue to be in effect.

(3) All persons who hold any standard teacher, administrator, or specialized personnel certificate issued under previous standards of the state board of education shall be issued a continuing certificate at such time as it is necessary for them to reissue a standard certificate or on application and payment of the fee as specified in WAC 180-79A-130.

(4) Any person who holds a provisional principal's or provisional superintendent's certificate under previous standards of the state board of education shall be issued upon application, including payment of applicable fees, continuing administrative for the appropriate role and such certificates shall be subject to the continuing education requirements of chapter 180-85 WAC.

(5) Any person holding a provisional certificate as a school nurse under provisions of chapter 180-84 WAC shall be granted a continuing certificate.

(6) All persons who hold a valid initial certificate granted under previous standards of the state board of education shall be authorized to meet requirements for continuing certification as set forth in the relevant previous standards except as noted below in subsection (7) of this section.

(7) Any person with a valid initial teacher's certificate granted under previous standards of the state board of educa-

tion may renew that certificate once after August 31, 2000. The individual shall meet requirements for and apply for the continuing certificate by the expiration date on the renewed certificate or meet requirements for the residency certificate for further certification.

(8) Any person whose certificate, subject to expiration and issued under previous standards, has expired shall apply, except as noted under this section, for a new certificate pursuant to WAC 180-79A-124.

#### NEW SECTION

**WAC 180-79A-124 Application for certification.** An individual who applies for a Washington state certificate, unless seeking reinstatement pursuant to WAC 180-79A-253 or renewal pursuant to WAC 180-79A-127 or unless otherwise stipulated by the provisions of WAC 180-79A-160 must meet the requirements in effect at the time of application.

#### NEW SECTION

**WAC 180-79A-127 Renewal of certificate.** A holder of a certificate subject to expiration may renew such certificate subject to the rules in effect at the time of such renewal, unless otherwise stipulated by the provisions of WAC 180-79-123.

#### NEW SECTION

**WAC 180-79A-128 Temporary permits.** Temporary permits may be issued by the superintendent of public instruction and designated agents under the following conditions:

(1) Temporary permits may be issued under this section to those persons who have filed an application for a certificate; who, based on available documentation, including affidavits or other evidence that appears reliable which substantiates the existence of missing documentation, appear to have completed all requirements for certification; and who do not disclose any information which indicates that such applicant fails to meet the character requirement of WAC 180-79A-150(2).

(2) An individual may apply for a permit directly to the superintendent of public instruction or designated agents—i.e., educational service districts or Washington state institutions of higher education.

(3) A permit entitles the holder to serve as a teacher, educational staff associate or administrator consistent with the endorsement(s) on his/her permit.

(4) A permit is valid for one hundred eighty consecutive calendar days unless prior to the expiration date the superintendent of public instruction determines the applicant is ineligible to receive a valid certificate or endorsement. In such cases, the temporary permit shall expire on the date notice of cancellation is received by the applicant and/or the employer.

(5) The temporary permit may be reissued only upon demonstration that the applicant has made a good faith effort to secure the missing documentation.

(6) Issuing authority. The superintendent of public instruction either directly or through a designated agent shall

issue all permits and shall provide institutions of higher education and educational service districts with forms and instructions relevant to application for a permit.

#### TYPES AND LEVELS OF CERTIFICATES

AMENDATORY SECTION (Amending WSR 97-04-088, filed 2/5/97, effective 3/8/97)

**WAC 180-79A-140 Types of certificates.** (~~Four~~) Seven types of certificates shall be issued:

(1) Teacher. The teacher certificate, including teacher exchange permits as provided in WAC 180-79A-220, authorizes service as a classroom teacher.

(2) Vocational. The vocational certificate authorizes service in vocational programs in accordance with the provisions of chapter 180-77 WAC.

(3) Administrator.

(a) The administrator certificate for principal authorizes services as a building administrator or vice-principal. The initial principal certificate shall indicate one of the following grade levels, preschool-9, 4-12, or preschool-12, based on recommendations from the college or university in which the candidate completed an approved preparation program.

(b) The administrator certificates for superintendent or program administrator will be issued to persons who meet state board of education certification standards for service in the roles of superintendent or program administrator.

(4) Educational staff associate. The educational staff associate certificate authorizes service in the roles of school speech pathologists or audiologists, school counselors, school nurses, school occupational therapists, school physical therapists, school psychologists, and school social workers: *Provided*, That nothing within chapter 180-79A WAC authorizes professional practice by an educational staff associate which is otherwise prohibited or restricted by any other law, including licensure statutes and rules and regulations promulgated by the appropriate licensure board or agency.

(5) Internship. The internship certificate is issued to individuals who meet the qualifications for it and are participating in the internship pilot project as described in WAC 180-79A-241.

(6) Limited certificates. The following limited certificates are issued to individuals under specific circumstances set forth in WAC 180-79A-230:

(a) Conditional certificate.

(b) Substitute certificate.

(c) Emergency certificate.

(d) Emergency substitute certificate.

#### NEW SECTION

**WAC 180-79A-145 Levels of certificates, initial/residency and continuing/professional.** Two levels of certification may be issued.

(1) Through August 31, 2000, for teachers, and through August 31, 2004, for administrators and educational staff associates, the following levels of certificates will be issued: *Provided*, That after August 31, 2000, initial and continuing



teachers' certificates will be issued only to previous Washington certificate holders, pursuant to WAC 180-79A-123:

(a) Initial certificate. The initial teacher certificate is valid for four years and the initial administrator and educational staff associate certificates are valid for seven years. Initial teacher certificates shall be subject to renewal pursuant to WAC 180-79A-250 and 180-79A-123. Initial administrator and educational staff associate certificates shall not be subject to renewal.

(b) Continuing certificate. The continuing certificate is valid on a continuing basis as specified in WAC 180-79A-250(3).

(2) After August 31, 2000, for teachers, and after August 31, 2004, for administrators and educational staff associates the following levels of certificates will be issued:

(a) Residency certificate. The residency certificate is valid for five years and shall be subject to renewal pursuant to WAC 180-79A-250.

(b) Professional certificate. The professional certificate is valid for five years and shall be subject to renewal pursuant to WAC 180-79A-250.

(3) Notwithstanding anything in subsections (1) and (2) of this section to the contrary, a professional teachers' certificate may be issued prior to August 31, 2000, pursuant to WAC 180-78A-555.

## GENERAL CERTIFICATION REQUIREMENTS

**AMENDATORY SECTION** (Amending WSR 98-01-030, filed 12/8/97, effective 1/8/98)

**WAC 180-79A-150 General requirements—Teachers, administrators, educational staff associates.** The following requirements are to be met by candidates for certification as teachers including vocational teachers, administrators, or educational staff associates:

(1) Age. No person who is less than eighteen years of age shall receive a certificate to serve in the public or nonpublic schools of Washington state.

(2) Character. Applicants for certificates in Washington state who are not holders of a valid Washington state teacher's, administrator's, educational staff associate's, or vocational certificate must give evidence of good moral character and personal fitness as specified in WAC ((180-79A-122)) 180-79A-155 and must complete a record check through the Washington state patrol criminal identification system and through the Federal Bureau of Investigation at the applicant's expense as required by RCW 28A.410.010; such record check shall include a fingerprint check using a Washington state patrol approved fingerprint card: *Provided*, That the superintendent of public instruction may waive the record check for an applicant who has had a record check within the two years prior to application.

(3) Degrees and course work. A candidate for certification shall hold appropriate degrees, licenses, and additional course work as prescribed in chapters 180-79A and 180-77 WAC or have qualified under WAC ((180-79A-205)) 180-79A-257.

(4) Approved preparation program. Applicants for certification as teachers, administrators, school counselors, school

psychologists and school social workers, except as otherwise provided in WAC ((180-79A-205)) 180-79A-257, 180-79A-230, 180-79A-236, and 180-79A-241 and in chapter 180-77 WAC, in order to be certified within the state of Washington shall have completed a state approved college/university preparation program in the professional field for which certification is to be issued. In addition, candidates for principal's certificates must hold a valid teacher's certificate, excluding certificates issued under WAC 180-79A-230, 180-79A-236, or 180-79A-241, or comparable out-of-state certificates. Candidates for superintendent's certificates must hold a valid teacher, educational staff associate, or program administrator certificate; excluding certificates issued under WAC 180-79A-230, 180-79A-236, or 180-79A-241, or comparable out-of-state certificates.

## NEW SECTION

**WAC 180-79A-155 Good moral character and personal fitness—Necessary supporting evidence by applicants.** All applicants for certification shall submit the following:

(1) An affidavit from the applicant indicating that he or she has not been convicted of any crime or a complete disclosure of all arrests and subsequent dispositions of such arrests. In the event of a conviction for any arrest, the applicant shall state reasons why such conviction does not reflect adversely on the requirement to possess good moral character and be personally fit.

(2) An affidavit from the applicant that he or she has no history of serious behavioral problems or a complete disclosure of the nature and status of all such problems, including the names and addresses of health practitioners who have treated the applicant within the past ten years and an executed consent form permitting the superintendent of public instruction to contact and consult with such health practitioners and for such health practitioners to fully disclose medical information related to such behavioral problems.

(3) An affidavit from the dean of the college or school of education or one or more officials designated by such dean, or, if none, by the college or university president, where the applicant completed his or her approved preparation program, that indicates that a designated college or university official has contacted several faculty members who personally know or knew the applicant and has no knowledge of any relevant information related to the applicant's character or fitness that would adversely affect the applicant's ability to serve in a certificated role or a statement from such affiant of the reasons why it is not possible to make such an affidavit.

(4) If the affidavit described in subsection (3) of this section is impossible or impractical to obtain, the applicant shall submit to the superintendent of public instruction the following:

(a) A statement as to why it is impossible or impractical to secure the affidavit required by subsection (3) of this section;

(b) A complete employment history, including the names, addresses, and phone numbers of the immediate supervisor of such applicant when an employee; and

(c) The names, addresses, and phone numbers of three character references who are not related to the applicant.

(5) If the applicant holds or has held a professional certificate in any other state, such applicant shall prepare one of the following affidavits for each such state:

(a) An affidavit that such certificate has not been suspended, surrendered, or revoked. Such affidavit shall be forwarded to the licensing agency in such state with a request that such affidavit be verified and forwarded directly to the superintendent of public instruction.

(b) An affidavit which shall fully disclose the reasons for the suspension, surrender, or revocation of the certificate. Such affidavit shall be submitted directly to the superintendent of public instruction.

#### NEW SECTION

**WAC 180-79A-157 Affidavits from applicants.** An individual's application for certification shall be signed under oath that the statements therein are true and correct. The application if not notarized by a notary public must conform with the formalities prescribed in RCW 9A.72.085. In addition, the application shall state that any knowingly false statement therein is punishable under perjury laws of the state of Washington.

Whenever this chapter requires an applicant or certificate holder to file an affidavit, it shall be in the same form as above.

#### **SPECIFIC CERTIFICATION REQUIREMENTS FOR INITIAL/RESIDENCY AND CONTINUING/PROFESSIONAL CERTIFICATES**

#### NEW SECTION

**WAC 180-79A-206 Academic and experience requirements for certification—Teachers.** Candidates for teachers' certificates shall complete the following requirements in addition to those set forth in WAC 180-79A-150.

(1) Initial/residency.

Candidates for the initial or residency certificate shall hold an approved baccalaureate degree from a regionally accredited college or university: *Provided*, That if the approved baccalaureate degree is in early childhood education, elementary education, or special education, the candidate also must have at least thirty quarter hours (twenty semester hours) in one of the academic fields listed in WAC 180-79A-302 (3)(a) through (e) and (4).

(2) Continuing.

(a) Candidates who apply for a continuing certificate shall have at least forty-five quarter hours (thirty semester hours) of upper division and/or graduate work completed from a regionally accredited institution of higher education subsequent to the conferral of the baccalaureate degree: *Provided*, That if the individual is pursuing study in a new subject matter area or specialization, lower division (freshmen or sophomore level) credit hours in that subject area or specialization shall be accepted toward continuing certification upon completion of the requirements for an endorsement in that subject area or specialization.

(b) Candidates applying for a continuing certificate prior to September 1, 2000, shall have been granted at least two subject area endorsements.

(c) Candidates who apply for a continuing certificate who have not successfully completed course work or an in-service program including a minimum of ten clock hours of instruction on issues of abuse, must complete such course work or in-service program as a condition for the issuance of a continuing certificate. The content of the course work or in-service program shall discuss the identification of physical, emotional, sexual, and substance abuse, information on the impact of abuse on the behavior and learning abilities of students, discussion of the responsibilities of a teacher to report abuse or provide assistance to students who are the victims of abuse, and methods for teaching students about abuse of all types and their prevention.

(d) Candidates for continuing teachers' certificates shall provide documentation of one hundred eighty days or full-time equivalent or more satisfactory teaching experience with an authorized employer—i.e., school district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

(3) Professional.

(a) Candidates for the professional certificate shall have completed a state board of education approved, collaboratively developed program, pursuant to WAC 180-78A-500 through 180-78A-540.

(b) Candidates who apply for a professional certificate who have not successfully completed course work or an in-service program including a minimum of ten clock hours of instruction on issues of abuse, must complete such course work or in-service program as a condition for the issuance of a professional certificate. The content of the course work or in-service program shall discuss the identification of physical, emotional, sexual, and substance abuse, information on the impact of abuse on the behavior and learning abilities of students, discussion of the responsibilities of a teacher to report abuse or provide assistance to students who are the victims of abuse, and methods for teaching students about abuse of all types and their prevention.

(c) Candidates for professional teachers' certificates shall provide, as a condition for the issuance of a professional certificate, documentation that they have completed provisional status with a school district under RCW 28A.405.220 or the equivalent with an approved private school.

#### NEW SECTION

**WAC 180-79A-211 Academic and experience requirements for certification—Administrators.** Candidates for the respective administrative certificate shall complete the following requirements in addition to those set forth in WAC 180-79A-150 and 180-79A-213.

(1) Superintendent.

(a) Initial.

(i) The candidate shall hold an approved master's degree and have completed subsequent to the baccalaureate degree at least forty-five quarter credit hours (thirty semester credit hours) of graduate level course work in education.

(ii) The candidate must meet requirements for a superintendent's certificate pursuant to WAC 180-79A-150(4).

(b) Continuing.

(i) The candidate shall hold an approved master's degree and have completed subsequent to the baccalaureate degree at least sixty quarter credit hours (forty semester credit hours) of graduate level course work in education or shall hold a doctorate in education.

(ii) The candidate must meet requirements for a superintendent's certificate pursuant to WAC 180-79A-150(4).

(iii) Candidates applying for continuing superintendent's certificate shall provide documentation of one hundred eighty days or full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

(2) Principal.

(a) Initial.

(i) The candidate shall hold a master's degree and have completed an approved program for the preparation of principals.

(ii) Candidates applying for initial principal's certificates who were admitted to a principal preparation program prior to August 31, 1998, shall present documentation of one hundred eighty days or full-time equivalent or more teaching experience with an authorized employer—i.e., school district, state agency, college or university, private school system—and at least thirty days of such employment with the same employer. Candidates applying for the initial principal's certificate who were admitted to a principal preparation program on or after August 31, 1998, shall present documentation of five hundred forty days (three school years) of full-time or more teaching in a public or private school system. No more than sixty days substitute or equivalent teaching experience may be included for this requirement.

(b) Continuing.

(i) The candidate who applies prior to August 31, 1998, shall hold an approved master's degree and completed subsequent to the baccalaureate degree at least forty-five hours (thirty semester hours) of graduate level course work in education or shall hold a doctorate in education.

(ii) The candidate who applies on or after August 31, 1998, shall have completed at least fifteen quarter (ten semester) credit hours of graduate course work offered by a college or university with a state approved principal program or one hundred fifty clock hours of study, which meet the state continuing education clock hour criteria, or a combination of credits and clock hours equivalent to the above. Such study shall:

(A) Be based on the principal performance domains included in WAC 180-78A-165;

(B) Be taken subsequent to the issuance of the initial principal's certificate; and

(C) Be determined in consultation with and approved by the candidate's employer or the administrator of a state approved principal preparation program.

(iii) The candidate must meet requirements for a principal's certificate pursuant to WAC 180-79A-150(4).

(iv) Candidates applying for continuing principal's certificate shall provide documentation of one hundred eighty days or full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer. Candidates applying for the continuing principal's certificate on or after August 31, 1998, shall provide documentation of three contracted school years of full-time employment as a principal or assistant principal.

(3) Program administrator.

(a) Initial.

The candidate shall hold an approved master's degree, a master's degree required for an educational staff associate certificate, a master's degree in school nursing, occupational therapy or physical therapy, or a master's degree in public education, or business administration and have completed subsequent to the baccalaureate degree at least twenty-four quarter credit hours (sixteen semester credit hours) of graduate level course work in education.

(b) Continuing.

(i) The candidate shall hold an approved master's degree, a master's degree required for an educational staff associate certificate, a master's degree in school nursing, occupational therapy, physical therapy, or a master's degree in public education, or business administration and have completed subsequent to the baccalaureate degree at least thirty quarter credit hours (twenty semester credit hours) of graduate level course work in education or shall hold a doctorate in education.

(ii) Candidates applying for continuing program administrator's certificate shall provide documentation of one hundred eighty days or full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

#### NEW SECTION

**WAC 180-79A-213 Child abuse course work requirement for continuing certification—Administrators.** Candidates who apply for a continuing administrator certificate after August 31, 1994, must have successfully completed course work or an in-service program including a minimum of ten clock hours of instruction on issues of abuse as a condition for the issuance of a continuing certificate. The content of the course work or in-service program shall discuss the identification of physical, emotional, sexual, and substance abuse, information on the impact of abuse on the behavior and learning abilities of students, discussion of the responsibilities of a teacher to report abuse or provide assistance to students who are the victims of abuse, and methods for teaching students about abuse of all types and their prevention.

**NEW SECTION**

**WAC 180-79A-221 Academic and experience requirements for certification—School counselors, school psychologists, and school social workers.** Candidates for school counselor, school psychologist and school social worker certification shall complete the following requirements in addition to those set forth in WAC 180-79A-150 and 180-79A-226: *Provided*, That it shall not be necessary for any candidate who holds a master's or doctorate degree to obtain the specified master's degree if the candidate provides satisfactory evidence to the superintendent of public instruction that he or she has completed all course work requirements relevant to the required master's degree and has satisfactorily completed a comprehensive written examination required in such master's degree program: *Provided*, That if any candidate has been awarded a master's degree without a comprehensive written examination, the candidate, as a condition for certification, shall arrange to take such an examination with any accredited college or university and provide the superintendent of public instruction with an affidavit from the chair of the department of such academic field that he or she has successfully completed the above noted comprehensive examination.

(1) School counselor.

(a) Initial.

(i) The candidate shall have completed all requirements for the master's degree (except special projects or thesis) with a major in counseling.

(ii) The candidate shall have successfully completed a written comprehensive examination of the knowledge included in the course work for the required master's degree. This examination shall be an examination of a regionally accredited institution of higher education or the National Counselor Examination (NCE) of the National Board of Certified Counselors (NBCC).

(b) Continuing.

(i) The candidate shall hold a master's degree with a major in counseling.

(ii) The candidate shall provide documentation of one hundred eighty days or full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

(iii) The candidates must demonstrate their respective knowledges and skills while employed in that role by passing a one-quarter or one-semester college or university course that includes peer review. The college or university shall establish the procedures for the peer review with advice from the respective professional education advisory board.

(2) School psychologist.

(a) Initial.

(i) The candidate shall have completed all requirements for the master's degree (except special projects or thesis) with a major or specialization in school psychology.

(ii) The candidate shall have successfully completed a written comprehensive examination of the knowledge included in the course work for the required master's degree.

This examination shall be an examination from a regionally accredited institution of higher education or the National Certification of School Psychologist (NCSP) examination.

(b) Continuing.

(i) The candidate shall hold a master's degree with a major or specialization in school psychology.

(ii) The candidate shall provide documentation of one hundred eighty days or full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

(iii) The candidates must demonstrate their respective knowledges and skills while employed in that role by passing a one-quarter or one-semester college or university course that includes peer review. The college or university shall establish the procedures for the peer review with advice from the respective professional education advisory board.

(3) School social worker.

(a) Initial.

(i) The candidate shall have completed all requirements for a master's degree in social work except special projects or thesis.

(ii) The candidate shall have successfully completed a written comprehensive examination of the knowledge included in the course work for the required master's degree. This examination shall be an examination from a regionally accredited institution of higher education, the social worker examination of the Academy of Certified Social Workers or the National Teacher Examination—School Social Worker Specialty Area examination required for certification as a school social worker by the National Association of Social Workers.

(b) Continuing.

(i) The candidate shall hold a master's degree in social work.

(ii) The candidate shall provide documentation of one hundred eighty days or full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

(iii) The candidates must demonstrate their respective knowledges and skills while employed in that role by passing a one-quarter or one-semester college or university course that includes peer review. The college or university shall establish the procedures for the peer review with advice from the respective professional education advisory board.

**NEW SECTION**

**WAC 180-79A-223 Academic and experience requirements for certification—School nurse, school occupational therapist, school physical therapist and school speech-language pathologist or audiologist.** Candidates for school nurse, school occupational therapist, school physical therapist and school speech-language pathologist or audiologist certification shall apply directly to the profes-

sional education and certification office. Such candidates shall complete the following requirements, in addition to those set forth in WAC 180-79A-150, except state approved college/university professional preparation program:

(1) School nurse.

(a) Initial.

(i) The candidate shall hold a valid license as a registered nurse (RN) in Washington state.

(ii) The candidate shall hold a baccalaureate degree in nursing from a National League of Nursing accredited program.

(iii) The candidate shall successfully complete thirty clock hours or three quarter hours (two semester hours) of course work approved by the state board of education which will include schools and society; human growth, development, and learning; American school law; legal responsibilities of the ESA; and the responsibilities of the specific ESA role in a school setting including the state learning goals and essential academic learning requirements: *Provided*, That an individual who meets all other requirements but who has not completed the required course work shall be issued a temporary permit valid for one hundred eighty calendar days which will allow the individual to practice in the role. The candidate shall verify to OSPI the completion of the required course work during the one hundred eighty-day period.

(b) Continuing.

(i) The candidate shall have completed the requirements for the initial certificate as a school nurse and have completed forty-five quarter hours (thirty semester hours) of post-baccalaureate course work in education, nursing, or other health sciences.

(ii) The candidate shall provide documentation of one hundred eighty days of full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

(2) School occupational therapist.

(a) Initial.

(i) The candidate shall hold a valid license as an occupational therapist in Washington state.

(ii) The candidate shall hold a baccalaureate (or higher) degree from an American Occupational Therapy Association approved program in occupational therapy.

(iii) The candidate shall successfully complete thirty clock hours or three quarter hours (two semester hours) of course work approved by the state board of education which will include schools and society; human growth, development, and learning; American school law; legal responsibilities of the ESA; and the responsibilities of the specific ESA role in a school setting including the state learning goals and essential academic learning requirements: *Provided*, That an individual who meets all other requirements but who has not completed the required course work shall be issued a temporary permit valid for one hundred eighty calendar days which will allow the individual to practice in the role. The candidate shall verify to OSPI the completion of the required course work during the one hundred eighty-day period.

(b) Continuing.

(i) The candidate shall have completed the requirements for the initial certificate as a school occupational therapist and have completed at least fifteen quarter hours (ten semester hours) of course work beyond the baccalaureate degree in occupational therapy, other health sciences or education.

(ii) The candidate shall provide documentation of one hundred eighty days of full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

(3) School physical therapist.

(a) Initial.

(i) The candidate shall hold a valid license as a physical therapist in Washington state.

(ii) The candidate shall hold a baccalaureate (or higher) degree from an American Physical Therapy Association accredited program in physical therapy.

(iii) The candidate shall successfully complete thirty clock hours or three quarter hours (two semester hours) of course work approved by the state board of education which will include schools and society; human growth, development, and learning; American school law; legal responsibilities of the ESA; and the responsibilities of the specific ESA role in a school setting including the state learning goals and essential academic learning requirements: *Provided*, That an individual who meets all other requirements but who has not completed the required course work shall be issued a temporary permit valid for one hundred eighty calendar days which will allow the individual to practice in the role. The candidate shall verify to OSPI the completion of the required course work during the one hundred eighty-day period.

(b) Continuing.

(i) The candidate shall have completed the requirements for the initial certificate as a school physical therapist and have completed fifteen quarter hours (ten semester hours) of course work beyond the baccalaureate degree in physical therapy, other health sciences or education.

(ii) The candidate shall provide documentation of one hundred eighty days of full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

(4) School speech-language pathologist or audiologist.

(a) Initial.

(i) The candidate shall have completed all course work (except special project or thesis) for a master's degree from a college or university program accredited by the American Speech and Hearing Association (ASHA) with a major in speech pathology or audiology. Such program shall include satisfactory completion of a written comprehensive examination: *Provided*, That if any candidate has not completed a written comprehensive examination, the candidate may present verification from ASHA of a passing score on the National Teacher's Examination in speech pathology or audiology as a condition for certification.

(ii) The candidate shall successfully complete thirty clock hours or three quarter hours (two semester hours) of course work approved by the state board of education which will include schools and society; human growth, development, and learning; American school law; legal responsibilities of the ESA; and the responsibilities of the specific ESA role in a school setting including the state learning goals and essential academic learning requirements: *Provided*, That an individual who meets all other requirements but who has not completed the required course work shall be issued a temporary permit valid for one hundred eighty calendar days which will allow the individual to practice in the role. The candidate shall verify to OSPI the completion of the required course work during the one hundred eighty-day period.

(b) Continuing.

(i) The candidate shall hold a master's degree with a major in speech pathology or audiology.

(ii) The candidate shall provide documentation of one hundred eighty days of full-time equivalent or more employment in the respective role with an authorized employer—i.e., school district, educational service district, state agency, college or university, private school, or private school system—and at least thirty days of such employment with the same employer.

#### NEW SECTION

**WAC 180-79A-226 Child abuse course work requirement for continuing certification—Educational staff associate.** Candidates who apply for a continuing educational staff associate certificate after August 31, 1994, must have successfully completed course work or an in-service program including a minimum of ten clock hours of instruction on issues of abuse as a condition for the issuance of a continuing certificate. The content of the course work or in-service program shall discuss the identification of physical, emotional, sexual, and substance abuse, information on the impact of abuse on the behavior and learning abilities of students, discussion of the responsibilities of a teacher to report abuse or provide assistance to students who are the victims of abuse, and methods for teaching students about abuse of all types and their prevention.

#### **SPECIFIC CERTIFICATION REQUIREMENTS FOR LIMITED, INSTRUCTIONAL SPECIALIST AND INTERNSHIP CERTIFICATES**

#### NEW SECTION

**WAC 180-79A-231 Limited certificates.** Notwithstanding other requirements prescribed in this chapter for eligibility for certification in the state of Washington, the following certificates shall be issued under specific circumstances set forth below for limited service:

(1) Conditional certificate.

(a) The purpose of the conditional certificate is to assist local school districts, approved private schools, and educational service districts in meeting the state's educational goals by giving them flexibility in hiring decisions based on shortages or the opportunity to secure the services of unusu-

ally talented individuals. The state board of education encourages in all cases the hiring of fully certificated individuals and understands that districts will employ individuals with conditional certificates only after careful review of all other options. The state board of education asks districts when reviewing such individuals for employment to consider, in particular, previous experience the individual has had working with children.

(b) Conditional certificates are issued upon application by the local school district, approved private school, or educational service district superintendent to persons who meet the age, good moral character, and personal fitness requirements of WAC 180-79A-150 (1) and (2), if one of the following conditions is verified:

(i) The applicant is highly qualified and experienced in the subject matter to be taught and has unusual distinction or exceptional talent which is able to be demonstrated through public records of accomplishments and/or awards; or

(ii) No person with regular teacher certification in the endorsement area is available as verified by the district or educational service district superintendent or approved private school administrator, or circumstances warrant consideration of issuance of a conditional certificate.

(c) In addition, conditional certificates are issued to persons in the following categories only if no person with regular certification is available:

(i) The applicant qualifies to instruct in the traffic safety program as paraprofessionals pursuant to WAC 392-153-020 (2) and (3); or

(ii) The applicant is assigned instructional responsibility for intramural/interscholastic activities which are part of the district or approved private school approved program; or

(iii) The applicant possesses a state of Washington license for a registered nurse: *Provided*, That the district will be responsible for orienting and preparing individuals for their assignment as described in (e)(iii) of this subsection; or

(iv) The applicant has completed a baccalaureate degree level school speech pathologist or audiologist certification preparation program, who were eligible for certification at the time of program completion and who have served in the role for three of the last seven years.

(d) The educational service district or local district superintendent or administrator of an approved private school will verify that the following criteria have been met when requesting the conditional certificate:

(i) The district or educational service district superintendent or approved private school administrator has indicated the basis on which he/she has determined that the individual is competent for the assignment;

(ii) The individual is being certificated for a specific assignment and responsibility in a specified activity/field;

(e) When requesting the conditional certificate for persons who provide classroom instruction, the educational service district superintendent or local district superintendent or approved private school administrator will verify that the following additional criteria will be met:

(i) After specific inclusion on the agenda, the school board or educational service district board has authorized submission of the application.

(ii) The individual will be delegated primary responsibility for planning, conducting, and evaluating instructional activities with the direct assistance of a school district or approved private school mentor and will not be serving in a paraprofessional role which would not require certification;

(iii) Personnel so certificated will be oriented and prepared for the specific assignment by the employing district or approved private school. A written plan of assistance will be developed, in cooperation with the person to be employed within twenty working days from the commencement of the assignment. In addition, prior to service the person will be apprised of any legal liability, the responsibilities of a professional educator, the lines of authority, and the duration of the assignment;

(iv) Within the first sixty working days, personnel so certificated will complete sixty clock hours (six quarter hours or four semester hours) of course work in pedagogy and child/adolescent development appropriate to the assigned grade level(s) as approved by the employing school district or approved private school.

(f) The certificate is valid for two years or less, as evidenced by the expiration date which is printed on the certificate, and only for the activity specified. The certificate may be reissued for two years and for two-year intervals thereafter upon application by the employing local school district, approved private school, or educational service district and upon completion of sixty clock hours (six quarter hours or four semester hours) of course work since the issuance of the most recent certificate. The requesting local school district, approved private school, or educational service district shall verify that the sixty clock hours taken for the reissuance of the certificate shall be designed to support the participant's professional growth and enhance the participant's instructional knowledge or skills to better assist students meeting the state learning goals and/or essential academic learning requirements.

(2) Substitute certificate.

(a) The substitute certificate entitles the holder to act as substitute during the absence of the regularly certificated staff member for a period not to exceed thirty consecutive school days during the school year in any one assignment. This certificate may be issued to:

(i) Teachers, educational staff associates or administrators whose state of regular Washington certificates have expired; or

(ii) Persons who have completed state approved preparation programs and baccalaureate degrees at regionally accredited colleges and universities for certificates; or

(iii) Persons applying as out-of-state applicants who qualify for certification pursuant to WAC 180-79A-257 (2)(c) and (d).

(b) The substitute certificate is valid for life: *Provided*, That if the district or approved private school has exhausted or reasonably anticipates it will exhaust its list of qualified substitutes who are willing to serve as substitutes, the superintendent of public instruction may issue emergency substitute certificates to persons not fully qualified under this subsection for use in a particular school district or approved private school once the list of otherwise qualified substitutes has been exhausted. Such emergency substitute certificates shall

be valid for three years or less, as evidenced by the expiration date which is printed on the certificate.

(3) Emergency certification.

(a) Emergency certification for specific positions may be issued upon the recommendation of school district and educational service district superintendents or approved private school administrators to persons who hold the appropriate degree and have substantially completed a program of preparation in accordance with Washington requirements for certification: *Provided*, That a qualified person who holds regular certification is not available or that the position is essential and circumstances warrant consideration of issuance of an emergency certificate: *Provided further*, That a candidate for emergency certification as a school counselor, school psychologist, or social worker shall be the best qualified of the candidates for the position as verified by the employing school district and shall have completed all course work for the required master's degree with the exception of the internship: *Provided further*, That a candidate for emergency certification as a school psychologist shall be enrolled in an approved school psychologist preparation program and shall be participating in the required internship.

(b) The emergency certificate is valid for one year or less, as evidenced by the expiration date which is printed on the certificate.

(4) Nonimmigrant alien exchange teacher. Applicants for certification as a nonimmigrant alien exchange teacher must qualify pursuant to WAC 180-79A-270 and be eligible to serve as a teacher in the elementary or secondary schools of the country of residence.

## RENEWAL, REINSTATEMENT AND CONTINUING EDUCATION REQUIREMENTS

### NEW SECTION

**WAC 180-79A-250 Initial/residency and continuing/professional certificates—Renewal, reinstatement, and continuing education requirements.** The following shall apply to initial/residency and continuing/residency certificates issued pursuant to this chapter:

(1) Initial certificate.

An initial teacher certificate may be renewed for an additional three-year period on application and verification that the individual has completed all course work requirements from a regionally accredited institution of higher education as defined in WAC 180-78A-010(6) for continuing certification or has completed at least fifteen quarter credit hours (ten semester credit hours) since the certificate was issued or renewed. After August 31, 2000, provisions of WAC 180-79A-123 will apply.

(2) Residency certificate. Residency certificates shall be renewed under one of the following options:

(a) Individuals who hold, or have held, a residency certificate and are enrolled in a professional certificate program may have the certificate renewed for an additional two years upon verification by the professional certificate administrator that the candidate is making satisfactory progress in a state approved professional certificate program.



(b) Individuals who hold, or have held, residency certificates who have not been employed as contracted teachers in Washington may have their residency certificates renewed for an additional five years by the completion of fifteen quarter credits (ten semester credits) of college credit course work (normally one hundred level or higher) from a regionally accredited institution of higher education taken since the issuance of the residency certificate.

(c) All other individuals who hold, or have held, residency certificates may have their certificates renewed only by appeal to the state board of education, or its designated appeals committee. The following conditions apply to such appeals:

(i) Teachers who appeal shall present a rationale and evidence to support their request to have their residency certificates renewed.

(ii) The state board of education, or its designated appeals committee, in making its decision shall determine the length of the renewal and may establish specific conditions (such as course work requirements) as prerequisites for the reissuance of the residency certificate.

(3) Continuing certificate.

(a) The continuing certificates of holders who were eligible for such certificates prior to August 31, 1987, and who applied for such certificates prior to July 1, 1988, or who would have been eligible for such certificates prior to August 31, 1987, but for one of the three-year experience requirement and who complete such requirement and apply for such certificate prior to August 31, 1988, will be valid for life. Holders of valid continuing certificates affected by this subsection shall be entitled to have such certificate reissued and subject to the terms and conditions applicable to certification at the time of reissuance including the continuing education requirements of chapter 180-85 WAC.

(b) All continuing certificates not affected by the exception stated in (a) of this subsection shall lapse if the holder does not complete the continuing education requirement specified in chapter 180-85 WAC. To reinstate such a lapsed continuing certificate the individual must complete the requirements for reinstatement stated within chapter 180-85 WAC and must meet the conditions stated in WAC 180-79A-253.

(4) Professional certificate. A professional certificate may be renewed for additional five year periods pursuant to meeting continuing education requirements outlined in chapter 180-85 WAC.

#### NEW SECTION

**WAC 180-79A-253 Reinstatement of certificates.** Only a continuing certificate may be reinstated. A holder of a lapsed, surrendered, or revoked continuing professional certificate at the time of application for reinstatement of such certificate must submit the following:

(1) Character evidence as required by WAC 180-79A-150(2) for candidates for certification.

(2) In accordance with RCW 28A.410.110, a revoked certificate may not be reinstated within one calendar year from the date of revocation.

(3) *Provided*, That no certificate may be reinstated if more than five calendar years has passed since the date of surrender or revocation; however, such applicants may apply pursuant to WAC 180-79A-124 for a new certificate under requirements in effect at the time of application.

#### **CERTIFICATION FOR OUT-OF-STATE/FOREIGN TRAINED APPLICANTS**

#### NEW SECTION

**WAC 180-79A-255 Certification of out-of-state trained educational personnel—Interstate educational personnel contracts.** The superintendent of public instruction is authorized to enter into interstate educational personnel contracts with states party to the interstate agreement on qualifications of educational personnel in accordance with provisions of RCW 28A.690.010 and 28A.690.020 which authorize on an interstate basis Washington state certification of persons of other states having preparation and qualifications comparable even though not identical to Washington state board of education standards.

#### NEW SECTION

**WAC 180-79A-257 Out-of-state candidates.** Candidates for certification from other states shall be eligible for Washington certificates as follows:

(1) Initial and residency certificates. The initial certificate (residency certificate after August 31, 2000,) shall be issued by the superintendent of public instruction to any candidate who meets one of the following:

(a) Qualifies under provisions of the interstate compact.

(b) Holds the appropriate degree and, if applicable, credit hours and/or licensing as set forth in this chapter and has completed a state approved preparation program at a regionally accredited college or university in the professional field for which the certificate is to be issued and such additional professional fields as required by WAC 180-79A-150(4).

(c) Holds an appropriate degree from a regionally accredited college or university and also holds or has held an appropriate certificate issued by another state and has practiced at the P-12 level in that respective role outside the state of Washington for three years.

(d) Holds an appropriate degree from a regionally accredited college or university and has practiced three years as an educational staff associate in that role in a state where such certificate was not required.

(e) Holds a valid Nationally Certified School Psychologist (NCSP) certificate issued by the National School Psychology Certification Board (NSPCB) after December 31, 1991, and applies for an initial educational staff associated school psychologist certificate.

(2) Continuing certificate. The continuing certificate shall be issued through August 31, 2000, on verification that the candidate has met all requirements for initial and continuing certification in the state of Washington.

(3) Professional certificate. After August 31, 2000, the professional certificate shall be issued to out-of-state candidates only if one of the following conditions is met:



(a) The candidate has completed an advanced level certification procedure approved by the state board of education as equivalent to the approved program procedure required in Washington; or

(b) An approved professional certificate program verifies that the candidate has met all the requirements of that institution's approved program. The college/university shall evaluate the candidate's background to determine whether or not course work or certification activities are equivalent to that college/university's approved program.

#### NEW SECTION

**WAC 180-79A-260 Establishing equivalency for course work, degrees and programs completed in countries outside the United States.** Certification candidates who have completed degree and/or approved professional preparation programs in a country other than the United States may be required to submit:

(1) A statement of degree equivalency for the appropriate degree from a foreign credentials' evaluation agency approved by the office of the superintendent of public instruction.

(2) A statement from an official of the college or university where the certification program was completed, indicating completion of the program and approval of the program by the agency governing certification in that country.

#### NEW SECTION

**WAC 180-79A-265 Endorsements on teacher certificates for out-of-state candidates.** Through August 31, 2000, Washington shall issue endorsements, where comparable endorsements exist, to candidates on the basis of endorsements awarded by other states: *Provided*, That in those subject areas where minimum credits are required for funding purposes, that number of credits shall be required to obtain the endorsement in these subject areas, e.g., special education, vocational education and traffic safety.

#### NEW SECTION

**WAC 180-79A-270 Teacher, principal, and educational staff associate exchange permits.** Teacher, principal, and educational staff associate exchange permits may be issued by the superintendent of public instruction to an individual admitted to the United States for the purpose of serving as an exchange teacher, principal, or educational staff associate. Such teacher, principal, or educational staff associate exchange permits shall be valid for one year and may be renewed once.

### ENDORSEMENTS

#### NEW SECTION

**WAC 180-79A-299 Transition policies.** The transition to the endorsement policies described in chapter 180-82 WAC will include the following policies:

(1) Endorsement requirements as described in WAC 180-79A-300 through 180-79A-398 shall sunset effective August 31, 2000.

(2) Candidates for endorsements on teacher certificates on, or before, August 31, 2000, shall meet requirements as described in WAC 180-79A-300 through 180-79A-398; after August 31, 2000, candidates for endorsements on teacher certificates shall meet requirements as described in chapter 180-82 WAC.

(3) Colleges and universities may permit an individual accepted into programs on, or before, August 31, 2000, to obtain endorsements under the requirements in WAC 180-79A-300 through 180-79A-398, if the individual completes the endorsement program on, or before, August 31, 2003, and the college or university verifies endorsement program completion to the superintendent of public instruction on, or before, December 31, 2003.

**AMENDATORY SECTION** (Amending WSR 97-04-088, filed 2/5/97, effective 3/8/97)

**WAC 180-79A-304 Minimum preparation for endorsements for teachers.** Endorsements granted teachers shall comply with the following:

(1) Endorsements—with the exception of the broad subject area endorsements of English/language arts, music, science, and social studies, and the areas of agriculture education, business education, family and consumer sciences education, marketing education, and technology education which shall require the satisfactory completion of a minimum of forty-five quarter hours (thirty semester hours) of course work—shall require the satisfactory completion of a minimum of twenty-four quarter hours (sixteen semester hours) of course work in the subject area in a regionally accredited institution of higher education or in a college or university with a professional preparation program approved by the state board of education pursuant to chapter ((180-79A)) 180-78A WAC.

(2) Reasonable flexibility shall be permitted in establishing equivalencies for specified subject area course work. The test for substitution of an equivalent course for a stated subject area course is a factual determination that the subject matter content of the equivalent course, or combination of courses, substantially complies with the generally recognized course content of the subject area course.

(3) Course work used to meet endorsement requirements must be completed through a regionally accredited college/university and may not include student teaching credits.

(4) Only course work in which an individual received a grade of C (2.0) or higher or a grade of pass on a pass-fail system of grading shall be counted toward the required minimum number of credit hours as defined in WAC 180-79A-304.

(5) Except as otherwise specified in this chapter or in chapter 180-82 WAC, when existing requirements regarding the number of credit hours, the titles for endorsements, and/or the essential areas of study are revised by the state board of education for any endorsement area, the candidate may, until the first day of September following two calendar years from

the effective date of the rule change, obtain the endorsement by completing either the previous or the revised requirements. Following the September first date established above, all candidates shall meet the revised requirements to obtain an endorsement.

### REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 180-79A-005	Purpose.	WAC 180-79A-220	Teacher, principal, and educational staff associate exchange permits.
WAC 180-79A-010	State board of education performance-based certification system.	WAC 180-79A-225	Temporary permits.
WAC 180-79A-012	Public policy purposes of state board of education performance-based certification system.	WAC 180-79A-230	Limited certificates.
WAC 180-79A-013	Knowledge and skill requirements of the performance-based certification system—Teachers.	WAC 180-79A-236	Instructional specialist certificate.
WAC 180-79A-025	Organization of chapter 180-79A WAC.	WAC 180-79A-403	Levels of certificates, initial and continuing.
WAC 180-79A-101	Definitions.	WAC 180-79A-405	Initial and continuing certificates—Renewal requirements.
WAC 180-79A-122	Good moral character and personal fitness—Necessary supporting evidence by applicants.	WAC 180-79A-415	Academic requirements for certification—Teachers.
WAC 180-79A-125	Affidavits from applicants.	WAC 180-79A-417	Experience requirement for continuing certification—Teachers.
WAC 180-79A-126	Other affidavits from applicants and certificate holders.	WAC 180-79A-420	Academic requirements for certification—Administrators.
WAC 180-79A-160	Certificates—Previous standards.	WAC 180-79A-422	Experience requirement for initial certificate—Principals.
WAC 180-79A-161	Application for certification.	WAC 180-79A-423	Experience requirement for continuing certification—Administrators.
WAC 180-79A-165	Renewal of certificate.	WAC 180-79A-424	Child abuse course work requirement for continuing certification—Administrators.
WAC 180-79A-170	Reinstatement of certificates.	WAC 180-79A-430	Academic requirements for certification—School counselors, school psychologists, and school social workers.
WAC 180-79A-200	Certification of out-of-state trained educational personnel—Interstate educational personnel contracts.	WAC 180-79A-433	Academic requirements for certification—School nurse, school occupational therapist, school physical therapist and school speech-language pathologist or audiologist.
WAC 180-79A-205	Out-of-state candidates.	WAC 180-79A-435	Child abuse course work requirement for continuing certification—Educational staff associate.
WAC 180-79A-210	Establishing equivalency for course work, degrees and programs completed in countries outside the United States.	WAC 180-79A-440	Experience requirement for continuing certification—ESAs.
WAC 180-79A-215	Endorsements on teacher certificates for out-of-state candidates.	WAC 180-79A-445	Supervised experience requirement for continuing certification.

- WAC 180-79A-503 Levels of certificates—Residency and professional.
- WAC 180-79A-510 Residency and professional certificates for teachers—Renewal requirements.
- WAC 180-79A-515 Academic requirements for certification—Teachers.
- WAC 180-79A-517 Experience requirement for professional certification—Teachers.
- WAC 180-79A-520 Requirements for certification for administrators and education staff associates under the performance-based certification system.



**WSR 99-01-010  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 98-245—Filed December 4, 1998, 10:49 a.m.]

Date of Adoption: December 2, 1998.

Purpose: Commercial fishing rules.

Citation of Existing Rules Affected by this Order:

Repealing WAC 220-52-07300E; and amending WAC 220-52-073.

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: Harvestable amounts of sea urchins exist in the areas described. Prohibition of all diving within two days of scheduled sea urchin openings discourages the practice of fishing on closed days and hiding the unlawful catch underwater until the legal opening. 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: Immediately.

December 2, 1998

Evan Jacoby

for Larry Peck

Acting Director

**NEW SECTION**

**WAC 220-52-07300F Sea urchins** Notwithstanding the provisions of WAC 220-52-073, effective immediately until further notice it is unlawful to take or possess sea urchins taken for commercial purposes except as provided for in this section:

(1) Red sea urchins: Sea Urchin Districts 1, 2, 3, and 4 are open only on December 7, 8, 14, 15, 16, 21, 22, 23, 24, 28, and 29, 1998, and January 4, 5, 11, and 12, 1999. It is unlawful to harvest red sea urchins larger or smaller than the following size (size in diameter exclusive of the spines):

(a) Districts 1 and 2 - 4.0 minimum to 5.5 maximum inches.

(b) Districts 3 and 4 - 3.25 minimum to 5.0 maximum inches.

(2) Green sea urchins: Sea Urchin Districts 1, 2, 3, 4 and Marine Fish/Shellfish Management and Catch Reporting Areas 24A, 24B, 24C, 24D are open only on Mondays, Tuesdays, and Wednesdays of each week, and on Thursday, December 24, 1998. The minimum size for green sea urchins is 2.25 inches in diameter exclusive of the spines.

(3) It is unlawful to dive for any purpose from a commercially-licensed fishing vessel, except vessels actively fishing geoducks under contract with the Washington Department of Natural Resources, on Saturdays and Sundays of each week.

(4) Sea Urchin Districts:

(a) Sea Urchin District 1 (Northern San Juan Islands) is defined as Marine Fish-Shellfish Management and Catch Reporting Areas 20A, 20B, and those waters of Area 22A north of a line projected east-west one-quarter mile north of Lime Kiln Light on San Juan Island and west of a line projected true north from Limestone Point on San Juan Island.

(b) Sea Urchin District 2 (Southern San Juans and Port Townsend) is defined as those waters of Marine Fish/Shellfish Management and Catch Reporting Area 22A south of a line projected east-west one-quarter mile north of Lime Kiln Light on San Juan Island and east of a line projected true north from Limestone Point on San Juan Island, and Areas 21A, 21B, 22B, 23A, 23B, 25A, and 25B. The following areas within Sea Urchin District 2 are closed to the harvest of sea urchins at all times.

(i) Those waters of Haro Strait north of a line projected east-west one-half mile south of Eagle Point on San Juan Island and south of a line projected east-west one-quarter mile north of Lime Kiln Light on San Juan Island.

(ii) Those waters of San Juan Channel and Upright Channel within the following lines: north of a line from Cattle Point on San Juan Island to Davis Point on Lopez Island, south of a line projected from Flat Point on Lopez Island true west to Shaw Island, west of a line from Neck Point on Shaw Island to Steep Point on Orcas Island, and south of a line from Steep Point on Orcas Island to Limestone Point on San Juan Island.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 220-52-07300E Sea urchins. (98-233)

**WSR 99-01-028  
EMERGENCY RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**

(Economic Services Administration)

[Filed December 8, 1998, 2:38 p.m., effective January 1, 1999]

Date of Adoption: December 8, 1998.

Purpose: Pass along the federal 1.3 percent cost-of-living adjustment (COLA) for the supplemental security income

EMERGENCY

(SSI) program, effective January 1, 1999. There is no change in the SSI state supplement payment amount.

Citation of Existing Rules Affected by this Order: Amending WAC 388-478-0055.

Statutory Authority for Adoption: RCW 74.08.090.

Other Authority: RCW 74.04.630.

Under RCW 34.05.350 the agency for good cause finds that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: Notification of the exact amount of the federal COLA increase was received in late October, too late for the regular rule adoption process.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 1, 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 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making:

ing: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Effective Date of Rule: January 1, 1999.

December 8, 1998

Marie Myerchin-Redifer  
Manager

**AMENDATORY SECTION** (Amending WSR 98-16-044, filed 7/31/98, effective 9/1/98)

**WAC 388-478-0055 SSI standards.** (1) Supplemental Security Income (SSI) is a cash assistance program for needy individuals and couples who meet federal disability guidelines as aged, blind or disabled. Since the SSI program began in January 1974, the state of Washington has supplemental the federal benefit level with state funds, known as the SSI state supplement. Persons found eligible for SSI receive cash assistance based on the combined federal and state supplement benefit levels, minus countable income.

(2) Effective January 1, ((1998)) 1999, the federal, state and combined benefit levels for an eligible individual and couple are:

(a) Area I: King, Pierce, Snohomish, Thurston, and Kitsap Counties.

(i) Living alone (own household or alternate care, except nursing homes or medical institutions).

	Federal Benefit Level	State Supplement Benefit Level	Combined Federal/State Benefit Level
LIVING ALONE			
Individual	\$((494.00)) <u>500.00</u>	\$27.00	\$((521.00)) <u>527.00</u>
Individual with One Essential Person <sup>1</sup>	\$((741.00)) <u>750.00</u>	\$21.00	\$((762.00)) <u>771.00</u>
Couple, both Eligible	\$((741.00)) <u>751.00</u>	\$21.00	\$((762.00)) <u>772.00</u>
Couple with One Essential Person <sup>2</sup>	\$((741.00)) <u>751.00</u>	\$21.00	\$((762.00)) <u>772.00</u>
Couple includes Ineligible Spouse	\$((494.00)) <u>500.67</u>	\$167.20	\$((661.20)) <u>667.87</u>

(ii) Shared living (supplied shelter).

	Federal Benefit Level	State Supplement Benefit Level	Combined Benefit Level
SHARED LIVING			
Individual	\$((329.34)) <u>333.34</u>	\$4.81	\$((334.15)) <u>338.15</u>
Individual with One Essential Person <sup>3</sup>	\$((494.00)) <u>500.00</u>	\$5.30	\$((499.30)) <u>505.30</u>
Couple, Both Eligible	\$((494.00)) <u>500.67</u>	\$5.30	\$((499.30)) <u>505.97</u>
Couple includes One Essential Person <sup>4</sup>	\$((494.00)) <u>500.67</u>	\$5.30	\$((499.30)) <u>505.97</u>
Couple includes Ineligible Spouse	\$((329.34)) <u>333.34</u>	\$102.76	\$((432.10)) <u>436.10</u>

(b) Area II: All counties other than the above.

(i) Living alone (own household or alternate care, except nursing homes or medical institutions).

	Federal Benefit Level	State Supplement Benefit Level	Combined Federal/State Benefit Level
LIVING ALONE			
Individual	\$((494.00)) <u>500.00</u>	\$6.55	\$((500.55)) <u>506.55</u>
Individual with One Essential Person <sup>1</sup>	\$((741.00)) <u>750.00</u>	\$0	\$((741.00)) <u>750.00</u>
Couple, Both Eligible	\$((741.00)) <u>751.00</u>	\$0	\$((741.00)) <u>751.00</u>
Couple with One Essential Person <sup>2</sup>	\$((741.00)) <u>751.00</u>	\$0	\$((741.00)) <u>751.00</u>
Couple includes Ineligible Spouse	\$((494.00)) <u>500.67</u>	\$137.25	\$((631.25)) <u>637.92</u>

(ii) Shared living (supplied shelter).

EMERGENCY

SHARED LIVING	Federal Benefit Level	State Supplement Benefit Level	Combined Benefit Level
Individual	\$((329.34)) <u>333.34</u>	\$4.81	\$((334.15)) <u>338.15</u>
Individual with One Essential Person <sup>3</sup>	\$((494.00)) <u>500.00</u>	\$5.30	\$((499.30)) <u>505.30</u>
Couple, Both Eligible	\$((494.00)) <u>500.67</u>	\$5.30	\$((499.30)) <u>505.97</u>
Couple includes One Essential Person <sup>4</sup>	\$((494.00)) <u>500.67</u>	\$5.30	\$((499.30)) <u>505.97</u>
Couple includes Ineligible Spouse	\$((329.34)) <u>333.34</u>	\$102.76	\$((432.10)) <u>436.10</u>

(c) Residing in a medical institution: Area I and II

MEDICAL INSTITUTION	Federal Benefit Level	State Supplement Benefit Level	Combined Benefit Level
Individual	\$30.00	\$11.62	\$41.62

(d) Mandatory income level (MIL) for grandfathered claimant. "Grandfathered" refers to a person who qualified for assistance from the state as aged, blind, or disabled, was converted from the state to federal disability assistance under SSI in January 1974, and has remained continuously eligible for SSI since that date.

The combined federal/state SSI benefit level for MIL clients is the higher of the following:

(i) The state assistance standard they received in December 1973, except for those converted in a "D" living arrangement (residing in a medical institution at the time of conversion), plus the federal cost-of-living adjustments (COLA) since then; or

(ii) The current standard.

<sup>1</sup> Eligible individual with more than one essential person living alone: \$((494.00)) 500.00 for the eligible individual plus \$((247.00)) 250.00 for each essential person (no state supplement).

<sup>2</sup> Eligible couple with one or more essential persons living alone: \$((741.00)) 751.00 for eligible couple plus \$((247.00)) 250.00 for each essential person (no state supplement).

<sup>3</sup> Eligible individual with more than one essential person in shared living: \$((329.34)) 333.34 for eligible individual plus \$((164.66)) 166.66 for each essential person (no state supplement).

<sup>4</sup> Eligible couple with one or more essential persons in shared living: \$((494.00)) 500.67 for eligible couple plus \$((164.66)) 166.66 for each essential person (no state supplement).

**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.

**WSR 99-01-050**  
**EMERGENCY RULES**  
**PERSONNEL RESOURCES BOARD**  
 (Filed December 10, 1998, 10:57 a.m.)

Date of Adoption: December 10, 1998.

Purpose: These changes will bring higher education personnel rules into compliance with Initiative 200.

Citation of Existing Rules Affected by this Order: Amending WAC 251-01-400, 251-17-090, 251-23-040, 251-23-060, and 251-24-030.

Statutory Authority for Adoption: RCW 41.06.150.

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 emergency adoption is necessary to bring higher education personnel rules into compliance with Initiative 200.

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 5, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 5, 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 4, Repealed 0.

Effective Date of Rule: Immediately.

December 10, 1998

Dennis Karras

Secretary

AMENDATORY SECTION (Amending Order 154, filed 1/2/87, effective 2/1/87)

**WAC 251-01-400 Supplemental certification.** A process by which ~~((eligible members of protected groups))~~ persons with disabilities, Vietnam era and disabled veterans, and persons age 40 and over can be referred to employing officials for the filling of position vacancies in job classes/categories where it has been determined that underutilization exists.

AMENDATORY SECTION (Amending WSR 93-19-078, filed 9/14/93, effective 10/1/93)

**WAC 251-17-090 Examination—Eligibility.** (1) Open-competitive examinations shall be open to all persons who apply according to the provisions of these rules and meet the minimum qualifications for the class.

EMERGENCY

(2) Promotional examinations shall be limited to those current permanent employees of the classified service at the institution, and those former permanent employees of the institution seeking to return from separation pursuant to WAC 251-10-080, who apply according to the provisions of these rules and meet the minimum qualifications for the class. The personnel officer may open promotional examinations on either an organizational unit or institution-wide basis, whichever the personnel officer determines to be in the interest of the service.

(3) When the number of qualified applicants for a class in the competitive service is expected to result in an eligible list in excess of the institution's current needs, the personnel officer may limit the applications to be admitted to the intermediate and/or final phase(s) of the examination to those most qualified, based on an assessment of qualifications in the initial and/or intermediate phase(s) of the examination. Such limitation must be specified in the recruitment notice. If no such limitation is specified, all applicants who pass the entire examination shall be placed on the eligible list for the class.

(4) The personnel officer may add ~~((members of underutilized groups))~~ persons with disabilities, Vietnam era and disabled veterans, and persons age 40 and over to all eligible lists, except layoff lists, at any time when underutilized in accordance with the institution's affirmative action program as provided in WAC 251-23-040 (7)(b), provided such persons pass the examination for the class. The personnel officer shall also add the names of those former permanent employees of the institution seeking to return from separation pursuant to WAC 251-10-080 to all eligible lists at any time, provided such persons pass the examination for the class.

(5) The personnel officer may add employees who complete institution-approved training programs to the appropriate eligible list at any time, provided such employees meet the minimum qualifications and pass the examination for the class.

(6) The personnel officer may add to the institution-wide promotional list at any time:

(a) Current employees on layoff status or scheduled for layoff;

(b) Former employees laid off from the institution per WAC 251-10-030 who are on an institution-wide layoff list.

However, persons covered in (a) and (b) of this subsection meet the minimum qualifications and pass the examination for the class.

**AMENDATORY SECTION** (Amending Order 154, filed 1/2/87, effective 2/1/87)

**WAC 251-23-040 Affirmative action plans—Content.** Each higher education institution/related board shall apply affirmative action plans/programs to increase the representation of protected group members in their workforce when it is determined that a particular group is underutilized. Affirmative action plans/programs shall address recruitment, appointment, promotion, transfer, training and career development, and shall include but not be limited to the following:

(1) An equal employment opportunity/affirmative action policy statement.

(2) An identification of the individual responsible for implementing the affirmative action plan/program and the specific responsibilities of that individual.

(3) Provisions for internal and external communication of the affirmative action plan/program.

(4) A workforce profile by race/ethnic origin, sex, age, disability, Vietnam-era and disabled veteran status and job class/category and provisions for ascertaining the same.

(5) The development and implementation of utilization analyses ~~((;))~~ and goals ~~((, and timetables))~~ based on availability.

(6) An identification of the causes of underutilization and/or problem areas related to underutilization.

(7) The development and implementation of specific programs for correcting the identified causes of underutilization and/or problem areas, in order to achieve goals, such as:

(a) Provision for supplemental certification of underutilized ~~((groups))~~ persons with disabilities, Vietnam era and disabled veterans, and persons age 40 and over from all eligible lists, except institution-wide layoff lists, in accordance with WAC 251-23-060;

(b) Provision that, when goals exist for a class and when it is determined by the personnel officer that an eligible list does not contain sufficient numbers of ~~((members of underutilized protected groups))~~ persons with disabilities, Vietnam era and disabled veterans, and persons age 40 and over, applicants who are members of such groups and who meet the minimum qualifications for the class may be admitted to the examination at any time. Those who pass the examination for the class shall be placed on the appropriate eligible list;

(c) Provision for members of protected groups to enter the employment process, but not to exclude others from it;

(d) Provision for special employee training and development programs ~~((and selective appointment of employees who are members of protected groups into the programs))~~, in accordance with WAC 251-24-030(8).

(8) A system for monitoring and evaluating progress under the affirmative action plan/program including reports to the president/chief executive officer of the institution/related board.

(9) Supportive programs, internally and externally, which will enhance the achievement of affirmative action goals.

**AMENDATORY SECTION** (Amending Order 154, filed 1/2/87, effective 2/1/87)

**WAC 251-23-060 Affirmative action—Supplemental certification.** ~~((When an institution/related board is utilizing an approved affirmative action program in accordance with WAC 251-23-020 and 251-23-040 (7)(a), and when the initial certification process does not provide the names of at least three eligibles who are members of the specific underutilized protected group(s), the personnel officer shall certify from the eligible list up to three additional eligibles who meet the applicable affirmative action criteria. Such additional certification shall be made in strict order of standing on the eligible list. Certification of additional eligibles shall not result in more than a total of three eligibles from the specific underutilized protected group(s).))~~ The personnel



officer shall certify from the eligible list up to three additional eligibles who are persons with disabilities, Vietnam era and disabled veterans, and persons age 40 and over who meet the applicable affirmative action criteria when:

(a) an institution/related board is utilizing an approved affirmative action program in accordance with WAC 251-23-020 and 251-23-040 (7)(a), and

(b) the initial certification process does not provide the names of at least three eligibles who are members of the specific underutilized categories.

Such additional certification shall be made in order of standing on the eligible list. Certification of additional eligibles shall not result in more than a total of three eligibles from the specific underutilized categories.

**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 91/10-001 [98-19-035], effective 6/1/91 [9/10/98])

**WAC 251-24-030 Training and development programs—Contents.** Each institution will develop and maintain on file with the board (subject to approval by the director) an employee training and development plan that provides as a minimum:

(1) The policy and objectives of the institution concerning training and development programs;

(2) The institution's policy regarding training program expenses;

(3) Identification of the person(s) responsible for employee training and development programs;

(4) Provision for the identification and appraisal of training and development needs;

(5) The identification of proposed training activities in the following areas:

(a) New employee orientation;

(b) Functional training, such as in accounting, data processing, office administration and job skills;

(c) System training, such as affirmative action, labor relations and safety;

(d) Professional/technical training;

(e) Management and organizational development;

(f) The institution's off-hour training or continuing education program;

(g) Specific training in the prevention, transmission, and treatment of HIV and AIDS for those employees who have a substantial likelihood of on-the-job exposure to the human immunodeficiency virus or acquired immunodeficiency syndrome virus;

(h) Training of supervisors on implementation of the institution return-to-work policy, including but not limited to assessment of the appropriateness of the return-to-work job for the employee;

(6) Provision specifying the manner of selecting employees for training or development programs;

(7) Provision for training records of employee participation;

(8) Provision for training (~~(and upgrading of skills of women and members of racial or ethnic minority groups)~~) employees as part of the institution's affirmative action program (~~(including special training programs to achieve corrective action for underutilization of minority or female employees)~~);

(9) Involvement of a representative group of employees in the development of the institution's training policy and plans;

(10) Provision for evaluation of training and development programs;

(11) The criteria by which the institution may provide employees the opportunity to attend class instruction in academic session during regular working hours;

(12) The institution's policy regarding release time during work hours for training course attendance;

(13) Provision for access to in-house training and development programs for former permanent employees returning from separation as set forth in WAC 251-10-070.

**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.

**Reviser's note:** The bracketed material preceding the section above was supplied by the code reviser's office.

## WSR 99-01-051

### EMERGENCY RULES

### PERSONNEL RESOURCES BOARD

[Filed December 10, 1998, 10:59 a.m.]

Date of Adoption: December 10, 1998.

Purpose: These changes will bring general government personnel rules into compliance with Initiative 200.

Citation of Existing Rules Affected by this Order: Amending WAC 356-09-050, 356-22-090, 356-26-060, and 356-30-010.

Statutory Authority for Adoption: RCW 41.06.150.

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 emergency adoption is necessary to bring general government rules into compliance with Initiative 200.

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 4, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 4, 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 4, Repealed 0.

Effective Date of Rule: Immediately.

December 10, 1998

Dennis Karras

Secretary

**AMENDATORY SECTION** (Amending Order 388, filed 9/23/91, effective 11/1/91)

**WAC 356-09-050 Affirmative action program—Testing.** (1) The department of personnel will make reasonable accommodations for persons of disability who require such during test procedures.

(2) The department of personnel may test ~~((a protected group member))~~ persons with disabilities, Vietnam era and disabled veterans, and persons age 40 and above after the closing date of the recruitment announcement, provided:

(a) A register exists for the class; and

(b) The employing agency or the state has not met affirmative action goals for ~~((a))~~ the specific ~~((protected group))~~ category for that class or job ~~((category))~~; and

(c) The ~~((protected group's))~~ category's representation ~~((on the register))~~ in the state workforce is less than ~~((the))~~ its availability ~~((for the protected group))~~; and

(d) The applicant is a member of the ~~((protected group))~~ category identified in (b) and (c) of this subsection, and met minimum qualifications at the time of application; and

(e) The ~~((protected group member))~~ applicant being examined has not been tested under the same recruitment announcement within the past thirty calendar days.

(f) The test may not be taken more than three times within a 12-month period unless the examination content has been substantially changed.

**AMENDATORY SECTION** (Amending Order 390, filed 9/23/91, effective 11/1/91)

**WAC 356-22-090 Examinations—Composition.** (1) The director of personnel, or designated representative, shall determine, by uniform standards, the appropriate examination for a register for a class and the tests, or combination of tests and relative weights to be assigned. Examinations shall be practical in nature and of such character as to determine the capacity of the applicant to perform the duties of the particular class of positions for which the applicant is competing as well as the applicant's general background and related knowledge, and shall be rated objectively. Examinations will be developed and administered in a manner that minimizes bias due to cultural differences. A passing score may be required on each test included in the examination.

Examinations shall normally consist of one or a combination of the following:

(a) A written test.

(b) A performance test.

(c) An oral test.

(d) An evaluation of experience and training.

(2) When the director of personnel determines that the number of applicants responding to an examination announcement is excessive in relation to the number of projected job openings, the director may limit admission to the oral test to those scoring highest on a preliminary test which may be a written test, performance test, or an evaluation of experience and training. The number admitted to the oral test shall be at least twice the number of anticipated vacancies for the subsequent year or 20% of those applicants with passing scores, whichever is greater; but never less than 16 or the entire body of passing applicants, whichever is less.

(3) When the director of personnel determines that the number of applicants to be admitted to the oral examination will be limited by a screening procedure as authorized by WAC 356-22-090(2), the department will ensure that, in addition, a representative number of ~~((those protected group members))~~ persons with disabilities, Vietnam era and disabled veterans, and persons age 40 and above who were accepted under the examination announcement and who passed the preliminary test are also admitted to the oral examination.

**AMENDATORY SECTION** (Amending Order 432, filed 9/22/93, effective 10/23/93)

**WAC 356-26-060 Certification—General methods.** Upon receipt of a request for certification, the director of personnel shall normally certify to the appointing authority a list of names equal in number to six more than there are vacancies to be filled from the ranked registers except:

(1) One name will constitute a complete certification when referrals are made from the agency reduction in force register, the service-wide reduction in force register, or the dual agency reversion register. When an appointing authority requests a selective certification for specialized qualifications, the eligible candidate must meet the selective criteria in order to be referred to the position, provided:

(a) The criteria were approved when the position was established, reallocated, or last filled; or

(b) The specialized qualifications were previously required for a classification that was later merged with other classifications that did not require them; or

(c) It has been determined that the position involves new duties that would warrant future selective certification. Such selective criteria shall not be applied for certification purposes until six months after the department of personnel approves the selective criteria for the position.

(d) In the case of (a), (b), or (c) of this subsection, the director of personnel or designee must determine that the specialized qualifications are still required for successful job performance and cannot be learned within a reasonable length of time.

(2) Where all names are certified exclusively from an open competitive register, the director of personnel may certify in ranked order up to all of the names from the open competitive register: *Provided*, That the appointing authority shall select from those eligibles available from the highest ranking names which constitute seven names per vacancy to be filled.

(3) The names of candidates from the same register who have the same score as the lowest score to be certified will also be certified.

(4) An unranked register may be used to complete a certification. An agency may request the transfer, reemployment, and/or voluntary demotion register(s) to complete a certification. In such cases, all names appearing on the specified register shall be certified. Subsequent unranked registers shall not be used until the certification is again incomplete.

(5) When the vacancy to be filled is identified as part of an agency's affirmative action goals as established by their approved affirmative action plan, the director of personnel may, except where there are employees on the reduction in force register, refer up to three additional names per vacancy of individuals who are on existing registers and who are ~~((members of the protected groups))~~ persons with disabilities, Vietnam era and disabled veterans, and persons age 40 and above. More than three additional names per vacancy will be certified if there are ~~((protected group candidates))~~ eligibles in these categories with the same score as the lowest score to be certified. This action may be taken when necessary to comply with the best standards of personnel administration as contemplated by chapter 41.06 RCW.

Prior to the utilization of this subsection, the agency shall determine if there are ~~((protected group members))~~ eligibles in these categories on the existing registers. If there are fewer than three ~~((protected group members))~~ such eligibles on the register, the agency shall:

(a) Appoint one of the eligibles from the register; or  
 (b) Request assistance from the department of personnel in completing the certification. The department of personnel and the agency will then initiate targeted recruitment.

(6) When one or more of the following conditions exist, the director of personnel or designee may certify a sufficient number of names to assure that the requesting agency has not less than seven names available for consideration:

(a) The position is in an isolated or undesirable location.  
 (b) The position has undesirable working conditions.  
 (c) The agency needs to fill several positions in the class.  
 (d) One or more agencies have had difficulty filling positions in the class.

(e) The director of personnel or designee determines that such certification is necessary to provide the requesting agency with efficient service.

If such certification contains seven or more available promotional candidates, agencies shall appoint from the promotional candidates.

(7) Permanent employees certified from a ranked register for consideration of appointment shall be notified by the agency at the time of the referral. Upon appointment the agency shall advise those employees certified but not appointed of the action taken.

AMENDATORY SECTION (Amending Order 267, filed 1/2/87)

**WAC 356-30-010 Appointments—Bona fide occupational qualifications.** All appointments and assignments of work in the state service shall be made on the basis of merit. However, restrictions based on creed, sex, or disability may

be considered by the appointing authority when such restrictions have been approved by the human rights commission as bona fide occupational qualifications. Appointing authorities need not obtain approval from the human rights commission when taking action to reasonably accommodate a person of disability or when appointing ~~((a protected group member))~~ persons with disabilities, Vietnam era and disabled veterans, and persons age 40 and above from a supplemental referral.

**WSR 99-01-079  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 98-246—Filed December 16, 1998, 8:00 a.m.]

Date of Adoption: December 14, 1998.

Purpose: Commercial fishing rules.

Citation of Existing Rules Affected by this Order:  
 Repealing WAC 220-52-07300F, and amending WAC 220-52-073.

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: Harvestable amounts of sea urchins exist in the areas described. Prohibition of all diving within two days of scheduled sea urchin openings discourages the practice of fishing on closed days and hiding the unlawful catch underwater until the legal opening. 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: Immediately.

December 14, 1998

Larry W. Peck  
Acting Director

NEW SECTION

**WAC 220-52-07300G Sea urchins.** Notwithstanding the provisions of WAC 220-52-073, effective immediately

until further notice it is unlawful to take or possess sea urchins taken for commercial purposes except as provided for in this section:

(1) Red sea urchins: Sea Urchin Districts 1, 2, 3, and 4 are open only on December 14, 15, 16, 21, 22, 23, 24, 28, and 29, 1998, and January 4, 5, 11, and 12, 1999. The Griffin Bay Special Management Area is open only on Thursday, December 17, 1998. The maximum daily landing for a vessel on Thursday, December 17, 1998 is 1,100 pounds of red sea urchins. It is unlawful to harvest red sea urchins larger or smaller than the following size (size in diameter exclusive of the spines):

(a) Districts 1, 2, and Griffin Bay Special Management Area - 4.0 minimum to 5.5 maximum inches.

(b) Districts 3 and 4 - 3.25 minimum to 5.0 maximum inches.

(2) Green sea urchins: Sea Urchin Districts 1, 2, 3, 4 and Marine Fish/Shellfish Management and Catch Reporting Areas 24A, 24B, 24C, 24D are open only on Mondays, Tuesdays, and Wednesdays of each week, and on Friday, December 18, 1998 and Thursday, December 24, 1998. The minimum size for green sea urchins is 2.25 inches in diameter exclusive of the spines.

(3) It is unlawful to dive for any purpose from a commercially-licensed fishing vessel, except vessels actively fishing geoducks under contract with the Washington Department of Natural Resources, on Saturdays and Sundays of each week.

(4) The following Sea Urchin district descriptions supercede the descriptions provided in WAC 220-52-073:

(a) Sea Urchin District 1 (Northern San Juan Islands) is defined as Marine Fish-Shellfish Management and Catch Reporting Areas 20A, 20B, and those waters of Area 22A north of a line projected east-west one-quarter mile north of Lime Kiln Light on San Juan Island and west of a line projected true north from Limestone Point on San Juan Island.

(b) Sea Urchin District 2 (Southern San Juans and Port Townsend) is defined as those waters of Marine Fish/Shellfish Management and Catch Reporting Area 22A south of a line projected east-west one-quarter mile north of Lime Kiln Light on San Juan Island and east of a line projected true north from Limestone Point on San Juan Island, and Areas 21A, 21B, 22B, 23A, 23B, 25A, and 25B. The following areas within Sea Urchin District 2 are closed to the harvest of sea urchins when fishing is allowed in Sea Urchin District 2:

(i) Those waters of Haro Strait north of a line projected east-west one-half mile south of Eagle Point on San Juan Island and south of a line projected east-west one-quarter mile north of Lime Kiln Light on San Juan Island.

(ii) Those waters of San Juan Channel and Upright Channel within the following lines: north of a line from Cattle Point on San Juan Island to Davis Point on Lopez Island, south of a line projected from Flat Point on Lopez Island true west to Shaw Island, west of a line from Neck Point on Shaw Island to Steep Point on Orcas Island, and south of a line from Steep Point on Orcas Island to Limestone Point on San Juan Island.

(c) Griffin Bay Special Management Area: Those waters of San Juan Channel and Upright Channel within the following lines: north of a line from Cattle Point on San Juan Island to Davis Point on Lopez Island, south of a line pro-

jected from Flat Point on Lopez Island to the northernmost point of Turn Island and thence projected true west to San Juan Island.

(5) All shellfish diver gear rules in WAC 220-52-073 remain in effect.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 220-52-07300F Sea urchins (98-245)

**WSR 99-01-101  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 98-251—Filed December 17, 1998, 10:29 a.m.]

Date of Adoption: December 17, 1998.

Purpose: Commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-52-07300G; and amending WAC 220-52-073.

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: Harvestable amounts of sea urchins exist in the areas described. Prohibition of all diving within two days of scheduled sea urchin openings discourages the practice of fishing on closed days and hiding the unlawful catch underwater until the legal opening. 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: Immediately.

December 17, 1998

Evan Jacoby  
for Larry Peck  
Acting Director

EMERGENCY

**NEW SECTION**

**WAC 220-52-07300H Sea urchins** Notwithstanding the provisions of WAC 220-52-073, effective immediately until further notice it is unlawful to take or possess sea urchins taken for commercial purposes except as provided for in this section:

(1) Red sea urchins: Sea Urchin Districts 3 and 4 are open only on December 21, 22, 23, 24, 28, and 29, 1998, and January 4, 5, 11, and 12, 1999. The Griffin Bay Special Management Area is open only on Thursday, December 17, 1998. The maximum daily landing for a vessel on Thursday, December 17, 1998 is 1,100 pounds of red sea urchins. It is unlawful to harvest red sea urchins larger or smaller than the following size (size in diameter exclusive of the spines):

(a) Griffin Bay Special Management Area - 4.0 minimum to 5.5 maximum inches.

(b) Districts 3 and 4 - 3.25 minimum to 5.0 maximum inches.

(2) Green sea urchins: Sea Urchin Districts 1, 2, 3, 4 and Marine Fish/Shellfish Management and Catch Reporting Areas 24A, 24B, 24C, 24D are open only on Mondays, Tuesdays, and Wednesdays of each week, and on Friday, December 18, 1998 and Thursday, December 24, 1998. The minimum size for green sea urchins is 2.25 inches in diameter exclusive of the spines.

(3) It is unlawful to dive for any purpose from a commercially-licensed fishing vessel, except vessels actively fishing geoducks under contract with the Washington Department of Natural Resources, on Saturdays and Sundays of each week.

(4) The following Sea Urchin district descriptions supercede the descriptions provided in WAC 220-52-073:

(a) Sea Urchin District 1 (Northern San Juan Islands) is defined as Marine Fish-Shellfish Management and Catch Reporting Areas 20A, 20B, and those waters of Area 22A north of a line projected east-west one-quarter mile north of Lime Kiln Light on San Juan Island and west of a line projected true north from Limestone Point on San Juan Island.

(b) Sea Urchin District 2 (Southern San Juans and Port Townsend) is defined as those waters of Marine Fish/Shellfish Management and Catch Reporting Area 22A south of a line projected east-west one-quarter mile north of Lime Kiln Light on San Juan Island and east of a line projected true north from Limestone Point on San Juan Island, and Areas 21A, 21B, 22B, 23A, 23B, 25A, and 25B. The following areas within Sea Urchin District 2 are closed to the harvest of sea urchins when fishing is allowed in Sea Urchin District 2:

(i) Those waters of Haro Strait north of a line projected east-west one-half mile south of Eagle Point on San Juan Island and south of a line projected east-west one-quarter mile north of Lime Kiln Light on San Juan Island.

(ii) Those waters of San Juan Channel and Upright Channel within the following lines: north of a line from Cattle Point on San Juan Island to Davis Point on Lopez Island, south of a line projected from Flat Point on Lopez Island true west to Shaw Island, west of a line from Neck Point on Shaw Island to Steep Point on Orcas Island, and south of a line from Steep Point on Orcas Island to Limestone Point on San Juan Island.

(c) Griffin Bay Special Management Area: Those waters of San Juan Channel and Upright Channel within the following lines: north of a line from Cattle Point on San Juan Island to Davis Point on Lopez Island, south of a line projected from Flat Point on Lopez Island to the northernmost point of Turn Island and thence projected true west to San Juan Island.

(5) All shellfish diver gear rules in WAC 220-52-073 remain in effect.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 220-52-07300G Sea urchins (98-246)

**WSR 99-01-102****EMERGENCY RULES****DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 98-247—Filed December 17, 1998, 10:31 a.m.]

Date of Adoption: December 17, 1998.

Purpose: Commercial fishing rules.

Citation of Existing Rules Affected by this Order:  
Amending WAC 220-52-04600J.

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: This rule is necessary to preserve fishing opportunity consistent with the Makah-State Tribal fishery management plan for the 1998-99 coastal Dungeness crab season. 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.

December 17, 1998

Evan Jacoby  
for Larry Peck  
Acting Director

**NEW SECTION**

**WAC 220-52-04600J Crab fishery—Seasons and areas.** Notwithstanding the provisions of WAC 220-52-046, effective immediately until further notice, it is unlawful for non-Indian commercial fishers to fish for or take crab for commercial purposes, or place gear, in the following areas during the periods indicated:

1) Those waters bounded by lines projected between the following coordinates is closed after December 28, 1998, until further notice:

Line projected due west from shore along 48°02.25'N, to 48°02.25'N, by 124°50.0' to 48°07.60'N 124°51.40' to 48°20.00'N by 124°50.00'W, thence to the most western end of Cape Flattery.

**WSR 99-01-112**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
(Economic Services Administration)  
[Filed December 18, 1998, 9:49 a.m.]

Date of Adoption: December 18, 1998.

Purpose: To publish the new income eligibility standards for food assistance.

The new standards are the basis upon which food stamps allotment will be issued.

Citation of Existing Rules Affected by this Order: Amending WAC 388-478-0060.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.500, 74.04.510, 74.08.090.

Under RCW 34.05.350 the agency for good cause finds that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: A second emergency filing is needed to meet the rule development and filing deadlines for regular adoption.

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 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 1, Repealed 0.

Effective Date of Rule: Immediately.

December 18, 1998

Marie Myerchin-Redifer, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 98-16-044, filed 7/31/98, effective 9/1/98)

**WAC 388-478-0060 Income eligibility standards for food assistance.** ~~((To be eligible for food assistance,))~~ (1) When an assistance unit receives cash benefits (TANF, GA-U, GA-S, etc.) and Supplemental Security Income (SSI), they do not have to meet the income standard.

(2) All households (assistance units), based on their size, must have income at or below ((both the maximum gross and net monthly income standards)) the limits shown in column B to be eligible for food assistance, except as follows:

~~((1) Assistance units with an elderly or disabled member must have income at or below only the maximum net monthly income standard.~~

(2) Assistance units in which all members are receiving cash assistance or SSI do not have to meet the maximum gross or net monthly income standards)) (a) Column C is to be used when an assistance unit includes a person sixty years or older, or with disabilities;

(b) Column E is to be used when determining separate household status for an elderly person and a person with permanent disability, as described in WAC 388-408-0035 (1)(d).

((EFFECTIVE 10-1-97))

((Household Size))	((Maximum Gross Monthly Income))	((Maximum Net Monthly Income))	((165% of the Poverty Level))	((Maximum Allotment))
((1	\$ 855	\$ 658	\$1,085	\$122
2	1,150	885	1,459	224
3	1,445	1,111	1,833	321
4	1,739	1,338	2,207	408
5	2,034	1,565	2,581	485
6	2,329	1,791	2,955	582
7	2,623	2,018	3,329	643

EMERGENCY

8	2,918	2,245	3,703	735
9	3,213	2,472	4,077	827
10	3,508	2,699	4,451	919
Each Additional Member	+295	+227	+374	+92 ))

EFFECTIVE 10-1-98

<u>Column A</u> <u>Household Size</u>	<u>Column B Maxi-</u> <u>mum Gross</u> <u>Monthly Income</u>	<u>Column C Maximum</u> <u>Net Monthly Income</u>	<u>Column D Maximum</u> <u>Allotment</u>	<u>Column E</u> <u>165% of Poverty</u> <u>Level</u>
1	\$ 873	\$ 671	\$125	\$1,107
2	1,176	905	230	1,492
3	1,479	1,138	329	1,877
4	1,783	1,371	419	2,262
5	2,086	1,605	497	2,647
6	2,389	1,838	597	3,032
7	2,693	2,071	659	3,417
8	2,996	2,305	754	3,802
9	3,300	2,539	848	4,187
10	3,604	2,773	942	4,572
Each Additional Member	+304	+234	+94	+385

**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.

**WSR 99-01-146**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**FISH AND WILDLIFE**

[Order 98-254—Filed December 22, 1998, 11:02 a.m.]

Date of Adoption: December 21, 1998.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-33-01000M; 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: Harvestable numbers of sturgeon are available. Provides opportunity for commercial fishers to harvest a portion of their sturgeon allocation during a time frame that minimizes impacts to salmonids. Rule is consistent with actions of the Columbia River Compact hearing of December 17, 1998. 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: Immediately.

December 21, 1998

Larry W. Peck

Acting Director

NEW SECTION

**WAC 220-33-01000M Columbia River season below Bonneville** Notwithstanding the provision of WAC 220-33-010, and 220-33-020, it is unlawful for a person to take or possess salmon or sturgeon taken for commercial purposes from Columbia River Salmon Management and Catch Reporting Areas 1A, 1B, 1C, 1D, and 1E, except as provided in the following subsections.

AREA: SMCRA 1A, 1B, 1C, 1D, and 1E

SEASON: Noon Monday January 11, 1999 to 6 p.m. Tuesday, January 12, 1999;

Noon Thursday January 14, 1999 to 6 p.m. Friday January 15, 1999;

Noon Monday January 18, 1999 to 6 p.m. Tuesday, January 19, 1999;

Noon Thursday January 21, 1999 to 6 p.m. Friday January 22, 1999;

Noon Monday January 25, 1999 to 6 p.m. Tuesday, January 26, 1999;

Noon Thursday January 28, 1999 to 6 p.m. Friday January 29, 1999;

Noon Monday February 1, 1999 to 6 p.m. Tuesday, February 2, 1999;

Noon Thursday February 4, 1999 to 6 p.m. Friday February 5, 1999;

Noon Monday February 8, 1999 to 6 p.m. Tuesday, February 9, 1999;

Noon Thursday February 11, 1999 to 6 p.m. Friday February 12, 1999.

GEAR: 9 inch minimum mesh and 9-3/4 inch maximum mesh

ALLOWABLE SALE: Salmon and sturgeon

SANCTUARIES: Grays, Elokomin, Cowlitz, Kalama, Lewis, Washougal, and Sandy rivers.

**REPEALER**

The following section of the Washington Administrative Code is repealed effective 6:01 p.m. February 12, 1999:

WAC 220-33-01000M Columbia River season below Bonneville.

**WSR 99-01-153  
EMERGENCY RULES  
DEPARTMENT OF  
FISH AND WILDLIFE**

[Order 98-258—Filed December 22, 1998, 3:49 p.m.]

Date of Adoption: December 22, 1998.

Purpose: Commercial fishing regulations.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-52-07300H; and amending WAC 220-52-073.

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: Harvestable amounts of sea urchins exist in the areas described. Prohibition of all diving within two days of scheduled sea urchin openings discourages the practice of fishing on closed days and hiding the unlawful catch underwater until the legal opening. 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: Immediately.

December 22, 1998

Larry W. Peck

Acting Director

**NEW SECTION**

**WAC 220-52-07300I** Sea urchins Notwithstanding the provisions of WAC 220-52-073, effective immediately until further notice, it is unlawful to take or possess sea urchins taken for commercial purposes except as provided for in this section:

(1) Red sea urchins: Sea Urchin District 4 is open only on December 23 and 24, 1998. It is unlawful to harvest red sea urchins larger or smaller than the following size (size in diameter exclusive of the spines):

(a) District 4 - 3.25 minimum to 5.0 maximum inches.

(2) Green sea urchins: Sea Urchin Districts 1, 2, 3, 4 and Marine Fish/Shellfish Management and Catch Reporting Areas 24A, 24B, 24C, 24D are open only on Mondays, Tuesdays, and Wednesdays of each week and on Thursday, December 24, 1998. The minimum size for green sea urchins is 2.25 inches in diameter exclusive of the spines.

(3) It is unlawful to dive for any purpose from a commercially-licensed fishing vessel, except vessels actively fishing geoducks under contract with the Washington Department of Natural Resources, on Saturdays and Sundays of each week.

(4) The following Sea Urchin district descriptions supercede the descriptions provided in WAC 220-52-073:

(a) Sea Urchin District 1 (Northern San Juan Islands) is defined as Marine Fish-Shellfish Management and Catch Reporting Areas 20A, 20B, and those waters of Area 22A north of a line projected east-west one-quarter mile north of Lime Kiln Light on San Juan Island and west of a line projected true north from Limestone Point on San Juan Island.

(b) Sea Urchin District 2 (Southern San Juans and Port Townsend) is defined as those waters of Marine Fish/Shellfish Management and Catch Reporting Area 22A south of a line projected east-west one-quarter mile north of Lime Kiln Light on San Juan Island and east of a line projected true north from Limestone Point on San Juan Island, and Areas 21A, 21B, 22B, 23A, 23B, 25A, and 25B. The following areas within Sea Urchin District 2 are closed to the harvest of sea urchins when fishing is allowed in Sea Urchin District 2:

(i) Those waters of Haro Strait north of a line projected east-west one-half mile south of Eagle Point on San Juan Island and south of a line projected east-west one-quarter mile north of Lime Kiln Light on San Juan Island.

EMERGENCY



(ii) Those waters of San Juan Channel and Upright Channel within the following lines: north of a line from Cattle Point on San Juan Island to Davis Point on Lopez Island, south of a line projected from Flat Point on Lopez Island true west to Shaw Island, west of a line from Neck Point on Shaw Island to Steep Point on Orcas Island, and south of a line from Steep Point on Orcas Island to Limestone Point on San Juan Island.

(5) All shellfish diver gear rules in WAC 220-52-073 remain in effect.

**REPEALER**

The following section of the Washington Administrative Code is repealed:

WAC 220-52-07300H Sea urchins. (98-251)

**WSR 99-01-162  
EMERGENCY RULES  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**

[Filed December 23, 1998, 10:38 a.m., effective January 1, 1999]

Date of Adoption: December 23, 1998.

Purpose: To adopt new one-person standard for the medically needy standard, effective January 1, 1999.

Citation of Existing Rules Affected by this Order: Amending WAC 388-478-0070 and 388-478-0080.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.057, 74.08.090, and 74.09.500.

Other Authority: Section 1924 (42 U.S.C. 1396R-5).

Under RCW 34.05.350 the agency for good cause finds that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: Implementation of federal increase in standards is required to be effective January 1, 1999, in order to continue receiving federal funds.

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 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 1, Repealed 0.

Effective Date of Rule: January 1, 1999.

December 23, 1998

Marie Myerchin-Redifer, Manager  
Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 98-16-044, filed 7/31/98, effective 9/1/98)

**WAC 388-478-0070 Monthly income and countable resource standards for medically needy and medically indigent (MN and MI) programs.** (1) Beginning January 1, ~~((1998))~~ 1999, the medically needy income level (MNIL) and MI standards ~~((to be applied to a medical assistance unit))~~ are as follows:

(a) One person	<del>\$(524))</del> <u>527</u>
(b) Two persons	\$592
(c) Three persons	\$667
(d) Four persons	\$742
(e) Five persons	\$858
(f) Six persons	\$975
(g) Seven persons	\$1,125
(h) Eight persons	\$1,242
(i) Nine persons	\$1,358
(j) Ten persons and more	\$1,483

(2) ~~((For persons meeting the institutional status requirements of chapter 388-513 WAC, a special MNIL is used. That))~~ The MNIL standard for a person meeting institutional status requirements is in WAC 388-513-1305(2).

(3) ~~((The MN and MI program))~~ Countable resource standards for the MN and MI programs are:

(a) One person	\$2,000
(b) A legally married couple	\$3,000
(c) For each additional family member add	\$50

**AMENDATORY SECTION** (Amending WSR 98-16-044, filed 7/31/98, effective 9/1/98)

**WAC 388-478-0080 SSI-related CNIL medical monthly income and countable resource standards.** (1) The SSI-related CNIL standard is the same as the SSI payment standard based upon the area of the state where the person lives. Area 1 is defined as the following counties: King, Pierce, Snohomish, Thurston and Kitsap. Area 2 is all other counties. The CNIL standards are as follows:

	Area 1	Area 2
(a) Single person	<del>\$(521.00))</del> <u>527.00</u>	<del>\$(500.55))</del> <u>506.55</u>
(b) A legally married couple both eligible	<del>\$(762.00))</del> <u>772.00</u>	<del>\$(741.00))</del> <u>751.00</u>

(2) The resource standards for the SSI-related CN medical program are:

EMERGENCY

- (a) One person \$2,000  
 (b) A legally married couple \$3,000

**WSR 99-01-168**  
**EMERGENCY RULES**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**  
 (Medical Assistance Administration)

[Filed December 23, 1998, 10:45 a.m., effective January 1, 1999]

Date of Adoption: December 23, 1998.

Purpose: This rule adopts changes in the federal standards for increases under spousal impoverishment in resource and income amounts for community spouses; it also adopts changes for the community spouse needs allowance and family needs allowance. Under section 1924(g) of the Social Security Act the new amounts that become effective January 1, 1999, are adopted in this emergency rule.

Citation of Existing Rules Affected by this Order: Amending WAC 388-513-1380.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.057, 74.08.090, 74.09.500, section 1924(g) of the Social Security Act.

Under RCW 34.05.350 the agency for good cause finds that state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this Finding: Federal regulations require this increase in standards to be effective January 1, 1999, in order to continue receiving federal funds.

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 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 1, Repealed 0.

Effective Date of Rule: January 1, 1999.

December 23, 1998

Marie Myerchin-Redifer, Manager  
 Rules and Policies Assistance Unit

**AMENDATORY SECTION** (Amending WSR 98-08-077, filed 3/31/98, effective 4/1/98)

**WAC 388-513-1380 Institutional—Participation—Client share of monthly institutional payments.** This section describes the allocations which can be deducted from the

institutional client's income and excess resources in order to determine the amount available for the client's participation in the cost of care.

(1) The client's excess resources are available to meet the cost of care after the following deductions in this order:

(a) Health insurance and Medicare premiums, deductions, and co-insurance not paid by a third party; and

(b) Noncovered medical bills which are the liability of the client and not paid by a third party.

(2) The allocations used to reduce excess resources under subsection (1) of this section cannot be used to reduce income under subsection (3) of this section.

(3) The client's nonexempt income is available to meet the cost of care after the following deductions in this order:

(a) Deductions described in subsection (3)(a) may not total more than the one-person medically needy income level (MNIL):

(i) A personal needs allowance (PNA) as follows:

(A) One hundred sixty dollars for a veteran living in a Medicaid-certified state veteran's home nursing facility;

(B) Ninety dollars for a single veteran, or widow or widower of a veteran receiving an improved veteran's pension; or

(C) Forty-one dollars and sixty-two cents for all other clients in a medical facility.

(ii) Federal, state, or local income taxes:

(A) Mandatorily withheld from earned or unearned income for income tax purposes before receipt by the client; or

(B) Not covered by withholding, but are owed or have been paid by the client.

(iii) Wages for a client who:

(A) Is SSI-related; and

(B) Receives the wages as part of a department-approved training or rehabilitative program designed to prepare the client for a less restrictive placement. When determining this deduction employment expenses are not deducted.

(iv) Guardianship fees and administrative costs including any attorney fees paid by the guardian, after June 15, 1998, only as allowed by chapter 388-79 WAC.

(b) A monthly needs allowance for the community spouse not to exceed, effective January 1, ~~((1998))~~ 1999, two thousand ~~((nineteen))~~ forty-nine dollars, unless specified in subsection (5) of this section. The monthly needs allowance is:

(i) An amount added to the community spouse's gross income to provide a total of one thousand three hundred fifty-~~((eight))~~ seven dollars;

(ii) Excess shelter expenses as specified under subsection (4) of this section; and

(iii) Allowed only to the extent the client's income is made available to the community spouse.

(c) A monthly maintenance needs amount for each dependent or minor child, dependent parent or dependent sibling:

(i) Residing with the community spouse, equal to one-third of the amount that one thousand three hundred fifty-~~((eight))~~ seven dollars exceeds the family member's income. Child support received from an absent parent is the child's income.

(ii) Not residing with the community spouse, equal to the MNIL for the number of family members in the home less the income of the family members.

(d) Incurred medical expenses, not subject to third-party payment, which are the current liability of the client including:

(i) Health insurance premiums, deductions, and coinsurance amounts; and

(ii) Necessary medical care recognized under state law, but not covered under Medicaid.

(e) Maintenance of the home of a single person or institutionalized couple:

(i) Up to one hundred percent of the one-person federal poverty level per month;

(ii) Limited to a six-month period;

(iii) When a physician has certified that the client is likely to return to the home within the six-month period; and

(iv) When social service staff documents initial need for the income exemption and reviews the person's circumstances after ninety days.

(4) For the purposes of this section, "excess shelter expenses" equal the actual expenses under subsection (4)(a) of this section less the standard shelter allocation under subsection (4)(b) of this section:

(a) Shelter expenses are the actual required maintenance expenses for the community spouse's principal residence for:

(i) Rent;

(ii) Mortgage;

(iii) Taxes and insurance;

(iv) Any maintenance care for a condominium or cooperative; and

(v) The food stamp standard utility allowance, provided the utilities are not included in the maintenance charges for a condominium or cooperative.

(b) The standard shelter allocation is four hundred ~~((eight))~~ seven dollars, effective April 1, ~~((1997))~~ 1998.

(5) The amount the institutional spouse may allocate to the community spouse may be greater than the amount in subsection (3)(b) of this section only when:

(a) A court enters an order against the institutionalized client for the support of the community spouse; or

(b) A hearings officer determines a greater amount is needed because of exceptional circumstances resulting in extreme financial duress.

(6) SSI clients shall continue to receive total payment under 1611 (b)(1) of the Social Security Act for the first three full calendar months of institutionalization in a public or Medicaid-approved medical institution or facility when the:

(a) Stay in the institution or facility is not expected to exceed three months; and

(b) The client plans to return to former living arrangements.



**AGENCY RULES COORDINATORS**

Designations as of 12/24/98

AGENCY	RULES COORDINATOR	PHONE	ADDRESS
Accountancy, Board of	Carey L Rader	(360) 753-2585	P.O. Box 43110 Olympia, WA 98504-3110
Administrative Hearings, Office of	Art Wang	(360) 664-8717	P.O. Box 42488 Olympia, WA 98504-2488
Agriculture, Department of	Dannie M McQueen	(360) 902-1809	P.O. Box 42560 Olympia, WA 98504-2560
Arts Commission	Karen Kamara-Gose	(360) 753-3860	P.O. Box 42675 Olympia, WA 98504-2675
Asian Pacific American Affairs, Commission on	Patricia M Lee	(206) 464-5820	P.O. Box 40925 Olympia, WA 98504-0925
Attorney General's Office	Jane Halligan	(360) 753-6207	P.O. Box 40115 Olympia, WA 98504-0115
Auditor, State	Chuck Pfeil	(360) 753-5273	P.O. Box 40021 Olympia, WA 98504-0021
Bates Technical College	John G Thorpe	(253) 596-1619	1101 South Yakima Avenue Tacoma, WA 98405
Bellevue Community College	Elise Erickson	(425) 641-2301	3000 Landerholm Circle S.E. Bellevue, WA 98007
Bellingham Technical College	Jody McBee	(360) 738-3105 Ext. 334	3028 Lindbergh Avenue Bellingham, WA 98225
Big Bend Community College	Ken Turner	(509) 762-5351	7662 Chanute St. Moses Lake, WA 98837-3299
Blind, Department of Services for the	Bonnie Jindra	(360) 586-0275	P.O. Box 40933 Olympia, WA 98504-0933
Blind, Washington State School for the	Larry W Drotz	(360) 254-9062 Ext. 327	611 Grand Boulevard S26 Vancouver, WA 98661
Building Code Council	Tim Nogler	(360) 753-5927	P.O. Box 48300 Olympia, WA 98504-8300
Cascadia Community College	Linda Taylor	(425) 402-3870	22002 26th Avenue S.E. Bothell, WA 98021
Central Washington University	Jill M Orcutt	(509) 963-2111	400 East 8th Avenue Ellensburg, WA 98926-7502
Centralia College	Stephen L Ward	(360) 736-9391	600 West Locust St. Centralia, WA 98531
Clark College	Janelle K Farley	(360) 992-2101	1800 East McLoughlin Blvd. Vancouver, WA 98663
Clover Park Technical College	Laurie Kaye Clary	(253) 589-5586	4500 Steilacoom Blvd. S.W. Lakewood, WA 98499-4098
Code Reviser's Office	Kerry Radcliff	(360) 786-6697	P.O. Box 40551 Olympia, WA 98504-0551
Columbia Basin College	Louise Meyers	(509) 547-0511 Ext. 202	2600 North 20th Avenue Pasco, WA 99301
Columbia River Gorge Commission	Jan Brending	(509) 493-3323	P.O. Box 730 White Salmon, WA 98672
Community and Technical Colleges, State Board for	Claire Krueger	(360) 753-7413	P.O. Box 42495 Olympia, WA 98504-2495

MISC.

Washington State Register, Issue 99-01

AGENCY	RULES COORDINATOR	PHONE	ADDRESS
Community Economic Revitalization Board	Kate Engle	(360) 586-0657	P.O. Box 48300 Olympia, WA 98504-8300
Community, Trade and Economic Development, Department of	Jean Ameluxen	(360) 753-2227	P.O. Box 48300 Olympia, WA 98504-8300
Conservation Commission	Robert P Bottman	(360) 459-6229	P.O. Box 47721 Olympia, WA 98504-7721
Corrections, Department of	Kay Wilson-Kirby	(360) 753-5770	P.O. Box 41114 Olympia, WA 98504-1114
County Road Administration Board	Karen Pendleton	(360) 753-5989	P.O. Box 40913 Olympia, WA 98504-0913
Criminal Justice Training Commission	Darlene Tangedahl	(360) 459-6342	P.O. Box 40905 Olympia, WA 98504-0905
Deaf, Washington State School for the	Larry W Drotz	(360) 254-9062 Ext. 327	611 Grand Boulevard S26 Vancouver, WA 98661
Deferred Compensation, Committee for	Anne Holdren	(360) 753-1829	P.O. Box 40931 Olympia, WA 98504-0931
Eastern Washington State Historical Society	Glenn Mason	(509) 456-3932	2316 West First Avenue Spokane, WA 99204
Eastern Washington University	Judith Penrod Siminoe	(360) 359-2371	526 5th St., MS 130 Cheney, WA 99004
Ecology, Department of	Jerry Thielen	(360) 407-7551	P.O. Box 47600 Olympia, WA 98504-7600
Edmonds Community College	Barbara Patterson	(425) 640-1535	20000 68th Avenue West Lynnwood, WA 98036
Education, State Board of	Larry Davis	(360) 753-6715	P.O. Box 47206 Olympia, WA 98504-7206
Employment Security Department	Barney Hilliard	(360) 438-4011	P.O. Box 9046 Olympia, WA 98507-9046
Energy Facility Site Evaluation Council	David W Sjoding	(360) 956-2004	P.O. Box 43172 Olympia, WA 98504-3172
Environmental Hearings Office	Suzanne Skinner	(360) 459-6327	P.O. Box 40903 Olympia, WA 98504-0903
Everett Community College	Juli Boyington	(425) 388-9202	801 Wetmore Avenue Everett, WA 98201-1327
Evergreen State College, The	Lee Hoemann	(360) 866-6000 Ext. 6116	TA00 Olympia, WA 98505
Executive Ethics Board	Margaret A Grimaldi	(360) 664-0871	P.O. Box 40100 Olympia, WA 98504-0100
Financial Institutions, Department of	Susan Putzier	(360) 664-3508	P.O. Box 41200 Olympia, WA 98504-1200
Financial Management, Office of	Lynne McQuire	(360) 902-0581	P.O. Box 43113 Olympia, WA 98504-3113
Fish and Wildlife, Department of	Evan Jacoby	(360) 902-2930	P.O. Box 43147 Olympia, WA 98504-3147
Forensic Investigations Council	Darrell K Russell	(360) 753-2175	206 10th Avenue S.E. Olympia, WA 98501
Forest Practices Board	Judith M Holter	(360) 902-1412	P.O. Box 47012 Olympia, WA 98504-7012

MISC.

Washington State Register, Issue 99-01

AGENCY	RULES COORDINATOR	PHONE	ADDRESS
Gambling Commission	Susan Arland	(360) 438-7654 Ext. 374	P.O. Box 42400 Olympia, WA 98504-2400
General Administration, Department of	Cindy Runger	(360) 902-7208	P.O. Box 41000 Olympia, WA 98504-1000
Grays Harbor College	Sandy Zelasko	(360) 538-4000	1620 Edward P. Smith Drive Aberdeen, WA 98520-7599
Green River Community College	Clark Townsend	(253) 288-3330	12401 S.E. 320th St. Auburn, WA
Growth Management Hearings Boards	William Nielson	(360) 664-8966	P.O. Box 40953 Olympia, WA 98504-0953
Health Care Authority	Elin Meyer	(360) 923-2801	P.O. Box 42705 Olympia, WA 98504-2705
Health Care Policy Board	Duane Thurman	(360) 407-0039	P.O. Box 41185 Olympia, WA 98504-1185
Health, Department of	Michele Davis	(360) 236-4044	P.O. Box 47890 Olympia, WA 98504-7890
Higher Education Coordinating Board	Belma Villa	(360) 753-7810	P.O. Box 43430 Olympia, WA 98504-3430
Highline Community College	President's Office	(206) 878-3710	P.O. Box 98000 Des Moines, WA 98198-9800
Hispanic Affairs, Commission on	Jaime E Gallardo	(360) 753-3159	P.O. Box 40924 Olympia, WA 98504-0924
Horse Racing Commission	Patty Sorby	(360) 459-6462	P.O. Box 40906 Olympia, WA 98504-0906
Human Rights Commission	Jean A Ciallella	(360) 753-4876	P.O. Box 42490 Olympia, WA 98504-2490
Indeterminate Sentence Review Board	Dennis Marsh	(360) 493-9271	P.O. Box 40907 Olympia, WA 98504-0907
Industrial Insurance Appeals, Board of	Patricia B Latsch	(360) 753-9646	P.O. Box 42401 Olympia, WA 98504-2401
Information Services, Department of	Carrie Tellefson	(360) 902-3510	P.O. Box 42445 Olympia, WA 98504-2445
Insurance Commissioner's Office	Jon Hedegard	(360) 407-0728	P.O. Box 40256 Olympia, WA 98506
Investment Board, State	Helen Small	(360) 664-8907	P.O. Box 40916 Olympia, WA 98504-0916
Jail Industries Board	Jill Will	(360) 586-1534	P.O. Box 40952 Olympia, WA 98504-0952
Judicial Conduct, Commission on	David Akana	(360) 753-4585	P.O. Box 40928 Olympia, WA 98504-0928
Labor and Industries, Department of	Selwyn S.C. Walters	(360) 902-4206	P.O. Box 44001 Olympia, WA 98504-4001
Library, Washington State	Gail Lincoln	(360) 753-2914	P.O. Box 42464 Olympia, WA 98504-2464
Licensing, Department of	Walt Fahrer	(360) 902-3640	P.O. Box 48016 Olympia, WA 98504-8016
Liquor Control Board	Teresa Berntsen	(360) 586-1641	P.O. Box 43080 Olympia, WA 98504-3080
Lottery Commission	Mary Jane Ferguson	(360) 753-1947	P.O. Box 43025 Olympia, WA 98504-3025

Washington State Register, Issue 99-01

AGENCY	RULES COORDINATOR	PHONE	ADDRESS
Lower Columbia College	Linda Peck	(360) 577-2322	P.O. Box 3010 Longview, WA 98632-0310
Marine Employees' Commission	Janis Lien	(360) 586-6354	P.O. Box 40902 Olympia, WA 98504-0902
Marine Safety, Office of	Jeff Fishel	(360) 664-9124	P.O. Box 42407 Olympia, WA 98504-2407
Military Department	Linda Burton-Ramsey	(360) 923-4501	P.O. Box 40955 Olympia, WA 98504-0955
Minority and Women's Business Enterprises, Office of	Juan Huey-Ray	(360) 586-1228	P.O. Box 41160 Olympia, WA 98504-1160
Natural Resources, Department of	Dave Dietzman	(360) 902-1600	P.O. Box 47015 Olympia, WA 98504-7015
Olympic College	Donna M Allen Ed.D.	(360) 478-4544	1600 Chester Avenue Bremerton, WA 98310-1699
Outdoor Recreation, Interagency Committee for	Greg Lovelady	(360) 902-3008	P.O. Box 40917 Olympia, WA 98504-0917
Parks and Recreation Commission	Jim French	(360) 902-8615	P.O. Box 42650 Olympia, WA 98504-2650
Peninsula College	Bonnie Cauffman	(360) 452-9277 Ext. 228	1502 East Lauridsen Blvd. Port Angeles, WA 98362
Personnel Appeals Board	Kenneth J Latsch	(360) 664-0373	P.O. Box 40911 Olympia, WA 98504-0911
Personnel, Department of	Rhonda Skinner	(360) 753-2701	P.O. Box 47500 Olympia, WA 98504-7500
Pierce College	Debra Overby	(253) 964-6634	9401 Farwest Drive S.W. Lakewood, WA 98498-1999
Pilotage Commissioners, Board of	Peggy Larson	(206) 515-3904	801 Alaskan Way, Pier 52 Seattle, WA 98104-1487
Pollution Liability Insurance Agency	Terry Taylor	(360) 586-5997	P.O. Box 40930 Olympia, WA 98504-0930
Productivity Board	Linda L Mackintosh	(360) 586-8407	P.O. Box 40244 Olympia, WA 98504-0244
Public Disclosure Commission	Karen M Copeland	(360) 753-1111	P.O. Box 40908 Olympia, WA 98504-0908
Public Employment Relations Commission	Mark S Downing	(360) 753-2955	P.O. Box 40919 Olympia, WA 98504-0919
Public Instruction, Superintendent of	Melinda Brown	(360) 753-2298	P.O. Box 47200 Olympia, WA 98504-7200
Public Works Board	Pete A Butkus	(360) 586-7186	P.O. Box 48319 Olympia, WA 98504-8319
Puget Sound Water Quality Authority	Duane Fagergren	(360) 407-7303	P.O. Box 40900 Olympia, WA 98504-0900
Renton Technical College	Gary Koppang	(425) 235-2352	3000 N.E. Fourth St. Renton, WA 98056-4195
Retirement Systems, Department of	Elyette Weinstein	(360) 709-4747	P.O. Box 48380 Olympia, WA 98504-8380
Revenue, Department of	Alan Lynn	(360) 586-9040	P.O. Box 47467 Olympia, WA 98504-7467
Seattle Community Colleges	James E Christiansen	(206) 587-4160	1500 Harvard Seattle, WA 98122

MISC.



Washington State Register, Issue 99-01

AGENCY	RULES COORDINATOR	PHONE	ADDRESS
Shoreline Community College	Charles Whiteside	(206) 546-4694	16101 Greenwood Avenue N. Seattle, WA 98133
Skagit Valley College	Donna L Larsen	(360) 416-7600	2405 E. College Way Mt. Vernon, WA 98273
Social and Health Services, Department of	Paige G Wall	(360) 902-7540	P.O. Box 45850 Olympia, WA 98504-5850
South Puget Sound Community College	Patty Pynch	(360) 754-7711 Ext. 202	2011 Mottman Road S.W. Olympia, WA 98502
Spokane, Community Colleges of	Geoffrey J Eng	(509) 536-7413	North 2000 Greene St., MS 100 Spokane, WA 99207-5499
Tacoma Community College	Irene Hardy	(253) 566-5101	5900 South 12th St., Bldg. 13 Tacoma, WA 98465
Tax Appeals, Board of	Richard A Virant	(360) 753-5446	P.O. Box 40915 Olympia, WA 98504-0915
Traffic Safety Commission	Angie Smith	(360) 753-6197	P.O. Box 40944 Olympia, WA 98504-0944
Transportation Improvement Board	Donna Laing	(360) 753-7198	P.O. Box 40901 Olympia, WA 98504-0901
Transportation, Department of	Bill Richeson	(360) 705-7761	P.O. Box 47410 Olympia, WA 98504-7410
Treasurer, Office of the State	Kay L King	(360) 586-4634	P.O. Box 40200 Olympia, WA 98504-0200
University of Washington	Rebecca Goodwin-Dear- dorff	(206) 543-9199	4014 University Way N.E. Seattle, WA 98105-6203
Utilities and Transportation Commission	Robert Wallis	(360) 664-1142	P.O. Box 47250 Olympia, WA 98504-7250
Veterans Affairs, Department of	Glenda Vick	(360) 709-5232	P.O. Box 41150 Olympia, WA 98504-1150
Volunteer Firefighters, Board for	Joseph Faubion	(360) 753-7318	P.O. Box 40945 Olympia, WA 98504-0945
Walla Walla Community College	Irma Leonetti	(509) 527-4274	500 Tausick Way Walla Walla, WA 99362-9267
Washington State Patrol	Kendra L Hensley	(360) 753-0678	P.O. Box 42602 Olympia, WA 98504-2602
Washington State University	Richard L Hutchinson	(509) 335-5524	French 432 Pullman, WA 99164-1045
Wenatche Valley College	Anna Pieratt	(509) 664-2553	1300 Fifth St. Wenatchee, WA 98801
Western Washington University	Gloria McDonald	(360) 650-3968	103 East Holly Bellingham, WA 98225-4728
Whatcom Community College	Cliff Baacke	(360) 676-2170	237 West Kellogg Road Bellingham, WA 98226
Workforce Training and Educa- tion Coordinating Board	'cita Waller	(360) 753-5673	P.O. Box 43105 Olympia, WA 98504-3105
Yakima Valley Community College	Suzanne West	(509) 574-4635	P.O. Box 1647 Yakima, WA 98907-1647

MISC.

**WSR 98-23-003  
RULES REVIEW PLAN  
INSURANCE COMMISSIONER'S OFFICE**

[Filed November 4, 1998, 3:35 p.m.]

**Reviser's note:** The following Rules Review Plan has been electronically generated directly from the agency and has not been through the usual editing and proofing processes.

**REVIEW OF TITLE 284 WAC**

by

**INSURANCE COMMISSIONER DEBORAH SENN**

**October, 1998**

**Submitted by**

**Jon Hedegard, Rules Coordinator**

Insurance Commissioner Deborah Senn began implementation of the Regulatory Improvement process. The first phase of the process was to solicit internal and external recommendations on each section of Title 284 WAC. The second phase was to begin an in-depth review of each section. Each section is closely scrutinized. If changes or repeal is desired, the rule-making process is begun. In addition to the review of rules, Commissioner Senn has also withdrawn 103 Bulletins, Technical Assistance Advisories and other guidance documents.

**RULES**

Total number of rule sections:	785
Preliminary rule review recommendation submitted October, 1997	
Possible Repeal:	48
Possible Amend:	241
No Change:	496

Sections Reviewed and Rule-making completed upon through October 1998:

Total:	154
Repealed:	45
Amended:	53
No Change:	56

Sections currently filed in the Rule-making process:

Total:	139
--------	-----

**BULLETINS & ADVISORIES**

Preliminary bulletin review recommendation	
Total number:	166
Possible Withdraw:	103
Possible Re-issue:	23
No Change	40
Bulletins Withdraws:	103
Bulletins Re-issued:	0 (to date)

**Areas of Review**

The review of the Rates and Contracts chapters is on-going. Numerous chapters have been all or partially completed. Included in this are of review are WAC chapters: 284-05, 284-10, 284-19, 284-20, 284-21, 284-23, 284-34, 384-43, 284-44, 284-46, 284-49, 284-50, 284-51, 284-52, 284-53, 284-54, 284-55, 284-58, 284-60, 284-66, 284-84 and 284-85. These twenty-two chapters include 402 of the 785 sections in Title 284 WAC.

After the conclusion of the Rates and Contracts review, the next subjects will include Unfair Practices (Chapters 284-30 and 284-95 WAC) and Company Supervision and Examinations (Chapters 284-07, 284-13, 284-16, 284-18, 284-26, 284-28, 284-36, 284-92 WAC).

**Involvement by Interested Parties**

Any person interested in providing comments on any rule in Title 284 WAC or any Bulletin or Technical Assistance Advisory is urged to provide their comments in writing. Comments may be made:

- 1) Via the Commissioner's website (<http://www.wa.gov/ins>)
- 2) Mailed to Kacy Brandeberry, P.O. Box 40256, Olympia, WA 98504-0256
- 3) E-mailed (Kacyb@oicwa.gov)
- 4) Faxed (360/407-0186)

Interested persons may call Kacy at 360/407-0729 for further information on the Regulatory Improvement process or with any other questions regarding the rule-making by Commissioner Senn.

**The Regulatory Improvement Plan**

The Commissioner's plan to review the rules in Title 284 WAC is available via the website (<http://www.wa.gov/ins>). The plan will be updated soon to reflect changes in personnel but the objectives, standards, and overall time-lines remain a top priority for Commissioner Senn.

**Examples of Regulatory Improvement**

One section that was repealed, WAC 284-17-135, required some prospective licensees to wait a year before retaking a failed exam. The reason was to eliminate the potential for memorization of a limited amount of potential questions. This reason was no longer appropriate, the pool of questions has grown tremendously and is more random due to computerization. Since the basis for the rule no longer existed, the rule was repealed as unnecessary.

In the initial review, it was noted that changes would likely be desired in Chapter 284-19, the chapter is titled the "Washington essential property insurance inspection and placement program." The chapter had not been amended in 29 years, language had become archaic and provisions had become outdated. Initially, there was some external reluctance to making any changes. Staff from the Insurance Commissioner's Office worked with affected parties and ended up repealing one and amending seventeen of the nineteen sections in the chapter. The chapter is clearer, more concise, and

MISC.

more effective. The process and the changes earned the praise of the affected parties.

## ATTACHMENT

An inventory of all sections of Title 284 is shown below. This includes various the initial projected review time-tables and the final action for sections that have completed the review.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-02 WAC	284-02-010	Authority of insurance commissioner	R	48.02.060, 34.05.220(1)(b)	12/99	N	
284-02 WAC	284-02-020	Organization and operations	R	48.02.060, 34.05.220(1)(b)	12/99	N	
284-02 WAC	284-02-030	Obtaining service of process over foreign and alien insurers	R	48.02.060, 34.05.220(1)(b)	12/99	N	
284-02 WAC	284-02-040	Applying for a license as agent, adjuster, broker or solicitor	R	48.02.060, 34.05.220(1)(b)	12/99	N	
284-02 WAC	284-02-050	Application or admission as an authorized insurer, fraternal benefit society, health care service contractor, health maintenance organization, or viatical settlement provider	R	48.02.060, 34.05.220(1)(b)	12/99	N	
284-02 WAC	284-02-060	Filing a complaint against a company, agent, broker, solicitor, or adjuster	R	48.02.060, 34.05.220(1)(b)	12/99	N	
284-02 WAC	284-02-070	Hearings of the insurance commissioner	R	48.02.060, 34.05.220(1)(b)	12/99	N	
284-02 WAC	284-02-080	Publications and information available	R	48.02.060, 34.05.220(1)(b)	12/99	N	
284-02 WAC	284-02-090	Public access to information and records	R	48.02.060, 34.05.220	12/99	N	
284-02 WAC	284-02-100	Petition for adoption, amendment, or repeal of rules	R	48.02.060, 34.05.220	12/99	N	
284-03 WAC	284-03-010	Purpose	R	48.02.060, 34.05.220	12/99	N	
284-03 WAC	284-03-020	Definitions	R	48.02.060, 34.05.220	12/99	N	
284-03 WAC	284-03-030	Functions-Organization-Administration	R	48.02.060, 34.05.220	12/99	N	
284-03 WAC	284-03-040	Public records available	R	48.02.060, 34.05.220	12/99	N	
284-03 WAC	284-03-050	Public records officer	R	48.02.060, 34.05.220	12/99	N	
284-03 WAC	284-03-060	Records index	R	48.02.060, 48.02.160, 42.17.200, 34.05.220	12/99	N	
284-03 WAC	284-03-070	Office hours	R	48.02.060, 34.05.220	12/99	N	
284-03 WAC	284-03-080	Requests for public records	R	48.02.060, 34.05.220	12/99	N	
284-03 WAC	284-03-090	Copying fees	R	42.17.250, 42.17.300	12/99	N	
284-03 WAC	284-03-100	Exemptions	R	48.02.060, 34.05.220	12/99	N	
284-03 WAC	284-03-110	Review of denials of public records requests	R	48.02.060, 34.05.220	12/99	N	
284-03 WAC	284-03-120	Protection of public records	R	48.02.060, 34.05.220	12/99	N	
284-03 WAC	284-03-130	Consumer complaints and inquiries	R	48.02.060, 34.05.220	12/99	N	
284-03 WAC	284-03-140	Adoption of forms	R	48.02.060, 34.05.220	12/99	N	
284-03 WAC	284-03-990	Form 276-1-Request for inspection of records	R	48.02.060, 34.05.220	12/99	N	
284-03 WAC	284-03-991	Form 276-2-Request for photocopy of record(s)	R	48.02.060, 34.05.220	12/99	N	
284-05 WAC	284-05-010	Title	R	48.02.060	12/99	N	Retained 5/98
284-05 WAC	284-05-020	Purpose	R	48.02.060	12/99	N	Retained 5/98
284-05 WAC	284-05-030	Scope	R	48.02.060	12/99	N	Retained 5/98
284-05 WAC	284-05-040	Restriction on signing as actuary	R	48.02.060	12/99	N	A 5/98

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-05 WAC	284-05-050	Actuarial representation	R	48.02.060	12/99	N	Retained 5/98
284-05 WAC	284-05-060	Qualified actuary defined	R	48.02.060	12/99	N	A 5/98
284-05 WAC	284-05-070	Effective date	R	48.02.060	12/99	N	R 5/98
284-07 WAC	284-07-010	Special liability insurance report required annually	R	48.02.060, 48.05.390	04/99	N	
284-07 WAC	284-07-050	Annual statement instructions	R	48.02, 48.44.050, 48.46.200	04/99	N	
284-07 WAC	284-07-060	Statement of actuarial opinion	R	48.02, 48.43.140, 48.44.050, 48.46.200	04/99	N	
284-07 WAC	284-07-070	Statements to be filed in electronic form	R	48.02, 48.44.050, 48.46.200	04/99	N	
284-07 WAC	284-07-100	Purpose and scope	R	48.02, 48.43.140, 48.44.050, 48.46.200	04/99	N	
284-07 WAC	284-07-110	Definitions	R	48.02, 48.43.140, 48.44.050, 48.46.200	04/99	N	
284-07 WAC	284-07-120	Filing and extensions for filing of annual audited financial reports	R	48.02.060	04/99	N	
284-07 WAC	284-07-130	Contents of annual audited financial report	R	48.02, 48.43.140, 48.44.050, 48.46.200	04/99	N	
284-07 WAC	284-07-140	Designation of independent certified public accountant	R	48.02, 48.43.140, 48.44.050, 48.46.200	04/99	N	
284-07 WAC	284-07-150	Qualifications of independent certified public accountant	R	48.02.060	04/99	N	
284-07 WAC	284-07-160	Consolidated or combined audits		48.02.060	04/99	N	
284-07 WAC	284-07-170	Scope of examination and report of independent certified public accountant		48.02.060	04/99	N	
284-07 WAC	284-07-180	Notification of adverse financial condition	R	48.02, 48.43.140, 48.44.050, 48.46.200	04/99	N	
284-07 WAC	284-07-190	Report on significant deficiencies internal controls	R	48.02.060	04/99	N	
284-07 WAC	284-07-200	Accountant's letter of qualifications	R	48.02.060	04/99	N	
284-07 WAC	284-07-210	Definition, availability, and maintenance of CPA workpapers	R	48.02.060	04/99	N	
284-07 WAC	284-07-220	Exemptions and effective dates	R	48.02, 48.43.140, 48.44.050, 48.46.200	04/99	N	
284-07 WAC	284-07-230	Canadian and British companies	R	48.02.060	04/99	N	
284-07 WAC	284-07-310	Purpose	R	48.02.060, 48.74.025, 48.36A.250, 48.36A.260	04/99	N	
284-07 WAC	284-07-320	Authority	R	48.02.060, 48.74.025, 48.36A.250, 48.36A.260	04/99	N	
284-07 WAC	284-07-330	Scope	R	48.02.060, 48.74.025, 48.36A.250, 48.36A.260	04/99	N	
284-07 WAC	284-07-340	Definitions	R	48.02.060, 48.74.025, 48.36A.250, 48.36A.260	04/99	N	
284-07 WAC	284-07-350	General requirements	R	48.02.060, 48.74.025, 48.36A.250, 48.36A.260	04/99	N	
284-07 WAC	284-07-360	Required opinions	R	48.02.060, 48.74.025, 48.36A.250, 48.36A.260	04/99	N	
284-07 WAC	284-07-370	Statement of actuarial opinion not including an asset adequacy analysis	R	48.02.060, 48.74.025, 48.36A.250, 48.36A.260	04/99	N	
284-07 WAC	284-07-380	Statement of actuarial opinion based on an asset adequacy analysis	R	48.02.060, 48.74.025, 48.36A.250, 48.36A.260	04/99	N	
284-07 WAC	284-07-390	Description of actuarial memorandum including an asset adequacy analysis	R	48.02.060, 48.74.025, 48.36A.250, 48.36A.260	04/99	N	

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-07 WAC	284-07-400	Additional considerations for analysis	R	48.02.060, 48.74.025, 48.36A.250, 48.36A.260	04/99	N	
284-10 WAC	284-10-010	Purpose, intent, and authority	R	repealed	10/97	N	R 1/98
284-10 WAC	284-10-015	Scope and applicability	R	repealed	10/97	N	R 1/98
284-10 WAC	284-10-020	Definitions	R	repealed	10/97	N	R 1/98
284-10 WAC	284-10-030	Portability of health insurance benefits	R	repealed	10/97	N	R 1/98
284-10 WAC	284-10-050	Restrictions on the denial, exclusion, or limitation of health benefits for preexisting conditions	R	repealed	10/97	N	R 1/98
284-10 WAC	284-10-060	Guaranteed renewability-Health insurance. Purpose, intent, and authority	R	repealed	10/97	N	R 1/98
284-10 WAC	284-10-070	Certification of withdrawal from the market and exemption from short-term reform rules	R	repealed	10/97	N	R 1/98
284-10 WAC	284-10-090	Severability provision	R	repealed	10/97	N	R 1/98
284-10 WAC	284-10-140	Recognizing the exercise of conscience by purchasers of basic health plan services and ensuring access for all enrollees to such services	R	repealed	10/97	N	R 1/98
284-12 WAC	284-12-080	Requirements for separate accounts	R	48.02.060, 48.30.010, 48.17.480, 48.17.600	12/99	N	
284-12 WAC	284-12-090	When general agency may accept applications from nonappointed agents	R	48.02.060(3), 48.17.500(3)	12/99	N	
284-12 WAC	284-12-095	Unfair practice with respect to use of general agent defined	R	48.02.060, 48.05.310, 48.30.010, 48.15.080	12/99	N	
284-12 WAC	284-12-110	Identification of agent or solicitor to prospective insured	R	48.02.060	12/99	N	
284-12 WAC	284-12-200	Operating in this state	R	48.02.060	12/99	N	
284-12 WAC	284-12-210	Affiliates	R	48.02.060	12/99	N	
284-12 WAC	284-12-220	Licensed in this state	R	48.02.060	12/99	N	
284-12 WAC	284-12-230	Notification of appointment	R	48.02.060	12/99	N	
284-12 WAC	284-12-250	Employee	R	48.02.060	12/99	N	
284-12 WAC	284-12-260	Form of financial statements	R	48.02.060	12/99	N	
284-12 WAC	284-12-270	Expiration and renewal of appointments	R	48.010.030, 48.02.060 (3), 48.17.500(3)	12/99	N	
284-12 WAC	284-12-280	Claim thresholds	R	48.02.060	12/99	N	
284-13 WAC	284-13-160	Definition of "earned surplus"	R	48.02.060, 48.05.250, 48.05.400	04/99	N	
284-13 WAC	284-13-210	Valuation of bonds	R	48.02.060, 48.12.180, 48.12.190, 48.12.200	04/99	N	
284-13 WAC	284-13-220	Valuation of other securities	R	48.02.060, 48.12.180, 48.12.190, 48.12.200	04/99	N	
284-13 WAC	284-13-280	Real estate appraisals	R	48.06.060	04/99	N	
284-13 WAC	284-13-500	Purpose	R	48.02.060, 48.12.160	04/99	N	
284-13 WAC	284-13-505	Actual reinsurance	R	48.02.060, 48.12.160	04/99	N	
284-13 WAC	284-13-510	Credit of reinsurance-Reinsurer holding certificate of authority in this state	R	48.02.060, 48.12.160	04/99	N	
284-13 WAC	284-13-515	Qualified United States financial institution	R	48.02.060, 48.12.160	04/99	N	
284-13 WAC	284-13-520	Credit for reinsurance-Certain reinsurers maintaining trust funds	R	48.02.060, 48.12.160	04/99	N	

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-13 WAC	284-13-530	Credit for reinsurance—Certain alien reinsurers maintaining trust funds	R	48.02.060, 48.12.160	04/99	N	
284-13 WAC	284-13-535	Trust fund requirements	R	48.02.060, 48.12.160	04/99	N	
284-13 WAC	284-13-540	Credit for reinsurance ceded to an assuming insurer that does not have a certificate of authority	R	48.02.060, 48.12.160	04/99	N	
284-13 WAC	284-13-550	Trust agreements qualified under WAC 284-13-540	R	48.02.060, 48.12.160	04/99	N	
284-13 WAC	284-13-560	Letters of credit qualified under WAC 284-13-540	R	48.02.060, 48.12.160	04/99	N	
284-13 WAC	284-13-570	Other security	R	48.02.060, 48.12.160	04/99	N	
284-13 WAC	284-13-580	Reinsurance contract	R	48.02.060, 48.12.160	04/99	N	
284-13 WAC	284-13-590	Contracts affected	R	48.02.060, 48.12.160	04/99	N	
284-13 WAC	284-13-595	Form AR-1	R	48.02.060, 48.12.160	04/99	N	
284-13 WAC	284-13-700	Definitions	R	48.02.060	04/99	N	
284-13 WAC	284-13-710	Applications for license	R	48.02.060	04/99	N	
284-13 WAC	284-13-720	Financial statement for reinsurance intermediary-manager	R	48.02.060	04/99	N	
284-13 WAC	284-13-730	Submission and approval of contracts between reinsurers and reinsurance intermediary-Managers	R	48.02.060	04/99	N	
284-13 WAC	284-13-740	Reporting of claims	R	48.02.060	04/99	N	
284-13 WAC	284-13-850	Scope	R	48.02.060, 48.05.250, 48.05.400	04/99	N	
284-13 WAC	284-13-855	Accounting requirements	R	48.02.060, 48.05.250, 48.05.400	04/99	N	
284-13 WAC	284-13-860	Written agreements	R	48.02.060, 48.05.250, 48.05.400	04/99	N	
284-13 WAC	284-13-863	Existing agreements	R	48.02.060, 48.05.250, 48.05.400	04/99	N	
284-15 WAC	284-15-010	Brokers-Surplus line-Qualifications and examination	R	48.02.060	12/99	N	
284-15 WAC	284-15-020	Surplus line broker-Solvent insurer required	R	48.02.060	12/99	N	
284-15 WAC	284-15-030	Surplus line brokers' form to be filed-Contract stamp to be used	R	48.02.060	12/99	N	
284-15 WAC	284-15-040	Form for surplus line insurer to designate person to receive legal process	R	48.02.060	12/99	N	
284-15 WAC	284-15-050	Surplus line-Waiver of financial requirements	R	48.02.060	12/99	N	
284-15 WAC	284-15-080	Relationship between surplus line broker and insurance agent	R	48.02.060, 48.05.310, 48.30.010, 48.15.080	12/99	N	
284-15 WAC	284-15-090	Financial requirements for unauthorized foreign and alien insurers increased	R	48.02.060, 48.92.140	12/99	N	
284-15 WAC	284-15-100	Surplus lines limited broker	R	48.02.060, 48.92.140	12/99	N	
284-16 WAC	284-16-030	Title insurers-Defining "complete set of tract indexes."	R	48.02.060	04/99	N	
284-16 WAC	284-16-100	Investments-Encumbrance-Interpretation of RCW 48.13.140	R	48.02.060	04/99	N	
284-16 WAC	284-16-110	F.H.A. mortgage loans and investments	R	48.02.060	04/99	N	
284-16 WAC	284-16-150	Purpose	R	48.02.060, 48.12.180	04/99	N	
284-16 WAC	284-16-160	Definitions	R	48.02.060, 48.12.180	04/99	N	
284-16 WAC	284-16-170	Usual valuation of stock of a subsidiary	R	48.02.060, 48.12.180	04/99	N	

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-16 WAC	284-16-180	Other methods of valuing stock of a subsidiary	R	48.02.060, 48.12.180	04/99	N	
284-16 WAC	284-16-190	Limitation on values	R	48.02.060, 48.12.180	04/99	N	
284-16 WAC	284-16-200	Additional provisions	R	48.02.060, 48.12.180	04/99	N	
284-16 WAC	284-16-210	Adjustment procedure	R	48.02.060, 48.12.180	04/99	N	
284-16 WAC	284-16-220	Cumulative limitations	R	48.02.060, 48.12.180	04/99	N	
284-16 WAC	284-16-300	Purpose	R	48.02.060, 48.03.030, 48.31.030	04/99	N	
284-16 WAC	284-16-310	Standards	R	48.02.060, 48.03.030, 48.31.030	04/99	N	
284-16 WAC	284-16-320	Manner in which commissioner will exercise authority	R	48.02.060, 48.03.030, 48.31.030	04/99	N	
284-16 WAC	284-16-400	Title and scope	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-16 WAC	284-16-410	Definitions	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-16 WAC	284-16-420	Reserves in excess of minimum reserve standards	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-16 WAC	284-16-430	Prospective gross premium valuation	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-16 WAC	284-16-440	General claim reserve requirements	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-16 WAC	284-16-450	Minimum standards for claim reserves	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-16 WAC	284-16-460	Premium reserves	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-16 WAC	284-16-470	Contract reserves	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-16 WAC	284-16-480	Determination of adequacy	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-16 WAC	284-16-490	Reinsurance	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-16 WAC	284-16-500	Specific minimum morbidity standards for individual disability contracts	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-16 WAC	284-16-510	Specific minimum morbidity standards for group disability contracts	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-16 WAC	284-16-520	Specific standards for interest	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-16 WAC	284-16-530	Specific standards for mortality	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-16 WAC	284-16-540	Reserves for waiver of premium	R	48.02.060, 48.12.030, 48.12.060	04/99	N	
284-17 WAC	284-17-120	Examination procedures for agents, solicitors and adjusters	R	48.02.060(3), 48.17.150(2), 48.17.160(1)(5), 48.17.500(3)	12/99	N	
284-17 WAC	284-17-121	Qualifications of agents of insurers authorized to transact more than one line of insurance-Exceptions	R	48.02.060, 48.17.150(2), 48.17.500	12/99	N	
284-17 WAC	284-17-122	Nonresident agent, broker, or adjuster's licenses	R	48.02.060	12/99	N	
284-17 WAC	284-17-123	Adjuster's licenses	R	48.02.060	12/99	N	
284-17 WAC	284-17-125	Prohibited acts or practices by license examinees	R	48.02.060	12/99	N	
284-17 WAC	284-17-130	Prerequisites to admittance to examination	R	48.02.060	12/99	N	
284-17 WAC	284-17-135	Reexamination after failure to pass	R	48.02.060	12/99	N	R 2/98

WAC Chapters or Documents	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-17 WAC	284-17-175	Education referrals	R	48.02.060	12/99	N	
284-17 WAC	284-17-200	Purpose	R	48.02.060	12/99	N	
284-17 WAC	284-17-210	Definitions	R	48.02.060	12/99	N	
284-17 WAC	284-17-220	Continuing education requirement	R	48.02.060, 48.17.150, 48.20.450, 48.85.030,	12/99	N	A 5/98
284-17 WAC	284-17-230	Eligible courses-Advance approval required	R	48.02.060	12/99	N	
284-17 WAC	284-17-235	Exception to the advanced approval requirement	R	48.02.060	12/99	N	
284-17 WAC	284-17-240	Courses specifically approved	R	48.17.150	12/99	N	
284-17 WAC	284-17-250	Courses conducted by self-certifying organizations	R	48.02.060(3), 48.17.150(2), 48.17.160(1)(5), 48.17.500(3)	12/99	N	
284-17 WAC	284-17-260	Courses individually approved	R	48.02.060(3), 48.17.150(2), 48.17.160(1)(5), 48.17.500(3)	12/99	N	
284-17 WAC	284-17-270	Credit for courses	R	48.02.060	12/99	N	
284-17 WAC	284-17-275	Courses not approved	R	48.02.060	12/99	N	
284-17 WAC	284-17-280	Approved courses or self-certifying organizations-Loss of approval	R	48.02.060	12/99	N	
284-17 WAC	284-17-290	Waiver of continuing education requirement	R	48.02.060(3), 48.17.150(2), 48.17.160(1)(5), 48.17.500(3)	12/99	N	
284-17 WAC	284-17-300	Continuing education advisory committee	R	48.17.150	12/99	N	R 4/98
284-17 WAC	284-17-310	When continuing education requirement must be sent	R	48.02.060	12/99	N	
284-17 WAC	284-17-320	License renewal requested-continuing education requirement not satisfied	R	48.02.060(3), 48.17.150(2), 48.17.500(3)	12/99	N	
284-17 WAC	284-17-400	Renewal dates for agents, brokers, solicitors and adjusters	R	48.02.060(3), 48.17.150(2), 48.17.500(3)	12/99	N	
284-17 WAC	284-17-410	Appointment renewal and termination procedures for insurance agents	R	48.02.060(3), 48.17.150(2), 48.17.500(3)	12/99	N	
284-17 WAC	284-17-420	Appointment, affiliation and renewal procedures for licensed persons empowered to exercise the authority conferred to a corporate or firm licensee	R	48.02.060(3), 48.17.150(2), 48.17.500(3)	12/99	N	
284-17 WAC	284-17-505	Definitions	R	48.02.060, 48.47.070	12/99	N	
284-17 WAC	284-17-510	Prelicense education requirement	R	48.02.060, 48.47.070	12/99	N	
284-17 WAC	284-17-515	Waiver of the prelicense education requirement	R	48.02.060, 48.17.150	12/99	N	
284-17 WAC	284-17-520	When prelicense or education requirement must be met		48.02.060, 48.17.150	12/99	N	
284-17 WAC	284-17-530	Requirements applicable to all prelicense education providers		48.02.060, 48.17.060	12/99	N	
284-17 WAC	284-17-535	program director qualification and responsibilities	R	48.02.060	12/99	N	
284-17 WAC	284-17-537	Instructor qualifications and responsibilities	R	48.02.060	12/99	N	
284-17 WAC	284-17-539	Certificates of completion	R	48.02.060	12/99	N	

MISC.



WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-17 WAC	284-17-540	Requirements applicable to independent preclicense education providers	R	48.02.060	12/99	N	
284-17 WAC	284-17-545	Requirements applicable to insurer preclicense education providers	R	48.02.060	12/99	N	
284-17 WAC	284-17-550	Course standards	R	48.02.060	12/99	N	
284-17 WAC	284-17-551	Statutes and regulations curriculum	R	48.02.060, 48.17.150	12/99	N	
284-17 WAC	284-17-552	Life insurance curriculum	R	48.02.060, 48.17.150	12/99	N	
284-17 WAC	284-17-553	Disability insurance curriculum	R	48.02.060, 48.17.150	12/99	N	
284-17 WAC	284-17-554	Casualty insurance curriculum	R	48.02.060, 48.17.150	12/99	N	
284-17 WAC	284-17-555	Property insurance curriculum	R	48.02.060, 48.17.150	12/99	N	
284-17 WAC	284-17-560	Providers not approved	R	48.02.060, 48.17.020	12/99	N	
284-17 WAC	284-17-565	Approved providers-Loss of approval	R	48.02.060, 48.17.020	12/99	N	
284-17 WAC	284-17-570	Implementation dates	R	48.02.060	12/99	N	R 5/98
284-17 WAC	284-17-600	Licensing requirements for licensees who maintain more than one place of business in the state	R	48.02.060(3)(a), 48.17.060, 48.30.010	12/99	N	
284-18 WAC	284-18-300	Forms-Generally requirements	R	48.02.060	04/99	N	
284-18 WAC	284-18-310	Forms-Incorporation by reference, summaries, and omissions	R	48.02.060	04/99	N	
284-18 WAC	284-18-320	Forms-Information unknown unavailable and extension of time to furnish	R	48.02.060	04/99	N	
284-18 WAC	284-18-330	Forms-Additional information and exhibits	R	48.02.060	04/99	N	
284-18 WAC	284-18-340	Definitions	R	48.02.060	04/99	N	
284-18 WAC	284-18-350	Subsidiaries of domestic insurers	R	48.02.060	04/99	N	
284-18 WAC	284-18-360	Acquisition of control-Statement filing	R	48.02.060	04/99	N	
284-18 WAC	284-18-370	Amendments of Form A	R	48.02.060	04/99	N	
284-18 WAC	284-18-380	Acquisition of section 4(1), chapter 462, laws of 1993 insurers	R	48.02.060	04/99	N	
284-18 WAC	284-18-390	Annual registration of insurers-Statement filing	R	48.02.060	04/99	N	
284-18 WAC	284-18-400	Summary of registration-Statement filing	R	48.02.060	04/99	N	
284-18 WAC	284-18-410	Amendments of Form B	R	48.02.060	04/99	N	
284-18 WAC	284-18-420	Alternative and consolidated registrations	R	48.02.060	04/99	N	
284-18 WAC	284-18-430	Disclaimers and termination of registration	R	48.02.060	04/99	N	
284-18 WAC	284-18-440	Transactions subject to prior notice-Notice filing	R	48.02.060	04/99	N	
284-18 WAC	284-18-450	Extraordinary dividends and other distributions	R	48.02.060	04/99	N	
284-18 WAC	284-18-460	Adequacy of surplus	R	48.02.060	04/99	N	
284-18 WAC	284-18-910	Form A	R	48.02.060	04/99	N	
284-18 WAC	284-18-920	Form B	R	48.02.060	04/99	N	
284-18 WAC	284-18-930	Form C	R	48.02.060	04/99	N	
284-18 WAC	284-18-940	Form D	R	48.02.060	04/99	N	
284-19 WAC	284-19-010	Title	R	48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-020	Purpose of program	R	48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-030	Effective date	R	48.02.060	12/99	N	R 6/98
284-19 WAC	284-19-040	Participation	R	48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-050	Definitions	R	48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-060	FAIR plan-Inspections and reports	R	48.02.060	12/99	N	A 6/98

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-19 WAC	284-19-070	FAIR plan business-Distribution and placement	R	48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-080	Procedure after inspection and submission	R	48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-090	Joint reinsurance association	R	48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-100	Standard policy coverage-Coding	R	48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-110	Cancellation under this program		48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-120	Right of appeal	R	48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-130	Commission	R	48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-140	Administration	R	48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-150	Annual and special meetings	R	48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-160	Duties of the committee	R	48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-165	Cooperation of producers	R	48.02.060	12/99	N	Retained 6/98
284-19 WAC	284-19-170	Public education and notices required	R	48.02.060	12/99	N	A 6/98
284-19 WAC	284-19-180	Statistics, records and reports	R	48.02.060	12/99	N	A 6/98
284-20 WAC	284-20-006	Washington Insurance Examining Bureau, Inc. Audits to test adherence to rate filings	R	48.02.060	07/98	N	
284-20 WAC	284-20-010	Standard fire policies	R	48.02.060, 48.18.120	07/98	N	
284-20 WAC	284-20-020	Time of inception and expiration	R	48.02.060, 48.27.020	07/98	N	
284-20 WAC	284-20-030	Purpose	R	48.02.060, 48.27.020	07/98	N	
284-20 WAC	284-20-040	Classification of risks and coverages	R	48.02.060, 48.27.020	07/98	N	
284-20 WAC	284-20-050	Excluded coverages	R	48.02.060, 48.27.020	07/98	N	
284-20 WAC	284-20-070	Catastrophe coverage	R	48.02.060	07/98	N	
284-20 WAC	284-20-100	Modification of form filing requirements	R	48.02.060	07/98	N	
284-20 WAC	284-20-200	Retention of policy forms	R	48.02.060, 48.30.010	07/98	N	
284-21 WAC	284-21-010	Loss payable and mortgagee endorsements	R	48.02.060	07/98	N	Retained 7/98
284-21 WAC	284-21-990	Appendix-form-Loss payable endorsement	R	48.02.060	07/98	N	Retained 7/98
284-22 WAC	284-22-010	Title	R	48.02.060	12/99	N	
284-22 WAC	284-22-020	Purpose	R	48.02.060	12/99	N	
284-22 WAC	284-22-030	Effective date	R	48.02.060	12/99	N	
284-22 WAC	284-22-040	Territory	R	48.02.060	12/99	N	
284-22 WAC	284-22-050	Definitions	R	48.02.060	12/99	N	
284-22 WAC	284-22-060	Participation	R	48.02.060	12/99	N	
284-22 WAC	284-22-070	Administration	R	48.02.060	12/99	N	
284-22 WAC	284-22-080	Approval by commissioner	R	48.02.060	12/99	N	
284-22 WAC	284-22-090	Right of appeal	R	48.02.060	12/99	N	
284-23 WAC	284-23-010	Title and purpose	R	48.02.060	07/98	N	
284-23 WAC	284-23-020	Definitions	R	48.02.060	07/98	N	
284-23 WAC	284-23-030	Applicability	R	48.02.060	07/98	N	
284-23 WAC	284-23-040	Form and content of advertisements	R	48.02.060	07/98	N	
284-23 WAC	284-23-050	Disclosure requirements	R	48.02.060	07/98	N	
284-23 WAC	284-23-060	Identity of insurer	R	48.02.060	07/98	N	
284-23 WAC	284-23-070	Solicitation beyond license limits and status of insurer	R	48.02.060	07/98	N	
284-23 WAC	284-23-080	Statements about the insurer	R	48.02.060	07/98	N	
284-23 WAC	284-23-090	Advertising file to be maintained	R	48.02.060	07/98	N	
284-23 WAC	284-23-100	Conflict with other rules	R	48.02.060	07/98	N	
284-23 WAC	284-23-110	Violation defined as unfair practice	R	48.02.060	07/98	N	
284-23 WAC	284-23-120	Severability provision	R	48.02.060	07/98	N	R 5/98

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-23 WAC	284-23-130	Effective date	R	48.02.060	07/98	N	R 5/98
284-23 WAC	284-23-200	Purpose	R	48.02.060, 48.30.010	07/98	N	Retained 5/98
284-23 WAC	284-23-210	Scope	R	48.02.060, 48.30.010	07/98	N	A 5/98
284-23 WAC	284-23-220	Definitions	R	48.02.060, 48.30.010	07/98	N	A 5/98
284-23 WAC	284-23-230	Disclosure requirements	R	48.02.060, 48.30.010	07/98	N	A 5/98
284-23 WAC	284-23-240	General rules	R	48.02.060, 48.30.010	07/98	N	A 5/98
284-23 WAC	284-23-250	Failure to comply	R	48.02.060, 48.30.010	07/98	N	A 5/98
284-23 WAC	284-23-260	Effective date	R	48.02.060, 48.30.010	07/98	N	R 5/98
284-23 WAC	284-23-270	Life insurance buyer's guide, form to be used	R	48.02.060, 48.30.010	07/98	N	R 5/98
284-23 WAC	284-23-300	Background	R	48.02.060, 48.30.010	07/98	N	
284-23 WAC	284-23-310	Purpose	R	48.02.060, 48.30.010	07/98	N	
284-23 WAC	284-23-320	Scope	R	48.02.060, 48.30.010	07/98	N	
284-23 WAC	284-23-330	Contract summary, contents	R	48.02.060, 48.30.010	07/98	N	
284-23 WAC	284-23-340	Contract summary, requirements	R	48.02.060, 48.30.010	07/98	N	
284-23 WAC	284-23-350	Disclosure requirements	R	48.02.060, 48.30.010	07/98	N	
284-23 WAC	284-23-360	General rules	R	48.02.060, 48.30.010	07/98	N	
284-23 WAC	284-23-370	Failure to comply	R	48.02.060, 48.30.010	07/98	N	
284-23 WAC	284-23-380	Effective date	R	48.02.060, 48.30.010	07/98	N	R 5/98
284-23 WAC	284-23-400	Purpose	R	48.02.060	07/98	N	
284-23 WAC	284-23-410	Definition of replacement	R	48.02.060	07/98	N	
284-23 WAC	284-23-420	Other definitions	R	48.02.060	07/98	N	
284-23 WAC	284-23-430	Exemptions	R	48.02.060	07/98	N	
284-23 WAC	284-23-440	Duties of agents and brokers	R	48.02.060	07/98	N	
284-23 WAC	284-23-450	Duties of insurers	R	48.02.060	07/98	N	
284-23 WAC	284-23-455	Duties of insurers that use agents or brokers	R	48.02.060	07/98	N	
284-23 WAC	284-23-460	Duties of insurers with respect to direct-response sales	R	48.02.060	07/98	N	
284-23 WAC	284-23-480	Penalties	R	48.02.060	07/98	N	
284-23 WAC	284-23-485	Form to be used for notice regarding replacement	R	48.02.060	07/98	N	
284-23 WAC	284-23-550	Relationship of death benefits to premiums-Unfair practice defined	R	48.02.060, 48.30.010	07/98	N	
284-23 WAC	284-23-570	Deferred annuities with case surrender benefits-Clarification	R	48.02.060 (3)(e)	07/98	N	
284-23 WAC	284-23-600	Title	R	48.02.060 (3)(a), 48.30.010	07/98	N	
284-23 WAC	284-23-610	Authority, finding, purpose, and scope	R	48.02.060 (3)(a), 48.30.010	07/98	N	A 2/98
284-23 WAC	284-23-620	Definitions	R	48.02.060 (3)(a), 48.30.010	07/98	N	A 2/98
284-23 WAC	284-23-630	Assignees and beneficiaries	R	48.02.060 (3)(a), 48.30.010	07/98	N	Retained 2/98
284-23 WAC	284-23-640	Criteria for payment	R	48.02.060 (3)(a), 48.30.010	07/98	N	A 2/98
284-23 WAC	284-23-650	Disclosure statement	R	48.02.060, 48.30.010	07/98	N	A 2/98
284-23 WAC	284-23-660	Effective date of the accelerated benefit	R	48.02.060(3)(a), 48.30.010	07/98	N	A 2/98
284-23 WAC	284-23-670	Waiver of premiums	R	48.02.060(3)(a), 48.30.010	07/98	N	Retained 2/98
284-23 WAC	284-23-680	Unfair discrimination	R	48.02.060(3)(a), 48.30.010	07/98	N	Retained 2/98
284-23 WAC	284-23-690	Actuarial standards, financing options, effect on cash value, and effect on policy loans	R	48.02.060, 48.30.010	07/98	N	A 2/98

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-23 WAC	284-23-700	Actuarial disclosure and reserves	R	48.02.060(3)(a), 48.30.010	07/98	N	Retained 2/98
284-23 WAC	284-23-710	Filing requirements	R	48.02.060(3)(a), 48.30.010	07/98	N	A 2/98
284-23 WAC	284-23-720	Administrative expenses	R	48.02.060(3)(a), 48.30.010	07/98	N	Retained 2/98
284-23 WAC	284-23-730	Resolution of disputes regarding occurrence of qualifying events	R	48.02.060(3)(a), 48.30.010	07/98	N	A 2/98
284-24 WAC	284-24-015	Statistical plans and designation of statistical agents	R	48.02.060, 48.19.080, 48.19.370	07/98	N	A 10/98
284-24 WAC	284-24-060	Modification of filing requirement	R	48.02.060, 48.19.080, 48.19.370	07/98	N	A 10/98
284-24 WAC	284-24-065	Demonstration that rates satisfy the requirements of RCW 48.19.020	R	48.02.060, 48.19.080	07/98	N	A 10/98
284-24 WAC	284-24-070	Suspension of filing requirements-"(A)" rating		48.02.060	07/98	N	A 10/98
284-24 WAC	284-24-080	Rate filings required for certain inland marine risks	R	48.02.060(3)(3)	07/98	N	A 10/98
284-24 WAC	284-24-100	Standards for schedule rating plans, noncomplying filings ineffective	R	48.02.060, 48.19.080, 48.19.370	07/98	N	A 10/98
284-26 WAC	284-26-010	Definition of certain terms	R	48.02.060	12/99	N	
284-26 WAC	284-26-020	Transactions exempted from the operation of RCW 48.08.120	R	48.02.060	12/99	N	
284-26 WAC	284-26-030	Filing of statements	R	48.02.060	12/99	N	
284-26 WAC	284-26-040	Ownership of more than ten percent of an equity security	R	48.02.060	12/99	N	
284-26 WAC	284-26-050	Disclaimer of beneficial ownership	R	48.02.060	12/99	N	
284-26 WAC	284-26-060	Exemptions from RCW 48.08.110 and 48.08.120	R	48.02.060	12/99	N	
284-26 WAC	284-26-070	Exemption from the act of securities purchased or sold by odd-lot dealers	R	48.02.060	12/99	N	
284-26 WAC	284-26-080	Certain transactions subject to RCW 48.08.110	R	48.02.060	12/99	N	
284-26 WAC	284-26-090	Ownership of securities held in trust	R	48.02.060	12/99	N	
284-26 WAC	284-26-100	Exemption for small transactions	R	48.02.060, 48.08.170	12/99	N	
284-26 WAC	284-26-110	Exemption from RCW 48.08.120 of transactions which need to be reported under RCW 48.08.110	R	48.02.060	12/99	N	
284-26 WAC	284-26-120	Exemption from RCW 48.08.120 of certain transactions effected in connection with a distribution	R	48.02.060	12/99	N	
284-26 WAC	284-26-130	Exemption from RCW 48.08.120 of acquisitions of shares of stock and stock options under certain stock bonus, stock option or similar plans	R	48.02.060	12/99	N	
284-26 WAC	284-26-140	Exemption from RCW 48.08.120 of certain transactions in which securities are received by redeeming	R	48.02.060	12/99	N	
284-26 WAC	284-26-150	Exemption of long-term profits incident to sales within six months of the exercise of an option	R	48.02.060	12/99	N	
284-26 WAC	284-26-160	Exemption from RCW 48.08.120 of certain acquisitions and dispositions of securities pursuant to merger or consolidations	R	48.02.060	12/99	N	
284-26 WAC	284-26-170	Exemption from RCW 48.08.120 of transactions involving the deposit or withdrawal of equity securities under a voting trust or deposit agreement	R	48.02.060	12/99	N	

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-26 WAC	284-26-180	Exemption from RCW 48.08.120 of certain transactions involving the conversion of equity securities	R	48.02.060	12/99	N	
284-26 WAC	284-26-190	Exemption from RCW 48.08.120 of certain transactions involving the sale of subscription rights	R	48.02.060	12/99	N	
284-26 WAC	284-26-200	Exemption of certain securities from RCW 48.08.130	R	48.02.060	12/99	N	
284-26 WAC	284-26-210	Exemption from RCW 48.08.130 of certain transactions effected in connection with a distribution	R	48.02.060	12/99	N	
284-26 WAC	284-26-220	Exemption from RCW 48.08.130 of sales of securities to be acquired	R	48.02.060	12/99	N	
284-26 WAC	284-26-230	Arbitrage transactions under RCW 48.08.150	R	48.02.060	12/99	N	
284-28 WAC	284-28-001	Promulgation	R	48.02.060	12/99	N	R 5/98
284-28 WAC	284-28-010	Application of Regulation	R	48.02.060	12/99	N	
284-28 WAC	284-28-020	Proxies, consents, and authorizations	R	48.02.060	12/99	N	
284-28 WAC	284-28-030	Disclosure of equivalent information	R	48.02.060	12/99	N	
284-28 WAC	284-28-040	Definitions	R	48.02.060	12/99	N	
284-28 WAC	284-28-050	Information to be furnished to stockholders	R	48.02.060	12/99	N	
284-28 WAC	284-28-060	Requirements as to proxy, and information statement	R	48.02.060	12/99	N	
284-28 WAC	284-28-070	Material required to be filed	R	48.02.060	12/99	N	
284-28 WAC	284-28-080	False or misleading statements	R	48.02.060	12/99	N	
284-28 WAC	284-28-090	Prohibition of certain solicitations	R	48.02.060	12/99	N	
284-28 WAC	284-28-100	Special provisions applicable to election contests	R	48.02.060	12/99	N	
284-28 WAC	284-28-110	Effective date	R	48.02.060	12/99	N	
284-30 WAC	284-30-300	Authority and purpose	R	48.02.060, 48.30.310	04/99	N	
284-30 WAC	284-30-310	Scope	R	48.02.060, 48.30.310	04/99	N	
284-30 WAC	284-30-320	Definitions	R	48.02.060, 48.30.010	04/99	N	
284-30 WAC	284-30-330	Specific unfair claims settlement practices defined	R	48.02.060, 48.44.050 and 48.46.200	04/99	N	
284-30 WAC	284-30-340	File and record documentation	R	48.02.060, 48.44.050 and 48.46.200	04/99	N	
284-30 WAC	284-30-350	Misrepresentation of policy provisions	R	48.02.060, 48.30.010, 48.44.050, 48.46.200	04/99	N	
284-30 WAC	284-30-360	Failure to acknowledge pertinent communications	R	48.02.060, 48.30.010	04/99	N	
284-30 WAC	284-30-370	Standards for prompt investigation of claims	R	48.02.060, 48.30.010	04/99	N	
284-30 WAC	284-30-380	Standards for prompt, fair and equitable settlements applicable to all insurers	R	48.02.060, 48.30.010	04/99	N	
284-30 WAC	284-30-390	Standards for prompt, fair and equitable settlements applicable to automobile insurance	R	48.02.060, 48.30.010	04/99	N	
284-30 WAC	284-30-395	Standards for prompt, fair and equitable settlements applicable to automobile personal injury protection insurance	R	48.22.105, 48.02.060, 48.30.010	04/99	N	
284-30 WAC	284-30-400	Enforcement	R	48.02.060, 48.30.010	04/99	N	
284-30 WAC	284-30-410	Effective date	R	48.02.060, 48.30.010	04/99	N	

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-30 WAC	284-30-450	Insurance policies and contracts-Coverage for drugs	R	48.02.060, 48.30.010	04/99	N	
284-30 WAC	284-30-500	Unfair practices with respect to vehicle insurance	R	48.02.060	04/99	N	
284-30 WAC	284-30-550	Receipts to be given	R	48.02.060	04/99	N	
284-30 WAC	284-30-560	Applications and binders	R	48.02.060(3)(a)	04/99	N	
284-30 WAC	284-30-570	Actual reason for canceling, denying or refusing to renew insurance to be disclosed	R	48.02.060(3)(a)	04/99	N	
284-30 WAC	284-30-572	Discrimination prohibited	R	48.02.060	04/99	N	
284-30 WAC	284-30-574	Insurer must make independent evaluation	R	48.02.060, 48.44.050, 48.46.200	04/99	N	
284-30 WAC	284-30-580	Policies to be delivered, not held by agents	R	48.02.060(3)(a)	04/99	N	
284-30 WAC	284-30-590	Unfair practices with respect to policy cancellations, renewals, and changes	R	48.92.060, 48.44.050, 48.46.200	04/99	N	
284-30 WAC	284-30-600	Unfair practices with respect to out-of-state group life and disability insurance	R	48.02.060(3)(a), 48.30.010	04/99	N	
284-30 WAC	284-30-610	Unfair practices with respect to the solicitation of coverage under out-of-state group policies	R	48.02.060(3)(a)	04/99	N	
284-30 WAC	284-30-620	Permissible time limit for benefits payable because of accidental injury or death	R	48.02.060, 48.44.050, 48.46.200	04/99	N	
284-30 WAC	284-30-630	Health questions in applications to be clear and precise	R	48.02.060, 48.44.050, 48.46.200	04/99	N	
284-30 WAC	284-30-650	Prompt responses required	R	48.02.060, 48.44.050, 48.46.200	04/99	N	
284-30 WAC	284-30-660	Deceptive use of quotation or evaluations prohibited	R	48.02.060	04/99	N	
284-30 WAC	284-30-700	Restrictions as to denial and termination of homeowners insurance affected by daycare operations	R	48.02.060	04/99	N	
284-30 WAC	284-30-750	Brokers' fees to be disclosed	R	48.02.060, 48.44.050, 48.46.200	04/99	N	
284-30 WAC	284-30-800	Unfair practices applicable to title insurers and their agents	R	48.02.060, 48.30.010	04/99	N	
284-30 WAC	284-30-900	Purpose	R	48.02.060, 48.30.010,	04/99	N	
284-30 WAC	284-30-905	Scope	R	48.02.060, 48.30.010,	04/99	N	
284-30 WAC	284-30-910	Definitions	R	48.02.060, 48.30.010,	04/99	N	
284-30 WAC	284-30-920	Procedures for resolving lost policy disputes regarding environmental claims	R	48.02.060, 48.30.010,	04/99	N	
284-30 WAC	284-30-930	Specific unfair environmental claims settlement or trade practices defined	R	48.02.060, 48.30.010,	04/99	N	
284-30 WAC	284-30-940	Environmental claim mediation program	R	48.02.060, 48.30.010,	04/99	N	
284-34 WAC	284-34-010	Credit life insurance	R	48.02.060	12/99	N	
284-34 WAC	284-34-020	Credit accident and health insurance	R	48.02.060	12/99	N	
284-34 WAC	284-34-030	Collection and remittance of premiums	R	48.02.060	12/99	N	
284-34 WAC	284-34-040	Rate filings and deviations from prima facie rates	R	48.02.060	12/99	N	
284-34 WAC	284-34-050	Refunds	R	48.02.060	12/99	N	
284-34 WAC	284-34-060	Effective date-Implementation	R	48.02.060	12/99	N	

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-34 WAC	284-34-070	Prohibited transactions	R	48.30.010, 48.02.060	12/99	N	
284-36 WAC	284-36-010	Application	R	48.02.060	04/99	N	
284-36 WAC	284-36-020	Agent-directors permitted	R	48.02.060	04/99	N	
284-36 WAC	284-36-030	Election or service as director prohibited	R	48.02.060	04/99	N	
284-36 WAC	284-36-040	Fiduciary responsibilities not affected	R	48.02.060	04/99	N	
284-36A WAC	284-36A-005	Purpose and scope	R	48.02.060, 48.36A.100(7), 48.36A.290(4), 48.36A.100, 48.36A.290, 48.36A.310	04/99	N	
284-36A WAC	284-36A-010	Definitions	R	48.02.060, 48.36A.100(7), 48.36A.290(4), 48.36A.100, 48.36A.290, 48.36A.310	04/99	N	A 4/98
284-36A WAC	284-36A-020	Report of RBS level—formula for determining level—inaccurate reports adjusted by commissioner		48.02.060, 48.36A.100(7), 48.36A.290(4), 48.36A.100, 48.36A.290, 48.36A.310	04/99	N	A 4/98
284-36A WAC	284-36A-025	Risk-based surplus (RBS) financial standard formula	R	48.02.060, 48.36A.100(7), 48.36A.290(4), 48.36A.100, 48.36A.290, 48.36A.310	04/99	N	A 4/98
284-36A WAC	284-36A-030	RBS level—Commissioner's action	R	48.02.060, 48.36A.100(7), 48.36A.290(4), 48.36A.100, 48.36A.290, 48.36A.310	04/99	N	R 4/98
284-36A WAC	284-36A-035	Confidentiality of RBS reports—Use of information for comparative purposes—Use of information to monitor solvency	R	48.02.060, 48.36A.100(7), 48.36A.290(4), 48.36A.100, 48.36A.290, 48.36A.310	04/99	N	
284-43 WAC	284-43-040	Review and approval of certified health plan provider selection, termination, and dispute resolution provisions	R	48.02.060, 48.43.140, 43.72.100(6)	07/98	N	R 1/98
284-43 WAC	284-43-100	Health carrier standards for women's right to directly access certain health care practitioners for women's health care services	R	48.02.060, 48.18.120, 48.20.450, 48.20.460, 48.44.050, 48.46.200,	07/98	N	R 1/98
284-44 WAC	284-44-010	Title and application	R	48.02.060	07/98	N	
284-44 WAC	284-44-030	Contract format required	R	48.02.060	07/98	N	
284-44 WAC	284-44-040	Contract standards required	R	48.02.060, 48.44.050, 48.46.200	07/98	N	
284-44 WAC	284-44-042	Temporarmandibular joint disorder-Specified offer of coverage required-Terms of specified offer defined-Proof of offer must be maintained-Discrimination prohibited-Terms defined	R	48.44.460, 48.02.060(3)(a), 48.44.050	07/98	N	
284-44 WAC	284-44-043	Experimental and investigational prescriptions, treatments, procedures, or services-Definitions required-Standard for definition-Written notice of denial required-Appeal process required	R	48.02.060(3)(a), 48.44.050	07/98	N	
284-44 WAC	284-44-045	Benefits for registered nurses' services	R	48.44.050	07/98	N	
284-44 WAC	284-44-046	Mammograms-Coverage requirements and exceptions	R	48.02.060(3)(a), 48.44.050	07/98	N	
284-44 WAC	284-44-050	Group certificates to be furnished	R	48.02.060	07/98	N	

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-44 WAC	284-44-070	Effective date	R	48.02.060	07/98	N	
284-44 WAC	284-44-100	Authority and purpose	R	48.44.050	07/98	N	R 1/98
284-44 WAC	284-44-110	Applicability and scope	R	48.02.060	07/98	N	R 1/98
284-44 WAC	284-44-120	Definitions	R	48.02.060	07/98	N	R 1/98
284-44 WAC	284-44-130	When filing is required	R	48.02.060	07/98	N	R 1/98
284-44 WAC	284-44-140	General contents of all filings	R	48.02.060, 48.44.050, 48.46.200	07/98	N	R 1/98
284-44 WAC	284-44-150	Experience records	R	48.44.050	07/98	N	R 1/98
284-44 WAC	284-44-160	Evaluating experience data	R	48.44.050	07/98	N	R 1/98
284-44 WAC	284-44-190	Unique contract forms	R	48.44.050	07/98	N	R 1/98
284-44 WAC	284-44-200	Effective date	R	48.44.050	07/98	N	R 1/98
284-44 WAC	284-44-210	"Filing document" form-Standard contract filing information	R	48.44.050	07/98	N	R 1/98
284-44 WAC	284-44-220	"Filing document" form-Nonstandard contract filing information	R	48.44.050	07/98	N	R 1/98
284-44 WAC	284-44-240	Participating provider contract	R	48.44.050, 48.02.060	07/98	N	R 1/98
284-44 WAC	284-44-250	Accounting method	R	48.44.050	07/98	N	
284-44 WAC	284-44-300	Purpose and applicability	R	48.44.050	07/98	N	
284-44 WAC	284-44-310	Agreement underwritten by insurance	R	48.44.050	07/98	N	
284-44 WAC	284-44-320	Agreement guaranteed by a surety company	R	48.44.050	07/98	N	
284-44 WAC	284-44-330	Agreement guaranteed by a deposit of cash or securities	R	48.44.050	07/98	N	
284-44 WAC	284-44-340	Modification of amount of reimbursement or indemnity	R	48.44.050	07/98	N	
284-44 WAC	284-44-350	Records and reporting	R	48.44.050	07/98	N	
284-44 WAC	284-44-360	Effective date	R	48.44.050	07/98	N	R 5/98
284-44 WAC	284-44-410	Form for reporting number of persons entitled to services	R	48.44.050	07/98	N	R 1/98
284-44 WAC	284-44-450	PKU formula coverage requirements and exceptions	R	48.02.060(3)(a), 48.44.050, 48.46.200	07/98	N	
284-44 WAC	284-44-500	Alternative care-General rules as to minimum standards	R	48.41.030, 48.02.060, 48.44.050, 48.46.200, 48.46.060	07/98	N	
284-46 WAC	284-46-020	Form for reporting number of persons entitled to services	R	48.46.200	07/98	N	R 1/98
284-46 WAC	284-46-025	General contents of all rate or forms of contract filings	R	48.02.060, 48.44.050, 48.46.200	07/98	N	
284-46 WAC	284-46-100	PKU formula coverage requirements	R	48.02.060(3)(a), 48.44.050, 48.46.200	07/98	N	
284-46 WAC	284-46-500	Alternative care-General rules as to minimum standards	R	48.02.060, 48.44.050,	07/98	N	
284-46 WAC	284-46-506	Temporomandibular joint disorders-Specified offer of coverage required-Terms of specified offer defined-Proof of offer must be maintained-Discrimination prohibited-Terms defined	R	48.46.530, 48.02.060(3)(a), 48.46.200	07/98	N	
284-46 WAC	284-46-507	Experimental and investigational prescriptions, treatments, procedures, or services-Definition required-Standard for definition-Written notice of denial required-Appeal process required	R	48.02.060(3)(a), 48.46.200	07/98	N	
284-46 WAC	284-46-575	Participating provider contracts	R	48.46.200, 48.02.060	07/98	N	R 1/98
284-48 WAC	284-48-010	License status of creditors under credit group policies-commissions	R	48.17.060	12/99	N	

MISC.



WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-49 WAC	284-49-010	Scope	R	48.02.060(3)(a), 48.46.200, 48.44.050, 48.46.200	07/98	N	
284-49 WAC	284-49-020	Supplanting or superseding of existing policies	R	48.02.060(3)(a), 48.46.200, 48.44.050, 48.46.200	07/98	N	
284-49 WAC	284-49-050	Definitions	R	48.02.060(3)(a), 48.46.200, 48.44.050, 48.46.200	07/98	N	
284-49 WAC	284-49-100	Forms-prior approval	R	48.02.060(3)(a), 48.46.200, 48.44.050, 48.46.200	07/98	N	
284-49 WAC	284-49-115	General contents of form and rate filings	R	48.02.060(3)(a), 48.46.200, 48.44.050, 48.46.200	07/98	N	
284-49 WAC	284-49-300	Minimum policy requirements	R	48.02.060(3)(a), 48.46.200, 48.44.050, 48.46.200	07/98	N	
284-49 WAC	284-49-330	Minimum coverage	R	48.02.060(3)(a), 48.46.200, 48.44.050, 48.46.200	07/98	N	
284-49 WAC	284-49-500	Standards for loss ratios	R	48.02.060(3)(a), 48.46.200, 48.44.050, 48.46.200	07/98	N	
284-49 WAC	284-49-510	Filing requirements	R	48.02.060(3)(a), 48.46.200, 48.44.050, 48.46.200	07/98	N	
284-49 WAC	284-49-520	Experience records	R	48.02.060(3)(a), 48.46.200, 48.44.050, 48.46.200	07/98	N	
284-49 WAC	284-49-900	Collection of data and reporting	R	48.02.060(3)(a), 48.46.200, 48.44.050, 48.46.200	07/98	N	
284-49 WAC	284-49-999	Separability	R	48.02.060(3)(a), 48.46.200, 48.44.050, 48.46.200	07/98	N	
284-50 WAC	284-50-010	Title and purpose	R	48.02.060	07/98	N	
284-50 WAC	284-50-020	Applicability	R	48.02.060	07/98	N	
284-50 WAC	284-50-030	Definitions	R	48.02.060	07/98	N	
284-50 WAC	284-50-040	Method of disclosure of required information	R	48.02.060	07/98	N	
284-50 WAC	284-50-050	Form and content of advertisements	R	48.02.060	07/98	N	
284-50 WAC	284-50-060	Deceptive words, phrases, or illustrations prohibited	R	48.02.060	07/98	N	
284-50 WAC	284-50-070	Exceptions, reductions, and limitations to be disclosed	R	48.02.060	07/98	N	
284-50 WAC	284-50-080	Preexisting conditions	R	48.02.060	07/98	N	
284-50 WAC	284-50-090	Disclosure of provisions relating to renewability, cancellability, and termination	R	48.02.060	07/98	N	
284-50 WAC	284-50-100	Testimonials or endorsements by third parties	R	48.02.060	07/98	N	
284-50 WAC	284-50-110	Use of statistics	R	48.02.060	07/98	N	
284-50 WAC	284-50-120	Identification of plan or number of policies	R	48.02.060	07/98	N	
284-50 WAC	284-50-130	Disparaging comparisons and statements	R	48.02.060	07/98	N	
284-50 WAC	284-50-140	Jurisdictional licensing and status of insurer	R	48.02.060	07/98	N	

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-50 WAC	284-50-150	Identity of insurer	R	48.02.060	07/98	N	
284-50 WAC	284-50-160	Group or quasi-group implications	R	48.02.060	07/98	N	
284-50 WAC	284-50-170	Introductory, initial, or special offers	R	48.02.060	07/98	N	
284-50 WAC	284-50-180	Reduced initial premium rates	R	48.02.060	07/98	N	
284-50 WAC	284-50-190	Statements about an insurer	R	48.02.060	07/98	N	
284-50 WAC	284-50-200	Advertising file to be maintained	R	48.02.060	07/98	N	
284-50 WAC	284-50-210	Violation defined as unfair practice	R	48.02.060	07/98	N	
284-50 WAC	284-50-220	Severability provision	R	48.02.060	07/98	N	
284-50 WAC	284-50-230	Effective date	R	48.02.060	07/98	N	
284-50 WAC	284-50-260	PKU formula coverage requirements and exceptions	R	48.02.060(3)(a), 48.44.050, 48.46.200	07/98	N	
284-50 WAC	284-50-270	Mammograms-Coverage requirements and exceptions	R	48.02.060(3)(a)	07/98	N	
284-50 WAC	284-50-300	Purpose	R	48.02.060	07/98	N	
284-50 WAC	284-50-305	Applicability and scope	R	48.02.060(3), 48.20.450, 48.20.460, 48.20.470	07/98	N	
284-50 WAC	284-50-310	Effective date	R	48.02.060	07/98	N	
284-50 WAC	284-50-315	Policy definitions	R	48.02.060	07/98	N	
284-50 WAC	284-50-320	Prohibited policy provisions	R	48.02.060, 48.44.050, 48.46.200	07/98	N	
284-50 WAC	284-50-325	Minimum standards for benefits		48.02.060	07/98	N	
284-50 WAC	284-50-330	General rules as to minimum standards	R	48.02.060, 48.44.050, 48.46.200, 48.46.060	07/98	N	
284-50 WAC	284-50-335	Basic hospital expense coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-340	Basic medical-surgical expense coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-345	Hospital confinement indemnity coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-350	Major medical expense coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-355	Disability income protection coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-360	Accident only coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-365	Specified disease and specified accident coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-370	Limited benefit health insurance coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-375	Required disclosure provisions, general rules	R	48.02.060	07/98	N	
284-50 WAC	284-50-377	Experimental and investigational prescriptions, treatments, procedures, or service-Definition required-Standard for definition-Written notice of denial required-Appeal process required	R	48.02.060(3)(a), 48.18.120	07/98	N	
284-50 WAC	284-50-380	Outline of coverage requirements for individual coverages	R	48.66.100, 48.20.470, 48.02.060, 48.44.050, 48.46.200	07/98	N	
284-50 WAC	284-50-385	Basic hospital expense coverage, outline of coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-390	Basic medical-surgical expense coverage, outline of coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-395	Basic hospital and medical surgical expense coverage, outline of coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-400	Hospital confinement indemnity coverage, outline of coverage	R	48.02.060	07/98	N	

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-50 WAC	284-50-405	Major medical expense coverage outline of coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-410	Disability income protection coverage, outline of coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-415	Accident only coverage, outline coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-420	Specified disease or specified accident coverage, outline of coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-425	Limited benefit health coverage, outline of coverage	R	48.02.060	07/98	N	
284-50 WAC	284-50-430	Requirements for replacement	R	48.02.060	07/98	N	
284-50 WAC	284-50-435	Separability	R	48.02.020	07/98	N	R 5/98
284-51 WAC	284-51-010	Purpose and scope	R	48.21.200, 48.02.060(3)(a)	07/98	N	
284-51 WAC	284-51-015	Amount of reduction allowed	R	48.21.200, 48.02.060(3)(a)	07/98	N	
284-51 WAC	284-51-020	Required provisions for coordination of benefits	R	48.21.200, 48.02.060(3)(a)	07/98	N	
284-51 WAC	284-51-030	Benefits subject to coordination	R	48.21.200, 48.02.060(3)(a)	07/98	N	
284-51 WAC	284-51-040	"Plan" defined	R	48.21.200, 48.02.060(3)(a)	07/98	N	
284-51 WAC	284-51-045	"Preventive care" defined	R	48.21.200, 48.02.060(3)(a)	07/98	N	
284-51 WAC	284-51-050	Allowable expense	R	48.21.200, 48.02.060(3)(a)	07/98	N	
284-51 WAC	284-51-060	Claim determination period	R	48.21.200, 48.02.060(3)(a)	07/98	N	
284-51 WAC	284-51-075	Order of benefit determination	R	48.21.200, 48.02.060(3)(a)	07/98	N	
284-51 WAC	284-51-080	Determination of length of coverage	R	48.02.060, 48.44.050, 48.46.200	07/98	N	
284-51 WAC	284-51-090	Coordination procedures	R	48.02.060, 48.44.050, 48.46.200	07/98	N	
284-51 WAC	284-51-100	Time limit	R	48.02.060, 48.44.050, 48.46.200	07/98	N	
284-51 WAC	284-51-110	Small claim waivers	R	48.02.060, 48.44.050, 48.46.200	07/98	N	
284-51 WAC	284-51-120	Facility of payment	R	48.21.200, 48.02.060(3)(a)	07/98	N	
284-51 WAC	284-51-130	Right of recovery	R	48.21.200, 48.02.060(3)(a)	07/98	N	
284-51 WAC	284-51-140	Right to receive and release necessary information	R	48.21.200, 48.02.060(3)(a)	07/98	N	
284-51 WAC	284-51-150	Disclosure of coordination	R	48.21.200, 48.02.060(3)(a)	07/98	N	
284-51 WAC	284-51-170	Effective date	R	48.02.060, 48.44.050, 48.46.200	07/98	N	
284-51 WAC	284-51-180	Appendix A, form for "effect on benefits" provision	R	48.02.060, 48.44.050, 48.46.200	07/98	N	R 4/98
284-51 WAC	284-51-185	Appendix B, form for "effect on benefits" provision	R	48.02.060, 48.44.050, 48.46.200	07/98	N	
284-52 WAC	284-52-010	Purpose	R	48.02.060, 48.44.050, 487.46.200	07/98	N	
284-52 WAC	284-52-020	Mandated conversion plans minimum standards	R	48.02.060, 48.44.050, 487.46.200	07/98	N	
284-52 WAC	284-52-030	Other provisions applicable to mandated conversion plans	R	48.02.060, 48.44.050, 487.46.200	07/98	N	
284-52 WAC	284-52-040	Basic medical plan	R	48.02.060, 48.44.050, 487.46.200	07/98	N	
284-52 WAC	284-52-050	Major medical plan	R	48.02.060, 48.44.050, 487.46.200	07/98	N	
284-52 WAC	284-52-060	Comprehensive medical plan	R	48.02.060, 48.44.050, 487.46.200	07/98	N	
284-52 WAC	284-52-070	Exclusions	R	48.02.060, 48.44.050, 487.46.200	07/98	N	
284-53 WAC	284-53-010	Standards for coverage of chemical dependency	R	48.02.060, 48.44.050, 48.46.200	07/98	N	

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-54 WAC	284-54-010	Purpose and authority	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-015	Applicability and scope	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-020	Definitions of terms used in this chapter and chapter 48.84 RCW	R	48.02.060, 48.84.030, 48.84.050	07/98	N	
284-54 WAC	284-54-030	Standards for definitions applicable to long-term care contracts	R	48.02.060, 48.84.030, 48.84.050	07/98	N	
284-54 WAC	284-54-040	Minimum standards for benefit triggers-Physician certification, activities of daily living, and cognitive impairments	R	48.02.060, 48.84.030, 48.84.050	07/98	N	
284-54 WAC	284-54-050	Exclusions	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-100	Renewability	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-150	Minimum standards-General	R	48.02.060, 48.84.030,	07/98	N	
284-54 WAC	284-54-160	Minimum standards-Gatekeeping provisions	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-180	Reduction of coverage	R	48.02.060, 48.84.030, 48.84.050	07/98	N	
284-54 WAC	284-54-190	Nonduplication with state or national health care benefits	R	48.02.060, 48.84.030, 48.84.050	07/98	N	
284-54 WAC	284-54-200	Prohibition against preexisting conditions and probationary periods in replacement policies or certificates	R	48.02.060, 48.84.030, 48.84.030	07/98	N	
284-54 WAC	284-54-210	Minimum standards for community based care benefits in long-term care insurance policies	R	48.02.060, 48.84.030, 48.84.030	07/98	N	
284-54 WAC	284-54-250	Grace period	R	48.02.060(3), 48.30.310	07/98	N	
284-54 WAC	284-54-253	Unintentional lapse	R	48.02.060, 48.84.030, 48.84.050	07/98	N	
284-54 WAC	284-54-260	Extension of benefits	R	48.02.060, 48.84.030,	07/98	N	
284-54 WAC	284-54-270	Requirement to offer inflation protection	R	48.02.060, 48.84.030, 48.84.050	07/98	N	
284-54 WAC	284-54-300	Information to be furnished, style	R	48.02.060, 48.84.030, 48.84.050	07/98	N	
284-54 WAC	284-54-350	Form to be used-Long-term care insurance disclosure form	R	48.02.060, 48.84.030, 48.84.050	07/98	N	
284-54 WAC	284-54-500	Format of long-term care contracts	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-600	Loss ratio requirements	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-610	Loss ratio definitions	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-620	Loss ratio-Grouping of contract forms	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-630	Loss ratio requirements-Individual contract forms	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-650	Loss ratio experience records	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-660	Evaluating loss ratio experience data	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-680	Loss ratio-Special circumstances	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-700	Advertising	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-750	Standards for education of licensees soliciting long-term care contracts	R	48.02.060	07/98	N	A 9/97

MISC.

WAC Chapters or Documents	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-54 WAC	284-54-800	Unfair or deceptive acts	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-54 WAC	284-54-900	Chapter not exclusive	R	48.02.060(3), 48.30.010, 48.84.910	07/98	N	
284-55 WAC	284-55-010	Limited purpose of this chapter	R	48.02.060, 48.66.041, 48.30.010, 48.66.100, 48.20.470	07/98	N	Retained 7/98
284-55 WAC	284-55-020	Applicability and scope	R	48.02.060, 48.66.041, 48.30.010(2), 48.44.050, 48.46.200	07/98	N	Retained 7/98
284-55 WAC	284-55-030	Definitions	R	48.02.060, 48.66.041, 48.30.010(2), 48.44.050, 48.46.200	07/98	N	Retained 7/98
284-55 WAC	284-55-035	Policy definitions and terms	R	48.02.060, 48.66.041, 48.30.010(2), 48.44.050, 48.46.200	07/98	N	Retained 7/98
284-55 WAC	284-55-040	Prohibited policy provisions	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-045	Minimum benefit standards		48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-050	Outline of coverage required	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-060	Form for "outline of coverage"	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-065	Buyer's guide	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-067	Notice regarding policies or subscriber contracts which are not Medicare supplement policies	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-070	Requirements for application forms, replacement	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-080	Form for "replacement notice"	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-090	Form for "replacement notice" by direct response insurer	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-095	Prohibited compensation for replacement with the same insurer	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-115	Standards for loss	R	48.02.060(3)(a), 48.66.050	07/98	N	Retained 7/98
284-55 WAC	284-55-120	Attained age rating prohibited	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-125	Riders and endorsements	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-150	Filing requirements and premium adjustments	R	48.02.060(3)(a), 48.66.050	07/98	N	Retained 7/98
284-55 WAC	284-55-155	Filing requirements for out-of-state group policies	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-160	Annual adjustment notice to conform existing Medicare supplement policies to Medicare changes	R	48.02.060(3)(a), 48.66.050	07/98	N	Retained 7/98
284-55 WAC	284-55-165	Form of annual adjustment notice-Policy changes effective January 1, 1989	R	48.02.060, 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-180	Requirements for advertising	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-185	Compliance with Omnibus Budget Reconciliation Act of 1987	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-55 WAC	284-55-190	Chapter not exclusive	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-55 WAC	284-55-205	Medicare supplement loss ratio experience form required	R	48.02.060(3)(a), 48.66.050	07/98	N	Retained 7/98
284-55 WAC	284-55-210	Form of Medicare supplement loss ratio experience	R	48.02.060(3)(a), 48.30.010(2)	07/98	N	Retained 7/98
284-58 WAC	284-58-010	Title and purpose	R	48.02.060	07/98	N	A 6/98
284-58 WAC	284-58-020	Scope and general contents	R	48.02.060	07/98	N	A 6/98
284-58 WAC	284-58-030	General contents of all life and disability form and disability rate filings	R	48.02.060	07/98	N	
284-58 WAC	284-58-040	Life and disability filing report documents	R	48.02.060	07/98	N	R 4/98
284-58 WAC	284-58-050	Document to be used in filing life and disability forms	R	48.02.060	07/98	N	R 4/98
284-58 WAC	284-58-060	Document to be used in filing disability rates	R	48.02.060	07/98	N	R 4/98
284-58 WAC	284-58-070	General designation of life and disability forms which may not be filed by certification	R	48.02.060	07/98	N	
284-58 WAC	284-58-080	Individual disability insurance forms, certifications not permitted	R	48.02.060	07/98	N	
284-58 WAC	284-58-090	Group disability insurance forms, certification not permitted	R	48.02.060	07/98	N	
284-58 WAC	284-58-100	Group disability insurance forms which may be filed by certification	R	48.02.060	07/98	N	
284-58 WAC	284-58-110	Blanket disability insurance forms, certification not permitted	R	48.02.060	07/98	N	
284-58 WAC	284-58-120	Blanket disability insurance forms which may be filed by certification	R	48.02.060	07/98	N	
284-58 WAC	284-58-130	Individual life insurance and annuity forms, certification not permitted	R	48.02.060	07/98	N	
284-58 WAC	284-58-140	Individual life insurance and annuity forms, which may be filed by certification	R	48.02.060	07/98	N	
284-58 WAC	284-58-150	Group life insurance and annuity contract forms, certification not permitted	R	48.02.060	07/98	N	
284-58 WAC	284-58-160	Group life insurance and annuity contract forms which may be filed by certification	R	48.02.060	07/98	N	
284-58 WAC	284-58-170	Credit insurance forms, certification not permitted	R	48.02.060	07/98	N	
284-58 WAC	284-58-180	Fraternal benefit society forms	R	48.02.060	07/98	N	
284-58 WAC	284-58-190	Certification form to be used for disability insurance form filings	R	48.02.060	07/98	N	
284-58 WAC	284-58-200	Form to be used for certification of disability insurance form or rate filings	R	48.02.060	07/98	N	
284-58 WAC	284-58-210	Certification form to be used for certification of disability insurance form or rate filings	R	48.02.060	07/98	N	
284-58 WAC	284-58-220	Form to be used for certification of life insurance or annuity form filings	R	48.02.060	07/98	N	
284-58 WAC	284-58-250	General contents of a form filing for property and casualty insurance and kinds of insurance other than life and disability	R	48.02.060, 48.44.050, 48.46.200	07/98	N	A 6/98

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-58 WAC	284-58-260	Designation of forms for insurance's other than life and disability which may not be filed by certification	R	48.02.060	07/98	N	A 6/98
284-58 WAC	284-58-270	Certification form to be used for property and casualty insurance	R	48.02.060	07/98	N	A 6/98
284-58 WAC	284-58-280	Form to be used for certification of property and casualty insurance form filings	R	48.02.060	07/98	N	A 6/98
284-60 WAC	284-60-010	Scope	R	48.02.060	07/98	N	
284-60 WAC	284-60-020	Purpose	R	48.02.060	07/98	N	
284-60 WAC	284-60-030	Definitions	R	48.02.060	07/98	N	
284-60 WAC	284-60-040	Grouping of policy forms for purposes of rate making and requests for rate increase	R	48.02.060	07/98	N	
284-60 WAC	284-60-050	Loss ratio requirements for individual disability insurance forms	R	48.02.060	07/98	N	
284-60 WAC	284-60-060	Loss ratio requirement for group and blanket disability insurance policy forms and manual rates	R	48.02.060	07/98	N	
284-60 WAC	284-60-070	Experience records	R	48.02.060	07/98	N	
284-60 WAC	284-60-080	Evaluating experience data	R	48.02.060	07/98	N	
284-60 WAC	284-60-090	Special circumstances	R	48.02.060	07/98	N	
284-60 WAC	284-60-100	Effective date	R	48.02.060	07/98	N	
284-66 WAC	284-66-010	Purpose	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-020	Applicability and scope	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-030	Definitions	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-040	Policy definitions and terms	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-050	Policy provisions	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-060	Minimum benefit standards	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-063	Benefit standards for policies or certificates issued or delivered on or after July 1, 1992	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-066	Standard Medicare supplement benefit plans	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-073	Medicare SELECT policies and certificates	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-077	Open enrollment	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-080	Outline of coverage required	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-66 WAC	284-66-092	Form of "outline of coverage"	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-110	Buyer's guide	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-120	Notice regarding policies which are not Medicare supplement policies	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-130	Requirements for application forms and replacement of Medicare supplement insurance coverage	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-135	Disclosure statements to be used with policies that are not Medicare supplement policies	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-142	Form of replacement notice	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-160	Adjustment notice to conform existing Medicare supplement policies to changes in Medicare	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-170	Prohibition against preexisting conditions, waiting periods, elimination periods, and probationary periods in replacement policies or certificates	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-200	Standards for loss ratios	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-203	Loss ratio and rating standards and refund or credit of premium	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-210	Policy reserves required	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-220	Medicare supplement refund calculation form required	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-232	Form for Medicare supplement refund calculation	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-240	Filing requirements and premium adjustments	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-243	Filing and approval of policies and certificates and premium rates	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-250	Filing requirements for out-of-state group policies	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-260	Riders and endorsements	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-270	Standards for claims payment: Compliance with Omnibus Budget Reconciliation Act of 1987	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-300	Requirements for advertising	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	

MISC.



WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-66 WAC	284-66-310	Attained age rating prohibited	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-320	Reporting of multiple policies	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-323	Form for reporting multiple Medicare supplement policies and certificates	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-330	Standards for marketing	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-340	Appropriateness of recommended purchase and excessive insurance	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-350	Permitted compensation arrangements	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-66 WAC	284-66-400	Chapter not exclusive	R	48.02.060, 48.20.450, 48.20.460, 48.20.470, 48.30.010, 48.44.050	07/98	N	
284-74 WAC	284-74-010	1983 Annuity tables	R	48.74.030	07/98	N	2/17/98
284-74 WAC	284-74-100	Smoker/nonsmoker mortality tables	R	48.74.030	07/98	N	
284-74 WAC	284-74-200	Gender blended mortality tables for certain life insurance policies	R	48.02.060	07/98	N	
284-78 WAC	284-78-010	Purpose	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-020	Definitions	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-030	The association	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-040	Activation of association	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-050	Administration	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-060	General powers and duties of the board	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-070	Assessments	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-080	Statistics, records, and reports	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-090	Eligibility of licensees for coverage	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-100	Standard policy coverage-Premiums	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-110	Renewal of policies	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-120	Cancellation of policies	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-130	Right of appeal	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-140	Cooperation of producers	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-150	Commissions	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-160	Additional notice required	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-170	Termination of association	R	48.02.060(3)(a)	12/99	N	
284-78 WAC	284-78-180	Effective date	R	48.02.060	12/99	N	
284-84 WAC	284-84-010	Scope	R	48.30.010	07/98	N	
284-84 WAC	284-84-020	Definitions	R	48.30.010, 48.76.060	07/98	N	
284-84 WAC	284-84-030	Commissioner's reserve valuation method	R	48.02.060	07/98	N	
284-84 WAC	284-84-040	Alternate minimum reserves	R	48.02.060	07/98	N	
284-84 WAC	284-84-050	Reserves, adjusting and testing	R	48.02.060	07/98	N	
284-84 WAC	284-84-060	Minimum cash surrender values for fixed premium universal life insurance policies	R	48.02.060	07/98	N	
284-84 WAC	284-84-070	Mandatory policy provisions	R	48.02.060	07/98	N	
284-84 WAC	284-84-080	Disclosure requirements	R	48.02.060	07/98	N	
284-84 WAC	284-84-090	Periodic disclosure to policyowner	R	48.02.060	07/98	N	

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-84 WAC	284-84-100	Unfair practices	R	48.02.060	07/98	N	
284-84 WAC	284-84-110	Filing requirements	R	48.02.060	07/98	N	
284-85 WAC	284-85-005	Purpose and authority	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-010	Applicability and scope	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-015	Standards for definitions used in this chapter and chapters 48.85 RCW	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-030	Minimum standards for long-term care partnership policies	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-040	Standards related to rates	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-045	Conversion from group to individual coverage or replacement of coverage	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-050	Disclosure and suitability standards	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-055	Termination of participation in the Washington long-term care partnership program	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-060	Applications for long-term care partnership coverage	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-070	Advertising standards	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-075	Summary of insurance benefits	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-080	Consumer education program	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-085	Standards for education of agents soliciting long-term care partnership contracts	R	48.02.060, 48.20.450, 48.85.030	07/98	N	A 9/97
284-85 WAC	284-85-090	Standards for case management services	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-100	Recordkeeping	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-110	Records retention	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-85 WAC	284-85-900	Chapter not exclusive	R	48.02.060, 48.20.450, 48.85.030	07/98	N	Retained 7/98
284-87 WAC	284-87-010	Purpose	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-020	Definitions	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-030	The association	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-040	Activation of association	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-050	Administration	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-060	General powers and duties of the board	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-070	Assessments	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-080	Statistics, records, and reports	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-090	Eligibility of licensees for coverage	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-100	Standard policy coverage -Premiums	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-110	Renewal of policies	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-120	Cancellation of policies	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-130	Right of appeal	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-140	Cooperation of agents and brokers	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-150	Commissions	R	48.02.060, 48.87.100	12/99	N	
284-87 WAC	284-87-160	Additional notice required	R	48.02.060, 48.87.100	12/99	N	

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-87 WAC	284-87-170	Termination of association	R	48.02.060, 48.87.100	12/99	N	
284-90 WAC	284-90-010	Purpose	R	48.02.060, 48.44.050, and 48.46.200	12/99	N	
284-90 WAC	284-90-020	Insuring procedures relating to AIDS	R	48.02.060, 48.44.050, and 48.46.200	12/99	N	
284-90 WAC	284-90-030	Policy reserves-Annual financial statements	R	48.02.060, 48.44.050, and 48.46.200	12/99	N	
284-91 WAC	284-91-010	Board of directors	R	48.02.060, 48.44.050, 48.46.200	12/99	N	
284-91 WAC	284-91-020	Organizational meeting, duties of board of directors	R	48.02.060, 48.44.050, 48.46.200	12/99	N	
284-91 WAC	284-91-025	Plan of operation approved	R	48.02.060, 48.41.170	12/99	N	
284-91 WAC	284-91-027	Plan of operation	R	48.02.060	12/99	N	
284-91 WAC	284-91-030	Duties of administration	R	48.02.060, 48.44.050, 48.46.200	12/99	N	
284-91 WAC	284-91-040	Forms to be used by administrator	R	48.02.060, 48.44.050, 48.46.200	12/99	N	
284-91 WAC	284-91-050	Involuntary terminations for other than nonpayment of premiums	R	48.02.060, 48.41.120	12/99	N	
284-92 WAC	284-92-010	Definitions	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-020	Preexisting registrations	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-210	Registration required	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-220	Registration effective upon notice by commissioner	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-230	Appointment for service of process	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-240	Suspension and revocation of registration	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-250	Insurers and agents	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-260	Forms	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-270	Disclosure that there is no guaranty association coverage and that some laws may not apply	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-280	Notice of changes	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-290	Domestic purchasing groups	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-410	Registration required	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-420	Registration effective upon notice by commissioner	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-430	Registration-Appointment for service of process	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-440	Suspension and revocation of registration	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-450	Agents	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-460	Tax	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-470	Notice of changes	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-480	Reports	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-490	Required disclosure "notice"	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-500	Domestic risk retention groups-Formation	R	48.02.060, 48.92.140	04/99	N	
284-92 WAC	284-92-510	Domestic risk retention groups-Reports	R	48.02.060, 48.92.140	04/99	N	
284-95 WAC	284-95-010	Title	R	48.02.060(3)(a), 48.30.010	04/99	N	
284-95 WAC	284-95-020	Purpose and scope	R	48.02.060(3)(a), 48.30.010	04/99	N	
284-95 WAC	284-95-030	Definitions, applications, and procedures	R	48.02.060(3)(a), 48.30.010	04/99	N	

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-95 WAC	284-95-040	Notice requirements	R	48.02.060(3)(a), 48.30.010	04/99	N	
284-95 WAC	284-95-050	Requirement of full disclosure	R	48.02.060(3)(a), 48.30.010	04/99	N	
284-95 WAC	284-95-060	Prohibited policy provisions	R	48.02.060(3)(a), 48.30.010	04/99	N	
284-95 WAC	284-95-070	Transfers to unauthorized insurers	R	48.02.060(3)(a), 48.30.010	04/99	N	
284-95 WAC	284-95-080	Unfair or deceptive acts or practices	R	48.02.060(3)(a), 48.30.010, 48.44.050, 48.46.200	04/99	N	
284-96 WAC	284-96-010	Purpose	R	48.02.060, 48.18.120	12/99	N	
284-96 WAC	284-96-015	Experimental and investigational prescriptions, treatments, procedures, or services-Definition required-Standard for definition-Written notice of denial required-Appeal process required	R	48.02.060(3)(a), 48.18.120	12/99	N	
284-96 WAC	284-96-020	Temporomandibular joint disorders-Specified offer of coverage required-Terms of specified offer defined-proof of offer must be maintained-Discrimination prohibited-Terms defined	R	48.21.320(2), 48.02.060(3)(a), 48.18.120(3)(a)	12/99	N	
284-96 WAC	284-96-500	Alternative care-General rules as to minimum standards	R	48.02.060, 48.44.050, 48.46.200, 48.46.060	12/99	N	
284-97 WAC	284-97-010	Purpose, scope, and effective date	R	48.02.060, 48.30.010, 48.102.025, 48.102.050	12/99	N	
284-97 WAC	284-97-015	Definitions	R	48.02.060, 48.30.010, 48.102.025, 48.102.050	12/99	N	
284-97 WAC	284-97-020	Licensing requirements for viatical settlement providers	R	48.02.060, 48.30.010, 48.102.025, 48.102.050	12/99	N	
284-97 WAC	284-97-030	Licensing requirements for viatical settlement brokers	R	48.02.060, 48.30.010, 48.102.025, 48.102.050	12/99	N	
284-97 WAC	284-97-040	Contract and rate filing requirements for viatical settlement providers and viatical settlement brokers	R	48.02.060, 48.30.010, 48.102.025, 48.102.050	12/99	N	
284-97 WAC	284-97-050	Standards for evaluating reasonability of compensation	R	48.02.060, 48.30.010, 48.102.025, 48.102.050	12/99	N	
284-20 WAC	10/20/50	Washington Insurance Examining Bureau	I		09/99	N	R 4/98
284-34 WAC	11/1/67	Credit Life and Credit Accident and Health Insurance	I		09/99	N	R 4/98
284-30 WAC	11/11/58	Anti-Discrimination	I		09/99	N	Retained 4/98
284-23 WAC	2/3/69	Guidelines to be Followed by Companies Offering Life Insurance Plans to College Students under a Premium Financing Arrangement	I		09/99	N	R 4/98
284-30 WAC	3/12/62	Fictitious Groupings-Third Party Liability Insurance	I		09/99	N	R 4/98
284-30 WAC	3/14/58	Fictitious Groups	I		09/99	N	Retained 4/98
284-20, 284-24 WAC	6/16/77	Insurers Writing Insurance for Washington School Districts	I		09/99	N	R 4/98
284-44 WAC	6/4/69	New Laws Pertaining to Health Care Service Contractors	I		09/99	N	R 4/98
284-50 WAC	66-1	Underwriting Practices of Individual Accident and Health Policies	I		09/99	N	R 4/98

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
48.56 RCW	69-3	The Insurance Premium Act	I		09/99	N	R 4/98
284-50 WAC	7/21/66	Adoption of the 1964 Commissioner's Disability Table	I		09/99	N	R 4/98
Public Service Announcement	70-1	Reporting of Total Loss Vehicle Claims Under RCW 46.12.070	I		09/99	N	R 4/98
284-20, 284-23, 284-24, 284-50, 284-58 WAC	71-1	Document Fee for Filing Forms under RCW 48.18.100 and RCW 48.18.110, and Rates under Ch. 48.19 RCW	I		09/99	N	R 4/98
48.18, 48.19, 48.30 RCW	71-2	Certificates of Insurance	I		09/99	N	Retained 4/98
48.19	71-3	Excess Rate Application (1) Uniform Excess Rate Application-Property Insurance (2) Uniform Excess Rate Application-Casualty Insurance	I		09/99	N	Retained 4/98
284-44 WAC	71-4	Filing Requirements and Penalties	I		09/99	N	R 4/98
284-20 WAC	73-1	Adherence to Filing Requirements	I		09/99	N	R 4/98
284-17 WAC	73-2	Issuance of Insurance Agents Licenses	I		09/99	N	R 4/98
284-50 WAC	73-3	Items Relating to Disability Insurance	I		09/99	N	R 4/98
284-30 WAC	73-4	Deceptive Advertising	I		09/99	N	R 4/98
48.18, 48.22 RCW	73-5	Amended Non-Renewal Law (subject 1) Uninsured Motorists (Subject 2)	I		09/99	N	R 4/98
284-30 WAC	73-6	Washington's Automobile PIP Endorsement	I		09/99	N	R 4/98
284-17 WAC	73-7	Speed-up in Licensing Procedures	I		09/99	N	R 4/98
284-24 WAC	74-1	Reductions in Automobile Insurance Rates During the Energy Crisis	I		09/99	N	R 4/98
284-24, 284-58 WAC	74-2	Property Insurance Filings	I		09/99	N	R 4/98
284-17 WAC	74-3 (part 1)	Extension of Credit by Agents and Brokers (subject 1)	I		09/99	N	R 4/98
284-17 WAC	74-3 (part 2)	Brokers, Only, May Charge Fees	I		09/99	N	R 4/98
284-24, 284-30 WAC	74-4	Automobile Insurers to Notify Policyholders and Agents of Availability of Reduced Premiums	I		09/99	N	R 4/98
284-24 WAC	74-5	Acceptance of Experience or Schedule Rating for Property Insurance	I		09/99	N	R 4/98
284-30 WAC	74-6	Improper Adjustment of Claims Under the Comparative Negligence Statute	I		09/99	N	R 4/98
284-34 WAC	74-7	Minimum Credit Reserves: 1) Credit Life Insurance 2) Credit Disability Insurance	I		09/99	N	Retained 4/98
284-30 WAC	75-1	Insurance Code Provision Affecting Title Insurance and Their Agents	I		09/99	N	R 4/98
48.18.110 RCW	76-1	Citizen Band Radios as Excluded "Devices for the Reproduction of Sound" Under the Unscheduled Personal Property Provision of Homeowners Policies	I		09/99	N	R 4/98
284-15 WAC	76-2	Surplus Line Brokers and Applicants for License -Maintenance of an Office in the State of Washington	I		09/99	N	Retained 4/98

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-30, 284-17 WAC	76-3	Discriminatory Practices with respect to Insureds Using Public Adjusters	I		09/99	N	Retained 4/98
284-24, 284-30 WAC	76-4	Private Passenger Automobile Insurance Market	I		09/99	N	R 4/98
284-30, 284-34 WAC	77-1	Unfair and Deceptive Practices with Respect to Credit Insurance	I		09/99	N	R 4/98
284-50 WAC	77-2	Individual Disability Insurance Minimum Standards and Disclosure Requirements	I		09/99	N	R 4/98
284-23, 284-50 WAC	77-3	Return of Policy for Refund of Premium	I		09/99	N	R 4/98
284-30 WAC	77-4	Right of Debtor to Select Agent, Broker or Insurer	I		09/99	N	R 4/98
284-50 WAC	77-5	Individual Disability Insurance Minimum Standards and Disclosure Requirements	I		09/99	N	R 4/98
48.19 RCW	77-6	Acceptance of Experience or Schedule Rating for Property Insurance (Fire) Coverages of Business Package Policies.	I		09/99	N	R 4/98
284-30, 284-23 WAC	77-7	Disclosure Requirements with Respect to Deposit-Term-Type Insurance	I		09/99	N	R 4/98
284-50 WAC	77-8	Interpretation of the Individual Insurance Minimum Standards and Disclosure Requirements	I		09/99	N	R 4/98
284-23 WAC	77-9	Replacements Involving Tax Sheltered Annuities	I		09/99	N	R 4/98
284-50 WAC	78-1	Requirements to be met if Individual Disability Insurance is to be Replaced other Insurance	I		09/99	N	Retained 4/98
284-44, 284-46 WAC	78-10	Uniform Health Insurance Claims Forms	I		09/99	N	R 4/98
48.18, 48.30 RCW	78-2	Minimum guidelines for Readable Automobile Insurance Policies	I		09/99	N	R 4/98
284-30 WAC	78-3	Use of Binders in Furnishing Property Insurance In Connection With A Loan	I		09/99	N	R 4/98
284-44, 284-46 WAC	78-4	Uniform Health Insurance Claims Forms	I		09/99	N	R 4/98
284-66 WAC	78-5	Medicare Supplement Disclosure Forms	I		09/99	N	R 4/98
284-34 WAC	78-6	Statutory Requirements to be Met in the Sale of Credit Insurance	I		09/99	N	Retained 4/98
48.05.190 RCW	78-7	Conducting Business in Own Legal Name	I		09/99	N	Retained 4/98
284-30 WAC	78-8	A Set of Facts Constituting a Violation of the Rebating and Illegal Inducement Statute	I		09/99	N	Retained 4/98
284-44 WAC	78-9	Matters Affecting Health Care Service Contractors	I		09/99	N	R 4/98
Public Service Announcement	79-1	President's Anti-Inflation Program	I		09/99	N	R 4/98
284-17 WAC	79-2	Discontinuance of Temporary Life Insurance Agents Licenses	I		09/99	N	R 4/98
284-30 WAC	79-3	Improper Use of Driving Records	I		09/99	N	Retained 4/98

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
48.01 RCW	79-4	Subrogation Clauses, What is Acceptable	I		09/99	N	Retained 4/98
284-15 WAC	79-5	Change of Law with Respect to Legal Process against Surplus Line Insurers	I		09/99	N	R 4/98
Public Service Announcement	79-6	The Anti-Inflation Program	I		09/99	N	R 4/98
284-30 WAC	79-7	Advancement of Funds by Title Insurance Companies and Agents as Rebating	I		09/99	N	R 4/98
284-30 WAC	8/20/62	Interpretation of Application of RCW 48.01.030 RCW 48.30.260 (Right of Debtor to Select Agent, Broker or Insurer)	I		09/99	N	R 4/98
48.22 RCW	80-1	New Laws Affecting Automobile Insurance	I		09/99	N	R 4/98
Public Service Announcement	80-2	Mount St. Helens Eruption Claims Advice	I		09/99	N	R 4/98
48.22.030 RCW	80-3	Uninsured Motorist Forms -Prohibited Exclusions	I		09/99	N	Retained 4/98
48.18 RCW	80-4	Volcano Coverage	I		09/99	N	Retained 4/98
284-17 WAC	81-1	Agents' Licensing Violations	I		09/99	N	R 4/98
284-17, 284-30 WAC	81-2	Charging of Fees by Licensees	I		09/99	N	R 4/98
284-23 WAC	81-3	Regulations Applicable to Life Insurance and Annuities	I		09/99	N	R 4/98
284-17 WAC	81-4	Licensing Requirements for Adjusters	I		09/99	N	R 4/98
48.18, 48.22 RCW	81-5	New Laws Relating to Automobile Insurance	I		09/99	N	R 4/98
284-44 WAC	82-1	Benefits for Registered Nurses Services	I		09/99	N	R 4/98
284-30 WAC	82-2	Duty to Settle Auto Damage Claim Under the Comparative Negligence Statute	I		09/99	N	Retained 4/98
Public Service Announcement	82-3	Woodburning Stoves and Fireplaces in Mobile Homes	I		09/99	N	R 4/98
284-23 WAC	82-4	New Standard Nonforfeiture and Valuation Laws	I		09/99	N	R 4/98
48.14 RCW	82-5	Premium Tax Changes-1982	I		09/99	N	R 4/98
48.13.020 RCW	82-6	Investment in a Participation Loan Agreement by a Domestic Insurer	I		09/99	N	Retained 4/98
284-24 WAC	82-7	Waiver of Small Premium Adjustments-Property and Casualty Insurance	I		09/99	N	Retained 4/98
48.14 RCW	82-8	Cancellation of Previously Approved Tax Exemptions	I		09/99	N	R 4/98
48.18, 48.22 RCW	82-9	Motorcycle Policies - Liability Coverage with Respect to Passengers	I		09/99	N	Retained 4/98
284-44, 284-46, 284-49, 284-50 WAC	83-1	Mandatory Coverage for Reconstructive Breast Surgery	I		09/99	N	R 4/98
48.22 RCW	83-2	Underinsured Motor Vehicle Insurance -1983 Changes	I		09/99	N	Retained 4/98

MISC.

WAC Chapters or Documents	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-44, 284-46 WAC	83-3	Summary of 1983 Legislation Affecting Health Care Service Contractors and Health Maintenance Organizations	I		09/99	N	R 4/98
284-34 WAC	83-4	Credit Insurance: 1) Prima Facie Acceptable Rates-Form Filings 2) Policy or Certificate Must be Given to Debtors	I		09/99	N	Retained 4/98
284-44, 284-44, 284-96 WAC	83-5	Mandatory Offering of Certain Coverages (Supplemental coverage for Mental Health Treatment-Chiropractic-Home Health and Hospice Care)	I		09/99	N	R 4/98
48.27 RCW	83-6	Overinsurance of Property	I		09/99	N	R 4/98
48.112 RCW	83-7	Multiple Employer Trusts (METs)	I		09/99	N	Retained 4/98
284-17 WAC	84-1	Multiple Employer Trusts (METs) - An Alert to Agents and Brokers	I		09/99	N	R 4/98
284-74 WAC	84-2	Commissioner's Annuity Reserve Valuation Method -Single Premium Deferred Annuities & Related Insurance and Annuity Contracts	I		09/99	N	R 4/98
284-44, 284-50, 284-96 WAC	84-3	Home Health Care and Hospice care	I		09/99	N	R 4/98
284-44, 284-46, 284-96 WAC	84-4	Group Coverage for Mental Health Treatment			09/99	N	R 4/98
284-44, 284-46, 284-16 WAC	84-5	UB-82 Hospital Billing Form	I		09/99	N	R 4/98
48.18, 48.22 RCW	85-1	Legislative Changes requiring Prompt Attention (1987) 1. General Cancellation and Nonrenewal Laws 2. Special Cancellation and Nonrenewal -Private Passenger Auto Risks 3. Underinsured Motorist Coverage	I		09/99	N	R 4/98
284-23 WAC	85-2	Two Items of Importance to Life Insurers (1) Policy Settlements - Interest (2) Uniform Unclaimed Property Act-Beneficiary Forms	I		09/99	N	Retained 4/98
284-44, 284-46, 284-46 WAC	85-3	Group Coverage for Mental Health Treatment	I		09/99	N	R 4/98
284-07 WAC	85-4	Statement of Opinion on Loss and Loss Adjustment Expense Reserves	I		09/99	N	R 4/98
Public Service Announcement	85-5	Market Availability	I		09/99	N	R 4/98
284-17 WAC	86-1	Cancellation of Agency Appointments	I		09/99	N	R 4/98
284-17 WAC	86-2	Separate Accounts	I		09/99	N	Retained 4/98
284-30 WAC	86-3	Changes to the Cancellation and Nonrenewal Laws	I		09/99	N	R 4/98
284-14 WAC	86-4	Insurance Premium Tax Rates, Regulatory Operating Fee, and Rates and Forms Filings	I		09/99	N	R 4/98

MISC.



WAC Chapters or Documents	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-44, 284-46, 284-96 WAC	86-5	Group Coverage for Mental Health Treatment	I		09/99	N	R 4/98
284-30, 284-44, 284-46 WAC	86-6	Discrimination Against the Blind	I		09/99	N	Retained 4/98
284-54 WAC	86-7	Long-Term Care Insurance: (1) Prohibited Practices, (2) Forms	I		09/99	N	R 4/98
284-30 WAC	86-8	Notices of Renewal or Changes in Rates or Policy Provisions	I		09/99	N	Retained 4/98
284-51 WAC	86-9	Administrative Alternatives for Implementation of Changes to Coordination of Benefits Rules	I		09/99	N	R 4/98
284-23 WAC	87-1	Group Annuity Policies Issued to Financial Institutions	I		09/99	N	R 4/98
284-17 WAC	87-2	Insurance Education Regulation	I		09/99	N	R 4/98
Public Service Announcement	87-3	Legislative Changes Requiring Prompt Attention (1987)	I		09/99	N	R 4/98
284-30, 284-55, 284-66 WAC	87-4	Medigap and Other Health Insurance Matters (Item 1: Competing Medical Histories. Items 2&3: Telephone Solicitations. Item 4: Changes in Medicare)	I		09/99	N	Retained 4/98
284-54 WAC	87-5	Long-Term Care or Nursing Home Coverage	I		09/99	N	Retained 4/98
284-23, 284-50 WAC	87-6	Items relating to Advertising and Marketing of Life and Health (including Medicare Supplement Insurance)	I		09/99	N	Retained 4/98
284-07 WAC	88-1	Liability Experience - 1987 Annual Reports WAC 284-07-010, WAC 284-07-014, and WAC 284-07-024	I		09/99	N	R 4/98
284-44, 284-46 WAC	88-2	Health Insurance Pool, Washington State, Attn: Health Insurance Underwriting Managers	I		09/99	N	R 4/98
284-17 WAC	88-3	Health Insurance Pool, Washington State, Attn: Agents and Brokers	I		09/99	N	Retained 4/98
284-55, 284-66 WAC	88-4	Changes to Medicare Supplement Rates and Forms	I		09/99	N	Retained 4/98
284-30 WAC	88-5	Unfair Practices Applicable to Title Insurers and Their Agents	I		09/99	N	Retained 4/98
284-30 WAC	89-3	Sales Tax and ACV Claims	I		09/99	N	Retained 4/98
284-46 WAC	89-5	Notice- Washington Health Insurance Pool Board of Directors (Pos. Five)	I		09/99	N	R 4/98
Public Service Announcement	89-6	Notice - Washington Health Insurance Pool Board of Directors (Pos. Six)	I		09/99	N	R 4/98
284-23 WAC	9/11/50	Coupon, Accumulation and Bonus Policies	I		09/99	N	R 4/98
284-96 WAC	9/24/54	Payment of Benefits	I		09/99	N	R 4/98
284-17 WAC	90-1	Licensing Violations and Distinctions between Agents and Brokers	I		09/99	N	R 4/98
284-17 WAC	90-2	Sale of Unauthorized Health Care - Agents Beware	I		09/99	N	Retained 4/98
284-17 WAC	90-3	Public Adjusters - Loss of License for Violation of Law	I		09/99	N	Retained 4/98

MISC.

WAC Chapters or Documents	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-24 WAC	91-1	Operation Desert Storm -Reduced Automobile Insurance Costs to the Military Personnel Involved Therein	I		09/99	N	R 4/98
284-44, 284-46, 284-50, 284-96 WAC	91-2	Non-Compliance with Mandated Offerings and Mandated Benefits including an Offering of Benefits for Temporomandibular Joint (TMJ) Disorder	I		09/99	N	Retained 4/98
284-17 WAC	91-3	Licensing Requirements for Licensees who Maintain More than One Place of Business in the State	I		09/99	N	R 4/98
284-23, 284-50, 284-54, 284-66 WAC	91-4	War Exclusions in Life and Disability Filings	I		09/99	N	Retained 4/98
284-44, 284-46 WAC	91-5	Operation Desert Storm-Reinstatement of Health Insurance for Veterans	I		09/99	N	R 4/98
284-22 WAC	91-6	United States Longshoremen's and Harbor Workers' Compensation Act Coverage	I		09/99	N	Retained 4/98
284-17, 284-15 WAC	91-7	Procurement of Insurance Coverages from Unauthorized Insurers	I		09/99	N	Retained 4/98
284-55, 284-66 WAC	91-8	Physician's Limiting Charge -Medicare Supplement	I		09/99	N	Retained 4/98
48.11 RCW	91-9	Excess Stop/Loss Coverage Written by Life and Disability Insurers	I		09/99	N	R 4/98
Public Service Announcement	92-1	Telephone Approvals and/or Disapprovals	I		09/99	N	R 4/98
284-55, 284-66 WAC	92-2	Practices that Violate the Medicare Supplement Open Enrollment Requirements	I		09/99	N	Retained 4/98
48.11, 48.21 RCW	92-3	Excess Stop/Loss Coverage Written by Life and Disability Insurers	I		09/99	N	Retained 4/98
284-17 WAC	92-4	Laws and Rules Important to Agents (General Rules, Exceptions, Fees)	I		09/99	N	Retained 4/98
Public Service Announcement	93-1	Windstorm Damage Settlements and Related Concerns	I		09/99	N	Retained 4/98
284-34 WAC	93-2	Gross Credit Life Insurance-Order Withdrawing Certain Forms	I		09/99	N	Retained 4/98
284-30 WAC	94-1	Mandatory Offering of PIP Coverage to All Automobile Insureds	I		09/99	N	Retained 4/98
284-30 WAC	94-2	Mandatory Offering of PIP Coverage to All Automobile	I		09/99	N	Retained 4/98
284-30 WAC	94-3	Mandatory Offering of PIP Coverage to All Automobile	I		09/99	N	Retained 4/98
284-10 WAC	94-4	Guaranteed Continuity of Coverage-Cancellation or Non-Renewal of Coverage-Ceasing Sale of Contract-Rate Increases on Discontinued Forms	I		09/99	N	R 4/98
284-44, 284-46 WAC	94-5	Required Filing of Forms -Definition of Forms	I		09/99	N	Retained 4/98
284-51 WAC	94-6	Administrative Alternatives for Implementation of Changes to Coordination of Benefits	I		09/99	N	R 4/98

MISC.

WAC Chapters or Document	Section number or other unique identifier	Section Title	Doc type	Statutory authority	Review completion date	Business report required	Final Action
284-10, 284-44 WAC	94-7	Published Policies	I		09/99	N	R 4/98
284-10 WAC	94-8	Short-term Health Care reform	I		09/99	N	Retained 4/98
48.14 RCW	94-9	Premium Tax - Application to Disability and Health Coverage	I		09/99	N	Retained 4/98
284-43 WAC	95-1	Health Care Provider selection, Termination, and Dispute Resolution	I		09/99	N	R 4/98
48.22.080 RCW	95-2	Risk-Management Training	I		09/99	N	Retained 4/98
284-10, 284-44, 284-46, 284-50, 284-96 WAC	95-3	Denturism - Initiative 607	I		09/99	N	R 4/98
284-24 WAC	95-4	Lifestyle Rating Factors	I		09/99	N	R 4/98
48.30A RCW	95-5	Fraud Plans and Reports	I		09/99	N	Retained 4/98
48.43.055 RCW	95-6	Complaints - Procedures for Review and Adjudication of Complaints by Covered Persons	I		09/99	N	Retained 4/98
284-24 WAC	95-7	Lifestyle Rating Factors	I		09/99	N	R 4/98
48.43.055 RCW	95-8	Complaints - Procedures for Review and Adjudication of Complaints by Health Care Providers	I		09/99	N	Retained 4/98
48.43.0115 RCW	95-9	Every Category of Provider	I		09/99	N	Retained 4/98
284-30 WAC	96-1	Betterment	I		09/99	N	Retained 4/98
284-30 WAC	96-2	Canceling, Non-renewing or Refusing to Insure - "True and Actual Reason"	I		09/99	N	Retained 4/98
Public Service Announcement	96-3	Avoiding Danger to Insureds	I		09/99	N	Retained 4/98
284-44, 284-46 WAC	Memo 6/30/1988	Washington Health Insurance Pool	I		09/99	N	Retained 4/98
284-10 WAC	TA 5/18/1994	Implementation of Portability and Pre-Existing Condition Rules	I		09/99	N	Retained 4/98
284-44, 284-46, 284-50, 284-96 WAC	TAA 96-1	Small Group and Individual Filings	I		09/99	N	Retained 4/98
284-44, 284-46 WAC	TAA 97-1	Assets of HMOs and HCSCs	I		09/99	N	Retained 4/98
284-17 WAC	TAA 97-2	Banks and Insurance	I		09/99	N	Retained 4/98
SSB 5750	TAA 97-3	SSB 5750	I		09/99	N	Retained 4/98

**WSR 99-01-002**

**NOTICE OF PUBLIC MEETINGS**

**BELLINGHAM TECHNICAL COLLEGE**

[Memorandum—December 3, 1998]

The regularly scheduled meeting of the board of trustees of Bellingham Technical College will be held on Thursday, December 17, 1998, 9-11 a.m., in the College Services Build-

ing Board Room on the Bellingham Technical College campus. Call 738-3105 extension 334 for information.

MISC.

**WSR 99-01-003**  
**NOTICE OF PUBLIC MEETINGS**  
**PUGET SOUND AIR**  
**POLLUTION CONTROL AGENCY**

[Memorandum—December 3, 1998]

BOARD OF DIRECTORS  
 REGULAR MONTHLY MEETINGS  
 MEETING DATES FOR 1999

REGULAR MONTHLY MEETINGS	STUDY SESSIONS
January 14, 1999	February 25, 1999
February 11, 1999	April 22, 1999
March 11, 1999	June 24, 1999
April 8, 1999	August 26, 1999
May 13, 1999	October 28, 1999
June 10, 1999	December 23, 1999
July 8, 1999	
August 12, 1999	
September 9, 1999	
October 14, 1999	
November 10, 1999	
December 9, 1999	

Notice is hereby given that the board of directors of the Puget Sound Air Pollution Control Agency will hold regular monthly meetings. The regular monthly meetings will be held at 9:00 a.m. at the Puget Sound Air Pollution Control Agency, 110 Union Street, Suite 500, Seattle, WA. Study sessions will be held at 9:30 a.m.

Board of director meetings and study sessions are open and public. Interested persons are invited to attend. More information can be obtained by calling (206) 689-4080 or 689-4079.

**WSR 99-01-004**  
**NOTICE OF PUBLIC MEETINGS**  
**LAKE WASHINGTON**  
**TECHNICAL COLLEGE**

[Memorandum—November 30, 1998]

Following are the dates when the Lake Washington Technical College board of trustees is scheduled to hold regular meetings during 1999:

- Monday, January 4, 1999
- Monday, February 1, 1999
- Monday, March 1, 1999
- Monday, April 5, 1999
- Monday, May 3, 1999
- Monday, June 7, 1999
- Monday, July 5, 1999
- Monday, August 2, 1999
- Monday, September 6, 1999
- Monday, October 4, 1999

Monday, November 1, 1999

Monday, December 6, 1999

Work sessions begin at 6 p.m. in Room W302E at the college; the regular meeting agenda begins at 7 p.m. in Room W305 at the college.

In the event it is necessary to change any of these meeting dates appropriate advertising will take place.

**WSR 99-01-006**  
**NOTICE OF PUBLIC MEETINGS**  
**COUNTY ROAD**  
**ADMINISTRATION BOARD**

[Memorandum—December 3, 1998]

MEETING NOTICE

**January 14, 1999**

County Road Administration Board  
 2404 Chandler Court S.W., Suite 240  
 Olympia, WA 98504-0913  
 1:00 p.m. to 5:00 p.m.

**January 15, 1999**

County Road Administration Board  
 2404 Chandler Court S.W., Suite 240  
 Olympia, WA 98504-0913  
 9:00 a.m. to noon

\*Individuals requiring reasonable accommodation may request written materials in alternative formats, sign language interpreters, physical accessibility accommodations, or other reasonable accommodation, by contacting Karen Pendleton at (360) 753-5989, hearing and speech impaired persons can call 1-800-833-6384.

If you have questions, please contact (360) 753-5989.

**WSR 99-01-007**  
**NOTICE OF PUBLIC MEETINGS**  
**LOWER COLUMBIA COLLEGE**

[Memorandum—December 1, 1998]

Per RCW 34.05.312, Linda Peck, President's Office, Lower Columbia College, 1600 Maple Street, P.O. Box 3010, Longview, WA 98632-0310, phone (360) 577-2322, is the rules coordinator for Lower Columbia College (Community College District 13).

MISC.

**WSR 99-01-008**  
**NOTICE OF PUBLIC MEETINGS**  
**TACOMA COMMUNITY COLLEGE**

[Memorandum—December 2, 1998]

**BOARD MEETING SCHEDULE FOR**  
**TACOMA COMMUNITY COLLEGE**

The 1999 meeting schedule for the board of trustees of Tacoma Community College District 22 is as follows:

- January 7, 1999
- February 4, 1999
- March 4, 1999
- April 1, 1999
- May 6, 1999
- June 3, 1999
- July 1, 1999
- August 5, 1999
- September 2, 1999
- October 7, 1999
- November 4, 1999
- December 2, 1999

All meetings of the board of trustees will be held at Tacoma Community College, 6501 South 19th Street, Tacoma, WA 98466. The meeting time is 4:00 p.m.; meetings are held in Building 7, Baker Room.

**WSR 99-01-009**  
**NOTICE OF PUBLIC MEETINGS**  
**EDMONDS COMMUNITY COLLEGE**

[Memorandum—December 1, 1998]

**EDMONDS COMMUNITY COLLEGE**  
**BOARD OF TRUSTEES**  
**NOTICE OF SPECIAL MEETINGS**  
**TO MEDIA/OTHER**

December 17, 1998, Edmonds Community College, Board of Trustees, Regular Board Meeting: EdCC, Snohomish Hall, Room 304A, 20226 68th Avenue West, Lynnwood, WA, 4:00 p.m. *Purpose: To address routine college business issues.*

**WSR 99-01-015**  
**RULES OF COURT**  
**STATE SUPREME COURT**

[December 3, 1998]

IN THE MATTER OF THE ADOPTION ) ORDER  
OF THE AMENDMENTS TO RAP ) NO. 25700-A-635  
17.2(a)(5) AND RAP 18.1 )

The Court having determined that the proposed amendments to RAP 17.2(a)(5) and RAP 18.1 will aid in the prompt

and orderly administration of justice and further determined that an emergency exists which necessitates an early adoption;

Now, therefore, it is hereby

**ORDERED:**

- (a) That the amendments as attached hereto are adopted.
- (b) That pursuant to the emergency provisions of GR 9(i), the amendment will be published expeditiously and become effective upon publication.

DATED at Olympia, Washington this 3rd day of December, 1998.

	<u>Durham, C.J.</u>
<u>Dolliver, J.</u>	<u>Madsen, J.</u>
<u>Smith, J.</u>	<u>Talmadge, J.</u>
<u>Guy, J.</u>	<u>Alexander, J.</u>
<u>Johnson, J.</u>	<u>Sanders, J.</u>

**RULE 17.2**  
**WHO DECIDES A MOTION**

(a) Generally. The judges determine (1) a motion in a brief, (2) a motion to modify a ruling by a commissioner or the clerk, (3) a motion for reconsideration of a decision, (4) a motion to recall the mandate, and (5) a motion to extend time under rule 18.8(b), and (6) a motion to publish. All other motions may be determined initially by a commissioner or the clerk of the appellate court.

(b) Reference to the Judges. A commissioner or clerk may refer a motion to the judges for determination. If the motion is referred to the judges, the commissioner or clerk will give notice of the reference to all persons entitled to notice of the motion.

(c) Transfer by Supreme Court to Court of Appeals. A commissioner or clerk of the Supreme Court may transfer a motion for discretionary review of a trial court decision to the Court of Appeals for determination.

**RULE 18.1**  
**ATTORNEY FEES AND EXPENSES**

(a) Generally. If applicable law grants to a party the right to recover reasonable attorney fees or expenses on review, the party must request the fees or expenses as provided in this rule, unless a statute specifies that the request is to be directed to the trial court.

(b) Argument in Brief. The party must devote a section of the brief to the request for the fees or expenses. The request should not be made in the cost bill. In a motion on the merits pursuant to rule 18.14, the request and supporting argument must be included in the motion if the requesting party has not yet filed a brief.

(c) Affidavit of Financial Need. In any action where applicable law mandates consideration of the financial resources of one or more parties regarding an award of attorney fees and expenses, each party must serve upon the other

**MISC.**

and file a financial affidavit no later than 10 days prior to the time set for oral argument; however, in a motion on the merits pursuant to rule 18.14, each party must serve and file a financial affidavit along with its motion or response.

(d) Affidavit of Fees and Expenses. Within 10 days after the filing of a decision awarding a party the right to reasonable attorney fees and expenses, the party must serve and file in the appellate court an affidavit detailing the expenses incurred and the services performed by counsel.

(e) Answer to Affidavit; Reply. A party may answer a request for fees and expenses filed pursuant to section (d) by serving and filing answering documents within 10 days after service of the affidavit upon the party. In a rule 18.14 proceeding, an answer to an affidavit of financial need may be served and filed at any time before oral argument. A party may reply to an answer by serving and filing the reply documents within 5 days after the service of the answer upon that party.

(f) Commissioner or Clerk Award Fees and Expenses. A commissioner or clerk will determine the amount of the award, and will notify the parties. The determination will be made without a hearing, unless one is requested by the commissioner or clerk.

(g) Objection to Award. A party may object to the commissioner's or clerk's award only by motion to the appellate court in the same manner and within the same time as provided in rule 17.7 for objections to any other rulings of a commissioner or clerk.

(h) Transmitting Judgment on Award. The clerk will include the award of attorney fees and expenses in the mandate or in a supplemental judgment. The award of fees and expenses may be enforced in the trial court.

(i) Fees and Expenses Determined After Remand. The appellate court may direct that the amount of fees and expenses be determined by the trial court after remand.

(j) Fees for Answering Petition for Review. If attorney fees and expenses are awarded to the party who prevailed in the Court of Appeals, and if a petition for review to the Supreme Court is subsequently denied, reasonable attorney fees and expenses may be awarded for the prevailing party's preparation and filing of the timely answer to the petition for review. A party seeking attorney fees and expenses should request them in the answer to the petition for review. The Supreme Court will decide whether fees are to be awarded at the time the Supreme Court denies the petition for review. If fees are awarded, the party to whom fees are awarded should submit an affidavit of fees and expenses within the time and in the manner provided in section (d). An answer to the request or a reply to an answer may be filed within the time and in the manner provided in section (e). The commissioner or clerk of the Supreme Court will determine the amount of fees without oral argument, unless oral argument is requested by the commissioner or clerk. Section (g) applies to objections to the award of fees and expenses by the commissioner or clerk.

Reviser's note: The typographical error in the above material occurred in the copy filed by the State Supreme Court and appears in the Register pursuant to the requirements of RCW 34.08.040.

WSR 99-01-016
RULES OF COURT
STATE SUPREME COURT

[December 3, 1998]

IN THE MATTER OF THE ADOPTION ) ORDER
OF THE AMENDMENT TO JISCR 2 ) NO. 25700-A-636

The Judicial Information System having recommended the adoption of the proposed amendment to JISCR2, and the Court having determined that the proposed amendment will aid in the prompt and orderly administration of justice and further determined that an emergency exists which necessitates an early adoption;

Now, therefore, it is hereby

ORDERED:

(a) That the amendment as attached hereto is adopted.

(b) That pursuant to the emergency provisions of GR 9(i), the amendment will be published expeditiously and become effective upon publication.

DATED at Olympia, Washington this 3rd day of December, 1998.

Durham, C.J.
Dolliver, J. Madsen, J.
Smith, J. Talmadge, J.
Guy, J. Alexander, J.
Johnson, J. Sanders, J.

GR 9 Cover Sheet
Proposed Amendments

JISCR 2(a)

(1) Background: JISCR 2(a) establishes the membership of the Judicial Information System Committee (JISC) and the procedure for appointment to it. The Superior Court Judges' Association requested the JISC consider additional superior court judges in order to increase participation on the committee. JISCR 2(a) currently provides for four members from each court level (appellate, superior, limited jurisdiction). However, because of the many facets represented at the superior court level (including the county clerks and juvenile courts), as a practical matter usually only one superior court judge sits on the committee. The current JISC membership is typical. It includes one superior court judge, two appellate level judges and three limited jurisdiction court judges.

The superior court judges have expressed an interest in participating more fully in the JISC and in technology issues in general. More technology is becoming available to judges. With the implementation of the domestic violence legislation the Judicial Information System is becoming an essential tool for superior court judges. Their interest is reflected in the creation this year of a Superior Court Judges' Association Technology Committee.

MISC.

(2) Purpose: The proposed amendment would add one superior court level member to the JISC and require that two of the superior court level members be members of the Superior Court Judges' Association. This would bring the judicial representation at the superior court level more into line with the judicial representation from other court levels.

The JISC considered this change and, at its August 28, 1998 meeting, voted to recommend it.

(3) Washington State Bar Association Action: None, internal court administration.

(4) Supporting Material: Attached is a copy of the proposed rule amendment.

(5) Spokesperson: Justice Talmadge.

(6) Hearing: None recommended.

RULE 2  
COMPOSITION

(a) Membership. The Judicial Information System Committee (JISC) shall be appointed by the Chief Justice. The Chief Justice will consider for appointment those individuals who have been suggested by representative groups and associations from within the judicial system but shall not be bound thereby. In addition, the Chief Justice shall consider for appointment only those individuals who have demonstrated an interest and commitment to judicial administration and to automation of judicial systems and functions. The committee shall be composed of four members from the appellate court level (Supreme Court and Court of Appeals), ~~four~~ five *members from the superior court level, two of whom shall be members of the Superior Court Judges' Association*, four members from the courts of limited jurisdiction level, and three at large members from outside the judiciary, one of whom will be a member of the Washington State Bar Association, one of whom will be a member of the Washington Association of Sheriffs and Police Chiefs, and one of whom will be a member of the Washington State Association of Prosecuting Attorneys.

(b) Terms of Office. The term of membership for those who are appointed to represent specific organizations shall be for a term of 3 years with the initial term as determined by lot, staggered so as to insure that an equal number of terms expire each year. Any vacancy in the membership of the committee shall be filled in the same manner in which the original appointment was made and the term of membership shall expire on the same date as the original appointment expiration date.

(c) Operation. The Supreme Court Justice shall be the chairperson. The members of the committee shall elect a vice-chairperson from among themselves. Meetings of the committee shall be called regularly and at a minimum of four times per year at the discretion of the chair. Any members with two unexcused absences from regularly scheduled JISC meetings during any calendar year shall be requested to resign and the respective association shall appoint a successor to fulfill the unexpired term. User advisory committees shall be established for each level of court and will be representative of the users at each level. Ad hoc committees shall also be established for the purpose of monitoring specific projects undertaken by the Judicial Information System.

Amended May 9, 1996

**Reviser's note:** The typographical error in the above material occurred in the copy filed by the State Supreme Court and appears in the Register pursuant to the requirements of RCW 34.08.040.

**WSR 99-01-017**

**NOTICE OF PUBLIC MEETINGS  
DEPARTMENT OF AGRICULTURE  
(Bulb Commission)**

[Memorandum—December 7, 1998]

1999 WASHINGTON STATE BULB COMMISSION MEETINGS

First meeting on Wednesday, May 12 at noon, at WSU Research Center, Puyallup.

Second meeting on Tuesday, November 30 at noon, at SeaTac Marriott.

**WSR 99-01-018**

**NOTICE OF PUBLIC MEETINGS  
COMMISSION ON  
ASIAN PACIFIC AMERICAN AFFAIRS**

[Memorandum—December 3, 1998]

Please be advised of our board of commissioners' meeting dates and locations for 1999.

Thursday, January 21	Olympia
Saturday, March 20	Bremerton
Saturday, May 15	Tri-Cities
Saturday, September 18	Tacoma
Saturday, November 13	Seattle

If you need additional information or have any questions, please call Max Chan or Loan Nguyen at (206) 464-5820.

**WSR 99-01-019**

**RULES COORDINATOR  
COUNTY ROAD  
ADMINISTRATION BOARD**

[Filed December 7, 1998, 12:57 p.m.]

Following is the designated rules coordinator for our agency: Karen Pendleton, County Road Administration Board, 2404 Chandler Court S.W., Suite 240, Olympia, WA 98504-0913, e-mail karen@crab.wa.gov.

Jay P. Weber  
Executive Director Interim

MISC.

**WSR 99-01-024**

**INTERPRETIVE AND POLICY STATEMENT  
DEPARTMENT OF  
LABOR AND INDUSTRIES**  
[Filed December 8, 1998, 1:38 p.m.]

In accordance with RCW 34.05.230(12), the following policies and interpretive statements were recently issued by the department:

WISHA Interim Operations Memorandum #98-11-A, "Special Emphasis Programs for Lead and Silica," describes the use of this protocol by WISHA industrial hygiene enforcement staff.

WISHA Interim Operations Memorandum #98-11-B, "Post-Exposure Follow-up for Bloodborne Pathogen Exposure," provides guidance to WISHA enforcement and consultation staff regarding the appropriate application for WAC 296-62-08001 (6)(a)(ii)(D).

Contact: Marcia Benn, Mailstop 4-4648, (360) 902-5503, Dr. Michael Silverstein, Assistant Director.

If you need additional information or have questions, please call (360) 902-4216.

Donna Copeland  
Legislative and  
Governmental Affairs Office

**WSR 99-01-025**

**NOTICE OF PUBLIC MEETINGS  
OLYMPIC COLLEGE**

[Memorandum—December 4, 1998]

Pursuant to RCW 42.30.075, this letter serves as notification of the following dates when the Olympic College board of trustees conduct regular meetings for 1999. This is an amended schedule.

January 26, 1999	7:30 p.m.	
February 23, 1999	7:30 p.m.	
March 23, 1999	7:30 p.m.	
April 27, 1999	7:30 p.m.	
May 25, 1999	7:30 p.m.	
June 22, 1999	7:30 p.m.	
July	No Meeting	
August 24, 1999	7:30 p.m.	Olympic College Shelton
September 28, 1999	7:30 p.m.	
October 26, 1999	7:30 p.m.	
November 23, 1999	7:30 p.m.	
December	No Meeting	

The regular meetings begin at 7:30 p.m. in the College Service Center, 5th Floor Board Room at the college located at 1600 Chester Avenue in Bremerton for all months except July. The July regular meeting will be at the Olympic College Shelton campus located at 937 Alpine Way in Shelton.

If a regular meeting is changed notice will be provided to local media representatives for Kitsap and Mason counties.

**WSR 99-01-026**

**NOTICE OF PUBLIC MEETINGS  
DEPARTMENT OF  
GENERAL ADMINISTRATION**

(Capitol Campus Design Advisory Committee)  
[Memorandum—December 4, 1998]

Please record the following revisions for the Capitol Campus Design Advisory Committee (CCDAC) meetings for the 1999 calendar year in the Washington State Register. The February 11, 1999, CCDAC meeting time and location has changed, as noted below. Also, please note the start time for the CCDAC meetings in May, September, and November have changed to 10:00 a.m.

**1999 Capitol Campus Design  
Advisory Committee Meetings**

<u>Date</u>	<u>Start Time</u>	<u>Meeting Location</u>
February 11, 1999	5:30 p.m.	Cherberg Building Conference Rooms B and C
May 13, 1999	10:00 a.m.	General Administration Room 207
September 10, 1999	10:00 a.m.	General Administration Room 207
November 4, 1999	10:00 a.m.	General Administration Room 207

If you have any questions regarding these meetings, please contact (360) 664-9212 or Kim Buccarelli at (360) 753-5686.

**WSR 99-01-030**

**INTERPRETIVE OR POLICY STATEMENT  
DEPARTMENT OF  
SOCIAL AND HEALTH SERVICES**

[Filed December 8, 1998, 2:44 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: CN-178.

Subject: New noncompliance penalties.

Effective Date: October 1, 1998.

Document Description: Informs DCS staff of new penalties that staff may use to encourage employers to comply with DCS actions.

To receive a copy of the interpretive or policy statement, contact Stephanie Schiller, Division of Child Support, P.O. Box 9162, Olympia, WA 98507-9162, phone (360) 664-5230, TDD (360) 753-9122, fax (360) 586-3274, e-mail [sschille@dshs.wa.gov](mailto:sschille@dshs.wa.gov).

December 1, 1998  
Stephanie E. Schiller

MISC.



**WSR 99-01-031**  
**INTERPRETIVE OR POLICY STATEMENT**  
**DEPARTMENT OF**  
**SOCIAL AND HEALTH SERVICES**

[Filed December 8, 1998, 2:46 p.m.]

**DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT**

Document Title: CN 179 - Stepparent Liability.

Subject: Stepparent liability.

Effective Date: December 1, 1998.

Document Description: Explains to staff the DCS policy and procedural changes regarding child support obligations of noncustodial stepparents. These changes were implemented following the Washington Supreme Court decision Harmon vs. DSHS.

To receive a copy of the interpretive or policy statement, contact Stephanie Schiller, Division of Child Support, P.O. Box 9162, Olympia, WA 98507-9162, phone (360) 664-5230, TDD (360) 753-9122, fax (360) 586-3274, e-mail sschille@dshs.wa.gov.

December 1, 1998

Stephanie E. Schiller

**WSR 99-01-034**  
**NOTICE OF PUBLIC MEETINGS**  
**WALLA WALLA**  
**COMMUNITY COLLEGE**

[Memorandum—December 7, 1998]

The following schedule of regular meetings of the board of trustees of Walla Walla Community College for 1999 was adopted at their meeting of November 19, 1998. Time of the meetings will be 9:30 a.m. unless otherwise advised.

**1999 MEETING SCHEDULE**  
**FOR**  
**WALLA WALLA COMMUNITY COLLEGE**  
**BOARD OF TRUSTEES**

**WWCC Board Room**

(Meeting times are at 9:30 a.m. unless otherwise advised)

Wednesday,	January 20, 1999	
Wednesday,	February 17, 1999	
Wednesday,	March 17, 1999	
Wednesday,	April 14, 1999,	10:30 a.m., Clarkston Center
Wednesday,	May 19, 1999	
Wednesday,	June 30, 1999	
Wednesday,	July 21, 1999	(optional)
Wednesday,	August 18, 1999	(optional)
Wednesday,	September 15, 1999	
Wednesday,	October 20, 1999	
Wednesday,	November 17, 1999	
Wednesday,	December 15, 1999	

**WSR 99-01-035**  
**NOTICE OF PUBLIC MEETINGS**  
**TRAFFIC SAFETY COMMISSION**

[Memorandum—December 1, 1998]

Below are the 1999 meeting dates for the Washington Traffic Safety Commission:

Thursday	January 21
Thursday	April 22
Thursday	July 22
Thursday	October 21

Each meeting will be held at 1:30 p.m. in the Conference Room of the Washington Traffic Safety Commission.

Please note that the July 23 [22] meeting is a critical one. We need to have the commissioner, in person, in attendance to approve the highway safety plan. Please contact Michelle Nicholls for specific information.

For special accommodation needs or to request an auxiliary aid for these meetings, please contact Michelle Nicholls at (360) 753-6197.

**WSR 99-01-036**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF AGRICULTURE**  
**(Mint Commission)**

[Memorandum—December 7, 1998]

Following is a list of regular meetings of the Washington Mint Commission to be held for the calendar year of 1999:

January 11-12, 1999, Annual Mint Convention, Doubletree, Pasco.

February 9, 1999, Noon, Commission Meeting, Doubletree, Pasco.

April 6, 1999, Noon, Commission Meeting, Doubletree, Pasco.

June 1, 1999, Field Day, Commission Meeting, WSU-Prosser/The Barn.

September 21, 1999, Noon, Commission Meeting, Doubletree, Pasco.

Tuesday, November 9, 1999, Noon Commission Meeting, Researcher Meeting, WSU-Prosser/The Barn.

If you have any questions, please do not hesitate to contact (509) 547-5538.

**WSR 99-01-037**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF AGRICULTURE**  
**(Alfalfa Seed Commission)**

[Memorandum—December 7, 1998]

Following is a list of regular meetings of the Washington Alfalfa Seed Commission to be held for the calendar year of 1999:

March 4, 1999, Noon Commission Meeting, Cavanaugh's, Kennewick.

**MISC.**

October 6, 1999, Noon Commission Meeting, Cavanaugh's, Kennewick.

If you have any questions, please do not hesitate to contact (509) 547-5538.

**WSR 99-01-041**  
**NOTICE OF PUBLIC MEETINGS**  
**WASHINGTON ECONOMIC**  
**DEVELOPMENT FINANCE AUTHORITY**

[Memorandum—December 9, 1998]

The Washington Economic Development Finance Authority (WEDFA) is an independent agency (#106) within the executive branch of the state government. The authority has four regular board meetings each quarter, one per quarter. The authority's meetings are open to the public, and access for persons with disabilities is provided at all meetings of the authority. We would like to have the board meeting schedule for 1999 published in the next issue of the state register.

All meetings will be held in the Seattle World Trade Center (Cascadia Club), on the mezzanine level of the main terminal building, SeaTac International Airport, Washington. All meetings will begin at 10 a.m. The meeting dates are: Wednesday, March 3rd; Wednesday, June 2nd; Wednesday, September 8th; and Wednesday, December 8th.

**WSR 99-01-042**  
**NOTICE OF PUBLIC MEETINGS**  
**BELLEVUE COMMUNITY COLLEGE**

[Memorandum—December 8, 1998]

Meetings of the board of trustees of Community College District VIII for 1998 [1999] will be held on the following dates:

- January 27
- March 17
- April 28
- June 23
- September 29
- November 3
- December 8

The meetings will begin with a study session at 12:30 p.m. in the Board Room (B201), Bellevue Community College campus, Bellevue, Washington, followed by a business session at 1:30 p.m. In the event the board of trustees is unable to meet on the scheduled meeting date, a meeting may be scheduled and held as soon as possible, thereafter, or as otherwise announced. In the event the board of trustees is unable to meet, the chair of the board may order that no scheduled meeting of the board of trustees be held that month.

**WSR 99-01-043**  
**NOTICE OF PUBLIC MEETINGS**  
**GRAYS HARBOR COLLEGE**  
[Memorandum—December 8, 1998]

Please be advised that the dates of the regular board of trustees' meetings for Grays Harbor College for 1999 are as follows:

- January 19, 1999
- February 16, 1999
- March 15, 1999
- April 19, 1999
- May 17, 1999
- June 21, 1999
- September 20, 1999
- October 18, 1999
- November 15, 1999

All regularly scheduled meetings of the board will begin at 3:30 p.m. in the Boardroom in the Joseph A. Malik Administration Building at the college.

**WSR 99-01-044**  
**NOTICE OF PUBLIC MEETINGS**  
**CONVENTION AND TRADE**  
**CENTER**

[Memorandum—December 9, 1998]

The Marketing Committee of the Washington State Convention and Trade Center (WSCTC) will meet on Wednesday, December 16, 1998, at 12:30 p.m. in Room 309 of the Convention Center, 800 Convention Place, Seattle.

A regular meeting of the WSCTC board of directors will be held on Wednesday, December 16, 1998, at 1:30 p.m. in Room 310 of the Convention Center.

If you have any questions regarding these meetings, please call (206) 694-5000.

**WSR 99-01-045**  
**NOTICE OF PUBLIC MEETINGS**  
**STATE BOARD FOR**  
**COMMUNITY AND TECHNICAL COLLEGES**

[Memorandum—December 8, 1998]

Here is a list of the scheduled meetings of the State Adult Education Advisory Council for 1999.

- |                 |                 |   |
|-----------------|-----------------|---|
| January 8, 1999 | 9 a.m. - 4 p.m. | SEA-TAC Occupational Skills Center<br>18010 8th Avenue South<br>Seattle, WA |
| March 12, 1999  | 9 a.m. - 4 p.m. | Lacey Community Center<br>6729 Pacific Avenue S.E.<br>Lacey, WA             |

MISC.

August 6, 1999 1 a.m. [p.m.] - Shilo Inn  
 3 p.m. Ocean Shores, Washington  
 November 5, 1999 TO BE ANNOUNCED

Monday, April 12, 1999 6:30 p.m. C.B. Blethen Room  
 Seattle Times Building  
 19200 120th Avenue N.E.  
 Bothell, WA 98011  
 Monday, May 10, 1999 6:30 p.m. C.B. Blethen Room  
 Seattle Times Building  
 19200 120th Avenue N.E.  
 Bothell, WA 98011  
 Monday, June 14, 1999 6:30 p.m. C.B. Blethen Room  
 Seattle Times Building  
 19200 120th Avenue N.E.  
 Bothell, WA 98011  
 Monday, July 12, 1999 6:30 p.m. C.B. Blethen Room  
 Seattle Times Building  
 19200 120th Avenue N.E.  
 Bothell, WA 98011  
 Monday, August 9, 1999 6:30 p.m. C.B. Blethen Room  
 Seattle Times Building  
 19200 120th Avenue N.E.  
 Bothell, WA 98011  
 Monday, September 13, 1999 6:30 p.m. C.B. Blethen Room  
 Seattle Times Building  
 19200 120th Avenue N.E.  
 Bothell, WA 98011  
 Monday, October 11, 1999 6:30 p.m. C.B. Blethen Room  
 Seattle Times Building  
 19200 120th Avenue N.E.  
 Bothell, WA 98011  
 Monday, November 8, 1999 6:30 p.m. C.B. Blethen Room  
 Seattle Times Building  
 19200 120th Avenue N.E.  
 Bothell, WA 98011  
 Monday, December 13, 1999 6:30 p.m. C.B. Blethen Room  
 Seattle Times Building  
 19200 120th Avenue N.E.  
 Bothell, WA 98011

**WSR 99-01-046**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF AGRICULTURE**  
 (Wine Commission)  
 [Memorandum—December 10, 1998]

Pursuant to RCW 42.17.260 listed below are the Washington Wine Commission's public meeting dates for 1999.

January 7, 1999	Washington Wine Center Seattle	9:30
February 4, 1999	Gordon Brothers Winery Pasco, Washington	9:30
April 1, 1999	Washington Wine Center Seattle	9:30
May 6, 1999	Gordon Brothers Winery Pasco, Washington	9:30
June 3, 1999	Washington Wine Center Seattle	9:30
July 8, 1999	Gordon Brothers Winery Pasco, Washington	9:30
August 5, 1999	Washington Wine Center Seattle	9:30
September 2, 1999	Gordon Brothers Winery Pasco	9:30
November 4, 1999	Washington Wine Center Seattle	9:30
December 2, 1999	Gordon Brothers Winery Pasco	9:30

**WSR 99-01-047**  
**NOTICE OF PUBLIC MEETINGS**  
**CASCADIA COMMUNITY COLLEGE**  
 [Memorandum—December 4, 1998]

Cascadia Community College  
 1999 Board of Trustees - Meeting Dates

Monday, January 11, 1999 6:30 p.m.	C.B. Blethen Room Seattle Times Building 19200 120th Avenue N.E. Bothell, WA 98011
Monday, February 8, 1999 6:30 p.m.	C.B. Blethen Room Seattle Times Building 19200 120th Avenue N.E. Bothell, WA 98011
Monday, March 8, 1999 6:30 p.m.	C.B. Blethen Room Seattle Times Building 19200 120th Avenue N.E. Bothell, WA 98011

**WSR 99-01-049**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF PERSONNEL**  
 (Personnel Resources Board)  
 [Memorandum—December 10, 1998]

The following is a schedule of the 1999 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 14  
 Thursday, February 11  
 Thursday, March 11  
 Thursday, April 8  
 Thursday, May 13  
 Thursday, June 10  
 Thursday, July 8  
 Thursday, September 9  
 Thursday, October 14

Thursday, November 18

Thursday, December 9

Should you have any questions regarding this matter, please contact Rhonda Skinner at (360) 753-2701.

WSR 99-01-053

AGENDA

DEPARTMENT OF TRANSPORTATION

[Filed December 10, 1998, 2:12 p.m.]

Department of Transportation  
Semi-Annual Rule Agenda  
January 1, 1999 - June 30, 1999

WAC Chapter	Chapter Title	Sections	Purpose of Rule	Agency Contact	Approx. CR-101 Filing Date
468-16	Prequalification of Contractors	180	Establishes guidelines for prequalification of contractors to bid on highway construction projects.	Ken Walker (360) 705-7017	4/99
468-16	Prequalification of Contractors	185 (new)	Sets forth consistent and predictable guidelines for implementing suspensions of qualification for violations of equal employment opportunity requirements on federally assisted contracts.	Charles Wilson (360) 705-7085	After FHWA approval (2/99)
468-38	Vehicle Size and Weight	005	Definitions.	Barry Diseth (360) 664-9497	1/99
468-38	Vehicle Size and Weight	020 and 030	Combines related sections.	Barry Diseth (360) 664-9497	1/99
468-38	Vehicle Size and Weight	050 - 070 and 090	Combines related sections.	Barry Diseth (360) 664-9497	1/99
468-38	Vehicle Size and Weight	010 - 100 - 150 - 170 and 210	Defines: Three-vehicle combinations; When escort vehicles are needed; Flag person; Amber lights on escort vehicles; and Two-way radio.	Barry Diseth (360) 664-9497	1/99
468-06	Public Access to Information and Records	040	Reflects changes in the Chain of Command in the Department of Transportation.	Bill Richeson (360) 705-7761	1/99
468-12	Transportation Commission and Transportation Department State Environmental Policy Act Rules	Update of Sections as Needed	Establishes rules pertaining to the integration of the policies and procedures of the State Environmental Policy Act (SEPA), RCW 43.21C, into the programs, activities, and actions of WSDOT.	Darryl Tinnerstet (360) 705-7486	1/99
468-30	Highway Property	070	To show that the function of notification of transfer of a former state highway to a county is now done by the Regional Administrator or designee.	James Ward (360) 705-7320	2/99
468-30	Highway Property	075	To show that the function of notification of transfer of a former state highway to a city is now done by the Regional Administrator or designee.	James Ward (360) 705-7320	2/99
468-300	State Ferries and Toll Bridges	100	To clarify the competitive proposal process for leases of WSF facilities and facility spaces, to conform to a revised, authorizing statute.	Tim McGuigan (206) 515-3601	2/99

MISC.

WAC Chapter	Chapter Title	Sections	Purpose of Rule	Agency Contact	Approx. CR-101 Filing Date
468-550	Safety Oversight of Rail Fixed Guide-way Systems Rules	To be determined	Adjust rules to be consistent with state legislation hoped to be enacted in 1999 legislative session.	Paul Gamble (360) 705-7912	5/99

**WSR 99-01-056**  
**NOTICE OF PUBLIC MEETINGS**  
**COLUMBIA BASIN COLLEGE**

[Memorandum—December 11, 1998]

Board of Trustees

MEETING SCHEDULE 1999 - 2000

The Columbia Basin College board of trustees meets the first Tuesday of each month at 5 p.m. with the exception of August when there is no scheduled meeting.

- January 5
- February 2
- March 2
- April 6
- May 4
- June 1
- July 6
- August - pass
- September 7
- October 5
- November 2
- December 7

**WSR 99-01-060**  
**NOTICE OF PUBLIC MEETINGS**  
**BOARD OF TAX APPEALS**

[Memorandum—December 10, 1998]

The Board of Tax Appeals will hold its regular 1999 meetings at 10 a.m. on March 11, June 10, September 9, and December 9, 1999. The meetings will be held at the board's offices, 910 5th Avenue S.E., Olympia, WA 98504-0915.

**WSR 99-01-061**  
**NOTICE OF PUBLIC MEETINGS**  
**SEATTLE COMMUNITY COLLEGES**

[Memorandum—December 10, 1998]

This is to inform you, in compliance with the open meeting law notice provisions, that the Seattle Community Col-

lege District board of trustees have approved the following schedule for monthly meetings for 1999.

Seattle Community College District board of trustees' meetings will meet on the first Tuesday of each month, except as indicated below (\*). Meetings will begin at 5:00 p.m. with the regular agenda items commencing at 6:00 p.m.

- January 12 (\*) North Seattle Community College (Wellness Center)
- February 2 South Seattle Community College (JMB 140)
- March 2 Seattle Central Community College (BPH 300)
- April 6 Duwamish Center (SSCC)
- May 4 Seattle Maritime Academy (SCCC)
- June 1 North Seattle Community College (Board Room)
- July 13 (\*) South Seattle Community College (JMB 140)
- August No Meeting
- September 7 Seattle Central Community College (BPH 300)
- October 5 Sand Point Elementary (NSCC)
- November 2 Seattle Vocational Institute (Board Room)
- December 7 Seattle Community College District (Board Room)

**WSR 99-01-062**  
**NOTICE OF PUBLIC MEETINGS**  
**WALLA WALLA**  
**COMMUNITY COLLEGE**

[Memorandum—December 10, 1998]

This is to advise you of the following change made to Walla Walla Community College's board of trustees meeting schedule:

**Changed from:** December 16, 1998, 10:30 a.m., WWCC Main Campus

**Changed to:** December 16, 1998, 9:30 a.m., WWCC Main Campus

MISC.

If you have any questions on this information, please call (509) 527-4274.

Thursday, September 9, 1999  
 Thursday, October 14, 1999  
 Thursday, November 4, 1999  
 Thursday, December 9, 1999

**WSR 99-01-071**  
**NOTICE OF PUBLIC MEETINGS**  
**CENTRALIA COLLEGE**  
 [Memorandum—December 15, 1998]

**BOARD OF TRUSTEES**

Meeting Schedule  
 1999

<u>DATE</u>	<u>TIME</u>	<u>LOCATION</u>
Thursday, January 14, 1999	4:30 p.m.	College Boardroom
Thursday, February 11, 1999	4:30 p.m.	College Boardroom
Thursday, March 11, 1999	4:30 p.m.	College Boardroom
Thursday, April 15, 1999	4:30 p.m.	East County Center Morton, Washington
Thursday, May 20, 1999	4:30 p.m.	College Boardroom
Thursday, June 10, 1999	4:30 p.m.	College Boardroom
Thursday, July 8, 1999	4:30 p.m.	College Boardroom
Thursday, August 12, 1999	4:30 p.m.	College Boardroom
Thursday, September 9, 1999	4:30 p.m.	College Boardroom
Thursday, October 7, 1999	4:30 p.m.	College Boardroom
Thursday, November 18, 1999	4:30 p.m.	College Boardroom
Thursday, December 9, 1999	4:30 p.m.	College Boardroom

**WSR 99-01-072**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF AGRICULTURE**  
 (Strawberry Commission)  
 [Memorandum—December 1, 1998]

The Strawberry Commission will have the annual meeting on January 8, 1999, and the research meeting early in December 1999.

**WSR 99-01-073**  
**NOTICE OF PUBLIC MEETINGS**  
**SOUTH PUGET SOUND**  
**COMMUNITY COLLEGE**  
 [Memorandum—December 11, 1998]

In compliance with RCW 42.30.075, following is South Puget Sound Community College District 24 board of trustees regular meeting schedule for 1999:

- Thursday, January 14, 1999
- Thursday, February 11, 1999
- Thursday, March 11, 1999
- Thursday, April 8, 1999
- Thursday, May 13, 1999
- Thursday, June 10, 1999

**WSR 99-01-074**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF AGRICULTURE**  
 (Wine Commission)  
 [Memorandum—December 15, 1998]

Pursuant to RCW 42.17.260 listed below are the Washington Wine Commission's public meeting dates for 1999.

January 7, 1999	Washington Wine Center Seattle	9:30
February 4, 1999	Gordon Brothers Winery Pasco, Washington	9:30
April 1, 1999	Washington Wine Center Seattle	9:30
May 6, 1999	Gordon Brothers Winery Pasco, Washington	9:30
June 3, 1999	Washington Wine Center Seattle	9:30
July 8, 1999	Gordon Brothers Winery Pasco, Washington	9:30
August 5, 1999	Washington Wine Center Seattle	9:30
September 2, 1999	Gordon Brothers Winery Pasco	9:30
November 4, 1999	Washington Wine Center Seattle	9:30
December 2, 1999	Gordon Brothers Winery Pasco	9:30

**WSR 99-01-078**  
**NOTICE OF PUBLIC MEETINGS**  
**WASHINGTON STATE LIBRARY**  
 (Library Commission)  
 [Memorandum—December 14, 1998]

The Washington State Library Commission have scheduled a workshop and a joint meeting with the Library Council of Washington as noted below:

- DATE: Tuesday, January 5, 1999
- TIME: 8:00 a.m. - Noon
- SUBJECT: WSL Commission Workshop
- LOCATION: Washington State Library  
Joel M. Pritchard Library  
Olympia, WA 98504

MISC.

**DATE:** Tuesday, January 5, 1999  
**TIME:** Council meeting begins 9:30 a.m.  
 Commission joins Council 1:00 p.m.  
**SUBJECT:** Joint Meeting - WSL Commission and  
 Library Council of Washington  
**LOCATION:** Department of Employment Security  
 Employment Security Annex  
 Training Room #2  
 Olympia, WA 98504

For additional information, please do not hesitate to contact Cathy M. Stussy at (360) 753-2914, fax (360) 586-7575 or Internet cstussy@statelib.wa.gov.

**WSR 99-01-080**  
**NOTICE OF PUBLIC MEETINGS**  
**UNIVERSITY OF WASHINGTON**  
 [Memorandum—December 11, 1998]

In accordance with RCW 42.30.075, 28B.20.105, 28B.20.130, and WAC 478-04-030, the Board of Regents of the University of Washington established the following meeting schedule for 1999 at its regular meeting held December 11, 1998.

DAY	DATE	LOCATION
Friday	January 15	
Friday	February 19	
Friday	March 19	
Friday	April 16	
Friday	May 21	
Friday	June 11 - 12:30 p.m.	UW Tacoma
Friday	July 16	
Friday	August 20	
Friday	September 17	
Friday	October 15	
Friday	November 19	
Friday	December 10	

The meetings will commence at 1:30 p.m. (except as otherwise noted) unless public notice is given to the contrary. The meetings will be held in the Walker-Ames Room of Kane Hall on the University of Washington main campus, Seattle, Washington, unless another location is established and public notice given in accordance with chapter 42.30 RCW.

To request disability accommodations, contact the Office of the ADA Coordinator, at least ten days in advance of the event, 543-6450 (voice), 543-6452 (TDD), 685-3885 (fax), access@u.washington.edu (e-mail).

**WSR 99-01-081**  
**NOTICE OF PUBLIC MEETINGS**  
**PORT OF CLARKSTON**  
 [Memorandum—December 14, 1998]

IT IS HEREBY RESOLVED that the Port of Clarkston adopt as its schedule for its regular meetings for the months of January through and including December of 1999, commencing at 5:00 p.m., on the following dates:

January 11th	Monday
February 11th	Thursday
March 8th	Monday
April 8th	Thursday
May 10th	Monday
June 10th	Thursday
July 12th	Monday
August 12th	Thursday
September 13th	Monday
October 7th	Thursday
November 8th	Monday
December 13th	Monday

Said meetings shall be held at the Port Office in Clarkston, Washington, at 849 Port Way, Clarkston, WA 99403, or at such other time and place as the said meetings shall be adjourned to in accordance with RCW 42.30.090.

This resolution shall be filed with the code reviser of the state of Washington for publication in the Washington State Register.

The foregoing resolution of the Port of Clarkston was duly approved by its board of commissioners at a regular meeting on this 10th day of December 1998.

Richard Sherwin  
 Vice-President  
 Mary Wright  
 Secretary

**WSR 99-01-082**  
**AGENDA**  
**FOREST PRACTICES BOARD**  
 [Filed December 16, 1998, 11:28 a.m.]

Forest Practices Board  
 Rule Development Agenda  
 January - June 1999

The following sections of Title 222 WAC, Forest Practices Board, are in the rule-making process or being developed. The board's mandate is to adopt rules to protect the state's natural resources while maintaining a viable forest products industry.

**1. Forestry Module.**

The board began the rule-making process with an initial draft of the forestry module proposed rules on October 12, 1998. Filed as WSR 98-21-015, the notice was published on November 4, 1998, and the text of the proposed rules was

MISC.

published on December 2, 1998, along with a small business economic impact statement, phase 1. The proposed rules incorporate new public resource protection requirements in the following categories: Riparian protection for fish-bearing and nonfish-bearing streams, water typing, wetlands, Class IV-Special, SEPA guidance, application procedures, roads, slope stability, forest chemicals, enforcement, monitoring, adaptive management, and watershed analysis.

Five caucuses of the timber, fish and wildlife (TWF) have negotiated a comprehensive revision to the water quality and fish protection forest practices rules, called the "Forestry Module." The environmental community has informed the board that they will also recommend rule revisions. These recommendations are an effort to put a revised set of forest practices rules in place to contribute to the recovery of Washington's salmon and steelhead runs and to coordinate meeting both federal and state laws. Because these rules pertain to water quality, they will be co-adopted by the Department of Ecology.

In the interim, the board has continued an emergency stream typing rule:

- WAC 222-16-030 Water typing systems. The emergency rule modifies the definitions of Type 2 and 3 waters so that appropriate riparian protection is provided along fish-bearing streams.
- WAC 222-12-090(13) Implementation guidelines in the forest practices board manual.

The board has also adopted (on November 10, 1998) an emergency rule to protect threatened and endangered steelhead and bull trout listed by the National Marine Fisheries Service. The rule provides protection to the listed species by setting SEPA triggers that would classify certain forest practices within the listed areas as Class IV-Special. The rule includes a "salmonid listed areas" map that shows listed areas, SEPA guidance, road maintenance and abandonment plans, and stream temperature provisions from some nonfish-bearing streams in the listed areas.

The board plans to develop a more comprehensive rule proposal during the next six months and file it as a supplemental notice along with phase 2 of the small business economic impact statement. Work will also begin on a draft environmental impact statement. The board and ecology anticipate holding joint APA and SEPA public hearings in about a year on both the proposed rules and the DEIS.

## 2. Forest Practices on Islands.

The board was petitioned by a citizens' group, SaltWater Islanders For Timbered lands (SWIFT) to consider their proposal to revise forest practices rules for Washington's islands. The board has established a committee to work with concerned citizens and address their concerns via rule making or other appropriate means. The committee anticipates recommending proposed rules to the board, but they have not as yet established a timeline.

## 3. Small Landowner Pilot Rule Making.

The Forest Practices Board convened a committee to develop pilot rules for small landowners that would allow more flexibility and innovative ways to meet certain forest practices rules while assuring resource protection. Public meetings were held in 1997 to gather input, and more than

250 landowners and concerned citizens participated. The committee used this information to develop a concept paper with three alternatives that was presented to the board on November 12, 1997. The board referred the concepts to TFW for inclusion in the forestry module discussions. In an effort to avoid duplication, the Forest Practices Board will evaluate the forestry module efforts to evaluate whether the committee's goals have been met.

## 4. Other.

The board received a request to consider additional forest practices rules for chemical spray applications near certified organic farms. The board directed staff to consult with Department of Agriculture and report back at its next meeting.

Board staff may also develop a proposal for procedural rule changes in the next six months.

Contact Person: Judith Holter, FPB Rules Coordinator, Department of Natural Resources, Forest Practices Division, P.O. Box 47012, Olympia, WA 98504-7012, phone (360) 902-1412, fax (360) 902-1784, e-mail Judith.Holter@WADNR.GOV.

## WSR 99-01-083

### NOTICE OF PUBLIC MEETINGS FOREST PRACTICES BOARD

[Memorandum—December 15, 1998]

Per WAC 222-08-040, the Forest Practices Board will hold regular meetings on:

March 31, 1999  
(reschedule of February  
regular meeting)  
May 12, 1999  
August 11, 1999  
November 10, 1999

The meetings will take place at 9:00 a.m. at the Natural Resources Building, Room 172, 1111 Washington Street S.E. in Olympia. Notice of alternate locations, if selected, will be published in the register.

Per RCW 42.30.080, the dates, locations and times of special meetings will also be published in the register.

The board will hold a special meeting on January 14, 1999, to identify alternatives to be included in the forestry module. The agenda will be available on January 6, 1999.

For more information, contact Debbie Roper, FPB Secretary, Department of Natural Resources, Forest Practices Division, P.O. Box 47012, Olympia, WA 98504-7012, phone (360) 902-1413, TTY (360) 902-1125, fax (360) 902-1784, e-mail debbie.roper@wadnr.gov.



**WSR 99-01-085****NOTICE OF PUBLIC MEETINGS****DEPARTMENT OF PERSONNEL**

(Governor's Affirmative Action Policy Committee)

[Memorandum—December 15, 1998]

Below is the Governor's Affirmative Action Policy Committee's 1999 meeting calendar for publication in the Washington State Register. If you have any questions regarding this submission, please contact Becky Scott at (360) 459-6612.

**1999 GAAPCom Meeting Schedule**

February 2 - 3, 1999

June 16 - 17, 1999

July 21 - 22, 1999

September 23, 1999

October 20, 1999

All meetings are scheduled to be held from 8 a.m. to 5:00 p.m. in the Department of Personnel Board Room, 521 Capitol Way South, Olympia, WA.

**WSR 99-01-086****AGENDA****PUBLIC EMPLOYMENT  
RELATIONS COMMISSION**

[Filed December 16, 1998, 2:28 p.m.]

**RULES DEVELOPMENT AGENDA  
OF THE****PUBLIC EMPLOYMENT RELATIONS COMMISSION  
DECEMBER 16, 1998**

This agenda is prepared pursuant to RCW 34.05.314. The commission is currently reviewing proposed changes to chapters 391-55 and 391-65 WAC. This effort is being undertaken as part of the second-year phase of the four-year rules review process mandated by EO 97-02. The following sections of chapter 391-55 WAC are being reviewed for possible change:

- WAC 391-55-001 Scope—Contents—Other rules.
- WAC 391-55-002 Sequence and numbering of rules—Special provisions.
- WAC 391-55-010 Resolution of impasses—Request for mediation.
- NEW Grievance mediation—Request for grievance mediation—Service.
- WAC 391-55-030 Impasse resolution—Assignment of mediator.
- WAC 391-55-032 Special provision—Educational employees.
- WAC 391-55-050 Impasse resolution—Submission of written proposals.
- WAC 391-55-070 Impasse resolution—Function of mediator.
- WAC 391-55-071 Special provision—State patrol personnel.
- WAC 391-55-090 Impasse resolution—Confidential nature of function.

- WAC 391-55-110 Impasse resolution—Dispute resolution panel.
- WAC 391-55-130 Impasse resolution—Disclosure.
- WAC 391-55-150 Impasse resolution—Vacancies.
- WAC 391-55-200 Interest arbitration—Onset of proceedings.
- WAC 391-55-205 Interest arbitration—Appointment of partisan arbitrators.
- WAC 391-55-210 Interest arbitration—Selection of impartial arbitrator.
- WAC 391-55-215 Interest arbitration—Conduct of proceedings.
- WAC 391-55-220 Interest arbitration—Submission of proposals for arbitration.
- WAC 391-55-225 Interest arbitration—Hearing.
- WAC 391-55-230 Interest arbitration—Order of proceedings and evidence.
- WAC 391-55-235 Interest arbitration—Arbitration in the absence of a party.
- WAC 391-55-240 Interest arbitration—Closing of arbitration hearings.
- WAC 391-55-245 Interest arbitration—Award.
- WAC 391-55-255 Interest arbitration—Expenses of arbitration.
- WAC 391-55-300 Educational employees—Fact finding.
- WAC 391-55-310 Educational employees—Selection of fact finder.
- WAC 391-55-315 Educational employees—Conduct of fact finding proceedings.
- WAC 391-55-320 Educational employees—Submission of proposals for fact finding.
- WAC 391-55-325 Educational employees—Fact finding hearing.
- WAC 391-55-330 Educational employees—Order of proceedings and evidence.
- WAC 391-55-335 Educational employees—Fact finding in the absence of a party.
- WAC 391-55-340 Educational employees—Closing of fact finding hearings.
- WAC 391-55-345 Educational employees—Findings of fact and recommendations.
- WAC 391-55-350 Educational employees—Responsibility of parties after fact finding.
- WAC 391-55-355 Educational employees—Expenses of fact finding.

The following sections of chapter 391-65 WAC are being reviewed for possible change:

- WAC 391-65-001 Scope—Contents—Other rules.
- WAC 391-65-002 Sequence and numbering of rules—Special provisions.
- WAC 391-65-010 Grievance arbitration—Who may file.
- WAC 391-65-030 Grievance arbitration—Filing—Service
- WAC 391-65-050 Grievance arbitration—Contents of request.
- WAC 391-65-070 Grievance arbitration—Appointment of staff arbitrator.
- WAC 391-65-072 Special provision—Educational employees.
- WAC 391-65-073 Special provision—Academic employees.

- WAC 391-65-090 Grievance arbitration—Designation of panel of arbitrators.
- WAC 391-65-110 Grievance arbitration—Conduct of proceedings.
- WAC 391-65-130 Grievance arbitration—Award.
- WAC 391-65-150 Grievance arbitration—Expenses.

The following section of chapter 391-08 WAC is being reviewed for possible change:

WAC 391-08-310 Subpoenas—Form—Issuance to parties.

Please contact Mark S. Downing, Rules Coordinator, at (360) 753-2955 if you have any questions concerning this matter.

**WSR 99-01-091**

**NOTICE OF PUBLIC MEETINGS  
PUBLIC WORKS BOARD**

[Memorandum—December 17, 1998]

**NOTICE OF SPECIAL MEETING**

The Public Works Board will conduct a special meeting by conference call at 10:00 a.m. on Friday, January 15, 1999. The conference call will be conducted from the Conference Room of Suite G2 of the General Administration Building located at 210 Eleventh Avenue Southwest, Olympia, WA. Interested persons may participate by appearing at the above location.

The only proposed agenda item will be review and approval of the Legislative Infrastructure Needs Assessment Progress Report.

**WSR 99-01-103**

**EXECUTIVE ORDER  
OFFICE OF THE GOVERNOR**

[EO 98-03]

**RESCISSION OF EXECUTIVE ORDERS**

**WHEREAS**, upon taking office I pledged to pursue the principles of regulatory improvement to streamline and simplify the operations of state government. As part of that commitment it is necessary to periodically review existing executive orders and to eliminate those that are unnecessary, confusing or ineffective.

**WHEREAS**, as a result of this ongoing review, in 1997 I rescinded seventy-five executive orders (*see* Executive Order 97-04), reducing the total number of operative orders by approximately fifty percent.

**WHEREAS**, the Office of the Governor and executive branch agencies have identified five additional executive orders that are no longer necessary and can be rescinded immediately.

**NOW, THEREFORE**, I, Gary Locke, Governor of the State of Washington, in keeping with the principles of regulatory

reform and improvement, continue my commitment to streamline and simplify the operations of state government by eliminating unnecessary, outdated, and conflicting policies and directives of the Office of the Governor. To accomplish that purpose, by virtue of the power vested in me, I hereby order and direct that the following executive orders be rescinded:

**EO 91-04**, relating to the establishment of the Governor's Council on Education Reform and Funding.

- The work of the council was completed in 1992, and the executive order is, therefore, obsolete.

**EO 91-09**, relating to general fund allotment reductions.

- The executive order applied only to the 1991-93 biennium and is, therefore, obsolete.

**EO 93-05**, relating to state travel procedures.

- Travel requirements have been incorporated into the Office of Financial Management's financial and administrative policies. The executive order is, therefore, obsolete.

**EO 93-08**, relating to the Council on Agriculture and the Environment.

- The council is no longer functioning, and the executive order is, therefore, obsolete.

**EO 95-02**, relating to the Governor's Higher Education Task Force.

- The work of the task force was completed in 1996, and the executive order is, therefore, obsolete.

This executive order shall take effect immediately.

**IN WITNESS WHEREOF**, I have hereunto set my hand and caused the seal of the State of Washington to be affixed at Olympia this 14th day of December A.D., Nineteen hundred ninety-eight.

Gary Locke

\_\_\_\_\_  
Governor of Washington

BY THE GOVERNOR:

Donald F. Whiting

\_\_\_\_\_  
Assistant Secretary of State

**WSR 99-01-105**

**ATTORNEY GENERAL OPINION**

Cite as: AGO 1998 No. 13

[November 23, 1998]

**COURTS - COUNTY CLERK - RECORDS** - Authority of county clerks to share confidential case file information with Judicial Information System.

Where a statute or court rule directs that courts will share information with one another for the better administration of justice, or other suitable purposes, county clerks are obligated to provide appropriate case file information to the Judicial Information System (JIS), including information otherwise classified as confidential; providing the information to the JIS is not a violation of the confidentiality statutes.

MISC.

The Honorable Mary Campbell McQueen  
 Administrator for the Courts  
 1206 South Quince Street  
 P.O. Box 41170  
 Olympia, WA 98504-1170

**WSR 99-01-106**  
**ATTORNEY GENERAL OPINION**

Cite as: AGO 1998 No. 14  
 [November 30, 1998]

**PUBLIC UTILITY DISTRICTS - ELECTRICAL - Authority of public utility district to engage in services ancillary to primary statutory purposes**

- 1 A public utility district has authority to sell and lease electrical fireplaces and other electrical appliances, and by contract to repair those appliances it sells or leases
- 2 A public utility district lacks authority to offer and provide Internet access, home security services, telephone services, cell phone and paging services, installation of telephone or cable equipment, and lacks authority to engage in the business of repairing electrical appliances other than those sold or leased by the district
- 3 Where proportionate to, and consistent with, the primary statutory purposes of the district, a public utility district may sell electrical power and may provide ancillary services such as vegetation management and power scheduling, to other electrical utilities located both within and without the State
- 4 A public utility district may sell or lease excess capacity on its fiber optic cable system to others, including private entities, assuming that the excess capacity has been acquired in amounts proportionate to the anticipated future needs of the district and not for the specific purpose of providing this service to others

The Honorable Brian Sonntag  
 Washington State Auditor  
 Legislative Building  
 P O Box 40021  
 Olympia, WA 98540-0021

**Reviser's note:** The typographical error in the above material occurred in the copy filed by the Attorney General's Office and appears in the Register pursuant to the requirements of RCW 34.08.040.

**WSR 99-01-107**  
**ATTORNEY GENERAL OPINION**

Cite as: AGO 1998 No. 15  
 [November 30, 1998]

**PUBLIC MEETINGS - OPEN PUBLIC MEETINGS ACT - COUNTIES - RECORDING OFFICIAL PROCEEDINGS - Authority of county to restrict video and/or sound recording of county meetings**

- 1 A county does not have authority to ban video or sound recording of a meeting required to be open to the public

by the Open Public Meetings Act (RCW 42 30), the county could regulate recording only to the extent necessary to preserve order at the meeting and facilitate public attendance

- 2 A county has authority to ban video or sound recording of any lawful executive session of a public meeting
- 3 If a meeting is not an "open public meeting" as defined in RCW 42 30, but is required to be an open meeting by some other statute, the extent of the county's authority to restrict recording of such a meeting would depend on the language and the intent of the controlling statute
- 4 If a county officer conducts a "private meeting" as may be defined in law, the county has authority to restrict or prohibit the recording of such meetings

The Honorable Randall K Gaylord  
 San Juan County Prosecuting Attorney  
 350 Court Street  
 P O Box 760  
 Friday Harbor, WA 98250

**Reviser's note:** The typographical errors in the above material occurred in the copy filed by the Attorney General's Office and appear in the Register pursuant to the requirements of RCW 34.08.040.

**WSR 99-01-108**  
**NOTICE OF PUBLIC MEETINGS**  
**BELLINGHAM TECHNICAL COLLEGE**

[Memorandum—December 15, 1998]

Pursuant to RCW 42.30.075, the Bellingham Technical College board of trustees' regular meetings during 1999 will be held on the third Thursday of each month except July. Meetings will be held at 9 a.m. in the College Services Building, Bellingham Technical College, 3028 Lindbergh Avenue, Bellingham, WA 98225.

**WSR 99-01-109**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF AGRICULTURE**

(Asparagus Commission)

[Memorandum—December 16, 1998]

As required by RCW 42.30.075, the Washington Asparagus Commission wishes to file for publication in the Washington State Register, the following schedule of meetings:

- |  |   |
|--|---|
| Tuesday, January 19, 1999<br>9:00 a.m. | DoubleTree Hotel<br>2525 North 20th<br>Pasco, WA                                |
| Tuesday, March 30, 1999<br>9:00 a.m.   | Washington Asparagus<br>Commission Office<br>2705 St. Andrews Loop<br>Pasco, WA |
| Tuesday, July 20, 1999<br>10:00 a.m.   | WSU Extension Office<br>Walla Walla, Washington                                 |

MISC.

Tuesday, October 19, 1999 Hickenbottom & Sons  
 10:00 a.m. 301 Warehouse Avenue  
 Sunnyside, WA

**WSR 99-01-110**  
**NOTICE OF PUBLIC MEETINGS**  
**HIGHLINE COMMUNITY COLLEGE**  
 [Memorandum—December 11, 1998]

Following is the meeting schedule for 1999 for the board of trustees of Community College District 9. All meetings are held in Building 25 and begin with a study session followed by the regular meeting. These meeting dates were approved by the board at their November 11, 1998, meeting.

DATE	STUDY SESSION	MEETING
January 14, 1999	8:00 a.m.	10:00 a.m.
February 11, 1999	8:00 a.m.	10:00 a.m.
March 11, 1999	8:00 a.m.	10:00 a.m.
April 15, 1999	8:00 a.m.	10:00 a.m.
May 1998 [1999] - No Meeting		
June 10, 1999	8:00 a.m.	10:00 a.m.
July 8, 1999	8:00 a.m.	10:00 a.m.
August - No Meeting		
September 9, 1999	8:00 a.m.	10:00 a.m.
October 14, 1999	8:00 a.m.	10:00 a.m.
November 4, 1999	8:00 a.m.	10:00 a.m.
December 9, 1999	8:00 a.m.	10:00 a.m.

**WSR 99-01-116**  
**NOTICE OF PUBLIC MEETINGS**  
**HIGHER EDUCATION**  
**COORDINATING BOARD**  
 [Memorandum—December 15, 1998]

In accordance with RCW 28B.80.420, 42.30.075, and WAC 250-10-070, the Higher Education Coordinating Board established the following board meeting schedule for 1999, at its regular meeting held December 7, 1998. The meetings commence at 9 a.m. unless public notice is given prior to the meeting in question establishing a different commencement time.

If anyone wishes to request disability accommodations, notice should be given to the Higher Education Coordinating Board, at least ten days in advance of the meeting in question. Notice may be given by any of the following: (360) 753-7800 (voice), (360) 753-7809 (TDD), or (360) 753-7808 (fax).

**1999 Board Meeting Schedule**

DAY/DATE	TYPE	TENTATIVE LOCATION
Feb. 17 (Wed.)	Regular meeting	Olympia (legislative meetings/advocacy)
March	No meeting	
April 14 (Wed.)	Regular meeting	The Evergreen State College
May 19 (Wed.)	Regular meeting	WSU - Tri Cities
June	No meeting	
July 14 & 15 (Wed. and Thurs.)	Board retreat Regular meeting	(Leavenworth) - Wenatchee Valley Community College
August	No meeting	
Sept. 15 (Wed.)	Regular meeting	Olympia
Oct. 27 (Wed.)	Regular meeting	University of Washington
November	No meeting	
Dec. 1 or 8 (Wed.)	Regular meeting	Ft. Lewis Ed. Center (committee weekend)

**WSR 99-01-118**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF**  
**GENERAL ADMINISTRATION**  
 (Capitol Campus Design Advisory Committee)  
 [Memorandum—December 17, 1998]

Please record the following Capitol Campus Design Advisory Committee meeting date and time in the Washington State Register:

Date: Wednesday, January 6, 1999  
 Time: 3:00 p.m. to 5:00 p.m.  
 Location: General Administration Building Second Floor, Room 207

Please contact 664-9212 with any questions.

**WSR 99-01-122**  
**NOTICE OF PUBLIC MEETINGS**  
**PIERCE COLLEGE**  
 [Memorandum—December 17, 1998]

**COMMUNITY COLLEGE DISTRICT NUMBER ELEVEN**  
**PIERCE COLLEGE BOARD OF TRUSTEES**  
**1999 REGULAR MEETING SCHEDULE**

The board of trustees of Community College District Number Eleven will hold their regular meetings on the second Wednesday of each month. These meetings will be open to the public and advertised accordingly (RCW 42.30.075). The president shall file, with the code reviser, a schedule of the time and place of such meetings on or before January of each year for publication in the Washington State Register.

1999 REGULAR MEETING SCHEDULE			
MONTH	DATE	TIME	LOCATION
January	13	12:30 p.m.	Pierce College at Ft. Steilacoom

MISC.

February	10	12:30 p.m.	Pierce College at Puyallup
March	10	12:30 p.m.	Pierce College at Ft. Steilacoom
April	14	12:30 p.m.	Pierce College at Fort Lewis
May	12	12:30 p.m.	Pierce College at Puyallup
June	9	12:30 p.m.	Pierce College at Ft. Steilacoom
July	14	12:30 p.m.	Pierce College at Puyallup
(No meeting is scheduled for August)			
September	8	12:30 p.m.	Pierce College at Ft. Steilacoom
October	13	12:30 p.m.	Pierce College at Puyallup
November	10	12:30 p.m.	Pierce College at Ft. Steilacoom
December	8	12:30 p.m.	Pierce College at Ft. Steilacoom

PLEASE NOTE: Special meetings may be called at any time by the chairperson or a majority vote of the board. All special meetings will be publicly advertised at least twenty-four hours prior to being convened. A lunch and study session will take place at 11:30 a.m. prior to each board meeting.

**WSR 99-01-123**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF AGRICULTURE**  
 (Fryer Commission)  
 [Memorandum—December 18, 1998]

The Washington Fryer Commission has set the following schedule for its 1999 meetings. If you have any questions, please contact Sue Hatch at 1-800-743-2449.

Date	Time	Place
February 3	10:00 a.m.	The Washington Fryer Commission Office 2003 Maple Valley Highway, #212 Renton, WA 98055-3925
May 6	10:00 a.m.	The Washington Fryer Commission Office 2003 Maple Valley Highway, #212 Renton, WA 98055-3925

August 3	10:00 a.m.	The Washington Fryer Commission Office 2003 Maple Valley Highway, #212 Renton, WA 98055-3925
November 4	10:00 a.m.	The Washington Fryer Commission Office 2003 Maple Valley Highway, #212 Renton, WA 98055-3925

**WSR 99-01-124**  
**NOTICE OF PUBLIC MEETINGS**  
**GRAYS HARBOR COLLEGE**  
 [Memorandum—December 16, 1998]

Earlier this month I sent our board meeting dates to your office. **At the board's meeting December 14th they opted to keep the same dates but change the starting time of meetings to 7:00 p.m. rather than 3:30 p.m.**

- January 19, 1999
- February 16, 1999
- March 15, 1999
- April 19, 1999
- May 17, 1999
- June 21, 1999
- September 20, 1999
- October 18, 1999
- November 15, 1999

**WSR 99-01-125**  
**RULES COORDINATOR**  
**EASTERN WASHINGTON UNIVERSITY**  
 [Filed December 21, 1998, 10:47 a.m.]

Please be advised that Judith Penrod Siminoe has been selected to serve as the rules coordinator for Eastern Washington University. Mrs. Siminoe may be reached at Eastern Washington University, 526 5th Street, Mailstop 130, Cheney, WA 99004, (509) 359-2371.

**WSR 99-01-126**  
**NOTICE OF PUBLIC MEETINGS**  
**SHORELINE COMMUNITY COLLEGE**  
 [Memorandum—December 16, 1998]

Meeting Schedule for Regular Meetings  
 of the Board of Trustees for Calendar Year 1999

Pursuant to RCW 42.30.075, the regular meeting of the board of trustees of Shoreline Community College, District

**MISC.**

Seven, will be held on the third Friday of the month, beginning at 8:00 a.m., and formally commencing at 8:30 a.m., in the board room of Administration Building 1000. The board will meet on the following dates for calendar year 1999:

- Friday, January 15, 1999
- Friday, February 19, 1999
- Friday, March 19, 1999
- Friday, April 16, 1999
- Friday, May 21, 1999
- Friday, June 18, 1999
- Friday, September 17, 1999
- Friday, October 15, 1999
- Friday, November 19, 1999
- Friday, December 17, 1999

In the event it is necessary to change any of these meeting dates, the appropriate notification will take place.

**WSR 99-01-127**  
**NOTICE OF PUBLIC MEETINGS**  
**WHATCOM COMMUNITY COLLEGE**  
 [Memorandum—December 21, 1998]

1999 Meeting Schedule of the Board of Trustees  
 Second Tuesday of the Month at 2:00 p.m.  
 Board Room in the Laidlaw Center

Whatcom Community College  
 237 West Kellogg Road  
 Bellingham, WA 98226

- January 12
- February 9
- March 9
- April 13
- May 11
- June 8
- July 13
- August 10 (no meeting)
- September 14
- October 12
- November 9
- December 14

**WSR 99-01-128**  
**NOTICE OF PUBLIC MEETINGS**  
**CLARK COLLEGE**  
 [Memorandum—December 17, 1998]

The Clark College board of trustees has adopted the following meeting schedule for 1999. The meeting schedule was approved at the board meeting held yesterday.

1999 Meeting Schedule

- January 27
- February 24
- March 17
- April 28
- May 26
- June 23
- July 28
- August 25
- September 22
- October 27
- November 17
- December 15

**WSR 99-01-129**  
**NOTICE OF PUBLIC MEETINGS**  
**HUMAN RIGHTS COMMISSION**  
 [Memorandum—December 17, 1998]

COMMISSION MEETING DATES AND LOCATIONS FOR 1999  
 (Thursday/Friday Meetings  
 Unless Otherwise Indicated)

DATES	LOCATION
January 28-29	Seattle
February 25-26	Silverdale
March 25-26	Olympia
April 23 (Friday)	Olympia (conference call)
May 27-28	Tacoma
June 24-25	Spokane
July 22-23	Bellingham
August 27 (Friday)	Olympia (conference call)
September 23-24	Vancouver
October 28-29	Tri-Cities
November 19 (Friday)	Olympia (conference call)
December 17 (Friday)	Olympia (conference call)

With the exception of the conference calls, the usual format for the meetings is a planning session or community meeting on Thursday evening from 7:00 p.m.-9:00 p.m. and a regular business meeting beginning at 9:00 a.m. on Friday.

Please contact 753-4876 if you have questions or need additional information.

MISC.

**WSR 99-01-130**  
**RULES COORDINATOR**  
**DEPARTMENT OF**  
**VETERANS AFFAIRS**

[Filed December 21, 1998, 11:02 a.m.]

This memorandum is to notify you I am delegating our agency's rules coordinator function to Glenda Vick, Constituent and Legislative Liaison. She can be reached at the Department of Veterans Affairs, P.O. Box 41150, Olympia, WA 98504-1150, (360) 709-5232, fax (360) 709-5266, e-mail glenda@dva.wa.gov.

If you have any questions or need additional information, please contact Glenda directly.

John King  
 Director

**WSR 99-01-135**  
**NOTICE OF PUBLIC MEETINGS**  
**PARKS AND RECREATION**  
**COMMISSION**

[Memorandum—December 17, 1998]

As required by RCW 42.30.075, Open Public Meetings Act, the following schedules are submitted for publishing in the Washington State Register.

The Washington State Parks and Recreation Commission has adopted the following schedule of regular meetings for 1999:

<u>Date</u>	<u>Location</u>
January 29	Olympia
March 19	Ocean Shores
April 30	Silverdale
June 11	Leavenworth
July 23	Snoqualmie Pass
September 17	Spokane
October 29	Omak
December 10	Seattle

All commission meetings will begin at 9 a.m. A tour of nearby state parks or other recreation facilities may be held on the preceding or subsequent day of the meetings.

The locations of the meetings are yet to be determined and will be announced at the close of each regular meeting. The meeting locations may be obtained by writing to the director, Washington State Parks and Recreation Commission, P.O. Box 42650, Olympia, WA 98504-2650, or by calling (360) 902-8505.

The state Parks and Recreation Commissions' **Snowmobile Advisory Committee** has adopted the following schedule of regular meetings for 1999:

<u>Date</u>	<u>Location</u>
January 30 and 31	Cle Elum
July 23-25	Wenatchee

The state Parks and Recreation Commissions' **Winter Recreation (Sno-Park) Advisory Committee** has adopted the following schedule of regular meetings for 1999:

<u>Date</u>	<u>Location</u>
February 6 and 7	Cougar
August 6-8	Wenatchee

All Snowmobile Advisory Committee and Winter Recreation Advisory Committee meetings will begin at 8 a.m. The meeting locations of the Snowmobile and the Winter Recreation Advisory Committees may be obtained by writing to Terry Grazier, Washington State Parks and Recreation Commission, P.O. Box 42662, Olympia, WA 98504-2650, or by calling (360) 902-8552.

The state Parks and Recreation Commissions' **Water Trails Advisory Committee** has adopted the following schedule of regular meetings for 1999:

<u>Date</u>	<u>Location</u>
February 3	Auburn
October 6	Seattle

All Water Trails Advisory Committee meetings will begin at 10 a.m. The meeting locations of the Water Trails Advisory Committee may be obtained by writing to James Horan, Washington State Parks and Recreation Commission, P.O. Box 42650, Olympia, WA 98504-2650, or by calling (360) 902-8580.

The public is welcome to attend all state Parks and Recreation Commission meetings. Meeting sites will be barrier free to the greatest extent feasible. The commission will provide Braille or taped agenda items for the visually impaired and interpreters for those with hearing impairments, if a request is received at the appropriate address shown above at least ten working days in advance of the scheduled meeting date.

**WSR 99-01-141**  
**NOTICE OF PUBLIC MEETINGS**  
**STATE INVESTMENT BOARD**

[Memorandum—December 18, 1998]

Pursuant to WAC 287-01-030, this is to notify you that the Washington State Investment Board's regular board meetings for 1999 will be held on the third Thursday of each month, beginning at 9:30 a.m. at the board's offices at 2424 Heritage Court S.W., Olympia, WA 98504-0916.

If you have any questions, please feel free to call Sheila Geisler at (360) 664-8265.

MISC.

## WSR 99-01-150

## AGENDA

## PUBLIC DISCLOSURE COMMISSION

[Memorandum—December 11, 1998]

## Agenda for Rules

## Under Development: January - June, 1999

This agenda is being filed with the code reviser in accordance with RCW 34.05.314 and represents rule-making activity that may be considered by the commission during the first six months of 1999. Other matters that are not anticipated at this time may also be the subject of rule making.

The Public Disclosure Commission may repeal the following rules:

WAC 390-14-055 Record request form.

WAC 390-14-105 List of elected officials—Responsibility for developing.

WAC 390-20-023 Contributions to candidates, elected officials, political committees, or public office fund—Identification of source.

WAC 390-20-100 Effect of Public Disclosure Act—Freedom of communication—Employer interference.

WAC 390-20-115 Forms for report of legislative activity by legislators and legislative committees (L-4).

The commission may amend the following rules:

WAC 390-12-255 Petitions for rule making, amendment or repeal—Form—Consideration—Disposition.

WAC 390-14-015 Public records officer.

WAC 390-14-020 Hours for records inspection and copying.

WAC 390-14-025 Requests for public records.

WAC 390-14-030 Copying of public records.

WAC 390-14-035 Exempting records from public inspection.

WAC 390-14-040 Review of denials of public records requests.

WAC 390-14-045 Records index.

WAC 390-14-100 List of elected public officials.

WAC 390-14-110 List of elected public officials—Name not on list, impact.

WAC 390-16-060 Independent expenditure report form.

WAC 390-16-314 Independent expenditure mailings.

WAC 390-17-060 Exempt activities—Definitions, reporting.

WAC 390-18-010 Political advertising—Identification of sponsor.

WAC 390-18-020 Political advertising—Political party identification.

WAC 390-18-050 Commercial advertisers—Public inspection of records.

WAC 390-20-013 Lobbyist registration—Photograph—Requirements.

WAC 390-20-014 Registration during last calendar quarter of the biennial registration period.

WAC 390-20-015 Lobbyist registration—Termination.

WAC 390-20-017 Suspension of registration.

WAC 390-20-125 Forms for registration and reporting by sponsors of grass roots lobbying campaigns (L-6).

The commission may adopt a new rule based on an interpretation it approved in 1998.

Interp. 98-01 Slate cards and other candidate listings

December 11, 1998

Vicki Rippie, Assistant Director

Public Information and Policy Development

## WSR 99-01-152

## ATTORNEY GENERAL'S OFFICE

[Filed December 22, 1998, 3:48 p.m.]

NOTICE OF REQUEST FOR ATTORNEY GENERAL'S OPINION  
WASHINGTON ATTORNEY GENERAL

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 January 13, 1999. 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 January 13, 1999, 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) 586-4218, 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.

The Attorney General's Office seeks public input on the following opinion request(s).

98-12-02

**Request by Brian Thomas**

**State Representative, Chairman, Task Force on School Construction Financing**

**Does the State Investment Board have the authority to invest monies in the Permanent Common School Fund?**

MISC.



## WSR 99-01-175

## AGENDA

## DEPARTMENT OF REVENUE

[Filed December 23, 1998, 11:06 a.m.]

DEPARTMENT OF REVENUE RULES  
DEVELOPMENT AGENDA

Activity planned by July 31, 1999					
Rule Number	Last Revised	Subject	Explanation	Assigned to	Status
<b>Chapter 458-12 WAC</b>					
458-12-040	1968 1968	Property tax rules for assessors	Legislative changes	Jim Winterstein	Preproposal statement of inquiry (CR-101) planned for 1st Quarter 1999
458-12-300	1972 1968				
458-12-301	1983 1983				
458-12-305	1968 1983				
458-12-326	1983 1983				
458-12-327	1973 1983				
458-12-330					
458-12-335					
458-12-336					
458-12-337					
458-12-338					
458-12-339					
<b>Chapter 458-16 WAC</b>					
458-16-330	1994	Emergency or transitional housing	98 legislation (HB 2598)	Kim Qually	Candidate for expedited adoption
<b>Chapter 458-16A WAC</b>					
458-16A-010	1995	Homes for the aging	98 legislation (SHB 2315)	Kim Qually	Public hearing (CR-102) scheduled for 1/5/1999
<b>Chapter 458-19 WAC</b>					
458-19-005	1994	Property tax levies, rates and limits	Need revision due to Referendum 47	Jim Winterstein	Drafting anticipated 2nd Quarter 1999
458-19-015	1994 1994				
458-19-020	1994 1994				
458-19-025	1994 1994				
458-19-030	1994 1994				
458-19-035	1994 1994				
458-19-040	1994 1982				
458-19-045					
458-19-055					
458-19-060					
458-19-065					
458-19-080					
458-19-550					
<b>Chapter 458-20 WAC</b>					
NEW	NEW	Manufacturing machinery and equipment exemption	95, 96, and 98 legislation	TBA	Preproposal statement of inquiry (CR-101) anticipated for 2nd Quarter 1999
458-20-135	1986	Extracting natural products	MATC and M&E exemption		
NEW	NEW	Slaughtering and breaking		Eric Parker	Drafting anticipated 1st Quarter 1999

MISC.

458-20-119	1993	Sales of meals	97 legislation repealing selected business service tax classification	Doug Titus	Expedited adoption (CR-102XA) filing anticipated 1st Quarter 1999
458-20-131	1983	Merchandising games, games of chance and concessionaires	Industry request	Margaret Partlow	Proposed rule making (CR-102) filing anticipated January 1999
458-20-145	1983	Local sales and use tax	97 legislation (towing) and updating	Leilani Hesser	Drafting
458-20-151		Dental labs	New legislation	Nicole Stewart	Drafting anticipated 2nd Quarter 1999
458-20-153	1970	Funeral directors	Updating as a result of rule review	Sally Giza	Drafting anticipated for January 1996
458-20-154	1970	Cemeteries	Updating as a result of rule review	Sally Giza	Drafting anticipated for January 1996 (may be combined with WAC 458-20-153)
458-20-155	1985	Information and computer services	98 legislation (SB 6449 and ESSB 6470a) and updating	Jim Carroll	Anticipate drafting 2nd Quarter 1999
458-20-161 458-20-234	1983 1983	Buying/producing wheat, oats, etc. flour millers, manufacturers of soybean or sunflower oil	95 and 98 legislation (98 E2SHB 1328 and HB 2335)	Dave Wiest	Anticipate drafting 2nd Quarter 1999
458-20-165	1994	Laundry services	98 legislation (HB 2566) specifically excluding laundry services to non-profit healthcare facilities from definition of retail sale	Doug Titus	Expedited adoption (CR-102XA) filing anticipated 1st Quarter 1999
458-20-166	1994	Hotels, motels, apartments	Update for change in federal government charge card program	Doug Titus	Expedited adoption (CR-102XA) filing anticipated 1st Quarter 1999
458-20-167	1994	Educational institutions	96 and 98 legislation (98 -HB 2335)	Pat Moses	Rule-making order (CR-103) filing anticipated January 1999
458-20-169	1991	Nonprofits	95, 97, and 98 legislative changes (98 -SSB 5355, SSB 6077 and SB 6599)	Ed Ratcliffe	Working with stakeholders
458-20-178 458-20-17801	1986 NEW	Use tax	Updating due to recent legislation	Anne Gernhardt	Drafting

MISC.

458-20-183	1995	Amusement, recreation and physical fitness services	Petition and legislative changes	Greg Potegal	Reviewing preproposal inquiry comments
458-20-18801	1992	Prescription drugs	Needs changes in light of '95, '96, '97 legislative changes	Ralph Blankenship	Drafting
458-20-190	1983	Sales to and by the federal government	Need updating per rule review	Chris Barnes	Drafting
458-20-192	1980	Indians	Needs updating	Leslie Cushman	Reviewing preproposal inquiry comments
458-20-198	1983	Conditional and installment sales	Need updating per rule review	Eric Parker	Drafting
458-20-207	1995	Legal services	97 legislation repealing selected business service tax classification	Ed Ratcliffe	Expedited adoption (CR-102XA) filing anticipated 1st Quarter 1999
458-20-211	1996	Renting/leasing	Petition	Greg Potegal	Reviewing preproposal inquiry comments
458-20-216	1970	Successors	Updating because of legislative changes	Greg Potegal	Proposed rule making (CR-102) filing anticipated January 1999
458-20-217	1987	Lien for taxes	Need updating per rule review	Anne Gernhardt	Drafting anticipated 1st Quarter 1999
458-20-222	1983	Veterinarians	Needs updating rule review	Jim Winterstein	Proposed rule making (CR-102) filing anticipated 1st Quarter 1999
458-20-226	1996	Landscaping services	97 legislation repealing selected business service tax classification	Doug Titus	Expedited adoption (CR-102XA) filing anticipated 1st Quarter 1999
458-20-228	1992	Penalties and interest	96 and 97 legislative changes	Pat Moses	Proposed rule making (CR-102) filing anticipated 1st Quarter 1999
458-20-229	1992	Refunds	97 legislative changes	Pat Moses	Holding for 1999 legislative session
458-20-231	1990	Internal distribution	98 legislation repealing tax (SSB 6077)	Doug Titus	Rule-making order (CR-103) filing anticipated January 1999
458-20-238	1995	Sales to nonresidents of water craft	97 legislation	Doug Titus	Expedited adoption (CR-102XA) filing anticipated 1st Quarter 1999
458-20-239	1983	Sales of farm machinery to nonresidents	98 legislation expanding exemption (HB 2476)	Sally Giza	Drafting anticipated 1st Quarter 1999
458-20-240 458-20-24001	1988 1988	S&U tax deferral Distressed area deferrals	Needs revision because of legislation	Leslie Cushman	Holding for 1999 legislative session and litigation

MISC.

458-20-24003 458-20-24003A	NEW NEW	High tech sales and use tax deferral B&O R&D credit	New rule 1994 legislation	Ed Ratcliffe	Working with stakeholders
458-20-244	1988	Food products	Need updating per rule review	Nettie VanHorn	Anticipate drafting 1st Quarter 1999
458-20-246	1984	Sales to or through a direct seller	Needs updating	Leslie Cushman	Drafting
458-20-261	NEW	Vanpool vehicles and ride share credit	Statute becoming hard to understand with recent legislative changes	Greg Potegal	Proposed rule making (CR-102) filing anticipated January 1999
<b>Chapter 458-40 WAC</b>					
458-40-660		Timber/forest tax stumpage values	Required semianually	Ed Ratcliffe	Must be done by January 1, 1999, and July 1, 1999
<b>Chapter 458-XX WAC</b>					
NEW	NEW	Leasehold excise tax	No rules have ever been drafted; need to clarify application	Margaret Partlow	Proposed rule making (CR-102) filing anticipated 2nd Quarter 1999
<b>Chapter 458-57 WAC</b>					
458-57-575	NEW	Penalty waivers - estate tax	97 legislation on penalties	Pat Moses/Phoebe Hein	Rule-making order (CR-103) filing anticipated January 1999
<b>Chapter 458-61 WAC</b>					
458-61-090	1994	Interest and penalties - date of sale	96 and 97 legislation on penalties and interest	Pat Moses/Tom Reeves	Proposed rule making (CR-102) filing anticipated 1st Quarter 1999

**WSR 99-01-176**  
**NOTICE OF PUBLIC MEETINGS**  
**DEPARTMENT OF AGRICULTURE**  
 (Red Raspberry Commission)  
 [Memorandum—December 21, 1998]

Currently the Washington Red Raspberry Commission has scheduled these 1999 meetings of its board of directors:

- |                      |                        |
|----------------------|------------------------|
| January 7, 4:00 p.m. | Sea-Tac Marriott Hotel |
| January 25           | Bellingham             |
| November 3           | Bellingham             |
| December 9           | Bellingham             |

**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
- OBJECT = 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 of existing section
- REVIEW = Review of previously adopted rule
- SUSP = Suspending an existing section

**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
- 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.

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
1-21-010	AMD-XA	98-09-083	14-108-030	NEW	98-23-009	14-276-120	NEW-XA	98-18-045
1-21-010	AMD	98-14-048	14-108-040	NEW-XA	98-18-045	14-276-120	NEW	98-23-009
1-21-020	AMD-XA	98-09-083	14-108-040	NEW	98-23-009	14-276-130	NEW-XA	98-18-045
1-21-020	AMD	98-14-048	14-108-050	NEW-XA	98-18-045	14-276-130	NEW	98-23-009
4-25	AMD-C	98-05-020	14-108-050	NEW	98-23-009	14-276-140	NEW-XA	98-18-045
4-25	AMD-C	98-07-025	14-108-060	NEW-XA	98-18-045	14-276-140	NEW	98-23-009
4-25-410	AMD	98-12-020	14-108-060	NEW	98-23-009	14-325-010	NEW-XA	98-18-045
4-25-510	PREP	99-01-005	14-108-070	NEW-XA	98-18-045	14-325-010	NEW	98-23-009
4-25-511	REP-XR	98-19-044	14-108-070	NEW	98-23-009	16-08-151	AMD-XA	98-04-082
4-25-511	REP-P	98-22-065	14-108-080	NEW-XA	98-18-045	16-08-151	AMD	98-09-085
4-25-520	AMD	98-12-021	14-108-080	NEW	98-23-009	16-20	PREP	98-15-067
4-25-530	PREP	98-19-045	14-122-010	NEW-XA	98-18-045	16-21	PREP	98-15-067
4-25-530	AMD-P	98-22-066	14-122-010	NEW	98-23-009	16-22	PREP	98-15-067
4-25-540	AMD	98-12-022	14-122-020	NEW-XA	98-18-045	16-23	PREP	98-15-067
4-25-550	AMD	98-12-023	14-122-020	NEW	98-23-009	16-32-009	PREP	98-05-104
4-25-551	AMD	98-12-047	14-122-030	NEW-XA	98-18-045	16-32-009	REP-P	98-09-104
4-25-620	AMD	98-12-048	14-122-030	NEW	98-23-009	16-32-009	REP	98-14-036
4-25-622	AMD	98-12-049	14-133-020	NEW-XA	98-18-045	16-32-011	AMD-P	98-09-104
4-25-625	REP	98-12-056	14-133-020	NEW	98-23-009	16-32-011	AMD	98-14-036
4-25-626	NEW	98-12-055	14-134-010	NEW-XA	98-18-045	16-46-010	REP-XR	98-08-080
4-25-627	REP	98-12-056	14-134-010	NEW	98-23-009	16-46-010	REP	98-13-118
4-25-631	AMD	98-12-050	14-276-010	NEW-XA	98-18-045	16-54	PREP	98-24-097
4-25-730	PREP	98-24-053	14-276-010	NEW	98-23-009	16-59	PREP	98-24-098
4-25-740	PREP	98-24-054	14-276-020	NEW-XA	98-18-045	16-74	PREP	98-24-099
4-25-760	PREP	98-24-055	14-276-020	NEW	98-23-009	16-80	PREP	98-24-100
4-25-810	AMD	98-12-051	14-276-030	NEW-XA	98-18-045	16-86	PREP	98-08-022
4-25-810	PREP	98-24-056	14-276-030	NEW	98-23-009	16-86	PREP	98-11-010
4-25-811	PREP	98-24-057	14-276-040	NEW-XA	98-18-045	16-86	PREP	98-24-101
4-25-812	PREP	98-24-058	14-276-040	NEW	98-23-009	16-86	PREP	98-24-102
4-25-813	PREP	98-24-059	14-276-050	NEW-XA	98-18-045	16-89	PREP	98-08-023
4-25-920	REP-XR	98-19-044	14-276-050	NEW	98-23-009	16-96	REP-C	98-18-043
4-25-920	REP-P	98-22-065	14-276-060	NEW-XA	98-18-045	16-96-001	REP-P	98-15-157
14-104-010	NEW-XA	98-18-045	14-276-060	NEW	98-23-009	16-96-001	REP	98-19-037
14-104-010	NEW	98-23-009	14-276-070	NEW-XA	98-18-045	16-96-002	REP-P	98-15-157
14-104-020	NEW-XA	98-18-045	14-276-070	NEW	98-23-009	16-96-002	REP	98-19-037
14-104-020	NEW	98-23-009	14-276-080	NEW-XA	98-18-045	16-96-003	REP-P	98-15-157
14-104-030	NEW-XA	98-18-045	14-276-080	NEW	98-23-009	16-96-003	REP	98-19-037
14-104-030	NEW	98-23-009	14-276-090	NEW-XA	98-18-045	16-96-010	REP-P	98-15-157
14-108-010	NEW-XA	98-18-045	14-276-090	NEW	98-23-009	16-96-010	REP	98-19-037
14-108-010	NEW	98-23-009	14-276-100	NEW-XA	98-18-045	16-96-020	REP-P	98-15-157
14-108-020	NEW-XA	98-18-045	14-276-100	NEW	98-23-009	16-96-020	REP	98-19-037
14-108-020	NEW	98-23-009	14-276-110	NEW-XA	98-18-045	16-96-030	REP-P	98-15-157
14-108-030	NEW-XA	98-18-045	14-276-110	NEW	98-23-009	16-96-030	REP	98-19-037

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
16-102	PREP	98-04-075	16-200-708	AMD-E	98-20-057	16-334-070	NEW	98-11-048
16-104	PREP	98-19-027	16-212	PREP	98-11-024	16-334-080	NEW-XA	98-07-109
16-129-010	REP-XR	98-08-020	16-212-030	AMD-P	98-07-106	16-334-080	NEW	98-11-048
16-129-010	REP	98-13-029	16-212-030	AMD	98-12-058	16-354-002	REP-P	98-06-082
16-129-020	REP-XR	98-08-020	16-212-060	AMD-P	98-07-106	16-354-002	REP	98-09-049
16-129-020	REP	98-13-029	16-212-060	AMD	98-12-058	16-354-005	AMD-P	98-06-082
16-129-025	REP-XR	98-08-020	16-212-070	AMD-P	98-07-106	16-354-005	AMD	98-09-049
16-129-025	REP	98-13-029	16-212-070	AMD	98-12-058	16-354-010	AMD-P	98-06-082
16-129-030	REP-XR	98-08-020	16-212-080	AMD-P	98-07-106	16-354-010	AMD	98-09-049
16-129-030	REP	98-13-029	16-212-080	AMD	98-12-058	16-354-020	AMD-P	98-06-082
16-154	PREP	98-16-016	16-212-082	AMD-P	98-07-106	16-354-020	AMD	98-09-049
16-160	PREP	98-16-015	16-212-082	AMD	98-12-058	16-354-030	AMD-P	98-06-082
16-167	PREP	98-21-012	16-228-155	PREP	98-07-003	16-354-030	AMD	98-09-049
16-167-010	AMD-XA	98-04-076	16-228-155	AMD-P	98-10-069	16-354-040	AMD-P	98-06-082
16-167-010	AMD	98-09-048	16-228-155	AMD	98-15-026	16-354-040	AMD	98-09-049
16-167-020	AMD-XA	98-04-076	16-316-474	PREP	98-06-093	16-354-050	AMD-P	98-06-082
16-167-020	AMD	98-09-048	16-316-474	AMD-P	98-09-101	16-354-050	AMD	98-09-049
16-167-030	AMD-XA	98-04-076	16-316-474	AMD	98-12-032	16-354-070	AMD-P	98-06-082
16-167-030	AMD	98-09-048	16-316-525	PREP	98-06-093	16-354-070	AMD	98-09-049
16-167-040	AMD-XA	98-04-076	16-316-525	AMD-P	98-09-101	16-354-100	AMD-P	98-06-082
16-167-040	AMD	98-09-048	16-316-525	AMD	98-12-032	16-354-100	AMD	98-09-049
16-167-050	AMD-XA	98-04-076	16-319-041	PREP	98-06-094	16-400	AMD-P	98-07-032
16-167-050	AMD	98-09-048	16-319-041	AMD-P	98-09-100	16-400	AMD	98-10-083
16-167-060	AMD-XA	98-04-076	16-319-041	AMD	98-12-031	16-400-007	AMD-P	98-07-032
16-167-060	AMD	98-09-048	16-325-005	NEW-XA	98-05-106	16-400-007	AMD	98-10-083
16-168-010	AMD	98-03-089	16-325-005	NEW	98-09-071	16-400-040	AMD-P	98-07-032
16-168-020	AMD	98-03-089	16-325-010	NEW-XA	98-05-106	16-400-040	AMD	98-10-083
16-168-030	AMD	98-03-089	16-325-010	NEW	98-09-071	16-400-100	AMD-P	98-07-032
16-168-040	AMD	98-03-089	16-325-015	NEW-XA	98-05-106	16-400-100	AMD	98-10-083
16-168-050	AMD	98-03-089	16-325-015	NEW	98-09-071	16-400-210	AMD-P	98-07-032
16-168-060	AMD	98-03-089	16-325-020	NEW-XA	98-05-106	16-400-210	AMD	98-10-083
16-168-070	AMD	98-03-089	16-325-020	NEW	98-09-071	16-402-005	NEW-P	98-13-129
16-168-075	NEW	98-03-089	16-325-025	NEW-XA	98-05-106	16-402-005	NEW	98-17-069
16-168-080	AMD	98-03-089	16-325-025	NEW	98-09-071	16-402-010	NEW-P	98-13-129
16-168-090	AMD	98-03-089	16-333-200	REP-XR	98-07-108	16-402-010	NEW	98-17-069
16-168-100	AMD	98-03-089	16-333-200	REP	98-13-033	16-402-015	NEW-P	98-13-129
16-200	PREP	98-12-039	16-333-205	REP-XR	98-07-108	16-402-015	NEW	98-17-069
16-200	PREP	98-24-111	16-333-205	REP	98-13-033	16-402-020	NEW-P	98-13-129
16-200	AMD-C	99-01-048	16-333-210	REP-XR	98-07-108	16-402-020	NEW	98-17-069
16-200-695	AMD-E	98-12-018	16-333-210	REP	98-13-033	16-403-140	SUSP-E	98-23-029
16-200-695	AMD-E	98-13-013	16-333-215	REP-XR	98-07-108	16-403-141	SUSP-E	98-23-029
16-200-695	AMD-P	98-19-128	16-333-215	REP	98-13-033	16-403-142	SUSP-E	98-23-029
16-200-695	AMD-E	98-20-057	16-333-220	REP-XR	98-07-108	16-403-143	SUSP-E	98-23-029
16-200-705	AMD-E	98-12-018	16-333-220	REP	98-13-033	16-403-145	SUSP-E	98-23-029
16-200-705	AMD-E	98-13-013	16-333-225	REP-XR	98-07-108	16-403-150	SUSP-E	98-23-029
16-200-705	AMD-P	98-19-128	16-333-225	REP	98-13-033	16-403-155	SUSP-E	98-23-029
16-200-705	AMD-E	98-20-057	16-333-230	REP-XR	98-07-108	16-403-160	SUSP-E	98-23-029
16-200-7061	NEW-E	98-12-018	16-333-230	REP	98-13-033	16-403-165	SUSP-E	98-23-029
16-200-7061	NEW-E	98-13-013	16-333-235	REP-XR	98-07-108	16-403-170	SUSP-E	98-23-029
16-200-7061	NEW-P	98-19-128	16-333-235	REP	98-13-033	16-403-175	SUSP-E	98-23-029
16-200-7061	NEW-E	98-20-057	16-333-240	REP-XR	98-07-108	16-403-180	SUSP-E	98-23-029
16-200-7062	NEW-E	98-12-018	16-333-240	REP	98-13-033	16-403-185	SUSP-E	98-23-029
16-200-7062	NEW-E	98-13-013	16-333-245	REP-XR	98-07-108	16-403-190	SUSP-E	98-23-029
16-200-7062	NEW-P	98-19-128	16-333-245	REP	98-13-033	16-403-195	SUSP-E	98-23-029
16-200-7062	NEW-E	98-20-057	16-334-010	NEW-XA	98-07-109	16-403-200	SUSP-E	98-23-029
16-200-7062	NEW-S	98-23-096	16-334-010	NEW	98-11-048	16-403-205	SUSP-E	98-23-029
16-200-7063	NEW-E	98-12-018	16-334-020	NEW-XA	98-07-109	16-403-215	SUSP-E	98-23-029
16-200-7063	NEW-E	98-13-013	16-334-020	NEW	98-11-048	16-403-220	SUSP-E	98-23-029
16-200-7063	NEW-P	98-19-128	16-334-030	NEW-XA	98-07-109	16-403-225	SUSP-E	98-23-029
16-200-7063	NEW-E	98-20-057	16-334-030	NEW	98-11-048	16-403-230	SUSP-E	98-23-029
16-200-7064	NEW-E	98-12-018	16-334-040	NEW-XA	98-07-109	16-403-235	SUSP-E	98-23-029
16-200-7064	NEW-E	98-13-013	16-334-040	NEW	98-11-048	16-403-240	SUSP-E	98-23-029
16-200-7064	NEW-P	98-19-128	16-334-050	NEW-XA	98-07-109	16-403-245	SUSP-E	98-23-029
16-200-7064	NEW-E	98-20-057	16-334-050	NEW	98-11-048	16-403-250	SUSP-E	98-23-029
16-200-708	AMD-E	98-12-018	16-334-060	NEW-XA	98-07-109	16-403-255	SUSP-E	98-23-029
16-200-708	AMD-E	98-13-013	16-334-060	NEW	98-11-048	16-403-260	SUSP-E	98-23-029
16-200-708	AMD-P	98-19-128	16-334-070	NEW-XA	98-07-109	16-403-265	SUSP-E	98-23-029

Table

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
16-403-270	SUSP-E	98-23-029	16-532-0414	REP	98-13-122	16-607-020	NEW	98-19-037
16-403-275	SUSP-E	98-23-029	16-545-010	NEW-P	98-19-118	16-607-025	NEW-P	98-15-157
16-403-280	SUSP-E	98-23-029	16-545-015	NEW-P	98-19-118	16-607-025	NEW	98-19-037
16-403-285	SUSP-E	98-23-029	16-545-020	NEW-P	98-19-118	16-607-035	NEW-P	98-15-157
16-403-290	SUSP-E	98-23-029	16-545-030	NEW-P	98-19-118	16-607-035	NEW	98-19-037
16-403-295	SUSP-E	98-23-029	16-545-040	NEW-P	98-19-118	16-607-040	NEW-P	98-15-157
16-461-006	SUSP-E	98-23-029	16-545-041	NEW-P	98-19-118	16-607-045	NEW-P	98-15-157
16-461-010	SUSP-E	98-23-029	16-545-050	NEW-P	98-19-118	16-607-045	NEW	98-19-037
16-461-015	SUSP-E	98-23-029	16-545-080	NEW-P	98-19-118	16-607-050	NEW-P	98-15-157
16-470-100	AMD-P	98-08-108	16-557	PREP	98-08-099	16-607-050	NEW	98-19-037
16-470-100	AMD	98-12-091	16-557-010	AMD-P	98-12-017	16-607-055	NEW-P	98-15-157
16-470-120	AMD-P	98-08-108	16-557-010	AMD	98-16-081	16-607-055	NEW-S	98-19-087
16-470-120	AMD-W	98-21-018	16-557-025	NEW-P	98-12-017	16-607-055	NEW-C	98-22-042
16-471	PREP	98-07-107	16-557-025	NEW	98-16-081	16-607-055	NEW	98-23-001
16-471-010	REP-P	98-10-115	16-561	PREP	98-13-120	16-607-060	NEW-P	98-15-157
16-471-010	REP-W	98-13-127	16-561	PREP	98-23-087	16-607-060	NEW	98-19-037
16-471-010	REP-P	98-13-128	16-561	PREP	99-01-180	16-607-060	AMD-S	98-19-087
16-471-010	REP	98-19-023	16-561-030	AMD-P	98-16-080	16-607-060	AMD-C	98-22-042
16-471-015	REP-P	98-10-115	16-561-030	AMD	98-22-091	16-607-060	AMD	98-23-001
16-471-015	REP-W	98-13-127	16-565	PREP	98-13-119	16-607-065	NEW-P	98-15-157
16-471-015	REP-P	98-13-128	16-573-010	NEW	98-04-093	16-607-065	NEW	98-19-037
16-471-015	REP	98-19-023	16-573-020	NEW	98-04-093	16-607-070	NEW-P	98-15-157
16-471-020	REP-P	98-10-115	16-573-030	NEW	98-04-093	16-607-070	NEW	98-19-037
16-471-020	REP-W	98-13-127	16-573-040	NEW	98-04-093	16-607-075	NEW-P	98-15-157
16-471-020	REP-P	98-13-128	16-573-041	NEW	98-04-093	16-607-075	NEW	98-19-037
16-471-020	REP	98-19-023	16-573-050	NEW	98-04-093	16-607-080	NEW-P	98-15-157
16-471-030	REP-P	98-10-115	16-573-060	NEW	98-04-093	16-607-080	NEW	98-19-037
16-471-030	REP-W	98-13-127	16-573-070	NEW	98-04-093	16-607-085	NEW-P	98-15-157
16-471-030	REP-P	98-13-128	16-573-080	NEW	98-04-093	16-607-085	NEW	98-19-037
16-471-030	REP	98-19-023	16-575	PREP	98-06-096	16-607-090	NEW-P	98-15-157
16-471-040	REP-P	98-10-115	16-600-020	REP-XR	98-08-019	16-607-090	NEW	98-19-037
16-471-040	REP-W	98-13-127	16-600-020	REP	98-13-030	16-607-095	NEW-P	98-15-157
16-471-040	REP-P	98-13-128	16-604	REP-C	98-18-043	16-607-095	NEW	98-19-037
16-471-040	REP	98-19-023	16-604-001	REP-P	98-15-157	16-607-100	NEW-P	98-15-157
16-471-050	REP-P	98-10-115	16-604-001	REP	98-19-037	16-607-100	NEW	98-19-037
16-471-050	REP-W	98-13-127	16-604-002	REP-P	98-15-157	16-607-105	NEW-P	98-15-157
16-471-050	REP-P	98-13-128	16-604-002	REP	98-19-037	16-607-105	NEW	98-19-037
16-471-050	REP	98-19-023	16-604-003	REP-P	98-15-157	16-607-110	NEW-P	98-15-157
16-471-060	REP-P	98-10-115	16-604-003	REP	98-19-037	16-607-110	NEW	98-19-037
16-471-060	REP-W	98-13-127	16-604-008	REP-P	98-15-157	16-607-115	NEW-P	98-15-157
16-471-060	REP-P	98-13-128	16-604-008	REP	98-19-037	16-607-115	NEW	98-19-037
16-471-060	REP	98-19-023	16-604-010	REP-P	98-15-157	16-607-120	NEW-P	98-15-157
16-471-070	REP-P	98-10-115	16-604-012	REP-P	98-15-157	16-607-120	NEW-S	98-19-087
16-471-070	REP-W	98-13-127	16-604-012	REP	98-19-037	16-607-120	NEW-C	98-22-042
16-471-070	REP-P	98-13-128	16-604-015	REP-P	98-15-157	16-607-120	NEW	98-23-001
16-471-070	REP	98-19-023	16-604-015	REP	98-19-037	16-607-125	NEW-P	98-15-157
16-471-080	REP-P	98-10-115	16-604-030	REP-P	98-15-157	16-607-125	NEW	98-19-037
16-471-080	REP-W	98-13-127	16-604-030	REP	98-19-037	16-607-130	NEW-P	98-15-157
16-471-080	REP-P	98-13-128	16-605A	REP-C	98-18-043	16-607-130	NEW	98-19-037
16-471-080	REP	98-19-023	16-605A-001	REP-P	98-15-157	16-607-135	NEW-P	98-15-157
16-514-040	SUSP	98-24-025	16-605A-001	REP	98-19-037	16-607-135	NEW	98-19-037
16-532-010	AMD-P	98-02-073	16-605A-005	REP-P	98-15-157	16-607-140	NEW-P	98-15-157
16-532-010	AMD	98-13-122	16-605A-005	REP	98-19-037	16-607-140	NEW	98-19-037
16-532-020	PREP	98-23-086	16-605A-010	REP-P	98-15-157	16-607-145	NEW-P	98-15-157
16-532-0402	REP-P	98-02-073	16-605A-010	REP	98-19-037	16-607-145	NEW	98-19-037
16-532-0402	REP	98-13-122	16-607	NEW-C	98-18-043	16-608	REP-C	98-18-043
16-532-0404	REP-P	98-02-073	16-607	NEW-C	98-19-018	16-608-001	REP-P	98-15-157
16-532-0404	REP	98-13-122	16-607-005	NEW-P	98-15-157	16-608-001	REP	98-19-037
16-532-0406	REP-P	98-02-073	16-607-005	NEW	98-19-037	16-608-010	REP-P	98-15-157
16-532-0406	REP	98-13-122	16-607-005	AMD-S	98-19-087	16-608-010	REP	98-19-037
16-532-0408	REP-P	98-02-073	16-607-005	AMD-C	98-22-042	16-608-020	REP-P	98-15-157
16-532-0408	REP	98-13-122	16-607-005	AMD	98-23-001	16-608-020	REP	98-19-037
16-532-0410	REP-P	98-02-073	16-607-010	NEW-P	98-15-157	16-620	REP-C	98-18-043
16-532-0410	REP	98-13-122	16-607-010	NEW	98-19-037	16-620-010	REP-P	98-15-157
16-532-0412	REP-P	98-02-073	16-607-015	NEW-P	98-15-157	16-620-010	REP	98-19-037
16-532-0412	REP	98-13-122	16-607-015	NEW	98-19-037	16-620-015	REP-P	98-15-157
16-532-0414	REP-P	98-02-073	16-607-020	NEW-P	98-15-157	16-620-015	REP	98-19-037

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
16-620-020	REP-P	98-15-157	16-750-015	AMD	98-24-026	50-36-080	AMD	99-01-119
16-620-020	REP	98-19-037	16-750-110	AMD-P	98-20-094	50-36-090	AMD-P	98-22-076
16-620-030	REP-P	98-15-157	16-750-110	AMD	98-24-026	50-36-090	AMD	99-01-119
16-620-030	REP	98-19-037	16-752	PREP	98-04-077	50-36-100	AMD-P	98-22-076
16-620-080	REP-P	98-15-157	16-752-610	AMD-P	98-08-109	50-36-100	AMD	99-01-119
16-620-080	REP	98-19-037	16-752-610	AMD	98-13-008	50-36-110	AMD-P	98-22-076
16-620-100	REP-P	98-15-157	24-12-010	AMD-P	98-13-121	50-36-110	AMD	99-01-119
16-620-100	REP	98-19-037	24-12-010	AMD	98-18-060	50-52	PREP	98-13-096
16-620-105	REP-P	98-15-157	24-12-010	AMD	98-21-048	50-52-010	REP-XR	98-13-096
16-620-105	REP	98-19-037	25-18-010	REP	98-05-027	50-52-010	REP	98-16-105
16-620-150	REP-P	98-15-157	25-18-020	REP	98-05-027	50-52-020	REP-XR	98-13-096
16-620-150	REP	98-19-037	25-18-030	REP	98-05-027	50-52-020	REP	98-16-105
16-620-205	REP-P	98-15-157	25-18-040	REP	98-05-027	50-52-030	REP-XR	98-13-096
16-620-205	REP	98-19-037	25-18-050	REP	98-05-027	50-52-030	REP	98-16-105
16-620-210	REP-P	98-15-157	25-18-060	REP	98-05-027	50-52-040	REP-XR	98-13-096
16-620-210	REP	98-19-037	25-18-070	REP	98-05-027	50-52-040	REP	98-16-105
16-620-230	REP-P	98-15-157	25-18-080	REP	98-05-027	50-52-050	REP-XR	98-13-096
16-620-230	REP	98-19-037	25-18-090	REP	98-05-027	50-52-050	REP	98-16-105
16-620-240	REP-P	98-15-157	25-18-100	REP	98-05-027	50-52-060	REP-XR	98-13-096
16-620-240	REP	98-19-037	25-18-110	REP	98-05-027	50-52-060	REP	98-16-105
16-620-250	REP-P	98-15-157	25-18-120	REP	98-05-027	50-52-070	REP-XR	98-13-096
16-620-250	REP	98-19-037	25-18-130	REP	98-05-027	50-52-070	REP	98-16-105
16-620-260	REP-P	98-15-157	25-36-010	REP	98-05-027	50-52-080	REP-XR	98-13-096
16-620-260	REP	98-19-037	25-36-020	REP	98-05-027	50-52-080	REP	98-16-105
16-620-275	REP-P	98-15-157	25-36-030	REP	98-05-027	50-52-090	REP-XR	98-13-096
16-620-275	REP	98-19-037	25-36-040	REP	98-05-027	50-52-090	REP	98-16-105
16-620-280	REP-P	98-15-157	25-36-050	REP	98-05-027	50-52-100	REP-XR	98-13-096
16-620-280	REP	98-19-037	25-36-060	REP	98-05-027	50-52-100	REP	98-16-105
16-620-290	REP-P	98-15-157	25-36-070	REP	98-05-027	50-52-110	REP-XR	98-13-096
16-620-290	REP	98-19-037	25-36-080	REP	98-05-027	50-52-110	REP	98-16-105
16-620-340	REP-P	98-15-157	25-36-090	REP	98-05-027	50-52-120	REP-XR	98-13-096
16-620-340	REP	98-19-037	25-36-100	REP	98-05-027	50-52-120	REP	98-16-105
16-620-350	REP-P	98-15-157	25-36-110	REP	98-05-027	50-52-130	REP-XR	98-13-096
16-620-350	REP	98-19-037	25-36-120	REP	98-05-027	50-52-130	REP	98-16-105
16-620-380	REP-P	98-15-157	25-36-130	REP	98-05-027	50-52-140	REP-XR	98-13-096
16-620-380	REP	98-19-037	30-04-020	PREP	98-09-082	50-52-140	REP	98-16-105
16-620-390	REP-P	98-15-157	30-04-020	AMD-P	98-20-087	50-52-150	REP-XR	98-13-096
16-620-390	REP	98-19-037	30-04-020	AMD	98-24-073	50-52-150	REP	98-16-105
16-620-400	REP-P	98-15-157	30-08-070	PREP	98-09-082	50-52-160	REP-XR	98-13-096
16-620-400	REP	98-19-037	30-08-070	AMD-P	98-20-087	50-52-160	REP	98-16-105
16-620-410	REP-P	98-15-157	30-08-070	AMD	98-24-073	50-52-170	REP-XR	98-13-096
16-620-410	REP	98-19-037	30-12-150	PREP	98-09-082	50-52-170	REP	98-16-105
16-657	PREP	98-07-068	30-12-150	AMD-P	98-20-087	50-52-180	REP-XR	98-13-096
16-657-040	AMD-P	98-10-120	30-12-150	AMD	98-24-073	50-52-180	REP	98-16-105
16-657-040	AMD	98-13-074	30-18-040	PREP	98-09-082	50-52-190	REP-XR	98-13-096
16-659	PREP	98-07-067	30-18-040	AMD-P	98-20-087	50-52-190	REP	98-16-105
16-659-001	REP-P	98-10-119	30-18-040	AMD	98-24-073	50-52-200	REP-XR	98-13-096
16-659-001	REP	98-13-073	30-22-070	PREP	98-09-082	50-52-200	REP	98-16-105
16-659-002	NEW-P	98-10-119	30-22-070	AMD-P	98-20-087	50-52-210	REP-XR	98-13-096
16-659-002	NEW	98-13-073	30-22-070	AMD	98-24-073	50-52-210	REP	98-16-105
16-659-010	AMD-P	98-10-119	30-22-090	PREP	98-09-082	50-52-220	REP-XR	98-13-096
16-659-010	AMD	98-13-073	30-22-090	AMD-P	98-20-087	50-52-220	REP	98-16-105
16-662	PREP	98-07-069	30-22-090	AMD	98-24-073	50-52-230	REP-XR	98-13-096
16-662-105	AMD-P	98-10-118	44-01-140	REP-XR	98-07-053	50-52-230	REP	98-16-105
16-662-105	AMD	98-13-072	44-01-140	REP	98-13-046	50-52-240	REP-XR	98-13-096
16-662-115	AMD-P	98-10-118	50-36	PREP	98-15-148	50-52-240	REP	98-16-105
16-662-115	AMD	98-13-072	50-36-010	AMD-P	98-22-076	50-52-250	REP-XR	98-13-096
16-675-030	AMD-P	98-09-099	50-36-010	AMD	99-01-119	50-52-250	REP	98-16-105
16-675-030	AMD	98-12-030	50-36-020	AMD-P	98-22-076	50-52-260	REP-XR	98-13-096
16-675-040	AMD-P	98-09-099	50-36-020	AMD	99-01-119	50-52-260	REP	98-16-105
16-675-040	AMD	98-12-030	50-36-030	AMD-P	98-22-076	50-52-270	REP-XR	98-13-096
16-750	PREP	98-12-069	50-36-030	AMD	99-01-119	50-52-270	REP	98-16-105
16-750-005	AMD-P	98-20-094	50-36-050	AMD-P	98-22-076	50-52-280	REP-XR	98-13-096
16-750-005	AMD	98-24-026	50-36-050	AMD	99-01-119	50-52-280	REP	98-16-105
16-750-011	AMD-P	98-20-094	50-36-060	AMD-P	98-22-076	50-52-290	REP-XR	98-13-096
16-750-011	AMD	98-24-026	50-36-060	AMD	99-01-119	50-52-290	REP	98-16-105
16-750-015	AMD-P	98-20-094	50-36-080	AMD-P	98-22-076	50-52-300	REP-XR	98-13-096

Table

TABLE



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
50- 52-300	REP	98-16-105	50- 52-640	REP-XR	98-13-096	51- 11-1414	AMD	98-03-003
50- 52-310	REP-XR	98-13-096	50- 52-640	REP	98-16-105	51- 11-1421	AMD	98-03-003
50- 52-310	REP	98-16-105	51- 04	PREP	98-13-052	51- 11-1422	AMD	98-03-003
50- 52-320	REP-XR	98-13-096	51- 04-015	AMD	98-02-048	51- 11-1423	AMD	98-03-003
50- 52-320	REP	98-16-105	51- 04-015	AMD-P	98-15-150	51- 11-1433	AMD	98-03-003
50- 52-330	REP-XR	98-13-096	51- 04-015	AMD	98-24-077	51- 11-1452	AMD	98-03-003
50- 52-330	REP	98-16-105	51- 04-030	AMD-P	98-15-150	51- 11-1454	AMD	98-03-003
50- 52-340	REP-XR	98-13-096	51- 04-030	AMD	98-24-077	51- 11-1512	AMD	98-03-003
50- 52-340	REP	98-16-105	51- 04-060	AMD-P	98-15-150	51- 11-1530	AMD	98-03-003
50- 52-350	REP-XR	98-13-096	51- 04-060	AMD	98-24-077	51- 11-1701	AMD	98-03-003
50- 52-350	REP	98-16-105	51- 04-070	AMD	98-02-048	51- 11-2005	AMD	98-03-003
50- 52-360	REP-XR	98-13-096	51- 06-020	AMD	98-02-049	51- 11-2006	AMD	98-03-003
50- 52-360	REP	98-16-105	51- 06-120	AMD	98-02-049	51- 11-2007	AMD	98-03-003
50- 52-370	REP-XR	98-13-096	51- 11	PREP	98-13-051	51- 11-99903	AMD	98-03-003
50- 52-370	REP	98-16-105	51- 11	PREP	98-14-110	51- 11-99904	AMD	98-03-003
50- 52-380	REP-XR	98-13-096	51- 11-0101	AMD	98-03-003	51- 13-106	AMD	98-02-047
50- 52-380	REP	98-16-105	51- 11-0101	AMD-P	98-15-151	51- 13-402	AMD	98-02-047
50- 52-390	REP-XR	98-13-096	51- 11-0101	AMD	98-24-078	51- 13-502	AMD	98-02-047
50- 52-390	REP	98-16-105	51- 11-0104	AMD	98-03-003	51- 26-001	REP	98-02-055
50- 52-400	REP-XR	98-13-096	51- 11-0201	AMD	98-03-003	51- 26-002	REP	98-02-055
50- 52-400	REP	98-16-105	51- 11-0402	AMD	98-03-003	51- 26-003	REP	98-02-055
50- 52-410	REP-XR	98-13-096	51- 11-0502	AMD	98-03-003	51- 26-004	REP	98-02-055
50- 52-410	REP	98-16-105	51- 11-0503	AMD	98-03-003	51- 26-008	REP	98-02-055
50- 52-420	REP-XR	98-13-096	51- 11-0503	AMD-E	98-15-080	51- 26-0300	REP	98-02-055
50- 52-420	REP	98-16-105	51- 11-0503	AMD-P	98-16-066	51- 26-0310	REP	98-02-055
50- 52-430	REP-XR	98-13-096	51- 11-0503	AMD-E	98-23-060	51- 26-0315	REP	98-02-055
50- 52-430	REP	98-16-105	51- 11-0503	AMD	98-24-075	51- 26-0400	REP	98-02-055
50- 52-440	REP-XR	98-13-096	51- 11-0504	AMD	98-03-003	51- 26-0401	REP	98-02-055
50- 52-440	REP	98-16-105	51- 11-0505	AMD-W	98-05-064	51- 26-0500	REP	98-02-055
50- 52-450	REP-XR	98-13-096	51- 11-0525	AMD	98-03-003	51- 26-0503	REP	98-02-055
50- 52-450	REP	98-16-105	51- 11-0527	AMD	98-03-003	51- 26-0909	REP	98-02-055
50- 52-460	REP-XR	98-13-096	51- 11-0530	AMD	98-03-003	51- 26-1000	REP	98-02-055
50- 52-460	REP	98-16-105	51- 11-0541	AMD	98-03-003	51- 26-1004	REP	98-02-055
50- 52-470	REP-XR	98-13-096	51- 11-0602	AMD	98-03-003	51- 26-1007	REP	98-02-055
50- 52-470	REP	98-16-105	51- 11-0606	REP	98-03-003	51- 26-1009	REP	98-02-055
50- 52-480	REP-XR	98-13-096	51- 11-0607	REP	98-03-003	51- 26-1020	REP	98-02-055
50- 52-480	REP	98-16-105	51- 11-0608	REP	98-03-003	51- 26-1301	REP	98-02-055
50- 52-490	REP-XR	98-13-096	51- 11-0625	AMD	98-03-003	51- 26-1800	REP	98-02-055
50- 52-490	REP	98-16-105	51- 11-0626	AMD	98-03-003	51- 26-1801	REP	98-02-055
50- 52-500	REP-XR	98-13-096	51- 11-0627	AMD	98-03-003	51- 26-1802	REP	98-02-055
50- 52-500	REP	98-16-105	51- 11-0628	AMD	98-03-003	51- 26-1803	REP	98-02-055
50- 52-510	REP-XR	98-13-096	51- 11-0629	AMD	98-03-003	51- 26-1804	REP	98-02-055
50- 52-510	REP	98-16-105	51- 11-0630	AMD	98-03-003	51- 26-1810	REP	98-02-055
50- 52-520	REP-XR	98-13-096	51- 11-0701	AMD	98-03-003	51- 26-1820	REP	98-02-055
50- 52-520	REP	98-16-105	51- 11-0800	AMD	98-03-003	51- 26-1830	REP	98-02-055
50- 52-530	REP-XR	98-13-096	51- 11-1002	AMD	98-03-003	51- 26-1840	REP	98-02-055
50- 52-530	REP	98-16-105	51- 11-1003	AMD	98-03-003	51- 26-1845	REP	98-02-055
50- 52-540	REP-XR	98-13-096	51- 11-1004	AMD	98-03-003	51- 26-2200	REP	98-02-055
50- 52-540	REP	98-16-105	51- 11-1005	AMD	98-03-003	51- 26-2300	REP	98-02-055
50- 52-550	REP-XR	98-13-096	51- 11-1006	AMD	98-03-003	51- 26-2301	REP	98-02-055
50- 52-550	REP	98-16-105	51- 11-1007	AMD	98-03-003	51- 27-001	REP	98-02-055
50- 52-560	REP-XR	98-13-096	51- 11-1008	AMD	98-03-003	51- 27-002	REP	98-02-055
50- 52-560	REP	98-16-105	51- 11-1009	AMD	98-03-003	51- 27-003	REP	98-02-055
50- 52-570	REP-XR	98-13-096	51- 11-1010	REP	98-03-003	51- 27-004	REP	98-02-055
50- 52-570	REP	98-16-105	51- 11-1120	AMD	98-03-003	51- 27-008	REP	98-02-055
50- 52-580	REP-XR	98-13-096	51- 11-1130	AMD	98-03-003	51- 30-001	REP	98-02-054
50- 52-580	REP	98-16-105	51- 11-1132	AMD	98-03-003	51- 30-002	REP	98-02-054
50- 52-590	REP-XR	98-13-096	51- 11-1133	AMD	98-03-003	51- 30-003	REP	98-02-054
50- 52-590	REP	98-16-105	51- 11-1210	AMD	98-03-003	51- 30-004	REP	98-02-054
50- 52-600	REP-XR	98-13-096	51- 11-1310	AMD-W	98-05-064	51- 30-005	REP	98-02-054
50- 52-600	REP	98-16-105	51- 11-1312	AMD	98-03-003	51- 30-007	REP	98-02-054
50- 52-610	REP-XR	98-13-096	51- 11-1322	AMD-W	98-05-064	51- 30-008	REP	98-02-054
50- 52-610	REP	98-16-105	51- 11-1323	AMD	98-03-003	51- 30-009	REP	98-02-054
50- 52-620	REP-XR	98-13-096	51- 11-1331	AMD	98-03-003	51- 30-0100	REP	98-02-054
50- 52-620	REP	98-16-105	51- 11-1334	AMD	98-03-003	51- 30-0104	REP	98-02-054
50- 52-630	REP-XR	98-13-096	51- 11-1411	AMD	98-03-003	51- 30-0200	REP	98-02-054
50- 52-630	REP	98-16-105	51- 11-1412	AMD	98-03-003	51- 30-0204	REP	98-02-054



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
51-35-52550	REP	98-02-053	51-40-23110	REP-P	98-16-065	51-44-6100	NEW	98-02-053
51-35-52560	REP	98-02-053	51-40-23110	REP-E	98-20-051	51-44-6300	NEW	98-02-053
51-35-52570	REP	98-02-053	51-40-23110	REP	98-24-076	51-44-7404	NEW	98-02-053
51-35-52580	REP	98-02-053	51-40-2406	NEW	98-02-054	51-44-7802	NEW	98-02-053
51-35-52590	REP	98-02-053	51-40-2900	NEW	98-02-054	51-44-7900	NEW	98-02-053
51-35-52600	REP	98-02-053	51-40-2929	NEW	98-02-054	51-44-8000	NEW	98-02-053
51-40	PREP	98-14-125	51-40-3004	NEW	98-02-054	51-45-001	NEW	98-02-053
51-40-001	NEW	98-02-054	51-40-3102	NEW	98-02-054	51-45-002	NEW	98-02-053
51-40-002	NEW	98-02-054	51-40-31200	NEW	98-02-054	51-45-003	NEW	98-02-053
51-40-003	NEW	98-02-054	51-40-3404	NEW	98-02-054	51-45-007	NEW	98-02-053
51-40-004	NEW	98-02-054	51-40-93115	NEW	98-02-054	51-45-008	NEW	98-02-053
51-40-005	NEW	98-02-054	51-40-93116	NEW	98-02-054	51-45-80400	NEW	98-02-053
51-40-007	NEW	98-02-054	51-40-93117	NEW	98-02-054	51-46-001	NEW	98-02-055
51-40-007	PREP	98-13-051	51-40-93118	NEW	98-02-054	51-46-002	NEW	98-02-055
51-40-007	AMD-P	98-15-151	51-40-93119	NEW	98-02-054	51-46-003	NEW	98-02-055
51-40-007	AMD	98-24-078	51-40-93120	NEW	98-02-054	51-46-007	NEW	98-02-055
51-40-008	NEW	98-02-054	51-42-001	NEW	98-02-056	51-46-007	PREP	98-13-051
51-40-009	NEW	98-02-054	51-42-002	NEW	98-02-056	51-46-007	AMD-P	98-15-151
51-40-0200	NEW	98-02-054	51-42-003	NEW	98-02-056	51-46-007	AMD	98-24-078
51-40-0302	NEW	98-02-054	51-42-004	NEW	98-02-056	51-46-008	NEW	98-02-055
51-40-0303	NEW	98-02-054	51-42-005	NEW	98-02-056	51-46-0100	NEW	98-02-055
51-40-0304	NEW	98-02-054	51-42-007	NEW	98-02-056	51-46-0101	NEW	98-02-055
51-40-0305	NEW	98-02-054	51-42-007	PREP	98-13-051	51-46-0102	NEW	98-02-055
51-40-0307	NEW	98-02-054	51-42-007	AMD-P	98-15-151	51-46-0103	NEW	98-02-055
51-40-0308	NEW	98-02-054	51-42-007	AMD	98-24-078	51-46-0200	NEW	98-02-055
51-40-0310	NEW	98-02-054	51-42-008	NEW	98-02-056	51-46-0205	NEW	98-02-055
51-40-0311	NEW	98-02-054	51-42-0200	NEW	98-02-056	51-46-0215	NEW	98-02-055
51-40-0313	NEW	98-02-054	51-42-0223	NEW	98-02-056	51-46-0218	NEW	98-02-055
51-40-0403	NEW	98-02-054	51-42-0303	NEW	98-02-056	51-46-0300	NEW	98-02-055
51-40-0405	NEW	98-02-054	51-42-0504	NEW	98-02-056	51-46-0301	NEW	98-02-055
51-40-0510	NEW	98-02-054	51-42-0600	NEW	98-02-056	51-46-0310	NEW	98-02-055
51-40-0804	NEW	98-02-054	51-42-0601	NEW	98-02-056	51-46-0311	NEW	98-02-055
51-40-0902	NEW	98-02-054	51-42-0605	NEW	98-02-056	51-46-0313	NEW	98-02-055
51-40-0904	NEW	98-02-054	51-42-0901	NEW	98-02-056	51-46-0314	NEW	98-02-055
51-40-1000	NEW	98-02-054	51-42-1000	NEW	98-02-056	51-46-0316	NEW	98-02-055
51-40-1002	NEW	98-02-054	51-42-1002	NEW	98-02-056	51-46-0392	NEW	98-02-055
51-40-1003	NEW	98-02-054	51-42-1004	NEW	98-02-056	51-46-0400	NEW	98-02-055
51-40-1004	NEW	98-02-054	51-42-1005	NEW	98-02-056	51-46-0402	NEW	98-02-055
51-40-1007	NEW	98-02-054	51-42-1100	NEW	98-02-056	51-46-0412	NEW	98-02-055
51-40-1091	NEW	98-02-054	51-42-1101	NEW	98-02-056	51-46-0413	NEW	98-02-055
51-40-1100	NEW	98-02-054	51-42-1102	NEW	98-02-056	51-46-0500	NEW	98-02-055
51-40-1101	NEW	98-02-054	51-42-1103	NEW	98-02-056	51-46-0501	NEW	98-02-055
51-40-1102	NEW	98-02-054	51-42-1104	NEW	98-02-056	51-46-0502	NEW	98-02-055
51-40-1103	NEW	98-02-054	51-42-1105	NEW	98-02-056	51-46-0505	NEW	98-02-055
51-40-1104	NEW	98-02-054	51-42-1106	NEW	98-02-056	51-46-0507	NEW	98-02-055
51-40-1105	NEW	98-02-054	51-42-1107	NEW	98-02-056	51-46-0509	NEW	98-02-055
51-40-1106	NEW	98-02-054	51-42-1108	NEW	98-02-056	51-46-0512	NEW	98-02-055
51-40-1107	NEW	98-02-054	51-42-1311	NEW	98-02-056	51-46-0513	NEW	98-02-055
51-40-1108	NEW	98-02-054	51-42-1312	NEW	98-02-056	51-46-0514	NEW	98-02-055
51-40-1109	NEW	98-02-054	51-42-1401	NEW	98-02-056	51-46-0515	NEW	98-02-055
51-40-1110	NEW	98-02-054	51-44-001	NEW	98-02-053	51-46-0516	NEW	98-02-055
51-40-1111	NEW	98-02-054	51-44-002	NEW	98-02-053	51-46-0517	NEW	98-02-055
51-40-1112	NEW	98-02-054	51-44-003	NEW	98-02-053	51-46-0518	NEW	98-02-055
51-40-1113	NEW	98-02-054	51-44-007	NEW	98-02-053	51-46-0519	NEW	98-02-055
51-40-1114	NEW	98-02-054	51-44-007	PREP	98-13-051	51-46-0520	NEW	98-02-055
51-40-1191	NEW	98-02-054	51-44-007	AMD-P	98-15-151	51-46-0521	NEW	98-02-055
51-40-1192	NEW	98-02-054	51-44-007	AMD	98-24-078	51-46-0522	NEW	98-02-055
51-40-1193	NEW	98-02-054	51-44-008	NEW	98-02-053	51-46-0523	NEW	98-02-055
51-40-1194	NEW	98-02-054	51-44-0103	NEW	98-02-053	51-46-0524	NEW	98-02-055
51-40-1195	NEW	98-02-054	51-44-0200	NEW	98-02-053	51-46-0525	NEW	98-02-055
51-40-1196	NEW	98-02-054	51-44-0900	NEW	98-02-053	51-46-0600	NEW	98-02-055
51-40-1203	NEW	98-02-054	51-44-1003	NEW	98-02-053	51-46-0603	NEW	98-02-055
51-40-1506	NEW-W	98-05-065	51-44-1007	NEW	98-02-053	51-46-0604	NEW	98-02-055
51-40-1616	NEW	98-02-054	51-44-10210	NEW	98-02-053	51-46-0608	NEW	98-02-055
51-40-1702	NEW	98-02-054	51-44-1109	NEW	98-02-053	51-46-0609	NEW	98-02-055
51-40-1909	NEW	98-02-054	51-44-2500	NEW	98-02-053	51-46-0610	NEW	98-02-055
51-40-23110	NEW	98-02-054	51-44-5200	NEW	98-02-053	51-46-0700	NEW	98-02-055

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
51-46-0701	NEW	98-02-055	82-24-020	REP-XR	98-14-066	82-28-200	REP	98-18-018
51-46-0704	NEW	98-02-055	82-24-020	REP	98-18-017	82-28-210	REP-XR	98-14-065
51-46-0710	NEW	98-02-055	82-24-030	REP-XR	98-14-066	82-28-210	REP	98-18-018
51-46-0713	NEW	98-02-055	82-24-030	REP	98-18-017	82-28-220	REP-XR	98-14-065
51-46-0793	NEW	98-02-055	82-24-040	REP-XR	98-14-066	82-28-220	REP	98-18-018
51-46-0800	NEW	98-02-055	82-24-040	REP	98-18-017	82-28-230	REP-XR	98-14-065
51-46-0810	NEW	98-02-055	82-24-050	REP-XR	98-14-066	82-28-230	REP	98-18-018
51-46-0814	NEW	98-02-055	82-24-050	REP	98-18-017	82-36-010	REP-XR	98-14-016
51-46-0815	NEW	98-02-055	82-24-060	REP-XR	98-14-066	82-36-010	REP	98-18-014
51-46-0900	NEW	98-02-055	82-24-060	REP	98-18-017	82-36-020	REP-XR	98-14-016
51-46-0903	NEW	98-02-055	82-24-070	REP-XR	98-14-066	82-36-020	REP	98-18-014
51-46-1000	NEW	98-02-055	82-24-070	REP	98-18-017	82-36-030	REP-XR	98-14-016
51-46-1003	NEW	98-02-055	82-24-080	REP-XR	98-14-066	82-36-030	REP	98-18-014
51-46-1012	NEW	98-02-055	82-24-080	REP	98-18-017	82-36-033	REP-XR	98-14-016
51-46-1300	NEW	98-02-055	82-24-090	REP-XR	98-14-066	82-36-033	REP	98-18-014
51-46-1301	NEW	98-02-055	82-24-090	REP	98-18-017	82-36-035	REP-XR	98-14-016
51-46-1302	NEW	98-02-055	82-24-100	REP-XR	98-14-066	82-36-035	REP	98-18-014
51-46-1303	NEW	98-02-055	82-24-100	REP	98-18-017	82-36-040	REP-XR	98-14-016
51-46-1304	NEW	98-02-055	82-24-110	REP-XR	98-14-066	82-36-040	REP	98-18-014
51-46-1305	NEW	98-02-055	82-24-110	REP	98-18-017	82-36-050	REP-XR	98-14-016
51-46-1400	NEW	98-02-055	82-24-120	REP-XR	98-14-066	82-36-050	REP	98-18-014
51-46-1401	NEW	98-02-055	82-24-120	REP	98-18-017	82-36-060	REP-XR	98-14-016
51-46-1491	NEW	98-02-055	82-24-130	REP-XR	98-14-066	82-36-060	REP	98-18-014
51-46-97120	NEW	98-02-055	82-24-130	REP	98-18-017	82-36-070	REP-XR	98-14-016
51-46-97121	NEW	98-02-055	82-28-010	REP-XR	98-14-065	82-36-070	REP	98-18-014
51-46-97122	NEW	98-02-055	82-28-010	REP	98-18-018	82-36-080	REP-XR	98-14-016
51-46-97123	NEW	98-02-055	82-28-020	REP-XR	98-14-065	82-36-080	REP	98-18-014
51-46-97124	NEW	98-02-055	82-28-020	REP	98-18-018	82-36-090	REP-XR	98-14-016
51-46-97125	NEW	98-02-055	82-28-030	REP-XR	98-14-065	82-36-090	REP	98-18-014
51-46-97126	NEW	98-02-055	82-28-030	REP	98-18-018	82-36-120	REP-XR	98-14-016
51-46-97127	NEW	98-02-055	82-28-040	REP-XR	98-14-065	82-36-120	REP	98-18-014
51-46-97128	NEW	98-02-055	82-28-040	REP	98-18-018	82-36-130	REP-XR	98-14-016
51-46-97129	NEW	98-02-055	82-28-050	REP-XR	98-14-065	82-36-130	REP	98-18-014
51-47-001	NEW	98-02-055	82-28-050	REP	98-18-018	82-36-140	REP-XR	98-14-016
51-47-002	NEW	98-02-055	82-28-060	REP-XR	98-14-065	82-36-140	REP	98-18-014
51-47-003	NEW	98-02-055	82-28-060	REP	98-18-018	82-36-150	REP-XR	98-14-016
51-47-007	NEW	98-02-055	82-28-06001	REP-XR	98-14-065	82-36-150	REP	98-18-014
51-47-008	NEW	98-02-055	82-28-06001	REP	98-18-018	82-40-010	REP-XR	98-14-017
67-25-005	AMD-P	98-19-016	82-28-070	REP-XR	98-14-065	82-40-010	REP	98-18-016
67-25-005	AMD	98-23-078	82-28-070	REP	98-18-018	82-40-020	REP-XR	98-14-017
67-25-255	AMD-P	98-19-016	82-28-080	REP-XR	98-14-065	82-40-020	REP	98-18-016
67-25-255	AMD	98-23-078	82-28-080	REP	98-18-018	82-40-030	REP-XR	98-14-017
67-25-260	AMD-P	98-19-016	82-28-090	REP-XR	98-14-065	82-40-030	REP	98-18-016
67-25-260	AMD	98-23-078	82-28-090	REP	98-18-018	82-40-040	REP-XR	98-14-017
67-25-270	AMD-P	98-19-016	82-28-100	REP-XR	98-14-065	82-40-040	REP	98-18-016
67-25-270	AMD	98-23-078	82-28-100	REP	98-18-018	82-40-050	REP-XR	98-14-017
67-25-288	AMD-P	98-19-016	82-28-110	REP-XR	98-14-065	82-40-050	REP	98-18-016
67-25-288	AMD	98-23-078	82-28-110	REP	98-18-018	82-40-060	REP-XR	98-14-017
67-25-350	AMD-P	98-19-016	82-28-120	REP-XR	98-14-065	82-40-060	REP	98-18-016
67-25-350	AMD	98-23-078	82-28-120	REP	98-18-018	82-40-070	REP-XR	98-14-017
67-25-384	AMD-P	98-19-016	82-28-130	REP-XR	98-14-065	82-40-070	REP	98-18-016
67-25-384	AMD	98-23-078	82-28-130	REP	98-18-018	82-44-010	REP-XR	98-14-015
67-25-540	AMD-P	98-19-016	82-28-135	REP-XR	98-14-065	82-44-010	REP	98-18-015
67-25-540	AMD	98-23-078	82-28-135	REP	98-18-018	82-44-020	REP-XR	98-14-015
67-25-550	AMD-P	98-19-016	82-28-140	REP-XR	98-14-065	82-44-020	REP	98-18-015
67-25-550	AMD	98-23-078	82-28-140	REP	98-18-018	82-44-030	REP-XR	98-14-015
67-55-040	AMD-P	99-01-022	82-28-150	REP-XR	98-14-065	82-44-030	REP	98-18-015
67-55-060	AMD-P	99-01-022	82-28-150	REP	98-18-018	82-44-040	REP-XR	98-14-015
67-75-010	AMD-P	99-01-022	82-28-160	REP-XR	98-14-065	82-44-040	REP	98-18-015
67-75-020	AMD-P	99-01-022	82-28-160	REP	98-18-018	82-44-050	REP-XR	98-14-015
67-75-030	AMD-P	99-01-022	82-28-170	REP-XR	98-14-065	82-44-050	REP	98-18-015
67-75-040	AMD-P	99-01-022	82-28-170	REP	98-18-018	82-44-060	REP-XR	98-14-015
67-75-042	AMD-P	99-01-022	82-28-180	REP-XR	98-14-065	82-44-060	REP	98-18-015
67-75-044	AMD-P	99-01-022	82-28-180	REP	98-18-018	82-44-070	REP-XR	98-14-015
67-75-050	AMD-P	99-01-022	82-28-190	REP-XR	98-14-065	82-44-070	REP	98-18-015
82-24-010	REP-XR	98-14-066	82-28-190	REP	98-18-018	82-44-080	REP-XR	98-14-015
82-24-010	REP	98-18-017	82-28-200	REP-XR	98-14-065	82-44-080	REP	98-18-015

Table

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
82-44-090	REP-XR	98-14-015	118-40-010	AMD	98-07-028	131-16-061	AMD	98-14-033
82-44-090	REP	98-18-015	118-40-020	AMD	98-07-028	131-16-062	REP-P	98-06-075
82-50-021	AMD-P	98-09-084	118-40-030	AMD	98-07-028	131-16-065	REP-P	98-06-075
82-50-021	AMD	98-14-079	118-40-040	AMD	98-07-028	131-16-066	REP-P	98-06-075
98-70-010	PREP	98-11-039	118-40-050	AMD	98-07-028	131-16-080	AMD-P	98-10-113
98-70-010	AMD-P	98-15-100	118-40-060	AMD	98-07-028	131-16-080	AMD	98-23-051
98-70-010	AMD	98-19-053	118-40-070	AMD	98-07-028	131-16-200	REP-XR	98-18-063
106-116-040	REP-P	98-19-067	118-40-080	AMD	98-07-028	131-16-210	REP-P	98-10-113
106-116-040	REP	98-23-022	118-40-090	REP	98-07-028	131-16-210	REP	98-23-051
106-116-042	AMD-P	98-19-067	118-40-100	REP	98-07-028	131-16-220	REP-P	98-10-113
106-116-042	AMD	98-23-022	118-40-150	AMD	98-07-028	131-16-220	REP	98-23-051
106-116-102	AMD-P	98-19-067	118-40-160	AMD	98-07-028	131-16-400	AMD-P	98-10-113
106-116-102	AMD	98-23-022	118-40-170	AMD	98-07-028	131-16-400	AMD	98-23-051
106-116-201	AMD-P	98-19-067	118-40-180	AMD	98-07-028	131-16-450	AMD-P	98-10-046
106-116-201	AMD	98-23-022	118-40-190	REP	98-07-028	131-16-450	AMD	98-15-007
106-116-204	REP-P	98-19-067	118-40-300	AMD	98-07-028	131-24	AMD-C	98-07-059
106-116-204	REP	98-23-022	118-40-400	AMD	98-07-028	131-24-010	AMD-P	98-06-073
106-116-205	AMD-P	98-19-067	130-10	PREP	98-15-120	131-24-010	AMD	98-15-010
106-116-205	AMD	98-23-022	131-08	AMD-C	98-07-059	131-24-020	AMD-P	98-06-073
106-116-207	AMD-P	98-19-067	131-08-005	AMD-P	98-06-071	131-24-020	AMD	98-15-010
106-116-207	AMD	98-23-022	131-08-005	AMD-P	98-10-074	131-24-030	AMD-P	98-06-073
106-116-210	AMD-P	98-19-067	131-08-005	AMD	98-15-002	131-24-030	AMD	98-15-010
106-116-210	AMD	98-23-022	131-08-007	AMD-P	98-06-071	131-24-040	REP-P	98-06-073
106-116-301	REP-P	98-19-067	131-08-007	AMD-P	98-10-074	131-24-040	REP	98-15-010
106-116-301	REP	98-23-022	131-08-007	AMD	98-15-002	131-28	AMD-C	98-07-059
106-116-302	REP-P	98-19-067	131-08-008	AMD-P	98-06-071	131-28-005	NEW-P	98-06-072
106-116-302	REP	98-23-022	131-08-008	AMD-P	98-10-074	131-28-005	NEW-XA	98-18-064
106-116-303	AMD-P	98-19-067	131-08-008	AMD	98-15-002	131-28-005	NEW-W	98-19-058
106-116-303	AMD	98-23-022	131-12	AMD-C	98-07-059	131-28-005	NEW	98-22-062
106-116-304	AMD-P	98-19-067	131-12-020	AMD-P	98-06-069	131-28-015	AMD-P	98-10-047
106-116-304	AMD	98-23-022	131-12-020	AMD	98-15-011	131-28-015	AMD-XA	98-18-064
106-116-305	AMD-P	98-19-067	131-12-030	AMD-P	98-06-069	131-28-015	AMD	98-22-062
106-116-305	AMD	98-23-022	131-12-030	AMD	98-15-011	131-28-015	AMD-W	98-23-073
106-116-306	REP-P	98-19-067	131-12-040	AMD-P	98-06-069	131-28-025	AMD-P	98-06-072
106-116-306	REP	98-23-022	131-12-040	AMD	98-15-011	131-28-025	AMD-XA	98-18-064
106-116-307	REP-P	98-19-067	131-12-041	AMD-P	98-06-069	131-28-025	AMD-W	98-19-058
106-116-307	REP	98-23-022	131-12-041	AMD	98-15-011	131-28-025	AMD	98-22-062
106-116-308	AMD-P	98-19-067	131-16	AMD-C	98-08-028	131-28-02501	AMD-P	98-06-072
106-116-308	AMD	98-23-022	131-16-010	AMD-P	98-06-075	131-28-02501	AMD-P	98-10-047
106-116-311	AMD-P	98-19-067	131-16-010	AMD-E	98-09-044	131-28-02501	AMD-XA	98-18-064
106-116-311	AMD	98-23-022	131-16-010	AMD	98-14-033	131-28-02501	AMD-W	98-19-058
106-116-401	REP-P	98-19-067	131-16-011	AMD-P	98-06-075	131-28-02501	AMD	98-22-062
106-116-401	REP	98-23-022	131-16-011	AMD-E	98-09-044	131-28-02501	AMD-W	98-23-073
106-116-402	REP-P	98-19-067	131-16-011	AMD	98-14-033	131-28-026	AMD-P	98-06-072
106-116-402	REP	98-23-022	131-16-015	REP-P	98-06-075	131-28-026	AMD-XA	98-18-064
106-116-403	REP-P	98-19-067	131-16-021	AMD-P	98-06-075	131-28-026	AMD-W	98-19-058
106-116-403	REP	98-23-022	131-16-021	AMD-E	98-09-044	131-28-026	AMD	98-22-062
106-116-404	REP-P	98-19-067	131-16-021	AMD	98-14-033	131-28-027	AMD-P	98-06-072
106-116-404	REP	98-23-022	131-16-031	AMD-P	98-06-075	131-28-027	AMD-XA	98-18-064
106-116-410	AMD-P	98-19-067	131-16-031	AMD-E	98-09-044	131-28-027	AMD-W	98-19-058
106-116-410	AMD	98-23-022	131-16-031	AMD	98-14-033	131-28-027	AMD	98-22-062
106-116-513	AMD-P	98-19-067	131-16-040	REP-P	98-06-075	131-28-045	AMD-P	98-06-072
106-116-513	AMD	98-23-022	131-16-045	AMD-P	98-06-075	131-28-045	AMD-XA	98-18-064
106-116-514	AMD-P	98-19-067	131-16-045	AMD-E	98-09-044	131-28-045	AMD-W	98-19-058
106-116-514	AMD	98-23-022	131-16-045	AMD	98-14-033	131-28-045	AMD	98-22-062
106-116-515	AMD-P	98-19-067	131-16-050	AMD-P	98-06-075	131-28-080	REP-P	98-06-072
106-116-515	AMD	98-23-022	131-16-050	AMD-E	98-09-044	131-28-080	REP-XA	98-18-064
106-116-521	AMD-P	98-19-067	131-16-050	AMD	98-14-033	131-28-080	REP-W	98-19-058
106-116-521	AMD	98-23-022	131-16-055	AMD-P	98-06-075	131-28-080	REP	98-22-062
106-116-601	AMD-P	98-19-067	131-16-055	AMD-E	98-09-044	131-28-085	REP-P	98-06-072
106-116-601	AMD	98-23-022	131-16-055	AMD	98-14-033	131-28-085	REP-XA	98-18-064
106-116-603	AMD-P	98-19-067	131-16-056	AMD-P	98-06-075	131-28-085	REP-W	98-19-058
106-116-603	AMD	98-23-022	131-16-056	AMD-E	98-09-044	131-28-085	REP	98-22-062
106-116-850	AMD-P	98-19-067	131-16-056	AMD	98-14-033	131-28-090	REP-P	98-06-072
106-116-850	AMD	98-23-022	131-16-060	REP-P	98-06-075	131-28-090	REP-XA	98-18-064
106-116-901	AMD-P	98-19-067	131-16-061	AMD-P	98-06-075	131-28-090	REP-W	98-19-058
106-116-901	AMD	98-23-022	131-16-061	AMD-E	98-09-044	131-28-090	REP	98-22-062

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
131-32-010	AMD-P	98-10-044	131-46-105	REP	98-15-009	132B-120-030	AMD-P	98-05-049
131-32-010	AMD	98-23-049	131-46-110	REP-P	98-06-070	132B-120-030	AMD	98-09-012
131-32-020	AMD-P	98-10-044	131-46-110	REP	98-15-009	132B-120-040	AMD-P	98-05-049
131-32-020	AMD	98-23-049	131-46-115	REP-P	98-06-070	132B-120-040	AMD	98-09-012
131-32-030	AMD-P	98-10-112	131-46-115	REP	98-15-009	132B-120-050	REP-XR	98-18-061
131-32-030	AMD	98-23-050	131-46-120	REP-P	98-06-070	132B-120-050	REP	98-22-022
131-32-035	AMD-P	98-10-112	131-46-120	REP	98-15-009	132B-120-055	NEW-P	98-05-049
131-32-035	AMD	98-23-050	131-46-125	REP-P	98-06-070	132B-120-055	NEW	98-09-012
131-36	AMD-P	98-06-074	131-46-125	REP	98-15-009	132B-120-060	REP-XR	98-18-061
131-36	AMD-C	98-07-059	131-47-020	AMD-P	98-10-043	132B-120-060	REP	98-22-022
131-36	AMD	98-15-012	131-47-020	AMD	98-15-003	132B-120-065	NEW-P	98-05-049
131-36-010	AMD-P	98-06-074	131-47-025	AMD-P	98-10-043	132B-120-065	NEW	98-09-012
131-36-010	AMD	98-15-012	131-47-025	AMD	98-15-003	132B-120-070	REP-XR	98-18-061
131-36-050	AMD-P	98-06-074	131-47-045	AMD-P	98-10-043	132B-120-070	REP	98-22-022
131-36-050	AMD	98-15-012	131-47-045	AMD	98-15-003	132B-120-075	NEW-P	98-05-049
131-36-055	NEW-P	98-06-074	131-47-050	AMD-P	98-10-043	132B-120-075	NEW	98-09-012
131-36-055	NEW	98-15-012	131-47-050	AMD	98-15-003	132B-120-080	AMD-P	98-05-049
131-36-100	AMD-P	98-06-074	131-47-055	AMD-P	98-10-043	132B-120-080	AMD	98-09-012
131-36-100	AMD	98-15-012	131-47-055	AMD	98-15-003	132B-120-085	NEW-P	98-05-049
131-36-150	AMD-P	98-06-074	131-47-090	AMD-P	98-10-043	132B-120-085	NEW	98-09-012
131-36-150	AMD	98-15-012	131-47-090	AMD	98-15-003	132B-120-090	REP-XR	98-18-061
131-36-200	AMD-P	98-06-074	131-47-095	AMD-P	98-10-043	132B-120-090	REP	98-22-022
131-36-200	AMD	98-15-012	131-47-095	AMD	98-15-003	132B-120-100	REP-XR	98-18-061
131-36-250	AMD-P	98-06-074	131-47-110	AMD-P	98-10-043	132B-120-100	REP	98-22-022
131-36-250	AMD	98-15-012	131-47-110	AMD	98-15-003	132B-120-110	REP-XR	98-18-061
131-36-300	AMD-P	98-06-074	131-47-115	REP-P	98-10-043	132B-120-110	REP	98-22-022
131-36-300	AMD	98-15-012	131-47-115	REP	98-15-003	132B-120-120	AMD-P	98-05-049
131-40-010	AMD-P	98-10-114	131-47-120	REP-P	98-10-043	132B-120-120	AMD	98-09-012
131-40-010	AMD	98-15-006	131-47-120	REP	98-15-003	132B-120-130	AMD-P	98-05-049
131-46	REP-C	98-07-059	131-47-125	AMD-P	98-10-043	132B-120-130	AMD	98-09-012
131-46-020	REP-P	98-06-070	131-47-125	AMD	98-15-003	132B-120-135	NEW-P	98-05-049
131-46-020	REP	98-15-009	131-47-130	AMD-P	98-10-043	132B-120-135	NEW	98-09-012
131-46-025	REP-P	98-06-070	131-47-130	AMD	98-15-003	132B-120-140	REP-XR	98-18-061
131-46-025	REP	98-15-009	131-47-135	AMD-P	98-10-043	132B-120-140	REP	98-22-022
131-46-027	REP-P	98-06-070	131-47-135	AMD	98-15-003	132B-120-140	REP	98-22-022
131-46-027	REP	98-15-009	131-47-140	AMD-P	98-10-043	132B-120-150	REP-XR	98-18-061
131-46-029	REP-P	98-06-070	131-47-140	AMD	98-15-003	132B-120-150	REP	98-22-022
131-46-029	REP	98-15-009	131-47-140	AMD	98-15-003	132B-120-160	REP-XR	98-18-061
131-46-030	REP-P	98-06-070	131-47-145	AMD-P	98-10-043	132B-120-160	REP	98-22-022
131-46-030	REP	98-15-009	131-47-145	AMD	98-15-003	132B-120-170	AMD-P	98-05-049
131-46-035	REP-P	98-06-070	131-47-150	AMD-P	98-10-043	132B-120-170	AMD	98-09-012
131-46-035	REP	98-15-009	131-47-150	AMD	98-15-003	132B-120-180	AMD-P	98-05-049
131-46-040	REP-P	98-06-070	131-48-010	AMD-P	98-10-045	132B-120-180	AMD	98-09-012
131-46-040	REP	98-15-009	131-48-010	AMD	98-15-008	132B-120-180	AMD	98-05-049
131-46-045	REP-P	98-06-070	131-48-040	AMD-P	98-10-045	132B-120-190	AMD-P	98-05-049
131-46-045	REP	98-15-009	131-48-040	AMD	98-15-008	132B-120-190	AMD	98-09-012
131-46-050	REP-P	98-06-070	131-48-060	AMD-P	98-10-045	132B-120-200	AMD-P	98-05-049
131-46-050	REP	98-15-009	131-48-060	AMD	98-15-008	132B-120-200	AMD	98-09-012
131-46-055	REP-P	98-06-070	131-48-100	AMD-P	98-10-045	132B-120-210	NEW-P	98-05-049
131-46-055	REP	98-15-009	131-48-100	AMD	98-15-008	132B-120-210	NEW	98-09-012
131-46-060	REP-P	98-06-070	131-276-010	AMD-P	98-10-111	132B-120-220	NEW-P	98-05-049
131-46-060	REP	98-15-009	131-276-010	AMD	98-23-052	132B-120-220	NEW	98-09-012
131-46-065	REP-P	98-06-070	131-276-020	AMD-P	98-10-111	132E-16	PREP	98-11-098
131-46-065	REP	98-15-009	131-276-020	AMD	98-23-052	132E-16-001	AMD-P	98-14-109
131-46-070	REP-P	98-06-070	131-276-030	AMD-XA	98-18-064	132E-16-001	AMD	98-17-074
131-46-070	REP	98-15-009	131-276-030	AMD	98-22-062	132E-16-003	NEW-P	98-14-109
131-46-075	REP-P	98-06-070	131-276-040	AMD-P	98-10-111	132E-16-003	NEW	98-17-074
131-46-075	REP	98-15-009	131-276-040	AMD	98-23-052	132E-16-005	AMD-P	98-14-109
131-46-080	REP-P	98-06-070	131-276-060	AMD-P	98-10-111	132E-16-005	AMD	98-17-074
131-46-080	REP	98-15-009	131-276-060	AMD	98-23-052	132E-16-008	NEW-P	98-14-109
131-46-085	REP-P	98-06-070	131-276-070	AMD-P	98-10-111	132E-16-008	NEW	98-17-074
131-46-085	REP	98-15-009	131-276-070	AMD	98-23-052	132E-16-010	AMD-P	98-14-109
131-46-090	REP-P	98-06-070	131-276-990	AMD-P	98-10-111	132E-16-010	AMD	98-17-074
131-46-090	REP	98-15-009	131-276-990	AMD	98-23-052	132E-16-011	NEW-P	98-14-109
131-46-095	REP-P	98-06-070	132B-120-010	AMD-P	98-05-049	132E-16-011	NEW	98-17-074
131-46-095	REP	98-15-009	132B-120-010	AMD	98-09-012	132E-16-012	NEW-P	98-14-109
131-46-105	REP-P	98-06-070	132B-120-020	AMD-P	98-05-049	132E-16-012	NEW	98-17-074
			132B-120-020	AMD	98-09-012	132E-16-013	NEW-P	98-14-109
						132E-16-013	NEW	98-17-074

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
132E-16-014	NEW-P	98-14-109	132E-16-290	AMD	98-17-074	136-04-090	AMD	99-01-021
132E-16-014	NEW	98-17-074	132E-16-300	AMD-P	98-14-109	136-04-100	AMD-P	98-17-051
132E-16-015	NEW-P	98-14-109	132E-16-300	AMD	98-17-074	136-04-100	AMD	99-01-021
132E-16-015	NEW	98-17-074	132E-16-310	REP-P	98-14-109	136-04-110	AMD-P	98-17-051
132E-16-020	AMD-P	98-14-109	132E-16-310	REP	98-17-074	136-04-110	AMD	99-01-021
132E-16-020	AMD	98-17-074	132E-16-320	AMD-P	98-14-109	136-10	AMD-P	98-17-051
132E-16-030	AMD-P	98-14-109	132E-16-320	AMD	98-17-074	136-10	AMD	99-01-021
132E-16-030	AMD	98-17-074	132E-16-330	AMD-P	98-14-109	136-10-010	AMD-P	98-17-051
132E-16-040	AMD-P	98-14-109	132E-16-330	AMD	98-17-074	136-10-010	AMD	99-01-021
132E-16-040	AMD	98-17-074	132E-16-340	AMD-P	98-14-109	136-10-020	AMD-P	98-17-051
132E-16-050	REP-P	98-14-109	132E-16-340	AMD	98-17-074	136-10-020	AMD	99-01-021
132E-16-050	REP	98-17-074	132H-160-052	AMD	98-03-044	136-10-030	AMD-P	98-17-051
132E-16-060	REP-P	98-14-109	132N-300	PREP	98-09-032	136-10-030	AMD	99-01-021
132E-16-060	REP	98-17-074	132N-300-001	NEW-P	98-15-023	136-10-040	AMD-P	98-17-051
132E-16-070	AMD-P	98-14-109	132N-300-001	NEW	98-19-066	136-10-040	AMD	99-01-021
132E-16-070	AMD	98-17-074	132N-300-010	NEW-P	98-15-023	136-10-050	AMD-P	98-17-051
132E-16-080	REP-P	98-14-109	132N-300-010	NEW	98-19-066	136-10-050	AMD	99-01-021
132E-16-080	REP	98-17-074	132P-33	PREP	98-07-007	136-11-010	AMD-P	98-17-051
132E-16-090	AMD-P	98-14-109	132Q-12-010	PREP	98-22-051	136-11-010	AMD	99-01-021
132E-16-090	AMD	98-17-074	132Q-12-010	REP-P	99-01-132	136-11-020	AMD-P	98-17-051
132E-16-094	NEW-P	98-14-109	136-01-010	AMD-P	98-17-051	136-11-020	AMD	99-01-021
132E-16-094	NEW	98-17-074	136-01-010	AMD	99-01-021	136-11-030	AMD-P	98-17-051
132E-16-095	NEW-P	98-14-109	136-01-020	REP-P	98-17-051	136-11-030	AMD	99-01-021
132E-16-095	NEW	98-17-074	136-01-020	REP	99-01-021	136-12	AMD-P	98-17-051
132E-16-100	REP-P	98-14-109	136-01-030	AMD-P	98-17-051	136-12	AMD	99-01-021
132E-16-100	REP	98-17-074	136-01-030	AMD	99-01-021	136-12-010	AMD-P	98-17-051
132E-16-110	REP-P	98-14-109	136-02-010	AMD-P	98-17-051	136-12-010	AMD	99-01-021
132E-16-110	REP	98-17-074	136-02-010	AMD	99-01-021	136-12-020	AMD-P	98-17-051
132E-16-120	REP-P	98-14-109	136-02-020	AMD-P	98-17-051	136-12-020	AMD	99-01-021
132E-16-120	REP	98-17-074	136-02-020	AMD	99-01-021	136-12-030	AMD-P	98-17-051
132E-16-130	AMD-P	98-14-109	136-03-010	AMD-P	98-17-051	136-12-030	AMD	99-01-021
132E-16-130	AMD	98-17-074	136-03-010	AMD	99-01-021	136-12-060	AMD-P	98-17-051
132E-16-140	AMD-P	98-14-109	136-03-020	AMD-P	98-17-051	136-12-060	AMD	99-01-021
132E-16-140	AMD	98-17-074	136-03-020	AMD	99-01-021	136-12-070	AMD-P	98-17-051
132E-16-150	REP-P	98-14-109	136-03-030	AMD-P	98-17-051	136-12-070	AMD	99-01-021
132E-16-150	REP	98-17-074	136-03-030	AMD	99-01-021	136-14-010	AMD-P	98-17-051
132E-16-160	REP-P	98-14-109	136-03-040	AMD-P	98-17-051	136-14-010	AMD	99-01-021
132E-16-160	REP	98-17-074	136-03-040	AMD	99-01-021	136-14-030	AMD-P	98-17-051
132E-16-170	REP-P	98-14-109	136-03-050	AMD-P	98-17-051	136-14-030	AMD	99-01-021
132E-16-170	REP	98-17-074	136-03-050	AMD	99-01-021	136-14-040	AMD-P	98-17-051
132E-16-180	REP-P	98-14-109	136-03-060	AMD-P	98-17-051	136-14-040	AMD	99-01-021
132E-16-180	REP	98-17-074	136-03-060	AMD	99-01-021	136-14-060	AMD-P	98-17-051
132E-16-190	REP-P	98-14-109	136-03-070	AMD-P	98-17-051	136-14-060	AMD	99-01-021
132E-16-190	REP	98-17-074	136-03-070	AMD	99-01-021	136-15-010	AMD-P	98-17-051
132E-16-200	REP-P	98-14-109	136-03-090	AMD-P	98-17-051	136-15-010	AMD	99-01-021
132E-16-200	REP	98-17-074	136-03-090	AMD	99-01-021	136-15-020	AMD-P	98-17-051
132E-16-210	REP-P	98-14-109	136-03-100	AMD-P	98-17-051	136-15-020	AMD	99-01-021
132E-16-210	REP	98-17-074	136-03-100	AMD	99-01-021	136-15-030	AMD-P	98-17-051
132E-16-215	NEW-P	98-14-109	136-03-110	AMD-P	98-17-051	136-15-030	AMD	99-01-021
132E-16-215	NEW	98-17-074	136-03-110	AMD	99-01-021	136-15-045	NEW-P	98-17-051
132E-16-220	AMD-P	98-14-109	136-04-010	AMD-P	98-17-051	136-15-045	NEW	99-01-021
132E-16-220	AMD	98-17-074	136-04-010	AMD	99-01-021	136-15-050	AMD-P	98-17-051
132E-16-230	AMD-P	98-14-109	136-04-020	AMD-P	98-17-051	136-15-050	AMD	99-01-021
132E-16-230	AMD	98-17-074	136-04-020	AMD	99-01-021	136-16-010	AMD-P	98-17-051
132E-16-240	AMD-P	98-14-109	136-04-040	AMD-P	98-17-051	136-16-010	AMD	99-01-021
132E-16-240	AMD	98-17-074	136-04-040	AMD	99-01-021	136-16-018	AMD-P	98-17-051
132E-16-250	REP-P	98-14-109	136-04-050	AMD-P	98-17-051	136-16-018	AMD	99-01-021
132E-16-250	REP	98-17-074	136-04-050	AMD	99-01-021	136-16-022	AMD-P	98-17-051
132E-16-260	REP-P	98-14-109	136-04-055	AMD-P	98-17-051	136-16-022	AMD	99-01-021
132E-16-260	REP	98-17-074	136-04-055	AMD	99-01-021	136-16-030	AMD-P	98-17-051
132E-16-270	REP-P	98-14-109	136-04-060	AMD-P	98-17-051	136-16-030	AMD	99-01-021
132E-16-270	REP	98-17-074	136-04-060	AMD	99-01-021	136-16-035	NEW-P	98-17-051
132E-16-280	AMD-P	98-14-109	136-04-070	AMD-P	98-17-051	136-16-035	NEW	99-01-021
132E-16-280	AMD	98-17-074	136-04-070	AMD	99-01-021	136-16-040	AMD-P	98-17-051
132E-16-285	NEW-P	98-14-109	136-04-080	AMD-P	98-17-051	136-16-040	AMD	99-01-021
132E-16-285	NEW	98-17-074	136-04-080	AMD	99-01-021	136-16-042	AMD-P	98-17-051
132E-16-290	AMD-P	98-14-109	136-04-090	AMD-P	98-17-051	136-16-042	AMD	99-01-021

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
136-16-050	AMD-P	98-17-051	136-70-070	NEW	99-01-021	136-150-023	AMD-P	98-17-051
136-16-050	AMD	99-01-021	136-70-080	NEW-P	98-17-051	136-150-023	AMD	99-01-021
136-18-010	AMD-P	98-17-051	136-70-080	NEW	99-01-021	136-150-024	AMD-P	98-17-051
136-18-010	AMD	99-01-021	136-70-090	NEW-P	98-17-051	136-150-024	AMD	99-01-021
136-18-030	AMD-P	98-17-051	136-70-090	NEW	99-01-021	136-150-030	AMD-P	98-17-051
136-18-030	AMD	99-01-021	136-100-010	AMD-P	98-17-051	136-150-030	AMD	99-01-021
136-18-035	NEW-P	98-17-051	136-100-010	AMD	99-01-021	136-150-040	AMD-P	98-17-051
136-18-035	NEW	99-01-021	136-100-020	AMD-P	98-17-051	136-150-040	AMD	99-01-021
136-18-060	AMD-P	98-17-051	136-100-020	AMD	99-01-021	136-161-010	AMD-P	98-17-051
136-18-060	AMD	99-01-021	136-100-030	AMD-P	98-17-051	136-161-010	AMD	99-01-021
136-18-070	AMD-P	98-17-051	136-100-030	AMD	99-01-021	136-161-020	AMD-P	98-17-051
136-18-070	AMD	99-01-021	136-100-035	NEW-P	98-17-051	136-161-020	AMD	99-01-021
136-18-080	AMD-P	98-17-051	136-100-035	NEW	99-01-021	136-161-030	AMD-P	98-17-051
136-18-080	AMD	99-01-021	136-100-040	AMD-P	98-17-051	136-161-030	AMD	99-01-021
136-18-090	AMD-P	98-17-051	136-100-040	AMD	99-01-021	136-161-040	AMD-P	98-17-051
136-18-090	AMD	99-01-021	136-100-050	NEW-P	98-17-051	136-161-040	AMD	99-01-021
136-20	AMD-P	98-17-051	136-100-050	NEW	99-01-021	136-161-050	AMD-P	98-17-051
136-20	AMD	99-01-021	136-100-060	NEW-P	98-17-051	136-161-050	AMD	99-01-021
136-20-010	AMD-P	98-17-051	136-100-060	NEW	99-01-021	136-161-060	AMD-P	98-17-051
136-20-010	AMD	99-01-021	136-110-010	REP-P	98-19-068	136-161-060	AMD	99-01-021
136-20-020	AMD-P	98-17-051	136-110-010	REP	99-01-020	136-161-070	AMD-P	98-05-036
136-20-020	AMD	99-01-021	136-110-020	REP-P	98-19-068	136-161-070	AMD-W	98-06-044
136-20-030	AMD-P	98-17-051	136-110-020	REP	99-01-020	136-161-070	AMD-P	98-06-045
136-20-030	AMD	99-01-021	136-110-030	REP-P	98-19-068	136-161-070	AMD	98-09-070
136-20-040	AMD-P	98-17-051	136-110-030	REP	99-01-020	136-161-070	AMD-P	98-17-051
136-20-040	AMD	99-01-021	136-110-040	REP-P	98-19-068	136-161-070	AMD	99-01-021
136-20-060	AMD-P	98-17-051	136-110-040	REP	99-01-020	136-161-080	AMD-P	98-05-036
136-20-060	AMD	99-01-021	136-110-040	REP	99-01-020	136-161-080	AMD-W	98-06-044
136-28-010	AMD-P	98-17-051	136-110-050	REP-P	98-19-068	136-161-080	AMD-P	98-06-045
136-28-010	AMD	99-01-021	136-110-050	REP	99-01-020	136-161-080	AMD	98-09-070
136-28-030	AMD-P	98-17-051	136-120-010	REP-P	98-19-068	136-161-080	AMD-P	98-17-051
136-28-030	AMD	99-01-021	136-120-010	REP	99-01-020	136-161-080	AMD	99-01-021
136-32-010	REP-P	98-19-068	136-120-020	REP-P	98-19-068	136-161-090	AMD-P	98-05-036
136-32-010	REP	99-01-020	136-120-020	REP	99-01-020	136-161-090	AMD-W	98-06-044
136-32-020	REP-P	98-19-068	136-120-030	REP-P	98-19-068	136-161-090	AMD-P	98-06-045
136-32-020	REP	99-01-020	136-120-030	REP	99-01-020	136-161-090	AMD	98-09-070
136-32-030	REP-P	98-19-068	136-130-010	AMD-P	98-17-051	136-161-090	AMD-P	98-17-051
136-32-030	REP	99-01-020	136-130-010	AMD	99-01-021	136-161-090	AMD	99-01-021
136-32-040	REP-P	98-19-068	136-130-020	AMD-P	98-17-051	136-161-110	NEW-P	98-17-051
136-32-040	REP	99-01-020	136-130-020	AMD	99-01-021	136-161-110	NEW	99-01-021
136-40-010	AMD-P	98-17-051	136-130-030	AMD-P	98-05-036	136-163-010	AMD-P	98-17-051
136-40-010	AMD	99-01-021	136-130-030	AMD-W	98-06-044	136-163-010	AMD	99-01-021
136-60-010	AMD-P	98-17-051	136-130-030	AMD-P	98-06-045	136-163-020	AMD-P	98-17-051
136-60-010	AMD	99-01-021	136-130-030	AMD	98-09-070	136-163-020	AMD	99-01-021
136-60-020	AMD-P	98-17-051	136-130-030	AMD-P	98-17-051	136-163-030	AMD-P	98-17-051
136-60-020	AMD	99-01-021	136-130-030	AMD	99-01-021	136-163-030	AMD	99-01-021
136-60-030	AMD-P	98-17-051	136-130-040	AMD-P	98-05-036	136-163-030	AMD	99-01-021
136-60-030	AMD	99-01-021	136-130-040	AMD-W	98-06-044	136-163-040	AMD-P	98-17-051
136-60-040	AMD-P	98-17-051	136-130-040	AMD-P	98-06-045	136-163-040	AMD	99-01-021
136-60-040	AMD	99-01-021	136-130-040	AMD	98-09-070	136-163-050	AMD-P	98-17-051
136-60-050	AMD-P	98-17-051	136-130-040	AMD-P	98-17-051	136-163-050	AMD	99-01-021
136-60-050	AMD	99-01-021	136-130-040	AMD	99-01-021	136-163-060	AMD-P	98-17-051
136-60-060	AMD-P	98-17-051	136-130-050	AMD-P	98-17-051	136-163-060	AMD	99-01-021
136-60-060	AMD	99-01-021	136-130-050	AMD	99-01-021	136-165-010	AMD-P	98-17-051
136-70-010	NEW-P	98-17-051	136-130-060	AMD-P	98-17-051	136-165-010	AMD	99-01-021
136-70-010	NEW	99-01-021	136-130-060	AMD	99-01-021	136-165-020	AMD-P	98-17-051
136-70-020	NEW-P	98-17-051	136-130-070	AMD-P	98-17-051	136-165-020	AMD	99-01-021
136-70-020	NEW	99-01-021	136-130-070	AMD	99-01-021	136-165-030	AMD-P	98-17-051
136-70-030	NEW-P	98-17-051	136-130-080	AMD-P	98-17-051	136-165-030	AMD	99-01-021
136-70-030	NEW	99-01-021	136-130-080	AMD	99-01-021	136-165-040	AMD-P	98-17-051
136-70-040	NEW-P	98-17-051	136-150-010	AMD-P	98-17-051	136-165-040	AMD	99-01-021
136-70-040	NEW	99-01-021	136-150-010	AMD	99-01-021	136-165-050	AMD-P	98-17-051
136-70-050	NEW-P	98-17-051	136-150-020	AMD-P	98-17-051	136-165-050	AMD	99-01-021
136-70-050	NEW	99-01-021	136-150-020	AMD	99-01-021	136-167-010	AMD-P	98-17-051
136-70-060	NEW-P	98-17-051	136-150-021	AMD-P	98-17-051	136-167-010	AMD	99-01-021
136-70-060	NEW	99-01-021	136-150-021	AMD	99-01-021	136-167-020	AMD-P	98-17-051
136-70-070	NEW-P	98-17-051	136-150-022	AMD-P	98-17-051	136-167-020	AMD	99-01-021
			136-150-022	AMD	99-01-021	136-167-030	AMD-P	98-17-051

TABLE



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
136-167-030	AMD	99-01-021	136-300-040	AMD-P	98-17-051	136-400-010	AMD	99-01-021
136-167-040	AMD-P	98-17-051	136-300-040	AMD	99-01-021	136-400-040	AMD-P	98-17-051
136-167-040	AMD	99-01-021	136-300-050	NEW-P	98-17-051	136-400-040	AMD	99-01-021
136-170-010	AMD-P	98-17-051	136-300-050	NEW	99-01-021	136-400-050	AMD-P	98-17-051
136-170-010	AMD	99-01-021	136-300-060	NEW-P	98-17-051	136-400-050	AMD	99-01-021
136-170-020	AMD-P	98-17-051	136-300-060	NEW	99-01-021	136-400-060	AMD-P	98-17-051
136-170-020	AMD	99-01-021	136-300-070	NEW-P	98-17-051	136-400-060	AMD	99-01-021
136-170-030	AMD-P	98-17-051	136-300-070	NEW	99-01-021	136-400-070	AMD-P	98-17-051
136-170-030	AMD	99-01-021	136-300-080	NEW-P	98-17-051	136-400-070	AMD	99-01-021
136-170-040	AMD-P	98-17-051	136-300-080	NEW	99-01-021	136-400-080	AMD-P	98-17-051
136-170-040	AMD	99-01-021	136-300-090	NEW-P	98-17-051	136-400-080	AMD	99-01-021
136-180-010	AMD-P	98-17-051	136-300-090	NEW	99-01-021	136-400-090	AMD-P	98-17-051
136-180-010	AMD	99-01-021	136-310-010	REP-P	98-19-068	136-400-090	AMD	99-01-021
136-180-020	AMD-P	98-17-051	136-310-010	REP	99-01-020	136-400-100	AMD-P	98-17-051
136-180-020	AMD	99-01-021	136-310-020	REP-P	98-19-068	136-400-100	AMD	99-01-021
136-180-030	AMD-P	98-17-051	136-310-020	REP	99-01-020	136-400-110	AMD-P	98-17-051
136-180-030	AMD	99-01-021	136-310-030	REP-P	98-19-068	136-400-110	AMD	99-01-021
136-180-040	AMD-P	98-17-051	136-310-030	REP	99-01-020	136-400-120	AMD-P	98-17-051
136-180-040	AMD	99-01-021	136-310-040	REP-P	98-19-068	136-400-120	AMD	99-01-021
136-190-010	REP-P	98-19-068	136-310-040	REP	99-01-020	136-400-130	AMD-P	98-17-051
136-190-010	REP	99-01-020	136-310-050	REP-P	98-19-068	136-400-130	AMD	99-01-021
136-190-020	REP-P	98-19-068	136-310-050	REP	99-01-020	137- 28-150	AMD	98-04-086
136-190-020	REP	99-01-020	136-320-010	REP-P	98-19-068	137- 28-190	AMD	98-04-086
136-190-030	REP-P	98-19-068	136-320-010	REP	99-01-020	137-100-001	AMD-P	98-02-074
136-190-030	REP	99-01-020	136-320-020	REP-P	98-19-068	137-100-001	REP	98-20-074
136-190-040	REP-P	98-19-068	136-320-020	REP	99-01-020	137-100-002	NEW	98-15-084
136-190-040	REP	99-01-020	136-320-030	REP-P	98-19-068	137-100-010	AMD-P	98-02-074
136-190-050	REP-P	98-19-068	136-320-030	REP	99-01-020	137-100-010	REP	98-20-074
136-190-050	REP	99-01-020	136-320-040	REP-P	98-19-068	137-100-011	NEW	98-15-084
136-200-010	REP-P	98-19-068	136-320-040	REP	99-01-020	137-100-020	AMD-P	98-02-074
136-200-010	REP	99-01-020	136-320-050	REP-P	98-19-068	137-100-020	REP	98-20-074
136-200-020	REP-P	98-19-068	136-320-050	REP	99-01-020	137-100-021	NEW	98-15-084
136-200-020	REP	99-01-020	136-320-060	REP-P	98-19-068	137-100-030	AMD-P	98-02-074
136-200-030	REP-P	98-19-068	136-320-060	REP	99-01-020	137-100-030	REP	98-20-074
136-200-030	REP	99-01-020	136-320-070	REP-P	98-19-068	137-100-031	NEW	98-15-084
136-200-040	AMD-P	98-05-036	136-320-070	REP	99-01-020	137-100-040	NEW-P	98-02-074
136-200-040	AMD-W	98-06-044	136-320-080	REP-P	98-19-068	137-100-040	NEW-W	98-15-117
136-200-040	AMD-P	98-06-045	136-320-080	REP	99-01-020	143- 06	PREP	98-20-099
136-200-040	AMD	98-09-070	136-325-010	REP-P	98-19-068	162- 16	PREP	98-18-005
136-200-040	REP-P	98-19-068	136-325-010	REP	99-01-020	162- 22	PREP	98-18-005
136-200-040	REP	99-01-020	136-325-020	REP-P	98-19-068	162- 22-010	AMD	98-08-035
136-210-010	AMD-P	98-17-051	136-325-020	REP	99-01-020	162- 22-020	AMD	98-08-035
136-210-010	AMD	99-01-021	136-325-030	REP-P	98-19-068	162- 22-030	AMD	98-08-035
136-210-030	AMD-P	98-05-036	136-325-030	REP	99-01-020	162- 22-040	AMD	98-08-035
136-210-030	AMD-W	98-06-044	136-330-010	REP-P	98-19-068	162- 22-050	AMD	98-08-035
136-210-030	AMD-P	98-06-045	136-330-010	REP	99-01-020	162- 22-060	AMD	98-08-035
136-210-030	AMD	98-09-070	136-330-020	REP-P	98-19-068	162- 22-070	AMD	98-08-035
136-220-010	REP-P	98-19-068	136-330-020	REP	99-01-020	162- 22-080	AMD	98-08-035
136-220-010	REP	99-01-020	136-330-030	REP-P	98-19-068	162- 22-090	AMD	98-08-035
136-220-020	AMD-P	98-05-036	136-330-030	REP	99-01-020	162- 22-100	NEW	98-08-035
136-220-020	AMD-W	98-06-044	136-330-040	REP-P	98-19-068	162- 26	AMD	98-08-035
136-220-020	AMD-P	98-06-045	136-330-040	REP	99-01-020	162- 26	PREP	98-18-005
136-220-020	AMD	98-09-070	136-340-010	REP-P	98-19-068	162- 26-010	AMD	98-08-035
136-220-020	REP-P	98-19-068	136-340-010	REP	99-01-020	162- 26-020	AMD	98-08-035
136-220-020	REP	99-01-020	136-340-020	REP-P	98-19-068	162- 26-030	AMD	98-08-035
136-220-030	AMD-P	98-05-036	136-340-020	REP	99-01-020	162- 26-040	AMD	98-08-035
136-220-030	AMD-W	98-06-044	136-340-030	REP-P	98-19-068	162- 26-050	AMD	98-08-035
136-220-030	AMD-P	98-06-045	136-340-030	REP	99-01-020	162- 26-060	AMD	98-08-035
136-220-030	AMD	98-09-070	136-340-040	REP-P	98-19-068	162- 26-070	AMD	98-08-035
136-220-030	REP-P	98-19-068	136-340-040	REP	99-01-020	162- 26-080	AMD	98-08-035
136-220-030	REP	99-01-020	136-340-050	REP-P	98-19-068	162- 26-090	AMD	98-08-035
136-300-010	AMD-P	98-17-051	136-340-050	REP	99-01-020	162- 26-100	AMD	98-08-035
136-300-010	AMD	99-01-021	136-350-010	REP-P	98-19-068	162- 26-110	AMD	98-08-035
136-300-020	AMD-P	98-17-051	136-350-010	REP	99-01-020	162- 26-120	AMD	98-08-035
136-300-020	AMD	99-01-021	136-350-020	REP-P	98-19-068	162- 26-130	AMD	98-08-035
136-300-030	AMD-P	98-17-051	136-350-020	REP	99-01-020	162- 26-140	AMD	98-08-035
136-300-030	AMD	99-01-021	136-400-010	AMD-P	98-17-051	162- 30	PREP	98-18-005

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
162-36-001	AMD	98-08-035	173-152-040	NEW	98-06-042	173-160-331	NEW	98-08-032
162-36-005	AMD	98-08-035	173-152-050	NEW-E	98-04-018	173-160-335	REP	98-08-032
162-36-010	AMD	98-08-035	173-152-050	NEW	98-06-042	173-160-341	NEW	98-08-032
162-36-020	AMD	98-08-035	173-152-060	NEW	98-06-042	173-160-345	REP	98-08-032
162-38	AMD	98-08-035	173-160	AMD-C	98-04-020	173-160-351	NEW	98-08-032
162-38	PREP	98-18-005	173-160-010	AMD	98-08-032	173-160-355	REP	98-08-032
162-38-010	AMD	98-08-035	173-160-020	REP-XR	98-08-061	173-160-361	NEW	98-08-032
162-38-040	AMD	98-08-035	173-160-020	AMD-W	98-08-093	173-160-365	REP	98-08-032
162-38-050	AMD	98-08-035	173-160-020	REP	98-13-112	173-160-371	NEW	98-08-032
162-38-060	AMD	98-08-035	173-160-030	AMD	98-08-032	173-160-375	REP	98-08-032
162-38-100	AMD	98-08-035	173-160-040	AMD	98-08-032	173-160-381	NEW	98-08-032
162-38-120	AMD	98-08-035	173-160-050	AMD	98-08-032	173-160-385	REP	98-08-032
162-38-130	NEW	98-08-035	173-160-055	REP	98-08-032	173-160-390	NEW	98-08-032
173-03-010	AMD-XA	98-11-099	173-160-061	NEW	98-08-032	173-160-395	REP	98-08-032
173-03-010	AMD	98-16-052	173-160-065	REP	98-08-032	173-160-400	NEW	98-08-032
173-03-020	AMD-XA	98-11-099	173-160-071	NEW	98-08-032	173-160-405	REP	98-08-032
173-03-020	AMD	98-16-052	173-160-075	REP	98-08-032	173-160-406	NEW	98-08-032
173-03-030	AMD-XA	98-11-099	173-160-085	REP	98-08-032	173-160-410	NEW	98-08-032
173-03-030	AMD	98-16-052	173-160-095	REP	98-08-032	173-160-415	REP	98-08-032
173-03-040	AMD-XA	98-11-099	173-160-101	NEW	98-08-032	173-160-420	AMD	98-08-032
173-03-040	AMD	98-16-052	173-160-105	REP	98-08-032	173-160-420	AMD-XA	98-14-075
173-03-050	AMD-XA	98-11-099	173-160-106	NEW	98-08-032	173-160-420	AMD	98-18-104
173-03-050	AMD	98-16-052	173-160-111	NEW	98-08-032	173-160-425	REP	98-08-032
173-03-060	AMD-XA	98-11-099	173-160-111	AMD-XA	98-14-075	173-160-430	NEW	98-08-032
173-03-060	AMD	98-16-052	173-160-111	AMD	98-18-104	173-160-435	REP	98-08-032
173-03-070	AMD-XA	98-11-099	173-160-115	REP	98-08-032	173-160-440	NEW	98-08-032
173-03-070	AMD	98-16-052	173-160-121	NEW	98-08-032	173-160-445	REP	98-08-032
173-03-080	AMD-XA	98-11-099	173-160-125	REP	98-08-032	173-160-450	NEW	98-08-032
173-03-080	AMD	98-16-052	173-160-131	NEW	98-08-032	173-160-455	REP	98-08-032
173-03-090	AMD-XA	98-11-099	173-160-135	REP	98-08-032	173-160-460	NEW	98-08-032
173-03-090	AMD	98-16-052	173-160-141	NEW	98-08-032	173-160-460	AMD-XA	98-14-075
173-03-100	AMD-XA	98-11-099	173-160-151	NEW	98-08-032	173-160-460	AMD	98-18-104
173-03-100	AMD	98-16-052	173-160-161	NEW	98-08-032	173-160-465	REP	98-08-032
173-20-640	AMD	98-09-098	173-160-171	NEW	98-08-032	173-160-475	REP	98-08-032
173-98	PREP	98-12-044	173-160-181	NEW	98-08-032	173-160-500	REP	98-08-032
173-98-010	AMD-P	98-19-119	173-160-191	NEW	98-08-032	173-160-510	REP	98-08-032
173-98-010	AMD	98-24-036	173-160-201	NEW	98-08-032	173-160-520	REP	98-08-032
173-98-020	AMD-P	98-19-119	173-160-201	NEW-E	98-10-033	173-160-530	REP	98-08-032
173-98-020	AMD	98-24-036	173-160-201	AMD-XA	98-14-075	173-160-540	REP	98-08-032
173-98-030	AMD-P	98-19-119	173-160-201	AMD	98-18-104	173-160-550	REP	98-08-032
173-98-030	AMD	98-24-036	173-160-205	REP	98-08-032	173-160-560	REP	98-08-032
173-98-040	AMD-P	98-19-119	173-160-211	NEW	98-08-032	173-160-990	NEW	98-08-032
173-98-040	AMD	98-24-036	173-160-215	REP	98-08-032	173-160-990	AMD-XA	98-14-075
173-98-050	AMD-P	98-19-119	173-160-221	NEW	98-08-032	173-160-990	AMD	98-18-104
173-98-050	AMD	98-24-036	173-160-225	REP	98-08-032	173-162	AMD-C	98-04-020
173-98-060	AMD-P	98-19-119	173-160-231	NEW	98-08-032	173-162-010	AMD	98-08-031
173-98-060	AMD	98-24-036	173-160-235	REP	98-08-032	173-162-020	AMD	98-08-031
173-98-070	AMD-P	98-19-119	173-160-241	NEW	98-08-032	173-162-025	NEW	98-08-031
173-98-070	AMD	98-24-036	173-160-245	REP	98-08-032	173-162-030	AMD	98-08-031
173-98-080	AMD-P	98-19-119	173-160-251	NEW	98-08-032	173-162-040	AMD	98-08-031
173-98-080	AMD	98-24-036	173-160-255	REP	98-08-032	173-162-050	AMD	98-08-031
173-98-090	AMD-P	98-19-119	173-160-261	NEW	98-08-032	173-162-055	NEW	98-08-031
173-98-090	AMD	98-24-036	173-160-265	REP	98-08-032	173-162-060	AMD	98-08-031
173-98-100	AMD-P	98-19-119	173-160-271	NEW	98-08-032	173-162-070	AMD	98-08-031
173-98-100	AMD	98-24-036	173-160-275	REP	98-08-032	173-162-075	NEW	98-08-031
173-98-110	AMD-P	98-19-119	173-160-281	NEW	98-08-032	173-162-080	AMD	98-08-031
173-98-110	AMD	98-24-036	173-160-285	REP	98-08-032	173-162-085	NEW	98-08-031
173-98-120	AMD-P	98-19-119	173-160-291	NEW	98-08-032	173-162-095	NEW	98-08-031
173-98-120	AMD	98-24-036	173-160-291	AMD-XA	98-14-075	173-162-100	AMD-W	98-08-093
173-152	NEW-C	98-04-019	173-160-291	AMD	98-18-104	173-162-120	AMD-W	98-08-093
173-152-010	NEW-E	98-04-018	173-160-295	REP	98-08-032	173-162-127	NEW-W	98-08-093
173-152-010	NEW	98-06-042	173-160-301	NEW	98-08-032	173-162-130	AMD-W	98-08-093
173-152-020	NEW-E	98-04-018	173-160-305	REP	98-08-032	173-162-140	AMD	98-08-031
173-152-020	NEW	98-06-042	173-160-311	NEW	98-08-032	173-162-165	NEW-W	98-08-093
173-152-025	NEW-E	98-04-018	173-160-315	REP	98-08-032	173-162-170	REP	98-08-031
173-152-030	NEW	98-06-042	173-160-321	NEW	98-08-032	173-162-190	AMD	98-08-031
173-152-040	NEW-E	98-04-018	173-160-325	REP	98-08-032	173-162-200	AMD	98-08-031

Table

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
173-162-210	AMD	98-08-031	173-303-840	AMD	98-03-018	173-490-203	REP	98-04-061
173-202	PREP	98-16-084	173-303-900	AMD	98-03-018	173-531A-060	AMD	98-08-062
173-202-020	AMD-XA	98-03-071	173-303-910	AMD	98-03-018	173-532	PREP	98-18-103
173-202-020	AMD-S	98-04-021	173-303-9903	AMD	98-03-018	173-532-085	NEW-P	98-22-069
173-202-020	AMD-W	98-04-069	173-303-9904	AMD	98-03-018	173-563-015	REP	98-08-062
173-202-020	AMD	98-07-026	173-303-9905	AMD	98-03-018	173-563-020	AMD	98-08-062
173-202-020	AMD-E	98-07-103	173-308-010	NEW	98-05-101	173-806-020	AMD-P	98-12-092
173-202-020	AMD	98-08-058	173-308-020	NEW	98-05-101	173-806-020	AMD	98-23-038
173-202-020	AMD-E	98-13-083	173-308-030	NEW	98-05-101	173-806-030	AMD-P	98-12-092
173-202-020	AMD-S	98-13-115	173-308-040	NEW	98-05-101	173-806-030	AMD	98-23-038
173-202-020	AMD-W	98-17-073	173-308-050	NEW	98-05-101	173-806-050	AMD-P	98-12-092
173-202-020	AMD-E	98-20-020	173-308-060	NEW	98-05-101	173-806-050	AMD	98-23-038
173-202-020	AMD-P	98-22-017	173-308-070	NEW	98-05-101	173-806-053	AMD-P	98-12-092
173-202-020	AMD-E	98-24-035	173-308-080	NEW	98-05-101	173-806-053	AMD	98-23-038
173-204	PREP	98-17-085	173-308-090	NEW	98-05-101	173-806-055	REP-P	98-12-092
173-224-030	AMD	98-03-046	173-308-100	NEW	98-05-101	173-806-055	REP	98-23-038
173-224-040	AMD	98-03-046	173-308-110	NEW	98-05-101	173-806-058	AMD-P	98-12-092
173-224-050	AMD	98-03-046	173-308-120	NEW	98-05-101	173-806-058	AMD	98-23-038
173-230	PREP	98-18-074	173-308-130	NEW	98-05-101	173-806-065	AMD-P	98-12-092
173-303-017	AMD	98-03-018	173-308-140	NEW	98-05-101	173-806-065	AMD	98-23-038
173-303-040	AMD	98-03-018	173-308-150	NEW	98-05-101	173-806-090	AMD-P	98-12-092
173-303-045	AMD	98-03-018	173-308-160	NEW	98-05-101	173-806-090	AMD	98-23-038
173-303-070	AMD	98-03-018	173-308-170	NEW	98-05-101	173-806-100	AMD-P	98-12-092
173-303-071	AMD	98-03-018	173-308-180	NEW	98-05-101	173-806-100	AMD	98-23-038
173-303-073	AMD	98-03-018	173-308-190	NEW	98-05-101	173-806-128	AMD-P	98-12-092
173-303-077	NEW	98-03-018	173-308-200	NEW	98-05-101	173-806-128	AMD	98-23-038
173-303-081	AMD	98-03-018	173-308-210	NEW	98-05-101	173-806-130	AMD-P	98-12-092
173-303-082	AMD	98-03-018	173-308-220	NEW	98-05-101	173-806-130	AMD	98-23-038
173-303-090	AMD	98-03-018	173-308-230	NEW	98-05-101	173-806-132	NEW-P	98-12-092
173-303-100	AMD	98-03-018	173-308-240	NEW	98-05-101	173-806-132	NEW	98-23-038
173-303-104	AMD	98-03-018	173-308-250	NEW	98-05-101	173-806-150	AMD-P	98-12-092
173-303-110	AMD	98-03-018	173-308-260	NEW	98-05-101	173-806-150	AMD	98-23-038
173-303-120	AMD	98-03-018	173-308-270	NEW	98-05-101	173-806-160	AMD-P	98-12-092
173-303-140	AMD	98-03-018	173-308-275	NEW	98-05-101	173-806-160	AMD	98-23-038
173-303-145	AMD	98-03-018	173-308-280	NEW	98-05-101	173-806-170	AMD-P	98-12-092
173-303-160	AMD	98-03-018	173-308-280	NEW	98-05-101	173-806-170	AMD	98-23-038
173-303-180	AMD	98-03-018	173-308-290	NEW	98-05-101	173-806-170	AMD	98-12-092
173-303-201	AMD	98-03-018	173-308-295	NEW	98-05-101	173-806-175	AMD-P	98-23-038
173-303-210	AMD	98-03-018	173-308-300	NEW	98-05-101	173-806-175	AMD	98-23-038
173-303-230	AMD	98-03-018	173-308-310	NEW	98-05-101	173-806-180	AMD-P	98-12-092
173-303-280	AMD	98-03-018	173-308-320	NEW	98-05-101	173-806-180	AMD	98-23-038
173-303-282	AMD	98-03-018	173-308-320	NEW	98-05-101	173-806-180	AMD	98-23-038
173-303-300	AMD	98-03-018	173-308-900	NEW	98-05-101	173-806-185	AMD-P	98-12-092
173-303-335	AMD-W	98-05-062	173-360-190	AMD-XA	98-10-091	173-806-185	AMD	98-23-038
173-303-350	AMD	98-03-018	173-360-190	AMD	98-15-069	173-806-190	AMD-P	98-12-092
173-303-380	AMD	98-03-018	173-400	PREP	98-06-090	173-806-190	AMD	98-23-038
173-303-395	AMD	98-03-018	173-400-060	AMD-XA	98-10-034	180-08	PREP	98-20-014
173-303-400	AMD	98-03-018	173-400-060	AMD	98-15-129	180-08-007	PREP	98-16-094
173-303-505	AMD	98-03-018	173-400-070	AMD-XA	98-10-034	180-16	PREP	98-16-098
173-303-520	AMD	98-03-018	173-400-070	AMD	98-15-129	180-16-002	AMD-P	98-04-088
173-303-522	NEW	98-03-018	173-400-075	AMD-XA	98-10-034	180-16-002	AMD	98-08-039
173-303-573	NEW	98-03-018	173-400-075	AMD	98-15-129	180-16-180	REP-P	98-04-088
173-303-600	AMD	98-03-018	173-400-105	AMD-XA	98-10-034	180-16-180	REP	98-08-039
173-303-610	AMD	98-03-018	173-400-105	AMD	98-15-129	180-16-195	PREP	98-20-015
173-303-620	AMD	98-03-018	173-400-110	AMD-XA	98-10-034	180-16-220	PREP	98-20-015
173-303-655	AMD-W	98-05-062	173-400-110	AMD	98-15-129	180-16-240	PREP	98-20-015
173-303-665	AMD	98-03-018	173-400-115	AMD-P	98-09-097	180-18	PREP	98-20-016
173-303-675	AMD	98-03-018	173-400-115	AMD	98-22-019	180-18-010	AMD	98-05-001
173-303-800	AMD	98-03-018	173-415	PREP	98-10-090	180-20	PREP	98-21-051
173-303-802	AMD	98-03-018	173-430-030	AMD-P	98-08-079	180-20-011	NEW-P	99-01-157
173-303-804	AMD	98-03-018	173-430-030	AMD	98-12-016	180-20-034	AMD-P	99-01-157
173-303-805	AMD	98-03-018	173-430-040	AMD-P	98-08-079	180-20-035	REP-P	99-01-157
173-303-806	AMD	98-03-018	173-430-040	AMD	98-12-016	180-20-040	REP-P	99-01-157
173-303-807	AMD	98-03-018	173-430-045	NEW-P	98-08-079	180-20-040	REP-P	99-01-157
173-303-810	AMD	98-03-018	173-430-045	NEW	98-12-016	180-20-055	REP-P	99-01-157
173-303-815	AMD	98-03-018	173-460-060	AMD	98-04-062	180-20-060	REP-P	99-01-157
173-303-830	AMD	98-03-018	173-460-060	AMD-P	98-10-034	180-20-070	REP-P	99-01-157
			173-460-060	AMD	98-15-129	180-20-075	REP-P	99-01-157
			173-481	PREP	98-10-090	180-20-080	REP-P	99-01-157
						180-20-101	AMD-P	99-01-157

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
180-20-111	AMD-P	99-01-157	180-27-058	REP	98-19-143	180-29-155	AMD	98-19-141
180-20-115	AMD-P	99-01-157	180-27-060	AMD-P	98-14-149	180-29-200	AMD-P	98-14-147
180-20-120	AMD-P	99-01-157	180-27-060	AMD	98-19-143	180-29-200	AMD	98-19-141
180-20-150	REP-P	99-01-157	180-27-070	AMD-P	98-14-149	180-30	PREP	98-06-001
180-22-150	AMD	98-05-003	180-27-070	AMD	98-19-143	180-30-003	REP-P	98-14-148
180-25	PREP	98-06-007	180-27-075	AMD-P	98-14-149	180-30-003	REP	98-19-142
180-25-005	AMD-P	98-14-145	180-27-075	AMD	98-19-143	180-30-005	REP-P	98-14-148
180-25-005	AMD	98-19-139	180-27-080	AMD-P	98-14-149	180-30-005	REP	98-19-142
180-25-025	AMD-P	98-14-145	180-27-080	AMD	98-19-143	180-30-010	REP-P	98-14-148
180-25-025	AMD	98-19-139	180-27-082	NEW-P	98-14-149	180-30-010	REP	98-19-142
180-25-031	REP-P	98-14-145	180-27-083	NEW-P	98-14-149	180-30-015	REP-P	98-14-148
180-25-031	REP	98-19-139	180-27-095	AMD-P	98-14-149	180-30-015	REP	98-19-142
180-25-040	AMD-P	98-14-145	180-27-095	AMD	98-19-143	180-30-030	REP-P	98-14-148
180-25-040	AMD	98-19-139	180-27-105	AMD-P	98-14-149	180-30-030	REP	98-19-142
180-25-045	AMD-P	98-14-145	180-27-105	AMD	98-19-143	180-30-035	REP-P	98-14-148
180-25-045	AMD	98-19-139	180-27-115	AMD-P	98-14-149	180-30-035	REP	98-19-142
180-25-050	REP-P	98-14-145	180-27-115	AMD	98-19-143	180-30-040	REP-P	98-14-148
180-25-050	REP	98-19-139	180-27-120	AMD-P	98-14-149	180-30-040	REP	98-19-142
180-25-055	AMD-P	98-14-145	180-27-120	AMD	98-19-143	180-30-050	REP-P	98-14-148
180-25-055	AMD	98-19-139	180-27-400	REP-P	98-14-149	180-30-050	REP	98-19-142
180-25-070	AMD-P	98-14-145	180-27-400	REP	98-19-143	180-30-055	REP-P	98-14-148
180-25-070	AMD	98-19-139	180-27-415	AMD-P	98-14-149	180-30-055	REP	98-19-142
180-26	PREP	98-06-006	180-27-415	AMD	98-19-143	180-30-060	REP-P	98-14-148
180-26-005	AMD-P	98-14-146	180-27-420	AMD-P	98-14-149	180-30-060	REP	98-19-142
180-26-005	AMD	98-19-140	180-27-420	AMD	98-19-143	180-30-065	REP-P	98-14-148
180-26-015	AMD-P	98-14-146	180-27-425	AMD-P	98-14-149	180-30-065	REP	98-19-142
180-26-015	AMD	98-19-140	180-27-425	AMD	98-19-143	180-30-071	REP-P	98-14-148
180-26-020	AMD-P	98-14-146	180-27-500	AMD-P	98-14-149	180-30-071	REP	98-19-142
180-26-020	AMD	98-19-140	180-27-500	AMD	98-19-143	180-30-075	REP-P	98-14-148
180-26-030	REP-P	98-14-146	180-27-505	AMD-P	98-14-149	180-30-075	REP	98-19-142
180-26-030	REP	98-19-140	180-27-505	AMD	98-19-143	180-30-100	REP-P	98-14-148
180-26-040	AMD-P	98-14-146	180-27-515	AMD-P	98-14-149	180-30-100	REP	98-19-142
180-26-040	AMD	98-19-140	180-27-515	AMD	98-19-143	180-30-105	REP-P	98-14-148
180-26-057	AMD-P	98-14-146	180-27-530	AMD-P	98-14-149	180-30-105	REP	98-19-142
180-26-057	AMD	98-19-140	180-27-530	AMD	98-19-143	180-30-110	REP-P	98-14-148
180-26-058	REP-P	98-14-146	180-27-990	REP-P	98-14-149	180-30-110	REP	98-19-142
180-26-058	REP	98-19-140	180-27-990	REP	98-19-143	180-30-115	REP-P	98-14-148
180-27	PREP	98-06-005	180-29	PREP	98-06-004	180-30-115	REP	98-19-142
180-27-005	AMD-P	98-14-149	180-29-005	AMD-P	98-14-147	180-30-116	REP-P	98-14-148
180-27-005	AMD	98-19-143	180-29-005	AMD	98-19-141	180-30-116	REP	98-19-142
180-27-015	AMD-P	98-14-149	180-29-015	REP-P	98-14-147	180-30-117	REP-P	98-14-148
180-27-015	AMD	98-19-143	180-29-015	REP	98-19-141	180-30-117	REP	98-19-142
180-27-016	AMD-P	98-14-149	180-29-020	REP-P	98-14-147	180-30-120	REP-P	98-14-148
180-27-016	AMD	98-19-143	180-29-020	REP	98-19-141	180-30-120	REP	98-19-142
180-27-019	AMD-P	98-14-149	180-29-021	AMD-P	98-14-147	180-30-125	REP-P	98-14-148
180-27-019	AMD	98-19-143	180-29-021	AMD	98-19-141	180-30-125	REP	98-19-142
180-27-030	AMD-P	98-14-149	180-29-025	AMD-P	98-14-147	180-30-130	REP-P	98-14-148
180-27-030	AMD	98-19-143	180-29-025	AMD	98-19-141	180-30-130	REP	98-19-142
180-27-035	AMD-P	98-14-149	180-29-030	REP-P	98-14-147	180-30-135	REP-P	98-14-148
180-27-035	AMD	98-19-143	180-29-030	REP	98-19-141	180-30-135	REP	98-19-142
180-27-045	AMD-P	98-14-149	180-29-035	AMD-P	98-14-147	180-30-200	REP-P	98-14-148
180-27-045	AMD	98-19-143	180-29-035	AMD	98-19-141	180-30-200	REP	98-19-142
180-27-050	AMD-P	98-14-149	180-29-080	AMD-P	98-14-147	180-30-205	REP-P	98-14-148
180-27-050	AMD	98-19-143	180-29-080	AMD	98-23-034	180-30-205	REP	98-19-142
180-27-052	REP-P	98-14-149	180-29-085	AMD-P	98-14-147	180-30-210	REP-P	98-14-148
180-27-052	REP	98-19-143	180-29-085	AMD	98-19-141	180-30-210	REP	98-19-142
180-27-054	AMD-P	98-14-149	180-29-090	AMD-P	98-14-147	180-30-215	REP-P	98-14-148
180-27-054	AMD	98-19-143	180-29-090	AMD	98-23-035	180-30-215	REP	98-19-142
180-27-056	AMD-P	98-14-149	180-29-1075	AMD-P	98-14-147	180-30-220	REP-P	98-14-148
180-27-056	AMD-E	98-16-005	180-29-1075	AMD	98-19-141	180-30-220	REP	98-19-142
180-27-056	PREP	98-16-095	180-29-1076	REP-P	98-14-147	180-30-225	REP-P	98-14-148
180-27-056	AMD-P	98-19-135	180-29-1076	REP	98-19-141	180-30-225	REP	98-19-142
180-27-056	AMD	98-19-143	180-29-115	AMD-P	98-14-147	180-30-230	REP-P	98-14-148
180-27-056	AMD	98-23-033	180-29-115	AMD	98-19-141	180-30-230	REP	98-19-142
180-27-057	AMD-P	98-14-149	180-29-116	REP-P	98-14-147	180-30-250	REP-P	98-14-148
180-27-057	AMD	98-19-143	180-29-116	REP	98-19-141	180-30-250	REP	98-19-142
180-27-058	REP-P	98-14-149	180-29-155	AMD-P	98-14-147	180-30-350	REP-P	98-14-148

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
180-30-350	REP	98-19-142	180-30-610	REP-P	98-14-148	180-31-005	AMD-P	98-14-150
180-30-355	REP-P	98-14-148	180-30-610	REP	98-19-142	180-31-005	AMD	98-19-144
180-30-355	REP	98-19-142	180-30-620	REP-P	98-14-148	180-31-020	AMD-P	98-14-150
180-30-360	REP-P	98-14-148	180-30-620	REP	98-19-142	180-31-020	AMD	98-19-144
180-30-360	REP	98-19-142	180-30-625	REP-P	98-14-148	180-31-025	AMD-P	98-14-150
180-30-365	REP-P	98-14-148	180-30-625	REP	98-19-142	180-31-025	AMD	98-19-144
180-30-365	REP	98-19-142	180-30-630	REP-P	98-14-148	180-31-035	AMD-P	98-14-150
180-30-370	REP-P	98-14-148	180-30-630	REP	98-19-142	180-31-035	AMD	98-19-144
180-30-370	REP	98-19-142	180-30-635	REP-P	98-14-148	180-31-040	AMD-P	98-14-150
180-30-380	REP-P	98-14-148	180-30-635	REP	98-19-142	180-31-040	AMD	98-19-144
180-30-380	REP	98-19-142	180-30-640	REP-P	98-14-148	180-31-045	NEW-P	98-14-150
180-30-400	REP-P	98-14-148	180-30-640	REP	98-19-142	180-31-045	NEW	98-19-144
180-30-400	REP	98-19-142	180-30-645	REP-P	98-14-148	180-32	PREP	98-06-002
180-30-405	REP-P	98-14-148	180-30-645	REP	98-19-142	180-32-005	AMD-P	98-14-151
180-30-405	REP	98-19-142	180-30-650	REP-P	98-14-148	180-32-005	AMD	98-19-145
180-30-406	REP-P	98-14-148	180-30-650	REP	98-19-142	180-32-020	AMD-P	98-14-151
180-30-406	REP	98-19-142	180-30-655	REP-P	98-14-148	180-32-020	AMD	98-19-145
180-30-407	REP-P	98-14-148	180-30-655	REP	98-19-142	180-32-025	AMD-P	98-14-151
180-30-407	REP	98-19-142	180-30-660	REP-P	98-14-148	180-32-025	AMD	98-19-145
180-30-408	REP-P	98-14-148	180-30-660	REP	98-19-142	180-32-035	AMD-P	98-14-151
180-30-408	REP	98-19-142	180-30-710	REP-P	98-14-148	180-32-035	AMD	98-19-145
180-30-410	REP-P	98-14-148	180-30-710	REP	98-19-142	180-32-040	AMD-P	98-14-151
180-30-410	REP	98-19-142	180-30-715	REP-P	98-14-148	180-32-040	AMD	98-19-145
180-30-415	REP-P	98-14-148	180-30-715	REP	98-19-142	180-32-050	AMD-P	98-14-151
180-30-415	REP	98-19-142	180-30-720	REP-P	98-14-148	180-32-050	AMD	98-19-145
180-30-420	REP-P	98-14-148	180-30-720	REP	98-19-142	180-32-055	REP-P	98-14-151
180-30-420	REP	98-19-142	180-30-725	REP-P	98-14-148	180-32-055	REP	98-19-145
180-30-425	REP-P	98-14-148	180-30-725	REP	98-19-142	180-33	PREP	98-06-008
180-30-425	REP	98-19-142	180-30-730	REP-P	98-14-148	180-33-005	AMD-P	98-14-144
180-30-430	REP-P	98-14-148	180-30-730	REP	98-19-142	180-33-005	AMD	98-19-138
180-30-430	REP	98-19-142	180-30-735	REP-P	98-14-148	180-33-025	AMD	98-09-052
180-30-435	REP-P	98-14-148	180-30-735	REP	98-19-142	180-33-040	AMD-P	98-14-144
180-30-435	REP	98-19-142	180-30-740	REP-P	98-14-148	180-33-040	AMD	98-19-138
180-30-440	REP-P	98-14-148	180-30-740	REP	98-19-142	180-33-042	AMD-P	98-14-144
180-30-440	REP	98-19-142	180-30-750	REP-P	98-14-148	180-33-042	AMD	98-19-138
180-30-450	REP-P	98-14-148	180-30-750	REP	98-19-142	180-33-043	REP-P	98-14-144
180-30-450	REP	98-19-142	180-30-755	REP-P	98-14-148	180-33-043	REP	98-19-138
180-30-455	REP-P	98-14-148	180-30-755	REP	98-19-142	180-34-010	AMD	98-05-002
180-30-455	REP	98-19-142	180-30-760	REP-P	98-14-148	180-34-015	REP	98-05-002
180-30-460	REP-P	98-14-148	180-30-760	REP	98-19-142	180-34-020	REP	98-05-002
180-30-460	REP	98-19-142	180-30-765	REP-P	98-14-148	180-34-025	REP	98-05-002
180-30-465	REP-P	98-14-148	180-30-765	REP	98-19-142	180-36-007	NEW	98-05-021
180-30-465	REP	98-19-142	180-30-770	REP-P	98-14-148	180-39-025	AMD	98-05-004
180-30-470	REP-P	98-14-148	180-30-770	REP	98-19-142	180-39-027	REP	98-05-004
180-30-470	REP	98-19-142	180-30-775	REP-P	98-14-148	180-39-028	REP	98-05-004
180-30-475	REP-P	98-14-148	180-30-775	REP	98-19-142	180-39-030	REP	98-05-004
180-30-475	REP	98-19-142	180-30-780	REP-P	98-14-148	180-39-035	REP	98-05-004
180-30-480	REP-P	98-14-148	180-30-780	REP	98-19-142	180-51	PREP	98-20-016
180-30-480	REP	98-19-142	180-30-800	REP-P	98-14-148	180-51-050	PREP	98-06-028
180-30-485	REP-P	98-14-148	180-30-800	REP	98-19-142	180-56-003	REP	98-05-005
180-30-485	REP	98-19-142	180-30-805	REP-P	98-14-148	180-58-010	REP	98-05-006
180-30-490	REP-P	98-14-148	180-30-805	REP	98-19-142	180-58-015	REP	98-05-006
180-30-490	REP	98-19-142	180-30-807	REP-P	98-14-148	180-58-020	REP	98-05-006
180-30-495	REP-P	98-14-148	180-30-807	REP	98-19-142	180-58-030	REP	98-05-006
180-30-495	REP	98-19-142	180-30-810	REP-P	98-14-148	180-58-040	REP	98-05-006
180-30-500	REP-P	98-14-148	180-30-810	REP	98-19-142	180-58-045	REP	98-05-006
180-30-500	REP	98-19-142	180-30-815	REP-P	98-14-148	180-58-055	REP	98-05-006
180-30-505	REP-P	98-14-148	180-30-815	REP	98-19-142	180-58-065	REP	98-05-006
180-30-505	REP	98-19-142	180-30-820	REP-P	98-14-148	180-58-075	REP	98-05-006
180-30-510	REP-P	98-14-148	180-30-820	REP	98-19-142	180-58-085	REP	98-05-006
180-30-510	REP	98-19-142	180-30-825	REP-P	98-14-148	180-58-090	REP	98-05-006
180-30-515	REP-P	98-14-148	180-30-825	REP	98-19-142	180-59-005	REP	98-05-007
180-30-515	REP	98-19-142	180-30-830	REP-P	98-14-148	180-59-010	REP	98-05-007
180-30-520	REP-P	98-14-148	180-30-830	REP	98-19-142	180-59-015	REP	98-05-007
180-30-520	REP	98-19-142	180-30-845	REP-P	98-14-148	180-59-020	REP	98-05-007
180-30-575	REP-P	98-14-148	180-30-845	REP	98-19-142	180-59-025	REP	98-05-007
180-30-575	REP	98-19-142	180-31	PREP	98-06-003	180-59-030	REP	98-05-007

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
180-59-032	REP	98-05-007	180-78A-063	REP-P	98-19-134	180-78A-225	NEW-P	98-19-134
180-59-035	REP	98-05-007	180-78A-063	REP	99-01-174	180-78A-225	NEW	99-01-174
180-59-037	REP	98-05-007	180-78A-065	REP-P	98-19-134	180-78A-250	NEW-P	98-19-134
180-59-040	REP	98-05-007	180-78A-065	REP	99-01-174	180-78A-250	NEW	99-01-174
180-59-045	REP	98-05-007	180-78A-068	REP-P	98-19-134	180-78A-255	NEW-P	98-19-134
180-59-047	REP	98-05-007	180-78A-068	REP	99-01-174	180-78A-255	NEW	99-01-174
180-59-050	REP	98-05-007	180-78A-073	REP-P	98-19-134	180-78A-260	REP-P	98-19-134
180-59-055	REP	98-05-007	180-78A-073	REP	99-01-174	180-78A-260	REP	99-01-174
180-59-060	REP	98-05-007	180-78A-075	REP-P	98-19-134	180-78A-261	NEW-P	98-19-134
180-59-065	REP	98-05-007	180-78A-075	REP	99-01-174	180-78A-261	NEW	99-01-174
180-59-070	REP	98-05-007	180-78A-080	REP-P	98-19-134	180-78A-263	REP-P	98-19-134
180-59-075	REP	98-05-007	180-78A-080	REP	99-01-174	180-78A-263	REP	99-01-174
180-59-080	REP	98-05-007	180-78A-100	NEW-P	98-19-134	180-78A-264	NEW-P	98-19-134
180-59-090	REP	98-05-007	180-78A-100	NEW	99-01-174	180-78A-264	NEW	99-01-174
180-59-095	REP	98-05-007	180-78A-105	NEW-P	98-19-134	180-78A-265	REP-P	98-19-134
180-59-100	REP	98-05-007	180-78A-105	NEW	99-01-174	180-78A-265	REP	99-01-174
180-59-105	REP	98-05-007	180-78A-110	NEW-P	98-19-134	180-78A-266	REP-P	98-19-134
180-59-110	REP	98-05-007	180-78A-110	NEW	99-01-174	180-78A-266	REP	99-01-174
180-59-115	REP	98-05-007	180-78A-115	NEW-P	98-19-134	180-78A-270	NEW-P	98-19-134
180-59-120	REP	98-05-007	180-78A-115	NEW	99-01-174	180-78A-270	NEW	99-01-174
180-59-125	REP	98-05-007	180-78A-120	NEW-P	98-19-134	180-78A-300	REP-P	98-19-134
180-59-130	REP	98-05-007	180-78A-120	NEW	99-01-174	180-78A-300	REP	99-01-174
180-59-135	REP	98-05-007	180-78A-125	NEW-P	98-19-134	180-78A-301	REP-P	98-19-134
180-59-140	REP	98-05-007	180-78A-125	NEW	99-01-174	180-78A-301	REP	99-01-174
180-59-145	REP	98-05-007	180-78A-130	NEW-P	98-19-134	180-78A-302	REP-P	98-19-134
180-59-150	REP	98-05-007	180-78A-130	NEW	99-01-174	180-78A-302	REP	99-01-174
180-59-155	REP	98-05-007	180-78A-135	REP-P	98-19-134	180-78A-303	REP-P	98-19-134
180-59-160	REP	98-05-007	180-78A-135	REP	99-01-174	180-78A-303	REP	99-01-174
180-59-165	REP	98-05-007	180-78A-136	NEW-P	98-19-134	180-78A-304	REP-P	98-19-134
180-77-122	PREP	98-16-096	180-78A-136	NEW	99-01-174	180-78A-304	REP	99-01-174
180-77-122	AMD-P	98-19-136	180-78A-140	REP-P	98-19-134	180-78A-305	REP-P	98-19-134
180-77-122	AMD	99-01-172	180-78A-140	REP	99-01-174	180-78A-305	REP	99-01-174
180-77A-170	PREP	98-16-097	180-78A-142	REP-P	98-19-134	180-78A-306	REP-P	98-19-134
180-77A-170	AMD-P	98-19-137	180-78A-142	REP	99-01-174	180-78A-306	REP	99-01-174
180-77A-170	AMD	99-01-173	180-78A-145	REP-P	98-19-134	180-78A-307	NEW-P	98-19-134
180-78A	PREP	98-06-030	180-78A-145	REP	99-01-174	180-78A-307	NEW	99-01-174
180-78A	PREP	98-16-098	180-78A-150	REP-P	98-19-134	180-78A-308	NEW-P	98-19-134
180-78A-003	AMD-P	98-19-134	180-78A-150	REP	99-01-174	180-78A-308	NEW	99-01-174
180-78A-003	AMD	99-01-174	180-78A-151	NEW-P	98-19-134	180-78A-310	NEW-P	98-19-134
180-78A-004	REP-P	98-19-134	180-78A-151	NEW	99-01-174	180-78A-310	NEW	99-01-174
180-78A-004	REP	99-01-174	180-78A-155	REP-P	98-19-134	180-78A-315	NEW-P	98-19-134
180-78A-005	AMD-P	98-19-134	180-78A-155	REP	99-01-174	180-78A-315	NEW	99-01-174
180-78A-005	AMD	99-01-174	180-78A-160	REP-P	98-19-134	180-78A-317	NEW-P	98-19-134
180-78A-006	REP-P	98-19-134	180-78A-160	REP	99-01-174	180-78A-317	NEW	99-01-174
180-78A-006	REP	99-01-174	180-78A-165	AMD	98-05-022	180-78A-320	REP-P	98-19-134
180-78A-010	AMD-P	98-19-134	180-78A-165	REP-P	98-19-134	180-78A-320	REP	99-01-174
180-78A-010	AMD	99-01-174	180-78A-165	REP	99-01-174	180-78A-325	NEW-P	98-19-134
180-78A-012	REP-P	98-19-134	180-78A-195	REP-P	98-19-134	180-78A-325	NEW	99-01-174
180-78A-012	REP	99-01-174	180-78A-195	REP	99-01-174	180-78A-330	NEW-P	98-19-134
180-78A-015	AMD-P	98-19-134	180-78A-197	REP-P	98-19-134	180-78A-330	NEW	99-01-174
180-78A-015	AMD	99-01-174	180-78A-197	REP	99-01-174	180-78A-340	REP-P	98-19-134
180-78A-026	REP-P	98-19-134	180-78A-200	NEW-P	98-19-134	180-78A-340	REP	99-01-174
180-78A-026	REP	99-01-174	180-78A-200	NEW	99-01-174	180-78A-345	REP-P	98-19-134
180-78A-028	REP-P	98-19-134	180-78A-201	REP-P	98-19-134	180-78A-345	REP	99-01-174
180-78A-028	REP	99-01-174	180-78A-201	REP	99-01-174	180-78A-350	REP-P	98-19-134
180-78A-030	REP-P	98-19-134	180-78A-205	NEW-P	98-19-134	180-78A-350	REP	99-01-174
180-78A-030	REP	99-01-174	180-78A-205	NEW	99-01-174	180-78A-355	REP-P	98-19-134
180-78A-033	REP-P	98-19-134	180-78A-207	NEW-P	98-19-134	180-78A-355	REP	99-01-174
180-78A-033	REP	99-01-174	180-78A-207	NEW	99-01-174	180-78A-360	REP-P	98-19-134
180-78A-037	REP-P	98-19-134	180-78A-209	NEW-P	98-19-134	180-78A-360	REP	99-01-174
180-78A-037	REP	99-01-174	180-78A-209	NEW	99-01-174	180-78A-365	REP-P	98-19-134
180-78A-047	REP-P	98-19-134	180-78A-210	NEW-P	98-19-134	180-78A-365	REP	99-01-174
180-78A-047	REP	99-01-174	180-78A-210	NEW	99-01-174	180-78A-400	NEW-P	98-19-134
180-78A-057	REP-P	98-19-134	180-78A-215	NEW-P	98-19-134	180-78A-400	NEW	99-01-174
180-78A-057	REP	99-01-174	180-78A-215	NEW	99-01-174	180-78A-500	NEW-P	98-19-134
180-78A-060	REP-P	98-19-134	180-78A-220	NEW-P	98-19-134	180-78A-500	NEW	99-01-174
180-78A-060	REP	99-01-174	180-78A-220	NEW	99-01-174	180-78A-505	NEW-P	98-19-134

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
180- 78A-505	NEW	99-01-174	180- 79A-150	AMD-P	98-19-134	180- 79A-403	REP	99-01-174
180- 78A-510	NEW-P	98-19-134	180- 79A-150	AMD	99-01-174	180- 79A-405	REP-P	98-19-134
180- 78A-510	NEW	99-01-174	180- 79A-155	NEW-P	98-19-134	180- 79A-405	REP	99-01-174
180- 78A-515	NEW-P	98-19-134	180- 79A-155	NEW	99-01-174	180- 79A-415	REP-P	98-19-134
180- 78A-515	NEW	99-01-174	180- 79A-157	NEW-P	98-19-134	180- 79A-415	REP	99-01-174
180- 78A-520	NEW-P	98-19-134	180- 79A-157	NEW	99-01-174	180- 79A-417	REP-P	98-19-134
180- 78A-520	NEW	99-01-174	180- 79A-160	REP-P	98-19-134	180- 79A-417	REP	99-01-174
180- 78A-525	NEW-P	98-19-134	180- 79A-160	REP	99-01-174	180- 79A-420	PREP	98-04-087
180- 78A-525	NEW	99-01-174	180- 79A-161	REP-P	98-19-134	180- 79A-420	AMD-P	98-10-102
180- 78A-530	NEW-P	98-19-134	180- 79A-161	REP	99-01-174	180- 79A-420	AMD	98-15-027
180- 78A-530	NEW	99-01-174	180- 79A-165	REP-P	98-19-134	180- 79A-420	REP-P	98-19-134
180- 78A-535	NEW-P	98-19-134	180- 79A-165	REP	99-01-174	180- 79A-420	REP	99-01-174
180- 78A-535	NEW	99-01-174	180- 79A-170	REP-P	98-19-134	180- 79A-422	PREP	98-04-087
180- 78A-540	NEW-P	98-19-134	180- 79A-170	REP	99-01-174	180- 79A-422	AMD-P	98-10-102
180- 78A-540	NEW	99-01-174	180- 79A-200	REP-P	98-19-134	180- 79A-422	AMD	98-15-027
180- 78A-545	NEW-P	98-19-134	180- 79A-200	REP	99-01-174	180- 79A-422	REP-P	98-19-134
180- 78A-545	NEW	99-01-174	180- 79A-205	REP-P	98-19-134	180- 79A-422	REP	99-01-174
180- 78A-550	NEW-P	98-19-134	180- 79A-205	REP	99-01-174	180- 79A-423	REP-P	98-19-134
180- 78A-550	NEW	99-01-174	180- 79A-206	NEW-P	98-19-134	180- 79A-423	REP	99-01-174
180- 78A-555	NEW-P	98-19-134	180- 79A-206	NEW	99-01-174	180- 79A-424	REP-P	98-19-134
180- 78A-555	NEW	99-01-174	180- 79A-210	REP-P	98-19-134	180- 79A-424	REP	99-01-174
180- 78A-560	NEW-P	98-19-134	180- 79A-210	REP	99-01-174	180- 79A-430	REP-P	98-19-134
180- 78A-560	NEW	99-01-174	180- 79A-211	NEW-P	98-19-134	180- 79A-430	REP	99-01-174
180- 78A-565	NEW-P	98-19-134	180- 79A-211	NEW	99-01-174	180- 79A-433	AMD-P	98-10-103
180- 78A-565	NEW	99-01-174	180- 79A-213	NEW-P	98-19-134	180- 79A-433	AMD	98-15-028
180- 79A	PREP	98-16-098	180- 79A-213	NEW	99-01-174	180- 79A-433	REP-P	98-19-134
180- 79A-005	REP-P	98-19-134	180- 79A-215	REP-P	98-19-134	180- 79A-433	REP	99-01-174
180- 79A-005	REP	99-01-174	180- 79A-215	REP	99-01-174	180- 79A-435	REP-P	98-19-134
180- 79A-006	NEW-P	98-19-134	180- 79A-220	AMD-P	98-04-089	180- 79A-435	REP	99-01-174
180- 79A-006	NEW	99-01-174	180- 79A-220	AMD	98-08-068	180- 79A-440	REP-P	98-19-134
180- 79A-007	NEW-P	98-19-134	180- 79A-220	REP-P	98-19-134	180- 79A-440	REP	99-01-174
180- 79A-007	NEW	99-01-174	180- 79A-220	REP	99-01-174	180- 79A-445	REP-P	98-19-134
180- 79A-010	REP-P	98-19-134	180- 79A-221	NEW-P	98-19-134	180- 79A-445	REP	99-01-174
180- 79A-010	REP	99-01-174	180- 79A-221	NEW	99-01-174	180- 79A-503	REP-P	98-19-134
180- 79A-011	NEW-P	98-19-134	180- 79A-223	NEW-P	98-19-134	180- 79A-503	REP	99-01-174
180- 79A-011	NEW	99-01-174	180- 79A-223	NEW	99-01-174	180- 79A-510	REP-P	98-19-134
180- 79A-012	REP-P	98-19-134	180- 79A-225	REP-P	98-19-134	180- 79A-510	REP	99-01-174
180- 79A-012	REP	99-01-174	180- 79A-225	REP	99-01-174	180- 79A-515	REP-P	98-19-134
180- 79A-013	REP-P	98-19-134	180- 79A-226	NEW-P	98-19-134	180- 79A-515	REP	99-01-174
180- 79A-013	REP	99-01-174	180- 79A-226	NEW	99-01-174	180- 79A-517	REP-P	98-19-134
180- 79A-025	REP-P	98-19-134	180- 79A-230	REP-P	98-19-134	180- 79A-517	REP	99-01-174
180- 79A-025	REP	99-01-174	180- 79A-230	REP	99-01-174	180- 79A-520	REP-P	98-19-134
180- 79A-030	NEW-P	98-19-134	180- 79A-231	NEW-P	98-19-134	180- 79A-520	REP	99-01-174
180- 79A-030	NEW	99-01-174	180- 79A-231	NEW	99-01-174	180- 82	PREP	98-16-098
180- 79A-101	REP-P	98-19-134	180- 79A-236	REP-P	98-19-134	180- 82-002	NEW-P	98-19-134
180- 79A-101	REP	99-01-174	180- 79A-236	REP	99-01-174	180- 82-002	NEW	99-01-174
180- 79A-117	AMD	98-05-024	180- 79A-250	NEW-P	98-19-134	180- 82-004	NEW-P	98-19-134
180- 79A-117	AMD-P	98-19-134	180- 79A-250	NEW	99-01-174	180- 82-004	NEW	99-01-174
180- 79A-117	AMD	99-01-174	180- 79A-253	NEW-P	98-19-134	180- 82-105	NEW-P	98-19-134
180- 79A-122	REP-P	98-19-134	180- 79A-253	NEW	99-01-174	180- 82-105	NEW	99-01-174
180- 79A-122	REP	99-01-174	180- 79A-255	NEW-P	98-19-134	180- 82-110	NEW-P	98-19-134
180- 79A-123	NEW-P	98-19-134	180- 79A-255	NEW	99-01-174	180- 82-110	NEW	99-01-174
180- 79A-123	NEW	99-01-174	180- 79A-257	NEW-P	98-19-134	180- 82-115	NEW-P	98-19-134
180- 79A-124	NEW-P	98-19-134	180- 79A-257	NEW	99-01-174	180- 82-115	NEW	99-01-174
180- 79A-124	NEW	99-01-174	180- 79A-260	NEW-P	98-19-134	180- 82-120	NEW-P	98-19-134
180- 79A-125	REP-P	98-19-134	180- 79A-260	NEW	99-01-174	180- 82-120	NEW	99-01-174
180- 79A-125	REP	99-01-174	180- 79A-265	NEW-P	98-19-134	180- 82-125	NEW-P	98-19-134
180- 79A-126	REP-P	98-19-134	180- 79A-265	NEW	99-01-174	180- 82-125	NEW	99-01-174
180- 79A-126	REP	99-01-174	180- 79A-270	NEW-P	98-19-134	180- 82-130	NEW-P	98-19-134
180- 79A-127	NEW-P	98-19-134	180- 79A-270	NEW	99-01-174	180- 82-130	NEW	99-01-174
180- 79A-127	NEW	99-01-174	180- 79A-299	NEW-P	98-19-134	180- 82-200	NEW-P	98-19-134
180- 79A-128	NEW-P	98-19-134	180- 79A-299	NEW	99-01-174	180- 82-200	NEW	99-01-174
180- 79A-128	NEW	99-01-174	180- 79A-300	AMD-P	98-23-032	180- 82-201	NEW-P	98-19-134
180- 79A-140	AMD-P	98-19-134	180- 79A-304	AMD-P	98-19-134	180- 82-201	NEW	99-01-174
180- 79A-140	AMD	99-01-174	180- 79A-304	AMD	99-01-174	180- 82-202	NEW-P	98-19-134
180- 79A-145	NEW-P	98-19-134	180- 79A-340	AMD	98-05-023	180- 82-202	NEW	99-01-174
180- 79A-145	NEW	99-01-174	180- 79A-403	REP-P	98-19-134	180- 82-204	NEW-P	98-19-134

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
180-82-204	NEW	99-01-174	180-82-356	NEW	99-01-174	192-140-030	NEW-P	99-01-161
180-82-210	NEW-P	98-19-134	180-82-358	NEW-P	98-19-134	192-15-150	AMD-P	99-01-161
180-82-210	NEW	99-01-174	180-82-358	NEW	99-01-174	192-150-090	NEW-P	99-01-161
180-82-215	NEW-P	98-19-134	180-82-360	NEW-P	98-19-134	192-16-024	REP-XR	98-15-146
180-82-215	NEW	99-01-174	180-82-360	NEW	99-01-174	192-16-024	REP	98-19-120
180-82-300	NEW-P	98-19-134	180-82-362	NEW-P	98-19-134	192-16-051	PREP	98-08-072
180-82-300	NEW	99-01-174	180-82-362	NEW	99-01-174	192-16-051	REP-E	98-13-015
180-82-302	NEW-P	98-19-134	180-85	PREP	98-16-098	192-16-051	REP-E	98-20-081
180-82-302	NEW	99-01-174	180-85-020	AMD-P	98-19-134	192-16-052	PREP	98-08-072
180-82-304	NEW-P	98-19-134	180-85-020	AMD	99-01-174	192-16-052	REP-E	98-13-015
180-82-304	NEW	99-01-174	180-85-075	AMD-P	98-19-134	192-16-052	REP-E	98-20-081
180-82-306	NEW-P	98-19-134	180-85-075	AMD	99-01-174	192-16-057	PREP	98-08-072
180-82-306	NEW	99-01-174	180-85-100	AMD	98-05-024	192-16-057	REP-E	98-20-081
180-82-308	NEW-P	98-19-134	180-87	PREP	98-08-038	192-16-070	PREP	99-01-160
180-82-308	NEW	99-01-174	180-90-125	PREP	98-10-024	192-18-010	REP-XR	98-07-023
180-82-310	NEW-P	98-19-134	182-04-070	AMD-XA	98-13-078	192-18-010	REP	98-14-031
180-82-310	NEW	99-01-174	182-04-070	AMD	98-17-063	192-18-012	REP-XR	98-07-023
180-82-312	NEW-P	98-19-134	182-25-010	AMD	98-07-002	192-18-012	REP	98-14-031
180-82-312	NEW	99-01-174	182-25-010	AMD-XA	98-10-086	192-18-020	REP-XR	98-07-023
180-82-314	NEW-P	98-19-134	182-25-010	AMD	98-15-018	192-18-020	REP	98-14-031
180-82-314	NEW	99-01-174	182-25-020	AMD	98-07-002	192-18-030	REP-XR	98-07-023
180-82-316	NEW-P	98-19-134	182-25-030	AMD	98-07-002	192-18-030	REP	98-14-031
180-82-316	NEW	99-01-174	182-25-040	AMD	98-07-002	192-18-040	REP-XR	98-07-023
180-82-318	NEW-P	98-19-134	182-25-070	AMD	98-07-002	192-18-040	REP	98-14-031
180-82-318	NEW	99-01-174	182-25-080	AMD	98-07-002	192-18-050	REP-XR	98-07-023
180-82-320	NEW-P	98-19-134	182-25-090	AMD	98-07-002	192-18-050	REP	98-14-031
180-82-320	NEW	99-01-174	182-25-100	AMD	98-07-002	192-18-060	REP-XR	98-07-023
180-82-322	NEW-P	98-19-134	182-25-100	PREP	98-17-062	192-18-060	REP	98-14-031
180-82-322	NEW	99-01-174	182-25-100	AMD-P	98-22-070	192-18-070	REP-XR	98-07-023
180-82-324	NEW-P	98-19-134	182-25-105	AMD	98-07-002	192-18-070	REP	98-14-031
180-82-324	NEW	99-01-174	182-25-105	PREP	98-17-062	192-20-010	REP-XR	98-07-024
180-82-326	NEW-P	98-19-134	182-25-105	AMD-P	98-22-070	192-20-010	REP	98-14-032
180-82-326	NEW	99-01-174	182-25-110	PREP	98-17-062	192-200-020	NEW-P	99-01-161
180-82-328	NEW-P	98-19-134	182-25-110	AMD-P	98-22-070	192-23-002	REP-P	99-01-161
180-82-328	NEW	99-01-174	192-04-060	AMD-P	99-01-161	192-23-013	REP-P	99-01-161
180-82-330	NEW-P	98-19-134	192-04-170	AMD-P	99-01-161	192-23-018	AMD	98-06-097
180-82-330	NEW	99-01-174	192-04-190	AMD-P	99-01-161	192-23-018	REP-P	99-01-161
180-82-331	NEW-P	99-01-171	192-110-005	NEW-P	99-01-161	192-24-001	REP-P	99-01-161
180-82-332	NEW-P	98-19-134	192-110-010	NEW-P	99-01-161	192-24-010	REP-P	99-01-161
180-82-332	NEW	99-01-174	192-110-015	NEW-P	99-01-161	192-24-020	REP-P	99-01-161
180-82-334	NEW-P	98-19-134	192-110-020	NEW-P	99-01-161	192-32	AMD	98-05-042
180-82-334	NEW	99-01-174	192-110-050	NEW-P	99-01-161	192-32-001	REP	98-05-042
180-82-336	NEW-P	98-19-134	192-12-005	REP-P	99-01-161	192-32-010	AMD	98-05-042
180-82-336	NEW	99-01-174	192-12-030	AMD-P	98-09-106	192-32-015	REP	98-05-042
180-82-338	NEW-P	98-19-134	192-12-030	REP	98-14-068	192-32-025	REP	98-05-042
180-82-338	NEW	99-01-174	192-12-040	AMD-P	98-09-105	192-32-035	AMD	98-05-042
180-82-339	NEW-P	98-19-134	192-12-040	REP	98-14-068	192-32-045	AMD	98-05-042
180-82-339	NEW	99-01-174	192-12-041	AMD-P	98-09-105	192-32-050	AMD	98-05-042
180-82-340	NEW-P	98-19-134	192-12-041	REP	98-14-068	192-32-055	AMD	98-05-042
180-82-340	NEW	99-01-174	192-12-042	AMD-P	98-09-105	192-32-065	AMD	98-05-042
180-82-342	NEW-P	98-19-134	192-12-042	REP	98-14-068	192-32-075	AMD	98-05-042
180-82-342	NEW	99-01-174	192-12-130	REP-P	99-01-161	192-32-085	AMD	98-05-042
180-82-343	NEW-P	98-19-134	192-12-141	AMD	98-06-097	192-32-095	AMD	98-05-042
180-82-343	NEW	99-01-174	192-12-141	REP-P	99-01-161	192-32-100	NEW	98-05-042
180-82-344	NEW-P	98-19-134	192-12-150	REP-P	99-01-161	192-32-105	AMD	98-05-042
180-82-344	NEW	99-01-174	192-12-182	REP-P	99-01-161	192-32-115	AMD	98-05-042
180-82-346	NEW-P	98-19-134	192-12-330	AMD-P	99-01-161	192-32-120	REP	98-05-042
180-82-346	NEW	99-01-174	192-120-001	NEW-P	99-01-161	192-32-125	REP	98-05-042
180-82-348	NEW-P	98-19-134	192-120-010	NEW-P	99-01-161	192-32-130	NEW	98-05-042
180-82-348	NEW	99-01-174	192-120-020	NEW-P	99-01-161	192-32-135	NEW	98-05-042
180-82-350	NEW-P	98-19-134	192-120-030	NEW-P	99-01-161	192-33-005	NEW	98-05-042
180-82-350	NEW	99-01-174	192-120-035	NEW-P	99-01-161	192-33-006	NEW	98-05-042
180-82-352	NEW-P	98-19-134	192-120-040	NEW-P	99-01-161	192-130-050	NEW	98-14-068
180-82-352	NEW	99-01-174	192-140-005	NEW-P	99-01-161	192-210-005	NEW-E	98-13-015
180-82-354	NEW-P	98-19-134	192-140-010	NEW-P	99-01-161	192-210-005	NEW-E	98-20-081
180-82-354	NEW	99-01-174	192-140-020	NEW-P	99-01-161	192-210-010	NEW-E	98-13-015
180-82-356	NEW-P	98-19-134	192-140-025	NEW-P	99-01-161	192-210-010	NEW-E	98-20-081



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
192-210-015	NEW-E	98-13-015	196-08-190	REP	98-12-045	196-08-530	REP-P	98-08-078
192-210-015	NEW-E	98-20-081	196-08-200	REP-P	98-08-078	196-08-530	REP	98-12-045
192-310-010	NEW	98-14-068	196-08-200	REP	98-12-045	196-08-540	REP-P	98-08-078
192-310-020	NEW	98-14-068	196-08-210	REP-P	98-08-078	196-08-540	REP	98-12-045
192-310-025	NEW	98-14-068	196-08-210	REP	98-12-045	196-08-550	REP-P	98-08-078
192-310-030	NEW	98-14-068	196-08-220	REP-P	98-08-078	196-08-550	REP	98-12-045
194-10-010	REP	98-05-027	196-08-220	REP	98-12-045	196-08-560	REP-P	98-08-078
194-10-020	REP	98-05-027	196-08-230	REP-P	98-08-078	196-08-560	REP	98-12-045
194-10-030	REP	98-05-027	196-08-230	REP	98-12-045	196-08-570	REP-P	98-08-078
194-10-040	REP	98-05-027	196-08-240	REP-P	98-08-078	196-08-570	REP	98-12-045
194-10-050	REP	98-05-027	196-08-240	REP	98-12-045	196-08-580	REP-P	98-08-078
194-10-060	REP	98-05-027	196-08-250	REP-P	98-08-078	196-08-580	REP	98-12-045
194-10-070	REP	98-05-027	196-08-250	REP	98-12-045	196-08-590	REP-P	98-08-078
194-10-080	REP	98-05-027	196-08-260	REP-P	98-08-078	196-08-590	REP	98-12-045
194-10-090	REP	98-05-027	196-08-260	REP	98-12-045	196-09-010	NEW-P	98-08-078
194-10-100	REP	98-05-027	196-08-270	REP-P	98-08-078	196-09-010	NEW	98-12-045
194-10-110	REP	98-05-027	196-08-270	REP	98-12-045	196-09-020	NEW-P	98-08-078
194-10-120	REP	98-05-027	196-08-280	REP-P	98-08-078	196-09-020	NEW	98-12-045
194-10-130	REP	98-05-027	196-08-280	REP	98-12-045	196-12-010	AMD-P	98-08-105
194-10-140	REP	98-05-027	196-08-290	REP-P	98-08-078	196-12-010	AMD	98-12-052
194-18-010	REP-XR	98-17-034	196-08-290	REP	98-12-045	196-12-020	AMD-P	98-08-105
194-18-020	REP-XR	98-17-034	196-08-300	REP-P	98-08-078	196-12-020	AMD	98-12-052
194-18-030	REP-XR	98-17-034	196-08-300	REP	98-12-045	196-12-030	AMD-P	98-08-105
196-04	PREP	98-11-025	196-08-310	REP-P	98-08-078	196-12-030	AMD	98-12-052
196-04-010	REP-P	98-15-019	196-08-310	REP	98-12-045	196-12-045	NEW-P	98-08-105
196-04-010	REP	98-18-046	196-08-320	REP-P	98-08-078	196-12-045	NEW	98-12-052
196-04-020	REP-P	98-15-019	196-08-320	REP	98-12-045	196-12-050	AMD-P	98-08-105
196-04-020	REP	98-18-046	196-08-330	REP-P	98-08-078	196-12-050	AMD	98-12-052
196-04-025	REP-P	98-15-019	196-08-330	REP	98-12-045	196-12-060	REP-P	98-08-105
196-04-025	REP	98-18-046	196-08-340	REP-P	98-08-078	196-12-060	REP	98-12-052
196-04-030	REP-P	98-15-019	196-08-340	REP	98-12-045	196-12-085	REP-P	98-08-105
196-04-030	REP	98-18-046	196-08-350	REP-P	98-08-078	196-12-085	REP	98-12-052
196-04-040	REP-P	98-15-019	196-08-350	REP	98-12-045	196-24-030	REP-P	98-08-105
196-04-040	REP	98-18-046	196-08-360	REP-P	98-08-078	196-24-030	REP	98-12-052
196-08-010	REP-P	98-08-078	196-08-360	REP	98-12-045	196-24-040	REP-P	98-08-105
196-08-010	REP	98-12-045	196-08-370	REP-P	98-08-078	196-24-040	REP	98-12-052
196-08-040	REP-P	98-08-078	196-08-370	REP	98-12-045	196-24-050	REP-P	98-08-105
196-08-040	REP	98-12-045	196-08-380	REP-P	98-08-078	196-24-050	REP	98-12-052
196-08-050	REP-P	98-08-078	196-08-380	REP	98-12-045	196-24-105	AMD-P	98-08-105
196-08-050	REP	98-12-045	196-08-390	REP-P	98-08-078	196-24-105	AMD	98-12-052
196-08-060	REP-P	98-08-078	196-08-390	REP	98-12-045	196-25-001	NEW-P	98-08-106
196-08-060	REP	98-12-045	196-08-400	REP-P	98-08-078	196-25-001	NEW	98-12-053
196-08-070	REP-P	98-08-078	196-08-400	REP	98-12-045	196-25-002	NEW-P	98-08-106
196-08-070	REP	98-12-045	196-08-410	REP-P	98-08-078	196-25-002	NEW	98-12-053
196-08-080	REP-P	98-08-078	196-08-410	REP	98-12-045	196-25-005	NEW-P	98-08-106
196-08-080	REP	98-12-045	196-08-420	REP-P	98-08-078	196-25-005	NEW	98-12-053
196-08-090	REP-P	98-08-078	196-08-420	REP	98-12-045	196-25-010	NEW-P	98-08-106
196-08-090	REP	98-12-045	196-08-430	REP-P	98-08-078	196-25-010	NEW	98-12-053
196-08-100	REP-P	98-08-078	196-08-430	REP	98-12-045	196-25-020	NEW-P	98-08-106
196-08-100	REP	98-12-045	196-08-440	REP-P	98-08-078	196-25-020	NEW	98-12-053
196-08-110	REP-P	98-08-078	196-08-440	REP	98-12-045	196-25-030	NEW-P	98-08-106
196-08-110	REP	98-12-045	196-08-450	REP-P	98-08-078	196-25-030	NEW	98-12-053
196-08-120	REP-P	98-08-078	196-08-450	REP	98-12-045	196-25-040	NEW-P	98-08-106
196-08-120	REP	98-12-045	196-08-460	REP-P	98-08-078	196-25-040	NEW	98-12-053
196-08-130	REP-P	98-08-078	196-08-460	REP	98-12-045	196-26-020	AMD-P	98-09-051
196-08-130	REP	98-12-045	196-08-470	REP-P	98-08-078	196-26-020	AMD	98-12-046
196-08-140	REP-P	98-08-078	196-08-470	REP	98-12-045	196-26-030	AMD-P	98-09-051
196-08-140	REP	98-12-045	196-08-480	REP-P	98-08-078	196-26-030	AMD	98-12-046
196-08-150	REP-P	98-08-078	196-08-480	REP	98-12-045	197-11-680	AMD	98-06-092
196-08-150	REP	98-12-045	196-08-490	REP-P	98-08-078	204-10-020	AMD	98-04-053
196-08-160	REP-P	98-08-078	196-08-490	REP	98-12-045	204-10-020	PREP	98-11-036
196-08-160	REP	98-12-045	196-08-500	REP-P	98-08-078	204-10-020	AMD-P	98-15-083
196-08-170	REP-P	98-08-078	196-08-500	REP	98-12-045	204-10-020	AMD	98-19-040
196-08-170	REP	98-12-045	196-08-510	REP-P	98-08-078	204-10-070	AMD	98-04-053
196-08-180	REP-P	98-08-078	196-08-510	REP	98-12-045	204-10-090	AMD	98-04-053
196-08-180	REP	98-12-045	196-08-520	REP-P	98-08-078	204-10-100	REP	98-04-053
196-08-190	REP-P	98-08-078	196-08-520	REP	98-12-045	204-10-110	REP	98-04-053

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
204-10-130	REP	98-04-053	208-444-030	AMD	98-10-072	220-16-475	NEW	98-06-031
204-10-140	REP	98-04-053	208-444-040	AMD	98-10-072	220-16-480	NEW-P	98-09-089
204-10-150	REP	98-04-053	208-444-050	AMD	98-10-072	220-16-480	NEW-W	98-11-049
204-24-050	PREP	98-11-035	208-464	PREP	98-13-084	220-16-480	NEW	98-15-031
204-24-050	AMD-P	98-15-056	208-464	REP-XR	98-23-061	220-16-490	NEW-P	98-09-089
204-24-050	AMD	98-19-042	208-464	PREP	98-23-062	220-16-490	NEW-W	98-11-049
204-24-050	AMD-E	98-24-033	208-464-010	REP-XR	98-23-061	220-16-490	NEW	98-15-031
204-24-050	AMD-XA	99-01-084	208-464-020	REP-XR	98-23-061	220-16-500	NEW-W	98-11-049
204-46-010	PREP	98-14-049	208-464-030	REP-XR	98-23-061	220-16-510	NEW-W	98-11-049
204-46-010	NEW-P	98-18-073	208-464-040	REP-XR	98-23-061	220-16-520	NEW-W	98-11-049
204-46-010	NEW	98-23-002	208-464-050	REP-XR	98-23-061	220-16-530	NEW-W	98-11-049
204-46-020	PREP	98-14-049	208-464-060	REP-XR	98-23-061	220-16-540	NEW-W	98-11-049
204-46-020	NEW-P	98-18-073	208-464-070	REP-XR	98-23-061	220-16-550	NEW	98-06-031
204-46-020	NEW	98-23-002	208-464-080	REP-XR	98-23-061	220-16-550	AMD-P	98-11-086
204-46-030	PREP	98-14-049	208-464-090	REP-XR	98-23-061	220-16-550	AMD	98-15-081
204-46-030	NEW-P	98-18-073	208-472	PREP	98-13-084	220-16-560	NEW-W	98-11-049
204-46-030	NEW	98-23-002	208-480	PREP	98-13-084	220-16-570	NEW-W	98-11-049
204-50-010	PREP	98-19-076	208-480	REP-XR	98-23-061	220-16-580	NEW-W	98-11-049
204-50-010	AMD-P	98-23-084	208-480-010	REP-XR	98-23-061	220-16-590	NEW	98-06-031
204-50-010	AMD	99-01-156	208-480-020	REP-XR	98-23-061	220-16-600	NEW-W	98-11-049
204-50-020	PREP	98-19-076	208-480-030	REP-XR	98-23-061	220-16-610	NEW	98-06-031
204-50-020	AMD-P	98-23-084	208-480-040	REP-XR	98-23-061	220-16-620	NEW-W	98-11-049
204-50-020	AMD	99-01-156	208-480-050	REP-XR	98-23-061	220-16-630	NEW-W	98-11-049
204-50-030	PREP	98-19-076	208-480-060	REP-XR	98-23-061	220-16-640	NEW-W	98-11-049
204-50-030	AMD-P	98-23-084	208-480-070	REP-XR	98-23-061	220-16-650	NEW-W	98-11-049
204-50-030	AMD	99-01-156	210-01-020	AMD-P	98-21-062	220-16-660	NEW-W	98-11-049
204-50-040	PREP	98-19-076	210-01-020	AMD	98-24-060	220-16-670	NEW-W	98-11-049
204-50-040	AMD-P	98-23-084	210-01-080	AMD-P	98-21-062	220-16-680	NEW-W	98-11-049
204-50-040	AMD	99-01-156	210-01-080	AMD	98-24-060	220-16-690	NEW-W	98-11-049
204-50-050	PREP	98-19-076	210-01-090	AMD-P	98-21-062	220-16-700	NEW	98-06-031
204-50-050	AMD-P	98-23-084	210-01-090	AMD	98-24-060	220-16-710	NEW	98-06-031
204-50-050	AMD	99-01-156	212-17-185	AMD	98-04-007	220-16-720	NEW	98-06-031
204-50-060	PREP	98-19-076	212-17-190	REP-XR	98-07-019	220-20-010	AMD	98-06-031
204-50-060	REP-P	98-23-084	212-17-190	REP	98-13-038	220-20-010	AMD-P	98-09-089
204-50-060	REP	99-01-156	212-17-190	REP-E	98-13-039	220-20-010	AMD-P	98-11-086
204-50-070	PREP	98-19-076	212-17-195	REP-XR	98-07-019	220-20-010	AMD	98-15-031
204-50-070	AMD-P	98-23-084	212-17-195	REP	98-13-038	220-20-010	AMD	98-15-081
204-50-070	AMD	99-01-156	212-17-195	REP-E	98-13-039	220-20-01000A	NEW-E	98-05-014
204-50-080	PREP	98-19-076	212-17-200	REP-XR	98-07-019	220-20-01000A	REP-E	98-05-014
204-50-080	AMD-P	98-23-084	212-17-200	REP	98-13-038	220-20-01000B	NEW-E	98-08-046
204-50-080	AMD	99-01-156	212-17-200	REP-E	98-13-039	220-20-015	AMD-P	98-09-089
204-50-090	PREP	98-19-076	212-17-205	REP-XR	98-07-019	220-20-015	AMD	98-15-031
204-50-090	AMD-P	98-23-084	212-17-205	REP	98-13-038	220-20-020	AMD-P	98-09-089
204-50-090	AMD	99-01-156	212-17-205	REP-E	98-13-039	220-20-020	AMD	98-15-031
204-50-110	PREP	98-19-076	212-17-210	REP-XR	98-07-019	220-20-025	AMD-P	98-09-089
204-50-110	AMD-P	98-23-084	212-17-210	REP	98-13-038	220-20-025	AMD	98-15-031
204-50-110	AMD	99-01-156	212-17-210	REP-E	98-13-039	220-20-070	NEW-P	98-21-072
204-50-120	PREP	98-19-076	212-17-215	REP-XR	98-07-019	220-22-410	AMD	98-05-043
204-50-120	AMD-P	98-23-084	212-17-215	REP	98-13-038	220-24-02000E	NEW-E	98-10-031
204-50-120	AMD	99-01-156	212-17-215	REP-E	98-13-039	220-24-02000E	REP-E	98-11-020
204-50-130	PREP	98-19-076	212-17-21503	NEW	98-04-007	220-24-02000F	NEW-E	98-11-020
204-50-130	AMD-P	98-23-084	212-17-21505	NEW	98-04-007	220-24-02000F	REP-E	98-12-076
204-50-130	AMD	99-01-156	212-17-21507	NEW	98-04-007	220-24-02000G	NEW-E	98-11-085
204-72-030	AMD	98-04-054	212-17-21509	NEW	98-04-007	220-24-02000H	NEW-E	98-12-076
204-72-040	AMD	98-04-054	212-17-21511	NEW	98-04-007	220-32-05100D	REP-E	98-04-056
204-80-020	PREP	98-19-038	212-17-21513	NEW	98-04-007	220-32-05100D	NEW-E	98-04-056
204-80-020	AMD-P	98-23-040	212-17-21515	NEW	98-04-007	220-32-05100D	REP-E	98-04-068
204-90-030	AMD	98-04-052	212-17-21517	NEW	98-04-007	220-32-05100E	NEW-E	98-04-068
204-90-040	AMD	98-04-052	212-17-21519	NEW	98-04-007	220-32-05100E	REP-E	98-04-068
204-90-070	AMD	98-04-052	220-12-010	AMD	98-06-031	220-32-05100E	REP-E	98-07-057
204-90-120	AMD	98-04-052	220-12-020	AMD	98-06-031	220-32-05100F	REP-E	98-18-023
204-90-140	AMD	98-04-052	220-16-002	NEW-P	98-11-086	220-32-05100F	NEW-E	98-18-023
208-418	PREP	98-13-084	220-16-002	NEW	98-15-081	220-32-05100G	NEW-E	98-19-019
208-436	PREP	98-13-084	220-16-005	NEW-P	98-11-086	220-32-05100G	REP-E	98-19-019
208-440	PREP	98-13-084	220-16-005	NEW	98-15-081	220-32-05100H	REP-E	98-19-051
208-444	PREP	98-13-084	220-16-225	AMD-P	98-21-089	220-32-05100H	NEW-E	98-19-051
208-444-020	AMD	98-10-072	220-16-440	AMD	98-06-031	220-32-05100I	NEW-E	98-19-077

**Table of WAC Sections Affected**

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
220-32-05100I	REP-E	98-19-077	220-44-050000	NEW-E	98-14-094	220-48-032	AMD	98-05-043
220-32-05100I	REP-E	98-20-001	220-44-05000N	REP-E	98-18-012	220-48-042	AMD	98-05-043
220-32-05500M	REP-E	98-09-022	220-44-05000P	NEW-E	98-18-012	220-48-052	AMD	98-05-043
220-32-05500M	NEW-E	98-09-022	220-44-05000P	REP-E	98-18-050	220-48-071	AMD	98-05-043
220-32-05500M	REP-E	98-13-006	220-44-05000Q	NEW-E	98-18-050	220-49-005	AMD	98-05-043
220-32-05500N	REP-E	98-11-041	220-44-05000Q	REP-E	98-20-048	220-49-011	AMD	98-05-043
220-32-05500N	NEW-E	98-11-041	220-44-05000R	NEW-E	98-20-048	220-49-012	AMD	98-05-043
220-32-05500P	REP-E	98-13-006	220-44-05000R	REP-E	98-21-022	220-49-013	AMD	98-05-043
220-32-05500P	NEW-E	98-13-006	220-44-05000S	NEW-E	98-21-022	220-49-014	AMD	98-05-043
220-32-05500P	REP-E	98-14-037	220-44-05000S	REP-E	98-23-045	220-49-017	AMD	98-05-043
220-32-05500Q	NEW-E	98-14-037	220-44-05000T	NEW-E	98-23-045	220-49-020	AMD	98-05-043
220-32-05500Q	REP-E	98-18-047	220-44-080	AMD	98-05-043	220-49-02000K	REP-E	98-08-045
220-32-05500R	NEW-E	98-18-047	220-47-304	AMD-P	98-11-086	220-49-02000K	NEW-E	98-08-045
220-32-05500S	REP-E	98-20-017	220-47-304	AMD	98-15-081	220-49-021	AMD	98-05-043
220-32-05500S	NEW-E	98-20-017	220-47-307	AMD-P	98-11-086	220-49-024	AMD	98-05-043
220-32-05700X	NEW-E	98-04-006	220-47-307	AMD	98-15-081	220-49-056	AMD	98-05-043
220-32-05700X	REP-E	98-04-006	220-47-30700A	NEW-E	98-16-009	220-52-03000L	REP-E	98-07-055
220-32-05700Y	NEW-E	98-08-027	220-47-30700B	NEW-E	98-17-057	220-52-03000L	NEW-E	98-07-055
220-32-05700Y	REP-E	98-14-063	220-47-311	AMD-P	98-11-086	220-52-040	AMD	98-05-043
220-33-01000A	NEW-E	98-12-061	220-47-311	AMD	98-15-081	220-52-040	AMD-P	98-14-132
220-33-01000B	NEW-E	98-16-077	220-47-31100A	NEW-E	98-16-009	220-52-040	AMD	98-19-012
220-33-01000B	REP-E	98-16-077	220-47-326	REP-P	98-11-086	220-52-04000G	NEW-E	98-04-034
220-33-01000B	REP-E	98-18-029	220-47-326	REP	98-15-081	220-52-04000H	NEW-E	98-18-084
220-33-01000C	NEW-E	98-18-029	220-47-401	AMD-P	98-11-086	220-52-04000I	NEW-E	98-24-039
220-33-01000C	REP-E	98-18-029	220-47-401	AMD	98-15-081	220-52-043	AMD-P	98-14-132
220-33-01000C	REP-E	98-20-088	220-47-40100A	NEW-E	98-16-009	220-52-043	AMD	98-19-012
220-33-01000D	REP-E	98-20-088	220-47-410	AMD-P	98-11-086	220-52-046	AMD	98-05-043
220-33-01000D	NEW-E	98-20-088	220-47-410	AMD	98-15-081	220-52-046	AMD-P	98-14-132
220-33-01000D	REP-E	98-22-005	220-47-411	AMD-P	98-11-086	220-52-046	AMD	98-19-012
220-33-01000E	NEW-E	98-22-005	220-47-411	AMD	98-15-081	220-52-046	AMD-P	98-21-090
220-33-01000E	REP-E	98-22-005	220-47-427	AMD-P	98-11-086	220-52-04600A	NEW-E	98-05-025
220-33-01000K	REP-E	98-22-029	220-47-427	AMD	98-15-081	220-52-04600A	REP-E	98-07-054
220-33-01000K	NEW-E	98-22-029	220-47-428	AMD-P	98-11-086	220-52-04600B	NEW-E	98-07-054
220-33-01000L	REP-E	98-23-011	220-47-428	AMD	98-15-081	220-52-04600B	REP-E	98-14-021
220-33-01000L	NEW-E	98-23-011	220-47-901	NEW-E	98-18-013	220-52-04600C	REP-E	98-14-021
220-33-01000M	REP-E	99-01-146	220-47-901	REP-E	98-18-048	220-52-04600C	NEW-E	98-14-021
220-33-01000M	NEW-E	99-01-146	220-47-902	NEW-E	98-18-048	220-52-04600C	REP-E	98-14-038
220-33-01000Z	REP-E	98-08-046	220-47-902	REP-E	98-19-004	220-52-04600D	NEW-E	98-14-038
220-33-01000Z	NEW-E	98-08-046	220-47-903	NEW-E	98-19-004	220-52-04600D	REP-E	98-14-038
220-33-01000Z	REP-E	98-12-061	220-47-903	REP-E	98-19-048	220-52-04600D	REP-E	98-14-064
220-33-03000L	REP-E	98-08-046	220-47-904	NEW-E	98-19-048	220-52-04600E	NEW-E	98-14-064
220-33-03000L	NEW-E	98-08-046	220-47-904	REP-E	98-19-072	220-52-04600E	REP-E	98-14-064
220-33-04000E	REP-E	98-04-067	220-47-905	NEW-E	98-19-072	220-52-04600E	REP-E	98-18-084
220-33-04000F	NEW-E	98-04-067	220-47-905	REP-E	98-20-018	220-52-04600F	NEW-E	98-18-084
220-33-04000G	NEW-E	98-24-041	220-47-906	NEW-E	98-20-018	220-52-04600G	NEW-E	98-20-038
220-33-06000A	NEW-E	98-14-019	220-47-906	REP-E	98-21-045	220-52-04600G	REP-E	98-22-006
220-36-021	AMD-P	98-11-086	220-47-907	NEW-E	98-21-045	220-52-04600H	NEW-E	98-24-039
220-36-021	AMD	98-15-081	220-47-907	REP-E	98-22-044	220-52-04600J	NEW-E	99-01-102
220-36-023	AMD-P	98-11-086	220-47-908	NEW-E	98-22-044	220-52-04600Z	NEW-E	98-04-034
220-36-023	AMD	98-15-081	220-47-908	REP-E	98-23-017	220-52-04600Z	REP-E	98-05-025
220-36-02300X	NEW-E	98-19-065	220-47-909	NEW-E	98-23-017	220-52-04700A	NEW-E	98-20-004
220-36-02300X	REP-E	98-19-065	220-47-909	REP-E	98-23-044	220-52-050	AMD-P	98-21-091
220-36-02300X	REP-E	98-20-037	220-47-910	NEW-E	98-23-044	220-52-050	AMD	99-01-154
220-36-02300Y	NEW-E	98-20-037	220-47-910	REP-E	98-24-018	220-52-05000A	NEW-E	98-09-002
220-40-021	AMD-P	98-11-086	220-47-911	NEW-E	98-24-018	220-52-05000A	REP-E	98-10-059
220-40-021	AMD	98-15-081	220-48-005	AMD	98-05-043	220-52-05000B	NEW-E	98-10-059
220-40-027	AMD-P	98-11-086	220-48-00500G	NEW-E	98-02-039	220-52-05000C	NEW-E	98-20-053
220-40-027	AMD	98-15-081	220-48-013	AMD	98-05-043	220-52-07100F	NEW-E	98-14-002
220-40-02700S	NEW-E	98-22-002	220-48-013	AMD-P	98-09-087	220-52-07100F	REP-E	98-15-122
220-40-02700S	REP-E	98-22-002	220-48-013	AMD	98-14-091	220-52-07100G	NEW-E	98-15-122
220-44-030	AMD	98-05-043	220-48-01300A	NEW-E	98-14-020	220-52-07100G	REP-E	98-16-020
220-44-050	AMD	98-05-043	220-48-015	AMD	98-05-043	220-52-07100H	NEW-E	98-16-020
220-44-050	AMD-XA	98-09-080	220-48-01500F	NEW-E	98-14-093	220-52-07100H	REP-E	98-16-041
220-44-050	AMD	98-15-033	220-48-01500G	NEW-E	98-17-006	220-52-07300A	NEW-E	98-04-035
220-44-050000	REP-E	98-10-059	220-48-01500H	NEW-E	98-24-017	220-52-07300A	REP-E	98-05-045
220-44-050000	NEW-E	98-10-059	220-48-01500H	REP-E	98-24-017	220-52-07300B	NEW-E	98-05-045
220-44-050000	REP-E	98-14-094	220-48-019	AMD	98-05-043	220-52-07300C	REP-E	98-19-086

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
220-52-07300C	NEW-E	98-19-086	220-56-19000R	REP-E	98-17-055	220-56-307	AMD	98-06-031
220-52-07300D	NEW-E	98-22-007	220-56-19000S	NEW-E	98-17-055	220-56-310	AMD	98-06-031
220-52-07300D	REP-E	98-23-018	220-56-19000S	REP-E	98-17-090	220-56-310	AMD-P	98-21-089
220-52-07300E	NEW-E	98-23-018	220-56-19000T	NEW-E	98-17-090	220-56-31000Q	NEW-E	98-09-014
220-52-07300E	REP-E	99-01-010	220-56-19000T	REP-E	98-18-085	220-56-315	AMD	98-06-031
220-52-07300F	NEW-E	99-01-010	220-56-19000U	REP-E	98-18-085	220-56-320	AMD	98-06-031
220-52-07300F	REP-E	99-01-079	220-56-19000U	NEW-E	98-18-085	220-56-320	AMD-P	98-21-089
220-52-07300G	NEW-E	99-01-079	220-56-19000V	NEW-E	98-19-088	220-56-325	AMD	98-06-031
220-52-07300G	REP-E	99-01-101	220-56-19000V	REP-E	98-19-088	220-56-32500R	REP-E	98-10-097
220-52-07300H	NEW-E	99-01-101	220-56-19000V	REP-E	98-20-069	220-56-32500R	NEW-E	98-10-097
220-52-07300H	REP-E	99-01-153	220-56-19000W	NEW-E	98-20-069	220-56-32500S	NEW-E	98-11-087
220-52-07300I	NEW-E	99-01-153	220-56-19000W	REP-E	98-20-069	220-56-32500S	REP-E	98-17-005
220-52-07300V	REP-E	98-02-041	220-56-191	AMD	98-06-031	220-56-32500T	REP-E	98-12-075
220-52-07300W	NEW-E	98-02-041	220-56-191	AMD-P	98-11-086	220-56-32500T	NEW-E	98-12-075
220-52-07300W	REP-E	98-03-001	220-56-191	AMD	98-15-081	220-56-32500U	NEW-E	98-17-005
220-52-07300X	NEW-E	98-03-001	220-56-19100B	NEW-E	98-10-060	220-56-32500U	REP-E	98-17-054
220-52-07300X	REP-E	98-03-058	220-56-19100B	REP-E	98-16-083	220-56-32500V	NEW-E	98-17-054
220-52-07300Y	NEW-E	98-03-058	220-56-19100C	REP-E	98-15-015	220-56-32500V	REP-E	98-19-049
220-52-07300Y	REP-E	98-04-010	220-56-19100C	NEW-E	98-15-015	220-56-32500W	NEW-E	98-19-049
220-52-07300Z	NEW-E	98-04-010	220-56-19100C	REP-E	98-16-083	220-56-330	AMD	98-06-031
220-52-07300Z	REP-E	98-04-035	220-56-19100D	NEW-E	98-16-083	220-56-330	AMD-P	98-21-089
220-55-001	NEW-P	98-21-072	220-56-19100D	REP-E	98-16-083	220-56-33000F	NEW-E	98-12-077
220-55-005	AMD-P	98-21-072	220-56-19100D	REP-E	98-18-011	220-56-33000F	REP-E	98-13-017
220-55-010	AMD-P	98-21-072	220-56-19100E	NEW-E	98-17-056	220-56-33000G	NEW-E	98-13-017
220-55-015	AMD-P	98-21-072	220-56-19100F	NEW-E	98-18-011	220-56-33000H	REP-E	98-15-060
220-55-040	AMD-P	98-21-072	220-56-19100F	REP-E	98-18-011	220-56-33000I	NEW-E	98-15-060
220-55-050	AMD-P	98-21-072	220-56-195	AMD-P	98-11-086	220-56-33000I	REP-E	98-17-010
220-55-055	AMD-P	98-21-072	220-56-195	AMD	98-15-081	220-56-33000J	NEW-E	98-17-010
220-55-060	AMD-P	98-21-072	220-56-19500A	NEW-E	98-10-060	220-56-33000J	REP-E	98-18-001
220-55-065	AMD-P	98-21-072	220-56-199	AMD-P	98-11-086	220-56-33000K	NEW-E	98-20-038
220-55-070	AMD-P	98-21-072	220-56-199	AMD	98-15-081	220-56-33000K	REP-E	98-22-006
220-55-075	REP-P	98-21-072	220-56-205	AMD-P	98-11-086	220-56-335	AMD	98-06-031
220-55-100	AMD-P	98-21-072	220-56-205	AMD	98-15-081	220-56-350	AMD	98-06-031
220-55-105	AMD-P	98-21-072	220-56-235	AMD-P	98-09-086	220-56-350	AMD-P	98-21-089
220-55-110	AMD-P	98-21-072	220-56-235	AMD	98-15-032	220-56-35000R	NEW-E	98-03-070
220-55-115	AMD-P	98-21-072	220-56-23500B	NEW-E	98-14-014	220-56-35000R	REP-E	98-09-015
220-55-120	AMD-P	98-21-072	220-56-240	AMD	98-06-031	220-56-35000S	NEW-E	98-09-015
220-55-125	AMD-P	98-21-072	220-56-240	AMD-P	98-19-121	220-56-35000T	NEW-E	98-14-092
220-55-155	REP-P	98-21-072	220-56-240	AMD	98-24-042	220-56-35000T	REP-E	98-14-092
220-55-160	NEW-P	98-21-089	220-56-250	AMD-P	98-21-089	220-56-35000U	NEW-E	98-15-091
220-55-20000A	NEW-P	98-19-121	220-56-255	AMD	98-06-031	220-56-36000T	NEW-E	98-05-034
220-55-20000A	NEW	98-24-042	220-56-255	AMD-P	98-21-089	220-56-36000T	REP-E	98-05-034
220-56-100	AMD	98-06-031	220-56-25500H	NEW-E	98-15-016	220-56-36000U	REP-E	98-09-028
220-56-100	AMD-P	98-21-089	220-56-25500H	REP-E	98-15-047	220-56-36000U	NEW-E	98-09-028
220-56-103	AMD-P	98-21-089	220-56-25500I	NEW-E	98-15-047	220-56-36000V	NEW-E	98-09-095
220-56-10300C	NEW-E	98-19-064	220-56-25500I	REP-E	98-16-008	220-56-36000V	REP-E	98-09-095
220-56-105	AMD	98-06-031	220-56-25500J	NEW-E	98-16-008	220-56-380	AMD	98-06-031
220-56-115	AMD	98-06-031	220-56-262	NEW	98-06-031	220-56-380	AMD-P	98-21-089
220-56-124	AMD-P	98-11-086	220-56-265	AMD	98-06-031	220-56-38000L	NEW-E	98-03-070
220-56-124	AMD	98-15-081	220-56-267	NEW-P	98-21-089	220-56-38000M	NEW-E	98-15-091
220-56-12400D	NEW-E	98-10-060	220-56-270	AMD	98-06-031	220-56-38000M	REP-E	98-17-053
220-56-126	AMD-P	98-11-086	220-56-270	AMD-P	98-21-089	220-56-38000N	NEW-E	98-17-053
220-56-126	AMD	98-15-081	220-56-27000B	NEW-E	98-04-045	220-56-385	AMD	98-06-031
220-56-128	AMD	98-06-031	220-56-27000C	NEW-E	98-24-041	220-57-120	AMD-P	98-11-086
220-56-128	AMD-P	98-11-086	220-56-27200A	NEW-E	98-08-045	220-57-120	AMD	98-15-081
220-56-128	AMD	98-15-081	220-56-27200A	REP-E	98-08-045	220-57-130	AMD-P	98-11-086
220-56-145	AMD	98-06-031	220-56-275	AMD	98-06-031	220-57-130	AMD	98-15-081
220-56-145	AMD-P	98-21-089	220-56-285	AMD	98-06-031	220-57-13000V	NEW-E	98-10-061
220-56-180	AMD	98-06-031	220-56-28500N	REP-E	98-06-039	220-57-13500U	NEW-E	98-10-061
220-56-185	AMD-P	98-21-089	220-56-28500N	NEW-E	98-06-039	220-57-137	AMD-P	98-11-086
220-56-18500A	NEW-E	98-19-078	220-56-28500P	NEW-E	98-07-011	220-57-137	AMD-W	98-24-074
220-56-190	AMD-P	98-11-086	220-56-28500Q	NEW-E	98-09-055	220-57-140	AMD-P	98-11-086
220-56-190	AMD	98-15-081	220-56-28500R	NEW-E	98-13-004	220-57-140	AMD	98-15-081
220-56-19000Q	NEW-E	98-16-039	220-56-295	AMD	98-06-031	220-57-14000T	NEW-E	98-10-061
220-56-19000Q	REP-E	98-16-039	220-56-30500B	NEW-E	98-14-039	220-57-14000U	NEW-E	98-20-050
220-56-19000Q	REP-E	98-17-011	220-56-30500C	REP-E	98-24-019	220-57-14000U	REP-E	98-20-050
220-56-19000R	NEW-E	98-17-011	220-56-30500C	NEW-E	98-24-019	220-57-155	AMD-P	98-11-086

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
220-57-155	AMD	98-15-081	220-57-319	AMD	98-15-081	220-57-515	AMD	98-15-081
220-57-15500E	NEW-E	98-10-061	220-57-31900Q	NEW-E	98-06-037	220-57-51500N	NEW-E	98-09-005
220-57-160	AMD	98-06-031	220-57-31900Q	REP-E	98-12-085	220-57-525	AMD-P	98-11-086
220-57-160	AMD-P	98-11-086	220-57-31900R	NEW-E	98-12-085	220-57-525	AMD	98-15-081
220-57-160	AMD	98-15-081	220-57-31900S	REP-E	98-20-003	220-57-53000A	REP-E	98-18-051
220-57-16000K	NEW-E	98-06-038	220-57-31900S	NEW-E	98-20-003	220-57-53000A	NEW-E	98-18-051
220-57-16000L	NEW-E	98-09-005	220-57-32100A	NEW-E	98-19-005	220-57A-14500	NEW-E	98-17-009
220-57-16000M	NEW-E	98-10-030	220-57-32100A	REP-E	98-19-015	220-57A-14500	REP-E	98-22-048
220-57-16000M	REP-E	98-10-030	220-57-335	AMD-P	98-11-086	220-57A-14500	REP-E	98-22-048
220-57-16000N	NEW-E	98-19-005	220-57-335	AMD	98-15-081	220-57A-14500	NEW-E	98-22-048
220-57-16000N	REP-E	98-19-015	220-57-340	AMD-P	98-11-086	220-57A-17500	NEW-E	98-22-048
220-57-16000P	NEW-E	98-19-071	220-57-340	AMD	98-15-081	220-57A-17500	REP-E	98-22-048
220-57-16000P	REP-E	98-20-089	220-57-350	AMD	98-06-031	220-69-24000I	NEW-E	98-14-002
220-57-16000Q	NEW-E	98-20-089	220-57-350	AMD-P	98-11-086	220-69-24000J	NEW-E	98-22-007
220-57-16000Q	REP-E	98-20-089	220-57-350	AMD	98-15-081	220-72-076	AMD-P	98-21-055
220-57-175	AMD	98-06-031	220-57-355	AMD-P	98-11-086	220-72-07600A	NEW-E	98-14-095
220-57-175	AMD-P	98-11-086	220-57-355	AMD	98-15-081	220-72-07600A	REP-E	98-15-051
220-57-175	AMD	98-15-081	220-57-365	AMD-P	98-11-086	220-72-07600B	NEW-E	98-15-051
220-57-17500I	NEW-E	98-06-037	220-57-365	AMD	98-15-081	220-72-07600B	REP-E	98-15-107
220-57-17500I	REP-E	98-14-047	220-57-385	AMD-P	98-11-086	220-72-07600C	NEW-E	98-15-107
220-57-17500J	NEW-E	98-14-047	220-57-385	AMD	98-15-081	220-72-07600C	REP-E	98-22-073
220-57-17500K	NEW-E	98-22-029	220-57-38500B	NEW-E	98-10-061	220-72-07600D	NEW-E	98-22-073
220-57-17500K	REP-E	98-23-010	220-57-405	AMD-P	98-11-086	220-88A-020	AMD	98-05-043
220-57-17500L	NEW-E	98-23-010	220-57-405	AMD-W	98-24-074	220-88A-030	AMD	98-05-043
220-57-17500L	REP-E	98-24-040	220-57-40500A	NEW-E	98-10-060	220-88A-040	AMD	98-05-043
220-57-17500M	NEW-E	98-24-040	220-57-41500C	NEW-E	98-19-047	220-88A-050	AMD-P	98-09-088
220-57-187	AMD-P	98-11-086	220-57-41500C	REP-E	98-19-047	220-88A-050	AMD-W	98-22-074
220-57-187	AMD	98-15-081	220-57-425	AMD-P	98-11-086	220-88A-060	AMD	98-05-043
220-57-190	AMD	98-06-031	220-57-425	AMD	98-15-081	220-88A-070	AMD	98-05-043
220-57-19000B	NEW-E	98-10-060	220-57-42500D	REP-E	98-15-106	220-88A-07000	NEW-E	98-09-050
220-57-195	AMD-P	98-11-086	220-57-42500D	NEW-E	98-15-106	220-88A-07000	REP-E	98-10-032
220-57-195	AMD	98-15-081	220-57-42500E	REP-E	98-21-049	220-88A-07000	NEW-E	98-10-032
220-57-200	AMD-P	98-11-086	220-57-42500E	NEW-E	98-21-049	220-88A-07000	REP-E	98-10-058
220-57-200	AMD	98-15-081	220-57-430	AMD-P	98-11-086	220-88A-07000	NEW-E	98-10-058
220-57-20000M	NEW-E	98-10-061	220-57-430	AMD	98-15-081	220-88A-07000	REP-E	98-10-096
220-57-235	AMD	98-06-031	220-57-432	NEW-P	98-11-086	220-88A-07000	NEW-E	98-10-096
220-57-235	AMD-P	98-11-086	220-57-432	NEW	98-15-081	220-88A-07000	REP-E	98-11-007
220-57-235	AMD	98-15-081	220-57-435	AMD-P	98-11-086	220-88A-07000	NEW-E	98-11-007
220-57-240	AMD	98-06-031	220-57-435	AMD	98-15-081	220-88A-07000	REP-E	98-11-105
220-57-250	AMD-P	98-11-086	220-57-450	AMD-P	98-11-086	220-88A-07000	NEW-E	98-11-105
220-57-250	AMD	98-15-081	220-57-450	AMD	98-15-081	220-88A-07000	REP-E	98-13-016
220-57-255	AMD-P	98-11-086	220-57-455	AMD	98-06-031	220-88A-07000	NEW-E	98-13-016
220-57-255	AMD	98-15-081	220-57-455	AMD-P	98-11-086	220-88A-07000	REP-E	98-15-046
220-57-270	AMD-P	98-11-086	220-57-455	AMD	98-15-081	220-88A-07000	NEW-E	98-15-046
220-57-270	AMD	98-15-081	220-57-460	AMD-P	98-11-086	220-88A-080	AMD	98-05-043
220-57-27000F	NEW-E	98-10-061	220-57-460	AMD	98-15-081	220-88A-08000	NEW-E	98-09-050
220-57-290	AMD	98-06-031	220-57-46000F	NEW-E	98-10-061	220-88A-08000	NEW-E	98-15-030
220-57-290	AMD-P	98-11-086	220-57-462	NEW-P	98-11-086	220-88A-08000	REP-E	98-15-046
220-57-290	AMD	98-15-081	220-57-462	NEW	98-15-081	220-88A-08000	NEW-E	98-15-046
220-57-29000V	NEW-E	98-11-040	220-57-465	AMD-P	98-11-086	220-88A-08000	REP-E	98-20-002
220-57-29000V	REP-E	98-12-059	220-57-465	AMD	98-15-081	220-88A-08000	NEW-E	98-20-002
220-57-310	AMD	98-06-031	220-57-470	AMD-P	98-11-086	220-88B-010	NEW-P	98-21-091
220-57-310	AMD-P	98-11-086	220-57-470	AMD-W	98-24-074	220-88B-010	NEW	99-01-154
220-57-310	AMD	98-15-081	220-57-480	AMD-P	98-11-086	220-88B-020	NEW-P	98-21-091
220-57-31000X	NEW-E	98-06-037	220-57-480	AMD	98-15-081	220-88B-020	NEW	99-01-154
220-57-31000X	REP-E	98-14-047	220-57-495	AMD	98-06-031	220-88B-030	NEW-P	98-21-091
220-57-31000Y	NEW-E	98-14-047	220-57-495	AMD-P	98-11-086	220-88B-030	NEW	99-01-154
220-57-31000Z	NEW-E	98-20-003	220-57-495	AMD	98-15-081	220-88B-040	NEW-P	98-21-091
220-57-31000Z	REP-E	98-20-003	220-57-49500D	NEW-E	98-23-043	220-88B-040	NEW	99-01-154
220-57-315	AMD-P	98-11-086	220-57-505	AMD-P	98-11-086	220-88B-050	NEW-P	98-21-091
220-57-315	AMD	98-15-081	220-57-505	AMD	98-15-081	220-88B-050	NEW	99-01-154
220-57-31500E	NEW-E	98-12-060	220-57-50500A	NEW-E	98-09-005	220-95-013	AMD-P	98-10-100
220-57-31500E	REP-E	98-12-060	220-57-50500B	NEW-E	98-19-005	220-95-013	AMD-C	98-14-096
220-57-31500F	NEW-E	98-19-005	220-57-50500B	REP-E	98-19-015	220-95-013	AMD-S	98-17-098
220-57-31500F	REP-E	98-19-015	220-57-510	AMD-P	98-11-086	220-95-013	AMD	98-20-052
220-57-319	AMD	98-06-031	220-57-510	AMD	98-15-081	220-95-018	AMD-P	98-10-100
220-57-319	AMD-P	98-11-086	220-57-515	AMD-P	98-11-086	220-95-018	AMD-C	98-14-096

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
220-95-018	AMD-S	98-17-098	222-12-090	AMD-E	98-24-001	224-12-090	AMD-S	98-10-094
220-95-018	AMD	98-20-052	222-12-090	AMD-W	99-01-070	224-12-090	AMD	98-14-108
220-95-022	AMD-P	98-10-100	222-16-010	AMD	98-07-047	230-02-205	AMD-P	98-04-022
220-95-022	AMD-C	98-14-096	222-16-010	AMD-E	98-12-026	230-02-205	AMD-C	98-15-130
220-95-022	AMD-S	98-17-098	222-16-010	AMD-E	98-20-011	230-02-205	AMD	98-19-133
220-95-022	AMD	98-20-052	222-16-010	AMD-P	98-21-015	230-02-207	NEW-P	98-20-090
220-95-027	AMD-P	98-10-100	222-16-010	AMD-E	98-24-002	230-02-207	NEW	98-24-090
220-95-027	AMD-C	98-14-096	222-16-030	AMD-C	98-02-065	230-02-208	NEW-P	98-10-066
220-95-027	AMD-S	98-17-098	222-16-030	AMD-E	98-07-046	230-02-208	NEW	98-19-130
220-95-027	AMD	98-20-052	222-16-030	AMD-E	98-12-027	230-02-218	NEW-P	98-20-090
220-95-032	AMD-P	98-10-100	222-16-030	AMD-C	98-12-028	230-02-218	NEW	98-24-090
220-95-032	AMD-C	98-14-096	222-16-030	AMD-E	98-20-010	230-02-255	NEW-P	98-20-090
220-95-032	AMD-S	98-17-098	222-16-030	AMD-P	98-21-015	230-02-255	NEW	98-24-090
220-95-032	AMD	98-20-052	222-16-030	AMD-E	98-24-001	230-02-415	AMD	98-04-023
220-110-020	AMD-P	98-21-071	222-16-030	AMD-W	99-01-070	230-02-425	NEW	98-04-023
220-110-020	AMD	99-01-088	222-16-050	AMD	98-07-047	230-04-064	AMD-P	98-10-049
220-110-031	AMD-P	98-21-071	222-16-050	AMD-E	98-12-026	230-04-064	AMD	98-15-073
220-110-031	AMD	99-01-088	222-16-050	AMD-E	98-20-011	230-04-119	AMD-P	98-10-066
220-110-200	AMD-P	98-21-071	222-16-050	AMD-P	98-21-015	230-04-119	AMD	98-19-130
220-110-200	AMD	99-01-088	222-16-050	AMD-E	98-24-002	230-04-124	AMD-P	98-10-066
220-110-201	NEW-P	98-21-071	222-16-080	AMD-E	98-12-026	230-04-124	AMD	98-19-130
220-110-201	NEW	99-01-088	222-16-080	AMD-E	98-20-011	230-04-124	AMD-P	98-20-090
220-110-202	NEW-P	98-21-071	222-16-080	AMD-E	98-24-002	230-04-124	AMD	98-24-090
220-110-202	NEW	99-01-088	222-16-088	NEW-E	98-12-026	230-04-126	NEW-P	98-20-090
220-110-203	NEW-P	98-21-071	222-16-088	NEW-E	98-20-011	230-04-126	NEW	98-24-090
220-110-203	NEW	99-01-088	222-16-088	NEW-E	98-24-002	230-04-133	NEW-P	98-10-066
220-110-204	NEW-P	98-21-071	222-20-010	AMD	98-07-047	230-04-133	NEW	98-19-130
220-110-204	NEW	99-01-088	222-20-010	AMD-P	98-21-015	230-04-198	NEW-P	98-18-009
220-110-205	NEW-P	98-21-071	222-20-015	NEW-P	98-21-015	230-04-198	NEW	98-21-010
220-110-205	NEW	99-01-088	222-20-020	AMD-P	98-21-015	230-04-202	AMD-P	98-18-009
220-110-206	NEW-P	98-21-071	222-20-040	AMD	98-07-047	230-04-202	AMD	98-21-010
220-110-206	NEW	99-01-088	222-20-070	AMD-P	98-21-015	230-04-203	AMD-P	98-18-009
220-110-207	NEW-P	98-21-071	222-20-130	NEW	98-07-047	230-04-203	AMD	98-21-010
220-110-207	NEW	99-01-088	222-22-010	AMD-P	98-21-015	230-04-204	AMD-P	98-18-009
220-110-208	NEW-P	98-21-071	222-22-030	AMD-P	98-21-015	230-04-204	AMD	98-21-010
220-110-208	NEW	99-01-088	222-22-035	NEW-P	98-21-015	230-04-206	NEW-P	98-20-090
220-110-209	NEW-P	98-21-071	222-22-040	AMD-P	98-21-015	230-04-206	NEW	98-24-090
220-110-209	NEW	99-01-088	222-22-050	AMD-P	98-21-015	230-08-017	AMD-P	98-09-058
220-110-210	REP-P	98-21-071	222-22-060	AMD-P	98-21-015	230-08-017	AMD	98-15-074
220-110-210	REP	99-01-088	222-22-065	NEW-P	98-21-015	230-08-017	AMD-P	98-20-090
220-110-220	REP-P	98-21-071	222-22-070	AMD-P	98-21-015	230-08-017	AMD	98-24-090
220-110-220	REP	99-01-088	222-22-075	NEW-P	98-21-015	230-08-025	AMD-P	98-10-066
220-110-340	AMD-P	98-21-071	222-22-076	NEW-P	98-21-015	230-08-025	AMD	98-19-130
220-110-340	AMD	99-01-088	222-22-090	AMD-P	98-21-015	230-08-026	NEW-P	98-10-066
220-110-350	AMD-P	98-21-071	222-24-010	AMD-P	98-21-015	230-08-026	NEW	98-19-130
220-110-350	AMD	99-01-088	222-24-020	AMD-P	98-21-015	230-08-035	NEW-P	98-20-090
220-140-050	NEW-P	98-21-072	222-24-030	AMD-P	98-21-015	230-08-035	NEW	98-24-090
222-08-035	AMD-P	98-21-015	222-24-035	AMD-P	98-21-015	230-08-040	AMD-P	98-20-090
222-10-020	AMD-E	98-12-026	222-24-040	AMD-P	98-21-015	230-08-040	AMD	98-24-090
222-10-020	NEW-E	98-20-011	222-24-050	AMD-E	98-12-026	230-08-070	AMD-W	98-09-039
222-10-020	NEW-P	98-21-015	222-24-050	AMD-E	98-20-011	230-08-080	AMD	98-04-024
222-10-020	NEW-E	98-24-002	222-24-050	AMD-P	98-21-015	230-08-080	AMD-P	98-20-090
222-10-030	NEW-P	98-21-015	222-24-050	AMD-E	98-24-002	230-08-080	AMD	98-24-090
222-10-040	AMD-E	98-12-026	222-24-060	AMD-P	98-21-015	230-08-122	AMD-P	98-10-049
222-10-040	AMD-E	98-20-011	222-30-010	AMD-P	98-21-015	230-08-122	AMD	98-15-073
222-10-040	AMD-E	98-24-002	222-30-020	AMD-P	98-21-015	230-08-165	NEW-P	98-20-090
222-10-043	NEW-E	98-12-026	222-30-040	AMD-E	98-12-026	230-08-165	NEW	98-24-090
222-10-043	NEW-E	98-20-011	222-30-040	AMD-E	98-20-011	230-08-255	AMD-P	98-10-049
222-10-043	NEW-E	98-24-002	222-30-040	AMD-E	98-24-002	230-08-255	AMD	98-19-132
222-12-044	NEW-P	98-21-015	222-30-070	AMD-P	98-21-015	230-12-060	REP-P	98-10-049
222-12-045	AMD-P	98-21-015	222-38-020	AMD-P	98-21-015	230-12-060	REP	98-15-073
222-12-090	AMD-C	98-02-065	222-38-030	AMD-P	98-21-015	230-12-230	AMD-P	98-20-090
222-12-090	AMD-E	98-07-046	222-46-015	NEW	98-07-047	230-12-230	AMD	98-24-090
222-12-090	AMD-E	98-12-027	222-46-055	NEW-P	98-21-015	230-12-330	AMD-P	98-03-069
222-12-090	AMD-C	98-12-028	222-46-060	AMD-P	98-21-015	230-12-330	AMD	98-08-011
222-12-090	AMD-E	98-20-010	222-46-065	AMD-P	98-21-015	230-12-340	AMD-P	98-18-010
222-12-090	AMD-P	98-21-015	224-12-090	AMD-P	98-03-081	230-12-340	AMD	98-21-009

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
230-20-058	NEW-P	98-24-087	232-12-017	AMD-S	99-01-055	232-28-02260	REP-P	98-05-086
230-20-102	AMD	98-04-024	232-12-01700A	NEW-E	98-15-052	232-28-02260	REP	98-10-019
230-20-102	AMD-P	98-15-005	232-12-01700A	REP-E	98-22-073	232-28-02270	REP-P	98-05-086
230-20-102	AMD	98-19-131	232-12-01700B	NEW-E	98-22-073	232-28-02270	REP	98-10-019
230-20-102	AMD-P	98-20-090	232-12-01701	AMD-XA	98-23-097	232-28-240	REP-P	98-05-086
230-20-102	AMD	98-24-090	232-12-018	AMD-P	98-21-089	232-28-240	REP	98-10-019
230-20-107	AMD-P	98-20-090	232-12-01800B	NEW-E	98-19-064	232-28-242	REP-P	98-05-086
230-20-107	AMD	98-24-090	232-12-047	AMD-P	98-05-094	232-28-242	REP	98-10-019
230-20-115	AMD	98-04-024	232-12-047	AMD	98-10-006	232-28-248	AMD-P	98-05-093
230-20-125	AMD-P	98-15-005	232-12-068	AMD-P	98-14-098	232-28-248	AMD	98-10-018
230-20-125	AMD	98-19-131	232-12-068	AMD	98-17-044	232-28-249	REP-P	98-05-086
230-20-246	AMD-P	98-20-090	232-12-06800A	NEW-E	98-23-015	232-28-249	REP	98-10-019
230-20-246	AMD	98-24-090	232-12-069	REP-P	98-21-072	232-28-252	REP-P	98-05-086
230-20-249	AMD-P	98-15-005	232-12-072	NEW-P	98-21-072	232-28-252	REP	98-10-019
230-20-249	AMD	98-19-131	232-12-131	AMD-P	98-14-105	232-28-253	REP-P	98-05-086
230-20-255	NEW-P	98-20-090	232-12-131	AMD	98-17-045	232-28-253	REP	98-10-019
230-20-255	NEW	98-24-090	232-12-157	AMD-P	98-21-072	232-28-254	REP-P	98-05-086
230-20-325	AMD-P	98-03-068	232-12-166	AMD-P	98-21-072	232-28-254	REP	98-10-019
230-20-325	AMD	98-08-052	232-12-189	AMD-P	98-21-072	232-28-260	AMD-P	98-21-092
230-20-325	AMD-W	98-09-039	232-12-241	REP-P	98-21-072	232-28-260	AMD	99-01-145
230-20-335	AMD-P	98-03-068	232-12-24401	REP-P	98-05-086	232-28-264	AMD-P	98-05-087
230-20-335	AMD	98-08-052	232-12-24401	REP	98-10-019	232-28-264	AMD	98-10-002
230-30-030	AMD-P	98-09-058	232-12-24402	NEW-P	98-05-080	232-28-264	AMD-P	98-14-102
230-30-030	AMD	98-15-074	232-12-24402	NEW	98-10-007	232-28-264	AMD	98-17-039
230-30-040	AMD-P	98-09-058	232-12-297	AMD	98-05-041	232-28-264	AMD-P	98-21-092
230-30-040	AMD	98-15-074	232-12-619	AMD	98-06-031	232-28-264	AMD	99-01-138
230-30-045	AMD-P	98-09-058	232-12-619	AMD-P	98-21-072	232-28-26400B	REP-E	98-18-052
230-30-045	AMD	98-15-074	232-12-619	AMD-P	98-21-089	232-28-26400B	NEW-E	98-18-052
230-30-045	AMD-P	98-19-083	232-12-61900A	NEW-E	98-02-040	232-28-26400C	NEW-E	98-19-022
230-30-045	AMD	98-24-089	232-12-61900C	NEW-E	98-17-002	232-28-265	REP-P	98-05-086
230-30-050	AMD-P	98-10-068	232-12-830	NEW-P	98-21-072	232-28-265	REP	98-10-019
230-30-050	AMD	98-15-075	232-16-540	AMD-P	98-14-106	232-28-267	REP-P	98-05-086
230-30-050	AMD	98-17-103	232-16-540	AMD	98-17-046	232-28-267	REP	98-10-019
230-30-052	AMD-P	98-10-049	232-16-690	AMD-P	98-14-097	232-28-268	REP-P	98-05-086
230-30-052	AMD	98-15-073	232-16-690	AMD	98-17-047	232-28-268	REP	98-10-019
230-30-070	AMD-P	98-09-058	232-16-700	AMD-P	98-14-099	232-28-271	AMD-P	98-05-083
230-30-070	AMD-W	98-10-081	232-16-700	AMD	98-17-043	232-28-271	AMD	98-10-009
230-30-070	AMD	98-15-074	232-16-770	AMD-P	98-14-101	232-28-271	AMD-P	98-21-092
230-30-080	AMD-P	98-09-058	232-16-770	AMD	98-17-042	232-28-271	AMD	99-01-138
230-30-080	AMD-W	98-10-081	232-16-800	AMD-P	98-14-103	232-28-272	NEW-P	98-05-095
230-30-080	AMD	98-15-074	232-16-800	AMD	98-17-041	232-28-272	NEW	98-10-008
230-30-080	AMD-P	98-18-081	232-16-810	NEW-P	98-14-104	232-28-272	AMD-P	98-21-092
230-30-080	AMD	98-21-011	232-16-810	NEW	98-17-037	232-28-272	AMD	99-01-138
230-30-080	AMD	98-24-092	232-16-81000A	NEW-E	98-19-022	232-28-273	NEW-P	98-05-089
230-30-106	AMD-W	98-03-034	232-21-101	REP-XR	99-01-054	232-28-273	NEW	98-10-005
230-30-106	AMD-P	98-09-058	232-28-02201	AMD-P	98-05-082	232-28-274	NEW-P	98-05-092
230-30-106	AMD	98-15-074	232-28-02201	AMD	98-10-015	232-28-274	NEW	98-10-004
230-30-220	REP-W	98-10-050	232-28-02202	AMD-P	98-05-081	232-28-274	AMD-P	98-21-092
230-30-225	NEW-P	98-06-027	232-28-02202	AMD	98-10-014	232-28-274	AMD	99-01-144
230-30-225	NEW	98-10-067	232-28-02203	AMD-P	98-05-099	232-28-275	NEW-P	98-21-092
230-30-225	NEW	98-12-005	232-28-02203	AMD	98-10-016	232-28-275	NEW	99-01-145
232-12-001	AMD-P	98-21-072	232-28-02204	AMD-P	98-05-098	232-28-280	NEW-P	98-05-085
232-12-001	AMD-P	98-21-089	232-28-02204	AMD	98-10-013	232-28-280	NEW	98-10-010
232-12-002	NEW-P	98-10-098	232-28-02205	AMD-P	98-05-097	232-28-280	AMD-P	98-17-091
232-12-002	NEW	98-14-013	232-28-02205	AMD	98-10-012	232-28-280	AMD-W	98-18-027
232-12-011	AMD-P	98-05-084	232-28-02206	AMD-P	98-05-096	232-28-281	NEW-P	98-05-088
232-12-011	AMD	98-06-031	232-28-02206	AMD	98-10-011	232-28-281	NEW	98-10-003
232-12-011	AMD	98-10-021	232-28-02210	REP-P	98-05-086	232-28-29000A	REP-E	98-18-052
232-12-011	AMD-P	98-17-091	232-28-02210	REP	98-10-019	232-28-29000A	NEW-E	98-18-052
232-12-011	AMD-W	98-18-027	232-28-02220	AMD-P	98-05-091	232-28-421	REP-P	98-14-100
232-12-011	AMD-P	98-19-025	232-28-02220	AMD	98-10-017	232-28-421	REP	98-17-040
232-12-011	AMD	98-23-013	232-28-02230	REP-P	98-05-086	232-28-422	NEW-P	98-14-107
232-12-014	AMD-P	98-17-091	232-28-02230	REP	98-10-019	232-28-422	NEW	98-17-038
232-12-014	AMD-W	98-18-027	232-28-02240	AMD-P	98-05-090	232-28-42200A	NEW-E	98-23-014
232-12-014	AMD-P	98-19-025	232-28-02240	AMD	98-10-020	232-28-619	AMD	98-06-031
232-12-014	AMD	98-23-013	232-28-02250	REP-P	98-05-086	232-28-619	AMD-P	98-11-086
232-12-017	AMD-P	98-21-087	232-28-02250	REP	98-10-019	232-28-619	AMD	98-15-081

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
232-28-619	AMD-P	98-21-089	236-47-003	REP-XR	99-01-151	246-221-130	AMD	98-13-037
232-28-61900A	NEW-E	98-24-016	236-47-004	REP-XR	99-01-151	246-221-250	AMD-P	98-09-108
232-28-61900A	REP-E	98-24-016	236-47-005	REP-XR	99-01-151	246-221-250	AMD	98-13-037
232-28-61900B	NEW-E	98-02-040	236-47-006	REP-XR	99-01-151	246-221-265	PREP	98-06-078
232-28-61900B	REP-E	98-03-057	236-47-007	REP-XR	99-01-151	246-221-265	AMD-P	99-01-094
232-28-61900C	NEW-E	98-03-057	236-47-008	REP-XR	99-01-151	246-221-280	AMD-P	99-01-095
232-28-61900C	REP-E	98-05-011	236-47-009	REP-XR	99-01-151	246-222-030	AMD-P	99-01-095
232-28-61900D	NEW-E	98-06-035	236-47-010	REP-XR	99-01-151	246-222-080	AMD-P	98-09-108
232-28-61900E	NEW-E	98-06-059	236-47-011	REP-XR	99-01-151	246-222-080	AMD	98-13-037
232-28-61900F	NEW-E	98-06-036	236-47-012	REP-XR	99-01-151	246-232-010	AMD-P	98-09-108
232-28-61900G	NEW-E	98-06-060	236-47-013	REP-XR	99-01-151	246-232-010	AMD	98-13-037
232-28-61900G	REP-E	98-06-060	236-47-014	REP-XR	99-01-151	246-232-040	AMD-P	98-09-108
232-28-61900H	NEW-E	98-06-040	236-47-015	REP-XR	99-01-151	246-232-040	AMD	98-13-037
232-28-61900H	REP-E	98-06-040	236-47-016	REP-XR	99-01-151	246-233-010	AMD-P	98-09-108
232-28-61900H	REP-E	98-12-085	236-47-017	REP-XR	99-01-151	246-233-010	AMD	98-13-037
232-28-61900I	NEW-E	98-06-041	246-05-001	REP-P	98-22-103	246-233-020	AMD-P	98-09-108
232-28-61900I	REP-E	98-07-031	246-05-010	REP-P	98-22-103	246-233-020	AMD	98-13-037
232-28-61900J	NEW-E	98-07-012	246-05-020	REP-P	98-22-104	246-235-020	AMD-P	98-09-108
232-28-61900K	NEW-E	98-07-031	246-05-030	REP-P	98-22-103	246-235-020	AMD	98-13-037
232-28-61900L	NEW-E	98-07-056	246-12	PREP	98-22-082	246-235-080	AMD-P	98-09-108
232-28-61900L	REP-E	98-07-056	246-12-001	NEW	98-05-060	246-235-080	AMD	98-13-037
232-28-61900M	REP-E	98-10-030	246-12-010	NEW	98-05-060	246-235-090	AMD-P	98-09-108
232-28-61900M	NEW-E	98-10-030	246-12-020	NEW	98-05-060	246-235-090	AMD	98-13-037
232-28-61900N	NEW-W	98-05-063	246-12-030	NEW	98-05-060	246-235-091	NEW-P	98-09-108
232-28-61900N	NEW-E	98-11-019	246-12-040	NEW	98-05-060	246-235-091	NEW	98-13-037
232-28-61900P	NEW-E	98-12-085	246-12-060	NEW	98-05-060	246-235-093	NEW-P	98-09-108
232-28-61900Q	NEW-E	98-13-005	246-12-070	NEW	98-05-060	246-235-093	NEW	98-13-037
232-28-61900Q	REP-E	98-13-005	246-12-080	NEW	98-05-060	246-235-095	NEW-P	98-09-108
232-28-61900R	NEW-E	98-15-090	246-12-090	NEW	98-05-060	246-235-095	NEW	98-13-037
232-28-61900S	REP-E	98-16-042	246-12-100	NEW	98-05-060	246-235-097	NEW-P	98-09-108
232-28-61900S	NEW-E	98-16-042	246-12-110	NEW	98-05-060	246-235-097	NEW	98-13-037
232-28-61900T	NEW-E	98-19-006	246-12-120	NEW	98-05-060	246-235-100	AMD-P	98-09-108
232-28-61900U	NEW-E	98-18-049	246-12-130	NEW	98-05-060	246-235-100	AMD	98-13-037
232-28-61900V	REP-E	98-18-051	246-12-140	NEW	98-05-060	246-235-102	NEW-P	98-09-108
232-28-61900V	NEW-E	98-18-051	246-12-160	NEW	98-05-060	246-235-102	NEW	98-13-037
232-28-61900W	REP-E	98-06-041	246-12-165	NEW	98-05-060	246-235-105	NEW-P	98-09-108
232-28-61900W	NEW-E	98-19-005	246-12-170	NEW	98-05-060	246-235-105	NEW	98-13-037
232-28-61900W	REP-E	98-19-015	246-12-180	NEW	98-05-060	246-235-120	AMD-P	98-09-108
232-28-61900X	NEW-E	98-19-064	246-12-190	NEW	98-05-060	246-235-120	AMD	98-13-037
232-28-61900Y	REP-E	98-07-031	246-12-200	NEW	98-05-060	246-239-010	AMD-P	98-09-108
232-28-61900Y	NEW-E	98-20-003	246-12-210	NEW	98-05-060	246-239-010	AMD	98-13-037
232-28-61900Y	REP-E	98-20-003	246-12-220	NEW	98-05-060	246-239-022	AMD-P	98-09-108
232-28-61900Z	REP-E	98-06-035	246-12-230	NEW	98-05-060	246-239-022	AMD	98-13-037
232-28-61900Z	NEW-E	98-20-049	246-12-240	NEW	98-05-060	246-239-025	AMD-P	98-09-108
236-11-010	AMD-XA	98-07-110	246-12-250	NEW	98-05-060	246-239-025	AMD	98-13-037
236-11-010	AMD	98-20-019	246-12-260	NEW	98-05-060	246-239-040	AMD-P	98-09-108
236-11-020	REP-XA	98-07-110	246-12-270	NEW	98-05-060	246-239-040	AMD	98-13-037
236-11-020	REP	98-20-019	246-12-280	NEW	98-05-060	246-239-055	NEW-P	98-09-108
236-11-040	REP-XA	98-07-110	246-12-290	NEW	98-05-060	246-239-055	NEW	98-13-037
236-11-040	REP	98-20-019	246-12-300	NEW	98-05-060	246-240-010	AMD-P	98-09-108
236-11-050	AMD-XA	98-07-110	246-12-310	NEW	98-05-060	246-240-010	AMD	98-13-037
236-11-050	AMD	98-20-019	246-12-320	NEW	98-05-060	246-240-015	AMD-P	98-09-108
236-11-070	REP-XA	98-07-110	246-12-330	NEW	98-05-060	246-240-015	AMD	98-13-037
236-11-070	REP	98-20-019	246-12-340	NEW	98-05-060	246-240-020	AMD-P	98-09-108
236-11-080	AMD-XA	98-07-110	246-12-350	NEW	98-05-060	246-240-020	AMD	98-13-037
236-11-080	AMD	98-20-019	246-12-360	NEW	98-05-060	246-240-025	NEW-P	98-09-108
236-11-090	REP-XA	98-07-110	246-50	PREP	98-20-066	246-240-025	NEW	98-13-037
236-11-090	REP	98-20-019	246-217	PREP	98-13-108	246-240-050	AMD-P	98-09-108
236-11-100	AMD-XA	98-07-110	246-220-010	AMD-P	98-09-108	246-240-050	AMD	98-13-037
236-11-100	AMD	98-20-019	246-220-010	AMD	98-13-037	246-243-040	AMD-P	99-01-095
236-11-110	AMD-XA	98-07-110	246-221-001	AMD-P	98-09-108	246-243-090	AMD-P	99-01-095
236-11-110	AMD	98-20-019	246-221-001	AMD	98-13-037	246-244-240	AMD-P	98-09-108
236-11-120	REP-XA	98-07-110	246-221-060	AMD-P	98-09-108	246-244-240	AMD	98-13-037
236-11-120	REP	98-20-019	246-221-060	AMD	98-13-037	246-247-010	AMD-P	98-09-108
236-22	PREP	98-12-109	246-221-117	AMD-P	98-09-110	246-247-010	AMD	98-13-037
236-47-001	REP-XR	99-01-151	246-221-117	AMD	98-13-034	246-249-010	AMD-XA	98-03-095
236-47-002	REP-XR	99-01-151	246-221-130	AMD-P	98-09-108	246-249-010	AMD	98-09-117

Table



Table of WAC Sections Affected

WAC#	ACTION	WSR#	WAC#	ACTION	WSR#	WAC#	ACTION	WSR#
246-249-090	AMD-XA	98-03-095	246-290-630	AMD-P	98-20-108	246-312	AMD-P	98-09-111
246-249-090	AMD	98-09-117	246-290-632	AMD-P	98-20-108	246-312	AMD	98-14-056
246-250-600	AMD-XA	98-03-095	246-290-634	AMD-P	98-20-108	246-312-020	NEW-P	98-09-111
246-250-600	AMD	98-09-117	246-290-636	AMD-P	98-20-108	246-312-020	NEW	98-14-056
246-254-053	AMD-P	98-07-081	246-290-638	AMD-P	98-20-108	246-312-030	NEW-P	98-09-111
246-254-053	AMD	98-11-066	246-290-640	AMD-P	98-20-108	246-312-030	NEW	98-14-056
246-254-070	AMD-P	98-07-080	246-290-650	AMD-P	98-20-108	246-312-035	NEW-P	98-09-111
246-254-070	AMD	98-11-067	246-290-652	AMD-P	98-20-108	246-312-035	NEW	98-14-056
246-254-080	AMD-P	98-07-080	246-290-654	AMD-P	98-20-108	246-312-040	NEW-P	98-09-111
246-254-080	AMD	98-11-067	246-290-660	AMD-P	98-20-108	246-312-040	NEW	98-14-056
246-254-090	AMD-P	98-07-080	246-290-662	AMD-P	98-20-108	246-312-050	NEW-P	98-09-111
246-254-090	AMD	98-11-067	246-290-664	AMD-P	98-20-108	246-312-050	NEW	98-14-056
246-254-100	AMD-P	98-07-080	246-290-666	AMD-P	98-20-108	246-312-060	NEW-P	98-09-111
246-254-100	AMD	98-11-067	246-290-668	AMD-P	98-20-108	246-312-060	NEW	98-14-056
246-282-005	AMD	98-03-096	246-290-670	AMD-P	98-20-108	246-312-070	NEW-P	98-09-111
246-282-005	AMD-P	98-14-122	246-290-672	AMD-P	98-20-108	246-312-070	NEW	98-14-056
246-282-005	AMD	98-18-066	246-290-674	AMD-P	98-20-108	246-312-080	NEW-P	98-09-111
246-282-990	AMD-P	98-08-118	246-290-676	AMD-P	98-20-108	246-312-080	NEW	98-14-056
246-282-990	AMD	98-12-068	246-290-678	AMD-P	98-20-108	246-312-090	NEW-P	98-09-111
246-290-001	AMD-P	98-20-108	246-290-686	AMD-P	98-20-108	246-312-090	NEW	98-14-056
246-290-002	NEW-P	98-20-108	246-290-690	AMD-P	98-20-108	246-312-100	NEW-P	98-09-111
246-290-010	AMD-P	98-20-108	246-290-691	NEW-P	98-20-108	246-312-100	NEW	98-14-056
246-290-020	AMD-P	98-20-108	246-290-692	AMD-P	98-20-108	246-312-110	NEW-P	98-09-111
246-290-025	AMD-P	98-20-108	246-290-694	AMD-P	98-20-108	246-312-110	NEW-W	98-22-075
246-290-030	AMD-P	98-20-108	246-290-696	AMD-P	98-20-108	246-312-110	NEW-W	98-22-078
246-290-035	NEW-P	98-20-108	246-290-990	AMD-P	98-07-082	246-312-120	NEW-P	98-09-111
246-290-040	AMD-P	98-20-108	246-290-990	AMD	98-11-068	246-312-120	NEW-W	98-22-075
246-290-050	AMD-P	98-20-108	246-292-160	AMD-P	98-07-082	246-312-120	NEW-W	98-22-078
246-290-060	AMD-P	98-20-108	246-292-160	AMD	98-12-015	246-312-200	NEW	98-14-056
246-290-100	AMD-P	98-20-108	246-310-010	AMD-XA	98-05-057	246-316-010	DECOD	98-20-021
246-290-105	NEW-P	98-20-108	246-310-010	AMD	98-10-053	246-316-020	DECOD	98-20-021
246-290-110	AMD-P	98-20-108	246-310-044	AMD-XA	98-05-057	246-316-030	DECOD	98-20-021
246-290-115	REP-P	98-20-108	246-310-044	AMD	98-10-053	246-316-040	DECOD	98-20-021
246-290-120	AMD-P	98-20-108	246-310-045	NEW-XA	98-12-067	246-316-045	DECOD	98-20-021
246-290-125	NEW-P	98-20-108	246-310-045	NEW	98-17-099	246-316-050	DECOD	98-20-021
246-290-130	AMD-P	98-20-108	246-310-050	AMD-XA	98-05-057	246-316-055	DECOD	98-20-021
246-290-132	NEW-P	98-20-108	246-310-050	AMD	98-10-053	246-316-060	DECOD	98-20-021
246-290-135	AMD-P	98-20-108	246-310-080	AMD-XA	98-05-057	246-316-070	DECOD	98-20-021
246-290-140	AMD-P	98-20-108	246-310-080	AMD	98-10-053	246-316-080	DECOD	98-20-021
246-290-200	AMD-P	98-20-108	246-310-090	AMD-XA	98-05-057	246-316-090	DECOD	98-20-021
246-290-220	AMD-P	98-20-108	246-310-090	AMD	98-10-053	246-316-100	DECOD	98-20-021
246-290-221	NEW-P	98-20-108	246-310-120	AMD-XA	98-05-057	246-316-110	DECOD	98-20-021
246-290-222	NEW-P	98-20-108	246-310-120	AMD	98-10-053	246-316-120	DECOD	98-20-021
246-290-230	AMD-P	98-20-108	246-310-132	AMD-XA	98-05-057	246-316-130	DECOD	98-20-021
246-290-235	NEW-P	98-20-108	246-310-132	AMD	98-10-053	246-316-140	DECOD	98-20-021
246-290-240	REP-P	98-20-108	246-310-150	AMD-XA	98-05-057	246-316-150	DECOD	98-20-021
246-290-250	AMD-P	98-20-108	246-310-150	AMD	98-10-053	246-316-160	DECOD	98-20-021
246-290-300	AMD-P	98-20-108	246-310-160	AMD-XA	98-05-057	246-316-170	DECOD	98-20-021
246-290-310	AMD-P	98-20-108	246-310-160	AMD	98-10-053	246-316-180	DECOD	98-20-021
246-290-320	AMD-P	98-20-108	246-310-170	AMD-XA	98-05-057	246-316-190	DECOD	98-20-021
246-290-330	REP-P	98-20-108	246-310-170	AMD	98-10-053	246-316-200	DECOD	98-20-021
246-290-410	REP-P	98-20-108	246-310-180	AMD-XA	98-05-057	246-316-210	DECOD	98-20-021
246-290-415	NEW-P	98-20-108	246-310-180	AMD	98-10-053	246-316-220	DECOD	98-20-021
246-290-416	NEW-P	98-20-108	246-310-395	AMD-XA	98-05-057	246-316-230	DECOD	98-20-021
246-290-420	AMD-P	98-20-108	246-310-395	AMD	98-10-053	246-316-240	DECOD	98-20-021
246-290-430	REP-P	98-20-108	246-310-395	AMD-XA	98-12-067	246-316-250	DECOD	98-20-021
246-290-440	REP-P	98-20-108	246-310-395	AMD	98-17-099	246-316-260	DECOD	98-20-021
246-290-451	NEW-P	98-20-108	246-310-396	AMD-XA	98-05-057	246-316-265	DECOD	98-20-021
246-290-455	NEW-P	98-20-108	246-310-396	AMD	98-10-053	246-316-268	DECOD	98-20-021
246-290-460	AMD-P	98-20-108	246-310-397	AMD-XA	98-12-067	246-316-280	DECOD	98-20-021
246-290-470	AMD-P	98-20-108	246-310-397	AMD	98-17-099	246-316-290	DECOD	98-20-021
246-290-480	AMD-P	98-20-108	246-310-560	AMD-XA	98-05-057	246-316-300	DECOD	98-20-021
246-290-490	AMD-P	98-20-108	246-310-560	AMD	98-10-053	246-316-310	DECOD	98-20-021
246-290-495	NEW-P	98-20-108	246-310-610	AMD-XA	98-05-057	246-316-320	DECOD	98-20-021
246-290-601	AMD-P	98-20-108	246-310-610	AMD	98-10-053	246-316-330	DECOD	98-20-021
246-290-610	REP-P	98-20-108	246-310-620	REP-XR	98-18-068	246-316-335	DECOD	98-20-021
246-290-620	AMD-P	98-20-108	246-310-620	REP	98-21-084	246-316-340	DECOD	98-20-021

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
246-316-990	AMD-E	98-04-090	246-328-200	AMD	98-05-060	246-359-720	NEW-P	98-21-085
246-316-990	PREP	98-14-085	246-328-990	AMD	98-05-060	246-359-730	NEW-P	98-21-085
246-316-990	AMD-E	98-14-087	246-331-990	AMD-P	98-09-112	246-359-740	NEW-P	98-21-085
246-316-990	RESCIND	98-17-067	246-331-990	AMD	98-13-036	246-359-750	NEW-P	98-21-085
246-316-990	DECOD	98-20-021	246-336-990	AMD-P	98-09-112	246-359-760	NEW-P	98-21-085
246-318-990	AMD-P	98-09-109	246-336-990	AMD	98-13-036	246-359-800	NEW-P	98-21-085
246-318-990	AMD	98-13-035	246-338	PREP	98-17-100	246-359-990	NEW-P	98-21-085
246-320-001	NEW-P	98-21-083	246-340-085	REP	98-09-120	246-490-019	REP	98-18-067
246-320-010	NEW-P	98-21-083	246-358-600	NEW-E	98-11-001	246-560	PREP	98-18-071
246-320-025	NEW-P	98-21-083	246-358-610	NEW-E	98-11-001	246-560	PREP-W	98-20-064
246-320-045	NEW-P	98-21-083	246-358-620	NEW-E	98-11-001	246-560-001	AMD-P	98-24-107
246-320-065	NEW-P	98-21-083	246-358-630	NEW-E	98-11-001	246-560-002	NEW-P	98-24-107
246-320-085	NEW-P	98-21-083	246-358-640	NEW-E	98-11-001	246-560-010	AMD-P	98-24-107
246-320-105	NEW-P	98-21-083	246-358-650	NEW-E	98-11-001	246-560-011	NEW-P	98-24-107
246-320-125	NEW-P	98-21-083	246-359-001	NEW-P	98-21-085	246-560-025	NEW-P	98-24-107
246-320-145	NEW-P	98-21-083	246-359-005	NEW-P	98-21-085	246-560-035	NEW-P	98-24-107
246-320-165	NEW-P	98-21-083	246-359-010	NEW-P	98-21-085	246-560-040	AMD-P	98-24-107
246-320-185	NEW-P	98-21-083	246-359-020	NEW-P	98-21-085	246-560-045	NEW-P	98-24-107
246-320-205	NEW-P	98-21-083	246-359-030	NEW-P	98-21-085	246-560-050	AMD-P	98-24-107
246-320-225	NEW-P	98-21-083	246-359-040	NEW-P	98-21-085	246-560-060	AMD-P	98-24-107
246-320-245	NEW-P	98-21-083	246-359-050	NEW-P	98-21-085	246-560-065	NEW-P	98-24-107
246-320-265	NEW-P	98-21-083	246-359-060	NEW-P	98-21-085	246-560-070	REP-P	98-24-107
246-320-285	NEW-P	98-21-083	246-359-070	NEW-P	98-21-085	246-560-075	NEW-P	98-24-107
246-320-305	NEW-P	98-21-083	246-359-080	NEW-P	98-21-085	246-560-077	NEW-P	98-24-107
246-320-325	NEW-P	98-21-083	246-359-090	NEW-P	98-21-085	246-560-085	NEW-P	98-24-107
246-320-345	NEW-P	98-21-083	246-359-100	NEW-P	98-21-085	246-562-010	NEW-P	98-15-154
246-320-365	NEW-P	98-21-083	246-359-110	NEW-P	98-21-085	246-562-010	NEW	98-20-067
246-320-385	NEW-P	98-21-083	246-359-120	NEW-P	98-21-085	246-562-020	NEW-P	98-15-154
246-320-405	NEW-P	98-21-083	246-359-130	NEW-P	98-21-085	246-562-020	NEW	98-20-067
246-320-500	NEW-P	98-21-083	246-359-140	NEW-P	98-21-085	246-562-040	NEW-P	98-15-154
246-320-505	NEW-P	98-21-083	246-359-150	NEW-P	98-21-085	246-562-040	NEW	98-20-067
246-320-515	NEW-P	98-21-083	246-359-160	NEW-P	98-21-085	246-562-050	NEW-P	98-15-154
246-320-525	NEW-P	98-21-083	246-359-170	NEW-P	98-21-085	246-562-050	NEW	98-20-067
246-320-535	NEW-P	98-21-083	246-359-180	NEW-P	98-21-085	246-562-060	NEW-P	98-15-154
246-320-545	NEW-P	98-21-083	246-359-200	NEW-P	98-21-085	246-562-060	NEW	98-20-067
246-320-555	NEW-P	98-21-083	246-359-210	NEW-P	98-21-085	246-562-070	NEW-P	98-15-154
246-320-565	NEW-P	98-21-083	246-359-220	NEW-P	98-21-085	246-562-070	NEW	98-20-067
246-320-575	NEW-P	98-21-083	246-359-230	NEW-P	98-21-085	246-562-080	NEW-P	98-15-154
246-320-585	NEW-P	98-21-083	246-359-240	NEW-P	98-21-085	246-562-080	NEW	98-20-067
246-320-595	NEW-P	98-21-083	246-359-250	NEW-P	98-21-085	246-562-090	NEW-P	98-15-154
246-320-605	NEW-P	98-21-083	246-359-300	NEW-P	98-21-085	246-562-090	NEW	98-20-067
246-320-615	NEW-P	98-21-083	246-359-310	NEW-P	98-21-085	246-562-100	NEW-P	98-15-154
246-320-625	NEW-P	98-21-083	246-359-320	NEW-P	98-21-085	246-562-100	NEW	98-20-067
246-320-635	NEW-P	98-21-083	246-359-330	NEW-P	98-21-085	246-562-110	NEW-P	98-15-154
246-320-645	NEW-P	98-21-083	246-359-340	NEW-P	98-21-085	246-562-110	NEW	98-20-067
246-320-655	NEW-P	98-21-083	246-359-350	NEW-P	98-21-085	246-562-120	NEW-P	98-15-154
246-320-665	NEW-P	98-21-083	246-359-400	NEW-P	98-21-085	246-562-120	NEW	98-20-067
246-320-675	NEW-P	98-21-083	246-359-405	NEW-P	98-21-085	246-562-130	NEW-P	98-15-154
246-320-685	NEW-P	98-21-083	246-359-410	NEW-P	98-21-085	246-562-130	NEW	98-20-067
246-320-695	NEW-P	98-21-083	246-359-420	NEW-P	98-21-085	246-562-140	NEW-P	98-15-154
246-320-705	NEW-P	98-21-083	246-359-430	NEW-P	98-21-085	246-562-140	NEW	98-20-067
246-320-715	NEW-P	98-21-083	246-359-440	NEW-P	98-21-085	246-562-150	NEW-P	98-15-154
246-320-725	NEW-P	98-21-083	246-359-500	NEW-P	98-21-085	246-562-150	NEW	98-20-067
246-320-735	NEW-P	98-21-083	246-359-510	NEW-P	98-21-085	246-710-001	AMD-P	98-20-107
246-320-745	NEW-P	98-21-083	246-359-520	NEW-P	98-21-085	246-710-001	AMD	99-01-100
246-320-755	NEW-P	98-21-083	246-359-530	NEW-P	98-21-085	246-710-010	AMD-P	98-20-107
246-320-765	NEW-P	98-21-083	246-359-540	NEW-P	98-21-085	246-710-010	AMD	99-01-100
246-320-775	NEW-P	98-21-083	246-359-550	NEW-P	98-21-085	246-710-020	REP-P	98-20-107
246-320-785	NEW-P	98-21-083	246-359-560	NEW-P	98-21-085	246-710-020	REP	99-01-100
246-320-795	NEW-P	98-21-083	246-359-565	NEW-P	98-21-085	246-710-030	AMD-P	98-20-107
246-320-805	NEW-P	98-21-083	246-359-570	NEW-P	98-21-085	246-710-030	AMD	99-01-100
246-320-815	NEW-P	98-21-083	246-359-575	NEW-P	98-21-085	246-710-050	AMD-P	98-20-107
246-320-990	NEW-P	98-21-083	246-359-580	NEW-P	98-21-085	246-710-050	AMD	99-01-100
246-320-99902	NEW-P	98-21-083	246-359-590	NEW-P	98-21-085	246-710-060	AMD-P	98-20-107
246-327-990	AMD-P	98-09-112	246-359-600	NEW-P	98-21-085	246-710-060	AMD	99-01-100
246-327-990	AMD	98-13-036	246-359-700	NEW-P	98-21-085	246-710-070	AMD-P	98-20-107
246-328-100	REP	98-05-060	246-359-710	NEW-P	98-21-085	246-710-070	AMD	99-01-100

Table

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
246-710-080	AMD-P	98-20-107	246-812-360	RE-AD-P	98-14-124	246-824-170	AMD	98-05-060
246-710-080	AMD	99-01-100	246-812-360	RE-AD	98-20-068	246-824-990	AMD	98-05-060
246-710-090	AMD-P	98-20-107	246-812-390	RE-AD-P	98-14-124	246-824-995	NEW	98-05-060
246-710-090	AMD	99-01-100	246-812-390	RE-AD	98-20-068	246-826-050	AMD	98-05-060
246-780	PREP	98-14-117	246-812-400	RE-AD-P	98-14-124	246-826-230	AMD	98-05-060
246-802-020	REP	98-05-060	246-812-400	RE-AD	98-20-068	246-826-990	AMD	98-05-060
246-802-025	AMD	98-05-060	246-812-410	RE-AD-P	98-14-124	246-826-995	NEW-W	98-05-059
246-802-090	AMD	98-05-060	246-812-410	RE-AD	98-20-068	246-828-005	AMD	98-06-079
246-802-250	AMD	98-05-060	246-812-420	RE-AD-P	98-14-124	246-828-005	REP-XR	98-08-112
246-802-990	AMD	98-05-060	246-812-420	RE-AD	98-20-068	246-828-005	REP	98-15-089
246-808-105	AMD	98-05-060	246-812-430	RE-AD-P	98-14-124	246-828-015	REP-XR	98-08-113
246-808-106	REP	98-05-060	246-812-430	RE-AD	98-20-068	246-828-015	REP	98-15-089A
246-808-150	AMD	98-05-060	246-812-440	RE-AD-P	98-14-124	246-828-020	AMD-P	98-07-084
246-808-155	AMD	98-05-060	246-812-440	RE-AD	98-20-068	246-828-020	AMD	98-13-110
246-808-160	REP	98-05-060	246-812-450	RE-AD-P	98-14-124	246-828-025	NEW-P	98-07-083
246-808-165	AMD	98-05-060	246-812-450	RE-AD	98-20-068	246-828-025	NEW	98-13-109
246-808-180	AMD	98-05-060	246-812-460	RE-AD-P	98-14-124	246-828-030	AMD	98-06-079
246-808-181	NEW	98-05-060	246-812-460	RE-AD	98-20-068	246-828-045	NEW-P	99-01-097
246-808-185	REP	98-05-060	246-812-501	AMD-P	98-14-124	246-828-050	REP	98-05-060
246-808-215	AMD	98-05-060	246-812-501	AMD	98-20-068	246-828-075	AMD	98-06-079
246-808-990	AMD	98-05-060	246-812-510	RE-AD-P	98-14-124	246-828-080	AMD	98-06-079
246-810	PREP	98-16-063	246-812-510	RE-AD	98-20-068	246-828-090	AMD	98-06-079
246-810-020	REP	98-05-060	246-812-520	RE-AD-P	98-14-124	246-828-095	NEW-P	98-08-117
246-810-022	REP	98-05-060	246-812-520	RE-AD	98-20-068	246-828-095	NEW	98-14-055
246-810-080	AMD	98-05-060	246-812-601	RE-AD-P	98-14-124	246-828-100	AMD	98-06-079
246-810-130	AMD	98-05-060	246-812-601	RE-AD	98-20-068	246-828-105	NEW-P	98-08-117
246-810-140	REP-W	98-05-059	246-812-610	RE-AD-P	98-14-124	246-828-105	NEW	98-14-055
246-810-990	AMD	98-05-060	246-812-610	RE-AD	98-20-068	246-828-110	REP-XR	98-22-081
246-812-001	RE-AD-P	98-14-124	246-812-620	RE-AD-P	98-14-124	246-828-120	REP-XR	98-22-081
246-812-001	RE-AD	98-20-068	246-812-620	RE-AD	98-20-068	246-828-130	REP-XR	98-22-081
246-812-010	RE-AD-P	98-14-124	246-812-630	RE-AD-P	98-14-124	246-828-140	REP-XR	98-22-081
246-812-010	RE-AD	98-20-068	246-812-630	RE-AD	98-20-068	246-828-150	REP-XR	98-22-081
246-812-015	RE-AD-P	98-14-124	246-812-990	AMD	98-05-060	246-828-160	REP-XR	98-22-081
246-812-015	RE-AD	98-20-068	246-812-990	RE-AD-P	98-14-124	246-828-170	REP-XR	98-22-081
246-812-101	RE-AD-P	98-14-124	246-812-990	RE-AD	98-20-068	246-828-180	REP-XR	98-22-081
246-812-101	RE-AD	98-20-068	246-812-995	NEW	98-05-060	246-828-190	REP-XR	98-22-081
246-812-120	AMD	98-05-060	246-812-995	RE-AD-P	98-14-124	246-828-200	REP-XR	98-22-081
246-812-120	RE-AD-P	98-14-124	246-812-995	RE-AD	98-20-068	246-828-210	REP-XR	98-22-081
246-812-120	RE-AD	98-20-068	246-815-020	AMD	98-05-060	246-828-230	REP-XR	98-22-081
246-812-125	RE-AD-P	98-14-124	246-815-040	REP	98-05-060	246-828-240	REP-XR	98-22-081
246-812-125	RE-AD	98-20-068	246-815-060	REP-XR	98-07-087	246-828-250	REP-XR	98-22-081
246-812-130	REP-W	98-08-111	246-815-060	REP	98-14-123	246-828-260	REP-XR	98-22-081
246-812-130	AMD-P	98-14-124	246-815-070	REP-XR	98-07-087	246-828-270	AMD	98-06-079
246-812-130	AMD	98-20-068	246-815-070	REP	98-14-123	246-828-280	AMD	98-06-079
246-812-140	REP	98-05-060	246-815-080	REP-XR	98-07-087	246-828-290	AMD-P	99-01-096
246-812-150	RE-AD-P	98-14-124	246-815-080	REP	98-14-123	246-828-295	AMD-W	98-05-058
246-812-150	RE-AD	98-20-068	246-815-090	REP-XR	98-07-087	246-828-295	AMD	98-05-060
246-812-155	AMD-P	98-14-124	246-815-090	REP	98-14-123	246-828-300	AMD-W	98-05-058
246-812-155	AMD	98-20-068	246-815-100	AMD	98-05-060	246-828-300	AMD	98-05-060
246-812-160	AMD	98-05-060	246-815-140	AMD	98-05-060	246-828-310	REP-XR	98-22-081
246-812-160	RE-AD-P	98-14-124	246-815-150	REP	98-05-060	246-828-320	AMD	98-06-079
246-812-160	RE-AD	98-20-068	246-815-300	REP	98-05-060	246-828-330	AMD	98-06-079
246-812-161	NEW	98-05-060	246-815-990	AMD	98-05-060	246-828-340	AMD	98-06-079
246-812-161	RE-AD-P	98-14-124	246-817-110	AMD	98-05-060	246-828-340	REP-XR	98-22-080
246-812-161	RE-AD	98-20-068	246-817-150	AMD	98-05-060	246-828-350	AMD	98-06-079
246-812-170	RE-AD-P	98-14-124	246-817-201	REP	98-05-060	246-828-370	AMD-W	98-05-058
246-812-170	RE-AD	98-20-068	246-817-210	AMD	98-05-060	246-828-370	AMD	98-05-060
246-812-301	RE-AD-P	98-14-124	246-817-990	AMD	98-05-060	246-828-510	AMD	98-05-060
246-812-301	RE-AD	98-20-068	246-822-110	REP	98-05-060	246-828-520	REP	98-05-060
246-812-320	RE-AD-P	98-14-124	246-822-120	AMD	98-05-060	246-828-530	AMD	98-05-060
246-812-320	RE-AD	98-20-068	246-822-990	AMD	98-05-060	246-828-540	REP	98-05-060
246-812-330	RE-AD-P	98-14-124	246-824-020	AMD	98-05-060	246-828-560	REP	98-05-060
246-812-330	RE-AD	98-20-068	246-824-040	AMD	98-05-060	246-828-990	AMD	98-05-060
246-812-340	RE-AD-P	98-14-124	246-824-071	AMD	98-05-060	246-830-035	AMD	98-05-060
246-812-340	RE-AD	98-20-068	246-824-073	AMD	98-05-060	246-830-050	REP	98-05-060
246-812-350	RE-AD-P	98-14-124	246-824-074	NEW	98-05-060	246-830-460	AMD	98-05-060
246-812-350	RE-AD	98-20-068	246-824-075	AMD	98-05-060	246-830-465	REP	98-05-060

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
246-830-470	REP	98-05-060	246-843-150	AMD	98-05-060	246-853-240	REP	98-05-060
246-830-480	REP	98-05-060	246-843-155	REP	98-05-060	246-853-270	REP	98-05-060
246-830-990	AMD	98-05-060	246-843-160	REP	98-05-060	246-853-275	REP	98-05-060
246-834-050	NEW-P	98-23-072	246-843-162	AMD	98-05-060	246-853-990	AMD	98-05-060
246-834-060	AMD	98-05-060	246-843-180	AMD	98-05-060	246-854-050	AMD	98-05-060
246-834-060	PREP	98-11-064	246-843-200	REP-XR	98-19-094	246-854-080	AMD	98-05-060
246-834-060	AMD-P	98-23-072	246-843-220	REP-XR	98-19-095	246-854-110	AMD	98-05-060
246-834-065	AMD	98-05-060	246-843-225	REP-XR	98-19-095	246-855-100	AMD	98-05-060
246-834-070	PREP	98-11-064	246-843-230	AMD	98-05-060	246-861-010	AMD	98-05-060
246-834-070	AMD-P	98-23-072	246-843-250	REP	98-05-060	246-861-020	AMD	98-05-060
246-834-080	PREP	98-11-064	246-843-320	REP	98-05-060	246-861-120	REP	98-05-060
246-834-080	AMD-P	98-23-072	246-843-330	AMD	98-05-060	246-863-030	AMD	98-05-060
246-834-170	AMD	98-05-060	246-843-990	AMD	98-05-060	246-863-050	REP	98-05-060
246-834-200	AMD	98-05-060	246-845-100	REP	98-05-060	246-863-070	AMD	98-05-060
246-834-260	AMD	98-05-060	246-845-990	AMD	98-05-060	246-863-080	AMD	98-05-060
246-834-400	NEW	98-05-060	246-845-990	PREP	98-09-116	246-863-090	AMD	98-05-060
246-834-500	REP	98-05-060	246-847-055	AMD	98-05-060	246-863-120	AMD	98-05-060
246-834-990	AMD-P	98-07-085	246-847-060	REP	98-05-060	246-869-050	REP	98-05-060
246-834-990	AMD	98-11-069	246-847-065	AMD	98-05-060	246-869-220	PREP	98-11-065
246-836-080	AMD	98-05-060	246-847-068	AMD	98-05-060	246-879-070	AMD	98-05-060
246-836-090	REP	98-05-060	246-847-070	AMD	98-05-060	246-883-050	REP-XR	98-07-088
246-836-410	AMD	98-05-060	246-847-190	AMD	98-05-060	246-887-020	AMD	98-05-060
246-836-990	AMD-W	98-05-058	246-847-200	REP	98-05-060	246-887-170	AMD	98-02-084
246-836-990	AMD	98-05-060	246-847-990	AMD	98-05-060	246-901-065	AMD	98-05-060
246-838-040	REP-XR	99-01-092	246-849-110	AMD	98-05-060	246-901-120	AMD	98-05-060
246-840-010	AMD	98-05-060	246-849-210	AMD	98-05-060	246-904	PREP	98-04-037
246-840-010	AMD-C	98-08-116	246-849-220	AMD	98-05-060	246-907-020	REP	98-05-060
246-840-010	AMD-W	98-09-040	246-849-260	AMD	98-05-060	246-907-030	AMD	98-05-060
246-840-020	AMD	98-05-060	246-849-990	AMD	98-05-060	246-907-030	AMD-P	98-07-086
246-840-020	PREP	98-21-082	246-849-995	NEW	98-05-060	246-907-030	AMD	98-10-052
246-840-030	AMD-XA	98-18-072	246-850-010	NEW-P	98-18-065	246-907-995	NEW	98-05-060
246-840-030	AMD	99-01-098	246-850-010	NEW	98-21-086	246-915-010	AMD	98-05-060
246-840-040	AMD	98-05-060	246-850-020	NEW-P	98-18-065	246-915-050	AMD	98-05-060
246-840-050	PREP	98-19-091	246-850-020	NEW	98-21-086	246-915-060	REP	98-05-060
246-840-070	PREP	98-19-091	246-850-030	NEW-P	98-18-065	246-915-085	AMD	98-05-060
246-840-080	AMD	98-05-060	246-850-030	NEW	98-21-086	246-915-110	AMD	98-05-060
246-840-090	AMD	98-05-060	246-850-040	NEW-P	98-18-065	246-915-990	AMD	98-05-060
246-840-090	PREP	98-19-091	246-850-040	NEW	98-21-086	246-918-006	REP	98-05-060
246-840-100	REP	98-05-060	246-850-050	NEW-P	98-18-065	246-918-008	REP	98-09-118
246-840-110	REP	98-05-060	246-850-050	NEW	98-21-086	246-918-009	REP	98-09-118
246-840-111	NEW	98-05-060	246-850-090	NEW-P	98-18-065	246-918-080	AMD	98-05-060
246-840-113	REP-XR	98-18-069	246-850-090	NEW	98-21-086	246-918-081	NEW	98-05-060
246-840-113	REP	99-01-099	246-850-100	NEW-P	98-18-065	246-918-085	REP	98-05-060
246-840-115	REP	98-05-060	246-850-100	NEW	98-21-086	246-918-160	REP	98-09-119
246-840-120	AMD	98-05-060	246-850-110	NEW-P	98-18-065	246-918-170	AMD	98-05-060
246-840-340	AMD	98-05-060	246-850-110	NEW	98-21-086	246-918-180	AMD	98-05-060
246-840-350	AMD	98-05-060	246-850-120	NEW-P	98-18-065	246-918-990	AMD	98-05-060
246-840-360	AMD	98-05-060	246-850-120	NEW	98-21-086	246-919-030	REP	98-05-060
246-840-365	AMD	98-05-060	246-850-990	NEW-P	98-18-065	246-919-305	REP	98-05-060
246-840-410	AMD	98-05-060	246-850-990	NEW	98-21-086	246-919-380	AMD	98-05-060
246-840-440	AMD	98-05-060	246-851-020	REP	98-05-060	246-919-400	REP	98-05-060
246-840-450	AMD	98-05-060	246-851-090	AMD	98-05-060	246-919-410	REP	98-05-060
246-840-700	PREP	98-23-071	246-851-100	REP	98-05-060	246-919-420	REP	98-05-060
246-840-705	PREP	98-23-071	246-851-220	REP	98-05-060	246-919-430	AMD	98-05-060
246-840-710	PREP	98-23-071	246-851-240	REP	98-05-060	246-919-440	REP	98-05-060
246-840-715	PREP	98-23-071	246-851-270	REP-XR	98-20-065	246-919-460	AMD	98-05-060
246-840-730	PREP	98-09-115	246-851-340	REP-XR	98-20-065	246-919-480	AMD	98-05-060
246-840-740	NEW-S	98-21-088	246-851-360	REP-XR	98-20-065	246-919-500	REP	98-09-118
246-840-740	NEW-C	98-24-106	246-851-430	AMD	98-05-060	246-919-510	REP	98-09-118
246-840-985	NEW-C	98-08-116	246-851-510	REP	98-05-060	246-919-990	AMD	98-05-060
246-840-985	NEW-W	98-09-040	246-851-990	AMD	98-05-060	246-922-070	AMD	98-05-060
246-840-990	AMD	98-05-060	246-853-040	REP	98-05-060	246-922-275	REP	98-05-060
246-840-990	PREP	98-10-108	246-853-045	AMD	98-05-060	246-922-280	REP	98-05-060
246-841-520	NEW	98-05-060	246-853-060	AMD	98-05-060	246-922-285	NEW	98-05-060
246-841-610	AMD	98-05-060	246-853-080	AMD	98-05-060	246-922-290	AMD	98-05-060
246-841-990	AMD	98-05-060	246-853-210	AMD	98-05-060	246-922-295	AMD	98-05-060
246-843-060	REP-XR	98-19-093	246-853-230	AMD	98-05-060	246-922-300	AMD	98-05-060

Table

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
246-922-320	REP	98-05-060	246-976-640	AMD	98-04-038	250-16-010	REP	98-08-007
246-922-990	AMD	98-05-060	246-976-650	AMD	98-04-038	250-16-020	REP	98-08-007
246-922-995	NEW	98-05-060	246-976-650	AMD-XA	98-14-121	250-16-030	REP	98-08-007
246-924-110	AMD	98-05-060	246-976-650	AMD	98-19-107	250-16-040	REP	98-08-007
246-924-120	REP	98-05-060	246-976-680	AMD	98-04-038	250-16-050	REP	98-08-007
246-924-180	PREP	98-19-092	246-976-690	AMD	98-04-038	250-16-060	REP	98-08-007
246-924-230	AMD	98-05-060	246-976-720	AMD	98-04-038	250-18-020	AMD	98-08-004
246-924-230	PREP	98-19-092	246-976-720	AMD-XA	98-14-121	250-18-060	AMD	98-08-004
246-924-240	PREP	98-19-092	246-976-720	AMD	98-19-107	250-20	PREP	98-23-039
246-924-250	PREP	98-19-092	246-976-730	AMD	98-04-038	250-55-010	REP	98-08-009
246-924-290	REP	98-05-060	246-976-730	AMD-XA	98-14-121	250-55-020	REP	98-08-009
246-924-300	PREP	98-19-092	246-976-730	AMD	98-19-107	250-55-030	REP	98-08-009
246-924-320	REP	98-05-060	246-976-740	AMD	98-04-038	250-55-040	REP	98-08-009
246-924-330	PREP	98-19-092	246-976-770	AMD	98-04-038	250-55-050	REP	98-08-009
246-924-340	PREP	98-19-092	246-976-770	AMD-XA	98-14-121	250-55-060	REP	98-08-009
246-924-490	REP	98-05-060	246-976-770	AMD	98-19-107	250-55-070	REP	98-08-009
246-924-500	AMD	98-05-060	246-976-780	AMD	98-04-038	250-55-080	REP	98-08-009
246-924-990	AMD	98-05-060	246-976-780	AMD-XA	98-14-121	250-55-090	REP	98-08-009
246-926-160	REP	98-05-060	246-976-780	AMD	98-19-107	250-55-100	REP	98-08-009
246-926-170	AMD	98-05-060	246-976-790	AMD	98-04-038	250-55-110	REP	98-08-009
246-926-200	AMD	98-05-060	246-976-810	AMD	98-04-038	250-55-120	REP	98-08-009
246-926-990	AMD	98-05-060	246-976-810	AMD-XA	98-14-121	250-55-130	REP	98-08-009
246-926-995	NEW-W	98-05-059	246-976-810	AMD	98-19-107	250-55-140	REP	98-08-009
246-928	PREP	98-08-114	246-976-820	AMD	98-04-038	250-55-150	REP	98-08-009
246-928-090	REP	98-05-060	246-976-820	AMD-XA	98-14-121	250-55-160	REP	98-08-009
246-928-190	AMD	98-05-060	246-976-820	AMD	98-19-107	250-55-170	REP	98-08-009
246-928-990	AMD	98-05-060	246-976-822	NEW	98-04-038	250-55-180	REP	98-08-009
246-930-020	AMD	98-05-060	246-976-830	AMD	98-04-038	250-55-190	REP	98-08-009
246-930-400	REP	98-05-060	246-976-840	AMD	98-04-038	250-55-200	REP	98-08-009
246-930-410	AMD	98-05-060	246-976-850	AMD	98-04-038	250-55-210	REP	98-08-009
246-930-420	AMD	98-05-060	246-976-860	AMD	98-04-038	250-55-220	REP	98-08-009
246-930-430	REP	98-05-060	246-976-860	AMD-XA	98-14-121	250-61-060	AMD-XA	98-08-001
246-930-431	NEW	98-05-060	246-976-860	AMD	98-19-107	250-61-060	AMD-W	98-21-016
246-930-499	REP-XR	99-01-093	246-976-870	NEW	98-04-038	250-61-060	AMD-XA	99-01-040
246-930-990	AMD	98-05-060	246-976-880	REP	98-04-038	250-61-090	AMD-XA	98-08-002
246-930-995	NEW	98-05-060	246-976-881	NEW	98-04-038	250-61-090	AMD-W	98-21-017
246-933-180	REP	98-05-060	246-976-885	AMD	98-04-038	250-61-090	AMD-XA	99-01-039
246-933-305	AMD	98-05-060	246-976-890	AMD	98-04-038	250-61-150	REP	98-08-005
246-933-420	AMD	98-05-060	246-976-935	NEW	98-05-035	250-71-050	AMD	98-08-003
246-933-430	REP	98-05-060	250-10-010	REP	98-08-006	250-72-015	AMD-E	98-14-008
246-933-470	REP	98-05-060	250-10-020	REP	98-08-006	250-72-015	AMD-P	98-19-070
246-933-480	AMD	98-05-060	250-10-022	REP	98-08-006	250-72-015	AMD	98-22-027
246-933-990	AMD	98-05-060	250-10-026	REP	98-08-006	250-72-020	AMD-E	98-14-008
246-935-130	AMD	98-05-060	250-10-028	REP	98-08-006	250-72-020	AMD-P	98-19-070
246-935-990	AMD	98-05-060	250-10-030	REP	98-08-006	250-72-020	AMD	98-22-027
246-937-050	AMD	98-05-060	250-10-040	REP	98-08-006	250-72-025	AMD-E	98-14-008
246-937-080	AMD	98-05-060	250-10-050	REP	98-08-006	250-72-025	AMD-P	98-19-070
246-937-990	AMD	98-05-060	250-10-060	REP	98-08-006	250-72-025	AMD	98-22-027
246-976-470	REP	98-04-038	250-10-070	REP	98-08-006	250-72-030	REP-E	98-14-008
246-976-475	REP	98-04-038	250-10-080	REP	98-08-006	250-72-030	REP-P	98-19-070
246-976-480	REP	98-04-038	250-10-090	REP	98-08-006	250-72-030	REP	98-22-027
246-976-485	NEW	98-04-038	250-10-100	REP	98-08-006	250-72-035	AMD-E	98-14-008
246-976-490	NEW	98-04-038	250-10-110	REP	98-08-006	250-72-035	AMD-P	98-19-070
246-976-500	AMD	98-04-038	250-10-120	REP	98-08-006	250-72-035	AMD	98-22-027
246-976-510	AMD	98-04-038	250-10-130	REP	98-08-006	250-72-040	AMD-E	98-14-008
246-976-520	AMD	98-04-038	250-10-140	REP	98-08-006	250-72-040	AMD-P	98-19-070
246-976-550	AMD	98-04-038	250-10-150	REP	98-08-006	250-72-040	AMD	98-22-027
246-976-560	AMD	98-04-038	250-10-160	REP	98-08-006	250-72-045	AMD-E	98-14-008
246-976-560	AMD-XA	98-14-121	250-10-170	REP	98-08-006	250-72-045	AMD-P	98-19-070
246-976-560	AMD	98-19-107	250-10-170	REP	98-08-006	250-72-045	AMD	98-22-027
246-976-570	AMD	98-04-038	250-12-010	REP	98-08-008	250-73-015	AMD-E	98-14-007
246-976-600	AMD	98-04-038	250-12-020	REP	98-08-008	250-73-015	AMD-P	98-19-069
246-976-610	AMD	98-04-038	250-12-030	REP	98-08-008	250-73-015	AMD	98-22-026
246-976-610	AMD-XA	98-14-121	250-12-040	REP	98-08-008	250-73-020	AMD-E	98-14-007
246-976-610	AMD	98-19-107	250-12-050	REP	98-08-008	250-73-020	AMD-P	98-19-069
246-976-615	NEW	98-04-038	250-12-060	REP	98-08-008	250-73-020	AMD	98-22-026
246-976-620	NEW	98-04-038	250-12-070	REP	98-08-008	250-73-020	AMD	98-22-026
			250-16-001	REP	98-08-007	250-73-025	AMD-E	98-14-007

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
250- 73-025	AMD-P	98-19-069	251- 05-070	AMD-P	98-15-036	251- 12-290	REP-P	98-15-036
250- 73-025	AMD	98-22-026	251- 05-070	AMD	98-19-035	251- 12-290	REP	98-19-035
250- 73-030	REP-E	98-14-007	251- 06-020	AMD-P	98-15-036	251- 12-300	REP-P	98-15-036
250- 73-030	REP-P	98-19-069	251- 06-020	AMD	98-19-035	251- 12-300	REP	98-19-035
250- 73-030	REP	98-22-026	251- 06-070	AMD-P	98-15-036	251- 12-500	AMD-P	98-15-036
250- 73-035	AMD-E	98-14-007	251- 06-070	AMD	98-19-035	251- 12-500	AMD	98-19-035
250- 73-035	AMD-P	98-19-069	251- 06-090	AMD-P	98-15-036	251- 12-600	AMD-P	98-15-036
250- 73-035	AMD	98-22-026	251- 06-090	AMD	98-19-035	251- 12-600	AMD	98-19-035
250- 73-040	AMD-E	98-14-007	251- 07-100	AMD-P	98-15-036	251- 14-052	AMD-P	98-15-036
250- 73-040	AMD-P	98-19-069	251- 07-100	AMD	98-19-035	251- 14-052	AMD	98-19-035
250- 73-040	AMD	98-22-026	251- 08-021	AMD-P	98-15-036	251- 14-060	AMD-P	98-15-036
250- 73-045	AMD-E	98-14-007	251- 08-021	AMD	98-19-035	251- 14-060	AMD	98-19-035
250- 73-045	AMD-P	98-19-069	251- 08-040	REP-P	98-15-036	251- 14-070	AMD-P	98-15-036
250- 73-045	AMD	98-22-026	251- 08-040	REP	98-19-035	251- 14-070	AMD	98-19-035
251- 01-018	NEW-P	98-15-036	251- 08-051	AMD-P	98-15-036	251- 14-082	AMD-P	98-15-036
251- 01-018	NEW	98-19-035	251- 08-051	AMD	98-19-035	251- 14-082	AMD	98-19-035
251- 01-030	AMD-P	98-15-036	251- 08-090	AMD-P	98-15-036	251- 14-085	AMD-P	98-15-036
251- 01-030	AMD	98-19-035	251- 08-090	AMD	98-19-035	251- 14-085	AMD	98-19-035
251- 01-045	AMD-P	98-15-036	251- 08-100	AMD-P	98-15-036	251- 14-087	AMD-P	98-15-036
251- 01-045	AMD	98-19-035	251- 08-100	AMD	98-19-035	251- 14-087	AMD	98-19-035
251- 01-065	AMD-P	98-16-053	251- 08-160	AMD-P	98-15-036	251- 14-130	AMD-P	98-15-036
251- 01-065	AMD	98-19-031	251- 08-160	AMD	98-19-035	251- 14-130	AMD	98-19-035
251- 01-110	AMD-P	98-15-036	251- 10-030	AMD	98-03-051	251- 17-090	AMD-E	99-01-050
251- 01-110	AMD	98-19-035	251- 10-030	AMD-P	98-15-036	251- 17-120	AMD-P	98-15-036
251- 01-150	AMD-P	98-15-036	251- 10-030	AMD	98-19-035	251- 17-120	AMD	98-19-035
251- 01-150	AMD	98-19-035	251- 10-035	AMD-P	98-15-036	251- 18-180	AMD-P	98-16-053
251- 01-160	AMD-P	98-15-036	251- 10-035	AMD	98-19-035	251- 18-180	AMD	98-19-031
251- 01-160	AMD	98-19-035	251- 11-030	AMD-P	98-15-036	251- 19-060	AMD-P	98-15-036
251- 01-201	NEW-P	98-15-036	251- 11-030	AMD	98-19-035	251- 19-060	AMD	98-19-035
251- 01-201	NEW	98-19-035	251- 11-050	AMD-P	98-15-036	251- 19-100	AMD-C	98-06-015
251- 01-205	REP-P	98-15-036	251- 11-050	AMD	98-19-035	251- 19-100	AMD	98-08-026
251- 01-205	REP	98-19-035	251- 11-090	AMD-P	98-15-036	251- 19-105	AMD-C	98-06-013
251- 01-305	AMD-P	98-15-036	251- 11-090	AMD	98-19-035	251- 19-105	AMD	98-08-025
251- 01-305	AMD	98-19-035	251- 11-120	AMD-P	98-15-036	251- 19-110	AMD-P	98-15-036
251- 01-365	AMD-P	98-15-036	251- 11-120	AMD	98-19-035	251- 19-110	AMD	98-19-035
251- 01-365	AMD	98-19-035	251- 11-130	AMD-P	98-15-036	251- 19-120	AMD-P	98-15-036
251- 01-400	AMD-E	99-01-050	251- 11-130	AMD	98-19-035	251- 19-120	AMD	98-19-035
251- 01-410	AMD-P	98-15-036	251- 12-073	AMD-P	98-15-036	251- 19-122	AMD-P	98-15-036
251- 01-410	AMD	98-19-035	251- 12-073	AMD	98-19-035	251- 19-122	AMD	98-19-035
251- 04-030	AMD-P	98-15-036	251- 12-075	AMD-P	98-15-036	251- 19-140	AMD-P	98-15-036
251- 04-030	AMD	98-19-035	251- 12-075	AMD	98-19-035	251- 19-140	AMD	98-19-035
251- 04-040	AMD-P	98-15-036	251- 12-076	AMD-P	98-15-036	251- 19-154	NEW-P	98-09-067
251- 04-040	AMD	98-19-035	251- 12-076	AMD	98-19-035	251- 19-154	NEW	98-13-058
251- 04-050	AMD-P	98-15-036	251- 12-080	AMD-P	98-15-036	251- 19-157	AMD-P	98-15-036
251- 04-050	AMD	98-19-035	251- 12-080	AMD	98-19-035	251- 19-157	AMD	98-19-035
251- 04-060	AMD-P	98-15-036	251- 12-085	REP-P	98-15-036	251- 20-010	AMD-P	98-15-036
251- 04-060	AMD	98-19-035	251- 12-085	REP	98-19-035	251- 20-010	AMD	98-19-035
251- 04-070	AMD-P	98-15-036	251- 12-096	REP-P	98-15-036	251- 22-040	AMD-P	98-15-036
251- 04-070	AMD	98-19-035	251- 12-096	REP	98-19-035	251- 22-040	AMD	98-19-035
251- 04-150	REP-P	98-15-036	251- 12-097	REP-P	98-15-036	251- 22-060	AMD-P	98-15-036
251- 04-150	REP	98-19-035	251- 12-097	REP	98-19-035	251- 22-060	AMD	98-19-035
251- 04-160	AMD-P	98-15-036	251- 12-099	AMD-P	98-15-036	251- 22-127	NEW-P	98-10-121
251- 04-160	AMD	98-19-035	251- 12-099	AMD	98-19-035	251- 22-127	NEW-E	98-13-056
251- 04-170	NEW-C	98-06-014	251- 12-100	AMD-P	98-15-036	251- 22-127	NEW	98-13-057
251- 04-170	NEW	98-08-024	251- 12-100	AMD	98-19-035	251- 22-165	AMD-P	98-15-036
251- 04-170	AMD-P	98-15-036	251- 12-104	AMD-P	98-15-036	251- 22-165	AMD	98-19-035
251- 04-170	AMD	98-19-035	251- 12-104	AMD	98-19-035	251- 23-010	AMD-P	98-15-036
251- 05-010	AMD-P	98-15-036	251- 12-105	AMD-P	98-15-036	251- 23-010	AMD	98-19-035
251- 05-010	AMD	98-19-035	251- 12-105	AMD	98-19-035	251- 23-020	AMD-P	98-15-036
251- 05-030	AMD-P	98-15-036	251- 12-220	AMD-P	98-15-036	251- 23-020	AMD	98-19-035
251- 05-030	AMD	98-19-035	251- 12-220	AMD	98-19-035	251- 23-030	AMD-P	98-15-036
251- 05-040	AMD-P	98-15-036	251- 12-230	AMD-P	98-15-036	251- 23-030	AMD	98-19-035
251- 05-040	AMD	98-19-035	251- 12-230	AMD	98-19-035	251- 23-040	AMD-E	99-01-050
251- 05-050	AMD-P	98-16-053	251- 12-232	AMD-P	98-15-036	251- 23-060	AMD-E	99-01-050
251- 05-050	AMD	98-19-031	251- 12-232	AMD	98-19-035	251- 24-010	AMD-P	98-15-036
251- 05-060	AMD-P	98-15-036	251- 12-260	AMD-P	98-15-036	251- 24-010	AMD	98-19-035
251- 05-060	AMD	98-19-035	251- 12-260	AMD	98-19-035	251- 24-030	AMD-P	98-15-036

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
251-24-030	AMD	98-19-035	263-12-010	AMD	98-20-109	275-30-030	AMD-P	98-22-100
251-24-030	AMD-E	99-01-050	263-12-015	PREP	98-15-136	275-30-040	AMD-P	98-22-100
251-24-040	AMD-P	98-15-036	263-12-015	AMD-P	98-18-086	275-30-050	REP-P	98-22-100
251-24-040	REP-P	98-16-053	263-12-015	AMD	98-20-109	275-30-060	AMD-P	98-22-100
251-24-040	REP	98-19-031	263-12-01501	PREP	98-15-134	275-30-070	AMD-P	98-22-100
251-24-040	AMD	98-19-035	263-12-01501	AMD-P	98-18-086	275-30-080	REP-P	98-22-100
251-25-050	AMD-P	98-15-036	263-12-01501	AMD	98-20-109	275-31	PREP	98-09-092
251-25-050	AMD	98-19-035	263-12-020	PREP	98-15-132	275-37	AMD-P	98-14-061
255-01-010	NEW-P	98-04-060	263-12-020	AMD-P	98-18-086	275-37	AMD	98-18-056
255-01-010	NEW	98-07-071	263-12-020	AMD	98-20-109	275-37-010	AMD-P	98-14-061
255-01-020	NEW-P	98-04-060	263-12-175	PREP	98-15-133	275-37-010	AMD	98-18-056
255-01-020	NEW	98-07-071	263-12-175	AMD-P	98-18-086	275-37-030	NEW-P	98-14-061
255-01-030	NEW-P	98-04-060	263-12-175	AMD	98-20-109	275-37-030	NEW	98-18-056
255-01-030	NEW	98-07-071	263-12-180	PREP	98-15-133	275-38	PREP	98-09-092
255-01-040	NEW-P	98-04-060	263-12-180	AMD-P	98-18-086	275-41	PREP	98-09-092
255-01-040	NEW	98-07-071	263-12-180	AMD	98-20-109	275-46	AMD-P	98-14-061
255-01-050	NEW-P	98-04-060	275-25	PREP	98-09-092	275-46	AMD	98-18-056
255-01-050	NEW	98-07-071	275-26	PREP	98-09-092	275-46-010	PREP	98-10-125
255-01-060	NEW-P	98-04-060	275-27	PREP	98-09-092	275-46-010	AMD-P	98-14-061
255-01-060	NEW	98-07-071	275-27-020	PREP	98-10-040	275-46-010	AMD	98-18-056
255-01-070	NEW-P	98-04-060	275-27-020	AMD-E	98-13-041	275-46-015	NEW-P	98-14-061
255-01-070	NEW	98-07-071	275-27-020	AMD-P	98-16-091	275-46-015	NEW	98-18-056
255-01-080	NEW-P	98-04-060	275-27-020	AMD	98-20-044	275-46-020	PREP	98-10-125
255-01-080	NEW	98-07-071	275-27-020	AMD-P	98-23-095	275-46-020	AMD-P	98-14-061
255-01-090	NEW-P	98-04-060	275-27-023	AMD-E	98-13-041	275-46-020	AMD	98-18-056
255-01-090	NEW	98-07-071	275-27-023	AMD-P	98-16-091	275-46-030	AMD-P	98-14-061
255-01-100	NEW-P	98-04-060	275-27-023	AMD	98-20-044	275-46-030	AMD	98-18-056
255-01-100	NEW	98-07-071	275-27-030	PREP	98-09-094	275-46-040	AMD-P	98-14-061
255-01-110	NEW-P	98-04-060	275-27-040	AMD-E	98-13-041	275-46-040	AMD	98-18-056
255-01-110	NEW	98-07-071	275-27-040	AMD-P	98-16-091	275-46-050	AMD-P	98-14-061
255-01-120	NEW-P	98-04-060	275-27-040	AMD	98-20-044	275-46-050	AMD	98-18-056
255-01-120	NEW	98-07-071	275-27-050	AMD-E	98-13-041	275-46-060	PREP	98-10-125
255-01-130	NEW-P	98-04-060	275-27-050	AMD-P	98-16-091	275-46-060	AMD-P	98-14-061
255-01-130	NEW	98-07-071	275-27-050	AMD	98-20-044	275-46-060	AMD	98-18-056
255-01-140	NEW-P	98-04-060	275-27-180	PREP	98-10-040	275-46-065	NEW-P	98-14-061
255-01-140	NEW	98-07-071	275-27-180	NEW-P	98-23-095	275-46-065	NEW	98-18-056
255-02-010	NEW-P	98-04-059	275-27-182	PREP	98-10-040	275-46-070	PREP	98-10-125
255-02-010	NEW	98-11-005	275-27-185	PREP	98-10-040	275-46-070	AMD-P	98-14-061
255-02-020	NEW-P	98-04-059	275-27-185	NEW-P	98-23-095	275-46-070	AMD	98-18-056
255-02-020	NEW	98-11-005	275-27-190	PREP	98-10-040	275-46-080	NEW-P	98-14-061
255-02-030	NEW-P	98-04-059	275-27-190	NEW-P	98-23-095	275-46-080	NEW	98-18-056
255-02-030	NEW	98-11-005	275-27-191	NEW-P	98-23-095	275-46-090	NEW-P	98-14-061
255-02-040	NEW-P	98-04-059	275-27-192	NEW-P	98-23-095	275-46-090	NEW	98-18-056
255-02-040	NEW	98-11-005	275-27-193	NEW-P	98-23-095	275-46-100	NEW-P	98-14-061
255-02-050	NEW-P	98-04-059	275-27-194	NEW-P	98-23-095	275-46-100	NEW	98-18-056
255-02-050	NEW	98-11-005	275-27-195	PREP	98-10-040	275-59	PREP	98-10-105
255-02-060	NEW-P	98-04-059	275-27-195	NEW-P	98-23-095	284-01-050	NEW	98-04-063
255-02-060	NEW	98-11-005	275-27-196	NEW-P	98-23-095	284-05-040	AMD-XA	98-07-105
255-02-070	NEW-P	98-04-059	275-27-197	NEW-P	98-23-095	284-05-040	AMD	98-11-089
255-02-070	NEW	98-11-005	275-27-198	NEW-P	98-23-095	284-05-060	AMD-XA	98-07-105
255-02-080	NEW-P	98-04-059	275-27-199	NEW-P	98-23-095	284-05-060	AMD	98-11-089
255-02-080	NEW	98-11-005	275-27-200	PREP	98-10-040	284-05-070	REP-XA	98-07-105
255-02-090	NEW-P	98-04-059	275-27-200	NEW-P	98-23-095	284-05-070	REP	98-11-089
255-02-090	NEW	98-11-005	275-27-202	NEW-P	98-23-095	284-10	REP-C	98-03-004
255-02-100	NEW-P	98-04-059	275-27-204	NEW-P	98-23-095	284-10-010	REP	98-04-005
255-02-100	NEW	98-11-005	275-27-205	PREP	98-10-040	284-10-015	REP	98-04-005
255-02-110	NEW-P	98-04-059	275-27-210	PREP	98-10-040	284-10-020	REP	98-04-005
255-02-110	NEW	98-11-005	275-27-211	NEW-P	98-23-095	284-10-030	REP	98-04-005
260-24-560	PREP	98-10-110	275-27-212	PREP	98-10-040	284-10-050	REP	98-04-005
260-24-560	AMD-P	98-16-103	275-27-212	NEW-P	98-23-095	284-10-060	REP	98-04-005
260-32-180	AMD	98-07-070	275-27-213	NEW-P	98-23-095	284-10-070	REP	98-04-005
260-32-360	REP	98-07-070	275-27-230	AMD-E	98-13-041	284-10-090	REP	98-04-005
260-40	PREP	98-24-091	275-27-230	AMD-P	98-16-091	284-10-140	REP	98-04-005
260-44	PREP	98-16-102	275-27-230	AMD	98-20-044	284-17-135	REP	98-06-022
260-52-070	AMD-P	98-16-104	275-27-810	PREP	98-09-094	284-17-220	AMD-XA	98-07-104
263-12-010	PREP	98-15-135	275-27-820	PREP	98-09-094	284-17-220	AMD	98-11-090
263-12-010	AMD-P	98-18-086	275-30-010	AMD-P	98-22-100	284-17-300	REP-XA	98-04-084

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
284-17-300	REP	98-09-041	284-23-220	AMD	98-11-003	284-36A-050	NEW	98-09-016
284-17-570	REP-XA	98-07-065	284-23-230	AMD-P	98-04-083	284-36A-055	NEW-XA	98-04-085
284-17-570	REP	98-11-088	284-23-230	AMD	98-11-003	284-36A-055	NEW	98-09-016
284-19-010	AMD-XA	98-08-097	284-23-235	NEW-P	98-04-083	284-36A-060	NEW-XA	98-04-085
284-19-010	AMD	98-13-095	284-23-235	NEW	98-11-003	284-36A-060	NEW	98-09-016
284-19-020	AMD-XA	98-08-097	284-23-240	AMD-P	98-04-083	284-36A-065	NEW-XA	98-04-085
284-19-020	AMD	98-13-095	284-23-240	AMD	98-11-003	284-36A-065	NEW	98-09-016
284-19-030	REP-XA	98-08-097	284-23-250	AMD-P	98-04-083	284-43	AMD-C	98-02-063
284-19-030	REP	98-13-095	284-23-250	AMD	98-11-003	284-43	AMD-C	98-03-004
284-19-040	AMD-XA	98-08-097	284-23-260	REP-P	98-04-083	284-43	AMD	98-04-005
284-19-040	AMD	98-13-095	284-23-260	REP	98-11-003	284-43	PREP	98-13-090
284-19-050	AMD-XA	98-08-097	284-23-270	REP-P	98-04-083	284-43	PREP	98-22-108
284-19-050	AMD	98-13-095	284-23-270	REP	98-11-003	284-43-040	REP	98-04-005
284-19-060	AMD-XA	98-08-097	284-23-380	REP-XA	98-07-065	284-43-100	REP	98-04-005
284-19-060	AMD	98-13-095	284-23-380	REP	98-11-088	284-43-110	NEW	98-04-005
284-19-070	AMD-XA	98-08-097	284-23-610	AMD	98-05-026	284-43-120	NEW	98-04-005
284-19-070	AMD	98-13-095	284-23-620	AMD	98-05-026	284-43-130	NEW	98-04-005
284-19-080	AMD-XA	98-08-097	284-23-640	AMD	98-05-026	284-43-200	NEW	98-04-005
284-19-080	AMD	98-13-095	284-23-645	NEW	98-05-026	284-43-210	NEW	98-04-005
284-19-090	AMD-XA	98-08-097	284-23-650	AMD	98-05-026	284-43-220	NEW	98-04-005
284-19-090	AMD	98-13-095	284-23-660	AMD	98-05-026	284-43-250	NEW	98-04-005
284-19-100	AMD-XA	98-08-097	284-23-690	AMD	98-05-026	284-43-300	NEW	98-04-005
284-19-100	AMD	98-13-095	284-23-710	AMD	98-05-026	284-43-310	NEW	98-04-005
284-19-110	AMD-XA	98-08-097	284-23-730	AMD	98-05-026	284-43-320	NEW	98-04-005
284-19-110	AMD	98-13-095	284-24	PREP	98-05-102	284-43-330	NEW	98-04-005
284-19-120	AMD-XA	98-08-097	284-24-005	NEW-P	98-13-092	284-43-340	NEW	98-04-005
284-19-120	AMD	98-13-095	284-24-005	NEW	98-20-102	284-43-400	NEW-W	98-10-082
284-19-130	AMD-XA	98-08-097	284-24-015	AMD-P	98-13-092	284-43-410	NEW-W	98-10-082
284-19-130	AMD	98-13-095	284-24-015	AMD	98-20-102	284-43-420	NEW-W	98-10-082
284-19-140	AMD-XA	98-08-097	284-24-060	AMD-P	98-13-092	284-43-610	NEW-W	98-10-082
284-19-140	AMD	98-13-095	284-24-060	AMD	98-20-102	284-43-620	NEW-W	98-10-082
284-19-150	AMD-XA	98-08-097	284-24-062	NEW-P	98-13-092	284-43-630	NEW-W	98-10-082
284-19-150	AMD	98-13-095	284-24-062	NEW	98-20-102	284-43-640	NEW-W	98-10-082
284-19-160	AMD-XA	98-08-097	284-24-065	PREP	98-04-081	284-43-650	NEW-W	98-10-082
284-19-160	AMD	98-13-095	284-24-065	AMD-P	98-13-092	284-43-700	NEW	98-04-005
284-19-170	AMD-XA	98-08-097	284-24-065	AMD	98-20-102	284-43-710	NEW	98-04-005
284-19-170	AMD	98-13-095	284-24-070	AMD-P	98-13-092	284-43-720	NEW	98-04-005
284-19-180	AMD-XA	98-08-097	284-24-070	AMD	98-20-102	284-43-730	NEW	98-04-005
284-19-180	AMD	98-13-095	284-24-080	AMD-P	98-13-092	284-43-800	NEW	98-04-005
284-20-006	AMD-XA	98-13-093	284-24-080	AMD	98-20-102	284-43-900	NEW	98-04-011
284-20-006	AMD	98-22-109	284-24-080	AMD	98-20-102	284-43-905	NEW	98-04-011
284-20-020	AMD-XA	98-13-093	284-24-100	AMD-P	98-13-092	284-43-910	NEW	98-04-011
284-20-020	AMD	98-22-109	284-24-100	AMD	98-20-102	284-43-915	NEW	98-04-011
284-20-030	AMD-XA	98-13-093	284-24-110	NEW-P	98-13-092	284-43-920	NEW	98-04-011
284-20-030	AMD	98-22-109	284-24-110	NEW	98-20-102	284-43-925	NEW	98-04-011
284-20-040	AMD-XA	98-13-093	284-28-001	REP-XA	98-07-065	284-43-930	NEW	98-04-011
284-20-040	AMD	98-22-109	284-28-001	REP	98-11-088	284-43-930	AMD-XA	98-07-105
284-20-050	AMD-XA	98-13-093	284-30-600	PREP	98-17-084	284-43-930	AMD	98-11-089
284-20-050	AMD	98-22-109	284-30-610	PREP	98-17-084	284-43-935	NEW	98-04-011
284-20-070	REP-XA	98-13-093	284-36A-010	AMD-XA	98-04-085	284-43-940	NEW	98-04-011
284-20-070	REP	98-22-109	284-36A-010	AMD	98-09-016	284-43-945	NEW	98-04-011
284-20-100	AMD-XA	98-13-093	284-36A-010	AMD-XA	98-20-101	284-43-950	NEW	98-04-011
284-20-100	AMD	98-22-109	284-36A-010	AMD	99-01-142	284-43-955	NEW	98-04-011
284-20-200	AMD-XA	98-13-093	284-36A-020	AMD-XA	98-04-085	284-44	REP-C	98-02-063
284-20-200	AMD	98-22-109	284-36A-020	AMD	98-09-016	284-44	REP-C	98-03-004
284-23	AMD-C	98-02-062	284-36A-020	AMD-XA	98-20-101	284-44-100	REP	98-04-011
284-23	AMD-C	98-03-076	284-36A-020	AMD	99-01-142	284-44-110	REP	98-04-011
284-23	AMD-C	98-07-062	284-36A-025	AMD-XA	98-04-085	284-44-120	REP	98-04-011
284-23-120	REP-XA	98-07-065	284-36A-025	AMD	98-09-016	284-44-130	REP	98-04-011
284-23-120	REP	98-11-088	284-36A-025	REP-XA	98-20-101	284-44-140	REP	98-04-011
284-23-130	REP-XA	98-07-065	284-36A-025	REP	99-01-142	284-44-150	REP	98-04-011
284-23-130	REP	98-11-088	284-36A-030	REP-XA	98-04-085	284-44-160	REP	98-04-011
284-23-200	AMD-P	98-04-083	284-36A-030	REP	98-09-016	284-44-190	REP	98-04-011
284-23-200	AMD	98-11-003	284-36A-040	NEW-XA	98-04-085	284-44-200	REP	98-04-011
284-23-210	AMD-P	98-04-083	284-36A-040	NEW	98-09-016	284-44-210	REP	98-04-011
284-23-210	AMD	98-11-003	284-36A-045	NEW-XA	98-04-085	284-44-220	REP	98-04-011
284-23-220	AMD-P	98-04-083	284-36A-045	NEW	98-09-016	284-44-240	REP	98-04-005
			284-36A-050	NEW-XA	98-04-085			



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
284-44-360	REP-XA	98-07-065	286-35-060	AMD-P	98-04-079	292-130-060	NEW-P	98-16-006
284-44-360	REP	98-11-088	286-35-060	AMD	98-08-014	292-130-060	NEW	98-22-072
284-44-410	REP	98-04-005	288-04-010	NEW-P	98-14-060	292-130-070	NEW-P	98-16-006
284-46	REP-C	98-03-004	288-04-010	NEW	98-17-003	292-130-070	NEW	98-22-072
284-46-020	REP	98-04-005	288-04-020	NEW-P	98-14-060	292-130-080	NEW-P	98-16-006
284-46-575	REP	98-04-005	288-04-020	NEW	98-17-003	292-130-080	NEW	98-22-072
284-50	PREP	98-13-091	288-04-030	NEW-P	98-14-060	292-130-090	NEW-P	98-16-006
284-50-435	REP-XA	98-07-065	288-04-030	NEW	98-17-003	292-130-090	NEW	98-22-072
284-50-435	REP	98-11-088	288-04-040	NEW-P	98-14-060	292-130-100	NEW-P	98-16-006
284-51-180	REP-XA	98-04-084	288-04-040	NEW	98-17-003	292-130-100	NEW	98-22-072
284-51-180	REP	98-09-041	288-04-050	NEW-P	98-14-060	292-130-110	NEW-P	98-16-006
284-54	PREP	98-13-087	288-04-050	NEW	98-17-003	292-130-110	NEW	98-22-072
284-54	PREP	98-13-089	288-04-060	NEW-P	98-14-060	292-130-120	NEW-P	98-16-006
284-58-010	AMD-XA	98-08-098	288-04-060	NEW	98-17-003	292-130-120	NEW	98-22-072
284-58-010	AMD	98-13-094	288-06-010	NEW-P	98-14-059	292-130-130	NEW-P	98-16-006
284-58-020	AMD-XA	98-08-098	288-06-010	NEW	98-17-004	292-130-130	NEW	98-22-072
284-58-020	AMD	98-13-094	288-06-020	NEW-P	98-14-059	292-130-140	NEW-P	98-16-006
284-58-040	REP-XA	98-04-084	288-06-020	NEW	98-17-004	292-130-140	NEW	98-22-072
284-58-040	REP	98-09-041	288-06-030	NEW-P	98-14-059	296-04	PREP	98-09-063
284-58-050	REP-XA	98-04-084	288-06-030	NEW	98-17-004	296-04-001	REP-W	98-12-074
284-58-050	REP	98-09-041	288-06-040	NEW-P	98-14-059	296-04-005	REP-W	98-12-074
284-58-060	REP-XA	98-04-084	288-06-040	NEW	98-17-004	296-04-010	REP-W	98-12-074
284-58-060	REP	98-09-041	288-06-050	NEW-P	98-14-059	296-04-015	REP-W	98-12-074
284-58-250	AMD-XA	98-08-098	288-06-050	NEW	98-17-004	296-04-040	REP-W	98-12-074
284-58-250	AMD	98-13-094	288-06-060	NEW-P	98-14-059	296-04-042	REP-W	98-12-074
284-58-260	AMD-XA	98-08-098	288-06-060	NEW	98-17-004	296-04-045	REP-W	98-12-074
284-58-260	AMD	98-13-094	288-06-070	NEW-P	98-14-059	296-04-05001	REP-W	98-12-074
284-58-270	REP-XA	98-08-098	288-06-070	NEW	98-17-004	296-04-060	REP-W	98-12-074
284-58-270	REP	98-13-094	292-100	PREP	98-11-026	296-04-090	REP-W	98-12-074
284-58-280	REP-XA	98-08-098	292-100-005	NEW-P	98-22-071	296-04-105	REP-W	98-12-074
284-58-280	REP	98-13-094	292-100-006	NEW-P	98-22-071	296-04-115	REP-W	98-12-074
284-60	PREP	98-13-087	292-100-007	NEW-P	98-22-071	296-04-125	REP-W	98-12-074
284-66	PREP	98-13-088	292-100-010	AMD-P	98-22-071	296-04-160	REP-W	98-12-074
284-74-010	AMD	98-05-069	292-100-020	AMD-P	98-22-071	296-04-165	REP-W	98-12-074
284-74-020	NEW	98-05-069	292-100-030	AMD-P	98-22-071	296-04-260	REP-W	98-12-074
286-04-010	AMD-P	98-04-079	292-100-040	AMD-P	98-22-071	296-04-270	REP-W	98-12-074
286-04-010	AMD	98-08-014	292-100-050	AMD-P	98-22-071	296-04-275	REP-W	98-12-074
286-04-060	AMD-P	98-04-079	292-100-060	AMD-P	98-22-071	296-04-280	REP-W	98-12-074
286-04-060	AMD	98-08-014	292-100-070	AMD-P	98-22-071	296-04-295	REP-W	98-12-074
286-06-065	AMD	98-08-014	292-100-080	AMD-P	98-22-071	296-04-300	REP-W	98-12-074
286-13-030	AMD-P	98-04-079	292-100-090	AMD-P	98-22-071	296-04-310	REP-W	98-12-074
286-13-030	AMD	98-08-014	292-100-100	AMD-P	98-22-071	296-04-330	REP-W	98-12-074
286-13-040	AMD-P	98-04-079	292-100-105	NEW-P	98-22-071	296-04-340	REP-W	98-12-074
286-13-040	AMD	98-08-014	292-100-110	AMD-P	98-22-071	296-04-350	REP-W	98-12-074
286-13-045	AMD-P	98-04-079	292-100-120	AMD-P	98-22-071	296-04-351	REP-W	98-12-074
286-13-045	AMD	98-08-014	292-100-130	AMD-P	98-22-071	296-04-360	REP-W	98-12-074
286-13-070	AMD-P	98-04-079	292-100-140	AMD-P	98-22-071	296-04-370	REP-W	98-12-074
286-13-070	AMD	98-08-014	292-100-150	AMD-P	98-22-071	296-04-380	REP-W	98-12-074
286-13-085	AMD-P	98-04-079	292-100-160	AMD-P	98-22-071	296-04-390	REP-W	98-12-074
286-13-085	AMD	98-08-014	292-100-170	AMD-P	98-22-071	296-04-400	REP-W	98-12-074
286-13-100	AMD-P	98-04-079	292-100-180	AMD-P	98-22-071	296-04-410	REP-W	98-12-074
286-13-100	AMD	98-08-014	292-100-190	AMD-P	98-22-071	296-04-420	REP-W	98-12-074
286-26-020	AMD-P	98-04-079	292-100-200	AMD-P	98-22-071	296-04-430	REP-W	98-12-074
286-26-020	AMD	98-08-014	292-100-210	NEW-P	98-22-071	296-04-440	REP-W	98-12-074
286-26-100	AMD-XA	99-01-148	292-110-010	AMD	98-08-054	296-04-460	REP-W	98-12-074
286-26-110	AMD-P	98-04-079	292-110-050	NEW	98-03-045	296-04-470	REP-W	98-12-074
286-26-110	AMD	98-08-014	292-110-060	NEW	98-04-001	296-04-480	REP-W	98-12-074
286-27-040	AMD-P	98-04-079	292-130-010	NEW-P	98-16-006	296-04A-001	NEW-W	98-07-058
286-27-040	AMD	98-08-014	292-130-010	NEW	98-22-072	296-04A-003	NEW-W	98-07-058
286-27-055	AMD-P	98-04-079	292-130-020	NEW-P	98-16-006	296-04A-006	NEW-W	98-07-058
286-27-055	AMD	98-08-014	292-130-020	NEW	98-22-072	296-04A-009	NEW-W	98-07-058
286-27-065	AMD-P	98-04-079	292-130-030	NEW-P	98-16-006	296-04A-012	NEW-W	98-07-058
286-27-065	AMD	98-08-014	292-130-030	NEW	98-22-072	296-04A-015	NEW-W	98-07-058
286-27-075	AMD-P	98-04-079	292-130-040	NEW-P	98-16-006	296-04A-018	NEW-W	98-07-058
286-27-075	AMD	98-08-014	292-130-040	NEW	98-22-072	296-04A-025	NEW-W	98-07-058
286-30-050	NEW-P	98-04-079	292-130-050	NEW-P	98-16-006	296-04A-028	NEW-W	98-07-058
286-30-050	NEW	98-08-014	292-130-050	NEW	98-22-072	296-04A-034	NEW-W	98-07-058

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-04A-037	NEW-W	98-07-058	296-08-480	REP-XR	98-08-102	296-15-350	NEW-P	98-19-148
296-04A-040	NEW-W	98-07-058	296-08-490	REP-XR	98-08-102	296-15-380	NEW-P	98-19-148
296-04A-043	NEW-W	98-07-058	296-08-500	REP-XR	98-08-102	296-15-390	NEW-P	98-19-148
296-04A-046	NEW-W	98-07-058	296-08-510	REP-XR	98-08-102	296-15-395	NEW-P	98-19-148
296-04A-049	NEW-W	98-07-058	296-08-520	REP-XR	98-08-102	296-15-400	NEW	98-24-121
296-04A-052	NEW-W	98-07-058	296-08-530	REP-XR	98-08-102	296-15-405	NEW	98-24-121
296-04A-055	NEW-W	98-07-058	296-08-540	REP-XR	98-08-102	296-15-420	NEW	98-24-121
296-04A-060	NEW-W	98-07-058	296-08-550	REP-XR	98-08-102	296-15-450	NEW	98-24-121
296-04A-100	NEW-W	98-07-058	296-08-560	REP-XR	98-08-102	296-15-480	NEW	98-24-121
296-04A-110	NEW-W	98-07-058	296-08-570	REP-XR	98-08-102	296-15-490	NEW	98-24-121
296-04A-120	NEW-W	98-07-058	296-08-580	REP-XR	98-08-102	296-15-495	NEW	98-24-121
296-04A-130	NEW-W	98-07-058	296-08-590	REP-XR	98-08-102	296-17	PREP	98-11-101
296-04A-150	NEW-W	98-07-058	296-14-010	REP-P	98-12-079	296-17	AMD-P	98-12-079
296-04A-200	NEW-W	98-07-058	296-14-010	REP	98-18-042	296-17	PREP	98-14-140
296-04A-210	NEW-W	98-07-058	296-14-015	REP-P	98-12-079	296-17	AMD	98-18-042
296-04A-230	NEW-W	98-07-058	296-14-015	REP	98-18-042	296-17-310	REP-P	98-12-079
296-04A-300	NEW-W	98-07-058	296-14-900	AMD-P	98-13-125	296-17-310	REP	98-18-042
296-04A-30001	NEW-W	98-07-058	296-14-900	AMD	98-19-001	296-17-31001	NEW-P	98-12-079
296-04A-330	NEW-W	98-07-058	296-14-910	AMD-P	98-13-125	296-17-31001	NEW	98-18-042
296-04A-340	NEW-W	98-07-058	296-14-910	AMD	98-19-001	296-17-31002	NEW-P	98-12-079
296-04A-350	NEW-W	98-07-058	296-14-920	AMD-P	98-13-125	296-17-31002	NEW	98-18-042
296-04A-351	NEW-W	98-07-058	296-14-920	AMD	98-19-001	296-17-31003	NEW-P	98-12-079
296-04A-360	NEW-W	98-07-058	296-14-930	AMD-P	98-13-125	296-17-31003	NEW	98-18-042
296-04A-370	NEW-W	98-07-058	296-14-930	AMD	98-19-001	296-17-31004	NEW-P	98-12-079
296-04A-380	NEW-W	98-07-058	296-14-940	AMD-P	98-13-125	296-17-31004	NEW	98-18-042
296-04A-390	NEW-W	98-07-058	296-14-940	AMD	98-19-001	296-17-31005	NEW-P	98-12-079
296-04A-400	NEW-W	98-07-058	296-15-001	NEW-P	98-19-148	296-17-31005	NEW	98-18-042
296-04A-410	NEW-W	98-07-058	296-15-001	NEW	98-24-121	296-17-31006	NEW-P	98-12-079
296-04A-420	NEW-W	98-07-058	296-15-02606	REP-P	98-19-148	296-17-31006	NEW	98-18-042
296-04A-430	NEW-W	98-07-058	296-15-02606	REP	98-24-120	296-17-31007	NEW-P	98-12-079
296-04A-440	NEW-W	98-07-058	296-15-02606	REP	98-24-121	296-17-31007	NEW	98-18-042
296-04A-460	NEW-W	98-07-058	296-15-070	REP-P	98-19-148	296-17-31008	NEW-P	98-12-079
296-04A-470	NEW-W	98-07-058	296-15-070	REP	98-24-120	296-17-31008	NEW	98-18-042
296-04A-480	NEW-W	98-07-058	296-15-070	REP	98-24-121	296-17-31009	NEW-P	98-12-079
296-08-001	REP-XR	98-08-102	296-15-072	REP-P	98-19-148	296-17-31009	NEW	98-18-042
296-08-020	REP-XR	98-08-102	296-15-072	REP	98-24-120	296-17-31010	NEW-P	98-12-079
296-08-030	REP-XR	98-08-102	296-15-072	REP	98-24-121	296-17-31010	NEW	98-18-042
296-08-040	REP-XR	98-08-102	296-15-100	REP-P	98-19-148	296-17-31011	NEW-P	98-12-079
296-08-050	REP-XR	98-08-102	296-15-100	REP	98-24-120	296-17-31011	NEW	98-18-042
296-08-060	REP-XR	98-08-102	296-15-100	REP	98-24-121	296-17-31012	NEW-P	98-12-079
296-08-070	REP-XR	98-08-102	296-15-100	REP	98-24-121	296-17-31012	NEW	98-18-042
296-08-080	REP-XR	98-08-102	296-15-160	REP-P	98-19-148	296-17-31012	NEW	98-18-042
296-08-090	REP-XR	98-08-102	296-15-160	REP	98-24-120	296-17-31013	NEW-P	98-12-079
296-08-100	REP-XR	98-08-102	296-15-160	REP	98-24-121	296-17-31013	NEW	98-18-042
296-08-110	REP-XR	98-08-102	296-15-180	REP-P	98-19-148	296-17-31014	NEW-P	98-12-079
296-08-120	REP-XR	98-08-102	296-15-180	REP	98-24-120	296-17-31014	NEW	98-18-042
296-08-130	REP-XR	98-08-102	296-15-180	REP	98-24-121	296-17-31015	NEW-P	98-12-079
296-08-140	REP-XR	98-08-102	296-15-190	REP-P	98-19-148	296-17-31015	NEW	98-18-042
296-08-150	REP-XR	98-08-102	296-15-190	REP	98-24-120	296-17-31016	NEW-P	98-12-079
296-08-160	REP-XR	98-08-102	296-15-190	REP	98-24-121	296-17-31016	NEW	98-18-042
296-08-170	REP-XR	98-08-102	296-15-21002	REP-P	98-19-148	296-17-31017	NEW-P	98-12-079
296-08-180	REP-XR	98-08-102	296-15-21002	REP	98-24-120	296-17-31017	NEW	98-18-042
296-08-190	REP-XR	98-08-102	296-15-21002	REP	98-24-121	296-17-31018	NEW-P	98-12-079
296-08-200	REP-XR	98-08-102	296-15-230	REP-P	98-19-148	296-17-31018	NEW	98-18-042
296-08-210	REP-XR	98-08-102	296-15-230	REP	98-24-120	296-17-31019	NEW-P	98-12-079
296-08-220	REP-XR	98-08-102	296-15-230	REP	98-24-121	296-17-31019	NEW	98-18-042
296-08-370	REP-XR	98-08-102	296-15-240	REP-P	98-19-148	296-17-31020	NEW-P	98-12-079
296-08-380	REP-XR	98-08-102	296-15-240	REP	98-24-120	296-17-31020	NEW	98-18-042
296-08-390	REP-XR	98-08-102	296-15-240	REP	98-24-121	296-17-31021	NEW-P	98-12-079
296-08-400	REP-XR	98-08-102	296-15-250	REP-P	98-19-148	296-17-31021	NEW	98-18-042
296-08-410	REP-XR	98-08-102	296-15-250	REP	98-24-120	296-17-31022	NEW-P	98-12-079
296-08-420	REP-XR	98-08-102	296-15-250	REP	98-24-121	296-17-31022	NEW	98-18-042
296-08-430	REP-XR	98-08-102	296-15-265	REP-P	98-19-148	296-17-31023	NEW-P	98-12-079
296-08-440	REP-XR	98-08-102	296-15-265	REP	98-24-120	296-17-31023	NEW	98-18-042
296-08-450	REP-XR	98-08-102	296-15-265	REP	98-24-121	296-17-31024	NEW-P	98-12-079
296-08-460	REP-XR	98-08-102	296-15-300	NEW-P	98-19-148	296-17-31024	NEW	98-18-042
296-08-470	REP-XR	98-08-102	296-15-305	NEW-P	98-19-148	296-17-31025	NEW-P	98-12-079
			296-15-320	NEW-P	98-19-148	296-17-31025	NEW	98-18-042

Table

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-17-31026	NEW-P	98-12-079	296-17-503	AMD	98-18-042	296-17-52111	AMD-P	98-12-079
296-17-31026	NEW	98-18-042	296-17-504	AMD-P	98-12-079	296-17-52111	AMD	98-18-042
296-17-31027	NEW-P	98-12-079	296-17-504	AMD	98-18-042	296-17-52113	AMD-P	98-12-079
296-17-31027	NEW	98-18-042	296-17-505	AMD-P	98-12-079	296-17-52113	AMD	98-18-042
296-17-31028	NEW-P	98-12-079	296-17-505	AMD	98-18-042	296-17-52116	AMD-P	98-12-079
296-17-31028	NEW	98-18-042	296-17-50601	AMD-P	98-12-079	296-17-52116	AMD	98-18-042
296-17-31029	NEW-P	98-12-079	296-17-50601	AMD	98-18-042	296-17-52118	AMD-P	98-12-079
296-17-31029	NEW	98-18-042	296-17-50602	AMD-P	98-12-079	296-17-52118	AMD	98-18-042
296-17-320	REP-P	98-12-079	296-17-50602	AMD	98-18-042	296-17-52119	AMD-P	98-12-079
296-17-320	REP	98-18-042	296-17-50603	AMD-P	98-12-079	296-17-52119	AMD	98-18-042
296-17-345	REP-P	98-12-079	296-17-50603	AMD	98-18-042	296-17-52120	AMD-P	98-12-079
296-17-345	REP	98-18-042	296-17-508	AMD-P	98-12-079	296-17-52120	AMD	98-18-042
296-17-350	REP-P	98-12-079	296-17-508	AMD	98-18-042	296-17-52121	AMD-P	98-12-079
296-17-350	REP	98-18-042	296-17-509	AMD-P	98-12-079	296-17-52121	AMD	98-18-042
296-17-35202	NEW-P	98-12-079	296-17-509	AMD	98-18-042	296-17-52122	AMD-P	98-12-079
296-17-35202	NEW	98-18-042	296-17-50908	AMD-P	98-12-079	296-17-52122	AMD	98-18-042
296-17-35203	NEW-P	98-12-079	296-17-50908	AMD	98-18-042	296-17-52123	AMD-P	98-12-079
296-17-35203	NEW	98-18-042	296-17-50910	AMD-P	98-12-079	296-17-52123	AMD	98-18-042
296-17-35204	NEW-P	98-12-079	296-17-50910	AMD	98-18-042	296-17-52124	AMD-P	98-12-079
296-17-35204	NEW	98-18-042	296-17-50912	AMD-P	98-12-079	296-17-52124	AMD	98-18-042
296-17-360	REP-P	98-12-079	296-17-50912	AMD	98-18-042	296-17-52125	AMD-P	98-12-079
296-17-360	REP	98-18-042	296-17-50915	AMD-P	98-12-079	296-17-52125	AMD	98-18-042
296-17-370	REP-P	98-12-079	296-17-50915	AMD	98-18-042	296-17-52126	AMD-P	98-12-079
296-17-370	REP	98-18-042	296-17-50917	AMD-P	98-12-079	296-17-52126	AMD	98-18-042
296-17-380	REP-P	98-12-079	296-17-50917	AMD	98-18-042	296-17-522	AMD-P	98-12-079
296-17-380	REP	98-18-042	296-17-510	AMD-P	98-12-079	296-17-522	AMD	98-18-042
296-17-390	REP-P	98-12-079	296-17-510	AMD	98-18-042	296-17-523	AMD-P	98-12-079
296-17-390	REP	98-18-042	296-17-511	AMD-P	98-12-079	296-17-523	AMD	98-18-042
296-17-400	REP-P	98-12-079	296-17-511	AMD	98-18-042	296-17-524	AMD-P	98-12-079
296-17-400	REP	98-18-042	296-17-51101	AMD-P	98-12-079	296-17-524	AMD	98-18-042
296-17-410	REP-P	98-12-079	296-17-51101	AMD	98-18-042	296-17-525	AMD-P	98-12-079
296-17-410	REP	98-18-042	296-17-512	AMD-P	98-12-079	296-17-525	AMD	98-18-042
296-17-411	REP-P	98-12-079	296-17-512	AMD	98-18-042	296-17-526	AMD-P	98-12-079
296-17-411	REP	98-18-042	296-17-513	AMD-P	98-12-079	296-17-526	AMD	98-18-042
296-17-420	REP-P	98-12-079	296-17-513	AMD	98-18-042	296-17-527	AMD-P	98-12-079
296-17-420	REP	98-18-042	296-17-51301	AMD-P	98-12-079	296-17-527	AMD	98-18-042
296-17-430	REP-P	98-12-079	296-17-51301	AMD	98-18-042	296-17-52701	AMD-P	98-12-079
296-17-430	REP	98-18-042	296-17-516	AMD-P	98-12-079	296-17-52701	AMD	98-18-042
296-17-440	REP-P	98-12-079	296-17-516	AMD	98-18-042	296-17-528	AMD-P	98-12-079
296-17-440	REP	98-18-042	296-17-517	AMD-P	98-12-079	296-17-528	AMD	98-18-042
296-17-44001	REP-P	98-12-079	296-17-517	AMD	98-18-042	296-17-529	AMD-P	98-12-079
296-17-44001	REP	98-18-042	296-17-519	AMD-P	98-12-079	296-17-529	AMD	98-18-042
296-17-441	REP-P	98-12-079	296-17-519	AMD	98-18-042	296-17-532	AMD-P	98-12-079
296-17-441	REP	98-18-042	296-17-52001	AMD-P	98-12-079	296-17-532	AMD	98-18-042
296-17-450	REP-P	98-12-079	296-17-52001	AMD	98-18-042	296-17-534	AMD-P	98-12-079
296-17-450	REP	98-18-042	296-17-52002	AMD-P	98-12-079	296-17-534	AMD	98-18-042
296-17-45001	REP-P	98-12-079	296-17-52002	AMD	98-18-042	296-17-535	AMD-P	98-12-079
296-17-45001	REP	98-18-042	296-17-521	AMD-P	98-12-079	296-17-535	AMD	98-18-042
296-17-45002	REP-P	98-12-079	296-17-521	AMD	98-18-042	296-17-53501	AMD-P	98-12-079
296-17-45002	REP	98-18-042	296-17-52101	AMD-P	98-12-079	296-17-53501	AMD	98-18-042
296-17-45003	REP-P	98-12-079	296-17-52101	AMD	98-18-042	296-17-53502	AMD-P	98-12-079
296-17-45003	REP	98-18-042	296-17-52102	AMD-P	98-12-079	296-17-53502	AMD	98-18-042
296-17-45004	REP-P	98-12-079	296-17-52102	AMD	98-18-042	296-17-53504	AMD-P	98-12-079
296-17-45004	REP	98-18-042	296-17-52103	AMD-P	98-12-079	296-17-53504	AMD	98-18-042
296-17-45005	REP-P	98-12-079	296-17-52103	AMD	98-18-042	296-17-536	AMD-P	98-12-079
296-17-45005	REP	98-18-042	296-17-52104	AMD-P	98-12-079	296-17-536	AMD	98-18-042
296-17-45006	REP-P	98-12-079	296-17-52104	AMD	98-18-042	296-17-537	AMD-P	98-12-079
296-17-45006	REP	98-18-042	296-17-52105	AMD-P	98-12-079	296-17-537	AMD	98-18-042
296-17-455	REP-P	98-12-079	296-17-52105	AMD	98-18-042	296-17-538	AMD-P	98-12-079
296-17-455	REP	98-18-042	296-17-52106	AMD-P	98-12-079	296-17-538	AMD	98-18-042
296-17-460	REP-P	98-12-079	296-17-52106	AMD	98-18-042	296-17-53801	AMD-P	98-12-079
296-17-460	REP	98-18-042	296-17-52108	AMD-P	98-12-079	296-17-53801	AMD	98-18-042
296-17-470	REP-P	98-12-079	296-17-52108	AMD	98-18-042	296-17-53802	AMD-P	98-12-079
296-17-470	REP	98-18-042	296-17-52109	AMD-P	98-12-079	296-17-53802	AMD	98-18-042
296-17-501	AMD-P	98-12-079	296-17-52109	AMD	98-18-042	296-17-53803	AMD-P	98-12-079
296-17-501	AMD	98-18-042	296-17-52110	AMD-P	98-12-079	296-17-53803	AMD	98-18-042
296-17-503	AMD-P	98-12-079	296-17-52110	AMD	98-18-042	296-17-53805	AMD-P	98-12-079

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-17-53805	AMD	98-18-042	296-17-56901	AMD-P	98-12-079	296-17-59204	AMD	98-18-042
296-17-53806	AMD-P	98-12-079	296-17-56901	AMD	98-18-042	296-17-59205	AMD-P	98-12-079
296-17-53806	AMD	98-18-042	296-17-570	AMD-P	98-12-079	296-17-59205	AMD	98-18-042
296-17-539	AMD-P	98-12-079	296-17-570	AMD	98-18-042	296-17-594	AMD-P	98-12-079
296-17-539	AMD	98-18-042	296-17-57001	AMD-P	98-12-079	296-17-594	AMD	98-18-042
296-17-540	AMD-P	98-12-079	296-17-57001	AMD	98-18-042	296-17-595	AMD-P	98-12-079
296-17-540	AMD	98-18-042	296-17-57002	AMD-P	98-12-079	296-17-595	AMD	98-18-042
296-17-541	AMD-P	98-12-079	296-17-57002	AMD	98-18-042	296-17-596	AMD-P	98-12-079
296-17-541	AMD	98-18-042	296-17-57003	AMD-P	98-12-079	296-17-596	AMD	98-18-042
296-17-54101	AMD-P	98-12-079	296-17-57003	AMD	98-18-042	296-17-597	AMD-P	98-12-079
296-17-54101	AMD	98-18-042	296-17-571	AMD-P	98-12-079	296-17-597	AMD	98-18-042
296-17-542	AMD-P	98-12-079	296-17-571	AMD	98-18-042	296-17-599	AMD-P	98-12-079
296-17-542	AMD	98-18-042	296-17-572	AMD-P	98-12-079	296-17-599	AMD	98-18-042
296-17-544	AMD-P	98-12-079	296-17-572	AMD	98-18-042	296-17-600	AMD-P	98-12-079
296-17-544	AMD	98-18-042	296-17-572	AMD	98-18-042	296-17-600	AMD	98-18-042
296-17-54401	AMD-P	98-12-079	296-17-573	AMD-P	98-12-079	296-17-600	AMD	98-18-042
296-17-54401	AMD	98-18-042	296-17-573	AMD	98-18-042	296-17-604	AMD-P	98-12-079
296-17-545	AMD-P	98-12-079	296-17-574	AMD-P	98-12-079	296-17-604	AMD	98-18-042
296-17-545	AMD	98-18-042	296-17-574	AMD	98-18-042	296-17-606	AMD-P	98-12-079
296-17-546	AMD-P	98-12-079	296-17-575	AMD-P	98-12-079	296-17-606	AMD	98-18-042
296-17-546	AMD	98-18-042	296-17-575	AMD	98-18-042	296-17-612	AMD-P	98-12-079
296-17-548	AMD-P	98-12-079	296-17-575	AMD	98-18-042	296-17-612	AMD	98-18-042
296-17-548	AMD	98-18-042	296-17-57602	AMD-P	98-12-079	296-17-612	AMD	98-18-042
296-17-549	AMD-P	98-12-079	296-17-57602	AMD	98-18-042	296-17-614	AMD-P	98-12-079
296-17-549	AMD	98-18-042	296-17-57603	AMD-P	98-12-079	296-17-614	AMD	98-18-042
296-17-550	AMD-P	98-12-079	296-17-57603	AMD	98-18-042	296-17-615	AMD-P	98-12-079
296-17-550	AMD	98-18-042	296-17-578	AMD-P	98-12-079	296-17-615	AMD	98-18-042
296-17-551	AMD-P	98-12-079	296-17-578	AMD	98-18-042	296-17-616	AMD-P	98-12-079
296-17-551	AMD	98-18-042	296-17-580	AMD-P	98-12-079	296-17-616	AMD	98-18-042
296-17-552	AMD-P	98-12-079	296-17-580	AMD	98-18-042	296-17-618	AMD-P	98-12-079
296-17-552	AMD	98-18-042	296-17-581	AMD-P	98-12-079	296-17-618	AMD	98-18-042
296-17-55201	AMD-P	98-12-079	296-17-581	AMD	98-18-042	296-17-61801	AMD-P	98-12-079
296-17-55201	AMD	98-18-042	296-17-582	AMD-P	98-12-079	296-17-61801	AMD	98-18-042
296-17-555	AMD-P	98-12-079	296-17-582	AMD	98-18-042	296-17-61804	AMD-P	98-12-079
296-17-555	AMD	98-18-042	296-17-58201	AMD-P	98-12-079	296-17-61804	AMD	98-18-042
296-17-557	AMD-P	98-12-079	296-17-58201	AMD	98-18-042	296-17-619	AMD-P	98-12-079
296-17-557	AMD	98-18-042	296-17-583	AMD-P	98-12-079	296-17-619	AMD	98-18-042
296-17-560	AMD-P	98-12-079	296-17-583	AMD	98-18-042	296-17-620	AMD-P	98-12-079
296-17-560	AMD	98-18-042	296-17-584	AMD-P	98-12-079	296-17-620	AMD	98-18-042
296-17-561	AMD-P	98-12-079	296-17-584	AMD	98-18-042	296-17-622	AMD-P	98-12-079
296-17-561	AMD	98-18-042	296-17-585	AMD-P	98-12-079	296-17-622	AMD	98-18-042
296-17-56101	AMD-P	98-12-079	296-17-585	AMD	98-18-042	296-17-626	AMD-P	98-12-079
296-17-56101	AMD	98-18-042	296-17-58501	AMD-P	98-12-079	296-17-626	AMD	98-18-042
296-17-562	AMD-P	98-12-079	296-17-58501	AMD	98-18-042	296-17-627	AMD-P	98-12-079
296-17-562	AMD	98-18-042	296-17-58502	AMD-P	98-12-079	296-17-627	AMD	98-18-042
296-17-563	AMD-P	98-12-079	296-17-58502	AMD	98-18-042	296-17-628	AMD-P	98-12-079
296-17-563	AMD	98-18-042	296-17-58503	AMD-P	98-12-079	296-17-628	AMD	98-18-042
296-17-564	AMD-P	98-12-079	296-17-58503	AMD	98-18-042	296-17-629	AMD-P	98-12-079
296-17-564	AMD	98-18-042	296-17-58504	AMD-P	98-12-079	296-17-629	AMD	98-18-042
296-17-56401	AMD-P	98-12-079	296-17-58504	AMD	98-18-042	296-17-630	AMD-P	98-12-079
296-17-56401	AMD	98-18-042	296-17-58505	AMD-P	98-12-079	296-17-630	AMD	98-18-042
296-17-56402	AMD-P	98-12-079	296-17-58505	AMD	98-18-042	296-17-631	AMD-P	98-12-079
296-17-56402	AMD	98-18-042	296-17-58506	AMD-P	98-12-079	296-17-631	AMD	98-18-042
296-17-565	AMD-P	98-12-079	296-17-58506	AMD	98-18-042	296-17-633	AMD-P	98-12-079
296-17-565	AMD	98-18-042	296-17-58507	AMD-P	98-12-079	296-17-633	AMD	98-18-042
296-17-566	AMD-P	98-12-079	296-17-58507	AMD	98-18-042	296-17-634	AMD-P	98-12-079
296-17-566	AMD	98-18-042	296-17-586	AMD-P	98-12-079	296-17-634	AMD	98-18-042
296-17-56601	AMD-P	98-12-079	296-17-586	AMD	98-18-042	296-17-635	AMD-P	98-12-079
296-17-56601	AMD	98-18-042	296-17-587	AMD-P	98-12-079	296-17-635	AMD	98-18-042
296-17-56602	AMD-P	98-12-079	296-17-587	AMD	98-18-042	296-17-63501	AMD-P	98-12-079
296-17-56602	AMD	98-18-042	296-17-587	AMD	98-18-042	296-17-63501	AMD	98-18-042
296-17-567	AMD-P	98-12-079	296-17-590	AMD-P	98-12-079	296-17-636	AMD-P	98-12-079
296-17-567	AMD	98-18-042	296-17-590	AMD	98-18-042	296-17-636	AMD	98-18-042
296-17-568	AMD-P	98-12-079	296-17-59201	AMD-P	98-12-079	296-17-637	AMD-P	98-12-079
296-17-568	AMD	98-18-042	296-17-59201	AMD	98-18-042	296-17-637	AMD	98-18-042
296-17-569	AMD-P	98-12-079	296-17-59202	AMD-P	98-12-079	296-17-638	AMD-P	98-12-079
296-17-569	AMD	98-18-042	296-17-59202	AMD	98-18-042	296-17-638	AMD	98-18-042
			296-17-59203	AMD-P	98-12-079	296-17-640	AMD-P	98-12-079
			296-17-59203	AMD	98-18-042	296-17-640	AMD	98-18-042
			296-17-59204	AMD-P	98-12-079			

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-17-641	AMD-P	98-12-079	296-17-669	AMD	98-18-042	296-17-704	AMD-P	98-12-079
296-17-641	AMD	98-18-042	296-17-670	AMD-P	98-12-079	296-17-704	AMD	98-18-042
296-17-643	AMD-P	98-12-079	296-17-670	AMD	98-18-042	296-17-706	AMD-P	98-12-079
296-17-643	AMD	98-18-042	296-17-673	AMD-P	98-12-079	296-17-706	AMD	98-18-042
296-17-644	AMD-P	98-12-079	296-17-673	AMD	98-18-042	296-17-707	AMD-P	98-12-079
296-17-644	AMD	98-18-042	296-17-675	AMD-P	98-12-079	296-17-707	AMD	98-18-042
296-17-645	AMD-P	98-12-079	296-17-675	AMD	98-18-042	296-17-708	AMD-P	98-12-079
296-17-645	AMD	98-18-042	296-17-676	AMD-P	98-12-079	296-17-708	AMD	98-18-042
296-17-646	AMD-P	98-12-079	296-17-676	AMD	98-18-042	296-17-709	AMD-P	98-12-079
296-17-646	AMD	98-18-042	296-17-67601	AMD-P	98-12-079	296-17-709	AMD	98-18-042
296-17-647	AMD-P	98-12-079	296-17-67601	AMD	98-18-042	296-17-710	AMD-P	98-12-079
296-17-647	AMD	98-18-042	296-17-67602	AMD-P	98-12-079	296-17-710	AMD	98-18-042
296-17-649	AMD-P	98-12-079	296-17-67602	AMD	98-18-042	296-17-711	AMD-P	98-12-079
296-17-649	AMD	98-18-042	296-17-677	AMD-P	98-12-079	296-17-711	AMD	98-18-042
296-17-64901	AMD-P	98-12-079	296-17-677	AMD	98-18-042	296-17-712	AMD-P	98-12-079
296-17-64901	AMD	98-18-042	296-17-678	AMD-P	98-12-079	296-17-712	AMD	98-18-042
296-17-64902	AMD-P	98-12-079	296-17-678	AMD	98-18-042	296-17-713	AMD-P	98-12-079
296-17-64902	AMD	98-18-042	296-17-679	AMD-P	98-12-079	296-17-713	AMD	98-18-042
296-17-64903	AMD-P	98-12-079	296-17-679	AMD	98-18-042	296-17-71301	AMD-P	98-12-079
296-17-64903	AMD	98-18-042	296-17-67901	AMD-P	98-12-079	296-17-71301	AMD	98-18-042
296-17-64904	AMD-P	98-12-079	296-17-67901	AMD	98-18-042	296-17-714	AMD-P	98-12-079
296-17-64904	AMD	98-18-042	296-17-680	AMD-P	98-12-079	296-17-714	AMD	98-18-042
296-17-64905	AMD-P	98-12-079	296-17-680	AMD	98-18-042	296-17-715	AMD-P	98-12-079
296-17-64905	AMD	98-18-042	296-17-681	AMD-P	98-12-079	296-17-715	AMD	98-18-042
296-17-64999	AMD-P	98-12-079	296-17-681	AMD	98-18-042	296-17-716	AMD-P	98-12-079
296-17-64999	AMD	98-18-042	296-17-682	AMD-P	98-12-079	296-17-716	AMD	98-18-042
296-17-650	AMD-P	98-12-079	296-17-682	AMD	98-18-042	296-17-717	AMD-P	98-12-079
296-17-650	AMD	98-18-042	296-17-684	AMD-P	98-12-079	296-17-717	AMD	98-18-042
296-17-651	AMD-P	98-12-079	296-17-684	AMD	98-18-042	296-17-718	AMD-P	98-12-079
296-17-651	AMD	98-18-042	296-17-685	AMD-P	98-12-079	296-17-718	AMD	98-18-042
296-17-652	AMD-P	98-12-079	296-17-685	AMD	98-18-042	296-17-719	AMD-P	98-12-079
296-17-652	AMD	98-18-042	296-17-686	AMD-P	98-12-079	296-17-719	AMD	98-18-042
296-17-653	AMD-P	98-12-079	296-17-686	AMD	98-18-042	296-17-721	REP-P	98-12-079
296-17-653	AMD	98-18-042	296-17-68601	AMD-P	98-12-079	296-17-721	REP	98-18-042
296-17-654	AMD-P	98-12-079	296-17-68601	AMD	98-18-042	296-17-722	AMD-P	98-12-079
296-17-654	AMD	98-18-042	296-17-687	AMD-P	98-12-079	296-17-722	AMD	98-18-042
296-17-655	AMD-P	98-12-079	296-17-687	AMD	98-18-042	296-17-72201	NEW-P	98-12-079
296-17-655	AMD	98-18-042	296-17-688	AMD-P	98-12-079	296-17-72201	NEW	98-18-042
296-17-656	AMD-P	98-12-079	296-17-688	AMD	98-18-042	296-17-72202	NEW-P	98-12-079
296-17-656	AMD	98-18-042	296-17-689	AMD-P	98-12-079	296-17-72202	NEW	98-18-042
296-17-657	AMD-P	98-12-079	296-17-689	AMD	98-18-042	296-17-723	AMD-P	98-12-079
296-17-657	AMD	98-18-042	296-17-690	AMD-P	98-12-079	296-17-723	AMD	98-18-042
296-17-658	AMD-P	98-12-079	296-17-690	AMD	98-18-042	296-17-724	AMD-P	98-12-079
296-17-658	AMD	98-18-042	296-17-691	AMD-P	98-12-079	296-17-724	AMD	98-18-042
296-17-65801	AMD-P	98-12-079	296-17-691	AMD	98-18-042	296-17-725	AMD-P	98-12-079
296-17-65801	AMD	98-18-042	296-17-692	AMD-P	98-12-079	296-17-725	AMD	98-18-042
296-17-659	AMD-P	98-12-079	296-17-692	AMD	98-18-042	296-17-726	AMD-P	98-12-079
296-17-659	AMD	98-18-042	296-17-693	AMD-P	98-12-079	296-17-726	AMD	98-18-042
296-17-660	AMD-P	98-12-079	296-17-693	AMD	98-18-042	296-17-727	AMD-P	98-12-079
296-17-660	AMD	98-18-042	296-17-694	AMD-P	98-12-079	296-17-727	AMD	98-18-042
296-17-66001	AMD-P	98-12-079	296-17-694	AMD	98-18-042	296-17-729	AMD-P	98-12-079
296-17-66001	AMD	98-18-042	296-17-695	AMD-P	98-12-079	296-17-729	AMD	98-18-042
296-17-66002	AMD-P	98-12-079	296-17-695	AMD	98-18-042	296-17-730	AMD-P	98-12-079
296-17-66002	AMD	98-18-042	296-17-696	AMD-P	98-12-079	296-17-730	AMD	98-18-042
296-17-66003	AMD-P	98-12-079	296-17-696	AMD	98-18-042	296-17-73105	AMD-P	98-12-079
296-17-66003	AMD	98-18-042	296-17-697	AMD-P	98-12-079	296-17-73105	AMD	98-18-042
296-17-66004	AMD-P	98-12-079	296-17-697	AMD	98-18-042	296-17-73106	AMD-P	98-12-079
296-17-66004	AMD	98-18-042	296-17-698	AMD-P	98-12-079	296-17-73106	AMD	98-18-042
296-17-661	AMD-P	98-12-079	296-17-698	AMD	98-18-042	296-17-73107	AMD-P	98-12-079
296-17-661	AMD	98-18-042	296-17-699	AMD-P	98-12-079	296-17-73107	AMD	98-18-042
296-17-663	AMD-P	98-12-079	296-17-699	AMD	98-18-042	296-17-73108	AMD-P	98-12-079
296-17-663	AMD	98-18-042	296-17-700	AMD-P	98-12-079	296-17-73108	AMD	98-18-042
296-17-666	AMD-P	98-12-079	296-17-700	AMD	98-18-042	296-17-73109	NEW	98-18-042
296-17-666	AMD	98-18-042	296-17-701	AMD-P	98-12-079	296-17-73111	AMD-P	98-12-079
296-17-668	AMD-P	98-12-079	296-17-701	AMD	98-18-042	296-17-73111	AMD	98-18-042
296-17-668	AMD	98-18-042	296-17-703	AMD-P	98-12-079	296-17-735	AMD-P	98-12-079
296-17-669	AMD-P	98-12-079	296-17-703	AMD	98-18-042	296-17-735	AMD	98-18-042

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-17-736	AMD-P	98-12-079	296-17-76205	AMD	98-18-042	296-17-91205	NEW-P	98-21-077
296-17-736	AMD	98-18-042	296-17-76206	AMD-P	98-12-079	296-17-91205	NEW	98-24-072
296-17-737	AMD-P	98-12-079	296-17-76206	AMD	98-18-042	296-17-91206	NEW-P	98-21-077
296-17-737	AMD	98-18-042	296-17-76207	AMD-P	98-12-079	296-17-91206	NEW	98-24-072
296-17-738	AMD-P	98-12-079	296-17-76207	AMD	98-18-042	296-17-91207	NEW-P	98-21-077
296-17-738	AMD	98-18-042	296-17-76208	AMD-P	98-12-079	296-17-91207	NEW	98-24-072
296-17-739	AMD-P	98-12-079	296-17-76208	AMD	98-18-042	296-17-91208	NEW-P	98-21-077
296-17-739	AMD	98-18-042	296-17-76209	AMD-P	98-12-079	296-17-91208	NEW	98-24-072
296-17-740	AMD-P	98-12-079	296-17-76209	AMD	98-18-042	296-17-91209	NEW-P	98-21-077
296-17-740	AMD	98-18-042	296-17-76210	AMD-P	98-12-079	296-17-91209	NEW	98-24-072
296-17-741	AMD-P	98-12-079	296-17-76210	AMD	98-18-042	296-17-91210	NEW-P	98-21-077
296-17-741	AMD	98-18-042	296-17-76211	AMD-P	98-12-079	296-17-91210	NEW	98-24-072
296-17-742	AMD-P	98-12-079	296-17-76211	AMD	98-18-042	296-17-91211	NEW-P	98-21-077
296-17-742	AMD	98-18-042	296-17-76212	AMD-P	98-12-079	296-17-91211	NEW	98-24-072
296-17-743	AMD-P	98-12-079	296-17-76212	AMD	98-18-042	296-17-91212	NEW-P	98-21-077
296-17-743	AMD	98-18-042	296-17-763	AMD-P	98-12-079	296-17-91212	NEW	98-24-072
296-17-744	AMD-P	98-12-079	296-17-763	AMD	98-18-042	296-17-91213	NEW-P	98-21-077
296-17-744	AMD	98-18-042	296-17-764	AMD-P	98-12-079	296-17-91213	NEW	98-24-072
296-17-745	AMD-P	98-12-079	296-17-764	AMD	98-18-042	296-17-91214	NEW-P	98-21-077
296-17-745	AMD	98-18-042	296-17-765	AMD-P	98-12-079	296-17-91214	NEW	98-24-072
296-17-746	AMD-P	98-12-079	296-17-765	AMD	98-18-042	296-17-91215	NEW-P	98-21-077
296-17-746	AMD	98-18-042	296-17-766	AMD-P	98-12-079	296-17-91215	NEW	98-24-072
296-17-747	AMD-P	98-12-079	296-17-766	AMD	98-18-042	296-17-91216	NEW-P	98-21-077
296-17-747	AMD	98-18-042	296-17-766	AMD	98-18-042	296-17-91216	NEW	98-24-072
296-17-748	AMD-P	98-12-079	296-17-772	AMD-P	98-12-079	296-17-91219	NEW-P	98-21-077
296-17-748	AMD	98-18-042	296-17-772	AMD	98-18-042	296-17-91219	NEW	98-24-072
296-17-749	AMD-P	98-12-079	296-17-773	AMD-P	98-12-079	296-17-91220	NEW-P	98-21-077
296-17-749	AMD	98-18-042	296-17-773	AMD	98-18-042	296-17-91220	NEW	98-24-072
296-17-749	AMD-P	98-12-079	296-17-777	AMD-P	98-12-079	296-17-91221	NEW-P	98-21-077
296-17-750	AMD-P	98-12-079	296-17-777	AMD	98-18-042	296-17-91221	NEW	98-24-072
296-17-750	AMD	98-18-042	296-17-778	AMD-P	98-12-079	296-17-91222	NEW-P	98-21-077
296-17-751	AMD-P	98-12-079	296-17-778	AMD	98-18-042	296-17-91222	NEW	98-24-072
296-17-751	AMD	98-18-042	296-17-779	AMD-P	98-12-079	296-17-91223	NEW-P	98-21-077
296-17-752	AMD-P	98-12-079	296-17-779	AMD	98-18-042	296-17-91223	NEW	98-24-072
296-17-752	AMD	98-18-042	296-17-855	AMD-P	98-19-150	296-17-91224	NEW-P	98-21-077
296-17-753	AMD-P	98-12-079	296-17-855	AMD	98-24-094	296-17-91224	NEW	98-24-072
296-17-753	AMD	98-18-042	296-17-870	AMD-P	98-12-079	296-17-91225	NEW-P	98-21-077
296-17-75301	AMD-P	98-12-079	296-17-870	AMD	98-18-042	296-17-91225	NEW	98-24-072
296-17-75301	AMD	98-18-042	296-17-875	AMD-P	98-19-150	296-17-91250	NEW-P	98-21-077
296-17-75303	NEW-P	98-12-079	296-17-875	AMD	98-24-094	296-17-913	REP-P	98-21-077
296-17-75303	NEW	98-18-042	296-17-880	AMD-P	98-19-150	296-17-913	REP	98-24-072
296-17-754	AMD-P	98-12-079	296-17-880	AMD	98-24-094	296-17-914	NEW-P	98-21-077
296-17-754	AMD	98-18-042	296-17-885	AMD-P	98-19-150	296-17-914	AMD	98-24-072
296-17-755	AMD-P	98-12-079	296-17-885	AMD	98-24-094	296-17-91402	NEW-P	98-21-077
296-17-755	AMD	98-18-042	296-17-890	AMD-P	98-19-150	296-17-91402	NEW	98-24-072
296-17-756	AMD-P	98-12-079	296-17-890	AMD	98-24-094	296-17-91403	NEW-P	98-21-077
296-17-756	AMD	98-18-042	296-17-895	AMD-P	98-12-079	296-17-91403	NEW	98-24-072
296-17-757	AMD-P	98-12-079	296-17-895	AMD	98-18-042	296-17-91404	NEW-P	98-21-077
296-17-757	AMD	98-18-042	296-17-895	AMD-P	98-19-150	296-17-91404	NEW	98-24-072
296-17-758	AMD-P	98-12-079	296-17-895	AMD	98-24-094	296-17-91405	NEW-P	98-21-077
296-17-758	AMD	98-18-042	296-17-89502	AMD-P	98-19-150	296-17-91405	NEW	98-24-072
296-17-759	AMD-P	98-12-079	296-17-89502	AMD	98-24-094	296-17-91406	NEW-P	98-21-077
296-17-759	AMD	98-18-042	296-17-904	REP-P	98-21-077	296-17-91406	NEW	98-24-072
296-17-760	AMD-P	98-12-079	296-17-904	REP	98-24-072	296-17-915	REP-P	98-21-077
296-17-760	AMD	98-18-042	296-17-910	REP-P	98-21-077	296-17-915	REP	98-24-072
296-17-761	AMD-P	98-12-079	296-17-910	REP	98-24-072	296-17-916	REP-P	98-21-077
296-17-761	AMD	98-18-042	296-17-911	REP-P	98-21-077	296-17-916	REP	98-24-072
296-17-762	AMD-P	98-12-079	296-17-911	REP	98-24-072	296-17-91601	REP-P	98-21-077
296-17-762	AMD	98-18-042	296-17-912	REP-P	98-21-077	296-17-91601	REP	98-24-072
296-17-76201	AMD-P	98-12-079	296-17-912	REP	98-24-072	296-17-917	REP-P	98-21-077
296-17-76201	AMD	98-18-042	296-17-91201	NEW-P	98-21-077	296-17-917	REP	98-24-072
296-17-76202	AMD-P	98-12-079	296-17-91201	NEW	98-24-072	296-17-918	REP-P	98-21-077
296-17-76202	AMD	98-18-042	296-17-91202	NEW-P	98-21-077	296-17-918	REP	98-24-072
296-17-76203	AMD-P	98-12-079	296-17-91202	NEW	98-24-072	296-17-919	AMD-P	98-19-150
296-17-76203	AMD	98-18-042	296-17-91203	NEW-P	98-21-077	296-17-919	AMD	98-24-094
296-17-76204	AMD-P	98-12-079	296-17-91203	NEW	98-24-072	296-17-91901	REP-P	98-21-077
296-17-76204	AMD	98-18-042	296-17-91204	NEW-P	98-21-077			
296-17-76205	AMD-P	98-12-079	296-17-91204	NEW	98-24-072			

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-17-91901	REP	98-24-072	296-24-12521	AMD	98-24-096	296-30-020	PREP	98-22-106
296-17-91902	REP-P	98-21-077	296-24-12523	AMD-P	98-16-100	296-30-020	AMD-P	99-01-179
296-17-91902	REP	98-24-072	296-24-12523	AMD	98-24-096	296-30-025	PREP	98-22-106
296-17-91903	REP-P	98-21-077	296-24-205	AMD	98-10-073	296-30-025	REP-P	99-01-179
296-17-91903	REP	98-24-072	296-24-205	AMD	98-24-120	296-30-050	REP-XR	98-08-100
296-17-91904	REP-P	98-21-077	296-24-20501	AMD	98-10-073	296-30-050	REP	98-14-076
296-17-91904	REP	98-24-072	296-24-20501	AMD	98-24-120	296-30-060	PREP	98-22-106
296-17-91905	REP-P	98-21-077	296-24-20503	AMD	98-10-073	296-30-060	AMD-P	99-01-179
296-17-91905	REP	98-24-072	296-24-20503	AMD	98-24-120	296-30-081	PREP	98-22-106
296-17-920	AMD-P	98-19-150	296-24-20505	AMD	98-10-073	296-30-081	AMD-P	99-01-179
296-17-920	AMD	98-24-094	296-24-20505	AMD	98-24-120	296-30-900	PREP	98-22-106
296-20-03004	REP-XR	98-08-101	296-24-20507	AMD	98-10-073	296-31-040	PREP	98-22-106
296-20-135	AMD-P	98-05-100	296-24-20507	AMD	98-24-120	296-31-040	AMD-P	99-01-179
296-20-135	AMD	98-09-125	296-24-20509	AMD	98-10-073	296-31-060	PREP	98-22-106
296-20-135	PREP	99-01-177	296-24-20509	AMD	98-24-120	296-31-069	PREP	98-14-141
296-23-220	AMD-P	98-05-100	296-24-20511	AMD	98-10-073	296-31-069	AMD-P	98-19-149
296-23-220	AMD	98-09-125	296-24-20511	AMD	98-24-120	296-31-069	AMD	98-24-095
296-23-220	PREP	99-01-177	296-24-20513	AMD	98-10-073	296-31-071	PREP	98-22-106
296-23-230	AMD-P	98-05-100	296-24-20513	AMD	98-24-120	296-31-071	AMD-P	99-01-179
296-23-230	AMD	98-09-125	296-24-20515	AMD	98-10-073	296-31-072	PREP	98-22-106
296-23-230	PREP	99-01-177	296-24-20515	AMD	98-24-120	296-31-072	AMD-P	99-01-179
296-24	PREP	98-08-104	296-24-20517	AMD	98-10-073	296-31-073	PREP	98-22-106
296-24	PREP	98-11-075	296-24-20517	AMD	98-24-120	296-31-073	AMD-P	99-01-179
296-24	PREP	98-12-083	296-24-20519	AMD	98-10-073	296-31-075	PREP	98-22-106
296-24-040	AMD-XA	99-01-147	296-24-20519	AMD	98-24-120	296-31-075	AMD-P	99-01-179
296-24-060	REP	98-06-061	296-24-20521	AMD	98-10-073	296-31-080	PREP	98-22-106
296-24-061	NEW	98-06-061	296-24-20521	AMD	98-24-120	296-31-080	AMD-P	99-01-179
296-24-06105	NEW	98-06-061	296-24-20523	AMD	98-10-073	296-31-085	PREP	98-22-106
296-24-06105	AMD-XA	98-20-079	296-24-20523	AMD	98-24-120	296-31-085	NEW-P	99-01-179
296-24-06110	NEW	98-06-061	296-24-20525	AMD	98-10-073	296-31-100	PREP	98-22-106
296-24-06115	NEW	98-06-061	296-24-20525	AMD	98-24-120	296-31-100	REP-P	99-01-179
296-24-06120	NEW	98-06-061	296-24-20527	AMD	98-10-073	296-44-005	REP	98-07-009
296-24-06125	NEW	98-06-061	296-24-20527	AMD	98-24-120	296-44-010	REP	98-07-009
296-24-06130	NEW	98-06-061	296-24-20529	AMD	98-10-073	296-44-011	REP	98-07-009
296-24-06135	NEW	98-06-061	296-24-20529	AMD	98-24-120	296-44-013	REP	98-07-009
296-24-06140	NEW	98-06-061	296-24-20531	AMD	98-10-073	296-44-015	REP	98-07-009
296-24-06145	NEW	98-06-061	296-24-20531	AMD	98-24-120	296-44-016	REP	98-07-009
296-24-06150	NEW	98-06-061	296-24-20533	AMD	98-10-073	296-44-017	REP	98-07-009
296-24-06155	NEW	98-06-061	296-24-20533	AMD	98-24-120	296-44-023	REP	98-07-009
296-24-06160	NEW	98-06-061	296-24-51005	AMD-P	98-23-085	296-44-02301	REP	98-07-009
296-24-065	REP	98-06-061	296-24-51009	AMD-P	98-23-085	296-44-02305	REP	98-07-009
296-24-067	REP	98-06-061	296-24-58503	AMD-P	98-17-078	296-44-02309	REP	98-07-009
296-24-070	REP	98-06-061	296-24-58505	AMD-P	98-17-078	296-44-02315	REP	98-07-009
296-24-07501	AMD-P	98-23-085	296-24-58513	AMD-P	98-23-085	296-44-02319	REP	98-07-009
296-24-12501	AMD-P	98-16-100	296-24-58515	AMD-P	98-23-085	296-44-02323	REP	98-07-009
296-24-12501	AMD	98-24-096	296-24-58516	NEW-P	98-23-085	296-44-02329	REP	98-07-009
296-24-12503	AMD-P	98-16-100	296-24-58517	AMD-P	98-23-085	296-44-02335	REP	98-07-009
296-24-12503	AMD	98-24-096	296-24-67507	AMD-P	98-23-085	296-44-02349	REP	98-07-009
296-24-12504	NEW-P	98-16-100	296-24-67515	AMD-P	98-23-085	296-44-025	REP	98-07-009
296-24-12504	NEW	98-24-096	296-24-67517	AMD-P	98-23-085	296-44-035	REP	98-07-009
296-24-12505	AMD-P	98-16-100	296-24-71507	AMD-P	98-23-085	296-44-03505	REP	98-07-009
296-24-12505	AMD	98-24-096	296-24-71513	AMD-P	98-23-085	296-44-03509	REP	98-07-009
296-24-12507	AMD-P	98-16-100	296-24-71517	AMD-P	98-23-085	296-44-041	REP	98-07-009
296-24-12507	AMD	98-24-096	296-24-71519	AMD-P	98-23-085	296-44-04105	REP	98-07-009
296-24-12509	AMD-P	98-16-100	296-27	PREP	98-12-081	296-44-04109	REP	98-07-009
296-24-12509	AMD	98-24-096	296-27-210	NEW-P	98-18-080	296-44-04125	REP	98-07-009
296-24-12511	AMD-P	98-16-100	296-27-21001	NEW-P	98-18-080	296-44-04129	REP	98-07-009
296-24-12511	AMD	98-24-096	296-27-21005	NEW-P	98-18-080	296-44-04135	REP	98-07-009
296-24-12513	AMD-P	98-16-100	296-27-21010	NEW-P	98-18-080	296-44-051	REP	98-07-009
296-24-12513	AMD	98-24-096	296-27-21015	NEW-P	98-18-080	296-44-05105	REP	98-07-009
296-24-12515	AMD-P	98-16-100	296-27-21020	NEW-P	98-18-080	296-44-05109	REP	98-07-009
296-24-12515	AMD	98-24-096	296-27-21025	NEW-P	98-18-080	296-44-05115	REP	98-07-009
296-24-12517	AMD-P	98-16-100	296-27-21030	NEW-P	98-18-080	296-44-05119	REP	98-07-009
296-24-12517	AMD	98-24-096	296-27-21035	NEW-P	98-18-080	296-44-05125	REP	98-07-009
296-24-12519	AMD-P	98-16-100	296-27-21040	NEW-P	98-18-080	296-44-05129	REP	98-07-009
296-24-12519	AMD	98-24-096	296-27-21045	NEW-P	98-18-080	296-44-05131	REP	98-07-009
296-24-12521	AMD-P	98-16-100	296-27-21050	NEW-P	98-18-080	296-44-05135	REP	98-07-009

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-44-05141	REP	98-07-009	296-44-263	REP	98-07-009	296-44-44047	REP	98-07-009
296-44-065	REP	98-07-009	296-44-26309	REP	98-07-009	296-44-452	REP	98-07-009
296-44-06505	REP	98-07-009	296-44-26321	REP	98-07-009	296-44-45209	REP	98-07-009
296-44-06511	REP	98-07-009	296-44-26333	REP	98-07-009	296-44-45219	REP	98-07-009
296-44-06517	REP	98-07-009	296-44-278	REP	98-07-009	296-44-45231	REP	98-07-009
296-44-074	REP	98-07-009	296-44-27809	REP	98-07-009	296-44-45243	REP	98-07-009
296-44-07405	REP	98-07-009	296-44-27821	REP	98-07-009	296-44-45257	REP	98-07-009
296-44-07411	REP	98-07-009	296-44-27833	REP	98-07-009	296-44-467	REP	98-07-009
296-44-07417	REP	98-07-009	296-44-27847	REP	98-07-009	296-44-46709	REP	98-07-009
296-44-07423	REP	98-07-009	296-44-29501	REP	98-07-009	296-44-46733	REP	98-07-009
296-44-07427	REP	98-07-009	296-44-29509	REP	98-07-009	296-44-46739	REP	98-07-009
296-44-07433	REP	98-07-009	296-44-29515	REP	98-07-009	296-44-46747	REP	98-07-009
296-44-07439	REP	98-07-009	296-44-29523	REP	98-07-009	296-44-46755	REP	98-07-009
296-44-086	REP	98-07-009	296-44-29529	REP	98-07-009	296-44-46761	REP	98-07-009
296-44-08605	REP	98-07-009	296-44-29539	REP	98-07-009	296-44-491	REP	98-07-009
296-44-08611	REP	98-07-009	296-44-29541	REP	98-07-009	296-44-49109	REP	98-07-009
296-44-08619	REP	98-07-009	296-44-29551	REP	98-07-009	296-44-49121	REP	98-07-009
296-44-098	REP	98-07-009	296-44-29563	REP	98-07-009	296-44-850	REP	98-07-009
296-44-09805	REP	98-07-009	296-44-29572	REP	98-07-009	296-44-855	REP	98-07-009
296-44-09811	REP	98-07-009	296-44-317	REP	98-07-009	296-44-860	REP	98-07-009
296-44-09819	REP	98-07-009	296-44-31709	REP	98-07-009	296-44-865	REP	98-07-009
296-44-09826	REP	98-07-009	296-44-31719	REP	98-07-009	296-44-870	REP	98-07-009
296-44-110	REP	98-07-009	296-44-31729	REP	98-07-009	296-44-875	REP	98-07-009
296-44-11005	REP	98-07-009	296-44-31738	REP	98-07-009	296-44-880	REP	98-07-009
296-44-11021	REP	98-07-009	296-44-31749	REP	98-07-009	296-44-88001	REP	98-07-009
296-44-11029	REP	98-07-009	296-44-31757	REP	98-07-009	296-44-88002	REP	98-07-009
296-44-11035	REP	98-07-009	296-44-31765	REP	98-07-009	296-44-88003	REP	98-07-009
296-44-11041	REP	98-07-009	296-44-31772	REP	98-07-009	296-44-88004	REP	98-07-009
296-44-125	REP	98-07-009	296-44-31783	REP	98-07-009	296-44-88005	REP	98-07-009
296-44-12505	REP	98-07-009	296-44-31792	REP	98-07-009	296-44-88006	REP	98-07-009
296-44-12515	REP	98-07-009	296-44-350	REP	98-07-009	296-44-88007	REP	98-07-009
296-44-134	REP	98-07-009	296-44-35009	REP	98-07-009	296-44-88008	REP	98-07-009
296-44-13405	REP	98-07-009	296-44-35021	REP	98-07-009	296-44-88009	REP	98-07-009
296-44-13415	REP	98-07-009	296-44-365	REP	98-07-009	296-44-88010	REP	98-07-009
296-44-13421	REP	98-07-009	296-44-36518	REP	98-07-009	296-44-88011	REP	98-07-009
296-44-13431	REP	98-07-009	296-44-36527	REP	98-07-009	296-45	AMD	98-07-009
296-44-170	REP	98-07-009	296-44-36539	REP	98-07-009	296-45-005	NEW	98-07-009
296-44-17005	REP	98-07-009	296-44-36551	REP	98-07-009	296-45-015	NEW	98-07-009
296-44-17017	REP	98-07-009	296-44-36563	REP	98-07-009	296-45-025	NEW	98-07-009
296-44-17029	REP	98-07-009	296-44-36575	REP	98-07-009	296-45-035	NEW	98-07-009
296-44-182	REP	98-07-009	296-44-370	REP	98-07-009	296-45-045	NEW	98-07-009
296-44-18205	REP	98-07-009	296-44-386	REP	98-07-009	296-45-055	NEW	98-07-009
296-44-18225	REP	98-07-009	296-44-38609	REP	98-07-009	296-45-065	NEW	98-07-009
296-44-18239	REP	98-07-009	296-44-38628	REP	98-07-009	296-45-075	NEW	98-07-009
296-44-18250	REP	98-07-009	296-44-38641	REP	98-07-009	296-45-085	NEW	98-07-009
296-44-18261	REP	98-07-009	296-44-38653	REP	98-07-009	296-45-095	NEW	98-07-009
296-44-18273	REP	98-07-009	296-44-398	REP	98-07-009	296-45-105	NEW	98-07-009
296-44-194	REP	98-07-009	296-44-39809	REP	98-07-009	296-45-115	NEW	98-07-009
296-44-19405	REP	98-07-009	296-44-39823	REP	98-07-009	296-45-125	NEW	98-07-009
296-44-19421	REP	98-07-009	296-44-39842	REP	98-07-009	296-45-135	NEW	98-07-009
296-44-19433	REP	98-07-009	296-44-39855	REP	98-07-009	296-45-175	NEW	98-07-009
296-44-212	REP	98-07-009	296-44-413	REP	98-07-009	296-45-17505	NEW	98-07-009
296-44-21209	REP	98-07-009	296-44-41309	REP	98-07-009	296-45-17510	NEW	98-07-009
296-44-21221	REP	98-07-009	296-44-41321	REP	98-07-009	296-45-17515	NEW	98-07-009
296-44-21230	REP	98-07-009	296-44-41333	REP	98-07-009	296-45-17520	NEW	98-07-009
296-44-21241	REP	98-07-009	296-44-41341	REP	98-07-009	296-45-17525	NEW	98-07-009
296-44-21253	REP	98-07-009	296-44-41359	REP	98-07-009	296-45-17530	NEW	98-07-009
296-44-21265	REP	98-07-009	296-44-425	REP	98-07-009	296-45-17535	NEW	98-07-009
296-44-21273	REP	98-07-009	296-44-42509	REP	98-07-009	296-45-17540	NEW	98-07-009
296-44-21279	REP	98-07-009	296-44-42521	REP	98-07-009	296-45-17545	NEW	98-07-009
296-44-21287	REP	98-07-009	296-44-42533	REP	98-07-009	296-45-17550	NEW	98-07-009
296-44-21295	REP	98-07-009	296-44-42541	REP	98-07-009	296-45-17555	NEW	98-07-009
296-44-242	REP	98-07-009	296-44-42559	REP	98-07-009	296-45-17560	NEW	98-07-009
296-44-24205	REP	98-07-009	296-44-440	REP	98-07-009	296-45-17565	NEW	98-07-009
296-44-24213	REP	98-07-009	296-44-44009	REP	98-07-009	296-45-195	NEW	98-07-009
296-44-24221	REP	98-07-009	296-44-44021	REP	98-07-009	296-45-205	NEW	98-07-009
296-44-24233	REP	98-07-009	296-44-44033	REP	98-07-009	296-45-215	NEW	98-07-009

TABLE



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-45-225	NEW	98-07-009	296-45-65035	REP	98-07-009	296-46-940	AMD-P	98-22-107
296-45-255	NEW	98-07-009	296-45-65037	REP	98-07-009	296-46-950	AMD-P	98-22-107
296-45-25505	NEW	98-07-009	296-45-65038	REP	98-07-009	296-52-489	AMD-XA	98-12-103
296-45-25510	NEW	98-07-009	296-45-65039	REP	98-07-009	296-52-489	AMD	98-19-056
296-45-275	NEW	98-07-009	296-45-65041	REP	98-07-009	296-56	PREP	98-08-104
296-45-285	NEW	98-07-009	296-45-65043	REP	98-07-009	296-56	PREP	98-12-080
296-45-295	NEW	98-07-009	296-45-65045	REP	98-07-009	296-56-60001	AMD-P	98-17-079
296-45-305	NEW	98-07-009	296-45-65047	REP	98-07-009	296-56-60005	AMD-P	98-17-079
296-45-315	NEW	98-07-009	296-45-660	REP	98-07-009	296-56-60006	NEW-P	98-17-079
296-45-325	NEW	98-07-009	296-45-66001	REP	98-07-009	296-56-60009	AMD-P	98-17-079
296-45-335	NEW	98-07-009	296-45-66003	REP	98-07-009	296-56-60011	AMD-P	98-17-079
296-45-345	NEW	98-07-009	296-45-66005	REP	98-07-009	296-56-60053	AMD-P	98-23-085
296-45-355	NEW	98-07-009	296-45-66007	REP	98-07-009	296-56-60057	AMD-P	98-17-079
296-45-365	NEW	98-07-009	296-45-66009	REP	98-07-009	296-56-60059	REP-P	98-17-079
296-45-375	NEW	98-07-009	296-45-66011	REP	98-07-009	296-56-60060	REP-P	98-17-079
296-45-385	NEW	98-07-009	296-45-67543	AMD-W	98-07-008	296-56-60062	REP-P	98-17-079
296-45-455	NEW	98-07-009	296-45-680	REP	98-07-009	296-56-60065	REP-P	98-17-079
296-45-45505	NEW	98-07-009	296-45-690	REP	98-07-009	296-56-60067	REP-P	98-17-079
296-45-45510	NEW	98-07-009	296-45-695	REP	98-07-009	296-56-60069	REP-P	98-17-079
296-45-45515	NEW	98-07-009	296-45-700	REP	98-07-009	296-56-60073	AMD-P	98-17-079
296-45-45520	NEW	98-07-009	296-45-900	NEW	98-07-009	296-56-60077	AMD-P	98-17-079
296-45-45525	NEW	98-07-009	296-45-901	NEW	98-07-009	296-56-60079	AMD-P	98-17-079
296-45-45530	NEW	98-07-009	296-45-903	NEW	98-07-009	296-56-60083	AMD-P	98-17-079
296-45-465	NEW	98-07-009	296-45-905	NEW	98-07-009	296-56-60085	AMD-P	98-17-079
296-45-475	NEW	98-07-009	296-46	PREP	98-13-123	296-56-60087	AMD-P	98-17-079
296-45-485	NEW	98-07-009	296-46-090	AMD-P	98-22-107	296-56-60093	AMD-P	98-17-079
296-45-48505	NEW	98-07-009	296-46-100	NEW-P	98-07-097	296-56-60097	AMD-P	98-17-079
296-45-48510	NEW	98-07-009	296-46-100	NEW	98-12-042	296-56-60098	AMD-P	98-17-079
296-45-48515	NEW	98-07-009	296-46-140	AMD-P	98-07-097	296-56-60103	AMD-P	98-17-079
296-45-48520	NEW	98-07-009	296-46-140	AMD	98-12-042	296-56-60113	AMD-P	98-17-079
296-45-48525	NEW	98-07-009	296-46-155	NEW-P	98-07-097	296-56-60115	AMD-P	98-17-079
296-45-48530	NEW	98-07-009	296-46-155	NEW	98-12-042	296-56-60123	AMD-P	98-17-079
296-45-48535	NEW	98-07-009	296-46-21052	AMD-P	98-07-097	296-56-60211	AMD-P	98-17-079
296-45-48540	NEW	98-07-009	296-46-21052	AMD	98-12-042	296-56-60217	AMD-P	98-17-079
296-45-48545	NEW	98-07-009	296-46-225	AMD-P	98-07-097	296-56-60235	AMD-P	98-23-085
296-45-48550	NEW	98-07-009	296-46-225	AMD	98-12-042	296-61-010	REP-XR	98-19-057
296-45-48555	NEW	98-07-009	296-46-23028	AMD-P	98-07-097	296-61-010	REP	99-01-023
296-45-48560	NEW	98-07-009	296-46-23028	AMD	98-12-042	296-61-020	REP-XR	98-19-057
296-45-525	NEW	98-07-009	296-46-23040	AMD-P	98-22-107	296-61-020	REP	99-01-023
296-45-52505	NEW	98-07-009	296-46-30001	AMD-P	98-07-097	296-61-030	REP-XR	98-19-057
296-45-52510	NEW	98-07-009	296-46-30001	AMD	98-12-042	296-61-030	REP	99-01-023
296-45-52515	NEW	98-07-009	296-46-348	AMD-P	98-07-097	296-61-040	REP-XR	98-19-057
296-45-52520	NEW	98-07-009	296-46-348	AMD	98-12-042	296-61-040	REP	99-01-023
296-45-52525	NEW	98-07-009	296-46-370	AMD-P	98-22-107	296-61-050	REP-XR	98-19-057
296-45-52530	NEW	98-07-009	296-46-495	AMD-P	98-07-097	296-61-050	REP	99-01-023
296-45-52535	NEW	98-07-009	296-46-495	AMD	98-12-042	296-61-060	REP-XR	98-19-057
296-45-52540	NEW	98-07-009	296-46-495	AMD-P	98-22-107	296-61-060	REP	99-01-023
296-45-52545	NEW	98-07-009	296-46-50002	NEW-P	98-07-097	296-61-070	REP-XR	98-19-057
296-45-52550	NEW	98-07-009	296-46-50002	NEW	98-12-042	296-61-070	REP	99-01-023
296-45-545	NEW	98-07-009	296-46-50002	AMD-P	98-22-107	296-61-080	REP-XR	98-19-057
296-45-60013	REP	98-07-009	296-46-770	AMD-P	98-07-097	296-61-080	REP	99-01-023
296-45-650	REP	98-07-009	296-46-770	AMD	98-12-042	296-61-090	REP-XR	98-19-057
296-45-65003	REP	98-07-009	296-46-910	AMD-P	98-07-097	296-61-090	REP	99-01-023
296-45-65005	REP	98-07-009	296-46-910	AMD	98-12-042	296-61-100	REP-XR	98-19-057
296-45-65009	REP	98-07-009	296-46-910	AMD-XA	98-18-101	296-61-100	REP	99-01-023
296-45-65011	REP	98-07-009	296-46-910	AMD	98-22-063	296-61-110	REP-XR	98-19-057
296-45-65013	REP	98-07-009	296-46-910	PREP	98-22-105	296-61-110	REP	99-01-023
296-45-65015	REP	98-07-009	296-46-915	AMD-P	98-07-097	296-61-120	REP-XR	98-19-057
296-45-65017	REP	98-07-009	296-46-915	AMD	98-12-042	296-61-120	REP	99-01-023
296-45-65019	REP	98-07-009	296-46-915	PREP	98-22-105	296-61-130	REP-XR	98-19-057
296-45-65021	REP	98-07-009	296-46-920	AMD-P	98-07-097	296-61-130	REP	99-01-023
296-45-65023	REP	98-07-009	296-46-920	AMD	98-12-042	296-61-140	REP-XR	98-19-057
296-45-65026	REP	98-07-009	296-46-930	AMD-P	98-07-097	296-61-140	REP	99-01-023
296-45-65027	REP	98-07-009	296-46-930	AMD	98-12-042	296-61-150	REP-XR	98-19-057
296-45-65029	REP	98-07-009	296-46-930	AMD-P	98-22-107	296-61-150	REP	99-01-023
296-45-65031	REP	98-07-009	296-46-940	AMD-P	98-07-097	296-61-160	REP-XR	98-19-057
296-45-65033	REP	98-07-009	296-46-940	AMD	98-12-042	296-61-160	REP	99-01-023

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-61-170	REP-XR	98-19-057	296-62-07177	NEW-P	98-23-085	296-62-07308	AMD-P	98-23-085
296-61-170	REP	99-01-023	296-62-07178	NEW-P	98-23-085	296-62-07329	AMD-P	98-23-085
296-61-180	REP-XR	98-19-057	296-62-07179	NEW-P	98-23-085	296-62-07336	AMD-P	98-23-085
296-61-180	REP	99-01-023	296-62-07182	NEW-P	98-23-085	296-62-07337	AMD-P	98-23-085
296-61-190	REP-XR	98-19-057	296-62-07184	NEW-P	98-23-085	296-62-07342	AMD-P	98-23-085
296-61-190	REP	99-01-023	296-62-07186	NEW-P	98-23-085	296-62-07343	AMD-P	98-23-085
296-61-200	REP-XR	98-19-057	296-62-07188	NEW-P	98-23-085	296-62-07347	AMD-P	98-23-085
296-61-200	REP	99-01-023	296-62-07190	NEW-P	98-23-085	296-62-07367	AMD-P	98-23-085
296-61-210	REP-XR	98-19-057	296-62-07192	NEW-P	98-23-085	296-62-07369	AMD-P	98-23-085
296-61-210	REP	99-01-023	296-62-07194	NEW-P	98-23-085	296-62-07379	REP-P	98-23-085
296-61-220	REP-XR	98-19-057	296-62-07201	NEW-P	98-23-085	296-62-07383	AMD-P	98-23-085
296-61-220	REP	99-01-023	296-62-07202	NEW-P	98-23-085	296-62-07413	AMD-P	98-23-085
296-61-230	REP-XR	98-19-057	296-62-07203	NEW-P	98-23-085	296-62-07425	AMD-P	98-23-085
296-61-230	REP	99-01-023	296-62-07205	NEW-P	98-23-085	296-62-07431	REP-P	98-23-085
296-61-240	REP-XR	98-19-057	296-62-07206	NEW-P	98-23-085	296-62-07445	REP-P	98-23-085
296-61-240	REP	99-01-023	296-62-07208	NEW-P	98-23-085	296-62-07460	AMD-P	98-23-085
296-61-250	REP-XR	98-19-057	296-62-07209	NEW-P	98-23-085	296-62-07470	AMD-P	98-23-085
296-61-250	REP	99-01-023	296-62-07210	NEW-P	98-23-085	296-62-07477	AMD-P	98-05-061
296-61-260	REP-XR	98-19-057	296-62-07212	NEW-P	98-23-085	296-62-07477	AMD	98-10-029
296-61-260	REP	99-01-023	296-62-07213	NEW-P	98-23-085	296-62-07515	AMD-P	98-05-061
296-61-270	REP-XR	98-19-057	296-62-07214	NEW-P	98-23-085	296-62-07515	AMD-E	98-10-028
296-61-270	REP	99-01-023	296-62-07217	NEW-P	98-23-085	296-62-07515	AMD	98-10-029
296-61-280	REP-XR	98-19-057	296-62-07218	NEW-P	98-23-085	296-62-07521	AMD-P	98-23-085
296-61-280	REP	99-01-023	296-62-07219	NEW-P	98-23-085	296-62-07523	AMD-P	98-23-085
296-61-290	REP-XR	98-19-057	296-62-07222	NEW-P	98-23-085	296-62-07533	REP-P	98-23-085
296-61-290	REP	99-01-023	296-62-07223	NEW-P	98-23-085	296-62-07540	AMD-P	98-23-085
296-61-300	REP-XR	98-19-057	296-62-07224	NEW-P	98-23-085	296-62-07550	REP-P	98-23-085
296-61-300	REP	99-01-023	296-62-07225	NEW-P	98-23-085	296-62-07615	AMD-P	98-23-085
296-61-310	REP-XR	98-19-057	296-62-07230	NEW-P	98-23-085	296-62-07635	REP-P	98-23-085
296-61-310	REP	99-01-023	296-62-07231	NEW-P	98-23-085	296-62-07639	REP-P	98-23-085
296-61-320	REP-XR	98-19-057	296-62-07233	NEW-P	98-23-085	296-62-07662	REP-P	98-23-085
296-61-320	REP	99-01-023	296-62-07234	NEW-P	98-23-085	296-62-07664	REP-P	98-23-085
296-62	PREP	98-08-104	296-62-07235	NEW-P	98-23-085	296-62-07666	REP-P	98-23-085
296-62	PREP	98-12-082	296-62-07236	NEW-P	98-23-085	296-62-07668	REP-P	98-23-085
296-62	PREP	98-12-084	296-62-07238	NEW-P	98-23-085	296-62-07670	REP-P	98-23-085
296-62	PREP	98-24-071	296-62-07239	NEW-P	98-23-085	296-62-07672	REP-P	98-23-085
296-62-071	AMD-P	98-23-085	296-62-07240	NEW-P	98-23-085	296-62-07715	AMD-P	98-23-085
296-62-07101	AMD-P	98-23-085	296-62-07242	NEW-P	98-23-085	296-62-07722	AMD-P	98-23-085
296-62-07102	NEW-P	98-23-085	296-62-07243	NEW-P	98-23-085	296-62-07733	AMD-P	98-23-085
296-62-07103	AMD-P	98-23-085	296-62-07245	NEW-P	98-23-085	296-62-07739	REP-P	98-23-085
296-62-07105	AMD-P	98-23-085	296-62-07246	NEW-P	98-23-085	296-62-11019	AMD-P	98-23-085
296-62-07107	AMD-P	98-23-085	296-62-07247	NEW-P	98-23-085	296-62-11021	AMD-P	98-23-085
296-62-07109	AMD-P	98-23-085	296-62-07248	NEW-P	98-23-085	296-62-130	AMD-P	98-21-069
296-62-07111	AMD-P	98-23-085	296-62-07251	NEW-P	98-23-085	296-62-14533	AMD-P	98-23-085
296-62-07113	AMD-P	98-23-085	296-62-07253	NEW-P	98-23-085	296-62-20011	AMD-P	98-23-085
296-62-07115	AMD-P	98-23-085	296-62-07255	NEW-P	98-23-085	296-62-20019	AMD-P	98-23-085
296-62-07117	AMD-P	98-23-085	296-62-07257	NEW-P	98-23-085	296-62-20027	AMD-P	98-23-085
296-62-07119	REP-P	98-23-085	296-62-07260	NEW-P	98-23-085	296-62-300	AMD-XA	99-01-149
296-62-07121	REP-P	98-23-085	296-62-07261	NEW-P	98-23-085	296-62-30001	NEW-XA	99-01-149
296-62-07130	NEW-P	98-23-085	296-62-07263	NEW-P	98-23-085	296-62-30003	NEW-XA	99-01-149
296-62-07131	NEW-P	98-23-085	296-62-07265	NEW-P	98-23-085	296-62-3010	AMD-XA	99-01-149
296-62-07132	NEW-P	98-23-085	296-62-07267	NEW-P	98-23-085	296-62-30105	NEW-XA	99-01-149
296-62-07133	NEW-P	98-23-085	296-62-07269	NEW-P	98-23-085	296-62-30110	NEW-XA	99-01-149
296-62-07150	NEW-P	98-23-085	296-62-07271	NEW-P	98-23-085	296-62-30115	NEW-XA	99-01-149
296-62-07151	NEW-P	98-23-085	296-62-07273	NEW-P	98-23-085	296-62-30120	NEW-XA	99-01-149
296-62-07153	NEW-P	98-23-085	296-62-07275	NEW-P	98-23-085	296-62-30125	NEW-XA	99-01-149
296-62-07154	NEW-P	98-23-085	296-62-07277	NEW-P	98-23-085	296-62-30130	NEW-XA	99-01-149
296-62-07155	NEW-P	98-23-085	296-62-07279	NEW-P	98-23-085	296-62-30135	NEW-XA	99-01-149
296-62-07156	NEW-P	98-23-085	296-62-07281	NEW-P	98-23-085	296-62-30140	NEW-XA	99-01-149
296-62-07160	NEW-P	98-23-085	296-62-07283	NEW-P	98-23-085	296-62-30145	NEW-XA	99-01-149
296-62-07161	NEW-P	98-23-085	296-62-07285	NEW-P	98-23-085	296-62-3020	AMD-XA	99-01-149
296-62-07162	NEW-P	98-23-085	296-62-07287	NEW-P	98-23-085	296-62-30205	NEW-XA	99-01-149
296-62-07170	NEW-P	98-23-085	296-62-07289	NEW-P	98-23-085	296-62-30210	NEW-XA	99-01-149
296-62-07171	NEW-P	98-23-085	296-62-07291	NEW-P	98-23-085	296-62-30215	NEW-XA	99-01-149
296-62-07172	NEW-P	98-23-085	296-62-07293	NEW-P	98-23-085	296-62-30220	NEW-XA	99-01-149
296-62-07175	NEW-P	98-23-085	296-62-07295	NEW-P	98-23-085	296-62-30225	NEW-XA	99-01-149
296-62-07176	NEW-P	98-23-085	296-62-07306	AMD-P	98-23-085	296-62-30230	NEW-XA	99-01-149

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-62-30235	NEW-XA	99-01-149	296-62-31415	NEW-XA	99-01-149	296-86-030	REP-P	98-07-094
296-62-30300	AMD-XA	99-01-149	296-62-31420	NEW-XA	99-01-149	296-86-030	REP	98-12-043
296-62-30305	NEW-XA	99-01-149	296-62-31425	NEW-XA	99-01-149	296-86-040	REP-P	98-07-094
296-62-30310	NEW-XA	99-01-149	296-62-31430	NEW-XA	99-01-149	296-86-040	REP	98-12-043
296-62-30315	NEW-XA	99-01-149	296-62-31435	NEW-XA	99-01-149	296-86-050	REP-P	98-07-094
296-62-30400	AMD-XA	99-01-149	296-62-31440	NEW-XA	99-01-149	296-86-050	REP	98-12-043
296-62-30405	NEW-XA	99-01-149	296-62-31445	NEW-XA	99-01-149	296-86-060	REP-P	98-07-094
296-62-30410	NEW-XA	99-01-149	296-62-31450	NEW-XA	99-01-149	296-86-060	REP	98-12-043
296-62-30415	NEW-XA	99-01-149	296-62-31455	NEW-XA	99-01-149	296-86-070	REP-P	98-07-094
296-62-30420	NEW-XA	99-01-149	296-62-31460	NEW-XA	99-01-149	296-86-070	REP	98-12-043
296-62-30425	NEW-XA	99-01-149	296-62-31465	NEW-XA	99-01-149	296-86-075	REP-P	98-07-094
296-62-30430	NEW-XA	99-01-149	296-62-31470	NEW-XA	99-01-149	296-86-075	REP	98-12-043
296-62-30435	NEW-XA	99-01-149	296-62-3152	AMD-XA	99-01-149	296-86-080	REP-P	98-07-094
296-62-30440	NEW-XA	99-01-149	296-62-3160	AMD-XA	99-01-149	296-86-080	REP	98-12-043
296-62-30445	NEW-XA	99-01-149	296-62-3180	AMD-XA	99-01-149	296-86-090	REP-P	98-07-094
296-62-30450	NEW-XA	99-01-149	296-62-3190	AMD-XA	99-01-149	296-86-090	REP	98-12-043
296-62-30455	NEW-XA	99-01-149	296-62-3195	AMD-XA	99-01-149	296-86A	PREP	98-13-124
296-62-30460	NEW-XA	99-01-149	296-62-4100	NEW-XA	99-01-149	296-86A	PREP	98-22-105
296-62-30465	NEW-XA	99-01-149	296-62-41001	NEW-XA	99-01-149	296-86A-010	NEW-P	98-07-094
296-62-3050	AMD-XA	99-01-149	296-62-41003	NEW-XA	99-01-149	296-86A-010	NEW	98-12-043
296-62-30505	NEW-XA	99-01-149	296-62-41010	NEW-XA	99-01-149	296-86A-020	NEW-P	98-07-094
296-62-30510	NEW-XA	99-01-149	296-62-41011	NEW-XA	99-01-149	296-86A-020	NEW	98-12-043
296-62-30515	NEW-XA	99-01-149	296-62-41013	NEW-XA	99-01-149	296-86A-025	NEW-P	98-07-094
296-62-30520	NEW-XA	99-01-149	296-62-41015	NEW-XA	99-01-149	296-86A-025	NEW	98-12-043
296-62-30525	NEW-XA	99-01-149	296-62-41017	NEW-XA	99-01-149	296-86A-028	NEW-P	98-07-094
296-62-30530	NEW-XA	99-01-149	296-62-41019	NEW-XA	99-01-149	296-86A-028	NEW	98-12-043
296-62-30535	NEW-XA	99-01-149	296-62-41020	NEW-XA	99-01-149	296-86A-030	NEW-P	98-07-094
296-62-30600	AMD-XA	99-01-149	296-62-41021	NEW-XA	99-01-149	296-86A-030	NEW	98-12-043
296-62-30605	NEW-XA	99-01-149	296-62-41023	NEW-XA	99-01-149	296-86A-040	NEW-P	98-07-094
296-62-30610	NEW-XA	99-01-149	296-62-41025	NEW-XA	99-01-149	296-86A-040	NEW	98-12-043
296-62-30615	NEW-XA	99-01-149	296-62-41030	NEW-XA	99-01-149	296-86A-060	NEW-P	98-07-094
296-62-30700	AMD-XA	99-01-149	296-62-41031	NEW-XA	99-01-149	296-86A-060	NEW	98-12-043
296-62-30705	NEW-XA	99-01-149	296-62-41033	NEW-XA	99-01-149	296-86A-065	NEW-P	98-07-094
296-62-30710	NEW-XA	99-01-149	296-62-41035	NEW-XA	99-01-149	296-86A-065	NEW	98-12-043
296-62-30715	NEW-XA	99-01-149	296-62-41040	NEW-XA	99-01-149	296-86A-070	NEW-P	98-07-094
296-62-30800	AMD-XA	99-01-149	296-62-41041	NEW-XA	99-01-149	296-86A-070	NEW	98-12-043
296-62-30900	AMD-XA	99-01-149	296-62-41042	NEW-XA	99-01-149	296-86A-073	NEW-P	98-07-094
296-62-30905	AMD-XA	99-01-149	296-62-41043	NEW-XA	99-01-149	296-86A-073	NEW	98-12-043
296-62-30910	NEW-XA	99-01-149	296-62-41044	NEW-XA	99-01-149	296-86A-074	NEW-P	98-07-094
296-62-30915	NEW-XA	99-01-149	296-62-41045	NEW-XA	99-01-149	296-86A-074	NEW	98-12-043
296-62-30920	NEW-XA	99-01-149	296-62-41046	NEW-XA	99-01-149	296-86A-075	NEW-P	98-07-094
296-62-30925	NEW-XA	99-01-149	296-62-41047	NEW-XA	99-01-149	296-86A-075	NEW	98-12-043
296-62-30930	NEW-XA	99-01-149	296-62-41060	NEW-XA	99-01-149	296-86A-080	NEW-P	98-07-094
296-62-30935	NEW-XA	99-01-149	296-62-41061	NEW-XA	99-01-149	296-86A-080	NEW	98-12-043
296-62-30940	NEW-XA	99-01-149	296-62-41063	NEW-XA	99-01-149	296-87	PREP	98-13-124
296-62-31000	AMD-XA	99-01-149	296-62-41080	NEW-XA	99-01-149	296-89	PREP	98-13-124
296-62-31005	NEW-XA	99-01-149	296-62-41081	NEW-XA	99-01-149	296-91	PREP	98-13-124
296-62-31010	NEW-XA	99-01-149	296-62-41082	NEW-XA	99-01-149	296-93A	PREP	98-13-124
296-62-31015	NEW-XA	99-01-149	296-62-41084	NEW-XA	99-01-149	296-94	PREP	98-13-124
296-62-31020	NEW-XA	99-01-149	296-62-41085	NEW-XA	99-01-149	296-95	PREP	98-13-124
296-62-31100	AMD-XA	99-01-149	296-62-41086	NEW-XA	99-01-149	296-100	PREP	98-13-124
296-62-31105	NEW-XA	99-01-149	296-65	PREP	98-08-104	296-104	PREP	98-09-065
296-62-31110	NEW-XA	99-01-149	296-65	PREP	98-24-071	296-104-010	AMD-P	98-16-079
296-62-31112	REP-XA	99-01-149	296-78	PREP	98-08-104	296-104-010	AMD	98-22-024
296-62-31120	AMD-XA	99-01-149	296-78-665	AMD-P	98-23-085	296-104-017	NEW-P	98-16-079
296-62-31300	AMD-XA	99-01-149	296-78-71019	AMD-P	98-23-085	296-104-017	NEW	98-22-024
296-62-31305	NEW-XA	99-01-149	296-81	PREP	98-02-080	296-104-100	AMD-P	98-16-079
296-62-31310	NEW-XA	99-01-149	296-81	PREP	98-13-124	296-104-100	AMD	98-22-024
296-62-31315	NEW-XA	99-01-149	296-81-007	AMD-P	98-07-094	296-104-102	AMD-P	98-16-079
296-62-31320	NEW-XA	99-01-149	296-81-007	AMD	98-12-043	296-104-102	AMD	98-22-024
296-62-31325	NEW-XA	99-01-149	296-82	PREP	98-13-124	296-104-180	NEW-P	98-16-079
296-62-31330	NEW-XA	99-01-149	296-84	PREP	98-13-124	296-104-180	NEW	98-22-024
296-62-31335	NEW-XA	99-01-149	296-85	PREP	98-13-124	296-104-200	AMD-P	98-16-079
296-62-31380	AMD-XA	99-01-149	296-86-010	REP-P	98-07-094	296-104-200	AMD	98-22-024
296-62-31400	AMD-XA	99-01-149	296-86-010	REP	98-12-043	296-104-265	AMD-P	98-16-079
296-62-31405	NEW-XA	99-01-149	296-86-020	REP-P	98-07-094	296-104-265	AMD	98-22-024
296-62-31410	NEW-XA	99-01-149	296-86-020	REP	98-12-043	296-104-285	PREP	98-24-105

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-104-307	NEW-P	98-16-079	296-125-0268	NEW-P	98-20-093	296-150C-1590	AMD-P	98-07-095
296-104-307	NEW	98-22-024	296-125-0275	NEW-P	98-20-093	296-150C-1590	AMD	98-14-078
296-104-310	AMD-P	98-16-079	296-125-028	REP-P	98-20-093	296-150C-1600	AMD-P	98-07-095
296-104-310	AMD	98-22-024	296-125-0280	NEW-P	98-20-093	296-150C-1600	AMD	98-14-078
296-104-405	AMD-P	98-16-079	296-125-0285	NEW-P	98-20-093	296-150C-1720	AMD-P	98-07-095
296-104-405	AMD	98-22-024	296-125-0287	NEW-P	98-20-093	296-150C-1720	AMD	98-14-078
296-104-502	AMD-P	98-16-079	296-125-050	REP-P	98-20-093	296-150C-1730	AMD-P	98-07-095
296-104-502	AMD	98-22-024	296-125-060	REP-P	98-20-093	296-150C-1730	AMD	98-14-078
296-104-510	AMD-P	98-16-079	296-125-0600	NEW-P	98-20-093	296-150C-1740	AMD-P	98-07-095
296-104-510	AMD	98-22-024	296-125-0610	NEW-P	98-20-093	296-150C-1740	AMD	98-14-078
296-104-515	AMD-P	98-16-079	296-125-0611	NEW-P	98-20-093	296-150C-1750	NEW-P	98-07-095
296-104-515	AMD	98-22-024	296-125-0620	NEW-P	98-20-093	296-150C-1750	NEW	98-14-078
296-104-520	AMD-P	98-16-079	296-125-0630	NEW-P	98-20-093	296-150C-1751	NEW-P	98-07-095
296-104-520	AMD	98-22-024	296-125-0640	NEW-P	98-20-093	296-150C-1751	NEW	98-14-078
296-104-525	REP-P	98-16-079	296-125-0650	NEW-P	98-20-093	296-150C-1752	NEW-P	98-07-095
296-104-525	REP	98-22-024	296-125-0651	NEW-P	98-20-093	296-150C-1752	NEW	98-14-078
296-104-530	AMD-P	98-16-079	296-125-0660	NEW-P	98-20-093	296-150C-1753	NEW-P	98-07-095
296-104-530	AMD	98-22-024	296-125-0670	NEW-P	98-20-093	296-150C-1753	NEW	98-14-078
296-104-535	NEW-P	98-16-079	296-125-070	REP-P	98-20-093	296-150C-1754	NEW-P	98-07-095
296-104-535	NEW	98-22-024	296-125-0700	NEW-P	98-20-093	296-150C-1754	NEW	98-14-078
296-104-540	NEW-P	98-16-079	296-125-0710	NEW-P	98-20-093	296-150C-1755	NEW-P	98-07-095
296-104-540	NEW	98-22-024	296-125-0720	NEW-P	98-20-093	296-150C-1755	NEW	98-14-078
296-104-600	REP-P	98-16-079	296-125-0721	NEW-P	98-20-093	296-150C-1756	NEW-P	98-07-095
296-104-600	REP	98-22-024	296-125-0722	NEW-P	98-20-093	296-150C-1756	NEW	98-14-078
296-104-700	AMD-P	98-04-017	296-125-0723	NEW-P	98-20-093	296-150C-1757	NEW-P	98-07-095
296-104-700	AMD	98-09-064	296-125-0725	NEW-P	98-20-093	296-150C-1757	NEW	98-14-078
296-104-700	PREP	98-24-105	296-125-0730	NEW-P	98-20-093	296-150C-1758	NEW-P	98-07-095
296-104-800	REP-P	98-16-079	296-125-0740	NEW-P	98-20-093	296-150C-1758	NEW	98-14-078
296-104-800	REP	98-22-024	296-125-0741	NEW-P	98-20-093	296-150C-1759	NEW-P	98-07-095
296-104-801	REP-P	98-16-079	296-125-0750	NEW-P	98-20-093	296-150C-1759	NEW	98-14-078
296-104-801	REP	98-22-024	296-125-0760	NEW-P	98-20-093	296-150C-1760	NEW-P	98-07-095
296-104-805	REP-P	98-16-079	296-125-0770	NEW-P	98-20-093	296-150C-1760	NEW	98-14-078
296-104-805	REP	98-22-024	296-125-0771	NEW-P	98-20-093	296-150C-3000	AMD-P	98-07-096
296-124-010	REP-XR	98-07-093	296-125-0772	NEW-P	98-20-093	296-150C-3000	AMD	98-12-041
296-124-010	REP	98-14-042	296-126-098	REP-XR	98-08-103	296-150F	PREP	98-22-105
296-124-020	REP-XR	98-07-093	296-126-098	REP	98-14-041	296-150F-0020	AMD-P	98-07-095
296-124-020	REP	98-14-042	296-150C	PREP	98-22-105	296-150F-0020	AMD	98-14-078
296-124-021	REP-XR	98-07-093	296-150C-0020	AMD-P	98-07-095	296-150F-0130	NEW-P	98-07-095
296-124-021	REP	98-14-042	296-150C-0020	AMD	98-14-078	296-150F-0130	NEW	98-14-078
296-124-022	REP-XR	98-07-093	296-150C-0310	AMD-P	98-07-095	296-150F-0200	AMD-P	98-07-095
296-124-022	REP	98-14-042	296-150C-0310	AMD	98-14-078	296-150F-0200	AMD	98-14-078
296-124-040	REP-XR	98-07-093	296-150C-0320	AMD-P	98-07-095	296-150F-0210	AMD-P	98-07-095
296-124-040	REP	98-14-042	296-150C-0320	AMD	98-14-078	296-150F-0210	AMD	98-14-078
296-124-050	REP-XR	98-07-093	296-150C-0410	AMD-P	98-07-095	296-150F-0460	AMD-P	98-07-095
296-124-050	REP	98-14-042	296-150C-0410	AMD	98-14-078	296-150F-0460	AMD	98-14-078
296-125	PREP	98-02-079	296-150C-0460	AMD-P	98-07-095	296-150F-0500	AMD-P	98-07-095
296-125-020	REP-P	98-20-093	296-150C-0460	AMD	98-14-078	296-150F-0500	AMD	98-14-078
296-125-0200	NEW-P	98-20-093	296-150C-0500	AMD-P	98-07-095	296-150F-3000	AMD-P	98-07-096
296-125-0210	NEW-P	98-20-093	296-150C-0500	AMD	98-14-078	296-150F-3000	AMD	98-12-041
296-125-0211	NEW-P	98-20-093	296-150C-0560	AMD-P	98-07-095	296-150M	PREP	98-22-105
296-125-0212	NEW-P	98-20-093	296-150C-0560	AMD	98-14-078	296-150M-0020	AMD-P	98-07-095
296-125-0220	NEW-P	98-20-093	296-150C-0800	AMD-P	98-07-095	296-150M-0020	AMD	98-14-078
296-125-0221	NEW-P	98-20-093	296-150C-0800	AMD	98-14-078	296-150M-0306	NEW-P	98-07-095
296-125-0222	NEW-P	98-20-093	296-150C-0820	AMD-P	98-07-095	296-150M-0306	NEW	98-14-078
296-125-0223	NEW-P	98-20-093	296-150C-0820	AMD	98-14-078	296-150M-0307	NEW-P	98-07-095
296-125-0224	NEW-P	98-20-093	296-150C-0960	AMD-P	98-07-095	296-150M-0307	NEW	98-14-078
296-125-0230	NEW-P	98-20-093	296-150C-0960	AMD	98-14-078	296-150M-0310	AMD-P	98-07-095
296-125-0231	NEW-P	98-20-093	296-150C-0980	REP-P	98-07-095	296-150M-0310	AMD	98-14-078
296-125-026	REP-P	98-20-093	296-150C-0980	REP	98-14-078	296-150M-0331	NEW-P	98-07-095
296-125-0260	NEW-P	98-20-093	296-150C-1080	AMD-P	98-07-095	296-150M-0331	NEW	98-14-078
296-125-0261	NEW-P	98-20-093	296-150C-1080	AMD	98-14-078	296-150M-0400	AMD-P	98-07-095
296-125-0262	NEW-P	98-20-093	296-150C-1170	AMD-P	98-07-095	296-150M-0400	AMD	98-14-078
296-125-0263	NEW-P	98-20-093	296-150C-1170	AMD	98-14-078	296-150M-0600	AMD-P	98-07-095
296-125-0264	NEW-P	98-20-093	296-150C-1303	NEW-P	98-07-095	296-150M-0600	AMD	98-14-078
296-125-0265	NEW-P	98-20-093	296-150C-1303	NEW	98-14-078	296-150M-0610	AMD-P	98-07-095
296-125-0266	NEW-P	98-20-093	296-150C-1580	AMD-P	98-07-095	296-150M-0610	AMD	98-14-078
296-125-0267	NEW-P	98-20-093	296-150C-1580	AMD	98-14-078	296-150M-0620	AMD-P	98-07-095

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-150M-0620	AMD	98-14-078	296-155-48518	REP	98-05-046	296-307-030	AMD	98-24-096
296-150M-0640	AMD-P	98-07-095	296-155-48519	REP	98-05-046	296-307-05507	AMD-P	98-16-100
296-150M-0640	AMD	98-14-078	296-155-48523	REP	98-05-046	296-307-05507	AMD	98-24-096
296-150M-0660	AMD-P	98-07-095	296-155-48525	REP	98-05-046	296-307-061	AMD-P	98-16-100
296-150M-0660	AMD	98-14-078	296-155-48527	REP	98-05-046	296-307-061	AMD-W	98-24-119
296-150M-0700	REP-P	98-07-095	296-155-48529	REP	98-05-046	296-307-07013	AMD-P	98-16-100
296-150M-0700	REP	98-14-078	296-155-48531	REP	98-05-046	296-307-07013	AMD	98-24-096
296-150M-0710	REP-P	98-07-095	296-155-48533	REP	98-05-046	296-307-076	AMD-P	98-16-100
296-150M-0710	REP	98-14-078	296-155-48536	REP	98-05-046	296-307-076	AMD	98-24-096
296-150M-0720	REP-XR	98-14-077	296-155-487	NEW	98-05-046	296-307-08003	AMD-P	98-16-100
296-150M-0720	REP	98-18-036	296-155-488	NEW	98-05-046	296-307-08003	AMD	98-24-096
296-150M-0730	REP-P	98-07-095	296-155-489	NEW	98-05-046	296-307-08009	AMD-P	98-16-100
296-150M-0730	REP	98-14-078	296-155-490	NEW	98-05-046	296-307-08009	AMD	98-24-096
296-150M-3000	AMD-P	98-07-096	296-155-493	NEW	98-05-046	296-307-08012	AMD-P	98-16-100
296-150M-3000	AMD	98-12-041	296-155-494	NEW	98-05-046	296-307-08012	AMD	98-24-096
296-150P	PREP	98-22-105	296-155-496	NEW	98-05-046	296-307-08018	AMD-P	98-16-100
296-150P-3000	AMD-P	98-07-096	296-155-497	NEW	98-05-046	296-307-08018	AMD	98-24-096
296-150P-3000	AMD	98-12-041	296-155-498	NEW	98-05-046	296-307-08021	AMD-P	98-16-100
296-150R	PREP	98-22-105	296-155-528	NEW	98-05-046	296-307-08021	AMD	98-24-096
296-150R-3000	AMD-P	98-07-096	296-155-605	AMD	98-05-046	296-307-085	AMD-P	98-16-100
296-150R-3000	AMD	98-12-041	296-155-615	AMD	98-05-046	296-307-085	AMD	98-24-096
296-155	PREP	98-08-104	296-155-655	AMD-P	98-23-085	296-307-09503	AMD-P	98-16-100
296-155-17317	AMD-P	98-23-085	296-155-683	AMD	98-05-046	296-307-09503	AMD	98-24-096
296-155-17335	REP-P	98-23-085	296-155-688	AMD	98-05-046	296-307-09506	AMD-P	98-16-100
296-155-17337	AMD-P	98-23-085	296-155-689	AMD	98-05-046	296-307-09506	AMD	98-24-096
296-155-17341	AMD-P	98-23-085	296-155-700	AMD	98-05-046	296-307-09509	AMD-P	98-16-100
296-155-17349	REP-P	98-23-085	296-155-730	AMD	98-05-046	296-307-09509	AMD	98-24-096
296-155-17351	REP-P	98-23-085	296-155-730	AMD-P	98-23-085	296-307-107	AMD-P	98-16-100
296-155-17353	REP-P	98-23-085	296-200A	PREP	98-22-105	296-307-107	AMD	98-24-096
296-155-17355	REP-P	98-23-085	296-200A-900	AMD-P	98-07-096	296-307-11005	AMD-P	98-16-100
296-155-17357	REP-P	98-23-085	296-200A-900	AMD	98-12-041	296-307-11005	AMD	98-24-096
296-155-17359	REP-P	98-23-085	296-301-020	AMD	98-10-073	296-307-11010	AMD-P	98-16-100
296-155-174	AMD-P	98-23-085	296-301-020	AMD	98-24-120	296-307-11010	AMD	98-24-096
296-155-17613	AMD-P	98-23-085	296-304-03005	AMD-P	98-23-085	296-307-120	AMD-P	98-16-100
296-155-17625	AMD-P	98-23-085	296-305	PREP	98-11-075	296-307-120	AMD	98-24-096
296-155-17635	REP-P	98-23-085	296-305-01003	AMD-P	98-17-078	296-307-12010	AMD-P	98-16-100
296-155-17652	AMD-P	98-23-085	296-305-01005	AMD-P	98-17-078	296-307-12010	AMD	98-24-096
296-155-17656	REP-P	98-23-085	296-305-01509	AMD-P	98-17-078	296-307-12015	AMD-P	98-16-100
296-155-220	AMD-P	98-23-085	296-305-02001	AMD-P	98-17-078	296-307-12015	AMD	98-24-096
296-155-229	NEW-P	98-05-073	296-305-02003	AMD-P	98-17-078	296-307-12020	AMD-P	98-16-100
296-155-229	NEW	98-13-069	296-305-02007	AMD-P	98-17-078	296-307-12020	AMD	98-24-096
296-155-229	DECOD	98-16-067	296-305-02013	AMD-P	98-17-078	296-307-12025	AMD-P	98-16-100
296-155-24525	AMD	98-05-046	296-305-02015	AMD-P	98-17-078	296-307-12025	AMD	98-24-096
296-155-329	RECOD	98-16-067	296-305-02501	AMD-P	98-23-085	296-307-12030	AMD-P	98-16-100
296-155-330	AMD-P	98-05-073	296-305-04001	AMD-P	98-17-078	296-307-12030	AMD	98-24-096
296-155-330	AMD	98-13-069	296-305-04501	AMD-P	98-17-078	296-307-12040	AMD-P	98-16-100
296-155-367	AMD-P	98-23-085	296-305-04503	AMD-P	98-17-078	296-307-12040	AMD	98-24-096
296-155-481	AMD	98-05-046	296-305-05001	AMD-P	98-17-078	296-307-12050	AMD-P	98-16-100
296-155-482	NEW	98-05-046	296-305-05007	AMD-P	98-17-078	296-307-12050	AMD	98-24-096
296-155-483	AMD	98-05-046	296-305-05009	AMD-P	98-17-078	296-307-130	AMD-P	98-16-100
296-155-484	NEW	98-05-046	296-305-06005	AMD-P	98-17-078	296-307-130	AMD	98-24-096
296-155-485	AMD	98-05-046	296-305-06007	AMD-P	98-17-078	296-307-13005	AMD-P	98-16-100
296-155-48503	REP	98-05-046	296-307	PREP	98-04-094	296-307-13005	AMD	98-24-096
296-155-48504	REP	98-05-046	296-307	PREP	98-10-035	296-307-13015	AMD-P	98-16-100
296-155-48505	REP	98-05-046	296-307-003	AMD-P	98-16-100	296-307-13015	AMD	98-24-096
296-155-48506	REP	98-05-046	296-307-003	AMD	98-24-096	296-307-13025	AMD-P	98-16-100
296-155-48507	REP	98-05-046	296-307-006	AMD-P	98-16-100	296-307-13025	AMD	98-24-096
296-155-48508	REP	98-05-046	296-307-006	AMD	98-24-096	296-307-13045	AMD-P	98-16-100
296-155-48509	REP	98-05-046	296-307-009	AMD-P	98-16-100	296-307-13045	AMD	98-24-096
296-155-48510	REP	98-05-046	296-307-009	AMD	98-24-096	296-307-15003	AMD-P	98-16-100
296-155-48511	REP	98-05-046	296-307-015	AMD-P	98-16-100	296-307-15003	AMD	98-24-096
296-155-48512	REP	98-05-046	296-307-015	AMD	98-24-096	296-307-16001	AMD-P	98-16-100
296-155-48513	REP	98-05-046	296-307-018	AMD-P	98-16-100	296-307-16001	AMD	98-24-096
296-155-48514	REP	98-05-046	296-307-018	AMD	98-24-096	296-307-16003	AMD-P	98-16-100
296-155-48515	REP	98-05-046	296-307-024	AMD-P	98-16-100	296-307-16003	AMD	98-24-096
296-155-48516	REP	98-05-046	296-307-024	AMD	98-24-096	296-307-16004	NEW-P	98-16-100
296-155-48517	REP	98-05-046	296-307-030	AMD-P	98-16-100	296-307-16004	NEW	98-24-096

TABLE



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-307-41501	AMD	98-24-096	296-307-49005	AMD-P	98-16-100	296-400A-035	AMD-P	98-09-124
296-307-41507	AMD-P	98-16-100	296-307-49005	AMD	98-24-096	296-400A-035	AMD	98-13-126
296-307-41507	AMD	98-24-096	296-307-49007	AMD-P	98-16-100	296-400A-045	AMD-P	98-07-096
296-307-41513	AMD-P	98-16-100	296-307-49007	AMD	98-24-096	296-400A-045	AMD-P	98-09-124
296-307-41513	AMD	98-24-096	296-307-49009	AMD-P	98-16-100	296-400A-045	AMD	98-12-041
296-307-42001	AMD-P	98-16-100	296-307-49009	AMD	98-24-096	296-400A-045	AMD	98-13-126
296-307-42001	AMD	98-24-096	296-307-49011	AMD-P	98-16-100	296-400A-070	AMD-P	98-09-124
296-307-42007	AMD-P	98-16-100	296-307-49011	AMD	98-24-096	296-400A-070	AMD	98-13-126
296-307-42007	AMD	98-24-096	296-307-49013	AMD-P	98-16-100	296-400A-110	AMD-P	98-09-124
296-307-42013	AMD-P	98-16-100	296-307-49013	AMD	98-24-096	296-400A-110	AMD	98-13-126
296-307-42013	AMD	98-24-096	296-307-49501	AMD-P	98-16-100	296-400A-120	AMD-P	98-09-124
296-307-42023	AMD-P	98-16-100	296-307-49501	AMD	98-24-096	296-400A-120	AMD	98-13-126
296-307-42023	AMD	98-24-096	296-307-49503	AMD-P	98-16-100	296-400A-140	AMD-P	98-09-124
296-307-42501	AMD-P	98-16-100	296-307-49503	AMD	98-24-096	296-400A-140	AMD	98-13-126
296-307-42501	AMD	98-24-096	296-307-50005	AMD-P	98-16-100	296-400A-300	AMD-P	98-09-124
296-307-42503	AMD-P	98-16-100	296-307-50005	AMD	98-24-096	296-400A-300	AMD	98-13-126
296-307-42503	AMD	98-24-096	296-307-50009	AMD-P	98-16-100	296-401-020	REP-P	98-07-097
296-307-42519	AMD-P	98-16-100	296-307-50009	AMD	98-24-096	296-401-020	REP	98-12-042
296-307-42519	AMD	98-24-096	296-307-50011	AMD-P	98-16-100	296-401-030	REP-P	98-07-097
296-307-42521	AMD-P	98-16-100	296-307-50011	AMD	98-24-096	296-401-030	REP	98-12-042
296-307-42521	AMD	98-24-096	296-307-50013	AMD-P	98-16-100	296-401-060	REP-P	98-07-097
296-307-42523	AMD-P	98-16-100	296-307-50013	AMD	98-24-096	296-401-060	REP	98-12-042
296-307-42523	AMD	98-24-096	296-307-50019	AMD-P	98-16-100	296-401-075	REP-P	98-07-097
296-307-43001	AMD-P	98-16-100	296-307-50019	AMD	98-24-096	296-401-075	REP	98-12-042
296-307-43001	AMD	98-24-096	296-307-50021	AMD-P	98-16-100	296-401-080	REP-P	98-07-097
296-307-43501	AMD-P	98-16-100	296-307-50021	AMD	98-24-096	296-401-080	REP	98-12-042
296-307-43501	AMD	98-24-096	296-307-50023	AMD-P	98-16-100	296-401-085	REP-P	98-07-097
296-307-43503	AMD-P	98-16-100	296-307-50023	AMD	98-24-096	296-401-085	REP	98-12-042
296-307-43503	AMD	98-24-096	296-307-50027	AMD-P	98-16-100	296-401-087	REP-P	98-07-097
296-307-43509	AMD-P	98-16-100	296-307-50027	AMD	98-24-096	296-401-087	REP	98-12-042
296-307-43509	AMD	98-24-096	296-307-52001	AMD-P	98-16-100	296-401-090	REP-P	98-07-097
296-307-43511	AMD-P	98-16-100	296-307-52001	AMD	98-24-096	296-401-090	REP	98-12-042
296-307-43511	AMD	98-24-096	296-307-52003	AMD-P	98-16-100	296-401-100	REP-P	98-07-097
296-307-43515	AMD-P	98-16-100	296-307-52003	AMD	98-24-096	296-401-100	REP	98-12-042
296-307-43515	AMD	98-24-096	296-307-52005	AMD-P	98-16-100	296-401-110	REP-P	98-07-097
296-307-44001	AMD-P	98-16-100	296-307-52005	AMD	98-24-096	296-401-110	REP	98-12-042
296-307-44001	AMD	98-24-096	296-307-52009	AMD-P	98-16-100	296-401-120	REP-P	98-07-097
296-307-44007	AMD-P	98-16-100	296-307-52009	AMD	98-24-096	296-401-120	REP	98-12-042
296-307-44007	AMD	98-24-096	296-307-52011	AMD-P	98-16-100	296-401-150	REP-P	98-07-097
296-307-45001	AMD-P	98-16-100	296-307-52011	AMD	98-24-096	296-401-150	REP	98-12-042
296-307-45001	AMD	98-24-096	296-307-52013	AMD-P	98-16-100	296-401-160	REP-P	98-07-097
296-307-45003	AMD-P	98-16-100	296-307-52013	AMD	98-24-096	296-401-160	REP	98-12-042
296-307-45003	AMD	98-24-096	296-307-52015	AMD-P	98-16-100	296-401-163	REP-P	98-07-097
296-307-45009	AMD-P	98-16-100	296-307-52015	AMD	98-24-096	296-401-163	REP	98-12-042
296-307-45009	AMD	98-24-096	296-307-52017	AMD-P	98-16-100	296-401-165	REP-P	98-07-097
296-307-45017	AMD-P	98-16-100	296-307-52017	AMD	98-24-096	296-401-165	REP	98-12-042
296-307-45017	AMD	98-24-096	296-307-52047	AMD-P	98-16-100	296-401-168	REP-P	98-07-097
296-307-45021	AMD-P	98-16-100	296-307-52047	AMD	98-24-096	296-401-168	REP	98-12-042
296-307-45021	AMD	98-24-096	296-307-53001	AMD-P	98-16-100	296-401-170	REP-P	98-07-097
296-307-45023	AMD-P	98-16-100	296-307-53001	AMD	98-24-096	296-401-170	REP	98-12-042
296-307-45023	AMD	98-24-096	296-307-53005	AMD-P	98-16-100	296-401-175	REP-P	98-07-097
296-307-45027	AMD-P	98-16-100	296-307-53005	AMD	98-24-096	296-401-175	REP	98-12-042
296-307-45027	AMD	98-24-096	296-400A	PREP	98-06-043	296-401-180	REP-P	98-07-097
296-307-48023	AMD-P	98-16-100	296-400A-005	AMD-P	98-09-124	296-401-180	REP	98-12-042
296-307-48023	AMD	98-24-096	296-400A-005	AMD	98-13-126	296-401A	PREP	98-13-123
296-307-48027	AMD-P	98-16-100	296-400A-021	NEW-P	98-09-124	296-401A-100	NEW-P	98-07-097
296-307-48027	AMD	98-24-096	296-400A-021	NEW	98-13-126	296-401A-100	NEW	98-12-042
296-307-48029	AMD-P	98-16-100	296-400A-025	NEW-P	98-09-124	296-401A-100	AMD-P	98-22-107
296-307-48029	AMD	98-24-096	296-400A-025	NEW	98-13-126	296-401A-105	NEW-P	98-07-097
296-307-48031	AMD-P	98-16-100	296-400A-026	NEW-P	98-09-124	296-401A-105	NEW	98-12-042
296-307-48031	AMD	98-24-096	296-400A-026	NEW	98-13-126	296-401A-110	NEW-P	98-07-097
296-307-48033	AMD-P	98-16-100	296-400A-027	NEW-P	98-09-124	296-401A-110	NEW	98-12-042
296-307-48033	AMD	98-24-096	296-400A-027	NEW	98-13-126	296-401A-120	NEW-P	98-07-097
296-307-48501	AMD-P	98-16-100	296-400A-030	AMD-P	98-09-124	296-401A-120	NEW	98-12-042
296-307-48501	AMD	98-24-096	296-400A-030	AMD	98-13-126	296-401A-130	NEW-P	98-07-097
296-307-48505	AMD-P	98-16-100	296-400A-031	AMD-P	98-09-124	296-401A-130	NEW	98-12-042
296-307-48505	AMD	98-24-096	296-400A-031	AMD	98-13-126	296-401A-140	NEW-P	98-07-097



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
296-401A-140	NEW	98-12-042	296-401A-930	NEW	98-12-042	308- 56A-010	PREP	98-03-024
296-401A-140	AMD-P	98-22-107	296-401A-935	NEW-P	98-07-097	308- 56A-010	AMD-P	98-08-049
296-401A-150	NEW-P	98-07-097	296-401A-935	NEW	98-12-042	308- 56A-010	AMD	98-12-099
296-401A-150	NEW	98-12-042	308- 04-010	PREP	98-03-023	308- 56A-015	PREP	98-03-024
296-401A-160	NEW-P	98-07-097	308- 04-010	AMD-P	98-06-080	308- 56A-015	AMD-P	98-08-049
296-401A-160	NEW	98-12-042	308- 04-010	AMD-W	98-07-018	308- 56A-015	AMD	98-12-099
296-401A-200	NEW-P	98-07-097	308- 04-010	PREP	98-17-071	308- 56A-020	PREP	98-03-024
296-401A-200	NEW	98-12-042	308- 04-010	AMD-P	98-22-052	308- 56A-020	AMD-P	98-08-049
296-401A-210	NEW-P	98-07-097	308- 04-010	AMD	99-01-104	308- 56A-020	AMD	98-12-099
296-401A-210	NEW	98-12-042	308- 04-020	PREP	98-03-023	308- 56A-021	PREP	98-03-024
296-401A-220	NEW-P	98-07-097	308- 04-020	AMD-P	98-06-080	308- 56A-021	AMD-P	98-08-049
296-401A-220	NEW	98-12-042	308- 04-020	AMD-W	98-07-018	308- 56A-021	AMD	98-12-099
296-401A-230	NEW-P	98-07-097	308- 04-020	PREP	98-17-071	308- 56A-022	PREP	98-03-024
296-401A-230	NEW	98-12-042	308- 04-020	AMD-P	98-22-052	308- 56A-022	AMD-P	98-08-049
296-401A-300	NEW-P	98-07-097	308- 04-020	AMD	99-01-104	308- 56A-022	AMD	98-12-099
296-401A-300	NEW	98-12-042	308- 11-010	REP-P	98-13-027	308- 56A-023	PREP	98-03-024
296-401A-310	NEW-P	98-07-097	308- 11-010	REP	98-16-061	308- 56A-023	AMD-P	98-08-049
296-401A-310	NEW	98-12-042	308- 11-030	AMD-P	98-13-027	308- 56A-023	AMD	98-12-099
296-401A-320	NEW-P	98-07-097	308- 11-030	AMD	98-16-061	308- 56A-025	PREP	98-14-080
296-401A-320	NEW	98-12-042	308- 11-035	AMD-P	98-13-027	308- 56A-025	REP-P	98-20-033
296-401A-400	NEW-P	98-07-097	308- 11-035	AMD	98-16-061	308- 56A-025	REP	99-01-014
296-401A-400	NEW	98-12-042	308- 11-050	AMD-P	98-13-027	308- 56A-030	PREP	98-03-024
296-401A-410	NEW-P	98-07-097	308- 11-050	AMD	98-16-061	308- 56A-030	AMD-P	98-20-033
296-401A-410	NEW	98-12-042	308- 11-120	AMD-P	98-13-027	308- 56A-030	AMD	99-01-014
296-401A-420	NEW-P	98-07-097	308- 11-120	AMD	98-16-061	308- 56A-035	PREP	98-14-080
296-401A-420	NEW	98-12-042	308- 11-130	AMD-P	98-13-027	308- 56A-035	REP-P	98-20-033
296-401A-430	NEW-P	98-07-097	308- 11-130	AMD	98-16-061	308- 56A-035	REP	99-01-014
296-401A-430	NEW	98-12-042	308- 12-025	PREP	98-06-047	308- 56A-040	PREP	98-14-080
296-401A-500	NEW-P	98-07-097	308- 12-025	AMD-P	98-14-043	308- 56A-040	AMD-P	98-20-033
296-401A-500	NEW	98-12-042	308- 12-025	AMD	98-20-061	308- 56A-040	AMD	99-01-014
296-401A-510	NEW-P	98-07-097	308- 12-115	AMD-P	98-14-043	308- 56A-045	REP-P	98-20-033
296-401A-510	NEW	98-12-042	308- 12-115	AMD	98-20-061	308- 56A-045	REP	99-01-014
296-401A-520	NEW-P	98-07-097	308- 12-326	PREP	98-05-012	308- 56A-050	PREP	98-14-080
296-401A-520	NEW	98-12-042	308- 12-326	AMD-P	98-09-057	308- 56A-050	REP-P	98-20-033
296-401A-524	NEW-P	98-07-097	308- 12-326	AMD	98-12-064	308- 56A-050	REP	99-01-014
296-401A-524	NEW	98-12-042	308- 14-200	AMD-P	98-13-026	308- 56A-055	PREP	98-14-080
296-401A-530	NEW-P	98-07-097	308- 14-200	AMD	98-16-060	308- 56A-055	REP-P	98-20-033
296-401A-530	NEW	98-12-042	308- 18-150	AMD-P	98-20-080	308- 56A-055	REP	99-01-014
296-401A-530	AMD-P	98-22-107	308- 18-150	AMD	98-24-045	308- 56A-060	PREP	98-14-080
296-401A-540	NEW-P	98-07-097	308- 33-011	AMD-P	98-13-028	308- 56A-065	PREP	98-24-006
296-401A-540	NEW	98-12-042	308- 33-011	AMD	98-18-053	308- 56A-070	PREP	98-24-006
296-401A-545	NEW-P	98-07-097	308- 33-020	REP-P	98-13-028	308- 56A-075	PREP	98-24-006
296-401A-545	NEW	98-12-042	308- 33-020	REP	98-18-053	308- 56A-080	REP-P	98-08-049
296-401A-550	NEW-P	98-07-097	308- 33-030	AMD-P	98-13-028	308- 56A-080	REP	98-12-099
296-401A-550	NEW	98-12-042	308- 33-030	AMD	98-18-053	308- 56A-085	PREP	98-03-024
296-401A-600	NEW-P	98-07-097	308- 33-060	AMD-P	98-13-028	308- 56A-085	REP-P	98-08-049
296-401A-600	NEW	98-12-042	308- 33-060	AMD	98-18-053	308- 56A-085	REP	98-12-099
296-401A-610	NEW-P	98-07-097	308- 33-071	AMD-P	98-13-028	308- 56A-090	PREP	98-03-024
296-401A-610	NEW	98-12-042	308- 33-071	AMD	98-18-053	308- 56A-090	AMD-P	98-08-049
296-401A-620	NEW-P	98-07-097	308- 33-080	REP-P	98-13-028	308- 56A-090	AMD	98-12-099
296-401A-620	NEW	98-12-042	308- 33-080	REP	98-18-053	308- 56A-100	PREP	98-14-080
296-401A-630	NEW-P	98-07-097	308- 33-090	AMD-P	98-13-028	308- 56A-100	REP-P	98-20-033
296-401A-630	NEW	98-12-042	308- 33-090	AMD	98-18-053	308- 56A-100	REP	99-01-014
296-401A-700	NEW-P	98-07-097	308- 33-095	AMD-P	98-13-028	308- 56A-105	PREP	98-14-080
296-401A-700	NEW	98-12-042	308- 33-095	AMD	98-18-053	308- 56A-105	REP-P	98-20-033
296-401A-700	PREP	98-22-105	308- 33-105	AMD-P	98-13-028	308- 56A-105	REP	99-01-014
296-401A-800	NEW-P	98-07-097	308- 33-105	AMD	98-18-053	308- 56A-110	PREP	98-14-080
296-401A-800	NEW	98-12-042	308- 48-185	AMD-P	98-17-035	308- 56A-110	AMD-P	98-20-033
296-401A-810	NEW-P	98-07-097	308- 48-185	AMD	98-21-056	308- 56A-110	AMD	99-01-014
296-401A-810	NEW	98-12-042	308- 48-790	REP-P	98-17-035	308- 56A-115	AMD-P	98-20-033
296-401A-900	NEW-P	98-07-097	308- 48-790	REP	98-21-056	308- 56A-115	AMD	99-01-014
296-401A-900	NEW	98-12-042	308- 48-800	AMD-P	98-17-035	308- 56A-125	PREP	98-14-080
296-401A-910	NEW-P	98-07-097	308- 48-800	AMD	98-21-056	308- 56A-125	REP-P	98-20-033
296-401A-910	NEW	98-12-042	308- 56A	PREP	98-22-030	308- 56A-125	REP	99-01-014
296-401A-920	NEW-P	98-07-097	308- 56A-005	PREP	98-03-024	308- 56A-130	PREP	98-14-080
296-401A-920	NEW	98-12-042	308- 56A-005	REP-P	98-08-049	308- 56A-130	REP-P	98-20-033
296-401A-930	NEW-P	98-07-097	308- 56A-005	REP	98-12-099	308- 56A-130	REP	99-01-014



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
308-56A-135	PREP	98-14-080	308-66-190	AMD-P	98-16-007	308-72-640	AMD-P	98-18-059
308-56A-135	REP-P	98-20-033	308-66-190	PREP	98-18-002	308-72-640	AMD	98-24-011
308-56A-135	REP	99-01-014	308-66-190	AMD-P	98-19-109	308-72-650	AMD-P	98-18-059
308-56A-140	PREP	98-24-003	308-66-190	AMD-S	98-23-083	308-72-650	AMD	98-24-011
308-56A-145	PREP	98-24-003	308-66-195	AMD-P	98-16-007	308-72-660	AMD-P	98-18-059
308-56A-150	PREP	98-24-003	308-66-195	AMD	98-20-039	308-72-660	AMD	98-24-011
308-56A-160	PREP	98-24-003	308-66-196	REP-P	98-16-007	308-72-670	AMD-P	98-18-059
308-56A-200	PREP	98-24-003	308-66-196	REP	98-20-039	308-72-670	AMD	98-24-011
308-56A-205	PREP	98-24-003	308-66-205	REP-P	98-16-007	308-77	PREP	98-13-003
308-56A-210	AMD-P	98-20-033	308-66-205	REP	98-20-039	308-77-010	AMD-P	98-18-059
308-56A-210	PREP	98-24-003	308-66-210	AMD-P	98-16-007	308-77-010	AMD	98-24-011
308-56A-210	AMD	99-01-014	308-66-210	AMD	98-20-039	308-77-020	AMD-P	98-18-059
308-56A-215	PREP	98-24-003	308-66-211	AMD-P	98-16-007	308-77-020	AMD	98-24-011
308-56A-250	PREP	98-22-030	308-66-211	AMD	98-20-039	308-77-032	REP-P	98-18-059
308-56A-255	PREP	98-22-030	308-66-212	AMD-P	98-16-007	308-77-032	REP	98-24-011
308-56A-265	PREP	98-22-030	308-66-212	AMD	98-20-039	308-77-034	REP-P	98-18-059
308-56A-270	PREP	98-22-030	308-66-214	AMD-P	98-16-007	308-77-034	REP	98-24-011
308-56A-275	PREP	98-22-030	308-66-214	AMD	98-20-039	308-77-040	AMD-P	98-18-059
308-56A-280	PREP	98-22-030	308-66-227	AMD-P	98-16-007	308-77-040	AMD	98-24-011
308-56A-285	PREP	98-22-030	308-66-227	AMD	98-20-039	308-77-042	REP-P	98-18-059
308-56A-295	NEW-P	98-20-033	308-66-240	AMD-P	98-16-007	308-77-042	REP	98-24-011
308-56A-295	NEW	99-01-014	308-66-240	AMD	98-20-039	308-77-044	REP-P	98-18-059
308-56A-300	PREP	98-24-007	308-72	PREP	98-13-003	308-77-044	REP	98-24-011
308-56A-305	PREP	98-24-007	308-72-501	NEW-P	98-18-059	308-77-050	AMD-P	98-18-059
308-56A-310	PREP	98-24-007	308-72-501	NEW	98-24-011	308-77-050	AMD	98-24-011
308-56A-315	PREP	98-24-007	308-72-502	REP-P	98-18-059	308-77-060	REP-P	98-18-059
308-56A-320	PREP	98-24-007	308-72-502	REP	98-24-011	308-77-060	REP	98-24-011
308-56A-325	PREP	98-24-007	308-72-503	NEW-P	98-18-059	308-77-070	REP-P	98-18-059
308-56A-330	PREP	98-24-007	308-72-503	NEW	98-24-011	308-77-070	REP	98-24-011
308-56A-335	PREP	98-16-071	308-72-504	REP-P	98-18-059	308-77-091	NEW-P	98-18-059
308-56A-335	AMD-P	99-01-140	308-72-504	REP	98-24-011	308-77-091	NEW	98-24-011
308-56A-340	PREP	98-16-071	308-72-505	NEW-P	98-18-059	308-77-095	AMD-P	98-18-059
308-56A-340	REP-P	99-01-140	308-72-505	NEW	98-24-011	308-77-095	AMD	98-24-011
308-56A-345	PREP	98-16-071	308-72-508	REP-P	98-18-059	308-77-100	REP-P	98-18-059
308-56A-345	REP-P	99-01-140	308-72-508	REP	98-24-011	308-77-100	REP	98-24-011
308-56A-350	PREP	98-16-071	308-72-509	AMD-P	98-18-059	308-77-105	NEW-P	98-18-059
308-56A-350	REP-P	99-01-140	308-72-509	AMD	98-24-011	308-77-105	NEW	98-24-011
308-56A-355	PREP	98-16-071	308-72-512	AMD-P	98-18-059	308-77-110	AMD-P	98-18-059
308-56A-355	AMD-P	99-01-140	308-72-512	AMD	98-24-011	308-77-110	AMD	98-24-011
308-56A-360	PREP	98-16-071	308-72-520	REP-P	98-18-059	308-77-115	NEW-P	98-18-059
308-56A-360	REP-P	99-01-140	308-72-520	REP	98-24-011	308-77-115	NEW	98-24-011
308-56A-365	PREP	98-16-071	308-72-530	REP-P	98-18-059	308-77-120	REP-P	98-18-059
308-56A-365	REP-P	99-01-140	308-72-530	REP	98-24-011	308-77-120	REP	98-24-011
308-56A-420	PREP	98-18-002	308-72-540	AMD-P	98-18-059	308-77-125	REP-P	98-18-059
308-56A-420	AMD-P	98-19-109	308-72-540	AMD	98-24-011	308-77-125	REP	98-24-011
308-56A-420	AMD-S	98-23-083	308-72-542	AMD-P	98-18-059	308-77-130	REP-P	98-18-059
308-66	PREP	98-10-071	308-72-542	AMD	98-24-011	308-77-130	REP	98-24-011
308-66-110	AMD-P	98-16-007	308-72-550	AMD-P	98-18-059	308-77-150	AMD-P	98-18-059
308-66-110	AMD	98-20-039	308-72-550	AMD	98-24-011	308-77-150	AMD	98-24-011
308-66-120	AMD-P	98-16-007	308-72-555	NEW-P	98-18-059	308-77-160	AMD-P	98-18-059
308-66-120	AMD	98-20-039	308-72-555	NEW	98-24-011	308-77-160	AMD	98-24-011
308-66-140	AMD-P	98-16-007	308-72-557	NEW-P	98-18-059	308-77-165	AMD-P	98-18-059
308-66-140	AMD	98-20-039	308-72-557	NEW	98-24-011	308-77-165	AMD	98-24-011
308-66-145	AMD-P	98-16-007	308-72-560	AMD-P	98-18-059	308-77-190	AMD-P	98-18-059
308-66-145	AMD	98-20-039	308-72-560	AMD	98-24-011	308-77-190	AMD	98-24-011
308-66-152	AMD-P	98-16-007	308-72-570	AMD-P	98-18-059	308-77-220	AMD-P	98-18-059
308-66-152	AMD	98-20-039	308-72-570	AMD	98-24-011	308-77-220	AMD	98-24-011
308-66-155	AMD-P	98-16-007	308-72-600	REP-P	98-18-059	308-77-225	NEW-P	98-18-059
308-66-155	AMD	98-20-039	308-72-600	REP	98-24-011	308-77-225	NEW	98-24-011
308-66-156	REP-P	98-16-007	308-72-610	AMD-P	98-18-059	308-77-230	AMD-P	98-18-059
308-66-156	REP	98-20-039	308-72-610	AMD	98-24-011	308-77-230	AMD	98-24-011
308-66-157	AMD-P	98-16-007	308-72-615	NEW-P	98-18-059	308-77-250	AMD-P	98-18-059
308-66-157	AMD	98-20-039	308-72-615	NEW	98-24-011	308-77-250	AMD	98-24-011
308-66-160	AMD-P	98-16-007	308-72-620	AMD-P	98-18-059	308-77-260	AMD-P	98-18-059
308-66-160	AMD	98-20-039	308-72-620	AMD	98-24-011	308-77-260	AMD	98-24-011
308-66-170	AMD-P	98-16-007	308-72-630	AMD-P	98-18-059	308-93	PREP	98-18-083
308-66-170	AMD	98-20-039	308-72-630	AMD	98-24-011	308-93	PREP	98-22-031

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
308-93-010	AMD-E	98-09-001	308-93-200	AMD-P	98-16-075	308-93-430	REP	98-09-023
308-93-010	AMD-P	98-13-044	308-93-200	AMD	98-21-001	308-93-440	AMD-P	98-05-068
308-93-010	AMD	98-16-029	308-93-210	PREP	98-03-027	308-93-440	AMD	98-09-023
308-93-030	PREP	98-24-004	308-93-210	REP-P	98-16-075	308-93-450	AMD-P	98-05-068
308-93-040	PREP	98-24-004	308-93-210	REP	98-21-001	308-93-450	AMD	98-09-023
308-93-050	AMD-E	98-09-001	308-93-215	PREP	98-03-027	308-93-460	AMD-P	98-05-068
308-93-050	AMD-P	98-13-044	308-93-215	REP-P	98-16-075	308-93-460	AMD	98-09-023
308-93-050	AMD	98-16-029	308-93-215	REP	98-21-001	308-93-470	AMD-P	98-05-068
308-93-055	NEW-E	98-09-001	308-93-220	PREP	98-03-027	308-93-470	AMD	98-09-023
308-93-055	NEW-P	98-13-044	308-93-220	AMD-P	98-16-075	308-93-480	REP-P	98-05-068
308-93-055	NEW	98-16-029	308-93-220	AMD	98-21-001	308-93-480	REP	98-09-023
308-93-056	NEW-E	98-09-001	308-93-230	PREP	98-03-027	308-93-490	PREP	98-22-031
308-93-056	NEW-P	98-13-044	308-93-230	AMD-P	98-16-075	308-93-500	PREP	98-22-031
308-93-056	NEW	98-16-029	308-93-230	AMD	98-21-001	308-93-510	PREP	98-22-031
308-93-060	PREP	98-03-026	308-93-241	PREP	98-03-025	308-93-520	PREP	98-16-072
308-93-060	AMD-P	98-13-044	308-93-241	AMD-P	98-12-072	308-93-530	PREP	98-16-072
308-93-060	AMD	98-16-030	308-93-241	AMD	98-16-001	308-93-540	PREP	98-16-072
308-93-069	NEW-P	98-13-044	308-93-242	PREP	98-03-025	308-93-550	PREP	98-16-072
308-93-069	NEW	98-16-030	308-93-242	AMD-P	98-12-072	308-93-560	PREP	98-16-072
308-93-070	PREP	98-03-026	308-93-242	AMD	98-16-001	308-93-570	PREP	98-16-072
308-93-070	AMD-P	98-13-044	308-93-243	PREP	98-03-025	308-93-580	PREP	98-16-072
308-93-070	AMD	98-16-030	308-93-243	AMD-P	98-12-072	308-93-590	PREP	98-16-072
308-93-071	PREP	98-03-026	308-93-243	AMD	98-16-001	308-93-600	PREP	98-16-072
308-93-071	AMD-P	98-13-044	308-93-244	PREP	98-03-025	308-93-620	PREP	98-03-026
308-93-071	AMD	98-16-030	308-93-244	AMD-P	98-12-072	308-93-620	AMD-P	98-13-044
308-93-073	PREP	98-03-026	308-93-244	AMD	98-16-001	308-93-620	AMD	98-16-030
308-93-073	AMD-P	98-13-044	308-93-245	PREP	98-03-025	308-93-620	REP-P	98-22-094
308-93-073	AMD	98-16-030	308-93-245	AMD-P	98-12-072	308-93-630	PREP	98-03-026
308-93-074	PREP	98-03-026	308-93-245	AMD	98-16-001	308-93-630	REP-P	98-13-044
308-93-074	REP-P	98-13-044	308-93-250	PREP	98-18-083	308-93-630	REP	98-16-030
308-93-074	REP	98-16-030	308-93-250	AMD-P	98-22-094	308-93-640	PREP	98-03-026
308-93-075	PREP	98-03-026	308-93-270	PREP	98-18-083	308-93-640	AMD-E	98-09-001
308-93-075	REP-P	98-13-044	308-93-270	AMD-P	98-22-094	308-93-640	AMD-P	98-13-044
308-93-075	REP	98-16-030	308-93-280	PREP	98-18-083	308-93-640	AMD	98-16-029
308-93-078	PREP	98-03-026	308-93-280	AMD-P	98-22-094	308-93-660	PREP	98-14-082
308-93-078	AMD-P	98-13-044	308-93-285	PREP	98-03-026	308-93-660	AMD-P	98-21-060
308-93-078	AMD	98-16-030	308-93-285	AMD-P	98-13-044	308-93-660	AMD	99-01-134
308-93-079	PREP	98-03-026	308-93-285	AMD	98-16-030	308-93-670	PREP	98-14-082
308-93-079	PREP	98-24-004	308-93-290	PREP	98-03-027	308-93-670	REP-P	98-21-060
308-93-080	PREP	98-03-026	308-93-290	REP-P	98-16-075	308-93-670	REP	99-01-134
308-93-080	REP-P	98-13-044	308-93-290	REP	98-21-001	308-94-030	AMD-P	98-04-072
308-93-080	REP	98-16-030	308-93-295	PREP	98-03-027	308-94-030	AMD	98-08-070
308-93-085	PREP	98-03-026	308-93-295	AMD-P	98-16-075	308-94-040	REP-P	98-04-072
308-93-085	REP-P	98-13-044	308-93-295	AMD	98-21-001	308-94-040	REP	98-08-070
308-93-085	REP	98-16-030	308-93-300	PREP	98-03-026	308-94-050	AMD-P	98-04-072
308-93-087	PREP	98-14-082	308-93-300	REP-P	98-13-044	308-94-050	AMD	98-08-070
308-93-087	AMD-P	98-21-060	308-93-300	REP	98-16-030	308-94-070	REP-P	98-04-072
308-93-087	AMD	99-01-134	308-93-330	PREP	98-03-026	308-94-070	REP	98-08-070
308-93-088	PREP	98-14-082	308-93-330	REP-P	98-13-044	308-94-080	AMD-P	98-04-072
308-93-088	AMD-P	98-21-060	308-93-330	REP	98-16-030	308-94-080	AMD	98-08-070
308-93-088	AMD	99-01-134	308-93-340	PREP	98-24-004	308-94-090	REP-P	98-04-072
308-93-090	PREP	98-24-004	308-93-350	PREP	98-03-026	308-94-090	REP	98-08-070
308-93-100	PREP	98-24-004	308-93-350	AMD-P	98-13-044	308-94-100	AMD-P	98-04-072
308-93-110	PREP	98-03-027	308-93-350	AMD	98-16-030	308-94-100	AMD	98-08-070
308-93-110	REP-P	98-16-075	308-93-360	PREP	98-03-026	308-94-110	REP-P	98-04-072
308-93-110	REP	98-21-001	308-93-360	AMD-P	98-13-044	308-94-110	REP	98-08-070
308-93-120	PREP	98-03-027	308-93-360	AMD	98-16-030	308-96A	PREP	98-16-010
308-93-120	REP-P	98-16-075	308-93-370	PREP	98-22-031	308-96A-005	PREP	98-03-021
308-93-120	REP	98-21-001	308-93-380	PREP	98-22-031	308-96A-010	PREP	98-03-021
308-93-160	PREP	98-24-004	308-93-390	PREP	98-22-031	308-96A-010	REP-P	98-14-012
308-93-180	PREP	98-03-027	308-93-400	PREP	98-22-031	308-96A-010	REP	98-19-075
308-93-180	REP-P	98-16-075	308-93-410	PREP	98-18-083	308-96A-015	PREP	98-03-021
308-93-180	REP	98-21-001	308-93-410	REP-P	98-22-094	308-96A-015	AMD-P	98-14-012
308-93-190	PREP	98-03-027	308-93-420	PREP	98-03-026	308-96A-015	AMD	98-19-075
308-93-190	REP-P	98-16-075	308-93-420	REP-P	98-13-044	308-96A-021	PREP	98-03-021
308-93-190	REP	98-21-001	308-93-420	REP	98-16-030	308-96A-021	AMD-P	98-14-012
308-93-200	PREP	98-03-027	308-93-430	REP-P	98-05-068	308-96A-021	AMD	98-19-075

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
308-96A-025	PREP	98-03-021	308-96A-175	AMD	98-09-024	308-96A-320	REP-E	98-15-013
308-96A-025	REP-P	98-14-012	308-96A-176	AMD-P	98-04-071	308-96A-320	REP-P	98-15-014
308-96A-025	REP	98-19-075	308-96A-176	AMD	98-09-024	308-96A-320	REP	98-22-032
308-96A-026	PREP	98-03-021	308-96A-180	PREP	98-03-021	308-96A-325	PREP	98-09-038
308-96A-026	AMD-P	98-14-012	308-96A-180	AMD-P	98-14-012	308-96A-325	REP-E	98-15-013
308-96A-026	AMD	98-19-075	308-96A-180	AMD	98-19-075	308-96A-325	REP-P	98-15-014
308-96A-035	PREP	98-03-021	308-96A-201	PREP	98-16-010	308-96A-325	REP	98-22-032
308-96A-035	REP-P	98-14-012	308-96A-201	AMD-P	98-21-059	308-96A-330	PREP	98-09-038
308-96A-035	REP	98-19-075	308-96A-201	AMD	99-01-133	308-96A-330	REP-E	98-15-013
308-96A-040	PREP	98-03-021	308-96A-202	NEW-P	98-21-059	308-96A-330	REP-P	98-15-014
308-96A-040	REP-P	98-14-012	308-96A-202	NEW	99-01-133	308-96A-330	REP	98-22-032
308-96A-040	REP	98-19-075	308-96A-203	NEW-P	98-21-059	308-96A-335	PREP	98-09-038
308-96A-065	AMD-P	98-04-071	308-96A-203	NEW	99-01-133	308-96A-335	REP-E	98-15-013
308-96A-065	AMD	98-09-024	308-96A-205	PREP	98-16-073	308-96A-335	REP-P	98-15-014
308-96A-066	AMD-P	98-04-071	308-96A-205	AMD-P	98-21-059	308-96A-335	REP	98-22-032
308-96A-066	AMD	98-09-024	308-96A-205	AMD	99-01-133	308-96A-340	AMD-P	98-04-014
308-96A-067	NEW-P	98-04-071	308-96A-206	PREP	98-16-073	308-96A-340	AMD-W	98-13-043
308-96A-067	NEW	98-09-024	308-96A-206	AMD-P	98-21-059	308-96A-340	REP-E	98-15-013
308-96A-068	NEW-P	98-04-071	308-96A-206	AMD	99-01-133	308-96A-340	REP-P	98-15-014
308-96A-068	NEW	98-09-024	308-96A-207	PREP	98-16-010	308-96A-340	REP	98-22-032
308-96A-070	AMD-P	98-04-071	308-96A-207	AMD-P	98-21-059	308-96A-340	REP	98-22-032
308-96A-070	AMD	98-09-024	308-96A-207	AMD	99-01-133	308-96A-341	NEW-P	98-04-014
308-96A-071	AMD-P	98-04-071	308-96A-208	PREP	98-16-010	308-96A-341	NEW-W	98-13-043
308-96A-071	AMD	98-09-024	308-96A-208	AMD-P	98-21-059	308-96A-400	PREP	98-24-005
308-96A-073	AMD-P	98-04-071	308-96A-208	AMD	99-01-133	308-96A-410	PREP	98-24-005
308-96A-073	AMD	98-09-024	308-96A-210	AMD-P	98-21-059	308-96A-415	PREP	98-24-005
308-96A-074	AMD-P	98-04-071	308-96A-210	AMD	99-01-133	308-96A-420	PREP	98-24-005
308-96A-074	AMD	98-09-024	308-96A-220	PREP	98-16-073	308-97-010	PREP	98-14-081
308-96A-080	PREP	98-03-022	308-96A-220	AMD-P	98-21-059	308-97-010	REP-P	98-18-024
308-96A-080	AMD-P	98-12-073	308-96A-220	AMD	99-01-133	308-97-010	REP	98-23-026
308-96A-080	AMD	98-16-002	308-96A-260	PREP	98-03-021	308-97-060	PREP	98-14-081
308-96A-085	PREP	98-03-022	308-96A-260	AMD-P	98-14-012	308-97-060	REP-P	98-18-024
308-96A-085	AMD-P	98-12-073	308-96A-260	AMD	98-19-075	308-97-060	REP	98-23-026
308-96A-085	AMD	98-16-002	308-96A-275	PREP	98-24-005	308-97-090	PREP	98-14-081
308-96A-090	PREP	98-03-022	308-96A-295	PREP	98-03-021	308-97-090	REP-P	98-18-024
308-96A-090	AMD-P	98-12-073	308-96A-295	AMD-P	98-14-012	308-97-090	REP	98-23-026
308-96A-090	AMD	98-16-002	308-96A-295	AMD	98-19-075	308-97-125	PREP	98-14-081
308-96A-095	PREP	98-03-022	308-96A-300	PREP	98-03-021	308-97-125	AMD-P	98-18-024
308-96A-095	AMD-P	98-12-073	308-96A-300	AMD-P	98-14-012	308-97-125	AMD	98-23-026
308-96A-095	AMD	98-16-002	308-96A-300	AMD	98-19-075	308-97-175	PREP	98-23-026
308-96A-097	PREP	98-03-022	308-96A-306	PREP	98-09-038	308-97-175	REP-P	98-18-024
308-96A-097	AMD-P	98-12-073	308-96A-306	AMD-E	98-15-013	308-97-175	REP	98-23-026
308-96A-097	AMD	98-16-002	308-96A-306	AMD-P	98-15-014	308-97-205	PREP	98-14-081
308-96A-099	NEW-P	99-01-139	308-96A-306	AMD	98-22-032	308-97-205	REP-P	98-18-024
308-96A-100	PREP	98-16-074	308-96A-310	PREP	98-09-038	308-97-205	REP	98-23-026
308-96A-100	REP-P	99-01-139	308-96A-310	REP-E	98-15-013	308-97-230	PREP	98-14-081
308-96A-101	NEW-P	99-01-139	308-96A-310	REP-P	98-15-014	308-97-230	AMD-P	98-18-024
308-96A-105	PREP	98-16-074	308-96A-310	REP	98-22-032	308-97-230	AMD	98-23-026
308-96A-105	REP-P	99-01-139	308-96A-310	NEW-E	98-15-013	308-124	PREP	98-13-071
308-96A-106	PREP	98-16-074	308-96A-311	NEW-P	98-15-014	308-124	AMD-P	98-22-003
308-96A-106	REP-P	99-01-139	308-96A-311	NEW	98-22-032	308-124	AMD-S	98-24-079
308-96A-110	PREP	98-16-074	308-96A-311	NEW-E	98-15-013	308-124-001	PREP	98-13-071
308-96A-110	AMD-P	99-01-139	308-96A-312	NEW-P	98-15-014	308-124-001	REP-P	98-22-003
308-96A-120	PREP	98-16-074	308-96A-312	NEW-P	98-15-014	308-124-001	REP-S	98-24-079
308-96A-120	REP-P	99-01-139	308-96A-312	NEW	98-22-032	308-124-005	PREP	98-13-071
308-96A-135	PREP	98-16-074	308-96A-313	NEW-E	98-15-013	308-124-005	PREP	98-13-071
308-96A-135	AMD-P	99-01-139	308-96A-313	NEW-P	98-15-014	308-124-005	REP-P	98-22-003
308-96A-136	PREP	98-16-074	308-96A-313	NEW	98-22-032	308-124-005	REP-S	98-24-079
308-96A-136	AMD-P	99-01-139	308-96A-314	NEW-E	98-15-013	308-124-007	PREP	98-13-071
308-96A-145	PREP	98-16-074	308-96A-314	NEW-P	98-15-014	308-124-007	AMD-P	98-22-003
308-96A-145	AMD-P	99-01-139	308-96A-314	NEW	98-22-032	308-124-007	AMD-S	98-24-079
308-96A-150	PREP	98-16-010	308-96A-315	PREP	98-09-038	308-124-021	PREP	98-13-071
308-96A-150	REP-P	98-21-059	308-96A-315	REP-E	98-15-013	308-124-021	AMD-P	98-22-003
308-96A-150	REP	99-01-133	308-96A-315	REP-P	98-15-014	308-124-021	AMD-S	98-24-079
308-96A-161	PREP	98-24-005	308-96A-316	NEW-E	98-15-013	308-124A-010	PREP	98-13-071
308-96A-162	PREP	98-24-005	308-96A-316	NEW-P	98-15-014	308-124A-200	PREP	98-13-071
308-96A-175	AMD-P	98-04-071	308-96A-316	NEW	98-22-032	308-124A-200	AMD-P	98-22-003
			308-96A-320	PREP	98-09-038	308-124A-200	AMD-S	98-24-079
						308-124A-460	PREP	98-13-071

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
308-124A-460	AMD-P	98-22-003	308-420-240	AMD-P	98-13-070	314-16-190	AMD-XA	98-12-090
308-124A-460	AMD-S	98-24-079	308-420-240	AMD	98-18-082	314-16-190	AMD	98-18-097
308-124B-120	PREP	98-13-071	314-04-005	PREP	98-22-092	314-16-195	AMD-XA	98-12-090
308-124B-140	PREP	98-13-071	314-10-040	AMD-P	98-20-078	314-16-195	AMD	98-18-097
308-124B-140	AMD-P	98-22-003	314-12-005	NEW-P	98-09-060	314-16-196	AMD-XA	98-12-090
308-124B-140	AMD-S	98-24-079	314-12-005	NEW	98-14-004	314-16-196	AMD	98-18-097
308-124B-145	NEW-P	98-22-003	314-12-025	AMD-XA	98-12-090	314-16-197	AMD-XA	98-12-090
308-124B-145	NEW-S	98-24-079	314-12-025	AMD	98-18-097	314-16-197	AMD	98-18-097
308-124B-150	PREP	98-13-071	314-12-130	AMD-XA	98-12-090	314-16-199	AMD-XA	98-12-090
308-124B-150	AMD-P	98-22-003	314-12-130	AMD	98-18-097	314-16-199	AMD	98-18-097
308-124B-150	AMD-S	98-24-079	314-12-135	AMD-XA	98-12-090	314-16-200	AMD-XA	98-12-090
308-124C-010	PREP	98-13-071	314-12-135	AMD	98-18-097	314-16-200	AMD	98-18-097
308-124C-010	AMD-P	98-22-003	314-12-140	AMD-XA	98-12-090	314-16-205	AMD-XA	98-12-090
308-124C-010	AMD-S	98-24-079	314-12-140	AMD	98-18-097	314-16-205	AMD	98-18-097
308-124D-061	AMD-P	98-22-003	314-12-141	AMD-XA	98-12-090	314-16-210	AMD-XA	98-12-090
308-124D-061	AMD-S	98-24-079	314-12-141	AMD	98-18-097	314-16-210	AMD	98-18-097
308-124D-070	NEW-P	98-22-003	314-12-145	AMD-XA	98-12-090	314-16-220	REP-XA	98-12-090
308-124D-070	NEW-S	98-24-079	314-12-145	AMD	98-18-097	314-16-220	REP	98-18-097
308-124D-080	NEW-P	98-22-003	314-12-170	PREP	98-12-088	314-16-230	AMD-XA	98-12-090
308-124D-080	NEW-S	98-24-079	314-12-170	AMD-P	98-18-096	314-16-230	AMD	98-18-097
308-124F-010	PREP	98-13-071	314-12-200	NEW-P	98-05-103	314-16-240	AMD-XA	98-12-090
308-124F-010	REP-P	98-22-003	314-12-200	NEW	98-15-068	314-16-240	AMD	98-18-097
308-124F-010	REP-S	98-24-079	314-12-210	NEW-P	98-24-128	314-16-250	AMD-XA	98-12-090
308-124F-020	PREP	98-13-071	314-12-215	NEW-P	98-24-128	314-16-250	AMD	98-18-097
308-124F-020	REP-P	98-22-003	314-12-220	NEW-P	98-24-128	314-16-260	NEW-P	98-14-134
308-124F-020	REP-S	98-24-079	314-12-225	NEW-P	98-24-128	314-16-260	NEW-S	98-20-077
308-124F-030	PREP	98-13-071	314-12-300	NEW-P	98-18-096	314-16-265	NEW-P	98-14-134
308-124F-030	REP-P	98-22-003	314-12-310	NEW-P	98-18-096	314-16-265	NEW-S	98-20-077
308-124F-030	REP-S	98-24-079	314-12-320	NEW-P	98-18-096	314-16-270	NEW-S	98-20-077
308-125-120	AMD-P	98-12-066	314-12-330	NEW-P	98-18-096	314-16-275	NEW-S	98-20-077
308-125-120	AMD-W	98-16-004	314-12-340	NEW-P	98-18-096	314-18-030	AMD-XA	98-12-090
308-125-120	AMD-P	98-23-025	314-14-160	PREP	98-12-089	314-18-030	AMD	98-18-097
308-125-120	AMD-C	99-01-159	314-14-160	AMD-P	98-18-095	314-18-040	AMD-XA	98-12-090
308-125-200	AMD-E	98-10-064	314-14-165	NEW-P	98-18-095	314-18-040	AMD	98-18-097
308-125-200	AMD-P	98-12-065	314-14-170	NEW-P	98-18-095	314-18-060	AMD-XA	98-12-090
308-125-200	AMD	98-17-083	314-15-010	AMD-XA	98-12-090	314-18-060	AMD	98-18-097
308-125-200	AMD-P	98-24-044	314-15-010	AMD	98-18-097	314-20-005	AMD-XA	98-12-090
308-125-200	AMD-C	99-01-158	314-15-020	AMD-XA	98-12-090	314-20-005	AMD	98-18-097
308-170-040	REP-XR	98-07-020	314-15-020	AMD	98-18-097	314-20-010	AMD-XA	98-12-090
308-170-040	REP	98-13-045	314-15-030	AMD-XA	98-12-090	314-20-010	AMD	98-18-097
308-170-050	REP-XR	98-07-020	314-15-030	AMD	98-18-097	314-20-015	AMD-XA	98-12-090
308-170-050	REP	98-13-045	314-15-040	AMD-XA	98-12-090	314-20-015	AMD	98-18-097
308-300-310	REP	98-03-055	314-15-040	AMD	98-18-097	314-20-020	AMD-XA	98-12-090
308-312-010	NEW	98-03-055	314-15-050	AMD-XA	98-12-090	314-20-020	AMD	98-18-097
308-312-020	NEW	98-03-055	314-15-050	AMD	98-18-097	314-20-030	AMD-XA	98-12-090
308-312-030	NEW	98-03-055	314-16-020	AMD-XA	98-12-090	314-20-030	AMD	98-18-097
308-312-040	NEW	98-03-055	314-16-020	AMD	98-18-097	314-20-050	AMD-XA	98-12-090
308-312-050	NEW	98-03-055	314-16-025	AMD-XA	98-12-090	314-20-050	AMD	98-18-097
308-312-060	NEW	98-03-055	314-16-025	AMD	98-18-097	314-20-060	AMD-XA	98-12-090
308-312-080	NEW	98-03-055	314-16-040	AMD-XA	98-12-090	314-20-060	AMD	98-18-097
308-312-090	NEW-W	98-03-054	314-16-040	AMD	98-18-097	314-20-070	AMD-XA	98-12-090
308-312-100	NEW	98-03-055	314-16-050	AMD-XA	98-12-090	314-20-070	AMD	98-18-097
308-330-300	AMD-P	99-01-143	314-16-050	AMD	98-18-097	314-20-080	AMD-XA	98-12-090
308-330-307	AMD-P	99-01-143	314-16-070	AMD-XA	98-12-090	314-20-080	AMD	98-18-097
308-330-425	AMD-P	99-01-143	314-16-070	AMD	98-18-097	314-20-090	AMD-XA	98-12-090
308-400-030	AMD-P	98-23-074	314-16-075	AMD-XA	98-12-090	314-20-090	AMD	98-18-097
308-400-050	REP-P	98-23-074	314-16-075	AMD	98-18-097	314-20-100	AMD-XA	98-12-090
308-400-053	AMD-P	98-23-074	314-16-090	AMD-XA	98-12-090	314-20-100	AMD	98-18-097
308-400-054	REP-P	98-23-074	314-16-090	AMD	98-18-097	314-20-105	AMD-XA	98-12-090
308-400-058	AMD-P	98-23-074	314-16-110	AMD-XA	98-12-090	314-20-105	AMD	98-18-097
308-400-059	AMD-P	98-23-074	314-16-110	AMD	98-18-097	314-22-010	REP-XA	98-12-090
308-400-062	AMD-P	98-23-074	314-16-115	AMD-XA	98-12-090	314-22-010	REP	98-18-097
308-400-070	REP-P	98-23-074	314-16-115	AMD	98-18-097	314-24	AMD-XA	98-12-090
308-400-095	AMD-P	98-23-074	314-16-150	AMD-XA	98-12-090	314-24	AMD	98-18-097
308-400-120	AMD-P	98-23-074	314-16-150	AMD	98-18-097	314-24-006	AMD-XA	98-12-090
308-410-050	REP-P	98-23-074	314-16-160	AMD-XA	98-12-090	314-24-006	AMD	98-18-097
308-410-070	AMD-P	98-23-074	314-16-160	AMD	98-18-097	314-24-040	AMD-XA	98-12-090

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
314-24-040	AMD	98-18-097	314-52-085	AMD	98-18-097	315-10-024	NEW	98-08-067
314-24-080	AMD-XA	98-12-090	314-52-090	AMD-XA	98-12-090	315-10-025	AMD-P	98-04-073
314-24-080	AMD	98-18-097	314-52-090	AMD	98-18-097	315-10-025	AMD	98-08-067
314-24-095	AMD-XA	98-12-090	314-52-110	AMD-XA	98-12-090	315-10-030	AMD-P	98-04-073
314-24-095	AMD	98-18-097	314-52-110	AMD	98-18-097	315-10-030	AMD	98-08-067
314-24-105	AMD-XA	98-12-090	314-52-113	AMD-XA	98-12-090	315-11A	PREP	98-08-066
314-24-105	AMD	98-18-097	314-52-113	AMD	98-18-097	315-11A	PREP	98-20-012
314-24-110	AMD-XA	98-12-090	314-52-115	AMD-XA	98-12-090	315-11A-137	REP-XR	98-07-090
314-24-110	AMD	98-18-097	314-52-115	AMD	98-18-097	315-11A-137	REP	98-13-018
314-24-120	AMD-XA	98-12-090	314-60-040	AMD-P	98-09-061	315-11A-138	REP-XR	98-07-090
314-24-120	AMD	98-18-097	314-60-040	AMD	98-14-003	315-11A-138	REP	98-13-018
314-24-130	AMD-XA	98-12-090	314-64-08001	NEW-P	98-02-069	315-11A-139	REP-XR	98-07-090
314-24-130	AMD	98-18-097	314-64-08001	NEW	98-08-041	315-11A-139	REP	98-13-018
314-24-140	AMD-XA	98-12-090	314-68	PREP	98-21-068	315-11A-140	REP-XR	98-07-090
314-24-140	AMD	98-18-097	314-70-010	AMD-XA	98-12-090	315-11A-140	REP	98-13-018
314-24-150	AMD-XA	98-12-090	314-70-010	AMD	98-18-097	315-11A-141	REP-XR	98-07-090
314-24-150	AMD	98-18-097	314-70-020	AMD-XA	98-12-090	315-11A-141	REP	98-13-018
314-24-160	AMD-XA	98-12-090	314-70-020	AMD	98-18-097	315-11A-142	REP-XR	98-07-090
314-24-160	AMD	98-18-097	314-70-030	AMD-XA	98-12-090	315-11A-142	REP	98-13-018
314-24-170	AMD-XA	98-12-090	314-70-030	AMD	98-18-097	315-11A-143	REP-XR	98-07-090
314-24-170	AMD	98-18-097	314-70-040	AMD-XA	98-12-090	315-11A-143	REP	98-13-018
314-24-180	AMD-XA	98-12-090	314-70-040	AMD	98-18-097	315-11A-144	REP-XR	98-07-090
314-24-180	AMD	98-18-097	315-02-030	AMD-P	98-04-073	315-11A-144	REP	98-13-018
314-24-190	AMD-XA	98-12-090	315-02-030	AMD	98-08-067	315-11A-145	REP-XR	98-07-090
314-24-190	AMD	98-18-097	315-02-040	AMD-P	98-04-073	315-11A-145	REP	98-13-018
314-24-200	AMD-XA	98-12-090	315-02-040	AMD	98-08-067	315-11A-146	REP-XR	98-07-090
314-24-200	AMD	98-18-097	315-02-060	AMD-P	98-04-073	315-11A-146	REP	98-13-018
314-24-210	AMD-XA	98-12-090	315-02-060	AMD	98-08-067	315-11A-147	REP-XR	98-07-090
314-24-210	AMD	98-18-097	315-02-070	AMD-P	98-04-073	315-11A-147	REP	98-13-018
314-24-220	AMD-XA	98-12-090	315-02-070	AMD	98-08-067	315-11A-148	REP-XR	98-07-090
314-24-220	AMD	98-18-097	315-02-080	AMD-P	98-04-073	315-11A-148	REP	98-13-018
314-24-230	AMD-XA	98-12-090	315-02-080	AMD	98-08-067	315-11A-149	REP-XR	98-07-090
314-24-230	AMD	98-18-097	315-02-170	REP-P	98-04-073	315-11A-149	REP	98-13-018
314-24-250	AMD-XA	98-12-090	315-02-170	REP	98-08-067	315-11A-150	REP-XR	98-07-090
314-24-250	AMD	98-18-097	315-02-180	REP-P	98-04-073	315-11A-150	REP	98-13-018
314-25-010	AMD-XA	98-12-090	315-02-180	REP	98-08-067	315-11A-151	REP-XR	98-07-090
314-25-010	AMD	98-18-097	315-02-220	AMD-P	98-04-073	315-11A-151	REP	98-13-018
314-25-020	AMD-XA	98-12-090	315-02-220	AMD	98-08-067	315-11A-152	REP-XR	98-07-090
314-25-020	AMD	98-18-097	315-04	PREP	98-12-033	315-11A-152	REP	98-13-018
314-25-030	AMD-XA	98-12-090	315-04-090	AMD-P	98-16-078	315-11A-153	REP-XR	98-07-090
314-25-030	AMD	98-18-097	315-04-090	AMD	98-20-013	315-11A-153	REP	98-13-018
314-25-040	AMD-XA	98-12-090	315-04-095	NEW-P	98-16-078	315-11A-154	REP-XR	98-07-090
314-25-040	AMD	98-18-097	315-04-095	NEW	98-20-013	315-11A-154	REP	98-13-018
314-26-010	AMD-XA	98-12-090	315-04-105	NEW-P	98-16-078	315-11A-155	REP-XR	98-07-090
314-26-010	AMD	98-18-097	315-04-105	NEW	98-20-013	315-11A-155	REP	98-13-018
314-27-010	AMD-XA	98-12-090	315-04-130	AMD-P	98-16-078	315-11A-156	REP-XR	98-07-090
314-27-010	AMD	98-18-097	315-04-130	AMD	98-20-013	315-11A-157	REP-XR	98-07-090
314-30-010	AMD-XA	98-12-090	315-04-180	AMD-P	98-08-065	315-11A-157	REP	98-13-018
314-30-010	AMD	98-18-097	315-04-180	AMD	98-11-091	315-11A-158	REP-XR	98-07-090
314-37-010	AMD-XA	98-12-090	315-04-200	PREP	98-15-038	315-11A-158	REP	98-13-018
314-37-010	AMD	98-18-097	315-04-200	AMD-P	98-20-106	315-11A-159	REP-XR	98-07-090
314-37-030	NEW-P	98-22-093	315-04-200	AMD	99-01-038	315-11A-159	REP	98-13-018
314-44-005	AMD-XA	98-12-090	315-06-075	NEW-P	98-24-046	315-11A-160	REP-XR	98-07-090
314-44-005	AMD	98-18-097	315-06-085	NEW-P	98-24-046	315-11A-160	REP	98-13-018
314-45-010	AMD-XA	98-12-090	315-06-123	PREP	98-03-074	315-11A-161	REP-XR	98-07-090
314-45-010	AMD	98-18-097	315-06-123	AMD-P	98-09-103	315-11A-161	REP	98-13-018
314-52-005	AMD-XA	98-12-090	315-06-123	AMD	98-15-114	315-11A-162	REP-XR	98-07-090
314-52-005	AMD	98-18-097	315-10	PREP	98-07-089	315-11A-162	REP	98-13-018
314-52-010	AMD-XA	98-12-090	315-10	PREP	98-08-066	315-11A-163	REP-XR	98-07-090
314-52-010	AMD	98-18-097	315-10	PREP	98-20-012	315-11A-163	REP	98-13-018
314-52-040	AMD-XA	98-12-090	315-10-010	AMD-P	98-04-073	315-11A-164	REP-XR	98-07-090
314-52-040	AMD	98-18-097	315-10-010	AMD	98-08-067	315-11A-164	REP	98-13-018
314-52-070	AMD-XA	98-12-090	315-10-020	AMD-P	98-04-073	315-11A-207	AMD	98-03-075
314-52-070	AMD	98-18-097	315-10-020	AMD	98-08-067	315-11A-215	NEW	98-03-075
314-52-080	AMD-XA	98-12-090	315-10-023	NEW-P	98-04-073	315-11A-216	NEW	98-03-075
314-52-080	AMD	98-18-097	315-10-023	NEW	98-08-067	315-11A-217	NEW	98-03-075
314-52-085	AMD-XA	98-12-090	315-10-024	NEW-P	98-04-073	315-30	PREP	98-07-089

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
315- 30	PREP	98-12-033	315- 36-150	NEW-P	98-04-073	352- 32-130	AMD	98-23-063
315- 30-080	AMD-P	98-16-078	315- 36-150	NEW-C	98-08-064	352- 32-140	AMD	98-04-065
315- 30-080	AMD	98-20-013	315- 36-150	NEW-S	98-12-093	352- 32-150	AMD	98-04-065
315- 30-090	REP-P	98-16-078	315- 36-150	NEW	98-15-115	352- 32-165	AMD	98-04-065
315- 30-090	REP	98-20-013	317- 01-010	REP	98-03-073	352- 32-170	AMD	98-04-065
315- 33A-060	PREP	98-09-102	317- 01-020	REP	98-03-073	352- 32-195	AMD	98-04-065
315- 33A-060	PREP	98-22-090	317- 01-030	REP	98-03-073	352- 32-200	AMD	98-04-065
315- 34-055	AMD-P	98-05-070	317- 02-010	REP	98-03-073	352- 32-210	AMD	98-04-065
315- 34-055	AMD	98-08-063	317- 02-020	REP	98-03-073	352- 32-215	NEW	98-04-065
315- 34-060	PREP	98-09-102	317- 02-030	REP	98-03-073	352- 32-250	AMD-P	98-19-114
315- 34-060	PREP	98-22-090	317- 02-040	REP	98-03-073	352- 32-250	AMD	98-23-063
315- 36-010	NEW-P	98-04-073	317- 02-050	REP	98-03-073	352- 32-25001	AMD	98-04-065
315- 36-010	NEW-C	98-08-064	317- 02-060	REP	98-03-073	352- 32-25002	AMD	98-04-065
315- 36-010	NEW-S	98-12-093	317- 02-070	REP	98-03-073	352- 32-251	AMD	98-04-065
315- 36-010	NEW	98-15-115	317- 02-080	REP	98-03-073	352- 32-252	AMD	98-04-065
315- 36-020	NEW-P	98-04-073	317- 02-090	REP	98-03-073	352- 32-300	AMD	98-04-065
315- 36-020	NEW-C	98-08-064	317- 02-100	REP	98-03-073	352- 32-330	AMD	98-04-065
315- 36-020	NEW-S	98-12-093	317- 02-110	REP	98-03-073	352- 37	PREP	98-16-068
315- 36-020	NEW	98-15-115	317- 02-120	REP	98-03-073	352- 37-020	AMD-P	98-19-112
315- 36-030	NEW-P	98-04-073	317- 03-010	REP	98-03-073	352- 37-190	AMD-P	98-19-112
315- 36-030	NEW-C	98-08-064	317- 03-020	REP	98-03-073	352- 60-020	AMD-P	98-03-086
315- 36-030	NEW-S	98-12-093	317-100-010	REP-XR	99-01-087	352- 60-020	AMD	98-07-022
315- 36-030	NEW	98-15-115	317-100-020	REP-XR	99-01-087	352- 60-140	NEW-P	98-03-086
315- 36-040	NEW-P	98-04-073	317-100-030	REP-XR	99-01-087	352- 60-140	NEW	98-07-022
315- 36-040	NEW-C	98-08-064	317-100-040	REP-XR	99-01-087	352- 64	PREP	98-16-035
315- 36-040	NEW-S	98-12-093	317-100-050	REP-XR	99-01-087	352- 64	AMD-P	98-19-113
315- 36-040	NEW	98-15-115	317-100-060	REP-XR	99-01-087	352- 64	AMD	98-23-030
315- 36-050	NEW-P	98-04-073	317-100-070	REP-XR	99-01-087	352- 64-010	AMD-P	98-19-113
315- 36-050	NEW-C	98-08-064	317-100-080	REP-XR	99-01-087	352- 64-010	AMD	98-23-030
315- 36-050	NEW-S	98-12-093	317-100-090	REP-XR	99-01-087	352- 64-020	AMD-P	98-19-113
315- 36-050	NEW	98-15-115	326- 02-034	AMD	98-13-075	352- 64-020	AMD	98-23-030
315- 36-060	NEW-P	98-04-073	326- 07-100	AMD	98-13-007	352- 64-030	AMD-P	98-19-113
315- 36-060	NEW-C	98-08-064	326- 30-041	PREP	98-11-093	352- 64-030	AMD	98-23-030
315- 36-060	NEW-S	98-12-093	326- 30-041	AMD-P	98-17-082	352- 64-040	AMD-P	98-19-113
315- 36-060	NEW	98-15-115	326- 30-041	AMD	98-20-005	352- 64-040	AMD	98-23-030
315- 36-070	NEW-P	98-04-073	332- 24-205	AMD	98-11-047	352- 64-045	NEW-P	98-19-113
315- 36-070	NEW-C	98-08-064	332- 24-221	AMD-P	98-09-046	352- 64-045	NEW	98-23-030
315- 36-070	NEW-S	98-12-093	332- 24-221	AMD	98-13-068	352- 64-050	AMD-P	98-19-113
315- 36-070	NEW	98-15-115	332- 26-010	NEW-E	98-17-027	352- 64-050	AMD	98-23-030
315- 36-080	NEW-P	98-04-073	332- 30-170	NEW-P	98-19-108	352- 64-060	AMD-P	98-19-113
315- 36-080	NEW-C	98-08-064	332- 30-170	NEW-C	98-21-093	352- 64-060	AMD	98-23-030
315- 36-080	NEW-S	98-12-093	352- 12	PREP	98-20-055	352- 64-070	AMD-P	98-19-113
315- 36-080	NEW	98-15-115	352- 12	AMD-P	99-01-120	352- 64-070	AMD	98-23-030
315- 36-090	NEW-P	98-04-073	352- 12-005	AMD-P	99-01-120	352- 64-080	AMD-P	98-19-113
315- 36-090	NEW-C	98-08-064	352- 12-010	AMD-P	99-01-120	352- 64-080	AMD	98-23-030
315- 36-090	NEW-S	98-12-093	352- 12-020	AMD-P	99-01-120	352- 65	PREP	98-16-033
315- 36-090	NEW	98-15-115	352- 12-030	AMD-P	99-01-120	352- 65-010	AMD-P	98-19-115
315- 36-100	NEW-P	98-04-073	352- 12-040	AMD-P	99-01-120	352- 65-010	AMD	98-24-012
315- 36-100	NEW-C	98-08-064	352- 12-050	AMD-P	99-01-120	352- 65-020	AMD-P	98-19-115
315- 36-100	NEW-S	98-12-093	352- 20	PREP	98-20-056	352- 65-020	AMD	98-24-012
315- 36-100	NEW	98-15-115	352- 32	PREP	98-16-034	352- 65-030	AMD-P	98-19-115
315- 36-110	NEW-P	98-04-073	352- 32	PREP	98-16-069	352- 65-030	AMD	98-24-012
315- 36-110	NEW-C	98-08-064	352- 32	PREP	98-24-131	352- 65-040	AMD-P	98-19-115
315- 36-110	NEW-S	98-12-093	352- 32-010	AMD	98-04-065	352- 65-040	AMD	98-24-012
315- 36-110	NEW	98-15-115	352- 32-010	AMD-P	98-19-114	352- 65-045	NEW-P	98-19-115
315- 36-120	NEW-P	98-04-073	352- 32-010	AMD	98-23-063	352- 65-045	NEW	98-24-012
315- 36-120	NEW-C	98-08-064	352- 32-01001	NEW	98-04-065	352- 65-050	AMD-P	98-19-115
315- 36-120	NEW-S	98-12-093	352- 32-030	AMD	98-04-065	352- 65-050	AMD	98-24-012
315- 36-120	NEW	98-15-115	352- 32-037	AMD	98-04-065	352- 65-055	NEW-P	98-19-115
315- 36-130	NEW-P	98-04-073	352- 32-045	AMD	98-04-065	352- 65-055	NEW	98-24-012
315- 36-130	NEW-C	98-08-064	352- 32-047	AMD	98-04-065	352- 65-060	AMD-P	98-19-115
315- 36-130	NEW-S	98-12-093	352- 32-075	AMD	98-04-065	352- 65-060	AMD	98-24-012
315- 36-130	NEW	98-15-115	352- 32-080	AMD	98-04-065	352- 76	AMD-P	98-03-090
315- 36-140	NEW-P	98-04-073	352- 32-085	AMD	98-04-065	352- 76	AMD	98-07-021
315- 36-140	NEW-C	98-08-064	352- 32-120	AMD	98-04-065	352- 76-010	AMD-P	98-03-090
315- 36-140	NEW-S	98-12-093	352- 32-130	AMD	98-04-065	352- 76-010	AMD	98-07-021
315- 36-140	NEW	98-15-115	352- 32-130	AMD-P	98-19-114	352- 76-020	AMD-P	98-03-090

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
352- 76-020	AMD	98-07-021	356- 10-050	AMD-P	98-15-035	356- 34-260	AMD-P	98-15-035
352- 76-030	AMD-P	98-03-090	356- 10-050	AMD	98-19-034	356- 34-260	AMD	98-19-034
352- 76-030	AMD	98-07-021	356- 10-060	AMD-P	98-15-035	356- 37-010	AMD-P	98-15-035
352- 76-040	AMD-P	98-03-090	356- 10-060	AMD	98-19-034	356- 37-010	AMD	98-19-034
352- 76-040	AMD	98-07-021	356- 14-010	AMD-P	98-15-035	356- 37-020	AMD-P	98-15-035
352- 76-050	AMD-P	98-03-090	356- 14-010	AMD	98-19-034	356- 37-020	AMD	98-19-034
352- 76-050	AMD	98-07-021	356- 14-015	REP-P	98-15-035	356- 37-030	AMD-P	98-15-035
352- 76-060	AMD-P	98-03-090	356- 14-015	REP	98-19-034	356- 37-030	AMD	98-19-034
352- 76-060	AMD	98-07-021	356- 14-021	REP-P	98-15-035	356- 37-040	AMD-P	98-15-035
352- 76-070	AMD-P	98-03-090	356- 14-021	REP	98-19-034	356- 37-040	AMD	98-19-034
352- 76-070	AMD	98-07-021	356- 14-026	AMD-P	98-15-035	356- 37-070	AMD-P	98-15-035
352- 76-075	NEW-P	98-03-090	356- 14-026	AMD	98-19-034	356- 37-070	AMD	98-19-034
352- 76-075	NEW	98-07-021	356- 14-031	AMD-P	98-15-035	356- 37-080	AMD-P	98-15-035
352- 76-080	AMD-P	98-03-090	356- 14-031	AMD	98-19-034	356- 37-080	AMD	98-19-034
352- 76-080	AMD	98-07-021	356- 14-035	REP-P	98-15-035	356- 37-130	AMD-P	98-15-035
356- 05-055	AMD-P	98-15-035	356- 14-035	REP	98-19-034	356- 37-130	AMD	98-19-034
356- 05-055	AMD	98-19-034	356- 14-045	AMD-P	98-15-035	356- 37-140	AMD-P	98-15-035
356- 05-178	NEW-P	98-15-035	356- 14-045	AMD	98-19-034	356- 37-140	AMD	98-19-034
356- 05-178	NEW	98-19-034	356- 14-070	AMD-P	98-15-035	356- 37-150	AMD-P	98-15-035
356- 05-198	NEW-P	98-15-035	356- 14-070	AMD	98-19-034	356- 37-150	AMD	98-19-034
356- 05-198	NEW	98-19-034	356- 15-020	AMD-P	98-15-035	356- 37-160	AMD-P	98-15-035
356- 05-210	AMD-P	98-15-035	356- 15-020	AMD	98-19-034	356- 37-160	AMD	98-19-034
356- 05-210	AMD	98-19-034	356- 15-060	AMD	98-03-052	356- 39-020	AMD-P	98-15-035
356- 05-358	NEW-P	98-15-035	356- 15-060	AMD-P	98-06-062	356- 39-020	AMD	98-19-034
356- 05-358	NEW	98-19-034	356- 15-060	AMD	98-09-066	356- 39-060	AMD-P	98-15-035
356- 05-375	AMD-P	98-15-035	356- 15-125	AMD-P	98-15-035	356- 39-060	AMD	98-19-034
356- 05-375	AMD	98-19-034	356- 15-125	AMD	98-19-034	356- 39-080	AMD-P	98-15-035
356- 05-390	AMD	98-06-012	356- 15-130	AMD-P	98-15-035	356- 39-080	AMD	98-19-034
356- 05-390	AMD-P	98-15-035	356- 15-130	AMD	98-19-034	356- 42-010	AMD-P	98-15-035
356- 05-390	AMD	98-19-034	356- 18-050	AMD-P	98-15-035	356- 42-010	AMD	98-19-034
356- 05-477	AMD-P	98-15-035	356- 18-050	AMD	98-19-034	356- 42-020	AMD-P	98-15-035
356- 05-477	AMD	98-19-034	356- 18-075	NEW-P	98-10-121	356- 42-020	AMD	98-19-034
356- 06-003	AMD-P	98-15-035	356- 18-075	NEW-E	98-13-056	356- 42-055	AMD-P	98-15-035
356- 06-003	AMD	98-19-034	356- 18-075	NEW	98-13-057	356- 42-055	AMD	98-19-034
356- 06-020	AMD-P	98-15-035	356- 22-090	AMD-E	99-01-051	356- 42-080	AMD-P	98-15-035
356- 06-020	AMD	98-19-034	356- 22-180	AMD-P	98-15-035	356- 42-080	AMD	98-19-034
356- 06-040	AMD-P	98-15-035	356- 22-180	AMD	98-19-034	356- 42-082	AMD-P	98-15-035
356- 06-040	AMD	98-19-034	356- 22-220	AMD-P	98-15-035	356- 42-082	AMD	98-19-034
356- 06-050	AMD-P	98-15-035	356- 22-220	AMD	98-19-034	356- 42-083	AMD-P	98-15-035
356- 06-050	AMD	98-19-034	356- 22-230	AMD-P	98-15-035	356- 42-083	AMD	98-19-034
356- 06-060	REP-P	98-15-035	356- 22-230	AMD	98-19-034	356- 42-084	AMD-P	98-15-035
356- 06-060	REP	98-19-034	356- 26-030	AMD-P	98-15-035	356- 42-084	AMD	98-19-034
356- 06-070	REP-P	98-15-035	356- 26-030	AMD	98-19-034	356- 42-085	AMD-P	98-15-035
356- 06-070	REP	98-19-034	356- 26-040	AMD-P	98-15-035	356- 42-085	AMD	98-19-034
356- 06-080	AMD-P	98-15-035	356- 26-040	AMD	98-19-034	356- 42-086	AMD-P	98-15-035
356- 06-080	AMD	98-19-034	356- 26-060	AMD-E	99-01-051	356- 42-086	AMD	98-19-034
356- 06-090	REP-P	98-15-035	356- 26-110	AMD-P	98-10-122	356- 42-088	AMD-P	98-15-035
356- 06-090	REP	98-19-034	356- 26-110	AMD-C	98-13-059	356- 42-088	AMD	98-19-034
356- 06-100	AMD-P	98-15-035	356- 26-110	AMD-C	98-15-082	356- 42-089	AMD-P	98-15-035
356- 06-100	AMD	98-19-034	356- 26-110	AMD-W	98-19-030	356- 42-089	AMD	98-19-034
356- 06-110	AMD-P	98-15-035	356- 26-110	AMD-P	98-22-035	356- 42-100	AMD-P	98-15-035
356- 06-110	AMD	98-19-034	356- 30-010	AMD-E	99-01-051	356- 42-100	AMD	98-19-034
356- 06-120	NEW-C	98-06-014	356- 30-143	AMD-P	98-15-035	356- 42-105	AMD-P	98-15-035
356- 06-120	NEW	98-08-024	356- 30-143	AMD	98-19-034	356- 42-105	AMD	98-19-034
356- 06-120	AMD-P	98-15-035	356- 30-260	AMD-E	98-13-055	356- 46-030	AMD-P	98-15-035
356- 06-120	AMD	98-19-034	356- 30-260	AMD-P	98-15-035	356- 46-030	AMD	98-19-034
356- 07-030	AMD-P	98-15-035	356- 30-260	AMD	98-19-034	356- 46-060	AMD-P	98-15-035
356- 07-030	AMD	98-19-034	356- 30-260	AMD-P	98-22-034	356- 46-060	AMD	98-19-034
356- 07-040	AMD-P	98-15-035	356- 30-260	AMD	99-01-052	356- 46-125	AMD-P	98-15-035
356- 07-040	AMD	98-19-034	356- 30-305	AMD-P	98-22-034	356- 46-125	AMD	98-19-034
356- 09-040	AMD-P	98-15-035	356- 30-305	AMD	99-01-052	356- 49-010	AMD-P	98-15-035
356- 09-040	AMD	98-19-034	356- 30-320	AMD-P	98-15-035	356- 49-010	AMD	98-19-034
356- 09-050	AMD-E	99-01-051	356- 30-320	AMD	98-19-034	356- 49-020	AMD-P	98-15-035
356- 10-020	AMD-P	98-15-035	356- 34-090	AMD-P	98-15-035	356- 49-020	AMD	98-19-034
356- 10-020	AMD	98-19-034	356- 34-090	AMD	98-19-034	356- 49-030	AMD-P	98-15-035
356- 10-045	AMD-P	98-15-035	356- 34-100	AMD-P	98-15-035	356- 49-030	AMD	98-19-034
356- 10-045	AMD	98-19-034	356- 34-100	AMD	98-19-034	356- 49-040	AMD-P	98-15-035

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
356-49-040	AMD	98-19-034	381-60-160	AMD	98-09-045	388-15-174	NEW-E	98-14-035
356-56-010	AMD-P	98-15-035	381-60-180	AMD	98-09-045	388-15-174	NEW	98-22-008
356-56-010	AMD-C	98-20-034	381-70-030	AMD	98-09-045	388-15-175	NEW-P	98-14-034
356-56-010	AMD-W	98-20-062	381-70-410	AMD	98-09-045	388-15-175	NEW-E	98-14-035
356-56-035	AMD-P	98-15-035	381-80-050	AMD	98-09-045	388-15-175	NEW	98-22-008
356-56-035	AMD-C	98-20-034	388-11-205	PREP	98-03-078	388-15-176	NEW-P	98-14-034
356-56-035	AMD-W	98-20-062	388-11-315	PREP	98-19-123	388-15-176	NEW-E	98-14-035
363-116-082	PREP	98-10-092	388-11-320	NEW-P	98-21-074	388-15-176	NEW	98-22-008
363-116-082	AMD-P	98-21-053	388-11-320	NEW	99-01-057	388-15-177	PREP	98-13-079
363-116-082	AMD-C	99-01-117	388-11-325	NEW-P	98-21-074	388-15-177	NEW-E	98-18-077
363-116-185	AMD-P	98-10-093	388-11-325	NEW	99-01-057	388-15-194	PREP	98-07-051
363-116-185	AMD-E	98-16-028	388-11-330	NEW-P	98-21-074	388-15-194	AMD-P	98-16-092
363-116-185	AMD	98-19-036	388-11-330	NEW	99-01-057	388-15-194	AMD	98-20-022
363-116-300	AMD-P	98-08-071	388-11-335	NEW-P	98-21-074	388-15-196	AMD-P	98-14-062
363-116-300	AMD	98-12-008	388-11-335	NEW	99-01-057	388-15-196	AMD	98-18-037
365-04	PREP	98-15-118	388-11-340	NEW-P	98-21-074	388-15-196	AMD-XA	98-22-102
365-06-010	REP	98-05-027	388-11-340	NEW	99-01-057	388-15-19600	NEW-P	98-14-062
365-06-020	REP	98-05-027	388-14-045	PREP	98-12-106	388-15-19600	NEW	98-18-037
365-08-010	PREP	98-15-119	388-14-200	AMD-E	98-04-027	388-15-19600	AMD-XA	98-22-102
365-18-010	NEW-P	98-19-127	388-14-200	AMD-S	98-06-067	388-15-19610	NEW-P	98-14-062
365-18-020	NEW-P	98-19-127	388-14-200	AMD	98-10-042	388-15-19610	NEW	98-18-037
365-18-030	NEW-P	98-19-127	388-14-201	NEW-E	98-04-027	388-15-19610	AMD-XA	98-22-102
365-18-040	NEW-P	98-19-127	388-14-201	NEW-S	98-06-067	388-15-19620	NEW-P	98-14-062
365-18-050	NEW-P	98-19-127	388-14-201	NEW	98-10-042	388-15-19620	NEW	98-18-037
365-18-060	NEW-P	98-19-127	388-14-202	NEW-E	98-04-027	388-15-19620	AMD-XA	98-22-102
365-18-070	NEW-P	98-19-127	388-14-202	NEW-S	98-06-067	388-15-19630	NEW-P	98-14-062
365-18-080	NEW-P	98-19-127	388-14-202	NEW	98-10-042	388-15-19630	NEW	98-18-037
365-18-090	NEW-P	98-19-127	388-14-270	AMD-E	98-04-027	388-15-19630	AMD-XA	98-22-102
365-18-100	NEW-P	98-19-127	388-14-270	AMD-S	98-06-067	388-15-19640	NEW-P	98-14-062
365-18-110	NEW-P	98-19-127	388-14-270	AMD	98-10-042	388-15-19640	NEW	98-18-037
365-60-010	REP	98-05-027	388-14-385	AMD-P	98-05-078	388-15-19640	AMD-XA	98-22-102
365-60-020	REP	98-05-027	388-14-385	AMD	98-17-033	388-15-19650	NEW-P	98-14-062
365-100	PREP	98-24-122	388-14-386	NEW-P	98-05-078	388-15-19650	NEW	98-18-037
365-110	PREP	98-09-096	388-14-386	NEW	98-17-033	388-15-19650	AMD-XA	98-22-102
365-110-010	AMD-P	98-14-069	388-14-387	NEW-P	98-05-078	388-15-19660	NEW-P	98-14-062
365-110-010	AMD	99-01-089	388-14-387	NEW	98-17-033	388-15-19660	NEW	98-18-037
365-110-035	AMD-P	98-14-069	388-14-388	NEW-P	98-05-078	388-15-19660	AMD-XA	98-22-102
365-110-035	AMD	99-01-089	388-14-388	NEW	98-17-033	388-15-19670	NEW-P	98-14-062
372-32-010	REP-XR	98-08-060	388-14-450	PREP	98-20-035	388-15-19670	NEW	98-18-037
372-32-010	REP	98-13-050	388-14-450	AMD-E	98-20-036	388-15-19670	AMD-XA	98-22-102
381-10-120	AMD-XA	98-09-047	388-14-490	PREP	98-16-090	388-15-19680	NEW-P	98-14-062
381-10-120	AMD-W	98-11-071	388-14-500	AMD-P	98-05-079	388-15-19680	NEW	98-18-037
381-10-120	AMD-XA	98-11-072	388-14-500	AMD	98-17-032	388-15-19680	AMD-XA	98-22-102
381-10-120	AMD	98-19-054	388-14-510	NEW-P	98-13-081	388-15-201	NEW	98-04-026
381-10-170	AMD-XA	98-09-047	388-14-510	NEW	98-17-031	388-15-201	AMD-E	98-09-042
381-10-170	AMD-W	98-11-071	388-14-520	NEW-P	98-13-081	388-15-201	PREP	98-11-032
381-10-170	AMD-XA	98-11-072	388-14-520	NEW	98-17-031	388-15-201	AMD-P	98-15-138
381-10-170	AMD	98-19-054	388-14-530	NEW-P	98-13-081	388-15-201	AMD-E	98-17-030
381-20-050	AMD-XA	98-09-047	388-14-530	NEW	98-17-031	388-15-201	AMD	98-19-055
381-20-050	AMD-W	98-11-071	388-14-540	NEW-P	98-13-081	388-15-202	PREP	98-11-031
381-20-050	AMD-XA	98-11-072	388-14-540	NEW	98-17-031	388-15-207	PREP	98-11-031
381-20-050	AMD	98-19-054	388-14-550	NEW-P	98-13-081	388-15-209	AMD	98-04-026
381-20-090	AMD-XA	98-09-047	388-14-550	NEW	98-17-031	388-15-209	AMD-E	98-09-042
381-20-090	AMD-W	98-11-071	388-14-560	NEW-P	98-13-081	388-15-209	PREP	98-11-032
381-20-090	AMD-XA	98-11-072	388-14-560	NEW	98-17-031	388-15-209	AMD-P	98-15-138
381-20-090	AMD	98-19-054	388-14-570	NEW-P	98-13-081	388-15-209	AMD-E	98-17-030
381-20-100	AMD-XA	98-09-047	388-14-570	NEW	98-17-031	388-15-209	AMD	98-19-055
381-20-100	AMD-W	98-11-071	388-15	PREP	98-16-022	388-15-214	PREP	98-11-031
381-20-100	AMD-XA	98-11-072	388-15-030	REP-P	98-03-082	388-15-215	PREP	98-11-031
381-20-100	AMD	98-19-054	388-15-030	REP	98-07-041	388-15-215	REP-W	98-13-077
381-30-050	AMD	98-09-045	388-15-170	AMD-P	98-14-034	388-15-216	REP-XR	98-08-073
381-40-030	AMD	98-09-045	388-15-170	AMD-E	98-14-035	388-15-216	PREP	98-11-032
381-40-040	AMD	98-09-045	388-15-170	AMD	98-22-008	388-15-216	REP	98-14-052
381-40-060	AMD	98-09-045	388-15-171	NEW-P	98-14-034	388-15-219	PREP	98-11-031
381-40-080	AMD	98-09-045	388-15-171	NEW-E	98-14-035	388-15-222	AMD	98-04-026
381-40-140	AMD	98-09-045	388-15-171	NEW	98-22-008	388-15-222	AMD-E	98-09-042
381-60-090	AMD	98-09-045	388-15-174	NEW-P	98-14-034	388-15-222	PREP	98-11-032



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-15-222	AMD-P	98-15-138	388-49-070	REP	98-16-044	388-49-369	REP	98-16-044
388-15-222	AMD-E	98-17-030	388-49-080	REP-P	98-11-084	388-49-370	REP-P	98-11-084
388-15-222	AMD	98-19-055	388-49-080	REP	98-16-044	388-49-370	REP	98-16-044
388-15-300	REP	98-02-058	388-49-090	REP-P	98-11-084	388-49-380	AMD-W	98-06-076
388-15-310	REP	98-02-058	388-49-090	REP	98-16-044	388-49-380	REP-P	98-11-084
388-15-320	REP	98-02-058	388-49-100	REP-P	98-11-084	388-49-380	REP	98-16-044
388-15-330	REP	98-02-058	388-49-100	REP	98-16-044	388-49-385	AMD-W	98-06-076
388-15-600	PREP	98-11-031	388-49-110	REP-P	98-11-084	388-49-385	REP-P	98-11-084
388-15-610	AMD	98-04-026	388-49-110	REP	98-16-044	388-49-385	REP	98-16-044
388-15-610	AMD-E	98-09-042	388-49-120	REP-P	98-11-084	388-49-390	REP-P	98-11-084
388-15-610	PREP	98-11-032	388-49-120	REP	98-16-044	388-49-390	REP	98-16-044
388-15-610	AMD-P	98-15-138	388-49-150	REP-P	98-11-084	388-49-400	REP-P	98-11-084
388-15-610	AMD-E	98-17-030	388-49-150	REP	98-16-044	388-49-400	REP	98-16-044
388-15-610	AMD	98-19-055	388-49-160	REP-P	98-11-084	388-49-410	REP-P	98-11-084
388-15-620	PREP	98-11-031	388-49-160	REP	98-16-044	388-49-410	REP	98-16-044
388-15-630	PREP	98-11-031	388-49-170	REP-P	98-11-084	388-49-420	REP-P	98-11-084
388-15-650	NEW-P	98-22-101	388-49-170	REP	98-16-044	388-49-420	REP	98-16-044
388-15-651	NEW-P	98-22-101	388-49-180	REP-P	98-11-084	388-49-430	REP-P	98-11-084
388-15-652	NEW-P	98-22-101	388-49-180	REP	98-16-044	388-49-430	REP	98-16-044
388-15-653	NEW-P	98-22-101	388-49-190	REP-P	98-11-084	388-49-440	REP-P	98-11-084
388-15-654	NEW-P	98-22-101	388-49-190	REP	98-16-044	388-49-440	REP	98-16-044
388-15-655	NEW-P	98-22-101	388-49-200	REP-P	98-11-084	388-49-450	REP-P	98-11-084
388-15-656	NEW-P	98-22-101	388-49-200	REP	98-16-044	388-49-450	REP	98-16-044
388-15-657	NEW-P	98-22-101	388-49-210	REP-P	98-11-084	388-49-460	REP-P	98-11-084
388-15-658	NEW-P	98-22-101	388-49-210	REP	98-16-044	388-49-460	REP	98-16-044
388-15-659	NEW-P	98-22-101	388-49-220	REP-P	98-11-084	388-49-470	REP-P	98-11-084
388-15-660	NEW-P	98-22-101	388-49-220	REP	98-16-044	388-49-470	REP	98-16-044
388-15-661	NEW-P	98-22-101	388-49-230	REP-P	98-11-084	388-49-480	REP-P	98-11-084
388-15-662	NEW-P	98-22-101	388-49-230	REP	98-16-044	388-49-480	REP	98-16-044
388-15-830	AMD	98-04-026	388-49-240	REP-P	98-11-084	388-49-485	REP-P	98-11-084
388-15-830	AMD-E	98-09-042	388-49-240	REP	98-16-044	388-49-485	REP	98-16-044
388-15-830	PREP	98-11-032	388-49-250	REP-P	98-11-084	388-49-490	REP-P	98-11-084
388-15-830	AMD-P	98-15-138	388-49-250	REP	98-16-044	388-49-490	REP	98-16-044
388-15-830	AMD-E	98-17-030	388-49-260	REP-P	98-11-084	388-49-500	REP-P	98-11-084
388-15-830	AMD	98-19-055	388-49-260	REP	98-16-044	388-49-500	REP	98-16-044
388-15-880	AMD	98-04-026	388-49-270	REP-P	98-11-084	388-49-505	REP-P	98-11-084
388-15-880	PREP	98-11-031	388-49-270	REP	98-16-044	388-49-505	REP	98-16-044
388-15-890	AMD	98-04-026	388-49-280	REP-P	98-11-084	388-49-510	AMD	98-03-049
388-15-890	AMD-E	98-09-042	388-49-280	REP	98-16-044	388-49-510	REP-P	98-11-084
388-15-890	PREP	98-11-031	388-49-290	REP-P	98-11-084	388-49-510	REP	98-16-044
388-15-890	PREP	98-11-032	388-49-290	REP	98-16-044	388-49-515	REP-P	98-11-084
388-15-890	AMD-P	98-15-138	388-49-300	REP-P	98-11-084	388-49-515	REP	98-16-044
388-15-890	AMD-E	98-17-030	388-49-300	REP	98-16-044	388-49-520	REP-P	98-11-084
388-15-890	AMD	98-19-055	388-49-310	REP-P	98-11-084	388-49-520	REP	98-16-044
388-15-895	NEW	98-04-026	388-49-310	REP	98-16-044	388-49-535	REP-P	98-11-084
388-15-895	AMD-E	98-09-042	388-49-320	REP-P	98-11-084	388-49-535	REP	98-16-044
388-15-895	PREP	98-11-032	388-49-320	REP	98-16-044	388-49-550	AMD-P	98-04-039
388-15-895	AMD-P	98-15-138	388-49-330	REP-P	98-11-084	388-49-550	AMD-E	98-04-040
388-15-895	AMD-E	98-17-030	388-49-330	REP	98-16-044	388-49-550	AMD	98-10-025
388-15-895	AMD	98-19-055	388-49-340	REP-P	98-11-084	388-49-550	REP-P	98-11-084
388-17	PREP	98-16-022	388-49-340	REP	98-16-044	388-49-550	REP	98-16-044
388-31	PREP	98-06-088	388-49-350	REP-P	98-11-084	388-49-560	REP-P	98-04-039
388-49-010	REP-P	98-11-084	388-49-350	REP	98-16-044	388-49-560	REP-E	98-04-040
388-49-010	REP	98-16-044	388-49-355	REP-P	98-11-084	388-49-560	AMD	98-10-025
388-49-015	REP-P	98-11-084	388-49-355	REP	98-16-044	388-49-560	REP-P	98-11-084
388-49-015	REP	98-16-044	388-49-360	AMD-W	98-06-076	388-49-560	REP	98-16-044
388-49-020	REP-P	98-11-084	388-49-360	REP-P	98-11-084	388-49-570	REP-P	98-04-039
388-49-020	REP	98-16-044	388-49-360	REP	98-16-044	388-49-570	REP-E	98-04-040
388-49-030	REP-P	98-11-084	388-49-362	REP-P	98-11-084	388-49-570	AMD	98-10-025
388-49-030	REP	98-16-044	388-49-362	REP	98-16-044	388-49-570	REP-P	98-11-084
388-49-040	REP-P	98-11-084	388-49-364	REP-P	98-11-084	388-49-570	REP	98-16-044
388-49-040	REP	98-16-044	388-49-364	REP	98-16-044	388-49-580	REP-P	98-04-039
388-49-050	REP-P	98-11-084	388-49-366	REP-P	98-11-084	388-49-580	REP-E	98-04-040
388-49-050	REP	98-16-044	388-49-366	REP	98-16-044	388-49-580	AMD	98-10-025
388-49-060	REP-P	98-11-084	388-49-368	REP-P	98-11-084	388-49-580	REP-P	98-11-084
388-49-060	REP	98-16-044	388-49-368	REP	98-16-044	388-49-580	REP	98-16-044
388-49-070	REP-P	98-11-084	388-49-369	REP-P	98-11-084	388-49-590	REP-P	98-11-084

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-49-590	REP	98-16-044	388-76-560	AMD	98-11-095	388-76-670	AMD	98-11-095
388-49-600	REP-P	98-11-084	388-76-561	NEW-S	98-04-032	388-76-675	AMD-S	98-02-077
388-49-600	REP	98-16-044	388-76-561	NEW-W	98-17-072	388-76-675	AMD	98-11-095
388-49-610	REP-P	98-11-084	388-76-570	AMD-S	98-02-077	388-76-680	AMD-S	98-02-077
388-49-610	REP	98-16-044	388-76-570	AMD	98-11-095	388-76-680	AMD	98-11-095
388-49-620	REP-P	98-11-084	388-76-590	AMD-S	98-04-032	388-76-685	AMD-S	98-02-077
388-49-620	REP	98-16-044	388-76-590	AMD-W	98-08-091	388-76-685	AMD	98-11-095
388-49-630	REP-P	98-11-084	388-76-590	AMD	98-12-054	388-76-690	AMD-S	98-02-077
388-49-630	REP	98-16-044	388-76-59000	NEW	98-12-054	388-76-690	AMD	98-11-095
388-49-640	REP-P	98-11-084	388-76-59010	NEW	98-12-054	388-76-695	AMD-S	98-02-077
388-49-640	REP	98-16-044	388-76-59020	NEW	98-12-054	388-76-695	AMD	98-11-095
388-49-650	REP-P	98-11-084	388-76-59050	NEW	98-12-054	388-76-705	AMD-S	98-02-077
388-49-650	REP	98-16-044	388-76-59060	NEW	98-12-054	388-76-705	AMD	98-11-095
388-49-660	REP-P	98-11-084	388-76-59070	NEW	98-12-054	388-76-765	AMD-W	98-08-091
388-49-660	REP	98-16-044	388-76-59080	NEW	98-12-054	388-78A-010	RECOD	98-20-021
388-49-670	REP-P	98-11-084	388-76-59090	NEW	98-12-054	388-78A-010	AMD-P	98-20-097
388-49-670	REP	98-16-044	388-76-59100	NEW	98-12-054	388-78A-010	AMD	98-24-038
388-49-680	REP-P	98-11-084	388-76-59110	NEW	98-12-054	388-78A-020	RECOD	98-20-021
388-49-680	REP	98-16-044	388-76-59120	NEW	98-12-054	388-78A-030	RECOD	98-20-021
388-49-690	REP-P	98-11-084	388-76-595	AMD-S	98-02-077	388-78A-040	RECOD	98-20-021
388-49-690	REP	98-16-044	388-76-595	AMD	98-11-095	388-78A-045	RECOD	98-20-021
388-49-700	REP-P	98-11-084	388-76-600	AMD-S	98-04-032	388-78A-050	RECOD	98-20-021
388-49-700	REP	98-16-044	388-76-600	AMD	98-12-054	388-78A-055	RECOD	98-20-021
388-55-006	REP-P	98-11-084	388-76-60000	NEW	98-12-054	388-78A-060	RECOD	98-20-021
388-55-006	REP	98-16-044	388-76-60010	NEW	98-12-054	388-78A-070	RECOD	98-20-021
388-55-008	REP-P	98-11-084	388-76-60020	NEW	98-12-054	388-78A-080	RECOD	98-20-021
388-55-008	REP	98-16-044	388-76-60030	NEW	98-12-054	388-78A-090	RECOD	98-20-021
388-55-010	REP-P	98-11-084	388-76-60040	NEW	98-12-054	388-78A-100	RECOD	98-20-021
388-55-010	REP	98-16-044	388-76-60050	NEW	98-12-054	388-78A-110	RECOD	98-20-021
388-55-020	REP-P	98-11-084	388-76-60060	NEW	98-12-054	388-78A-120	RECOD	98-20-021
388-55-020	REP	98-16-044	388-76-60070	NEW	98-12-054	388-78A-130	RECOD	98-20-021
388-55-030	REP-P	98-11-084	388-76-605	AMD-S	98-02-077	388-78A-140	RECOD	98-20-021
388-55-030	REP	98-16-044	388-76-605	AMD	98-11-095	388-78A-150	RECOD	98-20-021
388-55-040	REP-P	98-11-084	388-76-610	AMD-S	98-04-032	388-78A-160	RECOD	98-20-021
388-55-040	REP	98-16-044	388-76-610	AMD-W	98-08-091	388-78A-170	RECOD	98-20-021
388-55-060	REP-P	98-11-084	388-76-610	AMD	98-12-054	388-78A-180	RECOD	98-20-021
388-55-060	REP	98-16-044	388-76-61000	NEW	98-12-054	388-78A-190	RECOD	98-20-021
388-61-001	AMD	98-07-040	388-76-61010	NEW	98-12-054	388-78A-200	RECOD	98-20-021
388-70-022	PREP	99-01-114	388-76-61020	NEW	98-12-054	388-78A-210	RECOD	98-20-021
388-70-024	PREP	99-01-114	388-76-61030	NEW	98-12-054	388-78A-220	RECOD	98-20-021
388-70-041	PREP	99-01-114	388-76-61040	NEW	98-12-054	388-78A-230	RECOD	98-20-021
388-70-042	PREP	99-01-114	388-76-61050	NEW	98-12-054	388-78A-240	RECOD	98-20-021
388-70-044	PREP	99-01-114	388-76-61060	NEW	98-12-054	388-78A-250	RECOD	98-20-021
388-70-048	PREP	99-01-114	388-76-61070	NEW	98-12-054	388-78A-260	RECOD	98-20-021
388-70-051	PREP	99-01-114	388-76-61080	NEW	98-12-054	388-78A-265	RECOD	98-20-021
388-70-054	PREP	99-01-114	388-76-615	AMD-S	98-04-032	388-78A-268	RECOD	98-20-021
388-70-062	PREP	99-01-114	388-76-615	AMD	98-12-054	388-78A-280	RECOD	98-20-021
388-70-066	PREP	99-01-114	388-76-61500	NEW	98-12-054	388-78A-290	RECOD	98-20-021
388-70-068	PREP	99-01-114	388-76-61510	NEW	98-12-054	388-78A-300	RECOD	98-20-021
388-70-069	PREP	99-01-114	388-76-61520	NEW	98-12-054	388-78A-310	RECOD	98-20-021
388-70-075	PREP	99-01-114	388-76-61530	NEW	98-12-054	388-78A-320	RECOD	98-20-021
388-70-078	PREP	99-01-114	388-76-61540	NEW	98-12-054	388-78A-330	RECOD	98-20-021
388-70-080	PREP	99-01-114	388-76-61550	NEW	98-12-054	388-78A-335	RECOD	98-20-021
388-70-082	PREP	99-01-114	388-76-61560	NEW	98-12-054	388-78A-340	RECOD	98-20-021
388-70-084	PREP	99-01-114	388-76-61570	NEW	98-12-054	388-78A-990	RECOD	98-20-021
388-73	PREP	98-08-084	388-76-620	AMD-S	98-02-077	388-78A-990	AMD-P	98-20-097
388-73-012	AMD-P	98-20-042	388-76-620	AMD	98-11-095	388-78A-990	AMD	98-24-038
388-73-012	AMD	99-01-059	388-76-635	AMD-S	98-02-077	388-79	NEW-C	98-05-053
388-73-101	NEW-P	98-20-042	388-76-635	AMD	98-11-095	388-79-010	NEW-P	98-03-085
388-73-101	NEW	99-01-059	388-76-640	AMD-W	98-08-091	388-79-010	NEW	98-10-055
388-73-104	AMD-P	98-20-042	388-76-655	AMD-S	98-02-077	388-79-020	NEW-P	98-03-085
388-73-104	AMD	99-01-059	388-76-655	AMD	98-11-095	388-79-020	NEW	98-10-055
388-76-540	AMD-S	98-02-077	388-76-660	AMD-S	98-02-077	388-79-030	NEW-P	98-03-085
388-76-540	AMD	98-11-095	388-76-660	AMD	98-11-095	388-79-030	NEW	98-10-055
388-76-550	AMD-S	98-02-077	388-76-665	AMD-S	98-02-077	388-79-040	NEW-P	98-03-085
388-76-550	AMD	98-11-095	388-76-665	AMD	98-11-095	388-79-040	NEW	98-10-055
388-76-560	AMD-S	98-02-077	388-76-670	AMD-S	98-02-077	388-86	PREP	98-10-106

Table

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-86-005	AMD-P	98-15-140	388-96-207	REP	98-20-023	388-96-569	REP-P	98-15-141
388-86-005	AMD	98-18-079	388-96-210	REP-P	98-15-141	388-96-569	REP	98-20-023
388-86-015	REP-P	98-13-082	388-96-210	REP	98-20-023	388-96-571	REP-P	98-15-141
388-86-015	REP	98-16-050	388-96-213	REP-P	98-15-141	388-96-571	REP	98-20-023
388-86-024	PREP	98-15-112	388-96-213	REP	98-20-023	388-96-573	REP-P	98-15-141
388-86-027	AMD-P	98-11-084	388-96-218	NEW-P	98-15-141	388-96-573	REP	98-20-023
388-86-027	AMD	98-16-044	388-96-218	NEW	98-20-023	388-96-580	AMD-P	98-15-141
388-86-045	PREP	98-13-086	388-96-220	REP-P	98-15-141	388-96-580	AMD	98-20-023
388-86-071	PREP	99-01-165	388-96-220	REP	98-20-023	388-96-585	AMD-P	98-15-141
388-86-080	REP-P	98-13-082	388-96-221	REP-P	98-15-141	388-96-585	AMD	98-20-023
388-86-080	REP	98-16-050	388-96-221	REP	98-20-023	388-96-704	AMD-P	98-15-141
388-86-085	PREP	98-22-058	388-96-224	REP-P	98-15-141	388-96-704	AMD	98-20-023
388-86-086	PREP	98-22-058	388-96-224	REP	98-20-023	388-96-708	AMD-P	98-15-141
388-86-095	REP-P	98-13-082	388-96-226	REP-P	98-15-141	388-96-708	AMD	98-20-023
388-86-095	REP-W	98-15-101	388-96-226	REP	98-20-023	388-96-709	AMD-P	98-15-141
388-86-098	PREP	98-23-091	388-96-228	REP-P	98-15-141	388-96-709	AMD	98-20-023
388-86-100	AMD-P	98-19-014	388-96-228	REP	98-20-023	388-96-710	AMD-P	98-15-141
388-86-110	REP-P	98-19-014	388-96-229	REP-P	98-15-141	388-96-710	AMD	98-20-023
388-86-110	REP-W	98-21-004	388-96-229	REP	98-20-023	388-96-713	AMD-P	98-15-141
388-86-112	PREP	98-23-092	388-96-501	REP-P	98-15-141	388-96-713	AMD	98-20-023
388-86-200	AMD-P	98-19-014	388-96-501	REP	98-20-023	388-96-716	REP-P	98-15-141
388-87	PREP	98-10-106	388-96-502	AMD-P	98-15-141	388-96-716	REP	98-20-023
388-87	PREP	98-13-086	388-96-502	AMD	98-20-023	388-96-717	REP-P	98-15-141
388-87-035	PREP	98-22-058	388-96-503	REP-P	98-15-141	388-96-717	REP	98-20-023
388-87-036	PREP	98-22-058	388-96-503	REP	98-20-023	388-96-718	NEW-E	98-11-094
388-87-110	REP-S	98-22-099	388-96-505	AMD-P	98-15-141	388-96-718	NEW-P	98-15-103
388-96	PREP	98-03-077	388-96-505	AMD	98-20-023	388-96-718	NEW-E	98-19-061
388-96	PREP	98-06-066	388-96-507	REP-P	98-15-141	388-96-718	NEW	98-19-062
388-96	AMD-P	98-15-141	388-96-507	REP	98-20-023	388-96-719	REP-P	98-15-141
388-96	AMD	98-20-023	388-96-508	REP-P	98-15-141	388-96-719	REP	98-20-023
388-96-010	AMD-P	98-15-141	388-96-508	REP	98-20-023	388-96-722	REP-P	98-15-141
388-96-010	AMD	98-20-023	388-96-509	REP-P	98-15-141	388-96-722	REP	98-20-023
388-96-020	AMD-P	98-15-141	388-96-509	REP	98-20-023	388-96-723	NEW-P	98-15-141
388-96-020	AMD	98-20-023	388-96-513	REP-P	98-15-141	388-96-723	NEW	98-20-023
388-96-023	REP-P	98-15-141	388-96-513	REP	98-20-023	388-96-724	NEW-P	98-15-141
388-96-023	REP	98-20-023	388-96-521	REP-P	98-15-141	388-96-724	NEW	98-20-023
388-96-026	AMD-P	98-15-141	388-96-521	REP	98-20-023	388-96-725	NEW-P	98-15-141
388-96-026	AMD	98-20-023	388-96-523	REP-P	98-15-141	388-96-725	NEW	98-20-023
388-96-029	REP-P	98-15-141	388-96-523	REP	98-20-023	388-96-726	NEW-P	98-15-141
388-96-029	REP	98-20-023	388-96-525	AMD-P	98-15-141	388-96-726	NEW	98-20-023
388-96-032	REP-P	98-15-141	388-96-525	AMD	98-20-023	388-96-727	REP-P	98-15-141
388-96-032	REP	98-20-023	388-96-529	REP-P	98-15-141	388-96-727	REP	98-20-023
388-96-101	REP-P	98-15-141	388-96-529	REP	98-20-023	388-96-728	NEW-P	98-15-141
388-96-101	REP	98-20-023	388-96-530	NEW-P	98-15-141	388-96-728	NEW	98-20-023
388-96-104	REP-P	98-15-141	388-96-530	NEW	98-20-023	388-96-729	NEW-P	98-15-141
388-96-104	REP	98-20-023	388-96-531	REP-P	98-15-141	388-96-729	NEW	98-20-023
388-96-108	AMD-P	98-15-141	388-96-531	REP	98-20-023	388-96-735	REP-P	98-15-141
388-96-108	AMD	98-20-023	388-96-532	NEW-P	98-15-141	388-96-735	REP	98-20-023
388-96-110	REP-P	98-15-141	388-96-532	NEW	98-20-023	388-96-737	REP-P	98-15-141
388-96-110	REP	98-20-023	388-96-533	REP-P	98-15-141	388-96-737	REP	98-20-023
388-96-113	REP-P	98-15-141	388-96-533	REP	98-20-023	388-96-738	NEW-P	98-15-141
388-96-113	REP	98-20-023	388-96-535	AMD-P	98-15-141	388-96-738	NEW	98-20-023
388-96-119	AMD-P	98-15-141	388-96-535	AMD	98-20-023	388-96-739	NEW-P	98-15-141
388-96-119	AMD	98-20-023	388-96-536	NEW-P	98-15-141	388-96-739	NEW	98-20-023
388-96-122	AMD-P	98-15-141	388-96-536	NEW	98-20-023	388-96-740	NEW-P	98-15-141
388-96-122	AMD	98-20-023	388-96-540	NEW-P	98-15-141	388-96-740	NEW	98-20-023
388-96-128	REP-P	98-15-141	388-96-540	NEW	98-20-023	388-96-741	NEW-P	98-15-141
388-96-128	REP	98-20-023	388-96-542	NEW-P	98-15-141	388-96-741	NEW	98-20-023
388-96-131	REP-P	98-15-141	388-96-542	NEW	98-20-023	388-96-742	NEW-P	98-15-141
388-96-131	REP	98-20-023	388-96-543	REP-P	98-15-141	388-96-742	NEW	98-20-023
388-96-134	REP-P	98-15-141	388-96-543	REP	98-20-023	388-96-744	NEW-P	98-15-141
388-96-134	REP	98-20-023	388-96-555	REP-P	98-15-141	388-96-744	NEW	98-20-023
388-96-202	NEW-P	98-15-141	388-96-555	REP	98-20-023	388-96-745	REP-P	98-15-141
388-96-202	NEW	98-20-023	388-96-557	REP-P	98-15-141	388-96-745	REP	98-20-023
388-96-204	REP-P	98-15-141	388-96-557	REP	98-20-023	388-96-746	NEW-P	98-15-141
388-96-204	REP	98-20-023	388-96-567	REP-P	98-15-141	388-96-746	NEW	98-20-023
388-96-207	REP-P	98-15-141	388-96-567	REP	98-20-023	388-96-747	NEW-P	98-15-141

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-96-747	NEW	98-20-023	388-151-190	AMD	98-24-052	388-212-1140	REP	98-16-044
388-96-752	REP-P	98-15-141	388-151-200	PREP	98-02-057	388-212-1150	REP-P	98-11-084
388-96-752	REP	98-20-023	388-151-200	AMD-P	98-20-098	388-212-1150	REP	98-16-044
388-96-754	REP-P	98-15-141	388-151-200	AMD	98-24-052	388-212-1200	REP-P	98-11-084
388-96-754	REP	98-20-023	388-151-470	PREP	98-02-057	388-212-1200	REP	98-16-044
388-96-757	AMD-P	98-15-141	388-151-470	AMD-P	98-20-098	388-212-1250	REP-P	98-11-084
388-96-757	AMD	98-20-023	388-151-470	AMD	98-24-052	388-212-1250	REP	98-16-044
388-96-760	AMD-P	98-15-141	388-155-010	AMD-P	98-20-098	388-215-1000	REP-P	98-11-084
388-96-760	AMD	98-20-023	388-155-010	AMD	98-24-052	388-215-1000	REP	98-16-044
388-96-761	REP-P	98-15-141	388-155-180	PREP	98-02-057	388-215-1010	REP-P	98-11-084
388-96-761	REP	98-20-023	388-155-180	AMD-P	98-20-098	388-215-1010	REP	98-16-044
388-96-763	REP-P	98-15-141	388-155-180	AMD	98-24-052	388-215-1025	REP-P	98-11-084
388-96-763	REP	98-20-023	388-155-190	PREP	98-02-057	388-215-1025	REP	98-16-044
388-96-764	REP-P	98-15-141	388-155-200	PREP	98-02-057	388-215-1050	REP-P	98-11-084
388-96-764	REP	98-20-023	388-155-200	AMD-P	98-20-098	388-215-1050	REP	98-16-044
388-96-765	REP-P	98-15-141	388-155-200	AMD	98-24-052	388-215-1060	REP-P	98-11-084
388-96-765	REP	98-20-023	388-155-470	PREP	98-02-057	388-215-1060	REP	98-16-044
388-96-768	REP-P	98-15-141	388-155-470	AMD-P	98-20-098	388-215-1070	REP-P	98-11-084
388-96-768	REP	98-20-023	388-155-470	AMD	98-24-052	388-215-1070	REP	98-16-044
388-96-769	REP-P	98-15-141	388-160	PREP	98-08-084	388-215-1080	REP-P	98-11-084
388-96-769	REP	98-20-023	388-200-1100	REP-P	98-11-084	388-215-1080	REP	98-16-044
388-96-774	REP-P	98-15-141	388-200-1100	REP	98-16-044	388-215-1100	REP-P	98-11-084
388-96-774	REP	98-20-023	388-200-1150	REP-P	98-11-084	388-215-1100	REP	98-16-044
388-96-776	AMD-P	98-15-141	388-200-1150	REP	98-16-044	388-215-1110	REP-P	98-11-084
388-96-776	AMD	98-20-023	388-210-1000	REP-P	98-11-084	388-215-1110	REP	98-16-044
388-96-778	REP-P	98-15-141	388-210-1000	REP	98-16-044	388-215-1115	REP-P	98-11-084
388-96-778	REP	98-20-023	388-210-1010	REP-P	98-11-084	388-215-1115	REP	98-16-044
388-96-801	REP-P	98-15-141	388-210-1010	REP	98-16-044	388-215-1120	REP-P	98-11-084
388-96-801	REP	98-20-023	388-210-1020	REP-P	98-11-084	388-215-1120	REP	98-16-044
388-96-804	REP-P	98-15-141	388-210-1020	REP	98-16-044	388-215-1130	REP-P	98-11-084
388-96-804	REP	98-20-023	388-210-1050	REP-P	98-11-084	388-215-1130	REP	98-16-044
388-96-807	REP-P	98-15-141	388-210-1050	REP	98-16-044	388-215-1140	REP-P	98-11-084
388-96-807	REP	98-20-023	388-210-1100	REP-P	98-11-084	388-215-1140	REP	98-16-044
388-96-810	REP-P	98-15-141	388-210-1100	REP	98-16-044	388-215-1150	REP-P	98-11-084
388-96-810	REP	98-20-023	388-210-1200	REP-P	98-11-084	388-215-1150	REP	98-16-044
388-96-813	REP-P	98-15-141	388-210-1200	REP	98-16-044	388-215-1160	REP-P	98-11-084
388-96-813	REP	98-20-023	388-210-1220	REP-P	98-11-084	388-215-1160	REP	98-16-044
388-96-816	REP-P	98-15-141	388-210-1220	REP	98-16-044	388-215-1170	REP-P	98-11-084
388-96-816	REP	98-20-023	388-210-1230	REP-P	98-11-084	388-215-1170	REP	98-16-044
388-96-901	AMD-P	98-15-141	388-210-1230	REP	98-16-044	388-215-1225	REP-P	98-11-084
388-96-901	AMD	98-20-023	388-210-1250	REP-P	98-11-084	388-215-1225	REP	98-16-044
388-96-904	AMD-P	98-15-141	388-210-1250	REP	98-16-044	388-215-1230	REP-P	98-11-084
388-96-904	AMD	98-20-023	388-210-1300	REP-P	98-11-084	388-215-1230	REP	98-16-044
388-96-905	NEW-P	98-15-141	388-210-1300	REP	98-16-044	388-215-1245	REP-P	98-11-084
388-96-905	NEW	98-20-023	388-210-1310	REP-P	98-11-084	388-215-1245	REP	98-16-044
388-97	PREP	98-06-089	388-210-1310	REP	98-16-044	388-215-1300	REP-P	98-11-084
388-97-235	AMD-W	98-13-077	388-210-1320	REP-P	98-11-084	388-215-1300	REP	98-16-044
388-150-010	AMD-P	98-20-098	388-210-1320	REP	98-16-044	388-215-1320	REP-P	98-11-084
388-150-010	AMD	98-24-052	388-210-1330	REP-P	98-11-084	388-215-1320	REP	98-16-044
388-150-180	PREP	98-02-057	388-210-1330	REP	98-16-044	388-215-1325	REP-P	98-11-084
388-150-180	AMD-P	98-20-098	388-210-1340	REP-P	98-11-084	388-215-1325	REP	98-16-044
388-150-180	AMD	98-24-052	388-210-1340	REP	98-16-044	388-215-1330	REP-P	98-11-084
388-150-190	PREP	98-02-057	388-210-1350	REP-P	98-11-084	388-215-1330	REP	98-16-044
388-150-200	PREP	98-02-057	388-210-1350	REP	98-16-044	388-215-1335	REP-P	98-11-084
388-150-200	AMD-P	98-20-098	388-210-1400	REP-P	98-11-084	388-215-1335	REP	98-16-044
388-150-200	AMD	98-24-052	388-210-1400	REP	98-16-044	388-215-1340	REP-P	98-11-084
388-150-470	PREP	98-02-057	388-210-1410	REP-P	98-11-084	388-215-1340	REP	98-16-044
388-150-470	AMD-P	98-20-098	388-210-1410	REP	98-16-044	388-215-1345	REP-P	98-11-084
388-150-470	AMD	98-24-052	388-210-1420	REP-P	98-11-084	388-215-1345	REP	98-16-044
388-151	PREP	98-10-104	388-210-1420	REP	98-16-044	388-215-1350	REP-P	98-11-084
388-151-010	AMD-P	98-20-098	388-212-1000	REP-P	98-11-084	388-215-1350	REP	98-16-044
388-151-010	AMD	98-24-052	388-212-1000	REP	98-16-044	388-215-1355	REP-P	98-11-084
388-151-180	PREP	98-02-057	388-212-1050	REP-P	98-11-084	388-215-1355	REP	98-16-044
388-151-180	AMD-P	98-20-098	388-212-1050	REP	98-16-044	388-215-1360	REP-P	98-11-084
388-151-180	AMD	98-24-052	388-212-1100	REP-P	98-11-084	388-215-1360	REP	98-16-044
388-151-190	PREP	98-02-057	388-212-1100	REP	98-16-044	388-215-1365	REP-P	98-11-084
388-151-190	AMD-P	98-20-098	388-212-1140	REP-P	98-11-084	388-215-1365	REP	98-16-044



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-218-1695	REP	98-16-044	388-225-0050	REP-P	98-11-084	388-235-0020	REP-P	98-11-084
388-218-1700	REP-P	98-03-084	388-225-0050	REP	98-16-044	388-235-0020	REP	98-16-044
388-218-1700	REP	98-06-056	388-225-0060	REP-P	98-11-084	388-235-0030	REP-P	98-11-084
388-218-1710	REP-P	98-11-084	388-225-0060	REP	98-16-044	388-235-0030	AMD-E	98-14-086
388-218-1710	REP	98-16-044	388-225-0070	REP-P	98-11-084	388-235-0030	REP	98-16-044
388-218-1720	REP-P	98-11-084	388-225-0070	REP	98-16-044	388-235-0040	REP-P	98-11-084
388-218-1720	REP	98-16-044	388-225-0080	REP-P	98-11-084	388-235-0040	REP	98-16-044
388-218-1735	REP-P	98-11-084	388-225-0080	REP	98-16-044	388-235-0050	REP-P	98-11-084
388-218-1735	REP	98-16-044	388-225-0090	REP-P	98-11-084	388-235-0050	REP	98-16-044
388-218-1740	REP-P	98-11-084	388-225-0090	REP	98-16-044	388-235-0060	REP-P	98-11-084
388-218-1740	REP	98-16-044	388-225-0100	REP-P	98-11-084	388-235-0060	REP	98-16-044
388-218-1800	REP-P	98-03-084	388-225-0100	REP	98-16-044	388-235-0070	REP-P	98-11-084
388-218-1800	REP	98-06-056	388-225-0120	REP-P	98-11-084	388-235-0070	REP	98-16-044
388-218-1810	REP-P	98-11-084	388-225-0120	REP	98-16-044	388-235-0080	REP-P	98-11-084
388-218-1810	REP	98-16-044	388-225-0150	REP-P	98-11-084	388-235-0080	REP	98-16-044
388-218-1820	REP-P	98-11-084	388-225-0150	REP	98-16-044	388-235-0090	REP-P	98-11-084
388-218-1820	REP	98-16-044	388-225-0160	REP-P	98-11-084	388-235-0090	REP	98-16-044
388-218-1830	REP-P	98-11-084	388-225-0160	REP	98-16-044	388-235-0100	REP-P	98-11-084
388-218-1830	REP	98-16-044	388-225-0170	REP-P	98-11-084	388-235-0100	REP	98-16-044
388-218-1900	REP-P	98-11-084	388-225-0170	REP	98-16-044	388-235-0110	REP-P	98-11-084
388-218-1900	REP	98-16-044	388-225-0180	REP-P	98-11-084	388-235-0110	REP	98-16-044
388-218-1910	REP-P	98-11-084	388-225-0180	REP	98-16-044	388-235-2000	REP-P	98-11-084
388-218-1910	REP	98-16-044	388-225-0190	REP-P	98-11-084	388-235-2000	REP	98-16-044
388-218-1920	REP-P	98-11-084	388-225-0190	REP	98-16-044	388-235-3000	REP-P	98-11-084
388-218-1920	REP	98-16-044	388-230-0010	REP-P	98-11-084	388-235-3000	REP	98-16-044
388-218-1930	REP-P	98-11-084	388-230-0010	REP	98-16-044	388-235-4000	REP-P	98-11-084
388-218-1930	REP	98-16-044	388-230-0030	REP-P	98-11-084	388-235-4000	REP	98-16-044
388-218-1940	REP-P	98-03-084	388-230-0030	REP	98-16-044	388-245-1000	REP-P	98-11-084
388-218-1940	REP	98-06-056	388-230-0050	REP-P	98-11-084	388-245-1000	REP	98-16-044
388-219-0100	REP-P	98-11-084	388-230-0050	REP	98-16-044	388-245-1150	AMD	98-04-015
388-219-0100	REP	98-16-044	388-230-0060	REP-P	98-11-084	388-245-1150	REP-P	98-11-084
388-219-0200	REP-P	98-11-084	388-230-0060	AMD-E	98-14-086	388-245-1150	REP	98-16-044
388-219-0200	REP	98-16-044	388-230-0060	REP	98-16-044	388-245-1160	REP-P	98-11-084
388-219-1000	REP-P	98-11-084	388-230-0080	REP-P	98-11-084	388-245-1160	REP	98-16-044
388-219-1000	REP	98-16-044	388-230-0080	REP	98-16-044	388-245-1170	REP-P	98-11-084
388-219-1100	REP-P	98-11-084	388-230-0090	REP-P	98-11-084	388-245-1170	REP	98-16-044
388-219-1100	REP	98-16-044	388-230-0090	REP	98-16-044	388-245-1210	REP-P	98-11-084
388-219-1500	REP-P	98-11-084	388-230-0110	REP-P	98-11-084	388-245-1210	REP	98-16-044
388-219-1500	REP	98-16-044	388-230-0110	REP	98-16-044	388-245-1300	REP-P	98-11-084
388-219-1600	REP-P	98-11-084	388-230-0120	REP-P	98-11-084	388-245-1300	REP	98-16-044
388-219-1600	REP	98-16-044	388-230-0120	REP	98-16-044	388-245-1310	REP-P	98-11-084
388-219-1700	REP-P	98-11-084	388-230-0140	REP-P	98-11-084	388-245-1310	REP	98-16-044
388-219-1700	REP	98-16-044	388-230-0140	REP	98-16-044	388-245-1315	REP-P	98-11-084
388-219-2000	REP-P	98-11-084	388-233-0010	REP-P	98-11-084	388-245-1315	REP	98-16-044
388-219-2000	REP	98-16-044	388-233-0010	REP	98-16-044	388-245-1320	REP-P	98-11-084
388-219-2500	REP-P	98-11-084	388-233-0020	REP-P	98-11-084	388-245-1320	REP	98-16-044
388-219-2500	REP	98-16-044	388-233-0020	REP	98-16-044	388-245-1350	REP-P	98-11-084
388-219-2600	REP-P	98-11-084	388-233-0030	REP-P	98-11-084	388-245-1350	REP	98-16-044
388-219-2600	REP	98-16-044	388-233-0030	REP	98-16-044	388-245-1400	REP-P	98-11-084
388-219-3000	REP-P	98-11-084	388-233-0035	NEW-E	98-14-086	388-245-1400	REP	98-16-044
388-219-3000	REP	98-16-044	388-233-0040	REP-P	98-11-084	388-245-1410	REP-P	98-11-084
388-219-3500	REP-P	98-11-084	388-233-0040	REP	98-16-044	388-245-1410	REP	98-16-044
388-219-3500	REP	98-16-044	388-233-0050	REP-P	98-11-084	388-245-1500	REP-P	98-11-084
388-220-0001	REP-P	98-11-084	388-233-0050	REP	98-16-044	388-245-1500	REP	98-16-044
388-220-0001	REP	98-16-044	388-233-0060	REP-P	98-11-084	388-245-1510	AMD	98-04-016
388-220-0030	REP-P	98-11-084	388-233-0060	REP	98-16-044	388-245-1510	REP-P	98-11-084
388-220-0030	REP	98-16-044	388-233-0070	REP-P	98-11-084	388-245-1510	REP	98-16-044
388-220-0050	NEW	98-08-036	388-233-0070	REP	98-16-044	388-245-1520	REP-P	98-11-084
388-220-0050	REP-P	98-11-084	388-233-0080	REP-P	98-11-084	388-245-1520	REP	98-16-044
388-220-0050	REP	98-16-044	388-233-0080	REP	98-16-044	388-245-1600	REP-P	98-11-084
388-222-001	PREP	99-01-113	388-233-0090	REP-P	98-11-084	388-245-1600	REP	98-16-044
388-222-010	PREP	99-01-113	388-233-0090	REP	98-16-044	388-245-1610	REP-P	98-11-084
388-222-020	PREP	99-01-113	388-233-0100	REP-P	98-11-084	388-245-1610	REP	98-16-044
388-225-0010	REP-P	98-11-084	388-233-0100	REP	98-16-044	388-245-1700	REP-P	98-11-084
388-225-0010	REP	98-16-044	388-235	PREP	98-07-038	388-245-1700	REP	98-16-044
388-225-0020	REP-P	98-11-084	388-235-0010	REP-P	98-11-084	388-245-1710	REP-P	98-11-084
388-225-0020	REP	98-16-044	388-235-0010	REP	98-16-044	388-245-1710	REP	98-16-044

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-245-1715	REP-P	98-11-084	388-265-1150	AMD-P	98-11-074	388-270-1500	REP	98-16-044
388-245-1715	REP	98-16-044	388-265-1150	AMD	98-24-051	388-270-1550	REP-P	98-11-084
388-245-1720	REP-P	98-11-084	388-265-1155	NEW-P	98-11-074	388-270-1550	REP	98-16-044
388-245-1720	REP	98-16-044	388-265-1155	NEW	98-24-051	388-270-1600	REP-P	98-11-084
388-245-1730	REP-P	98-11-084	388-265-1200	AMD-P	98-11-074	388-270-1600	REP	98-16-044
388-245-1730	REP	98-16-044	388-265-1200	AMD	98-24-051	388-275	PREP	98-07-036
388-245-1740	REP-P	98-11-084	388-265-1250	AMD-P	98-11-074	388-275-0020	REP-P	98-11-084
388-245-1740	REP	98-16-044	388-265-1250	AMD	98-24-051	388-275-0020	REP	98-16-044
388-245-2010	REP-P	98-11-084	388-265-1275	AMD-P	98-11-074	388-275-0030	REP-P	98-11-084
388-245-2010	REP	98-16-044	388-265-1275	AMD	98-24-051	388-275-0030	REP	98-16-044
388-245-2020	REP-P	98-11-084	388-265-1300	AMD-P	98-11-074	388-275-0050	REP-P	98-11-084
388-245-2020	REP	98-16-044	388-265-1300	AMD	98-24-051	388-275-0050	REP	98-16-044
388-245-2030	REP-P	98-11-084	388-265-1375	NEW-P	98-11-074	388-275-0060	REP-P	98-11-084
388-245-2030	REP	98-16-044	388-265-1375	NEW	98-24-051	388-275-0060	REP	98-16-044
388-245-2040	REP-P	98-11-084	388-265-1400	REP-P	98-11-074	388-275-0070	REP-P	98-11-084
388-245-2040	REP	98-16-044	388-265-1400	REP	98-24-051	388-275-0070	REP	98-16-044
388-245-2050	REP-P	98-11-084	388-265-1450	AMD-P	98-11-074	388-275-0090	REP-P	98-11-084
388-245-2050	REP	98-16-044	388-265-1450	AMD	98-24-051	388-275-0090	REP	98-16-044
388-250-1010	REP-P	98-11-084	388-265-1500	AMD-P	98-11-074	388-280	PREP	98-07-037
388-250-1010	REP	98-16-044	388-265-1500	AMD-W	98-16-038	388-290	PREP	98-08-075
388-250-1050	REP-P	98-11-084	388-265-1500	AMD	98-24-051	388-290	PREP	98-20-096
388-250-1050	REP	98-16-044	388-265-1550	REP-P	98-11-074	388-290-010	AMD-P	98-03-083
388-250-1100	REP-P	98-11-084	388-265-1550	REP-P	98-11-084	388-290-010	AMD	98-08-021
388-250-1100	REP	98-16-044	388-265-1550	REP-W	98-16-038	388-290-010	AMD-P	98-17-080
388-250-1150	REP-P	98-11-084	388-265-1550	REP	98-16-044	388-290-010	AMD-E	98-18-078
388-250-1150	REP	98-16-044	388-265-1550	REP	98-24-051	388-290-010	AMD	98-21-005
388-250-1200	REP-P	98-11-084	388-265-1600	AMD-P	98-11-074	388-290-020	AMD-P	98-03-083
388-250-1200	REP	98-16-044	388-265-1600	AMD	98-24-051	388-290-020	AMD	98-08-021
388-250-1225	REP-P	98-11-084	388-265-1700	REP-P	98-11-074	388-290-025	AMD-P	98-03-083
388-250-1225	REP	98-16-044	388-265-1700	REP-P	98-11-084	388-290-025	AMD	98-08-021
388-250-1250	AMD	98-08-037	388-265-1700	REP	98-16-044	388-290-035	AMD-P	98-03-083
388-250-1250	REP-P	98-11-084	388-265-1700	REP	98-24-051	388-290-035	AMD	98-08-021
388-250-1250	REP	98-16-044	388-265-1800	REP-P	98-11-084	388-290-050	AMD-P	98-03-083
388-250-1300	REP-P	98-11-084	388-265-1800	REP	98-16-044	388-290-050	AMD	98-08-021
388-250-1300	REP	98-16-044	388-265-1850	REP-P	98-11-084	388-290-055	PREP	98-08-075
388-250-1310	REP-P	98-11-084	388-265-1850	REP	98-16-044	388-290-055	AMD-E	98-16-026
388-250-1310	REP	98-16-044	388-265-1900	REP-P	98-11-084	388-290-055	RESCIND	98-16-040
388-250-1350	REP-P	98-11-084	388-265-1900	REP	98-16-044	388-290-055	AMD-E	98-16-093
388-250-1350	REP	98-16-044	388-265-1950	REP-P	98-11-084	388-290-055	AMD-P	98-17-080
388-250-1400	REP-P	98-11-084	388-265-1950	REP	98-16-044	388-290-055	AMD	98-21-005
388-250-1400	REP	98-16-044	388-265-2000	REP-P	98-11-084	388-290-090	AMD-P	98-03-083
388-250-1450	REP-P	98-11-084	388-265-2000	REP	98-16-044	388-290-090	AMD	98-08-021
388-250-1450	REP	98-16-044	388-270-1005	REP-P	98-11-084	388-290-090	PREP	98-08-075
388-250-1500	REP-P	98-11-084	388-270-1005	REP	98-16-044	388-310	PREP	98-19-124
388-250-1500	REP	98-16-044	388-270-1010	REP-P	98-11-084	388-310-0400	AMD-P	98-15-139
388-250-1550	REP-P	98-11-084	388-270-1010	REP	98-16-044	388-310-0400	AMD	98-23-037
388-250-1550	REP	98-16-044	388-270-1025	REP-P	98-11-084	388-310-0500	AMD-P	98-15-139
388-250-1600	REP-P	98-11-084	388-270-1025	REP	98-16-044	388-310-0500	AMD	98-23-037
388-250-1600	REP	98-16-044	388-270-1075	REP-P	98-11-084	388-310-1000	AMD-P	98-15-139
388-250-1650	REP-P	98-11-084	388-270-1075	REP	98-16-044	388-310-1000	AMD	98-23-037
388-250-1650	REP	98-16-044	388-270-1100	REP-P	98-11-084	388-310-1050	NEW-P	98-15-139
388-250-1700	AMD	98-06-057	388-270-1100	REP	98-16-044	388-310-1050	NEW	98-23-037
388-250-1700	REP-P	98-11-084	388-270-1110	REP-P	98-11-084	388-310-1300	NEW-S	98-03-080
388-250-1700	REP	98-16-044	388-270-1110	REP	98-16-044	388-310-1300	NEW-S	98-07-042
388-250-1750	REP-P	98-11-084	388-270-1125	REP-P	98-11-084	388-310-1300	NEW	98-10-054
388-250-1750	REP	98-16-044	388-270-1125	REP	98-16-044	388-310-1600	AMD-P	98-15-139
388-255-1350	REP-P	98-11-084	388-270-1150	REP-P	98-11-084	388-310-1600	AMD	98-23-037
388-255-1350	REP	98-16-044	388-270-1150	REP	98-16-044	388-320	PREP	98-22-059
388-255-1400	REP-P	98-11-084	388-270-1200	REP-P	98-11-084	388-320-340	REP-P	98-08-076
388-255-1400	REP	98-16-044	388-270-1200	REP	98-16-044	388-320-340	REP	98-11-034
388-265	PREP	98-07-099	388-270-1250	REP-P	98-11-084	388-400-0005	NEW-P	98-11-084
388-265-1010	REP-P	98-11-084	388-270-1250	REP	98-16-044	388-400-0005	NEW	98-16-044
388-265-1010	REP	98-16-044	388-270-1300	REP-P	98-11-084	388-400-0010	NEW-P	98-11-084
388-265-1050	REP-P	98-11-084	388-270-1300	REP	98-16-044	388-400-0010	NEW	98-16-044
388-265-1050	REP	98-16-044	388-270-1400	REP-P	98-11-084	388-400-0015	NEW-P	98-11-084
388-265-1100	REP-P	98-11-084	388-270-1400	REP	98-16-044	388-400-0015	NEW	98-16-044
388-265-1100	REP	98-16-044	388-270-1500	REP-P	98-11-084	388-400-0020	NEW-P	98-11-084

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-400-0020	NEW	98-16-044	388-410-0005	NEW-P	98-11-084	388-418-0030	NEW-P	98-11-084
388-400-0025	NEW-P	98-11-084	388-410-0005	NEW	98-16-044	388-418-0030	NEW	98-16-044
388-400-0025	NEW	98-16-044	388-410-0010	NEW-P	98-11-084	388-420-010	NEW-P	98-11-084
388-400-0030	NEW-P	98-11-084	388-410-0010	NEW	98-16-044	388-420-010	NEW	98-16-044
388-400-0030	NEW	98-16-044	388-410-0015	NEW-P	98-11-084	388-422-0005	NEW-P	98-11-084
388-400-0035	NEW-P	98-11-084	388-410-0015	NEW	98-16-044	388-422-0005	NEW	98-16-044
388-400-0035	NEW	98-16-044	388-410-0020	NEW-P	98-11-084	388-422-0010	NEW-P	98-11-084
388-400-0040	NEW-P	98-11-084	388-410-0020	NEW	98-16-044	388-422-0010	NEW	98-16-044
388-400-0040	NEW	98-16-044	388-410-0025	NEW-P	98-11-084	388-422-0020	NEW-P	98-11-084
388-400-0045	NEW-P	98-13-080	388-410-0025	NEW	98-16-044	388-422-0020	NEW	98-16-044
388-400-0045	NEW	98-16-044	388-410-0030	NEW-P	98-11-084	388-422-0030	NEW-P	98-11-084
388-404-0005	NEW-P	98-11-084	388-410-0030	NEW	98-16-044	388-422-0030	NEW	98-16-044
388-404-0005	NEW	98-16-044	388-410-0035	NEW-P	98-11-084	388-424-0005	NEW-P	98-11-084
388-404-0010	NEW-P	98-11-084	388-410-0035	NEW	98-16-044	388-424-0005	NEW	98-16-044
388-404-0010	NEW	98-16-044	388-410-0040	NEW-P	98-11-084	388-424-0005	PREP	98-22-095
388-404-0015	NEW-P	98-11-084	388-410-0040	NEW	98-16-044	388-424-0010	NEW-P	98-11-084
388-404-0015	NEW	98-16-044	388-412	PREP	98-16-089	388-424-0010	NEW	98-16-044
388-406-0005	NEW-P	98-11-084	388-412	PREP	98-22-096	388-424-0010	PREP	98-22-095
388-406-0005	NEW	98-16-044	388-412-0005	NEW-P	98-11-084	388-424-0015	NEW-P	98-11-084
388-406-0010	NEW-P	98-11-084	388-412-0005	NEW	98-16-044	388-424-0015	NEW	98-16-044
388-406-0010	NEW	98-16-044	388-412-0005	AMD-P	98-23-094	388-424-0020	NEW-P	98-11-084
388-406-0015	NEW-P	98-11-084	388-412-0010	NEW-P	98-11-084	388-424-0020	NEW	98-16-044
388-406-0015	NEW	98-16-044	388-412-0010	NEW	98-16-044	388-424-0020	AMD-P	98-21-075
388-406-0015	NEW	98-16-044	388-412-0015	NEW-P	98-11-084	388-424-0020	AMD-E	98-21-076
388-406-0020	NEW-P	98-11-084	388-412-0015	NEW	98-16-044	388-424-0020	AMD	99-01-058
388-406-0020	NEW	98-16-044	388-412-0020	NEW-P	98-11-084	388-424-0025	NEW-P	98-11-084
388-406-0025	NEW-P	98-11-084	388-412-0020	NEW	98-16-044	388-424-0025	NEW	98-16-044
388-406-0025	NEW	98-16-044	388-412-0020	AMD-P	98-23-094	388-426-0005	NEW-P	98-11-084
388-406-0030	NEW-P	98-11-084	388-412-0025	NEW-P	98-11-084	388-426-0005	NEW	98-16-044
388-406-0030	NEW	98-16-044	388-412-0025	NEW	98-16-044	388-428-0005	NEW-P	98-11-084
388-406-0035	NEW-P	98-11-084	388-412-0030	NEW-P	98-11-084	388-428-0005	NEW-W	98-15-113
388-406-0035	NEW	98-16-044	388-412-0030	NEW	98-16-044	388-428-0010	NEW-P	98-11-084
388-406-0040	NEW-P	98-11-084	388-412-0030	AMD-P	98-23-094	388-428-0010	NEW	98-16-044
388-406-0040	NEW	98-16-044	388-412-0035	NEW-P	98-11-084	388-430-0001	NEW-P	98-11-084
388-406-0045	NEW-P	98-11-084	388-412-0035	NEW	98-16-044	388-430-0001	NEW	98-16-044
388-406-0045	NEW	98-16-044	388-412-0035	NEW	98-16-044	388-430-0005	NEW-P	98-11-084
388-406-0050	NEW-P	98-11-084	388-412-0035	AMD-P	98-23-094	388-430-0005	NEW	98-16-044
388-406-0050	NEW	98-16-044	388-412-0040	NEW-P	98-11-084	388-430-0010	NEW-P	98-11-084
388-406-0050	NEW	98-16-044	388-412-0040	NEW	98-16-044	388-430-0010	NEW	98-16-044
388-406-0055	NEW-P	98-11-084	388-412-0045	NEW-P	98-23-094	388-430-0015	NEW-P	98-11-084
388-406-0055	NEW	98-16-044	388-414-0001	NEW-P	98-11-084	388-430-0015	NEW	98-16-044
388-406-0060	NEW-P	98-11-084	388-414-0001	NEW	98-16-044	388-430-0020	NEW-P	98-11-084
388-406-0060	NEW	98-16-044	388-416-0005	NEW-P	98-11-084	388-430-0020	NEW	98-16-044
388-406-0065	NEW-P	98-11-084	388-416-0005	NEW	98-16-044	388-430-0025	NEW-P	98-11-084
388-406-0065	NEW	98-16-044	388-416-0010	NEW-P	98-11-084	388-430-0025	NEW	98-16-044
388-408-0005	NEW-P	98-11-084	388-416-0010	NEW	98-16-044	388-434-0005	NEW-P	98-11-084
388-408-0005	NEW	98-16-044	388-416-0010	NEW	98-16-044	388-434-0005	NEW	98-16-044
388-408-0010	NEW-P	98-11-084	388-416-0015	NEW-P	98-11-084	388-434-0010	NEW-P	98-11-084
388-408-0010	NEW	98-16-044	388-416-0015	NEW	98-16-044	388-434-0010	NEW	98-16-044
388-408-0015	NEW-P	98-11-084	388-416-0020	NEW-P	98-11-084	388-436-0001	NEW-P	98-11-084
388-408-0015	NEW	98-16-044	388-416-0020	NEW	98-16-044	388-436-0001	NEW	98-16-044
388-408-0020	NEW-P	98-11-084	388-416-0025	NEW-P	98-11-084	388-436-0001	PREP	99-01-113
388-408-0020	NEW	98-16-044	388-416-0025	NEW	98-16-044	388-436-0005	NEW-P	98-11-084
388-408-0025	NEW-P	98-11-084	388-416-0030	NEW-P	98-11-084	388-436-0005	NEW	98-16-044
388-408-0025	NEW	98-16-044	388-416-0030	NEW	98-16-044	388-436-0005	PREP	99-01-113
388-408-0030	NEW-P	98-11-084	388-416-0035	NEW-P	98-11-084	388-436-0010	NEW-P	98-11-084
388-408-0030	NEW	98-16-044	388-416-0035	NEW	98-16-044	388-436-0010	NEW	98-16-044
388-408-0035	NEW-P	98-11-084	388-418	PREP	98-22-096	388-436-0010	PREP	99-01-113
388-408-0035	NEW	98-16-044	388-418-0005	NEW-P	98-11-084	388-436-0015	NEW-P	98-11-084
388-408-0040	NEW-P	98-11-084	388-418-0005	NEW	98-16-044	388-436-0015	NEW	98-16-044
388-408-0040	NEW	98-16-044	388-418-0010	NEW-P	98-11-084	388-436-0015	PREP	99-01-113
388-408-0045	NEW-P	98-11-084	388-418-0010	NEW	98-16-044	388-436-0020	NEW-P	98-11-084
388-408-0045	NEW	98-16-044	388-418-0015	NEW-P	98-11-084	388-436-0020	NEW	98-16-044
388-408-0050	NEW-P	98-11-084	388-418-0015	NEW	98-16-044	388-436-0020	PREP	99-01-113
388-408-0050	NEW	98-16-044	388-418-0020	NEW-P	98-11-084	388-436-0020	NEW	98-16-044
388-408-0055	NEW-P	98-11-084	388-418-0020	NEW	98-16-044	388-436-0020	PREP	99-01-113
388-408-0055	NEW	98-16-044	388-418-0025	NEW-P	98-11-084	388-436-0025	NEW-P	98-11-084
388-410-0001	NEW-P	98-11-084	388-418-0025	NEW	98-16-044	388-436-0025	NEW	98-16-044
388-410-0001	NEW	98-16-044	388-418-0025	PREP	98-22-098	388-436-0025	PREP	99-01-113



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-436-0030	NEW-P	98-11-084	388-444-0075	AMD-P	99-01-115	388-450-0120	NEW	98-16-044
388-436-0030	NEW	98-16-044	388-444-0080	NEW-P	98-11-084	388-450-0125	NEW-P	98-11-084
388-436-0030	PREP	99-01-113	388-446-0001	NEW-P	98-11-084	388-450-0125	NEW	98-16-044
388-436-0035	NEW-P	98-11-084	388-446-0001	NEW	98-16-044	388-450-0130	NEW-P	98-11-084
388-436-0035	NEW	98-16-044	388-446-0005	NEW-P	98-11-084	388-450-0130	NEW	98-16-044
388-436-0035	PREP	99-01-113	388-446-0005	NEW	98-16-044	388-450-0135	NEW-P	98-11-084
388-436-0040	NEW-P	98-11-084	388-446-0010	NEW-P	98-11-084	388-450-0135	NEW	98-16-044
388-436-0040	NEW	98-16-044	388-446-0010	NEW	98-16-044	388-450-0140	NEW-P	98-11-084
388-436-0040	PREP	99-01-113	388-446-0015	NEW-P	98-11-084	388-450-0140	NEW	98-16-044
388-436-0045	NEW-P	98-11-084	388-446-0015	NEW	98-16-044	388-450-0145	NEW-P	98-11-084
388-436-0045	NEW	98-16-044	388-446-0020	NEW-P	98-11-084	388-450-0145	NEW	98-16-044
388-436-0045	PREP	99-01-113	388-446-0020	NEW	98-16-044	388-450-0150	NEW-P	98-11-084
388-436-0050	NEW-P	98-11-084	388-448-0001	NEW-P	98-11-084	388-450-0150	NEW	98-16-044
388-436-0050	NEW-W	98-13-054	388-448-0001	NEW	98-16-044	388-450-0155	NEW-P	98-11-084
388-436-0050	NEW-P	98-13-080	388-448-0005	NEW-P	98-11-084	388-450-0155	NEW	98-16-044
388-436-0050	NEW	98-16-044	388-448-0005	NEW	98-16-044	388-450-0160	NEW-P	98-11-084
388-436-0050	PREP	99-01-113	388-450-0005	NEW-P	98-11-084	388-450-0160	NEW	98-16-044
388-437-0001	NEW-P	98-11-084	388-450-0005	NEW	98-16-044	388-450-0165	NEW-P	98-11-084
388-437-0001	NEW	98-16-044	388-450-0010	NEW-P	98-11-084	388-450-0165	NEW	98-16-044
388-438-0100	NEW-P	98-11-084	388-450-0010	NEW	98-16-044	388-450-0170	NEW-P	98-11-084
388-438-0100	NEW	98-16-044	388-450-0015	NEW-P	98-11-084	388-450-0170	NEW	98-16-044
388-438-0110	NEW-P	98-11-084	388-450-0015	NEW	98-16-044	388-450-0175	NEW-P	98-11-084
388-438-0110	NEW	98-16-044	388-450-0020	NEW-P	98-11-084	388-450-0175	NEW	98-16-044
388-440-0001	NEW-P	98-11-084	388-450-0020	NEW	98-16-044	388-450-0180	NEW-P	98-11-084
388-440-0001	NEW	98-16-044	388-450-0025	NEW-P	98-11-084	388-450-0180	NEW	98-16-044
388-440-0005	NEW-P	98-11-084	388-450-0025	NEW	98-16-044	388-450-0185	NEW-P	98-11-084
388-440-0005	NEW	98-16-044	388-450-0030	NEW-P	98-11-084	388-450-0185	NEW	98-16-044
388-442-0010	NEW-P	98-11-084	388-450-0030	NEW	98-16-044	388-450-0185	PREP	98-23-090
388-442-0010	NEW	98-16-044	388-450-0035	NEW-P	98-11-084	388-450-0190	NEW-P	98-11-084
388-444-0005	NEW-P	98-11-084	388-450-0035	NEW	98-16-044	388-450-0190	NEW	98-16-044
388-444-0005	NEW	98-16-044	388-450-0040	NEW-P	98-11-084	388-450-0195	NEW-P	98-11-084
388-444-0005	PREP	98-21-073	388-450-0040	NEW	98-16-044	388-450-0195	NEW	98-16-044
388-444-0010	NEW-P	98-11-084	388-450-0045	NEW-P	98-11-084	388-450-0195	AMD-P	98-21-025
388-444-0010	NEW	98-16-044	388-450-0045	NEW	98-16-044	388-450-0195	AMD-E	98-21-026
388-444-0015	NEW-P	98-11-084	388-450-0050	NEW-P	98-11-084	388-450-0195	AMD	99-01-069
388-444-0015	NEW	98-16-044	388-450-0050	NEW	98-16-044	388-450-0200	NEW-P	98-11-084
388-444-0020	NEW-P	98-11-084	388-450-0055	NEW-P	98-11-084	388-450-0200	NEW	98-16-044
388-444-0020	NEW	98-16-044	388-450-0055	NEW	98-16-044	388-450-0205	NEW-P	98-11-084
388-444-0020	PREP	98-21-073	388-450-0060	NEW-P	98-11-084	388-450-0205	NEW	98-16-044
388-444-0020	AMD-P	99-01-115	388-450-0060	NEW	98-16-044	388-450-0210	NEW-P	98-11-084
388-444-0025	NEW	98-16-044	388-450-0065	NEW-P	98-11-084	388-450-0210	NEW	98-16-044
388-444-0030	NEW-P	98-11-084	388-450-0065	NEW	98-16-044	388-450-0215	NEW-P	98-11-084
388-444-0030	NEW	98-16-044	388-450-0070	NEW-P	98-11-084	388-450-0215	NEW	98-16-044
388-444-0035	NEW-P	98-11-084	388-450-0070	NEW	98-16-044	388-450-0220	NEW-P	98-11-084
388-444-0035	NEW	98-16-044	388-450-0075	NEW-P	98-11-084	388-450-0220	NEW	98-16-044
388-444-0035	PREP	98-21-073	388-450-0075	NEW	98-16-044	388-450-0225	NEW-P	98-11-084
388-444-0035	AMD-P	99-01-115	388-450-0080	NEW-P	98-11-084	388-450-0225	NEW	98-16-044
388-444-0040	NEW-P	98-11-084	388-450-0080	NEW	98-16-044	388-450-0230	NEW-P	98-11-084
388-444-0040	NEW	98-16-044	388-450-0085	NEW-P	98-11-084	388-450-0230	NEW	98-16-044
388-444-0040	PREP	98-21-073	388-450-0085	NEW	98-16-044	388-450-0235	NEW-P	98-11-084
388-444-0040	AMD-P	99-01-115	388-450-0090	NEW-P	98-11-084	388-450-0235	NEW	98-16-044
388-444-0045	NEW-P	98-11-084	388-450-0090	NEW	98-16-044	388-450-0240	NEW-P	98-11-084
388-444-0045	NEW	98-16-044	388-450-0095	NEW-P	98-11-084	388-450-0240	NEW	98-16-044
388-444-0045	PREP	98-21-073	388-450-0095	NEW	98-16-044	388-450-0245	NEW-P	98-11-084
388-444-0045	AMD-P	99-01-115	388-450-0100	NEW-P	98-11-084	388-450-0245	NEW	98-16-044
388-444-0050	NEW-P	98-11-084	388-450-0100	NEW	98-16-044	388-450-0250	NEW-P	98-11-084
388-444-0050	NEW	98-16-044	388-450-0105	NEW-P	98-11-084	388-450-0250	NEW	98-16-044
388-444-0055	NEW-P	98-11-084	388-450-0105	NEW	98-16-044	388-452-0005	NEW-P	98-11-084
388-444-0055	NEW	98-16-044	388-450-0106	NEW-XA	98-19-126	388-452-0005	NEW	98-16-044
388-444-0060	NEW-P	98-11-084	388-450-0106	NEW	98-24-037	388-452-0005	PREP	98-22-097
388-444-0060	NEW	98-16-044	388-450-0110	NEW-P	98-11-084	388-452-0010	NEW-P	98-11-084
388-444-0065	NEW-P	98-11-084	388-450-0110	NEW	98-16-044	388-452-0010	NEW	98-16-044
388-444-0065	NEW	98-16-044	388-450-0115	NEW-P	98-11-084	388-454-0005	NEW-P	98-11-084
388-444-0070	NEW-P	98-11-084	388-450-0115	NEW	98-16-044	388-454-0005	NEW	98-16-044
388-444-0070	NEW	98-16-044	388-450-0116	NEW-XA	98-19-126	388-454-0010	NEW-P	98-11-084
388-444-0075	NEW-P	98-11-084	388-450-0116	NEW	98-24-037	388-454-0010	NEW	98-16-044
388-444-0075	NEW	98-16-044	388-450-0120	NEW-P	98-11-084	388-454-0015	NEW-P	98-11-084

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-454-0015	NEW	98-16-044	388-470-0050	NEW-P	98-11-084	388-478-0075	NEW	98-16-044
388-454-0020	NEW-P	98-11-084	388-470-0050	NEW	98-16-044	388-478-0080	NEW-P	98-11-084
388-454-0020	NEW	98-16-044	388-470-0055	NEW-P	98-11-084	388-478-0080	NEW	98-16-044
388-454-0025	NEW-P	98-11-084	388-470-0055	NEW	98-16-044	388-478-0080	AMD-E	99-01-162
388-454-0025	NEW	98-16-044	388-470-0060	NEW-P	98-11-084	388-478-0080	PREP	99-01-163
388-456-0001	NEW-P	98-11-084	388-470-0060	NEW	98-16-044	388-478-0085	NEW-P	98-11-084
388-456-0001	NEW	98-16-044	388-470-0065	NEW-P	98-11-084	388-478-0085	NEW	98-16-044
388-456-0005	NEW-P	98-11-084	388-470-0065	NEW	98-16-044	388-480-0001	NEW-P	98-11-084
388-456-0005	NEW	98-16-044	388-470-0070	NEW-P	98-11-084	388-480-0001	NEW	98-16-044
388-456-0010	NEW-P	98-11-084	388-470-0070	NEW	98-16-044	388-482-0005	NEW-P	98-11-084
388-456-0010	NEW	98-16-044	388-470-0075	NEW-P	98-11-084	388-482-0005	NEW	98-16-044
388-456-0015	NEW-P	98-11-084	388-470-0075	NEW	98-16-044	388-484-0005	NEW-P	98-11-084
388-456-0015	NEW	98-16-044	388-470-0080	NEW-P	98-11-084	388-484-0005	NEW	98-16-044
388-458-0005	NEW-P	98-11-084	388-470-0080	NEW	98-16-044	388-486-0005	NEW-P	98-11-084
388-458-0005	NEW	98-16-044	388-472-0005	NEW-P	98-11-084	388-486-0005	NEW	98-16-044
388-458-0010	NEW-P	98-11-084	388-472-0005	NEW	98-16-044	388-486-0010	NEW-P	98-11-084
388-458-0010	NEW	98-16-044	388-474-0001	NEW-P	98-11-084	388-486-0010	NEW	98-16-044
388-458-0015	NEW-P	98-11-084	388-474-0001	NEW	98-16-044	388-488-0005	NEW-P	98-11-084
388-458-0015	NEW	98-16-044	388-474-0005	NEW-P	98-11-084	388-488-0005	NEW	98-16-044
388-460-0001	NEW-P	98-11-084	388-474-0005	NEW	98-16-044	388-488-0010	NEW-P	98-11-084
388-460-0001	NEW	98-16-044	388-474-0010	NEW-P	98-11-084	388-488-0010	NEW	98-16-044
388-460-0005	NEW-P	98-11-084	388-474-0010	NEW	98-16-044	388-490-0005	NEW-P	98-11-084
388-460-0005	NEW	98-16-044	388-474-0015	NEW-P	98-11-084	388-490-0005	NEW	98-16-044
388-460-0010	NEW-P	98-11-084	388-474-0015	NEW	98-16-044	388-500	PREP	98-10-106
388-460-0010	NEW	98-16-044	388-474-0020	NEW-P	98-11-084	388-500-0005	AMD-P	98-08-081
388-460-0010	AMD-P	98-23-094	388-474-0020	NEW	98-16-044	388-500-0005	AMD-E	98-08-088
388-460-0015	NEW-P	98-11-084	388-476-0005	NEW-P	98-11-084	388-500-0005	AMD	98-15-066
388-460-0015	NEW	98-16-044	388-476-0005	NEW	98-16-044	388-501	PREP	98-10-106
388-462-0005	NEW-P	98-11-084	388-478-0005	NEW-P	98-11-084	388-501-0105	REP-P	98-13-082
388-462-0005	NEW	98-16-044	388-478-0005	NEW	98-16-044	388-501-0105	REP	98-16-050
388-462-0010	NEW-P	98-11-084	388-478-0010	NEW-P	98-11-084	388-501-0110	REP-P	98-13-082
388-462-0010	NEW	98-16-044	388-478-0010	NEW	98-16-044	388-501-0110	REP	98-16-050
388-462-0015	NEW-P	98-11-084	388-478-0015	NEW-P	98-11-084	388-501-0135	AMD-P	98-11-084
388-462-0015	NEW	98-16-044	388-478-0015	NEW	98-16-044	388-501-0135	AMD	98-16-044
388-464-0001	NEW-P	98-11-084	388-478-0015	PREP	98-17-081	388-501-0140	REP-P	98-13-082
388-464-0001	NEW	98-16-044	388-478-0015	AMD-P	99-01-029	388-501-0140	REP	98-16-050
388-466-0005	NEW-P	98-11-084	388-478-0020	NEW-P	98-11-084	388-501-0150	REP-P	98-13-082
388-466-0005	NEW	98-16-044	388-478-0020	NEW	98-16-044	388-501-0170	REP-P	98-13-082
388-466-0010	NEW-P	98-11-084	388-478-0025	NEW-P	98-11-084	388-501-0170	REP	98-16-050
388-466-0010	NEW	98-16-044	388-478-0025	NEW	98-16-044	388-501-0190	REP-P	98-13-082
388-466-0015	NEW-P	98-11-084	388-478-0030	NEW-P	98-11-084	388-501-0190	REP	98-16-050
388-466-0015	NEW	98-16-044	388-478-0030	NEW	98-16-044	388-503	PREP	98-10-106
388-466-0020	NEW-P	98-11-084	388-478-0035	NEW-P	98-11-084	388-503-0305	REP-P	98-13-082
388-466-0020	NEW	98-16-044	388-478-0035	NEW	98-16-044	388-503-0305	REP	98-16-050
388-466-0025	NEW-P	98-11-084	388-478-0040	NEW-P	98-11-084	388-503-0310	AMD-P	98-08-081
388-466-0025	NEW	98-16-044	388-478-0040	NEW	98-16-044	388-503-0310	AMD-E	98-08-088
388-468-0005	NEW	98-16-044	388-478-0045	NEW-P	98-11-084	388-503-0310	AMD	98-15-066
388-468-0010	NEW-P	98-11-084	388-478-0045	NEW	98-16-044	388-503-0320	REP-P	98-13-082
388-470	PREP	98-22-096	388-478-0050	NEW-P	98-11-084	388-503-0320	REP	98-16-050
388-470-0005	NEW-P	98-11-084	388-478-0050	NEW	98-16-044	388-503-0350	REP-P	98-13-082
388-470-0005	NEW	98-16-044	388-478-0055	NEW-P	98-11-084	388-503-0350	REP	98-16-050
388-470-0010	NEW-P	98-11-084	388-478-0055	NEW	98-16-044	388-503-0370	REP-P	98-13-082
388-470-0010	NEW	98-16-044	388-478-0055	PREP	98-21-024	388-503-0370	REP	98-16-050
388-470-0015	NEW-P	98-11-084	388-478-0055	AMD-P	99-01-027	388-503-0505	NEW-P	98-11-084
388-470-0015	NEW	98-16-044	388-478-0055	AMD-E	99-01-028	388-503-0505	NEW	98-16-044
388-470-0020	NEW-P	98-11-084	388-478-0060	NEW-P	98-11-084	388-503-0510	NEW-P	98-11-084
388-470-0020	NEW	98-16-044	388-478-0060	NEW	98-16-044	388-503-0510	NEW	98-16-044
388-470-0025	NEW-P	98-11-084	388-478-0060	AMD-E	98-20-043	388-503-0515	NEW-P	98-11-084
388-470-0025	NEW	98-16-044	388-478-0060	AMD-P	99-01-111	388-503-0515	NEW	98-16-044
388-470-0030	NEW-P	98-11-084	388-478-0060	AMD-E	99-01-112	388-503-0520	NEW-P	98-11-084
388-470-0030	NEW	98-16-044	388-478-0065	NEW-P	98-11-084	388-503-0520	NEW-W	98-16-037
388-470-0035	NEW-P	98-11-084	388-478-0065	NEW	98-16-044	388-504	PREP	98-10-106
388-470-0035	NEW	98-16-044	388-478-0070	NEW-P	98-11-084	388-504-0405	REP-P	98-13-082
388-470-0040	NEW-P	98-11-084	388-478-0070	NEW	98-16-044	388-504-0405	REP	98-16-050
388-470-0040	NEW	98-16-044	388-478-0070	AMD-E	99-01-162	388-504-0410	REP-P	98-13-082
388-470-0045	NEW-P	98-11-084	388-478-0070	PREP	99-01-163	388-504-0410	REP	98-16-050
388-470-0045	NEW	98-16-044	388-478-0075	NEW-P	98-11-084	388-504-0420	REP-P	98-13-082

Table

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-504-0420	REP	98-16-050	388-507-0740	REP	98-16-050	388-511-1170	REP-P	98-13-082
388-504-0430	REP-P	98-13-082	388-508	PREP	98-10-106	388-511-1170	REP	98-16-050
388-504-0430	REP	98-16-050	388-508-0805	PREP	98-07-039	388-512	PREP	98-10-106
388-504-0440	REP-P	98-13-082	388-508-0805	AMD-E	98-08-085	388-512-1275	AMD	98-04-004
388-504-0440	REP	98-16-050	388-508-0805	REP-P	98-13-082	388-512-1280	REP	98-04-004
388-504-0450	REP-P	98-13-082	388-508-0805	AMD-P	98-15-053	388-513	PREP	98-10-106
388-504-0450	REP	98-16-050	388-508-0805	AMD-E	98-16-036	388-513-1305	AMD-P	98-24-126
388-504-0460	REP-P	98-13-082	388-508-0805	REP	98-16-050	388-513-1315	AMD	98-04-003
388-504-0460	REP	98-16-050	388-508-0805	AMD-W	98-17-064	388-513-1315	AMD-P	98-24-126
388-504-0470	REP-P	98-13-082	388-508-0810	REP-P	98-13-082	388-513-1320	AMD-P	98-24-126
388-504-0470	REP	98-16-050	388-508-0810	REP	98-16-050	388-513-1330	AMD-P	98-24-126
388-504-0480	REP-P	98-13-082	388-508-0820	REP-P	98-13-082	388-513-1340	PREP	98-05-052
388-504-0480	REP	98-16-050	388-508-0820	REP	98-16-050	388-513-1340	AMD-P	98-24-127
388-504-0485	REP-P	98-13-082	388-508-0830	REP-P	98-13-082	388-513-1345	PREP	98-05-052
388-504-0485	REP	98-16-050	388-508-0830	REP	98-16-050	388-513-1345	AMD-P	98-24-127
388-505	PREP	98-10-106	388-508-0835	REP-P	98-13-082	388-513-1350	AMD-P	98-08-082
388-505-0110	NEW-P	98-11-084	388-508-0835	REP	98-16-050	388-513-1350	AMD-E	98-08-087
388-505-0110	NEW	98-16-044	388-508-0840	REP-P	98-13-082	388-513-1350	AMD	98-11-033
388-505-0210	NEW-P	98-11-084	388-508-0840	REP	98-16-050	388-513-1350	AMD-P	98-24-126
388-505-0210	NEW	98-16-044	388-509	PREP	98-10-106	388-513-1360	AMD-P	98-24-126
388-505-0210	PREP	98-22-095	388-509-0905	REP-P	98-13-082	388-513-1365	AMD-P	98-24-126
388-505-0220	NEW-P	98-11-084	388-509-0905	REP	98-16-050	388-513-1380	AMD-P	98-03-085
388-505-0220	NEW	98-16-044	388-509-0910	REP-P	98-13-082	388-513-1380	AMD-C	98-05-053
388-505-0501	REP-P	98-13-082	388-509-0910	REP	98-16-050	388-513-1380	AMD	98-08-077
388-505-0501	REP	98-16-050	388-509-0920	PREP	98-07-039	388-513-1380	AMD-E	98-14-126
388-505-0505	REP-P	98-13-082	388-509-0920	AMD-E	98-08-085	388-513-1380	PREP	98-21-023
388-505-0505	REP	98-16-050	388-509-0920	REP-P	98-13-082	388-513-1380	AMD-E	99-01-168
388-505-0510	REP-P	98-13-082	388-509-0920	AMD-P	98-15-053	388-513-1395	AMD-P	98-24-126
388-505-0510	REP	98-16-050	388-509-0920	AMD-E	98-16-036	388-515	PREP	98-10-106
388-505-0520	AMD-P	98-08-081	388-509-0920	REP	98-16-050	388-515-1505	PREP	98-05-051
388-505-0520	AMD-E	98-08-088	388-509-0920	AMD-W	98-17-064	388-515-1505	AMD-P	98-24-127
388-505-0520	REP-P	98-13-082	388-509-0940	REP-P	98-13-082	388-515-1510	AMD-P	98-24-126
388-505-0520	AMD	98-15-066	388-509-0940	REP	98-16-050	388-515-1530	AMD-P	98-24-126
388-505-0520	REP	98-16-050	388-509-0960	PREP	98-07-039	388-517	PREP	98-04-066
388-505-0530	REP-P	98-13-082	388-509-0960	AMD-E	98-08-085	388-517	PREP	98-10-106
388-505-0530	REP	98-16-050	388-509-0960	REP-P	98-13-082	388-517-0300	NEW-P	98-11-084
388-505-0540	AMD-P	98-11-084	388-509-0960	AMD-P	98-15-053	388-517-0300	NEW	98-16-044
388-505-0540	AMD	98-16-044	388-509-0960	AMD-E	98-16-036	388-517-1710	AMD-P	98-08-083
388-505-0560	REP-P	98-13-082	388-509-0960	REP	98-16-050	388-517-1710	AMD-E	98-08-086
388-505-0560	REP	98-16-050	388-509-0960	AMD-W	98-17-064	388-517-1710	AMD	98-11-073
388-505-0570	REP-P	98-13-082	388-509-0970	REP-P	98-13-082	388-517-1710	REP-P	98-13-082
388-505-0570	REP	98-16-050	388-509-0970	REP	98-16-050	388-517-1710	REP	98-16-050
388-505-0580	REP-P	98-13-082	388-510	PREP	98-10-106	388-517-1715	AMD-P	98-08-083
388-505-0580	REP	98-16-050	388-510-1005	NEW-P	98-08-081	388-517-1715	AMD-E	98-08-086
388-505-0590	REP-P	98-13-082	388-510-1005	NEW-E	98-08-088	388-517-1715	AMD	98-11-073
388-505-0590	REP	98-16-050	388-510-1005	NEW	98-15-066	388-517-1715	REP-P	98-13-082
388-506	PREP	98-10-106	388-510-1020	AMD-P	98-08-081	388-517-1715	REP	98-16-050
388-506-0610	REP-P	98-13-082	388-510-1020	AMD-E	98-08-088	388-517-1720	REP-P	98-08-083
388-506-0610	REP	98-16-050	388-510-1020	REP-P	98-13-082	388-517-1720	REP-E	98-08-086
388-506-0620	AMD-P	98-15-140	388-510-1020	AMD	98-15-066	388-517-1720	REP	98-11-073
388-506-0620	AMD	98-18-079	388-510-1020	REP	98-16-050	388-517-1730	AMD-P	98-08-083
388-506-0630	REP-P	98-13-082	388-510-1030	REP-P	98-13-082	388-517-1730	AMD-E	98-08-086
388-506-0630	REP	98-16-050	388-510-1030	REP	98-16-050	388-517-1730	AMD	98-11-073
388-507	PREP	98-10-106	388-511	PREP	98-10-106	388-517-1730	REP-P	98-13-082
388-507-0710	AMD-P	98-08-082	388-511-1105	AMD-P	98-15-140	388-517-1730	REP	98-16-050
388-507-0710	AMD-E	98-08-087	388-511-1105	AMD	98-18-079	388-517-1740	REP-P	98-08-083
388-507-0710	AMD	98-11-033	388-511-1110	REP-P	98-13-082	388-517-1740	REP-E	98-08-086
388-507-0710	REP-P	98-13-082	388-511-1110	REP	98-16-050	388-517-1740	REP	98-11-073
388-507-0710	REP	98-16-050	388-511-1115	REP-P	98-13-082	388-517-1750	AMD-P	98-08-083
388-507-0720	REP-P	98-13-082	388-511-1115	REP	98-16-050	388-517-1750	AMD-E	98-08-086
388-507-0720	REP	98-16-050	388-511-1140	REP-P	98-13-082	388-517-1750	AMD	98-11-073
388-507-0730	REP-P	98-13-082	388-511-1140	REP	98-16-050	388-517-1750	REP-P	98-13-082
388-507-0730	REP	98-16-050	388-511-1150	REP-P	98-13-082	388-517-1750	REP	98-16-050
388-507-0740	AMD-P	98-08-081	388-511-1150	REP	98-16-050	388-517-1760	REP-P	98-08-083
388-507-0740	AMD-E	98-08-088	388-511-1160	AMD	98-04-031	388-517-1760	REP-E	98-08-086
388-507-0740	REP-P	98-13-082	388-511-1160	REP-P	98-13-082	388-517-1760	REP	98-11-073
388-507-0740	AMD	98-15-066	388-511-1160	REP	98-16-050	388-517-1770	NEW-P	98-08-083

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-517-1770	NEW-E	98-08-086	388-523-2305	AMD-P	98-08-081	388-538-130	AMD	98-16-044
388-517-1770	NEW	98-11-073	388-523-2305	AMD-E	98-08-088	388-540-005	AMD-P	98-02-059
388-517-1770	REP-P	98-13-082	388-523-2305	REP-P	98-13-082	388-540-005	AMD	98-06-025
388-517-1770	REP	98-16-050	388-523-2305	AMD	98-15-066	388-540-030	AMD-P	98-02-059
388-518	PREP	98-10-106	388-523-2305	REP	98-16-050	388-540-030	AMD	98-06-025
388-518-1805	REP-P	98-13-082	388-523-2320	REP-P	98-13-082	388-540-060	AMD-P	98-02-059
388-518-1805	REP	98-16-050	388-523-2320	REP	98-16-050	388-540-060	AMD	98-06-025
388-518-1810	REP-P	98-13-082	388-524	PREP	98-10-106	388-543-1000	NEW-P	98-19-014
388-518-1810	REP	98-16-050	388-524-2405	REP-P	98-13-082	388-543-1100	NEW-P	98-19-014
388-518-1820	REP-P	98-13-082	388-524-2405	REP	98-16-050	388-543-1200	NEW-P	98-19-014
388-518-1820	REP	98-16-050	388-524-2420	REP-P	98-13-082	388-543-1300	NEW-P	98-19-014
388-518-1830	REP-P	98-13-082	388-524-2420	REP	98-16-050	388-543-1400	NEW-P	98-19-014
388-518-1830	REP	98-16-050	388-525	PREP	98-10-106	388-543-1500	NEW-P	98-19-014
388-518-1840	REP-P	98-13-082	388-525-2505	REP-P	98-13-082	388-543-1600	NEW-P	98-19-014
388-518-1840	REP	98-16-050	388-525-2505	REP	98-16-050	388-543-1700	NEW-P	98-19-014
388-518-1850	REP-P	98-13-082	388-525-2520	REP-P	98-13-082	388-543-1800	NEW-P	98-19-014
388-518-1850	REP	98-16-050	388-525-2520	REP	98-16-050	388-543-1900	NEW-P	98-19-014
388-519	PREP	98-10-106	388-525-2570	REP-P	98-13-082	388-543-2000	NEW-P	98-19-014
388-519-0100	NEW-P	98-11-084	388-525-2570	REP	98-16-050	388-543-2100	NEW-P	98-19-014
388-519-0100	NEW	98-16-044	388-526	PREP	98-10-106	388-543-2200	NEW-P	98-19-014
388-519-0110	NEW-P	98-11-084	388-527	PREP	98-10-106	388-543-2300	NEW-P	98-19-014
388-519-0110	NEW	98-16-044	388-528	PREP	98-10-106	388-543-2400	NEW-P	98-19-014
388-519-0120	NEW-P	98-11-084	388-529	PREP	98-10-106	388-543-2500	NEW-P	98-19-014
388-519-0120	NEW	98-16-044	388-529-0100	NEW-P	98-11-084	388-543-2600	NEW-P	98-19-014
388-519-1905	REP-P	98-13-082	388-529-0100	NEW	98-16-044	388-543-2700	NEW-P	98-19-014
388-519-1905	REP	98-16-050	388-529-0200	NEW-P	98-11-084	388-543-2800	NEW-P	98-19-014
388-519-1910	REP-P	98-13-082	388-529-0200	NEW	98-16-044	388-543-2900	NEW-P	98-19-014
388-519-1910	REP	98-16-050	388-529-2910	REP-P	98-13-082	388-543-3000	NEW-P	98-19-014
388-519-1930	REP-P	98-13-082	388-529-2910	REP	98-16-050	388-550	PREP	98-19-013
388-519-1930	REP	98-16-050	388-529-2920	REP-P	98-13-082	388-550-1050	AMD-P	99-01-170
388-519-1950	REP-P	98-13-082	388-529-2920	REP	98-16-050	388-550-1200	AMD-P	99-01-170
388-519-1950	REP	98-16-050	388-529-2930	REP-P	98-13-082	388-550-2300	PREP	98-23-092
388-521	PREP	98-10-106	388-529-2930	REP	98-16-050	388-550-2431	NEW-P	99-01-170
388-521-2105	REP-P	98-13-082	388-529-2960	AMD	98-04-004	388-550-2800	AMD-P	99-01-170
388-521-2105	REP	98-16-050	388-529-2960	REP-P	98-13-082	388-550-2900	AMD-P	99-01-170
388-521-2106	REP-P	98-13-082	388-529-2960	REP	98-16-050	388-550-3000	AMD-P	99-01-170
388-521-2106	REP	98-16-050	388-530-1600	AMD-P	98-05-054	388-550-3100	AMD-P	99-01-170
388-521-2110	REP-P	98-13-082	388-530-1600	AMD	98-14-005	388-550-3500	AMD-P	99-01-170
388-521-2110	REP	98-16-050	388-535	PREP	98-08-074	388-550-3700	AMD-P	99-01-170
388-521-2120	REP-P	98-13-082	388-535-1000	REP-P	99-01-169	388-550-4500	AMD-P	99-01-170
388-521-2120	REP	98-16-050	388-535-1010	NEW-P	99-01-169	388-550-4700	AMD-P	99-01-170
388-521-2130	REP-P	98-13-082	388-535-1050	AMD-P	99-01-169	388-550-4800	AMD-P	99-01-170
388-521-2130	REP	98-16-050	388-535-1060	NEW-P	99-01-169	388-550-5550	PREP	98-18-057
388-521-2140	REP-P	98-13-082	388-535-1080	NEW-P	99-01-169	388-550-5550	PREP-W	98-18-098
388-521-2140	REP	98-16-050	388-535-1100	AMD-P	99-01-169	388-550-5550	NEW-P	98-19-125
388-521-2150	REP-P	98-13-082	388-535-1150	AMD-P	99-01-169	388-550-5550	NEW	98-23-036
388-521-2150	REP	98-16-050	388-535-1200	AMD-P	99-01-169	388-550-6000	AMD-P	99-01-170
388-521-2155	REP-P	98-13-082	388-535-1220	NEW-P	99-01-169	388-555-1000	NEW-P	98-07-050
388-521-2155	REP	98-16-050	388-535-1230	NEW-P	99-01-169	388-555-1000	NEW-E	98-07-052
388-521-2160	AMD-P	98-08-083	388-535-1240	NEW-P	99-01-169	388-555-1000	NEW-S	98-10-107
388-521-2160	AMD-E	98-08-086	388-535-1250	AMD-P	99-01-169	388-555-1000	NEW	98-15-054
388-521-2160	AMD	98-11-073	388-535-1260	NEW-P	99-01-169	388-555-1050	NEW-P	98-07-050
388-521-2160	REP-P	98-13-082	388-535-1300	AMD-P	99-01-169	388-555-1050	NEW-E	98-07-052
388-521-2160	REP	98-16-050	388-535-1350	AMD-P	99-01-169	388-555-1050	NEW-S	98-10-107
388-521-2170	REP-P	98-13-082	388-535-1400	AMD-P	99-01-169	388-555-1050	NEW	98-15-054
388-521-2170	REP	98-16-050	388-535-1450	AMD-P	99-01-169	388-555-1100	NEW-P	98-07-050
388-522	PREP	98-10-106	388-535-1500	AMD-P	99-01-169	388-555-1100	NEW-E	98-07-052
388-522-2205	REP-P	98-13-082	388-535-1550	AMD-P	99-01-169	388-555-1100	NEW-S	98-10-107
388-522-2205	REP	98-16-050	388-538	PREP	98-10-106	388-555-1100	NEW	98-15-054
388-522-2210	REP-P	98-13-082	388-538	PREP	99-01-167	388-555-1150	NEW-P	98-07-050
388-522-2210	REP	98-16-050	388-538-060	AMD-P	98-11-084	388-555-1150	NEW-E	98-07-052
388-522-2230	REP-P	98-13-082	388-538-060	AMD	98-16-044	388-555-1150	NEW-S	98-10-107
388-522-2230	REP	98-16-050	388-538-080	AMD-P	98-11-084	388-555-1150	NEW	98-15-054
388-523	PREP	98-10-106	388-538-080	AMD	98-16-044	388-555-1200	NEW-P	98-07-050
388-523-0100	NEW-P	98-11-084	388-538-080	AMD	98-16-044	388-555-1200	NEW-E	98-07-052
388-523-0100	NEW	98-16-044	388-538-095	AMD-P	98-11-084	388-555-1200	NEW-S	98-10-107
388-523-2305	PREP	98-03-079	388-538-095	AMD	98-16-044	388-555-1200	NEW	98-15-054
			388-538-130	AMD-P	98-11-084			

Table

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
388-555-1250	NEW-P	98-07-050	391-25-050	AMD	98-14-112	391-45-350	AMD-P	98-10-101
388-555-1250	NEW-E	98-07-052	391-25-090	AMD-P	98-10-101	391-45-350	AMD	98-14-112
388-555-1250	NEW-S	98-10-107	391-25-090	AMD	98-14-112	391-45-370	REP-P	98-10-101
388-555-1250	NEW	98-15-054	391-25-110	AMD-P	98-10-101	391-45-370	REP	98-14-112
388-555-1300	NEW-P	98-07-050	391-25-110	AMD	98-14-112	391-45-390	AMD-P	98-10-101
388-555-1300	NEW-E	98-07-052	391-25-190	AMD-P	98-10-101	391-45-390	AMD	98-14-112
388-555-1300	NEW-S	98-10-107	391-25-190	AMD	98-14-112	391-45-430	AMD-P	98-10-101
388-555-1300	NEW	98-15-054	391-25-210	AMD-P	98-10-101	391-45-430	AMD	98-14-112
388-555-1350	NEW-P	98-07-050	391-25-210	AMD	98-14-112	391-55	PREP	98-04-049
388-555-1350	NEW-E	98-07-052	391-25-220	AMD-P	98-10-101	391-55-245	AMD-P	98-10-101
388-555-1350	NEW-S	98-10-107	391-25-220	AMD	98-14-112	391-55-245	AMD	98-14-112
388-555-1350	NEW	98-15-054	391-25-230	AMD-P	98-10-101	391-55-345	AMD-P	98-10-101
388-555-1400	NEW-P	98-07-050	391-25-230	AMD	98-14-112	391-55-345	AMD	98-14-112
388-555-1400	NEW-E	98-07-052	391-25-250	AMD-P	98-10-101	391-95	PREP	98-04-049
388-555-1400	NEW-S	98-10-107	391-25-250	AMD	98-14-112	391-95-070	AMD-P	98-10-101
388-555-1400	NEW	98-15-054	391-25-270	AMD-P	98-10-101	391-95-070	AMD	98-14-112
388-555-1450	NEW-S	98-10-107	391-25-270	AMD	98-14-112	391-95-090	AMD-P	98-10-101
388-555-1450	NEW	98-15-054	391-25-350	AMD-P	98-10-101	391-95-090	AMD	98-14-112
390-05-400	AMD-P	98-05-107	391-25-350	AMD	98-14-112	391-95-150	AMD-P	98-10-101
390-05-400	AMD	98-08-069	391-25-370	AMD-P	98-10-101	391-95-150	AMD	98-14-112
390-13-100	PREP	98-06-051	391-25-370	AMD	98-14-112	391-95-230	AMD-P	98-10-101
390-13-100	AMD-P	98-09-021	391-25-390	AMD-P	98-10-101	391-95-230	AMD	98-14-112
390-13-100	AMD	98-12-038	391-25-390	AMD	98-14-112	391-95-250	AMD-P	98-10-101
390-16-200	PREP	98-06-052	391-25-391	AMD-P	98-10-101	391-95-250	AMD	98-14-112
390-16-200	REP-P	98-09-020	391-25-391	AMD	98-14-112	391-95-260	AMD-P	98-10-101
390-16-200	REP	98-12-036	391-25-410	AMD-P	98-10-101	391-95-260	AMD	98-14-112
390-16-207	PREP	98-06-053	391-25-410	AMD	98-14-112	391-95-270	AMD-P	98-10-101
390-16-207	AMD-P	98-09-019	391-25-450	AMD-P	98-10-101	391-95-270	AMD	98-14-112
390-16-207	AMD	98-12-034	391-25-450	AMD	98-14-112	391-95-280	REP-P	98-10-101
390-17-205	PREP	98-06-054	391-25-590	AMD-P	98-10-101	391-95-280	REP	98-14-112
390-17-205	REP-P	98-09-018	391-25-590	AMD	98-14-112	391-95-290	AMD-P	98-10-101
390-17-205	REP	98-12-035	391-25-630	AMD-P	98-10-101	391-95-290	AMD	98-14-112
390-17-400	PREP	98-03-072	391-25-630	AMD	98-14-112	392-115-005	AMD	98-05-008
390-17-400	AMD-P	98-19-111	391-25-650	AMD-P	98-10-101	392-115-010	AMD	98-05-008
390-17-400	AMD	98-23-016	391-25-650	AMD	98-14-112	392-115-015	AMD	98-05-008
390-17-405	PREP	98-06-055	391-25-660	NEW-P	98-10-101	392-115-020	AMD	98-05-008
390-17-405	AMD-P	98-09-017	391-25-660	NEW	98-14-112	392-115-025	AMD	98-05-008
390-17-405	AMD	98-12-037	391-25-670	AMD-P	98-10-101	392-115-045	AMD	98-05-008
391-08	PREP	98-04-049	391-25-670	AMD	98-14-112	392-115-050	AMD	98-05-008
391-08-001	AMD-P	98-10-101	391-35	PREP	98-04-049	392-115-055	AMD	98-05-008
391-08-001	AMD	98-14-112	391-35-030	AMD-P	98-10-101	392-115-060	AMD	98-05-008
391-08-100	AMD-P	98-10-101	391-35-030	AMD	98-14-112	392-115-065	AMD	98-05-008
391-08-100	AMD	98-14-112	391-35-170	AMD-P	98-10-101	392-115-085	AMD	98-05-008
391-08-120	AMD-P	98-10-101	391-35-170	AMD	98-14-112	392-115-090	AMD	98-05-008
391-08-120	AMD	98-14-112	391-35-190	AMD-P	98-10-101	392-115-110	AMD	98-05-008
391-08-180	AMD-P	98-10-101	391-35-190	AMD	98-14-112	392-115-115	AMD	98-05-008
391-08-180	AMD	98-14-112	391-35-210	AMD-P	98-10-101	392-115-120	AMD	98-05-008
391-08-230	AMD-P	98-10-101	391-35-210	AMD	98-14-112	392-115-125	AMD	98-05-008
391-08-230	AMD	98-14-112	391-35-230	REP-P	98-10-101	392-115-130	AMD	98-05-008
391-08-300	AMD-P	98-10-101	391-35-230	REP	98-14-112	392-115-151	NEW	98-05-008
391-08-300	AMD	98-14-112	391-35-250	AMD-P	98-10-101	392-115-155	AMD	98-05-008
391-08-310	AMD-P	98-10-101	391-35-250	AMD	98-14-112	392-121-10603	REP-P	98-24-118
391-08-310	AMD	98-14-112	391-45	PREP	98-04-049	392-121-10604	REP-P	98-24-118
391-08-315	AMD-P	98-10-101	391-45-030	AMD-P	98-10-101	392-121-107	AMD-P	98-24-118
391-08-315	AMD	98-14-112	391-45-030	AMD	98-14-112	392-121-124	NEW-P	98-03-066
391-08-520	NEW-P	98-10-101	391-45-110	AMD-P	98-10-101	392-121-124	NEW	98-07-060
391-08-520	NEW	98-14-112	391-45-110	AMD	98-14-112	392-121-138	AMD-P	98-03-066
391-08-630	AMD-P	98-10-101	391-45-190	AMD-P	98-10-101	392-121-138	AMD	98-07-060
391-08-630	AMD	98-14-112	391-45-190	AMD	98-14-112	392-121-182	AMD-W	98-04-070
391-08-640	NEW-P	98-10-101	391-45-250	AMD-P	98-10-101	392-121-182	PREP	98-21-020
391-08-640	NEW	98-14-112	391-45-250	AMD	98-14-112	392-121-182	AMD-P	98-24-118
391-08-800	AMD-P	98-10-101	391-45-290	AMD-P	98-10-101	392-121-183	REP-P	98-24-118
391-08-800	AMD	98-14-112	391-45-290	AMD	98-14-112	392-121-188	AMD-P	98-24-118
391-08-810	AMD-P	98-10-101	391-45-310	AMD-P	98-10-101	392-121-201	AMD-P	98-24-118
391-08-810	AMD	98-14-112	391-45-310	AMD	98-14-112	392-121-206	AMD-P	98-24-118
391-25	PREP	98-04-049	391-45-330	AMD-P	98-10-101	392-121-210	AMD-P	98-24-118
391-25-050	AMD-P	98-10-101	391-45-330	AMD	98-14-112	392-121-550	NEW-P	98-16-106

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
392-121-550	NEW	98-21-066	392-126-087	NEW	98-24-043	392-139-310	AMD	98-08-096
392-121-552	NEW-P	98-16-106	392-126-090	AMD-P	98-16-055	392-139-320	AMD-P	98-05-040
392-121-552	NEW	98-21-066	392-126-090	AMD	98-24-043	392-139-320	AMD	98-08-096
392-121-554	NEW-P	98-16-106	392-126-092	NEW-P	98-16-055	392-139-611	REP-P	98-05-040
392-121-554	NEW	98-21-066	392-126-092	NEW	98-24-043	392-139-611	REP	98-08-096
392-121-556	NEW-P	98-16-106	392-134-005	AMD-W	98-04-070	392-139-616	REP-P	98-05-040
392-121-556	NEW	98-21-066	392-134-010	AMD-W	98-04-070	392-139-616	REP	98-08-096
392-121-558	NEW-P	98-16-106	392-134-020	AMD-W	98-04-070	392-139-620	AMD-P	98-05-040
392-121-558	NEW	98-21-066	392-134-020	AMD-P	98-24-118	392-139-620	AMD	98-08-096
392-121-560	NEW-P	98-16-106	392-134-025	AMD-W	98-04-070	392-139-621	REP-P	98-05-040
392-121-560	NEW	98-21-066	392-139-007	AMD-P	98-05-040	392-139-621	REP	98-08-096
392-121-562	NEW-P	98-16-106	392-139-007	AMD	98-08-096	392-139-622	NEW-P	98-05-040
392-121-562	NEW	98-21-066	392-139-120	REP-P	98-05-040	392-139-622	NEW	98-08-096
392-121-564	NEW-P	98-16-106	392-139-120	REP	98-08-096	392-139-623	NEW-P	98-05-040
392-121-564	NEW	98-21-066	392-139-122	REP-P	98-05-040	392-139-623	NEW	98-08-096
392-121-566	NEW-P	98-16-106	392-139-122	REP	98-08-096	392-139-625	AMD-P	98-05-040
392-121-566	NEW	98-21-066	392-139-126	REP-P	98-05-040	392-139-625	AMD	98-08-096
392-121-568	NEW-P	98-16-106	392-139-126	REP	98-08-096	392-139-626	REP-P	98-05-040
392-121-568	NEW	98-21-066	392-139-128	REP-P	98-05-040	392-139-626	REP	98-08-096
392-122-205	AMD-P	98-18-093	392-139-128	REP	98-08-096	392-139-660	AMD-P	98-05-040
392-122-205	AMD	98-21-065	392-139-129	REP-P	98-05-040	392-139-660	AMD	98-08-096
392-122-206	AMD-P	98-18-093	392-139-129	REP	98-08-096	392-139-661	NEW-P	98-05-040
392-122-206	AMD	98-21-065	392-139-129	REP	98-08-096	392-139-661	NEW	98-08-096
392-122-207	AMD-P	98-18-093	392-139-130	REP-P	98-05-040	392-139-670	AMD-P	98-05-040
392-122-207	AMD	98-21-065	392-139-130	REP	98-08-096	392-139-670	AMD	98-08-096
392-122-208	NEW-P	98-18-093	392-139-132	REP-P	98-05-040	392-139-676	AMD-P	98-05-040
392-122-208	NEW	98-21-065	392-139-132	REP	98-08-096	392-139-676	AMD	98-08-096
392-122-212	AMD-P	98-18-093	392-139-134	REP-P	98-05-040	392-139-680	REP-P	98-05-040
392-122-212	AMD	98-21-065	392-139-134	REP	98-08-096	392-139-680	REP	98-08-096
392-122-213	AMD-P	98-18-093	392-139-150	REP-P	98-05-040	392-139-681	REP-P	98-05-040
392-122-213	AMD	98-21-065	392-139-150	REP	98-08-096	392-139-681	REP	98-08-096
392-122-220	AMD-P	98-18-093	392-139-152	REP-P	98-05-040	392-139-685	REP-P	98-05-040
392-122-220	AMD	98-21-065	392-139-152	REP	98-08-096	392-139-685	REP	98-08-096
392-122-221	AMD-P	98-18-093	392-139-154	REP-P	98-05-040	392-139-690	REP-P	98-05-040
392-122-221	AMD	98-21-065	392-139-154	REP	98-08-096	392-139-690	REP	98-08-096
392-122-225	AMD-P	98-18-093	392-139-156	REP-P	98-05-040	392-139-691	REP-P	98-05-040
392-122-225	AMD	98-21-065	392-139-156	REP	98-08-096	392-139-691	REP	98-08-096
392-122-235	AMD-P	98-18-093	392-139-158	REP-P	98-05-040	392-140-601	AMD-P	98-04-036
392-122-235	AMD	98-21-065	392-139-158	REP	98-08-096	392-140-601	AMD	98-08-013
392-122-255	AMD-P	98-18-093	392-139-160	REP-P	98-05-040	392-140-602	AMD-P	98-04-036
392-122-255	AMD	98-21-065	392-139-160	REP	98-08-096	392-140-602	AMD	98-08-013
392-122-270	AMD-P	98-18-093	392-139-162	REP-P	98-05-040	392-140-605	AMD-P	98-04-036
392-122-270	AMD	98-21-065	392-139-162	REP	98-08-096	392-140-605	AMD	98-08-013
392-122-275	AMD-P	98-18-093	392-139-164	REP-P	98-05-040	392-140-616	AMD-P	98-04-036
392-122-275	AMD	98-21-065	392-139-164	REP	98-08-096	392-140-616	AMD	98-08-013
392-126	PREP	98-05-038	392-139-168	REP-P	98-05-040	392-140-625	AMD-P	98-04-036
392-126-003	REP-P	98-16-055	392-139-168	REP	98-08-096	392-140-625	AMD	98-08-013
392-126-003	REP	98-24-043	392-139-170	REP-P	98-05-040	392-140-630	NEW-P	98-04-036
392-126-004	AMD-P	98-16-055	392-139-170	REP	98-08-096	392-140-630	NEW	98-08-013
392-126-004	AMD	98-24-043	392-139-172	REP-P	98-05-040	392-140-640	AMD-P	98-04-036
392-126-006	AMD-P	98-16-055	392-139-172	REP	98-08-096	392-140-640	AMD	98-08-013
392-126-006	AMD	98-24-043	392-139-174	REP-P	98-05-040	392-140-656	AMD-P	98-04-036
392-126-010	REP-P	98-16-055	392-139-174	REP	98-08-096	392-140-656	AMD	98-08-013
392-126-010	REP	98-24-043	392-139-176	REP-P	98-05-040	392-140-660	AMD-P	98-04-036
392-126-022	NEW-P	98-16-055	392-139-176	REP	98-08-096	392-140-660	AMD	98-08-013
392-126-022	NEW	98-24-043	392-139-178	REP-P	98-05-040	392-140-665	AMD-P	98-04-036
392-126-040	AMD-P	98-16-055	392-139-178	REP	98-08-096	392-140-665	AMD	98-08-013
392-126-040	AMD	98-24-043	392-139-180	REP-P	98-05-040	392-140-675	AMD-P	98-04-036
392-126-053	NEW-P	98-16-055	392-139-180	REP	98-08-096	392-140-675	AMD	98-08-013
392-126-053	NEW	98-24-043	392-139-182	REP-P	98-05-040	392-140-680	AMD-P	98-04-036
392-126-075	AMD-P	98-16-055	392-139-182	REP	98-08-096	392-140-680	AMD	98-08-013
392-126-075	AMD	98-24-043	392-139-184	REP-P	98-05-040	392-140-685	AMD-P	98-04-036
392-126-080	AMD-P	98-16-055	392-139-184	REP	98-08-096	392-140-685	AMD	98-08-013
392-126-080	AMD	98-24-043	392-139-186	REP-P	98-05-040	392-140-700	NEW-P	98-03-067
392-126-085	AMD-P	98-16-055	392-139-186	REP	98-08-096	392-140-700	NEW	98-07-061
392-126-085	AMD	98-24-043	392-139-215	AMD-P	98-05-040	392-140-701	NEW-P	98-03-067
392-126-087	NEW-P	98-16-055	392-139-215	AMD	98-08-096	392-140-701	NEW	98-07-061
			392-139-310	AMD-P	98-05-040			

Table

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
392-140-702	NEW-P	98-03-067	392-140-810	NEW	98-04-080	399-20-110	AMD	98-24-010
392-140-702	NEW	98-07-061	392-140-812	NEW	98-04-080	399-20-120	AMD-P	98-07-033
392-140-710	NEW-P	98-03-067	392-140-814	NEW	98-04-080	399-20-120	AMD-S	98-18-019
392-140-710	NEW	98-07-061	392-140-816	NEW	98-04-080	399-20-120	AMD	98-24-010
392-140-711	NEW-P	98-03-067	392-140-818	NEW	98-04-080	399-30-010	AMD-S	98-18-019
392-140-711	NEW	98-07-061	392-140-820	NEW	98-04-080	399-30-010	AMD	98-24-010
392-140-712	NEW-P	98-03-067	392-140-822	NEW	98-04-080	399-30-020	AMD-P	98-07-033
392-140-712	NEW	98-07-061	392-140-824	NEW	98-04-080	399-30-020	AMD-S	98-18-019
392-140-713	NEW-P	98-03-067	392-140-826	NEW	98-04-080	399-30-020	AMD	98-24-010
392-140-713	NEW	98-07-061	392-140-828	NEW	98-04-080	399-30-030	AMD-P	98-07-033
392-140-714	NEW-P	98-03-067	392-140-830	NEW	98-04-080	399-30-030	AMD-S	98-18-019
392-140-714	NEW	98-07-061	392-140-832	NEW	98-04-080	399-30-030	AMD	98-24-010
392-140-715	NEW-P	98-03-067	392-140-834	NEW	98-04-080	399-30-040	AMD-S	98-18-019
392-140-715	NEW	98-07-061	392-140-836	NEW	98-04-080	399-30-040	AMD	98-24-010
392-140-716	NEW-P	98-03-067	392-141	PREP	98-09-091	399-30-042	AMD-S	98-18-019
392-140-716	NEW	98-07-061	392-141-146	AMD-P	98-14-011	399-30-042	AMD	98-24-010
392-140-720	NEW-P	98-03-067	392-141-146	AMD	98-17-007	399-30-045	AMD-P	98-07-033
392-140-720	NEW	98-07-061	392-141-148	AMD-P	98-14-011	399-30-045	AMD-S	98-18-019
392-140-721	NEW-P	98-03-067	392-141-148	AMD	98-17-007	399-30-045	AMD	98-24-010
392-140-721	NEW	98-07-061	392-141-150	AMD-P	98-14-011	399-30-050	AMD-S	98-18-019
392-140-722	NEW-P	98-03-067	392-141-150	AMD	98-17-007	399-30-050	AMD	98-24-010
392-140-722	NEW	98-07-061	392-141-152	NEW-P	98-14-011	399-30-060	AMD-P	98-07-033
392-140-723	NEW-P	98-03-067	392-141-152	NEW	98-17-007	399-30-060	AMD-S	98-18-019
392-140-723	NEW	98-07-061	392-141-160	AMD-P	98-14-011	399-30-060	AMD	98-24-010
392-140-724	NEW-P	98-03-067	392-141-160	AMD	98-17-007	399-30-065	AMD-P	98-07-033
392-140-724	NEW	98-07-061	392-170-035	AMD	98-12-002	399-30-065	AMD-S	98-18-019
392-140-725	NEW-P	98-03-067	392-170-036	NEW	98-12-002	399-30-065	AMD	98-24-010
392-140-725	NEW	98-07-061	392-170-037	NEW	98-12-002	415-108-010	AMD	98-09-059
392-140-726	NEW-P	98-03-067	392-170-038	NEW	98-12-002	415-108-0110	NEW	98-09-059
392-140-726	NEW	98-07-061	392-170-042	NEW	98-12-002	415-108-0111	NEW	98-09-059
392-140-727	NEW-P	98-03-067	392-170-047	NEW	98-12-002	415-108-441	NEW	98-09-059
392-140-727	NEW	98-07-061	392-170-050	AMD	98-12-002	415-108-443	NEW	98-09-059
392-140-728	NEW-P	98-03-067	392-170-078	NEW	98-12-002	415-108-445	NEW	98-09-059
392-140-728	NEW	98-07-061	392-170-080	AMD	98-12-002	415-108-450	REP	98-09-059
392-140-730	NEW-P	98-03-067	392-170-090	AMD	98-12-002	415-108-451	NEW	98-09-059
392-140-730	NEW	98-07-061	392-172	PREP	98-05-039	415-108-453	NEW	98-09-059
392-140-731	NEW-P	98-03-067	392-182-020	AMD	98-04-025	415-108-455	NEW	98-09-059
392-140-731	NEW	98-07-061	399-10-010	AMD-P	98-07-033	415-108-456	NEW	98-09-059
392-140-732	NEW-P	98-03-067	399-10-010	AMD-S	98-18-019	415-108-457	NEW	98-09-059
392-140-732	NEW	98-07-061	399-10-010	AMD	98-24-010	415-108-458	NEW	98-09-059
392-140-733	NEW-P	98-03-067	399-10-020	AMD-S	98-18-019	415-108-459	NEW	98-09-059
392-140-733	NEW	98-07-061	399-10-020	AMD	98-24-010	415-108-460	REP	98-09-059
392-140-735	NEW-P	98-03-067	399-10-030	AMD-P	98-07-033	415-108-463	NEW	98-09-059
392-140-735	NEW	98-07-061	399-10-030	AMD-S	98-18-019	415-108-464	NEW	98-09-059
392-140-736	NEW-P	98-03-067	399-10-030	AMD	98-24-010	415-108-465	NEW	98-09-059
392-140-736	NEW	98-07-061	399-20-010	AMD-S	98-18-019	415-108-466	NEW	98-09-059
392-140-740	NEW-P	98-03-067	399-20-010	AMD	98-24-010	415-108-467	NEW	98-09-059
392-140-740	NEW	98-07-061	399-20-020	AMD-S	98-18-019	415-108-468	NEW	98-09-059
392-140-741	NEW-P	98-03-067	399-20-020	AMD	98-24-010	415-108-469	NEW	98-09-059
392-140-741	NEW	98-07-061	399-20-030	AMD-S	98-18-019	415-108-475	NEW	98-09-059
392-140-742	NEW-P	98-03-067	399-20-030	AMD	98-24-010	415-108-477	NEW	98-09-059
392-140-742	NEW	98-07-061	399-20-040	AMD-S	98-18-019	415-108-479	NEW	98-09-059
392-140-743	NEW-P	98-03-067	399-20-040	AMD	98-24-010	415-108-482	NEW	98-09-059
392-140-743	NEW	98-07-061	399-20-060	AMD-P	98-07-033	415-108-483	NEW	98-09-059
392-140-744	NEW-P	98-03-067	399-20-060	AMD-S	98-18-019	415-108-484	NEW	98-09-059
392-140-744	NEW	98-07-061	399-20-060	AMD	98-24-010	415-108-487	NEW	98-09-059
392-140-745	NEW-P	98-03-067	399-20-070	AMD-P	98-07-033	415-108-488	NEW	98-09-059
392-140-745	NEW	98-07-061	399-20-070	AMD-S	98-18-019	415-108-490	REP	98-09-059
392-140-746	NEW-P	98-03-067	399-20-070	AMD	98-24-010	415-108-491	NEW	98-09-059
392-140-746	NEW	98-07-061	399-20-080	AMD-S	98-18-019	415-112-445	AMD	98-09-059
392-140-747	NEW-P	98-03-067	399-20-080	AMD	98-24-010	415-112-4608	AMD	98-09-059
392-140-747	NEW	98-07-061	399-20-090	AMD-S	98-18-019	415-112-4609	AMD	98-09-059
392-140-800	NEW	98-04-080	399-20-090	AMD	98-24-010	415-114	AMD-P	98-21-064
392-140-802	NEW	98-04-080	399-20-100	AMD-P	98-07-033	415-114	AMD	98-24-083
392-140-804	NEW	98-04-080	399-20-100	AMD-S	98-18-019	415-114-100	AMD-P	98-21-064
392-140-806	NEW	98-04-080	399-20-100	AMD	98-24-010	415-114-100	AMD	98-24-083
392-140-808	NEW	98-04-080	399-20-110	AMD-S	98-18-019	415-114-200	AMD-P	98-21-064

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
415-114-200	AMD	98-24-083	434-32-010	DECOD	98-08-010	434-81-030	DECOD	98-08-010
415-114-300	REP-P	98-21-064	434-57-010	DECOD	98-08-010	434-81-040	DECOD	98-08-010
415-114-300	REP	98-24-083	434-57-020	DECOD	98-08-010	434-81-050	DECOD	98-08-010
415-114-400	AMD-P	98-21-064	434-57-030	DECOD	98-08-010	434-81-060	DECOD	98-08-010
415-114-400	AMD	98-24-083	434-57-040	DECOD	98-08-010	434-81-070	DECOD	98-08-010
415-114-500	REP-P	98-21-064	434-57-050	DECOD	98-08-010	434-81-080	DECOD	98-08-010
415-114-500	REP	98-24-083	434-57-070	DECOD	98-08-010	434-81-090	DECOD	98-08-010
415-114-550	REP-P	98-21-064	434-57-080	DECOD	98-08-010	434-81-100	DECOD	98-08-010
415-114-550	REP	98-24-083	434-57-090	DECOD	98-08-010	434-91-010	DECOD	98-08-010
415-114-600	REP-P	98-21-064	434-57-100	DECOD	98-08-010	434-91-020	DECOD	98-08-010
415-114-600	REP	98-24-083	434-57-120	DECOD	98-08-010	434-91-030	DECOD	98-08-010
415-114-700	AMD-P	98-21-064	434-57-130	DECOD	98-08-010	434-91-040	DECOD	98-08-010
415-114-700	AMD	98-24-083	434-57-150	DECOD	98-08-010	434-91-050	DECOD	98-08-010
415-512-015	AMD-P	98-15-098	434-60-010	DECOD	98-08-010	434-91-060	DECOD	98-08-010
415-512-015	AMD	98-20-047	434-60-020	DECOD	98-08-010	434-91-070	DECOD	98-08-010
415-512-020	AMD-P	98-15-098	434-60-030	DECOD	98-08-010	434-91-080	DECOD	98-08-010
415-512-020	AMD	98-20-047	434-60-040	DECOD	98-08-010	434-91-090	DECOD	98-08-010
415-512-030	AMD-P	98-15-098	434-60-050	DECOD	98-08-010	434-91-100	DECOD	98-08-010
415-512-030	AMD	98-20-047	434-60-060	DECOD	98-08-010	434-91-110	DECOD	98-08-010
415-512-050	AMD-P	98-15-098	434-60-070	DECOD	98-08-010	434-91-120	DECOD	98-08-010
415-512-050	AMD	98-20-047	434-60-080	DECOD	98-08-010	434-91-130	DECOD	98-08-010
415-512-070	AMD-P	98-15-098	434-60-090	DECOD	98-08-010	434-91-140	DECOD	98-08-010
415-512-070	AMD	98-20-047	434-60-100	DECOD	98-08-010	434-91-150	DECOD	98-08-010
415-512-075	AMD-P	98-15-098	434-60-110	DECOD	98-08-010	434-91-160	DECOD	98-08-010
415-512-075	AMD	98-20-047	434-60-120	DECOD	98-08-010	434-91-170	DECOD	98-08-010
415-512-080	AMD-P	98-15-098	434-60-130	DECOD	98-08-010	434-110-060	AMD-E	98-13-042
415-512-080	AMD	98-20-047	434-60-140	DECOD	98-08-010	434-110-060	AMD-XA	98-13-099
415-512-090	AMD-P	98-15-098	434-60-150	DECOD	98-08-010	434-110-060	AMD	98-17-075
415-512-090	AMD	98-20-047	434-60-160	DECOD	98-08-010	434-120-300	AMD-P	98-13-098
415-512-095	NEW-P	98-15-098	434-60-170	DECOD	98-08-010	434-120-300	AMD	98-18-034
415-512-095	NEW	98-20-047	434-60-180	DECOD	98-08-010	434-120-305	AMD-P	98-13-098
415-512-110	AMD-P	98-15-098	434-60-190	DECOD	98-08-010	434-120-305	AMD	98-18-034
415-512-110	AMD	98-20-047	434-60-200	DECOD	98-08-010	434-120-310	AMD-P	98-13-098
415-524-010	AMD-P	98-15-098	434-60-210	DECOD	98-08-010	434-120-310	AMD	98-18-034
415-524-010	AMD	98-20-047	434-60-215	DECOD	98-08-010	434-120-315	REP-P	98-13-098
415-544-010	AMD-P	98-15-098	434-60-220	DECOD	98-08-010	434-120-315	REP	98-18-034
415-544-010	AMD	98-20-047	434-60-230	DECOD	98-08-010	434-120-317	REP-P	98-13-098
415-548-010	AMD-P	98-15-098	434-60-240	DECOD	98-08-010	434-120-317	REP	98-18-034
415-548-010	AMD	98-20-047	434-60-250	DECOD	98-08-010	434-120-320	AMD-P	98-13-098
415-560-010	AMD-P	98-15-098	434-60-260	DECOD	98-08-010	434-120-320	AMD	98-18-034
415-560-010	AMD	98-20-047	434-60-270	DECOD	98-08-010	434-120-335	REP-P	98-13-098
434-08-010	DECOD	98-08-010	434-60-280	DECOD	98-08-010	434-120-335	REP	98-18-034
434-08-020	DECOD	98-08-010	434-60-290	DECOD	98-08-010	434-120-340	REP-P	98-13-098
434-08-030	DECOD	98-08-010	434-60-300	DECOD	98-08-010	434-120-340	REP	98-18-034
434-08-040	DECOD	98-08-010	434-60-310	DECOD	98-08-010	434-120-350	REP-P	98-13-098
434-08-050	DECOD	98-08-010	434-60-320	DECOD	98-08-010	434-120-350	REP	98-18-034
434-08-060	DECOD	98-08-010	434-60-330	DECOD	98-08-010	434-180-130	AMD-P	98-13-100
434-08-070	DECOD	98-08-010	434-60-340	DECOD	98-08-010	434-180-130	AMD	98-16-031
434-08-080	DECOD	98-08-010	434-60-350	DECOD	98-08-010	434-180-200	AMD-P	98-13-100
434-08-090	DECOD	98-08-010	434-69-005	DECOD	98-08-010	434-180-200	AMD	98-16-031
434-24-065	DECOD	98-08-010	434-69-010	DECOD	98-08-010	434-180-203	NEW-P	98-13-100
434-26-005	DECOD	98-08-010	434-69-020	DECOD	98-08-010	434-180-203	NEW	98-16-031
434-26-010	DECOD	98-08-010	434-69-030	DECOD	98-08-010	434-180-215	AMD-P	98-13-100
434-26-015	DECOD	98-08-010	434-69-040	DECOD	98-08-010	434-180-215	AMD	98-16-031
434-26-020	DECOD	98-08-010	434-69-050	DECOD	98-08-010	434-180-215	AMD-XA	98-22-112
434-26-025	DECOD	98-08-010	434-69-060	DECOD	98-08-010	434-180-235	REP-P	98-13-100
434-26-030	DECOD	98-08-010	434-69-070	DECOD	98-08-010	434-180-235	REP	98-16-031
434-26-035	DECOD	98-08-010	434-69-080	DECOD	98-08-010	434-180-240	AMD-P	98-13-100
434-26-040	DECOD	98-08-010	434-80-010	DECOD	98-08-010	434-180-240	AMD	98-16-031
434-26-045	DECOD	98-08-010	434-80-020	DECOD	98-08-010	434-180-245	AMD-P	98-13-100
434-26-050	DECOD	98-08-010	434-80-030	DECOD	98-08-010	434-180-245	AMD	98-16-031
434-26-055	DECOD	98-08-010	434-80-040	DECOD	98-08-010	434-180-265	AMD-XA	98-22-113
434-26-060	DECOD	98-08-010	434-80-050	DECOD	98-08-010	434-180-360	AMD-XA	98-22-112
434-26-065	DECOD	98-08-010	434-80-060	DECOD	98-08-010	434-208-010	RECOD	98-08-010
434-26-900	DECOD	98-08-010	434-80-070	DECOD	98-08-010	434-208-020	RECOD	98-08-010
434-30-150	AMD	98-03-033	434-81-010	DECOD	98-08-010	434-208-030	RECOD	98-08-010
434-30-150	DECOD	98-03-033	434-81-020	DECOD	98-08-010	434-208-040	RECOD	98-08-010

TABLE



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
434-208-050	RECOD	98-08-010	434-261-080	AMD-E	98-18-041	434-334-165	NEW-E	98-17-029
434-208-060	RECOD	98-08-010	434-291-010	RECOD	98-08-010	434-334-170	NEW-E	98-17-029
434-208-070	RECOD	98-08-010	434-291-020	RECOD	98-08-010	434-334-175	NEW-E	98-17-029
434-208-080	RECOD	98-08-010	434-291-030	RECOD	98-08-010	434-369-005	RECOD	98-08-010
434-208-090	RECOD	98-08-010	434-291-040	RECOD	98-08-010	434-369-010	RECOD	98-08-010
434-230-030	AMD	98-03-033	434-291-050	RECOD	98-08-010	434-369-020	RECOD	98-08-010
434-230-150	RECOD	98-03-033	434-291-060	RECOD	98-08-010	434-369-030	RECOD	98-08-010
434-230-160	AMD	98-03-033	434-291-070	RECOD	98-08-010	434-369-040	RECOD	98-08-010
434-236-090	AMD	98-03-033	434-291-080	RECOD	98-08-010	434-369-050	RECOD	98-08-010
434-236-170	AMD	98-03-033	434-291-090	RECOD	98-08-010	434-369-060	RECOD	98-08-010
434-240-190	AMD	98-03-033	434-291-100	RECOD	98-08-010	434-369-070	RECOD	98-08-010
434-240-205	AMD-E	98-18-041	434-291-110	RECOD	98-08-010	434-369-080	RECOD	98-08-010
434-240-230	AMD	98-03-033	434-291-120	RECOD	98-08-010	434-380-010	RECOD	98-08-010
434-240-235	NEW	98-03-033	434-291-130	RECOD	98-08-010	434-380-020	RECOD	98-08-010
434-240-320	NEW	98-03-033	434-291-140	RECOD	98-08-010	434-380-030	RECOD	98-08-010
434-253-050	AMD	98-03-033	434-291-150	RECOD	98-08-010	434-380-040	RECOD	98-08-010
434-253-110	AMD	98-03-033	434-291-160	RECOD	98-08-010	434-380-050	RECOD	98-08-010
434-257-010	RECOD	98-08-010	434-291-170	RECOD	98-08-010	434-380-060	RECOD	98-08-010
434-257-020	RECOD	98-08-010	434-324-035	AMD	98-03-033	434-380-070	RECOD	98-08-010
434-257-030	RECOD	98-08-010	434-324-050	AMD	98-03-033	434-381-010	RECOD	98-08-010
434-257-040	RECOD	98-08-010	434-324-060	AMD	98-03-033	434-381-020	RECOD	98-08-010
434-257-050	RECOD	98-08-010	434-324-065	RECOD	98-08-010	434-381-030	RECOD	98-08-010
434-257-070	RECOD	98-08-010	434-324-085	AMD	98-03-033	434-381-040	RECOD	98-08-010
434-257-080	RECOD	98-08-010	434-324-095	AMD	98-03-033	434-381-050	RECOD	98-08-010
434-257-090	RECOD	98-08-010	434-324-105	AMD	98-03-033	434-381-060	RECOD	98-08-010
434-257-100	RECOD	98-08-010	434-324-105	REP-E	98-21-044	434-381-070	RECOD	98-08-010
434-257-120	RECOD	98-08-010	434-324-120	AMD	98-03-033	434-381-080	RECOD	98-08-010
434-257-130	RECOD	98-08-010	434-324-130	AMD	98-03-033	434-381-090	RECOD	98-08-010
434-257-150	RECOD	98-08-010	434-326-005	RECOD	98-08-010	434-381-100	RECOD	98-08-010
434-260	PREP	99-01-065	434-326-010	RECOD	98-08-010	434-840-001	AMD-P	98-13-111
434-260-010	RECOD	98-08-010	434-326-015	RECOD	98-08-010	434-840-001	AMD-P	98-14-006
434-260-020	RECOD	98-08-010	434-326-020	RECOD	98-08-010	434-840-001	AMD-W	98-14-009
434-260-030	RECOD	98-08-010	434-326-025	RECOD	98-08-010	434-840-001	AMD	98-19-063
434-260-040	RECOD	98-08-010	434-326-030	RECOD	98-08-010	434-840-005	AMD-P	98-13-111
434-260-050	RECOD	98-08-010	434-326-035	RECOD	98-08-010	434-840-005	AMD-P	98-14-006
434-260-060	RECOD	98-08-010	434-326-040	RECOD	98-08-010	434-840-005	AMD-W	98-14-009
434-260-070	RECOD	98-08-010	434-326-045	RECOD	98-08-010	434-840-005	AMD	98-19-063
434-260-080	RECOD	98-08-010	434-326-050	RECOD	98-08-010	434-840-010	AMD-P	98-13-111
434-260-090	RECOD	98-08-010	434-326-055	RECOD	98-08-010	434-840-010	AMD-P	98-14-006
434-260-100	RECOD	98-08-010	434-326-060	RECOD	98-08-010	434-840-010	AMD-W	98-14-009
434-260-110	RECOD	98-08-010	434-326-065	RECOD	98-08-010	434-840-010	AMD	98-19-063
434-260-120	RECOD	98-08-010	434-326-900	RECOD	98-08-010	434-840-020	AMD-P	98-13-111
434-260-130	RECOD	98-08-010	434-332-010	RECOD	98-08-010	434-840-020	AMD-P	98-14-006
434-260-140	RECOD	98-08-010	434-334-055	AMD-E	98-17-029	434-840-020	AMD-W	98-14-009
434-260-150	RECOD	98-08-010	434-334-063	NEW-E	98-17-029	434-840-020	AMD	98-19-063
434-260-160	RECOD	98-08-010	434-334-065	AMD-E	98-17-029	434-840-030	AMD-P	98-13-111
434-260-170	RECOD	98-08-010	434-334-070	AMD-E	98-17-029	434-840-030	AMD-P	98-14-006
434-260-180	RECOD	98-08-010	434-334-075	AMD-E	98-17-029	434-840-030	AMD-W	98-14-009
434-260-190	RECOD	98-08-010	434-334-080	AMD-E	98-17-029	434-840-030	AMD	98-19-063
434-260-200	RECOD	98-08-010	434-334-080	DECOD-E	98-17-029	434-840-040	AMD-P	98-13-111
434-260-210	RECOD	98-08-010	434-334-082	NEW-E	98-17-029	434-840-040	AMD-P	98-14-006
434-260-215	RECOD	98-08-010	434-334-085	AMD-E	98-17-029	434-840-040	AMD-W	98-14-009
434-260-220	RECOD	98-08-010	434-334-090	AMD-E	98-17-029	434-840-040	AMD	98-19-063
434-260-230	RECOD	98-08-010	434-334-095	AMD-E	98-17-029	434-840-050	REP-P	98-13-111
434-260-240	RECOD	98-08-010	434-334-100	AMD-E	98-17-029	434-840-050	REP-P	98-14-006
434-260-250	RECOD	98-08-010	434-334-105	AMD-E	98-17-029	434-840-050	REP-W	98-14-009
434-260-260	RECOD	98-08-010	434-334-110	AMD-E	98-17-029	434-840-050	REP	98-19-063
434-260-270	RECOD	98-08-010	434-334-115	REP-E	98-17-029	434-840-060	AMD-P	98-13-111
434-260-280	RECOD	98-08-010	434-334-120	RECOD-E	98-17-029	434-840-060	AMD-P	98-14-006
434-260-290	RECOD	98-08-010	434-334-125	NEW-E	98-17-029	434-840-060	AMD-W	98-14-009
434-260-300	RECOD	98-08-010	434-334-130	NEW-E	98-17-029	434-840-060	AMD	98-19-063
434-260-310	RECOD	98-08-010	434-334-135	NEW-E	98-17-029	434-840-070	AMD-P	98-13-111
434-260-320	RECOD	98-08-010	434-334-140	NEW-E	98-17-029	434-840-070	AMD-P	98-14-006
434-260-330	RECOD	98-08-010	434-334-145	NEW-E	98-17-029	434-840-070	AMD-W	98-14-009
434-260-340	RECOD	98-08-010	434-334-150	NEW-E	98-17-029	434-840-070	AMD	98-19-063
434-260-350	RECOD	98-08-010	434-334-155	NEW-E	98-17-029	434-840-080	AMD-P	98-13-111
434-261-005	AMD-E	98-18-041	434-334-160	NEW-E	98-17-029	434-840-080	AMD-P	98-14-006

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
434-840-080	AMD-W	98-14-009	434-840-360	AMD-P	98-14-006	456-10-570	AMD	98-22-040
434-840-080	AMD	98-19-063	434-840-360	AMD-W	98-14-009	458-12-245	REP-XR	98-08-018
434-840-090	REP-P	98-13-111	434-840-360	AMD	98-19-063	458-12-245	REP	98-14-027
434-840-090	REP-P	98-14-006	440-26-010	PREP	98-09-093	458-16-050	REP-XR	98-08-018
434-840-090	REP-W	98-14-009	440-26-010	AMD-P	98-17-066	458-16-050	REP	98-14-028
434-840-090	REP	98-19-063	440-26-010	AMD	98-20-045	458-16-110	PREP	98-07-016
434-840-100	AMD-P	98-13-111	440-26-210	PREP	98-09-093	458-16-110	AMD-P	98-14-084
434-840-100	AMD-P	98-14-006	440-26-210	AMD-P	98-17-066	458-16-110	AMD	98-18-006
434-840-100	AMD-W	98-14-009	440-26-210	AMD	98-20-045	458-16-111	PREP	98-07-016
434-840-100	AMD	98-19-063	440-26-215	PREP	98-09-093	458-16-111	REP-P	98-14-084
434-840-110	AMD-P	98-13-111	440-26-215	NEW-P	98-17-066	458-16-111	REP	98-18-006
434-840-110	AMD-P	98-14-006	440-26-215	NEW	98-20-045	458-16-165	PREP	98-07-016
434-840-110	AMD-W	98-14-009	446-16-070	PREP	98-24-085	458-16-165	AMD-P	98-14-084
434-840-110	AMD	98-19-063	446-16-080	PREP	98-24-085	458-16-165	AMD	98-18-006
434-840-120	REP-P	98-13-111	446-16-100	PREP	98-24-085	458-16-300	PREP	98-07-016
434-840-120	REP-P	98-14-006	446-16-110	PREP	98-24-085	458-16-300	AMD-P	98-14-084
434-840-120	REP-W	98-14-009	446-20-600	PREP	98-24-086	458-16-300	AMD	98-18-006
434-840-120	REP	98-19-063	446-20-610	PREP	98-11-037	458-16-310	PREP	98-07-016
434-840-130	REP-P	98-13-111	446-20-610	AMD-P	98-15-055	458-16-310	AMD-P	98-14-084
434-840-130	REP-P	98-14-006	446-20-610	AMD	98-19-039	458-16-310	AMD	98-18-006
434-840-130	REP-W	98-14-009	446-20-620	REP-XR	98-14-023	458-16A-010	PREP	98-20-086
434-840-130	REP	98-19-063	446-20-620	REP	98-19-041	458-16A-010	AMD-P	98-24-116
434-840-200	AMD-P	98-13-111	446-65-010	AMD-E	98-14-022	458-18-220	AMD-XA	98-20-082
434-840-200	AMD-P	98-14-006	446-65-010	AMD-XA	98-14-024	458-18-220	AMD-XA	99-01-066
434-840-200	AMD-W	98-14-009	446-65-010	AMD	98-19-043	458-20-104	AMD-E	98-02-046
434-840-200	AMD	98-19-063	448-13	PREP	98-17-095	458-20-104	AMD-XA	98-10-123
434-840-210	AMD-P	98-13-111	448-13-030	AMD-P	99-01-012	458-20-104	AMD-E	98-11-006
434-840-210	AMD-P	98-14-006	448-13-040	AMD-P	99-01-012	458-20-104	AMD	98-16-019
434-840-210	AMD-W	98-14-009	448-13-050	AMD-P	99-01-012	458-20-131	PREP	98-20-103
434-840-210	AMD	98-19-063	448-13-065	AMD-P	99-01-012	458-20-167	AMD-XA	98-22-047
434-840-220	AMD-P	98-13-111	448-13-070	AMD-P	99-01-012	458-20-17802	PREP	99-01-090
434-840-220	AMD-P	98-14-006	448-13-080	AMD-P	99-01-012	458-20-183	PREP	98-05-031
434-840-220	AMD-W	98-14-009	448-13-140	AMD-P	99-01-012	458-20-192	PREP	98-07-066
434-840-220	AMD	98-19-063	448-13-170	AMD-P	99-01-012	458-20-192	PREP	98-09-036
434-840-230	AMD-P	98-13-111	448-13-180	AMD-P	99-01-012	458-20-211	PREP	98-15-126
434-840-230	AMD-P	98-14-006	448-13-210	AMD-P	99-01-012	458-20-216	PREP	98-11-083
434-840-230	AMD-W	98-14-009	448-15-010	NEW-P	99-01-011	458-20-222	PREP	98-14-127
434-840-230	AMD	98-19-063	448-15-020	NEW-P	99-01-011	458-20-228	PREP	98-15-127
434-840-240	AMD-P	98-13-111	448-15-030	NEW-P	99-01-011	458-20-229	PREP	98-15-127
434-840-240	AMD-P	98-14-006	448-15-040	NEW-P	99-01-011	458-20-231	AMD-XA	98-22-046
434-840-240	AMD-W	98-14-009	448-15-050	NEW-P	99-01-011	458-20-255	AMD-XA	98-16-018
434-840-240	AMD	98-19-063	448-15-060	NEW-P	99-01-011	458-20-255	AMD	98-20-085
434-840-300	REP-P	98-13-111	456-09-310	AMD-XA	98-16-046	458-20-259	AMD-XA	98-12-004
434-840-300	REP-P	98-14-006	456-09-310	AMD	98-22-039	458-20-259	AMD	98-16-107
434-840-300	REP-W	98-14-009	456-09-320	AMD-XA	98-16-046	458-20-261	PREP	98-19-079
434-840-300	REP	98-19-063	456-09-320	AMD	98-22-039	458-20-262	NEW-P	98-16-025
434-840-310	AMD-P	98-13-111	456-09-325	AMD-XA	98-16-046	458-20-262	NEW	98-24-069
434-840-310	AMD-P	98-14-006	456-09-325	AMD	98-22-039	458-30-262	AMD-XA	98-20-083
434-840-310	AMD-W	98-14-009	456-09-365	AMD-XA	98-16-046	458-30-262	AMD-XA	99-01-067
434-840-310	AMD	98-19-063	456-09-365	AMD	98-22-039	458-30-590	AMD-XA	98-20-084
434-840-320	AMD-P	98-13-111	456-09-410	AMD-XA	98-16-046	458-30-590	AMD-XA	99-01-068
434-840-320	AMD-P	98-14-006	456-09-410	AMD	98-22-039	458-40-540	AMD-P	98-22-036
434-840-320	AMD-W	98-14-009	456-09-430	AMD-XA	98-16-046	458-40-660	PREP	98-05-074
434-840-320	AMD	98-19-063	456-09-430	AMD	98-22-039	458-40-660	AMD-P	98-10-124
434-840-330	AMD-P	98-13-111	456-10-310	AMD-XA	98-16-047	458-40-660	AMD	98-14-083
434-840-330	AMD-P	98-14-006	456-10-310	AMD	98-22-040	458-40-660	PREP	98-19-046
434-840-330	AMD-W	98-14-009	456-10-320	AMD-XA	98-16-047	458-40-660	AMD-P	98-22-038
434-840-330	AMD	98-19-063	456-10-320	AMD	98-22-040	458-50-095	PREP	98-07-015
434-840-340	AMD-P	98-13-111	456-10-325	AMD-XA	98-16-047	458-57-575	NEW-XA	98-22-037
434-840-340	AMD-P	98-14-006	456-10-325	AMD	98-22-040	458-61-090	PREP	98-18-092
434-840-340	AMD-W	98-14-009	456-10-360	AMD-XA	98-16-047	460-10A-00101	AMD-P	98-14-074
434-840-340	AMD	98-19-063	456-10-360	AMD	98-22-040	460-10A-00101	AMD	98-17-013
434-840-350	AMD-P	98-13-111	456-10-410	AMD-XA	98-16-047	460-10A-050	REP-P	98-14-074
434-840-350	AMD-P	98-14-006	456-10-410	AMD	98-22-040	460-10A-050	REP	98-17-013
434-840-350	AMD-W	98-14-009	456-10-430	AMD-XA	98-16-047	460-10A-060	REP-P	98-14-074
434-840-350	AMD	98-19-063	456-10-430	AMD	98-22-040	460-10A-060	REP	98-17-013
434-840-360	AMD-P	98-13-111	456-10-570	AMD-XA	98-16-047	460-10A-130	REP-P	98-14-074

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
460- 10A-130	REP	98-17-013	460- 18A-040	NEW-P	98-15-131	460- 70-020	REP	98-17-058
460- 10A-160	AMD-P	98-14-074	460- 18A-040	NEW	98-18-031	460- 70-025	REP-XR	98-14-072
460- 10A-160	AMD	98-17-013	460- 18A-100	NEW-P	98-15-131	460- 70-025	REP	98-17-058
460- 10A-180	REP-P	98-14-074	460- 18A-100	NEW	98-18-031	460- 70-030	REP-XR	98-14-072
460- 10A-180	REP	98-17-013	460- 21B-060	AMD-XA	99-01-155	460- 70-030	REP	98-17-058
460- 10A-185	REP-P	98-14-074	460- 22B-090	AMD-XA	99-01-155	460- 70-035	REP-XR	98-14-072
460- 10A-185	REP	98-17-013	460- 24A-110	PREP	98-15-124	460- 70-035	REP	98-17-058
460- 10A-190	REP-P	98-14-074	460- 24A-110	NEW-P	98-22-015	460- 70-040	REP-XR	98-14-072
460- 10A-190	REP	98-17-013	460- 24A-145	PREP	98-15-125	460- 70-040	REP	98-17-058
460- 10A-195	REP-P	98-14-074	460- 24A-145	NEW-P	98-22-014	460- 70-045	REP-XR	98-14-072
460- 10A-195	REP	98-17-013	460- 24A-220	PREP	98-15-123	460- 70-045	REP	98-17-058
460- 10A-200	REP-P	98-14-074	460- 24A-220	AMD-P	98-22-016	460- 70-050	REP-XR	98-14-072
460- 10A-200	REP	98-17-013	460- 28A-015	PREP	98-15-109	460- 70-050	REP	98-17-058
460- 10A-205	REP-P	98-14-074	460- 28A-015	AMD-P	98-22-013	460- 70-060	REP-XR	98-14-072
460- 10A-205	REP	98-17-013	460- 32A-400	PREP	98-07-101	460- 70-060	REP	98-17-058
460- 10A-210	REP-P	98-14-074	460- 32A-400	AMD-P	98-15-111	463- 36	PREP	98-23-047
460- 10A-210	REP	98-17-013	460- 32A-400	AMD	98-18-033	463- 42-655	PREP	98-23-047
460- 16A-020	AMD-P	98-14-074	460- 44A-050	PREP	98-07-102	463- 42-665	PREP	98-23-047
460- 16A-020	AMD	98-17-013	460- 44A-050	AMD-P	98-15-110	463- 42-680	PREP	98-23-047
460- 16A-035	REP-P	98-14-074	460- 44A-050	AMD	98-18-032	463- 54-070	AMD-W	98-08-092
460- 16A-035	REP	98-17-013	460- 44A-100	NEW-P	98-14-073	463- 54-070	PREP	98-23-046
460- 16A-075	REP-P	98-14-074	460- 44A-100	NEW	98-17-012	463- 54-080	PREP	98-23-047
460- 16A-075	REP	98-17-013	460- 44A-110	NEW-P	98-14-073	468- 18	PREP	98-16-014
460- 16A-090	REP-P	98-14-074	460- 44A-110	NEW	98-17-012	468- 18	AMD-P	98-21-031
460- 16A-090	REP	98-17-013	460- 44A-500	AMD-P	98-08-055	468- 18	AMD	99-01-121
460- 16A-095	REP-P	98-14-074	460- 44A-500	AMD	98-11-014	468- 18-040	AMD-P	98-21-031
460- 16A-095	REP	98-17-013	460- 44A-501	AMD-P	98-08-055	468- 18-040	AMD	99-01-121
460- 16A-110	REP-P	98-14-074	460- 44A-501	AMD	98-11-014	468- 18-050	AMD-P	98-21-031
460- 16A-110	REP	98-17-013	460- 44A-502	AMD-P	98-08-055	468- 18-050	AMD	99-01-121
460- 16A-111	REP-P	98-14-074	460- 44A-502	AMD	98-11-014	468- 18-060	REP-P	98-21-031
460- 16A-111	REP	98-17-013	460- 44A-503	AMD-P	98-08-055	468- 18-060	REP	99-01-121
460- 16A-115	AMD-P	98-14-074	460- 44A-503	AMD	98-11-014	468- 18-080	REP-P	98-21-031
460- 16A-115	AMD	98-17-013	460- 44A-504	AMD-P	98-08-055	468- 18-080	REP	99-01-121
460- 16A-120	AMD-P	98-14-074	460- 44A-504	PREP	98-09-003	468- 30-030	REP-XR	98-13-060
460- 16A-120	AMD	98-17-013	460- 44A-504	AMD	98-11-014	468- 30-030	REP	98-18-003
460- 16A-150	REP-P	98-14-074	460- 44A-506	AMD-P	98-08-055	468- 34-010	AMD-P	98-19-129
460- 16A-150	REP	98-17-013	460- 44A-506	AMD	98-11-014	468- 34-020	AMD-P	98-19-129
460- 16A-155	REP-P	98-14-074	460- 44A-508	AMD-P	98-08-055	468- 34-100	AMD-P	98-19-129
460- 16A-155	REP	98-17-013	460- 44A-508	AMD	98-11-014	468- 34-120	AMD-P	98-19-129
460- 16A-156	REP-P	98-14-074	460- 52A-010	REP-XR	98-14-071	468- 34-150	AMD-P	98-19-129
460- 16A-156	REP	98-17-013	460- 52A-010	REP	98-17-059	468- 34-330	AMD-P	98-19-129
460- 16A-160	REP-P	98-14-074	460- 52A-030	REP-XR	98-14-071	468- 38-070	AMD-P	98-06-016
460- 16A-160	REP	98-17-013	460- 52A-030	REP	98-17-059	468- 38-070	AMD	98-09-029
460- 16A-165	REP-P	98-14-074	460- 52A-040	REP-XR	98-14-071	468- 38-070	AMD-E	98-12-097
460- 16A-165	REP	98-17-013	460- 52A-040	REP	98-17-059	468- 38-070	PREP	98-14-045
460- 16A-170	REP-P	98-14-074	460- 52A-050	REP-XR	98-14-071	468- 38-070	AMD-P	98-18-026
460- 16A-170	REP	98-17-013	460- 52A-050	REP	98-17-059	468- 38-070	AMD	98-21-019
460- 16A-175	REP-P	98-14-074	460- 52A-060	REP-XR	98-14-071	468- 38-071	AMD-E	98-12-097
460- 16A-175	REP	98-17-013	460- 52A-060	REP	98-17-059	468- 38-071	AMD-P	98-18-026
460- 16A-190	REP-P	98-14-074	460- 60A	PREP	98-14-070	468- 38-071	AMD	98-21-019
460- 16A-190	REP	98-17-013	460- 60A-025	AMD-P	98-17-060	468- 38-110	PREP	98-06-023
460- 16A-205	AMD-P	98-14-074	460- 60A-025	AMD	98-20-028	468- 38-110	AMD-P	98-10-038
460- 16A-205	AMD	98-17-013	460- 60A-040	REP-P	98-17-060	468- 38-110	AMD-S	98-13-101
460- 16A-210	REP-P	98-14-074	460- 60A-040	REP	98-20-028	468- 38-110	AMD	98-16-048
460- 16A-210	REP	98-17-013	460- 60A-045	REP-P	98-17-060	468- 38-110	AMD-E	98-24-061
460- 17A-030	AMD-P	98-14-074	460- 60A-045	REP	98-20-028	468- 38-110	PREP	99-01-013
460- 17A-030	AMD	98-17-013	460- 60A-050	REP-P	98-17-060	468- 38-120	AMD-E	98-08-057
460- 17A-040	AMD-P	98-14-074	460- 60A-050	REP	98-20-028	468- 38-120	PREP	98-08-089
460- 17A-040	AMD	98-17-013	460- 60A-055	REP-P	98-17-060	468- 38-120	AMD-P	98-12-096
460- 17A-070	AMD-P	98-14-074	460- 60A-055	REP	98-20-028	468- 38-120	AMD	98-16-087
460- 17A-070	AMD	98-17-013	460- 70-005	REP-XR	98-14-072	468- 38-160	AMD-E	98-09-090
460- 18A-010	NEW-P	98-15-131	460- 70-005	REP	98-17-058	468- 38-160	PREP	98-10-037
460- 18A-010	NEW	98-18-031	460- 70-010	REP-XR	98-14-072	468- 38-160	AMD-P	98-14-044
460- 18A-020	NEW-P	98-15-131	460- 70-010	REP	98-17-058	468- 38-160	AMD	98-16-088
460- 18A-020	NEW	98-18-031	460- 70-015	REP-XR	98-14-072	468- 38-230	PREP	98-19-007
460- 18A-030	NEW-P	98-15-131	460- 70-015	REP	98-17-058	468- 38-230	AMD-P	98-20-100
460- 18A-030	NEW	98-18-031	460- 70-020	REP-XR	98-14-072	468- 38-230	AMD	98-24-024

**Table of WAC Sections Affected**

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
468-38-260	PREP	98-04-043	468-84-250	REP	98-11-045	468-400-030	NEW-P	98-03-059
468-38-260	AMD-E	98-04-045	468-84-260	REP-P	98-07-005	468-400-030	NEW	98-06-029
468-38-260	AMD-P	98-08-090	468-84-260	REP	98-11-045	468-400-040	NEW-E	98-03-009
468-38-260	AMD	98-12-063	468-84-300	REP-P	98-07-005	468-400-040	NEW-P	98-03-059
468-51	PREP	98-07-049	468-84-300	REP	98-11-045	468-400-040	NEW	98-06-029
468-51-010	AMD-P	98-22-061	468-84-310	REP-P	98-07-005	468-510	PREP	98-04-044
468-51-020	AMD-P	98-22-061	468-84-310	REP	98-11-045	468-510-010	NEW-P	98-08-030
468-51-030	AMD-P	98-22-061	468-84-320	REP-P	98-07-005	468-510-010	NEW	98-12-062
468-51-040	AMD-P	98-22-061	468-84-320	REP	98-11-045	468-510-020	NEW-P	98-08-030
468-51-060	AMD-P	98-22-061	468-85	PREP	98-03-031	468-510-020	NEW	98-12-062
468-51-070	AMD-P	98-22-061	468-85-010	AMD-P	98-07-006	468-550-010	NEW-E	98-15-037
468-51-080	AMD-P	98-22-061	468-85-010	AMD	98-11-046	468-550-010	NEW-P	98-16-049
468-51-090	AMD-P	98-22-061	468-85-015	AMD-P	98-07-006	468-550-010	NEW	98-19-052
468-51-100	AMD-P	98-22-061	468-85-015	AMD	98-11-046	468-550-020	NEW-E	98-15-037
468-51-105	NEW-P	98-22-061	468-85-110	AMD-P	98-07-006	468-550-020	NEW-P	98-16-049
468-51-110	AMD-P	98-22-061	468-85-110	AMD	98-11-046	468-550-020	NEW	98-19-052
468-51-120	AMD-P	98-22-061	468-85-120	AMD-P	98-07-006	468-550-030	NEW-E	98-15-037
468-51-130	AMD-P	98-22-061	468-85-120	AMD	98-11-046	468-550-030	NEW-P	98-16-049
468-51-140	AMD-P	98-22-061	468-85-130	AMD-P	98-07-006	468-550-030	NEW	98-19-052
468-51-150	AMD-P	98-22-061	468-85-130	AMD	98-11-046	468-550-040	NEW-E	98-15-037
468-52	PREP	98-07-048	468-85-210	AMD-P	98-07-006	468-550-040	NEW-P	98-16-049
468-52-020	AMD-P	98-22-060	468-85-210	AMD	98-11-046	468-550-040	NEW	98-19-052
468-52-030	AMD-P	98-22-060	468-85-220	AMD-P	98-07-006	468-550-050	NEW-E	98-15-037
468-52-040	AMD-P	98-22-060	468-85-220	AMD	98-11-046	468-550-050	NEW-P	98-16-049
468-52-050	AMD-P	98-22-060	468-85-230	AMD-P	98-07-006	468-550-050	NEW	98-19-052
468-52-060	AMD-P	98-22-060	468-85-230	AMD	98-11-046	468-550-060	NEW-E	98-15-037
468-52-070	AMD-P	98-22-060	468-85-240	AMD-P	98-07-006	468-550-060	NEW-P	98-16-049
468-54	PREP	98-05-037	468-85-240	AMD	98-11-046	468-550-060	NEW	98-19-052
468-58	PREP	98-10-089	468-85-250	AMD-P	98-07-006	468-550-070	NEW-E	98-15-037
468-72-050	PREP	98-12-095	468-85-250	AMD	98-11-046	468-550-070	NEW-P	98-16-049
468-72-050	AMD-P	98-20-075	468-85-260	REP-P	98-07-006	468-550-070	NEW	98-19-052
468-72-050	AMD	98-24-023	468-85-260	REP	98-11-046	474-10-010	NEW-P	98-14-139
468-82	PREP	98-03-032	468-85-270	REP-P	98-07-006	474-10-020	NEW-P	98-14-139
468-82-010	REP-P	98-07-004	468-85-270	REP	98-11-046	474-10-030	NEW-P	98-14-139
468-82-010	REP	98-11-044	468-85-280	REP-P	98-07-006	474-10-040	NEW-P	98-14-139
468-82-015	REP-P	98-07-004	468-85-280	REP	98-11-046	474-10-050	NEW-P	98-14-139
468-82-015	REP	98-11-044	468-85-290	AMD-P	98-07-006	474-10-060	NEW-P	98-14-139
468-82-110	REP-P	98-07-004	468-85-290	AMD	98-11-046	474-10-070	NEW-P	98-14-139
468-82-110	REP	98-11-044	468-85-310	AMD-P	98-07-006	474-10-080	NEW-P	98-14-139
468-82-120	REP-P	98-07-004	468-85-310	AMD	98-11-046	474-10-090	NEW-P	98-14-139
468-82-120	REP	98-11-044	468-300-010	AMD-P	98-03-050	474-10-100	NEW-P	98-14-139
468-82-200	REP-P	98-07-004	468-300-010	AMD	98-08-051	478-140	PREP	99-01-075
468-82-200	REP	98-11-044	468-300-010	PREP	98-24-112	478-160-015	AMD-P	98-05-066
468-84	PREP	98-03-030	468-300-020	AMD-P	98-03-050	478-160-015	AMD	98-10-048
468-84-010	REP-P	98-07-005	468-300-020	AMD	98-08-051	478-160-095	AMD-P	98-05-066
468-84-010	REP	98-11-045	468-300-020	PREP	98-24-112	478-160-095	AMD	98-10-048
468-84-015	REP-P	98-07-005	468-300-040	AMD-P	98-03-050	478-160-110	AMD-P	98-05-066
468-84-015	REP	98-11-045	468-300-040	AMD	98-08-051	478-160-110	AMD	98-10-048
468-84-110	REP-P	98-07-005	468-300-040	PREP	98-24-112	478-160-120	REP-P	98-05-066
468-84-110	REP	98-11-045	468-300-220	AMD-P	98-03-050	478-160-120	REP	98-10-048
468-84-120	REP-P	98-07-005	468-300-220	AMD	98-08-051	478-160-142	NEW-P	98-05-066
468-84-120	REP	98-11-045	468-300-220	PREP	98-24-112	478-160-142	NEW	98-10-048
468-84-130	REP-P	98-07-005	468-300-700	PREP	98-17-076	478-160-143	NEW-P	98-05-066
468-84-130	REP	98-11-045	468-300-700	AMD-P	98-20-092	478-160-143	NEW	98-10-048
468-84-135	REP-P	98-07-005	468-310	PREP	98-17-036	478-160-150	AMD-P	98-05-066
468-84-135	REP	98-11-045	468-310-010	AMD-P	98-23-019	478-160-150	AMD	98-10-048
468-84-200	REP-P	98-07-005	468-310-020	AMD-P	98-23-019	478-160-246	AMD-P	98-05-066
468-84-200	REP	98-11-045	468-310-050	AMD-P	98-23-019	478-160-246	AMD	98-10-048
468-84-210	REP-P	98-07-005	468-310-060	AMD-P	98-23-019	478-160-270	AMD-P	98-05-066
468-84-210	REP	98-11-045	468-310-100	AMD-P	98-23-019	478-160-270	AMD	98-10-048
468-84-220	REP-P	98-07-005	468-400-010	NEW-E	98-03-009	478-160-275	AMD-P	98-05-066
468-84-220	REP	98-11-045	468-400-010	NEW-E	98-03-059	478-160-275	AMD	98-10-048
468-84-230	REP-P	98-07-005	468-400-010	NEW	98-06-029	478-160-280	AMD-P	98-05-066
468-84-230	REP	98-11-045	468-400-020	NEW-E	98-03-009	478-160-280	AMD	98-10-048
468-84-240	REP-P	98-07-005	468-400-020	NEW-P	98-03-059	478-160-295	AMD-P	98-05-066
468-84-240	REP	98-11-045	468-400-020	NEW	98-06-029	478-160-295	AMD	98-10-048
468-84-250	REP-P	98-07-005	468-400-030	NEW-E	98-03-009	478-210-010	REP-XR	99-01-131

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
478-210-020	REP-XR	99-01-131	480-09-815	AMD-P	98-19-146	480-12-185	REP	99-01-077
479-16-020	PREP	98-24-114	480-09-820	AMD-P	98-19-146	480-12-190	REP-P	98-19-060
479-16-040	PREP	98-24-114	480-09-830	REP-P	98-19-146	480-12-190	REP	99-01-077
479-16-098	PREP	98-24-114	480-12-001	REP-P	98-19-060	480-12-200	REP-P	98-19-060
479-20-007	PREP	98-24-114	480-12-001	REP	99-01-077	480-12-200	REP	99-01-077
479-20-020	PREP	98-24-114	480-12-003	REP-P	98-19-060	480-12-210	REP-P	98-19-060
479-20-025	PREP	98-24-114	480-12-003	REP	99-01-077	480-12-210	REP	99-01-077
479-20-037	PREP	98-24-114	480-12-005	REP-P	98-19-060	480-12-215	REP-P	98-19-060
479-510-410	AMD-E	98-24-049	480-12-005	REP	99-01-077	480-12-215	REP	99-01-077
479-510-420	AMD-E	98-24-049	480-12-010	REP-P	98-19-060	480-12-220	REP-P	98-19-060
479-510-450	NEW-E	98-24-049	480-12-010	REP	99-01-077	480-12-220	REP	99-01-077
479-510-460	NEW-E	98-24-049	480-12-015	REP-P	98-19-060	480-12-235	REP-P	98-19-060
480-09	PREP	98-05-056	480-12-015	REP	99-01-077	480-12-235	REP	99-01-077
480-09-005	NEW-P	98-19-146	480-12-020	REP-P	98-19-060	480-12-250	REP-P	98-19-060
480-09-010	AMD-P	98-19-146	480-12-020	REP	99-01-077	480-12-250	REP	99-01-077
480-09-012	AMD-P	98-19-146	480-12-022	REP-P	98-19-060	480-12-255	REP-P	98-19-060
480-09-100	AMD-P	98-19-146	480-12-022	REP	99-01-077	480-12-255	REP	99-01-077
480-09-101	NEW-P	98-19-146	480-12-025	REP-P	98-19-060	480-12-265	REP-P	98-19-060
480-09-115	AMD-P	98-19-146	480-12-025	REP	99-01-077	480-12-265	REP	99-01-077
480-09-120	AMD-P	98-19-146	480-12-030	REP-P	98-19-060	480-12-270	REP-P	98-19-060
480-09-125	AMD-P	98-19-146	480-12-030	REP	99-01-077	480-12-270	REP	99-01-077
480-09-130	AMD-P	98-19-146	480-12-031	REP-P	98-19-060	480-12-275	REP-P	98-19-060
480-09-135	AMD-P	98-19-146	480-12-031	REP	99-01-077	480-12-275	REP	99-01-077
480-09-140	AMD-P	98-19-146	480-12-033	REP-P	98-19-060	480-12-280	REP-P	98-19-060
480-09-150	AMD-P	98-19-146	480-12-033	REP	99-01-077	480-12-280	REP	99-01-077
480-09-200	AMD-P	98-19-146	480-12-045	REP-P	98-19-060	480-12-285	REP-P	98-19-060
480-09-210	AMD-P	98-19-146	480-12-045	REP	99-01-077	480-12-285	REP	99-01-077
480-09-220	AMD-P	98-19-146	480-12-050	REP-P	98-19-060	480-12-290	REP-P	98-19-060
480-09-230	AMD-P	98-19-146	480-12-050	REP	99-01-077	480-12-290	REP	99-01-077
480-09-340	AMD-P	98-19-146	480-12-065	REP-P	98-19-060	480-12-295	REP-P	98-19-060
480-09-390	AMD-P	98-19-146	480-12-065	REP	99-01-077	480-12-295	REP	99-01-077
480-09-400	AMD-P	98-19-146	480-12-070	REP-P	98-19-060	480-12-300	REP-P	98-19-060
480-09-410	AMD-P	98-19-146	480-12-070	REP	99-01-077	480-12-300	REP	99-01-077
480-09-420	AMD-P	98-19-146	480-12-080	REP-P	98-19-060	480-12-320	REP-P	98-19-060
480-09-425	AMD-P	98-19-146	480-12-080	REP	99-01-077	480-12-320	REP	99-01-077
480-09-426	AMD-P	98-19-146	480-12-081	REP-P	98-19-060	480-12-325	REP-P	98-19-060
480-09-430	AMD-P	98-19-146	480-12-081	REP	99-01-077	480-12-325	REP	99-01-077
480-09-440	AMD-P	98-19-146	480-12-083	REP-P	98-19-060	480-12-330	REP-P	98-19-060
480-09-460	AMD-P	98-19-146	480-12-083	REP	99-01-077	480-12-330	REP	99-01-077
480-09-465	AMD-P	98-19-146	480-12-084	REP-P	98-19-060	480-12-335	REP-P	98-19-060
480-09-466	AMD-P	98-19-146	480-12-084	REP	99-01-077	480-12-335	REP	99-01-077
480-09-467	AMD-P	98-19-146	480-12-100	REP-P	98-19-060	480-12-340	REP-P	98-19-060
480-09-470	AMD-P	98-19-146	480-12-115	REP-P	98-19-060	480-12-340	REP	99-01-077
480-09-475	AMD-P	98-19-146	480-12-115	REP	99-01-077	480-12-345	REP-P	98-19-060
480-09-500	AMD-P	98-19-146	480-12-120	REP-P	98-19-060	480-12-345	REP	99-01-077
480-09-510	AMD-P	98-19-146	480-12-120	REP	99-01-077	480-12-350	REP-P	98-19-060
480-09-530	NEW-P	98-15-094	480-12-121	REP-P	98-19-060	480-12-350	REP	99-01-077
480-09-530	NEW	98-21-042	480-12-121	REP	99-01-077	480-12-355	REP-P	98-19-060
480-09-600	AMD-P	98-19-146	480-12-125	REP-P	98-19-060	480-12-355	REP	99-01-077
480-09-610	AMD-P	98-19-146	480-12-125	REP	99-01-077	480-12-360	REP-P	98-19-060
480-09-620	AMD-P	98-19-146	480-12-126	REP-P	98-19-060	480-12-360	REP	99-01-077
480-09-700	AMD-P	98-19-146	480-12-126	REP	99-01-077	480-12-365	REP-P	98-19-060
480-09-705	AMD-P	98-19-146	480-12-127	REP-P	98-19-060	480-12-365	REP	99-01-077
480-09-710	AMD-P	98-19-146	480-12-127	REP	99-01-077	480-12-370	REP-P	98-19-060
480-09-720	AMD-P	98-19-146	480-12-130	REP-P	98-19-060	480-12-370	REP	99-01-077
480-09-730	AMD-P	98-19-146	480-12-130	REP	99-01-077	480-12-375	REP-P	98-19-060
480-09-735	AMD-P	98-19-146	480-12-135	REP-P	98-19-060	480-12-375	REP	99-01-077
480-09-736	AMD-P	98-19-146	480-12-135	REP	99-01-077	480-12-385	REP-P	98-19-060
480-09-740	AMD-P	98-19-146	480-12-150	REP-P	98-19-060	480-12-385	REP	99-01-077
480-09-745	AMD-P	98-19-146	480-12-150	REP	99-01-077	480-12-395	REP-P	98-19-060
480-09-750	AMD-P	98-19-146	480-12-165	REP-P	98-19-060	480-12-395	REP	99-01-077
480-09-751	AMD-P	98-19-146	480-12-165	REP	99-01-077	480-12-400	REP-P	98-19-060
480-09-760	AMD-P	98-19-146	480-12-170	REP-P	98-19-060	480-12-400	REP	99-01-077
480-09-770	AMD-P	98-19-146	480-12-170	REP	99-01-077	480-12-405	REP-P	98-19-060
480-09-780	AMD-P	98-19-146	480-12-180	REP-P	98-19-060	480-12-405	REP	99-01-077
480-09-800	AMD-P	98-19-146	480-12-180	REP	99-01-077	480-12-410	REP-P	98-19-060
480-09-810	AMD-P	98-19-146	480-12-185	REP-P	98-19-060	480-12-410	REP	99-01-077

TABLE



Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
480-15-850	NEW	99-01-077	480-95-060	REP-XR	98-14-136	480-110-630	NEW-P	98-24-123
480-15-860	NEW-P	98-19-060	480-95-060	REP	98-21-041	480-110-640	NEW-P	98-24-123
480-15-860	NEW	99-01-077	480-95-070	REP-XR	98-14-136	480-110-650	NEW-P	98-24-123
480-15-870	NEW-P	98-19-060	480-95-070	REP	98-21-041	480-110-660	NEW-P	98-24-123
480-15-870	NEW	99-01-077	480-95-080	REP-XR	98-14-136	480-110-670	NEW-P	98-24-123
480-15-880	NEW-P	98-19-060	480-95-080	REP	98-21-041	480-110-680	NEW-P	98-24-123
480-15-880	NEW	99-01-077	480-95-090	REP-XR	98-14-136	480-110-690	NEW-P	98-24-123
480-15-890	NEW-P	98-19-060	480-95-090	REP	98-21-041	480-110-700	NEW-P	98-24-123
480-15-890	NEW	99-01-077	480-95-100	REP-XR	98-14-136	480-110-710	NEW-P	98-24-123
480-15-900	NEW-P	98-19-060	480-95-100	REP	98-21-041	480-110-720	NEW-P	98-24-123
480-15-900	NEW	99-01-077	480-95-110	REP-XR	98-14-136	480-110-730	NEW-P	98-24-123
480-15-910	NEW-P	98-19-060	480-95-110	REP	98-21-041	480-110-740	NEW-P	98-24-123
480-15-910	NEW	99-01-077	480-95-120	REP-XR	98-14-136	480-110-750	NEW-P	98-24-123
480-15-920	NEW-P	98-19-060	480-95-120	REP	98-21-041	480-110-760	NEW-P	98-24-123
480-15-920	NEW	99-01-077	480-95-125	REP-XR	98-14-136	480-110-770	NEW-P	98-24-123
480-15-930	NEW-P	98-19-060	480-95-125	REP	98-21-041	480-110-780	NEW-P	98-24-123
480-15-930	NEW	99-01-077	480-110	PREP	98-05-056	480-110-790	NEW-P	98-24-123
480-15-940	NEW-P	98-19-060	480-110-011	REP-P	98-24-123	480-120-021	AMD-P	98-17-068
480-15-940	NEW	99-01-077	480-110-016	REP-P	98-24-123	480-120-027	AMD	98-04-028
480-60	PREP	98-20-105	480-110-018	REP-P	98-24-123	480-120-045	NEW-P	98-03-011
480-63-010	REP-XR	98-14-135	480-110-021	REP-P	98-24-123	480-120-045	NEW-S	98-12-071
480-63-010	REP	98-21-040	480-110-023	REP-P	98-24-123	480-120-045	NEW-S	98-20-104
480-63-020	REP-XR	98-14-135	480-110-026	REP-P	98-24-123	480-120-045	NEW	99-01-076
480-63-020	REP	98-21-040	480-110-028	REP-P	98-24-123	480-120-052	NEW-P	98-24-124
480-63-030	REP-XR	98-14-135	480-110-031	REP-P	98-24-123	480-120-058	NEW-P	98-24-124
480-63-030	REP	98-21-040	480-110-032	REP-P	98-24-123	480-120-137	REP-P	98-17-068
480-63-040	REP-XR	98-14-135	480-110-036	REP-P	98-24-123	480-120-138	AMD-P	98-17-068
480-63-040	REP	98-21-040	480-110-041	REP-P	98-24-123	480-120-141	AMD-P	98-17-068
480-63-050	REP-XR	98-14-135	480-110-046	REP-P	98-24-123	480-120-142	REP-P	98-17-068
480-63-050	REP	98-21-040	480-110-051	REP-P	98-24-123	480-120-143	REP-P	98-17-068
480-63-060	REP-XR	98-14-135	480-110-056	REP-P	98-24-123	480-120-144	NEW-P	98-18-107
480-63-060	REP	98-21-040	480-110-061	REP-P	98-24-123	480-120-151	NEW-P	98-18-107
480-63-070	REP-XR	98-14-135	480-110-066	REP-P	98-24-123	480-120-152	NEW-P	98-18-107
480-63-070	REP	98-21-040	480-110-071	REP-P	98-24-123	480-120-153	NEW-P	98-18-107
480-63-080	REP-XR	98-14-135	480-110-076	REP-P	98-24-123	480-120-154	NEW-P	98-18-107
480-63-080	REP	98-21-040	480-110-081	REP-P	98-24-123	480-120-400	REP-S	98-12-071
480-63-090	REP-XR	98-14-135	480-110-086	REP-P	98-24-123	480-120-400	REP-S	98-20-104
480-63-090	REP	98-21-040	480-110-091	REP-P	98-24-123	480-120-400	REP	99-01-076
480-66	PREP	98-20-105	480-110-096	REP-P	98-24-123	480-120-405	REP-S	98-12-071
480-75-005	AMD-P	98-23-027	480-110-101	REP-P	98-24-123	480-120-405	REP-S	98-20-104
480-75-223	NEW-P	98-23-027	480-110-111	REP-P	98-24-123	480-120-405	REP	99-01-076
480-80-330	AMD	98-04-028	480-110-116	REP-P	98-24-123	480-120-410	REP-S	98-12-071
480-92	PREP	98-06-050	480-110-121	REP-P	98-24-123	480-120-410	REP-S	98-20-104
480-92-011	AMD-P	98-22-110	480-110-126	REP-P	98-24-123	480-120-410	REP	99-01-076
480-92-016	NEW-P	98-22-110	480-110-131	REP-P	98-24-123	480-120-415	REP-S	98-12-071
480-92-021	AMD-P	98-22-110	480-110-136	REP-P	98-24-123	480-120-415	REP-S	98-20-104
480-92-031	AMD-P	98-22-110	480-110-141	REP-P	98-24-123	480-120-415	REP	99-01-076
480-92-041	NEW-P	98-22-110	480-110-146	REP-P	98-24-123	480-120-420	REP-S	98-12-071
480-92-050	AMD-P	98-22-110	480-110-151	REP-P	98-24-123	480-120-420	REP-S	98-20-104
480-92-060	AMD-P	98-22-110	480-110-156	REP-P	98-24-123	480-120-420	REP	99-01-076
480-92-070	AMD-P	98-22-110	480-110-161	REP-P	98-24-123	480-120-425	REP-S	98-12-071
480-92-080	AMD-P	98-22-110	480-110-166	REP-P	98-24-123	480-120-425	REP-S	98-20-104
480-92-090	AMD-P	98-22-110	480-110-171	REP-P	98-24-123	480-120-425	REP	99-01-076
480-92-100	AMD-P	98-22-110	480-110-176	REP-P	98-24-123	480-120-430	REP-S	98-12-071
480-92-110	AMD-P	98-22-110	480-110-500	NEW-P	98-24-123	480-120-430	REP-S	98-20-104
480-93-010	PREP	98-16-011	480-110-510	NEW-P	98-24-123	480-120-430	REP	99-01-076
480-93-010	AMD-P	98-22-111	480-110-520	NEW-P	98-24-123	480-120-435	REP-S	98-12-071
480-95-010	REP-XR	98-14-136	480-110-530	NEW-P	98-24-123	480-120-435	REP-S	98-20-104
480-95-010	REP	98-21-041	480-110-540	NEW-P	98-24-123	480-120-435	REP	99-01-076
480-95-020	REP-XR	98-14-136	480-110-550	NEW-P	98-24-123	480-120-540	NEW-P	98-11-082
480-95-020	REP	98-21-041	480-110-560	NEW-P	98-24-123	480-120-540	NEW	98-19-147
480-95-030	REP-XR	98-14-136	480-110-570	NEW-P	98-24-123	480-121-040	PREP	98-05-055
480-95-030	REP	98-21-041	480-110-580	NEW-P	98-24-123	480-122-020	PREP	98-09-033
480-95-040	REP-XR	98-14-136	480-110-590	NEW-P	98-24-123	480-122-020	AMD-P	98-12-070
480-95-040	REP	98-21-041	480-110-600	NEW-P	98-24-123	480-122-020	AMD	98-18-106
480-95-050	REP-XR	98-14-136	480-110-610	NEW-P	98-24-123	480-122-070	AMD-P	98-12-070
480-95-050	REP	98-21-041	480-110-620	NEW-P	98-24-123	480-122-070	AMD	98-18-106

TABLE

Table of WAC Sections Affected

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
480-123-010	NEW	98-04-028	490-100-030	REP	98-22-033	490-105-070	NEW-P	98-17-052
480-123-015	NEW-P	98-24-125	490-100-035	REP-P	98-17-052	490-105-070	NEW	98-22-033
480-123-020	NEW-P	98-24-125	490-100-035	REP	98-22-033	490-105-080	NEW-P	98-17-052
480-123-030	NEW-P	98-24-125	490-100-040	REP-P	98-17-052	490-105-080	NEW	98-22-033
480-123-040	NEW-P	98-24-125	490-100-040	REP	98-22-033	490-105-090	NEW-P	98-17-052
480-123-050	NEW-P	98-24-125	490-100-050	REP-P	98-17-052	490-105-090	NEW	98-22-033
480-123-060	NEW-P	98-24-125	490-100-050	REP	98-22-033	490-105-100	NEW-P	98-17-052
480-123-070	NEW-P	98-24-125	490-100-060	REP-P	98-17-052	490-105-100	NEW	98-22-033
480-123-080	NEW-P	98-24-125	490-100-060	REP	98-22-033	490-105-110	NEW-P	98-17-052
480-123-085	NEW-P	98-24-125	490-100-070	REP-P	98-17-052	490-105-110	NEW	98-22-033
480-123-090	NEW-P	98-24-125	490-100-070	REP	98-22-033	490-105-120	NEW-P	98-17-052
480-123-100	NEW-P	98-24-125	490-100-080	REP-P	98-17-052	490-105-120	NEW	98-22-033
480-123-110	NEW-P	98-24-125	490-100-080	REP	98-22-033	490-105-130	NEW-P	98-17-052
480-123-120	NEW-P	98-24-125	490-100-080	REP	98-22-033	490-105-130	NEW	98-22-033
480-123-120	NEW-P	98-24-125	490-100-090	REP-P	98-17-052	490-105-140	NEW-P	98-17-052
480-123-130	NEW-P	98-24-125	490-100-090	REP	98-22-033	490-105-140	NEW	98-22-033
480-123-140	NEW-P	98-24-125	490-100-100	REP-P	98-17-052	490-105-140	NEW	98-22-033
480-123-150	NEW-P	98-24-125	490-100-100	REP	98-22-033	490-105-150	NEW-P	98-17-052
480-123-160	NEW-P	98-24-125	490-100-105	REP-P	98-17-052	490-105-150	NEW	98-22-033
480-123-170	NEW-P	98-24-125	490-100-105	REP	98-22-033	490-105-160	NEW-P	98-17-052
480-123-180	NEW-P	98-24-125	490-100-110	REP-P	98-17-052	490-105-160	NEW	98-22-033
480-123-190	NEW-P	98-24-125	490-100-110	REP	98-22-033	490-105-170	NEW-P	98-17-052
480-123-200	NEW-P	98-24-125	490-100-110	REP	98-22-033	490-105-170	NEW	98-22-033
480-123-210	NEW-P	98-24-125	490-100-120	REP-P	98-17-052	490-105-180	NEW-P	98-17-052
480-123-220	NEW-P	98-24-125	490-100-120	REP	98-22-033	490-105-180	NEW	98-22-033
480-123-230	NEW-P	98-24-125	490-100-130	REP-P	98-17-052	490-105-190	NEW-P	98-17-052
480-123-240	NEW-P	98-24-125	490-100-130	REP	98-22-033	490-105-190	NEW	98-22-033
480-123-250	NEW-P	98-24-125	490-100-135	REP-P	98-17-052	490-105-200	NEW-P	98-17-052
480-123-260	NEW-P	98-24-125	490-100-135	REP	98-22-033	490-105-200	NEW	98-22-033
480-123-270	NEW-P	98-24-125	490-100-140	REP-P	98-17-052	490-105-210	NEW-P	98-17-052
480-123-280	NEW-P	98-24-125	490-100-140	REP	98-22-033	490-105-210	NEW	98-22-033
480-123-280	NEW-P	98-24-125	490-100-150	REP-P	98-17-052	490-105-220	NEW-P	98-17-052
480-123-290	NEW-P	98-24-125	490-100-150	REP	98-22-033	490-105-220	NEW	98-22-033
480-123-300	NEW-P	98-24-125	490-100-160	REP-P	98-17-052	490-105-230	NEW-P	98-17-052
480-123-310	NEW-P	98-24-125	490-100-160	REP	98-22-033	490-105-230	NEW	98-22-033
480-123-320	NEW-P	98-24-125	490-100-170	REP-P	98-17-052	495D-104-010	AMD-P	98-06-020
480-123-330	NEW-P	98-24-125	490-100-170	REP	98-22-033	495D-104-010	AMD	98-09-031
480-123-340	NEW-P	98-24-125	490-100-180	REP-P	98-17-052	495E-104-010	REP	98-02-037
480-123-350	NEW-P	98-24-125	490-100-180	REP	98-22-033	516-13	PREP	98-20-041
480-123-360	NEW-P	98-24-125	490-100-190	REP-P	98-17-052	516-13-090	AMD-E	98-21-008
480-123-370	NEW-P	98-24-125	490-100-190	REP	98-22-033	516-15	PREP	98-20-041
480-123-380	NEW-P	98-24-125	490-100-200	REP-P	98-17-052	516-15-050	AMD-E	98-21-008
480-123-390	NEW-P	98-24-125	490-100-200	REP	98-22-033	516-56-001	AMD-P	98-05-048
480-123-400	NEW-P	98-24-125	490-100-205	REP-P	98-17-052	516-56-001	AMD	98-14-051
480-123-410	NEW-P	98-24-125	490-100-205	REP	98-22-033	516-56-002	REP-P	98-05-048
480-123-420	NEW-P	98-24-125	490-100-208	REP-P	98-17-052	516-56-002	REP	98-14-051
480-123-430	NEW-P	98-24-125	490-100-208	REP	98-22-033	516-56-010	REP-P	98-05-048
480-123-440	NEW-P	98-24-125	490-100-210	REP-P	98-17-052	516-56-010	REP	98-14-051
480-123-450	NEW-P	98-24-125	490-100-210	REP	98-22-033	516-56-011	REP-P	98-05-048
480-123-460	NEW-P	98-24-125	490-100-220	REP-P	98-17-052	516-56-011	REP	98-14-051
480-123-470	NEW-P	98-24-125	490-100-220	REP	98-22-033	516-56-012	REP-P	98-05-048
480-123-480	NEW-P	98-24-125	490-100-230	REP-P	98-17-052	516-56-012	REP	98-14-051
480-123-490	NEW-P	98-24-125	490-100-230	REP	98-22-033	516-56-020	REP-P	98-05-048
480-123-500	NEW-P	98-24-125	490-100-240	REP-P	98-17-052	516-56-020	REP	98-14-051
480-123-510	NEW-P	98-24-125	490-100-240	REP	98-22-033	516-56-021	REP-P	98-05-048
480-123-520	NEW-P	98-24-125	490-100-250	REP-P	98-17-052	516-56-021	REP	98-14-051
480-123-530	NEW-P	98-24-125	490-100-250	REP	98-22-033	516-56-022	REP-P	98-05-048
480-123-540	NEW-P	98-24-125	490-105-010	NEW-P	98-17-052	516-56-022	REP	98-14-051
480-123-550	NEW-P	98-24-125	490-105-010	NEW	98-22-033	516-56-023	REP-P	98-05-048
480-123-560	NEW-P	98-24-125	490-105-020	NEW-P	98-17-052	516-56-023	REP	98-14-051
480-123-570	NEW-P	98-24-125	490-105-020	NEW	98-22-033	516-56-030	REP-P	98-05-048
480-143	PREP	98-14-137	490-105-030	NEW-P	98-17-052	516-56-030	REP	98-14-051
480-146	PREP	98-14-138	490-105-030	NEW	98-22-033	516-56-040	REP-P	98-05-048
490-100	PREP	98-14-088	490-105-040	NEW-P	98-17-052	516-56-040	REP	98-14-051
490-100-010	REP-P	98-17-052	490-105-040	NEW	98-22-033	516-56-050	REP-P	98-05-048
490-100-010	REP	98-22-033	490-105-050	NEW-P	98-17-052	516-56-050	REP	98-14-051
490-100-015	REP-P	98-17-052	490-105-050	NEW	98-22-033	516-56-060	REP-P	98-05-048
490-100-015	REP	98-22-033	490-105-060	NEW-P	98-17-052	516-56-060	REP	98-14-051
490-100-030	REP-P	98-17-052	490-105-060	NEW	98-22-033			



**Table of WAC Sections Affected**

<b>WAC #</b>	<b>ACTION</b>	<b>WSR #</b>	<b>WAC #</b>	<b>ACTION</b>	<b>WSR #</b>	<b>WAC #</b>	<b>ACTION</b>	<b>WSR #</b>
516-56-070	REP-P	98-05-048						
516-56-070	REP	98-14-051						
516-56-080	REP-P	98-05-048						
516-56-080	REP	98-14-051						
516-56-090	REP-P	98-05-048						
516-56-090	REP	98-14-051						

**TABLE**



## Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

<b>ACCOUNTANCY, BOARD OF</b> Meetings	PREP	99-01-005	<b>COLLEGES AND UNIVERSITIES</b> (See <b>HIGHER EDUCATION COORDINATING BOARD</b> ; names of individual institutions)		
<b>AGRICULTURE, DEPARTMENT OF</b> Alfalfa seed commission meetings	MISC	99-01-037	<b>COLUMBIA BASIN COLLEGE</b> Meetings	MISC	99-01-056
Asparagus commission meetings	MISC	99-01-109	<b>COMMODITY COMMISSIONS</b> (See <b>AGRICULTURE, DEPARTMENT OF</b> )		
Bulb commission meetings	MISC	99-01-017	<b>COMMUNITY AND TECHNICAL COLLEGES, STATE BOARD FOR</b> Meetings	MISC	99-01-045
Fertilizers application rates for commercial fertilizers	PROP	99-01-048	<b>COMMUNITY, TRADE AND ECONOMIC DEVELOPMENT, DEPARTMENT OF</b> Building permit fee	PERM	99-01-089
metals analysis methods	PROP	99-01-048	Public works board meetings	MISC	99-01-091
Fryer commission meetings	MISC	99-01-123	<b>CONVENTION AND TRADE CENTER</b> Meetings	MISC	99-01-044
Mint commission meetings	MISC	99-01-036	<b>COUNTY ROAD ADMINISTRATION BOARD</b> Meetings	MISC	99-01-006
Red raspberry commission grades and packs, standards meetings	PREP	99-01-180	Practice and procedure	PERM	99-01-020
meetings	MISC	99-01-176	Rules coordinator	PERM	99-01-021
Strawberry commission meetings	MISC	99-01-072	Rural arterial program	MISC	99-01-019
Wine commission meetings	MISC	99-01-046		MISC	99-01-021
	MISC	99-01-074	<b>CRIME VICTIMS COMPENSATION</b> (See <b>LABOR AND INDUSTRIES, DEPARTMENT OF</b> )		
<b>ARCHITECTS</b> (See <b>LICENSING, DEPARTMENT OF</b> )			<b>EASTERN WASHINGTON UNIVERSITY</b> Rules coordinator	MISC	99-01-125
<b>ASIAN PACIFIC AMERICAN AFFAIRS, COMMISSION ON</b> Meetings	MISC	99-01-018	<b>ECOLOGY, DEPARTMENT OF</b> Marine safety		
<b>ATTORNEY GENERAL'S OFFICE</b> Notice of request for opinion	MISC	99-01-152	State Environmental Policy Act (SEPA) compliance	EXRE	99-01-087
Opinions			<b>ECONOMIC DEVELOPMENT FINANCE AUTHORITY</b> Meetings	MISC	99-01-041
county clerk's authority to share case information with judicial information system (1998, No. 13)	MISC	99-01-105	<b>EDMONDS COMMUNITY COLLEGE</b> Meetings	MISC	99-01-009
county meetings, authority to ban video or sound recordings (1998, No. 15)	MISC	99-01-107	<b>EDUCATION, STATE BOARD OF</b> Appeal procedures	PERM	99-01-172
public utility districts, authority (1998, No. 14)	MISC	99-01-106	Certification standards	PERM	99-01-174
<b>BELLEVUE COMMUNITY COLLEGE</b> Meetings	MISC	99-01-042	Early childhood special education subject area endorsement	PROP	99-01-171
<b>BELLINGHAM TECHNICAL COLLEGE</b> Meetings	MISC	99-01-002	Marketing education	PERM	99-01-173
	MISC	99-01-108	Transportation state assistance	PROP	99-01-157
<b>BLIND, DEPARTMENT OF SERVICES FOR THE</b> Client services, eligibility	PROP	99-01-022	<b>EMPLOYMENT SECURITY DEPARTMENT</b> Unemployment benefits		
<b>CAPITOL CAMPUS</b> (See <b>GENERAL ADMINISTRATION, DEPARTMENT OF</b> )			application process	PROP	99-01-161
<b>CASCADIA COMMUNITY COLLEGE</b> Meetings	MISC	99-01-047	voluntary quit	PREP	99-01-160
<b>CENTRALIA COLLEGE</b> Meetings	MISC	99-01-071	<b>FINANCIAL INSTITUTIONS, DEPARTMENT OF</b> Securities division		
<b>CHILD SUPPORT</b> (See <b>SOCIAL AND HEALTH SERVICES, DEPARTMENT OF</b> )			dishonest or unethical business practices	EXAD	99-01-155
<b>CHILDREN'S SERVICES</b> (See <b>SOCIAL AND HEALTH SERVICES, DEPARTMENT OF</b> )			Trust companies investments	PERM	99-01-119
<b>CLARK COLLEGE</b> Meetings	MISC	99-01-128	<b>FISH AND WILDLIFE, DEPARTMENT OF</b> <u>Fishing, commercial</u>		
<b>CLARKSTON, PORT OF</b> Meetings	MISC	99-01-081	crab fishery		
			areas and seasons	EMER	99-01-102
			salmon		
			Columbia River below Bonneville	EMER	99-01-146



## Subject/Agency Index

(Citation in bold type refer to material in this issue)

<b>MOTOR VEHICLES</b> (See LICENSING, DEPARTMENT OF; TRANSPORTATION, DEPARTMENT OF; WASHINGTON STATE PATROL; UTILITIES AND TRANSPORTATION COMMISSION)	County road administration board	MISC	99-01-019
	Eastern Washington University	MISC	99-01-125
	Lower Columbia College	MISC	99-01-007
	Veterans affairs, department of	MISC	99-01-130
<b>NURSING CARE</b> (See HEALTH, DEPARTMENT OF)	<b>SEATTLE COMMUNITY COLLEGES</b>		
	Meetings	MISC	99-01-061
<b>OLYMPIC COLLEGE</b>	<b>SECRETARY OF STATE</b>		
Meetings	Elections		
	ballots	PREP	99-01-064
<b>OUTDOOR RECREATION, INTERAGENCY COMMITTEE FOR</b>	county procedures, review	PREP	99-01-065
Off-road vehicle funds	inactive voters, cancellation notice	PREP	99-01-064
	officials, certification	PREP	99-01-065
<b>PARKS AND RECREATION COMMISSION</b>	<b>SECURITIES</b>		
Marine facilities	(See FINANCIAL INSTITUTIONS, DEPARTMENT OF)		
moorage and use			
Meetings	<b>SEX OFFENDER TREATMENT PROVIDER PROGRAM</b>		
	(See HEALTH, DEPARTMENT OF)		
<b>PERSONNEL RESOURCES BOARD</b>	<b>SHORELINE COMMUNITY COLLEGE</b>		
(See PERSONNEL, DEPARTMENT OF)	Meetings	MISC	99-01-126
<b>PERSONNEL, DEPARTMENT OF</b>	<b>SOCIAL AND HEALTH SERVICES, DEPARTMENT OF</b>		
Affirmative action	Aging and adult services administration		
governor's affirmative action policy committee	private duty nursing services	PREP	99-01-165
meetings	Child protective services		
Initiative 200 compliance	investigations, notification and appeal	PREP	99-01-164
	process		
Meetings	Child support, division of		
Probationary period	"most wanted" internet site	PERM	99-01-057
<b>PIERCE COLLEGE</b>	noncompliance penalties	MISC	99-01-030
Meetings	stepparent liability	MISC	99-01-031
<b>PILOTAGE COMMISSIONERS, BOARD OF</b>	Children's administration		
New pilots, limitations	foster homes		
	payment rates	PREP	99-01-114
<b>PROSPECTING</b>	safety requirements	PERM	99-01-059
(See FISH AND WILDLIFE, DEPARTMENT OF)	Indian child welfare	PREP	99-01-166
<b>PUBLIC ASSISTANCE</b>	Economic services administration		
(See SOCIAL AND HEALTH SERVICES, DEPARTMENT OF)	emergency assistance	PREP	99-01-113
<b>PUBLIC DISCLOSURE COMMISSION</b>	need standards	PROP	99-01-029
Rules agenda	SSI program		
	standards of assistance	PROP	99-01-027
<b>PUBLIC EMPLOYMENT RELATIONS COMMISSION</b>		EMER	99-01-028
Rules agenda	Food assistance program		
	eligibility	PROP	99-01-111
<b>PUBLIC WORKS BOARD</b>	noncitizens, eligibility	EMER	99-01-112
(See COMMUNITY, TRADE AND ECONOMIC DEVELOPMENT, DEPARTMENT OF)	utility allowances	PERM	99-01-058
<b>PUGET SOUND AIR POLLUTION CONTROL AGENCY</b>	Medical assistance administration	PERM	99-01-069
Meetings	community spouse needs and family		
	needs allowances	EMER	99-01-168
<b>RADIATION PROTECTION</b>	dental services	PROP	99-01-169
(See HEALTH, DEPARTMENT OF)	hospital services	PROP	99-01-170
<b>REAL ESTATE APPRAISERS</b>	managed care	PREP	99-01-167
(See LICENSING, DEPARTMENT OF)	medically needy, eligibility	EMER	99-01-162
<b>REVENUE, DEPARTMENT OF</b>		PREP	99-01-163
Property tax	WorkFirst		
agricultural land valuation	participation requirements	PROP	99-01-115
inflation rate	<b>SOUTH PUGET SOUND COMMUNITY COLLEGE</b>		
refunds, rate of interest	Meetings	MISC	99-01-073
Rules agenda	<b>SPOKANE COUNTY AIR POLLUTION CONTROL AUTHORITY</b>		
Use tax	Burning restrictions	PROP	99-01-063
advertising materials printed outside state	<b>SPOKANE, COMMUNITY COLLEGES OF</b>		
	Appointing authority, delegation	PROP	99-01-132
<b>RULES COORDINATORS</b>	<b>SUPREME COURT</b>		
(See Issue 99-01 for a complete list of rules coordinators designated as of 12/24/98)	Attorney fees and expenses	MISC	99-01-015
	Judicial information system committee		
	membership	MISC	99-01-016
	Motions, determination	MISC	99-01-015

**Subject/Agency Index**  
(Citation in **bold type** refer to material in this issue)

<b>TACOMA COMMUNITY COLLEGE</b>	
Meetings	MISC 99-01-008
<b>TAX APPEALS, BOARD OF</b>	
Meetings	MISC 99-01-060
<b>TAXATION</b> (See <b>REVENUE, DEPARTMENT OF</b> )	
<b>TOXICOLOGIST, STATE</b>	
Breath alcohol screening test administration	PROP 99-01-011 PROP 99-01-012
<b>TRAFFIC SAFETY COMMISSION</b>	
Meetings	MISC 99-01-035
<b>TRANSPORTATION, DEPARTMENT OF</b>	
City/county project coordination	PERM 99-01-121
Oversize and overweight permits escort vehicles	PREP 99-01-013
Rules agenda	MISC 99-01-053
<b>TRUST COMPANIES</b> (See <b>FINANCIAL INSTITUTIONS, DEPARTMENT OF</b> )	
<b>UNEMPLOYMENT COMPENSATION</b> (See <b>EMPLOYMENT SECURITY DEPARTMENT</b> )	
<b>UNIVERSITY OF WASHINGTON</b>	
Meetings	MISC 99-01-080
Student records disclosure	PREP 99-01-075
Thomas Burke Museum	EXRE 99-01-131
<b>USURY RATES</b> (See inside front cover)	
<b>UTILITIES AND TRANSPORTATION COMMISSION</b>	
Motor carriers household goods	PERM 99-01-077
Telephones subscriber rates, calling areas	PERM 99-01-076
<b>VETERANS AFFAIRS, DEPARTMENT OF</b>	
Rules coordinator	MISC 99-01-130
<b>WALLA WALLA COMMUNITY COLLEGE</b>	
Meetings	MISC 99-01-034 MISC 99-01-062
<b>WASHINGTON STATE LIBRARY</b>	
Library commission meetings	MISC 99-01-078
<b>WASHINGTON STATE PATROL</b>	
Motor vehicles ignition interlock breath alcohol devices	PERM 99-01-156
tire chain use	EXAD 99-01-084
<b>WHATCOM COMMUNITY COLLEGE</b>	
Meetings	MISC 99-01-127
<b>WILDLIFE</b> (See <b>FISH AND WILDLIFE, DEPARTMENT OF</b> )	
<b>WORKERS' COMPENSATION</b> (See <b>LABOR AND INDUSTRIES, DEPARTMENT OF</b> )	
<b>WORKFIRST</b> (See <b>SOCIAL AND HEALTH SERVICES, DEPARTMENT OF</b> )	
<b>YAKIMA REGIONAL CLEAN AIR AUTHORITY</b>	
Compliance and enforcement	PROP 99-01-033
Permits	PROP 99-01-033



# WASHINGTON STATE REGISTER Subscriptions

---

To: Subscription Clerk  
WASHINGTON STATE REGISTER  
Code Reviser's Office  
PO Box 40552  
Olympia, WA 98504-0552  
(360) 786-6369

I would like to order \_\_\_\_\_ subscription(s) to the WASHINGTON STATE REGISTER, at an annual rate of \$210.60, sales tax included (\$195 for state agencies). Enclosed is my check or money order for \$\_\_\_\_\_. All subscriptions run from January through December. Please start my subscription with the January issue of 1999.

NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

THE WASHINGTON STATE REGISTER, published under RCW 34.08.020, is distributed on the first and third Wednesdays of each month. The Register contains the full text of proposed, emergency, and permanently adopted rules of state agencies, executive orders of the governor, notices of public meetings of state agencies, rules of the state supreme court, summaries of attorney general opinions, and juvenile disposition standards that have been filed in the code reviser's office before the closing date for that issue of the Register. A cumulative table of existing sections of the Washington Administrative Code (WAC) affected by a particular agency action guides the user to the proper issue of the Register.

The code reviser's office has established an annual subscription price of \$195 for a Register subscription, and single copies cost \$8.00. Sales tax of 8.0% applies to all sales other than to state agencies. State law requires payment in advance. To subscribe to the Register, please complete the order form above and forward it to the address indicated, accompanied by your check or money order in the amount of \$210.60 (\$195 for state agencies) payable to the code reviser's office.

---

*Send Address Changes to:*

**WASHINGTON STATE REGISTER**  
**(ISSN 0164-6389)**  
**Code Reviser's Office**  
**PO Box 40552**  
**OLYMPIA, WA 98504-0552**

**P E R I O D I C A L S**