Washington State Register

July 19, 2001

OLYMPIA, WASHINGTON

ISSUE 01-14

IN THIS ISSUE

(Subject/Agency index at back of issue)
This issue contains documents officially filed not later than July 5, 2001

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 July 2001 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.

STYLE AND FORMAT OF THE WASHINGTON STATE REGISTER

1. ARRANGEMENT OF THE REGISTER

The Register is arranged in the following eight sections:

(a) **PREPROPOSAL**-includes the Preproposal Statement of Inquiry that will be used to solicit public comments on a general area of proposed rule making before the agency files a formal notice.

(b) **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) **PERMANENT**-includes the full text of permanently adopted rules.

(e) **EMERGENCY**-includes the full text of emergency rules and rescissions.

(f) **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.

(g) **TABLE**-includes a cumulative table of the WAC sections that are affected in the current year.

(h) **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].

2001 - 2002
DATES FOR REGISTER CLOSING, DISTRIBUTION, AND FIRST AGENCY ACTION

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

[1] 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.

[2] 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.

[3] 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.

[4] 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 chapter 25, Laws of 2001 and RCW 1.12.040.

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;

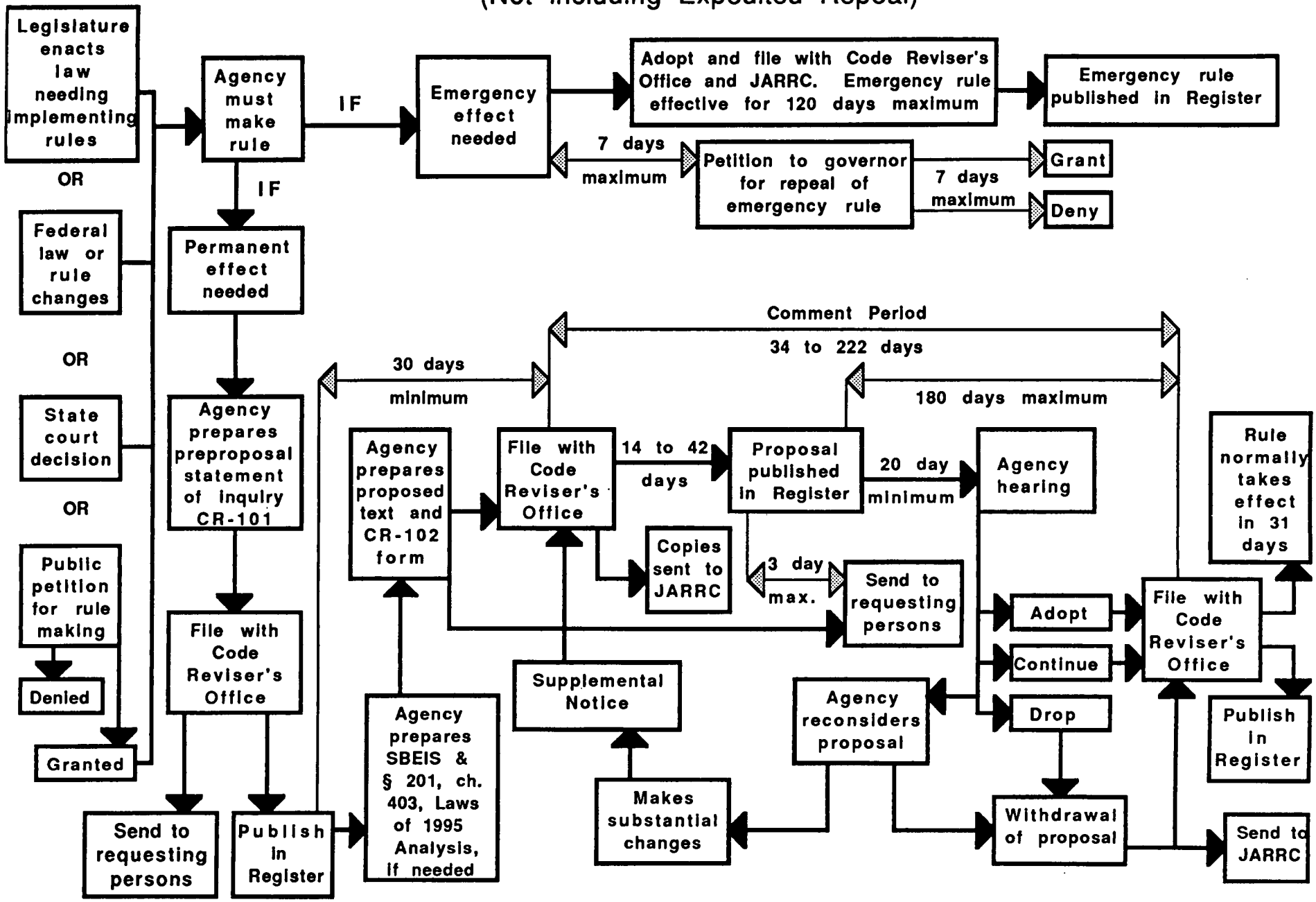
The rule REDUCES costs to business (although an SBEIS may be a useful tool for demonstrating this reduced impact);

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)



7/23/95

WSR 01-14-020
PREPROPOSAL STATEMENT OF INQUIRY
STATE BOARD OF EDUCATION
[Filed June 26, 2001, 11:53 a.m.]

Subject of Possible Rule Making: Chapter 180-57 WAC, Secondary education—Standardized high school transcript.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 28A.305.220.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The proposed amendment(s) will clarify grade point average calculation procedures.

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

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

June 25, 2001
Larry Davis
Executive Director

WSR 01-14-023
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF AGRICULTURE
[Filed June 28, 2001, 8:01 a.m.]

Subject of Possible Rule Making: The state Department of Agriculture is revising the organic standards and certification procedures in order to comply with the newly enacted national organic program. The department is planning on adopting the national organic program in Washington state. The rules that may be amended or repealed in this process include chapters 16-154, 16-156, 16-158, 16-160, 16-162, and 16-164 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: Chapter 15.86 RCW.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The USDA national organic program became effective on April 21, 2001. All organic producers and handlers must meet the requirements of the national organic program by October 21, 2002. The state organic rules need to be amended to comply with the national organic program.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The state Department of Agriculture is working with the USDA national organic program to coordinate changes to the state organic rules.

Process for Developing New Rule: The agency is developing the proposal in coordination with the Organic Advisory Board.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Washington State Department of Agriculture, Organic Food Program, P.O. Box 42560, Olympia, WA 98504-2560, phone (360) 902-1924, fax (360) 902-2087, e-mail mmcevoy@agr.wa.gov. Comments should be made by August 18, 2001.

June 26, 2001
John Daly
Assistant Director

WSR 01-14-043
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH
[Filed June 29, 2001, 1:38 p.m.]

Subject of Possible Rule Making: New category of WAC 246-928-XXX Health care assistants, to implement legislation related to the credentialing of hemodialysis technicians.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.135.030(I), chapter 22, Laws of 2001.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: With the passage of HB 1309 (chapter 22, Laws of 2001), the legislature expressed concerns about the quality of care dialysis patients are receiving due to the lack of uniform training standards for hemodialysis clinical personnel working in renal dialysis facilities in this state. Currently, hemodialysis technicians are trained by the facilities, and most facilities have established training programs providing from six to eight weeks of ongoing training. Training is not standardized and varies among facilities. Some facilities offer no on-site training. Rules need to be developed to include core competencies and minimum training standards for mandatory training programs to be utilized by renal dialysis facilities for training hemodialysis technicians as health care assistants.

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

Process for Developing New Rule: Collaborative rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Tracy Hansen, Program Manager, Health Care Assistants Program, 1300 S.E. Quince Street, Mailstop 47870, Olympia, WA 98504-7870, phone (360) 236-4940, fax (360) 586-0745.

June 29, 2001
M. C. Selecky
Secretary

WSR 01-14-069
WITHDRAWAL OF PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF ECOLOGY

[Filed July 2, 2001, 3:42 p.m.]

The Department of Ecology hereby withdraws Preproposal Statement of Inquiry (CR-101) filed as WSR 95-14-137, filed July 5, 1995, Administrative Order 95-03, chapter 173-518 WAC (new rule), Dungeness River basin water management.

June 29, 2001
Jerome D. Thielen
Regulatory Affairs Manager

WSR 01-14-077
PREPROPOSAL STATEMENT OF INQUIRY
GAMBLING COMMISSION

[Filed July 3, 2001, 12:15 p.m.]

Subject of Possible Rule Making: Card rooms.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 9.46.070.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: To address the operation of card rooms that are operating under Phase II betting levels and are then sold.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Ben Bishop, Deputy Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 438-7640; Ed Fleisher, Deputy Director, P.O. Box 42400, Olympia, WA 98504-2400, (360) 438-7654 ext. 307; and Susan Arland, Rules Coordinator, P.O. Box 42400, Olympia, WA 98504-2400, (360) 438-7654 ext. 374.

Meetings at the Double Tree Hotel/Yakima Valley, 1507 North First Street, Yakima, WA 98901, (509) 248-7850, July 12 and 13, 2001; at the Howard Johnson Plaza Hotel, 3105 Pine Street, Everett, WA 98201, (425) 303-8284, August 9 and 10, 2001; and at the West Coast Ridpath Hotel, 201 West North Drive, Spokane, WA 99201, (509) 459-6100, October 10 and 11, 2001.

July 3, 2001
Susan Arland
Rules Coordinator

WSR 01-14-078
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING

[Filed July 3, 2001, 3:20 p.m.]

Subject of Possible Rule Making: Chapter 308-93 WAC, Vessel registration and certificates of title, to include but not limited to WAC 308-93-010.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 88.02.070, 88.02.100.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rule making may be required as a result of this review in accordance with Executive Order 97-02.

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

Process for Developing New Rule: Negotiated rule making.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting by mail Katherine Iyall Vasquez, Rules Manager, Title and Registration Services, Vehicle Services, Mailstop 48001, P.O. Box 2957, Olympia, WA 98507-2957, or by phone (360) 902-3718, fax (360) 664-0831, TTY (360) 664-8885, e-mail kvasquez@dol.wa.gov.

July 3, 2001
D. McCurley, Administrator
Title and Registration Services

WSR 01-14-084
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LABOR AND INDUSTRIES

[Filed July 5, 2001, 10:18 a.m.]

Subject of Possible Rule Making: Revise chapter 296-20 WAC, General rules; chapter 296-23 WAC, Reimbursement policies; chapter 296-23A WAC, Hospitals and/or possibly a new chapter 296-23B or 296-23C WAC to allow reimbursement of selected outpatient services and supplies through a prospective payment system.

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: Pursuant to the above statutes, the Department of Labor and Industries (L&I) establishes and adopts rules governing administration of the industrial insurance laws. The purpose of the proposed rule changes is to allow the department to implement an outpatient prospective payment system (OPPS) in order to better manage outpatient expenditures, improve consistency of payment policies, improve consistency between payment levels and actual costs of service, establish greater uniformity between state agencies regarding reimbursement methodologies, allow for greater analysis and prediction of utilization and costs, and allow for rate adjustments to be based on more consistent and applicable data.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: L&I is working in coordination with the Health Care Authority (HCA) and the Department of Social and Health Services/Medical Assistance Administration (MAA) to develop and implement an OPPS system and develop rules. L&I is coordinating with MAA in drafting OPPS rules.

Process for Developing New Rule: The department meets regularly with the HCA and the MAA through an interagency work group to develop consistency in health care purchasing rules and policies. External stakeholders had been involved through an outpatient prospective payment technical advisory group (OPPS-TAG) and will continue involvement through the state TAG, meetings of the Washington State Hospital Association and other groups. The proposed rule changes will be presented to a variety of 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 Jim Dick, Department of Labor and Industries, P.O. Box 44322, Olympia, WA 98504-4322, phone (360) 902-5131, fax (360) 902-4249, Internet dija235@lni.wa.gov.

July 5, 2001
Gary L. Moore
Director

WSR 01-14-089
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF LICENSING
[Filed July 5, 2001, 10:46 a.m.]

Subject of Possible Rule Making: Cosmetologist, barbers, manicurists and estheticians rules update to chapter 308-20 WAC.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 18.16.030(2).

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: The department has reviewed and recommends the following:

Repealing WAC 308-20-130, duplicates WAC 308-20-120.

Amend for clarification WAC 308-20-010, 308-20-040, 308-20-090, 308-20-105, 308-20-107, 308-20-110, 308-20-120, 308-20-150, 308-20-155, and 308-20-172.

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 Michael W. Schneider, P.O. Box 9649, Olympia, WA 98507-9649, phone (360) 586-0396, fax (360) 664-2550.

July 5, 2001
Michael Schneider
Deputy Administrator

WSR 01-14-090
PREPROPOSAL STATEMENT OF INQUIRY
DEPARTMENT OF HEALTH
(Board of Pharmacy)
[Filed July 5, 2001, 10:58 a.m.]

Subject of Possible Rule Making: Faxing of schedule II prescriptions for patients in long term care facilities; faxing of prescriptions for injectable schedule II substances that are to be compounded by the pharmacist; and repeal the rule that requires a federal order form for schedule I or II controlled substance.

Statutes Authorizing the Agency to Adopt Rules on this Subject: RCW 69.50.301, 18.64.005(7) and chapter 248, Laws of 2001 legislature.

Reasons Why Rules on this Subject may be Needed and What They Might Accomplish: Rules are needed to implement legislation enacted by the 2001 legislature, SSB 5565, chapter 248, Laws of 2001. The rules will make state law consistent with federal rules and will allow pharmacists to provide patients with needed prescriptions in a timely, efficient manner.

Other Federal and State Agencies that Regulate this Subject and the Process Coordinating the Rule with These Agencies: The Drug Enforcement Administration (DEA). Representatives of the DEA will be invited to participate in rulemaking process.

Process for Developing New Rule: Public meetings and mailings to interested parties.

Interested parties can participate in the decision to adopt the new rule and formulation of the proposed rule before publication by contacting Lisa Salmi, Department of Health, P.O. Box 47863, Olympia, WA 98504-7863, Lisa.Salmi@doh.wa.gov, phone (360) 236-4828, fax (360) 586-4359. Interested persons can participate through meetings and by submitting written comments.

June 19, 2001
D. H. Williams
Executive Director

NO EXPEDITED REPEALS FILED IN THIS ISSUE

WSR 01-12-101
PROPOSED RULES
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
[Filed June 6, 2001, 11:36 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 98-08-084.

Title of Rule: Chapter 388-148 WAC, Licensing requirements for child foster homes, group care programs/facilities and agencies.

Purpose: Clarify the language of the licensing requirements for foster homes, group care programs/facilities and child-placing agencies licensed by Children's Administration, DSHS. The chapter incorporates changes in state and federal law, Children's Administration policy and current practice.

Statutory Authority for Adoption: RCW 74.15.030.

Statute Being Implemented: RCW 74.15.030.

Summary: Change in the format and organization adds to clarity. The major changes have to do with strengthening health and safety requirements regarding exposure to second-hand smoke, water hazards, psychotropic medications, securing a child's belongings; increasing staffing during sleeping hours in group care facilities, raising the age of child care staff; changing language to comply with changes in federal legislation.

Reasons Supporting Proposal: Overall clarity, elimination of duplicative and out-of-date regulations, and effectiveness of the rules affecting foster homes, group care facilities and child-placing agencies will be achieved.

Name of Agency Personnel Responsible for Drafting and Implementation: Jean L. Croisant, P.O. Box 45710, Olympia, WA 98504-5710, (360) 902-7992; and Enforcement: Division of Licensed Resources, Office of Foster Care Licensing, Children's Administration, Department of Social and Health Services.

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 purpose of the chapter is to define the minimum general and specific licensing requirements for foster homes, staffed residential homes, group facilities and child-placing agencies. Foster homes and group care facilities must be regulated to ensure that children experience safe and healthy care while in out-of-home placement.

The anticipated effect will be the overall clarification of the requirements licensing foster homes, group care facilities and child-placing agencies. The more clearly written question and answer format will improve understanding of the rules and consistency of interpretation of the WAC chapter. It is anticipated there will be greater compliance with the rules, more effective monitoring, and fewer corrective action plans needed as a result of the changes.

Proposal Changes the Following Existing Rules: Some of the changes are as follows:

- Clarifying the use of psychotropic drugs.
- Aligning the chapter with federal laws under the Multiethnic Placement Act of 1994 and the Interethnic Adoption Provisions Act of 1996.
- Clarifying the difference between licensing and certification.
- Requiring a child's belongings to be secured for up to thirty days when a child leaves a home or facility, which allows time for the child's personal belongings to be moved to the new placement.
- Addition of the "awake staff" in group care settings where there are more than six children in care; or the focus of the program is behavioral in nature rather than transitional living or when the child's behavior is a risk.
- Expansion of the behavior management policy to include requiring training prior to the use of any physical restraint.
- Prohibiting smoking in any home or facility caring for children and in motor vehicles while transporting children.
- Clarification of capacity for foster homes allowing licensing for up to six foster children with the approval of the department.
- Have the same qualifications for the director, on-site program manager, and child care staff for all group care programs.
- Raising the minimum age of the licensee from eighteen to twenty-one years old.
- Raising the age of child care staff from eighteen to twenty-one years old, unless the person is nineteen or twenty and participation in an internship program with an accredited college or university.
- Reducing the capacity for respite care to comply with the general foster home licensed capacity.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Children's Administration gathered information in the small businesses in each region. A telephone survey was completed on those identified regarding changes in the rules. It was determined from the survey results that their costs would be minor. Therefore, only minor costs will be imposed on small businesses affected by these changes.

The preparation of a comprehensive small business economic impact statement is not required.

RCW 34.05.328 applies to this rule adoption. The proposed rule changes for chapter 388-148 WAC, Licensing requirements for foster homes, group care programs/facilities and agencies, are "significant legislative rules" as defined in RCW 34.05.325 and therefore require a cost benefit analysis (CBA). A copy of the CBA may be requested by contacting Jean L. Croisant, at the Division of Program and Policy Development, Children's Administration, P.O. Box 45710, Olympia, WA 98504-5710, (360) 902-7992, or loje300@dshs.wa.gov.

Hearing Location: The public hearing will be conducted through Department of Information Services videoconference, on August 9, 2001, at 10:00 a.m.; DIS - Interactive Technologies, Yesterday's Village, The 15 West Yakima Avenue Building, 15 West Yakima Avenue, Suite 220, Yakima, WA 98902, (509) 454-7878; at Educational Service District (ESD) 112, 2500 N.E. 65th Avenue, Vancouver, WA

PROPOSED

98661, (360) 750-7500; at 1107 S.W. Grady Way, Suite 112, Renton, WA 98055, (425) 277-7290; at DIS Interactive Technologies, 710 Sleater Kinney Road S.E., Suite Q, Lacey, WA 98504-2445, (360) 407-9487; at 8551 West Gage Boulevard, Suite H, Kennewick, WA 99336, (509) 734-7180; and at 1101 North Argonne, Suite 109, Spokane, WA 99201, (509) 921-2371.

Assistance for Persons with Disabilities: Contact Kelly Cooper, DSHS Rules Coordinator, by August 2, 2001, phone (360) 664-6094, TTY (360) 664-6178, e-mail myercme@dshs.wa.gov.

Submit Written Comments to: Identify WAC Numbers, DSHS Rules Coordinator, Rules and Policies Assistance Unit, P.O. Box 45850, Olympia, WA 98504-5850, fax (360) 664-6185, by August 9, 2001.

Date of Intended Adoption: No sooner than August 10, 2001.

May 30, 2001
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

PROPOSED

Chapter 388-148 WAC

LICENSING REQUIREMENTS FOR CHILD FOSTER HOMES, STAFFED RESIDENTIAL HOMES, GROUP CARE PROGRAMS/FACILITIES, AND AGENCIES

PURPOSE AND DEFINITIONS

NEW SECTION

WAC 388-148-0005 What is the purpose of this chapter? The department issues or denies a license or certification on the basis of compliance with licensing requirements. This chapter defines general and specific licensing requirements for foster homes, group facilities, staffed residential homes, and child-placing agencies. We include licensing requirements for people who operate foster homes, group care programs and facilities, staffed residential homes, and child-placing agencies. In addition, we describe our requirements for specialized services offered in these homes and facilities, including: maternity services, day treatment services, crisis residential centers, services for children with severe developmental disabilities and programs for medically fragile children. Unless noted otherwise, these requirements apply to people who want to be licensed, certified, re-licensed and re-certified.

The department is committed to ensuring that the children who receive care experience health, safety, and well-being. We want these children's experiences to be beneficial to them not only in the short run, but also in the long term. Our licensing requirements reflect our commitment to children.

NEW SECTION

WAC 388-148-0010 What definitions do I need to know to understand this chapter? The following definitions are important to understand these rules:

"Abuse or neglect" means the injury, sexual abuse, sexual exploitation, negligent treatment or mistreatment of a child where the child's health, welfare and safety are harmed.

"Capacity" means the maximum number of children that a home or facility is licensed to care for at a given time.

"Care provider" means any licensed or certified person or organization that provides twenty-four-hour care for children.

"Case manager" means the private agency employee who coordinates the planning efforts of all the persons working on behalf of a child. They are responsible for implementing the child's case plan, assisting in achieving those goals, and assisting with day-to-day problem solving.

"Certification" means:

(1) Department approval of a person, home, or facility that does not legally need to be licensed, but wishes to have evidence that they met the minimum licensing requirements; or

(2) Department licensing of a child-placing agency to certify a foster home and/or a group care program meets licensing requirements.

"Children" or **"youth,"** means individuals who are:

(1) Under eighteen years old, including expectant mothers under eighteen years old; or

(2) Up to twenty-one years of age and enrolled in high school, equivalent course of study, GED, or educational program;

(3) Up to twenty-one years of age with developmental disabilities; or

(4) Up to twenty-one years of age if under the custody of the Washington state juvenile rehabilitation administration.

"Child-placing agency" means an agency licensed to place children for temporary care, continued care or adoption.

"Crisis residential center (CRC)" means an agency under contract with DSHS that provides temporary, protective care to children in a foster home, regular (semi-secure) or secure group setting.

"Compliance agreement" means a written licensing improvement plan to address specific skills, abilities or other issues of a fully licensed home or facility to maintain and/or increase the safety and well-being of children in their care.

"DCFS" means the division of children and family services.

"DDD" means division of developmental disabilities.

"Department" means the department of social and health services (DSHS).

"Developmental disabilities" means the language used by DSHS, division of developmental disabilities as defined in RCW 71A.10.020.

"DLR" means the division of licensed resources.

"Firearms" means guns or weapons, including but not limited to the following: BB guns, pellet guns, air rifles, stun guns, antique guns, bows and arrows, handguns, rifles, and shotguns.

"Foster-adopt" means placement of a child with a foster parent(s) who intends to adopt the child, if possible.

"Foster home or foster family home" means person(s) regularly providing care on a twenty-four-hour basis to one or more children in the person's home.

"Full licensure" means an entity meets the requirements established by the state for licensing or approved as meeting state licensing requirements.

"Group care facility for children" means a location maintained and operated for a group of children on a twenty-four-hour basis.

"Hearing" means the department's administrative review process.

"I" refers to anyone who operates or owns a foster home, staffed residential home, and group facilities, including group homes, child-placing agencies, maternity homes, day treatment centers, and crisis residential centers.

"Infants" means children under one year of age.

"License" means a permit issued by the department affirming that a home or facility meets all the general licensing requirements.

"Licensor" means:

(1) A division of licensed resources (DLR) employee at DSHS who:

(a) Approves licenses or certifications for foster homes and group facilities; and

(b) Monitors homes and facilities to ensure that they continue to meet health and safety requirements.

(2) An employee of a child-placing agency who:

(a) Attests that a foster home and/or group home facility supervised by the child-placing agency meets licensing requirements; and

(b) Monitors the homes and facilities to ensure they continue to meet the licensing standards for the health and safety of the children in care.

(3) The department has the responsibility for final approval of homes and facilities that the child-placing agency certifies as meeting the full licensing standards for children in care.

"Maternity service" means an individual, program or facility providing or arranging for care for:

(1) Expectant mothers before and during pregnancy; and

(2) Mothers and their infants after pregnancy.

These services are provided to mothers who are under eighteen years of age.

"Medically fragile" means the condition of a child who has a chronic illness or severe medical disabilities requiring regular nursing visits, regular medical check-ups, or under a physician's care.

"Multidisciplinary teams (MDT)" means groups formed to assist children who are considered at-risk youth or children in need of services, and their parents.

"Nonambulatory" means not able to walk.

"Nonmobile" refers to children who are not yet walking, are unable to walk, or unable to use a wheelchair or other device to move about freely.

"Out-of-home placement" means a child's placement in a home or facility other than the child's parent, guardian, or legal custodian.

"Premises" means a facility's buildings and adjoining grounds that are managed by a person or agency in charge.

"Probationary license" means a license issued as a disciplinary measure to an individual or agency that has previously been issued a full license but is out of compliance with licensing standards.

"Psychotropic medication" means a type of medicine that is prescribed to affect or alter thought processes, mood, sleep, or behavior. These include anti-psychotic, antidepressants and anti-anxiety medications.

"Relative" means a person who is related to the child as defined in RCW 74.15.020 (4)(a)(i), (ii), (iii), and (iv) only.

"Respite" means brief, relief care provided to foster parents with the respite provider fulfilling some or all of the functions of the care-taking responsibilities of the foster parent.

"Secure facilities" means a crisis residential center that has locking doors and windows, or secured perimeters intended to prevent children from leaving without permission.

"Severe developmental disabilities" means significant disabling, physical and/or mental condition(s) that cause a child to need external support for self-direction, self-support and social participation.

"Social service staff" means child placing agency or group care program staff who is an employee of the agency or hired to provide consultation on developing and implementing the child's individual service and treatment plans.

"Staffed residential home" means a licensed home providing twenty-four-hour care for six or fewer children or expectant mothers. The home may employ staff to care for children or expectant mothers. It may or may not be a family residence.

"We" or **"our"** refers to the department of social and health services, including DLR licensors and DCFS social workers.

"You" refers to anyone who operates a foster home, staffed residential home, and group facilities, including group homes, maternity programs, day treatment programs, crisis residential centers, and child-placing agencies.

NEW SECTION

WAC 388-148-0015 Am I required to have a license to provide care to children? (1) If you regularly provide care to a child who is not related to you, you must get a license from:

(a) Division of licensed resources (DLR) at DSHS; or

(b) A licensed child-placing agency.

(2) The types of homes or facilities that need a license include:

(a) Foster homes;

(b) Group care programs;

(c) Programs for medically fragile children and children with severe developmental disabilities;

(d) Maternity services;

(e) Day treatment programs;

(f) Crisis residential centers;

(g) Staffed residential homes; and

PROPOSED

(h) Child-placing agencies.

Note: Homes and facilities offering maternity services, day treatment, crisis residential centers, services to medically fragile children and/or children with severe developmental disabilities will need to follow the specific program requirements outlined in this chapter as well.

NEW SECTION

WAC 388-148-0020 When is a license not required if I provide care to children? The department does not require licenses for people providing care in any of the situations as defined in RCW 74.15.020(2).

NEW SECTION

WAC 388-148-0025 How do you decide how many children I may serve in my home or facility? (1) The department approves the number of children that a home or facility may serve, based on an evaluation of these factors:

(a) Physical accommodations in your home or facility;

(b) The number of staff, family members and volunteers available for providing care;

(c) Your skills and the skills of your staff; and

(d) The ages and characteristics of the children you are serving.

(2) Based on the evaluation, the department may license you for the care of fewer children than you normally would serve in your category of care.

GENERAL REQUIREMENTS—STAFF QUALIFICATIONS

NEW SECTION

WAC 388-148-0030 How old do I have to be to apply for a license to provide care to children? You must be at least twenty-one years old to apply for a license to provide care to children.

NEW SECTION

WAC 388-148-0035 What personal characteristics do I need to provide care to children? If you are requesting a license, certification, or a position as an employee, volunteer, intern, or contractor in a foster home, group care facility, staffed residential home, or child-placing agency you must have the following specific personal characteristics:

(1) You must demonstrate that you have the understanding, ability, physical health, emotional stability and personality suited to meet the physical, mental, emotional, and social needs of the children under your care.

(2) You must clear our criminal history (chapter 388-06 WAC) and background check prior to having unsupervised access to children.

(3) You must have the ability to furnish the child with a nurturing, respectful, supportive, and responsive environment.

(4) The department may require you to give additional information. We may request this information at any time and it may include, but is not limited to:

(a) Substance and alcohol abuse evaluations and/or documentation of treatment;

(b) Psychiatric evaluations;

(c) Psycho-sexual evaluations; and

(d) Medical evaluations and/or medical records.

(5) Any evaluation requested under WAC 388-148-0035 (4)(a)-(d) will be at the applicant/licensees expense.

(6) the licensor must be given permission to speak with the evaluator/provider prior to and after the evaluation.

GENERAL REQUIREMENTS—TRAINING REQUIRED

NEW SECTION

WAC 388-148-0040 What first aid training is required? You and your staff must have the following first-aid training:

(1) If you have a home or facility that provides care, the care givers must have current training in:

(a) Basic standard first aid; and

(b) Age-appropriate cardiopulmonary resuscitation (CPR).

(2) Approved first aid and CPR training must be in accordance with a nationally recognized standard such as the American Red Cross or American Heart Association.

(3) For any facilities other than foster homes, the person with first aid and CPR training must be on the premises at all times when children are present.

(4) The requirement for CPR training may be waived for persons with a statement from their physician that the training is not advised for medical reasons.

(5) You must keep records in your home or facility showing who has completed current first aid and CPR training.

NEW SECTION

WAC 388-148-0045 What HIV/AIDS training is required? (1) You must provide or arrange for training for yourself and any of your staff on the prevention, transmission, and treatment of HIV and AIDS. Such training must include infection control requirements.

(2) You must use infection control requirements and educational material consistent with the approved curriculum *Know - HIV/AIDS Prevention Education for Health Care Facility Employees*, published by the department of health, office on HIV/AIDS.

(3) The staff of group care programs are required to complete blood borne pathogen training.

GENERAL REQUIREMENTS—APPLICATION AND LICENSING PROCESS

NEW SECTION

WAC 388-148-0050 How do I apply for a license? To apply for a license, the person or legal entity responsible for your home or facility must follow these procedures:

(1) You must send the application form to your licensor at DLR or a child-placing agency.

(2) With the application form, you must send the following information:

(a) Written verification for each applicant of:

(i) A tuberculosis test or x-ray unless you can demonstrate religious reasons prohibiting the test;

(ii) First-aid and cardio-pulmonary resuscitation (CPR) training appropriate to the age of the children in care; and

(iii) HIV/AIDS training including infection control standards.

(b) A completed background check form for each applicant, family member, staff person, board member, intern or volunteer who:

(i) Is at least sixteen years old;

(ii) Is not a foster child; and

(iii) Has unsupervised access to children (see chapter 388-06 WAC).

(c) If you have lived in Washington state less than three years, you must provide us with a completed FBI fingerprint form.

(d) We may require additional information from you including, but not limited to:

(i) Substance and alcohol abuse evaluations and/or documentation of completed treatment;

(ii) Psychiatric evaluations;

(iii) Psycho-sexual evaluations; and

(iv) Medical evaluations and/or medical records.

(3) If you are applying for a license renewal, you must send the application form to your licensor at least ninety days prior to the expiration of your current license.

NEW SECTION

WAC 388-148-0055 How long do I have to complete the licensing application packet? You must complete your licensing application with supporting documents, such as training certificates, within ninety days of first applying for your license. If you fail to meet this deadline and have not contacted your licensor, your licensor may consider your application withdrawn.

NEW SECTION

WAC 388-148-0060 When am I not allowed to receive a license from a child-placing agency? (1) You or your relatives, as defined under RCW 74.15.020 (4)(i), (ii), (iii), and (iv), are not allowed to receive a license from a child-placing agency if you or your relative is an employee or volunteer for that same child-placing agency.

(2) You or your relative may apply to a different child-placing agency for a license.

(3) Licensed foster parents who become employed by the department or a child-placing agency must be re-licensed through an agency other than their employer within six months of employment.

NEW SECTION

WAC 388-148-0065 When may I be certified to provide care to children? You may apply for certification of your home or facility by the department, if you:

(1) Are exempt from needing a license (per chapter 74.15 RCW);

(2) Meet the licensing requirements; and

(3) Wish to serve department-funded children.

NEW SECTION

WAC 388-148-0070 Is there a difference between licensing and certification? (1) The department has the sole legal authority to license or approve homes and facilities for the care of children in out-of-home placement.

(2) The department may license a child-placing agency, including a Tribal CPA, to operate foster home and/or group care facilities.

(3) The child-placing agency is only authorized to "certify" or attest to the department that the home or facility meets the licensing requirements.

(4) The licensing and certification requirements are the same and are contained in this chapter.

(5) The department has the final approval for licensing the home or facility that the CPA will be supervising.

(6) The department's representative signs the license of the home or facility.

(7) A home or facility "certified" by a child-placing agency (CPA) and licensed by the department must be supervised by that CPA to have a valid license to care for children.

NEW SECTION

WAC 388-148-0075 May I be licensed with the department and a child-placing agency at the same time? You may not be licensed to provide care to children at the same time by both the department and a child-placing agency.

NEW SECTION

WAC 388-148-0080 What may I do if I disagree with the decision of a child-placing agency that I do not meet the licensing requirements? If you disagree with the child-placing agency's decision, you must abide by the child-placing agency's grievance process to challenge the decision.

PROPOSED

PROPOSED

GENERAL REQUIREMENTS—CORRECTIVE ACTION

NEW SECTION

WAC 388-148-0085 Will the department license or continue to license a home or facility if the home or facility does not meet the licensing requirements? (1) At its discretion, the department may make exceptions and license or continue to license a home or facility that does not meet the minimum licensing requirements.

(2) Exceptions are approved for non-safety requirements only.

(3) The safety and well-being of the children receiving care must not be compromised.

(4) The request for an exception to the licensing requirements must be in writing.

(5)You must keep a copy of the approved exception to the licensing requirements for your files.

(6) Along with an exception to the licensing requirements, the department may limit or restrict a license issued to you and/or require you to enter into a compliance agreement to ensure the safety and well-being of the children in your care.

(7) You do not have appeal rights if the department denies your request for an exception to our requirements.

NEW SECTION

WAC 388-148-0090 Does the department issue probationary license? (1) The department may issue a probationary license as part of a corrective action plan with a licensed provider.

(2) The department must base its decision as to whether a probationary license will be issued on the following:

(a) Intentional or negligent noncompliance with the licensing rules;

(b) A history of noncompliance with the rules;

(c) Current noncompliance with the rules;

(d) Evidence of a good faith effort to comply; and

(e) Any other factors relevant to the specific situation.

(2) A probationary license may be issued for up to six months. At its discretion, the department may extend the probationary license for an additional six months.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 388-148-0095 When are licenses denied, suspended or revoked? (1) A license must be denied, suspended or revoked if the department decides that you cannot provide care for children in a way that ensures their safety, health and well-being.

(2) The department must disqualify you for any of the reasons that follow.

(a) You have failed your background check (see chapter 388-06 WAC).

(b) You have been found to have committed child abuse or neglect or you treat, permit or assist in treating children in your care with cruelty, indifference, abuse, neglect, or exploitation, unless the department determines that you do not pose a risk to a child's safety, well-being, and long-term stability.

(c) You or anyone living on the premises had a license denied or revoked from an agency that provided care to children or vulnerable adults.

(d) You try to get a license by deceitful means, such as making false statements or leaving out important information on the application.

(e) You commit, permit or assist in an illegal act on the premises of a home or facility providing care to children.

(f) You are using illegal drugs, or excessively using alcohol and/or prescription drugs.

(g) You knowingly allowed employees or volunteers who made false statements on their applicants to work at your agency.

(h) You repeatedly lack qualified or an adequate number of staff to care for the number and types of children under your care.

(i) You have refused to allow our authorized staff and inspectors to have requested information or access to your facility, child and program files, and/or your staff and clients.

(j) You are unable to manage the property, fiscal responsibilities, or staff in your agency.

(k) You have failed to comply with the federal and state laws for any Native American children that you have under care.

NEW SECTION

WAC 388-148-0100 Are there any other reasons that might cause me to lose my license? (1) The department may suspend or revoke your license if you exceed the conditions of your home or facility license by:

(a) Having more children than the license allows;

(b) Having children with ages different than the license allows;

(c) Failing to provide a safe, healthy and nurturing environment for children under your care;

(d) Failing to comply with any of our other licensing requirements; or

(e) Failing to meet the health and safety requirements to receive a certificate of compliance as required by the department of health and/or office of the state Fire Marshall.

(2) The department must suspend your license to provide care to children, if we receive a notice from the division of child support that you are not in compliance with a support order.

Note: The governing authority is RCW 43.20A.205 and 74.20A.320)

(3) The suspension of your license for noncompliance of a support order would be effective the date you receive a notice that we received the certificate of noncompliance from the division of child support.

(4) Your license would remain suspended until you provide proof that you are in compliance with the child support order.

(5) You would not have a right to an administrative hearing based on a suspension of your license due to noncompliance of a child support order.

NEW SECTION

WAC 388-148-0105 How do you notify me if you have modified, denied, suspended, or revoked my license? The department sends you a certified letter informing you of the decision to modify, deny, suspend or revoke your license. In the letter, the department also tells you what you need to do if you disagree with the decision.

NEW SECTION

WAC 388-148-0110 What may I do if I disagree with your decision to modify, deny, suspend or revoke my license? You have the right to appeal any decision the department makes to deny, modify, suspend, or revoke your license.

(1) You may request a department administrative hearing to disagree with the department's decision to modify, suspend, revoke or deny your license.

(2) You must request a department administrative hearing within twenty-eight days of receiving a certified letter with the department's decision (see chapter 34.05 RCW).

(3) You must send a letter to the office of administrative hearings, P.O. Box 42489, Olympia, Washington 98504-2489, 1-800-583-8271 requesting an administrative hearing. The letter must have the following attachments:

(a) A specific statement of your reasons for disagreeing with the department decision and any laws that relate to your reasons; and

(b) A copy of the certified letter from the department that you are disputing.

(4) The administrative hearing will take place before an employee of the office of administrative hearings.

NEW SECTION

WAC 388-148-0115 May I appeal the decision of the office of administrative hearings' administrative law judge? (1) The decision of the administrative law judge (ALJ) will become the final decision of the department, unless either you or the department files a petition for review with DSHS board of appeals within twenty-one days after the administrative law judge's initial decision is mailed to the parties.

(2) The procedure for requesting, or responding to, a petition for review with the board of appeals is in WAC 388-02-0560 through 388-02-0635.

(3) If either party asks for a review, the decision of the board of appeals review judge will be the department's final decision.

(4) If you disagree with the decision of the board of appeals, you may file a petition in superior court and ask for judicial review. The procedure for judicial review is in RCW 34.05.510 to 34.05.598.

GENERAL REQUIREMENTS—RECORD-KEEPING/REPORTING/PERSONNEL POLICIES/POSTING OF LICENSE

NEW SECTION

WAC 388-148-0120 What incidents involving children must I report? (1) You or your staff must report any of the following incidents immediately and in no instance later than forty-eight hours to your local children's administration intake staff:

(a) Any reasonable cause to believe that a child has suffered child abuse or neglect;

(b) Any violations of the licensing or certification requirements;

(c) Death of a child;

(d) Any child's suicide attempt that results in injury requiring medical treatment or hospitalization;

(e) Any use of physical restraint that is alleged improper or excessive;

(f) Sexual contact between two or more children that is not considered typical play between pre-school age children;

(g) Any disclosures of sexual or physical abuse by a child in care;

(h) Physical assaults between two or more children that result in injury requiring off-site medical treatment or hospitalization;

(i) Unexpected health problems that require off-site medical treatment;

(j) Any medication that is given incorrectly and requires off-site medical treatment;

(k) Serious property damage that is a safety hazard and is not immediately corrected; or

(l) Any emergent medical care.

(2) You or your staff must report immediately or in no instance later then forty-eight hours, any of the following incidents to the child's social worker:

(a) Suicidal/homicidal ideas, gestures, or attempts that do not require professional medical treatment;

(b) Unexpected health problems that do not require professional medical treatment;

(c) Any incident of medication incorrectly administered;

(d) Physical assaults between two or more children that result in injury but did not require professional medical treatment;

(e) Runaways; and

(f) Use of physical restraints for routine behavior management.

NEW SECTION

WAC 388-148-0125 What are your requirements for keeping client records? (1) Any identifying and personal information about a child and the child's family must be kept confidential.

(2) You must keep records about children and their families in a secure place. At the end of the child's placement, reports written by others about the child or the child's family must be returned to department staff.

PROPOSED

PROPOSED

(3) During a placement in your foster home, your records must be kept at your home and contain, at a minimum, the following information:

(a) The child's name, birth date, and legal status;

(b) Name and telephone number of the social worker for each child in care;

(c) Names, address and telephone numbers of parents or persons to be contacted in case of emergency;

(d) Information on specific cultural needs of the child;

(e) Medical history including any medical problems, name of doctor, type of medical coverage and provider;

(f) Mental health history and any current mental health and behavioral issues, including medical and psychological reports when available;

(g) Other pertinent information related to the child's health;

(h) Record of immunizations. Receiving and interim care homes and facilities do not need to keep records of immunizations for children in their care less than thirty days. Crisis residential centers do not need to keep records of immunizations for children in their care;

(i) Child's school records, report cards, school pictures, and individual education plans (IEP);

(j) Special instructions including supervision requirements and suggestions for managing problem behavior;

(k) Inventory of personal belongings at the time of placement; and

(l) The child's visitation plan.

(4) During a child's placement in a staffed residential home or a group care program, your records must be kept at your site and contain, at a minimum, the following information in addition to the information in subsection (3)(a) through (k) of this section:

(a) Written consent from the child placing agency, if any, for providing medical care and emergency surgery (unless that care is authorized by a court order);

(b) Names, addresses, and telephone numbers of persons authorized to take the child under care out of the facility;

(c) A copy of the court order or voluntary placement agreement that gives approval to place the child;

(d) Case plans, such as children's administration's "individual service and safety plan;" and

(e) Daily logs of therapy treatment received by children with the signature of the person making the entry in the log.

(5) If you operate a group care program, staffed residential home, or child-placing agency and have client files with information not returned to the department, you must keep them for six years following the termination or expiration of any contract you have with the department.

NEW SECTION

WAC 388-148-0130 What information may I share about a child or a child's family? (1) Information about a child or the child's family is confidential and must only be shared with people directly involved in the case plan for a child. Confidential information must not be shared with:

(a) Friends,

(b) Relatives,

(c) Neighbors.

(2) You may discuss information about the child, the child's family and the case plan only with:

(a) A representative of the department, including staff from DCFS and DLR; department of health and the office of the state fire marshal;

(b) A child-placing agency case manager assigned to the child;

(c) The child's assigned guardian ad litem or court-appointed special advocate; or

(d) Others designated by the child's social worker.

(3) You may check with your child's social worker for guidance about sharing information with the child's teacher, counselor or doctor, respite care provider or any other professional.

(4) Child-placing agencies and the department must share with the child's care provider any information about the child and child's family related to the case plan.

NEW SECTION

WAC 388-148-0135 What changes to may home or facility must I report to my licensor? (1) You must report to your licensor immediately any changes in the original licensing application. Changes include any of the following:

(a) Changes in your location or designated space, including address;

(b) Changes in your phone number;

(c) Changes in the maximum number, age ranges, and sex of children you wish to serve;

(d) Changes in the structure of your facility or premises from events causing damage, such as a fire, or from remodeling;

(e) Addition of any new staff person, employee, intern, contractor, or volunteer, who might have contact with the children in care; or

(f) Changes in household composition, such as:

(i) A marriage, separation or divorce;

(ii) Incapacity or serious illness of a foster parent or member of the household;

(iii) The death of anyone in the household;

(iv) A change in employment status or significant change in income; or

(v) A change in who resides in the household or is on the premises for more than fourteen days.

(2) A license is valid only for the person or organization named on the license at a specific address. If you operate a group facility or child-placing agency, you must also report any of the following changes to your licensor:

(a) A change of your agency's executive director or any staff changes;

(b) The death, retirement, or incapacity of the person who holds the license;

(c) A change in the name of a licensed corporation, or the name by which your facility is commonly known; or

(d) Changes in an agency's articles of incorporation and bylaws.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 388-148-0140 What personnel policies must I have? You must follow the personnel requirements listed below, at any home or facility we license.

(1) Each employee, intern, contractor, or volunteer who has unsupervised access to children must have completed an application for employment and signed a form enabling us to do a background check (chapter 388-06 WAC).

(2) Misrepresentation by the prospective employee, interns, or volunteer will be grounds for termination or denial of employment or volunteer service.

(3) If you have five or more staff, volunteers, or interns you must have written policies covering qualifications, training, and duties for employees, interns, and volunteers.

NEW SECTION

WAC 388-148-0145 Where do I post my license? (1) Foster home parents do not need to post their license.

(2) If you operate any other kind of home, facility, or agency you must post your license where the public can easily view it.

GENERAL REQUIREMENTS—HEALTH AND GENERAL SAFETY

NEW SECTION

WAC 388-148-0150 Are local ordinances part of your licensing requirements? (1) Local ordinances (laws), such as zoning regulations and local building codes, fall outside the scope of our licensing requirements.

(2) We may require you to provide proof that you have met local ordinances.

NEW SECTION

WAC 388-148-0155 What physical structure safety requirements must my home or facility meet? You must keep the equipment and the physical structures in your home or facility safe and clean for the children you serve. You must:

(1) Maintain your buildings, premises, and equipment in a clean and sanitary condition, free of hazards, and in good repair;

(2) Provide handrails for steps, stairways, and ramps; if required by the department;

(3) Have emergency lighting devices available and in operational condition;

(4) Furnish your home or facility appropriately, based on the age and activities of the children under care.

(5) Have washable, water-resistant floors in your home or facility bathrooms, kitchens, and any other rooms exposed to moisture. The department may approve washable, short-pile carpeting that is kept clean and sanitary for your home or facility's kitchens.

(6) All homes and facilities must provide tamper proof or tamper resistant electrical outlets or blank covers installed in areas accessible to children under the age of six or other persons with limited mental capacity or who might be endangered by access to them.

(7) Have easy access to rooms occupied by children in case an emergency arises. Some examples are bedrooms, toilet rooms, shower rooms, and bathrooms.

(8) Except for foster homes, have posted a written disaster plan for emergencies such as fire and earthquakes.

NEW SECTION

WAC 388-148-0160 What measures must I take for pest control? You must make reasonable attempts to keep the premises free from pests, such as rodents, flies, cockroaches, fleas, and other insects using the least toxic methods.

NEW SECTION

WAC 388-148-0165 Do I need to be concerned about the location of my home or facility? (1) Your address must be clearly visible on the home, facility, or mailbox so that firefighters or medics can easily find your location.

(2) Your home or facility must be located on a well-drained site, free from hazardous conditions. The safety of the children in care is paramount. You must discuss with the licensor any potential hazardous conditions, considering the children's ages, behaviors, and abilities.

(3) A supervision plan must be written for the children in care if it is decided that hazardous conditions are present. Some examples of hazards are natural or man-made water hazards such as lakes or streams, steep banks, ravines, and busy streets.

(4) Your home or facility must be accessible to emergency vehicles.

NEW SECTION

WAC 388-148-0170 What steps must I take to ensure children's safety around outdoor bodies of water? (1) You must ensure children in your care or placed in your home or facility are safe around bodies of water.

(2) You must daily empty and clean any portable wading pool that children use.

(3) Children under twelve must be in continuous visual or auditory range at all times when they are swimming, wading, or boating by an adult with current age appropriate first aid and CPR.

(4) You must ensure age and developmentally appropriate supervision of any child that uses hot tubs, swimming pools, spas, and around natural bodies of water.

(5) You must lock hot tub and spa areas when they are not in use.

(6) You must place a fence designed to discourage climbing and have a locking gate around a pool. The pool must be inaccessible to children when not in use.

NEW SECTION

WAC 388-148-0175 What are your requirements regarding pets and animals in my home or facility? (1) In a foster home, staffed residential home, or group care facility,

you must not have any common household pets, exotic pets, animals, birds, insects, reptiles, or fish that are dangerous to the children in care.

(2) The department, at its discretion, may limit the type and number of common household pets, exotic pets, animals, birds, insects, reptiles or fish accessible to children if the department determines there are risks to the children in care.

(3) You must ensure that common household pets, exotic pets, animals, birds, insects, reptiles, and fish are free from disease and cared for in a safe and sanitary manner.

(4) Common household pets, exotic pets, animals, birds, insects, reptiles, and fish must be cared for in compliance with state regulations and/or local ordinances.

PROPOSED

NEW SECTION

WAC 388-148-0180 Are alcoholic beverages allowed at my home or facility? (1) In a foster home, you may have alcoholic beverages on the premises as long as they are inaccessible to children.

(2) Any other facility must not have alcohol on the premises. The staff of these facilities may not consume alcohol on the premises or during breaks.

NEW SECTION

WAC 388-148-0185 Is smoking permitted around children? (1) You must prohibit smoking in the living space of any home or facility caring for children and in motor vehicles while transporting children.

(2) You may permit adults to smoke outdoors away from children.

(3) Nothing in this section is meant to interfere with traditional or spiritual Native American ceremonies involving the use of tobacco.

NEW SECTION

WAC 388-148-0190 May I have firearms in my home or facility? (1) Except for foster homes, you must not permit firearms, ammunition, and other weapons on the premises of homes or facilities that provide care to children.

(2) If you are licensed as a foster home, firearms, ammunition, and other weapons must be kept in locked container, gun cabinet, gun safe, or another storage area made of strong, unbreakable material when not in use.

(a) If the storage cabinet has a glass or another breakable front, the guns must be secured with a locked cable or chain placed through the trigger guards.

(b) Ammunition must be stored in a place that is separate from weapons or locked in a gun safe.

(c) Weapons and ammunition must be accessible only to authorized persons.

(3) You may allow a child to use a firearm use only if:

(a) The child's social worker approves;

(b) Competent adults are supervising use; and

(c) The youth has completed an approved gun safety or hunter safety course.

NEW SECTION

WAC 388-148-0195 What are your requirements for storing dangerous chemicals or other substances? (1) You must store the following items in a place that is not accessible to preschool children or other persons with limited mental capacity or who might be endangered by access to these products:

(a) Cleaning supplies;

(b) Toxic or poisonous substances;

(c) Aerosols; and

(d) Items with warning labels.

(2) When containers are filled with toxic substances from a stock supply, you must label containers filled from a stock supply.

(3) Toxic substances must be stored separately from food items.

NEW SECTION

WAC 388-148-0200 Do I need first-aid supplies? (1) You must keep first aid supplies on hand for immediate use, including unexpired syrup of ipecac that is to be used only when following the instruction of the poison control center.

(2) The following first aid supplies must be kept on hand:

(a) Barrier gloves and one-way resuscitation mask;

(b) Bandages;

(c) Scissors and tweezers;

(d) Ace bandage;

(e) Gauze; and

(f) Thermometer.

NEW SECTION

WAC 388-148-0205 What requirements are there for the storage of medications? (1) You must keep all medications, including pet medications, vitamins and herbal remedies, organized and in locked storage.

(2) Pet and human medications must be stored in separate places.

(3) You must store external medications separately from internal medications.

NEW SECTION

WAC 388-148-0210 What requirements do I need to follow when I transport children? When you transport children under your care, you must follow these requirements.

(1) The vehicle must be kept in a safe operating condition.

(2) The driver must have a valid driver's license.

(3) There must be at least one adult other than the driver in a vehicle when:

(a) There are more than five preschool-aged children in the vehicle;

(b) Staff-to-child ratio guidelines or your contract require a second staff person; or

(c) The child's specific needs require a second adult person.

(4) The driver or owner of the vehicle must be covered under an automobile liability and insurance policy.

(5) Your vehicles must be equipped with, seat belts, car seats and booster seats, and/or other appropriate safety devices for all passengers as required by law.

(6) The number of passengers must not exceed the vehicle's seat belts.

(7) Buses approved by the state patrol are not required to have seat belts.

(8) All persons in the vehicle must use seat belts or approved child passenger restraint systems, as appropriate for age, whenever the vehicle is in motion.

NEW SECTION

WAC 388-148-0215 May I use wheeled baby walkers? The department prohibits the use of wheeled baby walkers in foster homes and facilities.

GENERAL REQUIREMENTS—FIRE SAFETY

NEW SECTION

WAC 388-148-0220 What fire safety requirements must I follow to qualify for a license? (1) If you operate a program or facility other than a foster home, staffed residential home, or child-placing agency, you must follow the regulations developed by the Washington State Fire Marshal's office. The regulations are minimum requirements for protecting life and property against fire. You can find these contained in the current Uniform Fire Code with Washington state amendments.

(2) Foster homes and staffed residential homes only need inspections by fire marshals or local fire department if either:

(a) Licensors request the inspections; or

(b) City ordinances require these inspections.

NEW SECTION

WAC 388-148-0225 What fire safety requirements are there for exits? You must comply with the fire safety requirements that follow concerning exists from homes and facilities.

(1) Exit doors and rescue windows must be easily opened to the fully open position from the inside without requiring a key or special instructions.

(2) Locks on outside exit doors must automatically unlock when the doorknob is turned from the inside.

(3) Except in foster homes, night latches, dead bolts, security chains, manually operated edge or surface-mounted flush bolts and surface bolts must not be used.

(4) Each home and facility must have at least one swinging exit door that is pivoted or hinged on the side.

(5) Other exit doors in your home or facility may be sliding doors.

(6) Each home or facility must have two exits, located at opposite ends of the building or one on each floor. The requirement for one of the two exits may be deleted if:

(a) A residential sprinkler system (complying with the state fire Marshall standards) is provided throughout the entire building; and

(b) The remaining exit is a door.

(7) Every occupied area must have access to at least one exit that does not pass through rooms or spaces that can be locked or blocked from the opposite side.

(8) Obstacles must not be placed in corridors, aisles, doorways, exit doors, stairways, ramps, or rescue windows.

(9) Barriers to exiting must be restricted to gates or other approved devices that are easily opened and do not delay exiting.

(10) Stoves or heaters must not block escape or exit routes.

(11) Flammable, combustible, or poisonous material must be stored away from exits and away from areas that are accessible to children under care.

NEW SECTION

WAC 388-148-0230 Are there other fire safety requirements for inside a home or facility? You must comply with the fire safety requirements that follow.

(1) Every room used by children under care must have easy entry and exit, including one of these features:

(a) Two separate doors; or

(b) One door leading to an exit; and

(c) A window that opens to the outside and is large enough for emergency escape or rescue.

(2) No space may be lived-in by the children in care that is accessible only by a ladder, folding stairs, or a trap door.

(3) Every bathroom door lock must be designed to permit the opening of the locked door from the outside.

(4) Every closet door latch must designed to be opened from the inside.

(5) Open-flame devices and fireplaces, heating and cooking appliances, and products capable of igniting clothing must not be left unattended or used incorrectly.

(6) Fireplaces, wood stoves and other heating systems that have a surface hot enough to cause a burn must have a barrier to prevent access by children.

NEW SECTION

WAC 388-148-0235 What are your requirements for smoke detectors? (1) You must place a smoke detector in good working condition in each bedroom or in areas close to where children sleep, such as a hallway. If the smoke detector is mounted on the wall, it must be twelve inches from the ceiling and a corner.

(2) If a sleeping or napping room has a ceiling height that is at least twenty-four inches higher than its adjoining hallway, you must install a smoke detector in both the hallway and the sleeping or napping room.

(3) In foster homes, if questions arise concerning fire danger, the local fire protection authority must be consulted.

PROPOSED

PROPOSED

NEW SECTION

WAC 388-148-0240 What are your requirements for fire extinguishers? You must follow department standards for fire extinguishers in your staffed residential home.

(1) You must have readily available at least one approved 2A10BC-rated or larger all purpose (ABC) fire extinguisher.

Note: Approved 2A10BC-rated means a fire extinguisher with an Underwriters' Laboratory label on the nameplate classifying the extinguisher as 2A10BC-rated. These extinguishers are usually multi-purpose, five-pound dry chemical units.

(2) Approved fire extinguisher(s) must be located in the area of the normal path of exiting. The maximum travel distance to an extinguisher from any place on the premises must not exceed seventy-five feet. When the travel distance exceeds seventy-five feet, additional extinguisher(s) are required.

(3) Fire extinguishers must be ready for use at all times.

(4) Fire extinguishers must be kept on a shelf or mounted in a bracket so that the top of the extinguisher is not more than five feet above the floor.

(5) Fire extinguishers must receive yearly maintenance certification by a licensed firm specializing in this work. Maintenance means a thorough check of the extinguisher for:

(a) Mechanical parts;

(b) Extinguishing agent; and

(c) Expelling means.

(6) Exception: New fire extinguishers do not need to receive an additional certification test during the first year.

(7) If local fire authorities require installation of a different type or size of fire extinguisher, those requirements apply instead of the departments, as long as at least the minimum size is maintained.

NEW SECTION

WAC 388-148-0245 What fire escape measures must be taken for multi-level dwellings? (1) Multi-level dwellings must have a means of escape from an upper floor.

(2) If a fire ladder is needed to escape from an upper story window, it must be stored in a location that is easily accessible.

(3) For foster homes and staffed residential homes, a local fire department official may be consulted to determine if a fire ladder is needed to ensure adequate safety.

(4) For group care programs, this determination is made by the state fire marshal representative.

NEW SECTION

WAC 388-148-0250 What fire safety instructions must I give to children? You must instruct all children under your care in emergency evacuation procedures and conduct fire drills at regular intervals to test and practice the procedures.

NEW SECTION

WAC 388-148-0255 What are the requirements for a fire evacuation plan? (1) You must develop a written fire evacuation plan for your home or facility. The evacuation plan must include an evacuation floor plan, identifying exit doors and windows. The plan must be posted at each exit door.

(2) You must ensure that the plan includes:

(a) Action to take by the person discovering a fire;

(b) Methods for sounding an alarm on the premises;

(c) Action to take for evacuating the building that ensures responsibility for the children; and

(d) Action to take while waiting for the fire department.

GENERAL REQUIREMENTS—ROOM REQUIREMENTS

NEW SECTION

WAC 388-148-0260 What are the general requirements for bedrooms? You must meet all of the following requirements for bedrooms if you provide full-time care in a home or facility.

(1) An adult must be on the same floor or within easy hearing distance and accessibility to where children under six years of age are sleeping.

(2) You must use only bedrooms that have unrestricted direct access to hallways, corridors, living rooms, day rooms, or other such common use areas.

(3) You must not use hallways, kitchens, living rooms, dining rooms, and unfinished basements as bedrooms.

(4) For facilities licensed after December 31, 1986, bedrooms must have both:

(a) Adequate ceiling height for the safety and comfort of the occupants. Normally, this would be seven and a half feet; and

(b) A window of not less than one-tenth of the required floor space that can open into the outside, allowing natural light into the bedroom and permitting emergency access or exit.

(5) For any children six years of age and over, you must furnish separate sleeping quarters for each gender.

(6) Children in care must not share the same bed.

(7) In group care facilities, single occupancy bedrooms must provide at least fifty square feet of floor space.

(8) In foster homes, single occupancy bedrooms must provide adequate floor space for the safety and comfort of the child. Normally, this would be at least fifty square feet of floor space, not including closets.

NEW SECTION

WAC 388-148-0265 What are additional requirements for bedrooms having more than one person? (1) You must not allow a child over one year of age to share a bedroom with an adult who is not the child's parent.

(2) There must be no more than four persons to a bedroom.

(3) Multiple occupancy bedrooms must provide adequate floor space for safety and comfort of the children. Normally this would be at least fifty square feet of floor space per occupant, not including closets.

(4) When a mother and her infant sleep in the same room, the room must contain at least eighty square feet of usable floor space.

(5) You must allow only one mother and her newborn infant(s) to occupy a bedroom.

NEW SECTION

WAC 388-148-0270 What are the requirements for beds? (1) Each child in care must have a bed of his or her own.

(2) For each child in care, you must provide a bed at least thirty inches wide with a clean and comfortable mattress in good condition, pillow, sheets, blankets, and pillowcases. Each child's pillow must be covered with waterproof material or be washable.

(3) Bedding must be clean.

(4) You must provide waterproof mattress covers or moisture resistant mattresses, if needed.

(5) You must provide an infant with a crib that ensures the safety of the infant and complies with chapter 70.111 RCW, Infant Crib Safety Act.

(6) Cribs must have no more than two and three-eighths inches space between vertical slats when used for infants under six months of age.

(7) Cribs, infant beds, bassinets, and playpens must:

(a) Have clean, firm, snug fitting mattresses covered with waterproof material that is easily sanitized; and

(b) Be made of wood, metal, or approved plastic with secure latching devices

(8) Crib bumpers, stuffed toys and pillows must not be used in cribs, infant beds, bassinets, or playpens.

(9) You must follow the recommendation of the American Academy of Pediatrics, 1-800-505-CRIB, placing infants on their backs each time for sleep.

(10) You may use toddler beds with a standard crib mattress that is sufficient in length and width for the comfort of children under six years of age.

(11) You must not allow children to use the loft style beds or upper bunks of double-deck beds if using them due to age, development or condition could hurt them. Examples: Preschool age children, expectant mothers and children with disabilities.

GENERAL REQUIREMENTS—TELEPHONE/LIGHTING/VENTILATION/WATER/LAUNDRY/SEWAGE

NEW SECTION

WAC 388-148-0275 Do I need a telephone at my home or facility? The department has two requirements for the telephone that you must meet at your home or facility.

(1) You must have at least one telephone on the premises for incoming and outgoing calls. The telephone must be accessible for emergency use at all times.

(2) You must post emergency phone numbers next to the phone.

NEW SECTION

WAC 388-148-0280 What are the lighting requirements for my home or facility? (1) You must locate light fixtures and provide lighting that promotes good visibility and comfort for the children under your care.

(2) In addition, group care facilities must have nonbreakable light fixture covers or shatter resistant light bulbs or tubes.

NEW SECTION

WAC 388-148-0285 Do I need a housekeeping sink? Facilities licensed to provide group care services must have and use a method of drawing clean mop water and have and use an appropriate method of wastewater disposal.

NEW SECTION

WAC 388-148-0290 What does the room temperature for my home or facility need to be? You must maintain the temperature within your home or facility at a reasonable level while occupied. You must consider the age and needs of the children under your care.

NEW SECTION

WAC 388-148-0300 How must I ventilate my home or facility? You must ensure that your physical facility is ventilated for the health and comfort of the persons under your care. A mechanical exhaust to the outside must ventilate toilets and bathrooms that do not have windows opening to the outside.

NEW SECTION

WAC 388-148-0305 What are your requirements for laundry facilities? The department has specific requirements for laundry facilities at your home or facility.

(1) You must have separate and adequate facilities for storing soiled and clean linen.

(2) You must provide adequate laundry and drying equipment, or make other arrangements for getting laundry done on a regular basis.

(3) You must locate laundry equipment in an area separate from the kitchen and child care areas unless you are doing foster care in your home.

NEW SECTION

WAC 388-148-0310 What are the requirements for washing clothes? You must use an effective way to sanitize laundry contaminated with urine, feces, lice, scabies, or other

PROPOSED

potentially infectious materials. You must sanitize laundry through temperature or chemicals.

NEW SECTION

WAC 388-148-0315 What are your requirements for toilets, sinks, and bathing facilities? You must meet certain requirements for toilets, sinks, and bathing facilities.

(1) You must provide at least one indoor flush-type toilet, one nearby hand-washing sink with hot and cold running water, and
a bathing facility.

(2) You must comply with all of the following requirements for toilet and bathing facilities:

(a) Toilet and bathing facilities must allow privacy for children who are five years of age or older and opposite genders.

(b) Toilet, urinals, and hand-washing sinks must be the appropriate height for the children served, or have a safe and easily cleaned step stool or platform that is water-resistant.

(c) Hand-washing and bathing facilities must be provided with hot running water that does not exceed one hundred twenty degrees.

(d) All bathing facilities must have a conveniently located grab bar unless we approve other safety measures, such as nonskid pads.

(e) You must provide potty-chairs and toilet training equipment for toddlers. You must regularly maintain this equipment and keep it in sanitary condition. You must put potty-chairs, when in use, on washable, water-resistant surfaces.

(f) In group care facilities, whenever urinals are provided, the number of urinals must not replace more than one-third of the total number of required toilets.

(g) You must provide soap and clean towels, disposable towels or other approved hand-drying devices to the persons under your care.

(h) In programs providing care to expectant mothers:

(i) Bathing facilities must have adequate grab bars in convenient places; and

(ii) All sleeping areas must have at least one toilet and hand-washing sink on the same floor.

(3) There shall be at least one indoor flush-type toilet and one nearby handwashing sink with hot and cold or tempered running water. The following ratios of persons normally on the premises to bathrooms at the facilities shall apply:

	Toilets	Handwashing Sinks	Bathing Facilities
Group care programs and facilities	Two minimum and 1:8 ratio	Two minimum and 1:8 ratio	One minimum and 1:8 ratio
Foster family home and staffed residential home	One minimum	One minimum	One minimum

NEW SECTION

WAC 388-148-0320 What are the requirements about drinking water? (1) You must provide the following:

(a) A public water supply or a private water supply approved by the local health authority at the time of licensing or relicensing; and

(b) Disposable paper cups, individual drinking cups or glasses, or angled jet type drinking fountains.

(2) You must not use bubbler type fountains or common drinking cups.

NEW SECTION

WAC 388-148-0325 What are the requirements for sewage and liquid wastes? You must discharge sewage and liquid wastes into a public sewer system or into a functioning septic system.

GENERAL REQUIREMENTS—MEDICAL CARE AND MEDICATION MANAGEMENT

NEW SECTION

WAC 388-148-0330 Am I required to obtain a child's health history? (1) You may obtain the health history from the social worker or child-placing agency making the placement for all children that are accepted into your home or facility.

(2) The health history must include:

(a) The date of the child's last physical examination;

(b) Allergies;

(c) Any special health problems;

(d) A history of immunizations;

(e) Clinical and medical diagnoses and treatment plans; and

(f) All currently prescribed medications.

(3) When leaving the home or facility, the health history of the child must go with the child to the next placement for continuity of care.

NEW SECTION

WAC 388-148-0335 When must I get medical exams for the children under my care? (1) You, together with the child's social worker, must schedule a medical exam for any child who, within the past year, has not:

(a) Been under regular medical supervision; or

(b) Had a physical exam by a physician, a physician's assistant, or an advanced registered nurse practitioner (ARNP).

(2) A physical exam (EPSDT) must be completed within thirty days of placement and annually thereafter.

Note: You may contact the child's social worker for information on this.

NEW SECTION

WAC 388-148-0340 What are your requirements for immunizations for children? (1) To receive care from you, children must have proof of current immunizations. Contact the child's social worker before beginning any immunization schedule to avoid duplication of immunizations.

(2) You may accept a child who has not received all immunizations on a conditional basis if immunizations are started as soon as medically possible.

(3) If you are providing care and have minor children of your own who are on the premises of a home or facility, your children must have proof of current immunizations.

(4) The department may give conditional approval for any of your own children who have not received all immunizations as long as their immunizations are started soon as medically possible.

(5) The department may grant exceptions to this requirement for immunizations for your children in two situations:

(a) You, as parent or guardian, have signed a statement indicating your religious, philosophical or personal objections to the requirement; or

(b) You have a physician's statement indicating that a valid medical reason exists for not obtaining immunizations for your own child.

NEW SECTION

WAC 388-148-0345 What must I do to prevent the spread of infections and communicable diseases? You must take precautions to guard against infections and communicable diseases infecting the children under care in your home or facility.

General communicable diseases and infections

(1) In each home or facility, other than a foster home, staff with a reportable communicable disease, as defined by the department of health, in an infectious stage must not be on duty until they have a physician's approval for returning to work.

(2) Each home or facility, other than a foster home, that cares for severely and multiple-handicapped children must have an infection control program supervised by a registered nurse.

(3) Foster homes with medically fragile children may use other alternatives, such as in-home nursing services, to consult on infection control procedures.

Tuberculosis

(4) Applicants for a license who have been approved for unsupervised access to children in a home or facility must have a tuberculin (TB) skin test by the Mantoux method of testing. They must have this skin test upon being employed or licensed unless:

(a) The person has evidence of testing within the previous twelve months;

(b) The person has evidence that they have a negative chest x-ray since a previously positive skin test;

(c) The person has evidence of having completed adequate preventive therapy or adequate therapy for active tuberculosis.

(5) The department does not require a tuberculin skin test if:

(a) A person has a tuberculosis skin test that has been documented as negative within the past twelve months; or

(b) A physician indicates that the test is medically unadvisable.

(6) Persons whose tuberculosis skin test is positive must have a chest x-ray within thirty days following the skin test.

(7) The department does not require retesting unless a person believes they have been exposed to someone with tuberculosis or if testing is recommended by their health care provider.

NEW SECTION

WAC 388-148-0350 How do I manage medications for children under my care? (1) You must meet the department's requirements for managing prescription and nonprescription medication for children under your care.

(2) If you care for children in the custody of a tribal court you must follow the direction of that court regarding giving or applying prescription and nonprescription medications or ointments.

(3) Only you or another authorized care provider may give or have access to medications for the child under your care;

(4) Give medications, prescription and nonprescription, only on the written approval of a parent, person or agency having authority by court order to approve medical care;

(5) Except for foster homes, keep a record of all medications you give a child;

(6) Foster homes must keep a record of all prescription medication given to foster children; and

(7) Properly dispose of medications that are no longer being taken or have expired.

Prescription medications

(8) You or another authorized care provider must:

(a) Give prescription medications:

(i) Only as specified on the prescription label; or

(ii) As otherwise approved by a physician or another person legally authorized to prescribe medication.

(b) Check with the physician or pharmacist about possible side effects for any prescription medications and interactions with nonprescription drugs the child is taking.

Psychotropic medications

(9) Care providers must not approve giving psychotropic medications to a child in care. Approval can only be given by one of these:

(a) The child's parent;

(b) Dependency guardians;

(c) A court order; or

(d) The child's social worker, if:

(i) The child is legally free and in the permanent custody of the department; or

(ii) It is impossible to obtain informed parental consent after normal work hours, on weekends, or on holidays.

(10) Children who are at least thirteen years old may decline to take prescription psychotropic medication. If this happens contact the child's social worker immediately.

Nonprescription medications

(11) Children taking psychotropic medications must have the prescribing physician's authorization before any nonprescription drugs are given.

PROPOSED

(12) You or another authorized care provider must follow these requirements for nonprescription medications. You must:

(a) Give certain classifications of nonprescribed medications, only with the dose and directions on the manufacturer's label for the age and/or weight of the child needing the medication. These nonprescribed medications include but are not limited to:

(i) Nonaspirin antipyretics/analgesics, fever reducers/pain relievers;

(ii) Nonnarcotic cough suppressants;

(iii) Decongestants;

(iv) Anti-itching ointments or lotions intended specifically to relieve itching;

(v) Shampoo for the removal of lice;

(vi) Diaper ointments and powders intended specifically for use in the diaper area of children;

(viii) Sun screen; and

(ix) Antibacterial ointments for first aid use.

(b) Give any other nonprescription medications only when approved in writing by a physician. These nonprescription medications may be given with a physician's standing order. Physician's standing orders must be patient specific.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 388-148-0355 May I accept medicine from a child's parent or guardian? (1) The only medicine you may accept from the child's parent, guardian, or responsible relative is medicine in the original container labeled with:

(a) The child's first and last names;

(b) The date the prescription was filled;

(c) The medication's expiration date; and

(d) Legible instructions for administration (manufacturer's instructions or prescription label).

(2) You must notify the child's social worker when you receive a prescription from a child's parent or guardian.

NEW SECTION

WAC 388-148-0360 Whom do I notify about medication changes and reactions? (1) You must notify the child's social worker of changes in prescribed medications.

(2) You must notify the child's social worker and physician about any adverse reactions the child has to medications.

NEW SECTION

WAC 388-148-0365 When may children take their own medicine? (1) You may permit children under your care to take their own medicine as long as:

(a) They are physically and mentally capable of properly taking the medicine; and

(b) The social worker approves in writing.

(2) You must keep the written approval by the child's social worker in your records.

(3) When a child is taking their own medication, the medication and medical supplies must be kept locked so they are inaccessible to unauthorized persons.

GENERAL REQUIREMENTS—FOOD/DIET/INFANT CARE

NEW SECTION

WAC 388-148-0370 What food and meal guidelines must I follow? (1) Food served to children in your care must meet the needs of the children.

(2) For an educational and social environment during mealtimes, children must not be routinely separated from the adults and/or required to have separate menus unless ordered by the child's health care provider.

(3) You must provide the facilities for proper storage, preparation, and service of food to meet the needs of the program.

NEW SECTION

WAC 388-148-0375 How often must I feed children? (1) You must provide all children a minimum of three meals in each twenty-four-hour period. You may vary from this guideline only if you write to your licensor requesting a change and the request is approved by the department.

(2) The time interval between the evening meal and breakfast must not be more than fourteen hours.

NEW SECTION

WAC 388-148-0380 How do I handle a child's special diet? You must have written instructions by a physician, parent or guardian before serving nutrient concentrates, nutrient supplements, vitamins, and modified diets (therapeutic and allergy diets).

NEW SECTION

WAC 388-148-0385 Do you have special requirements for serving milk? You must follow these requirements for serving milk:

(1) Serve only pasteurized milk or a pasteurized milk product.

(2) Not serve the following types of milk to any child less than twenty-four months of age unless you have written permission by a physician:

(a) Skim milk;

(b) Reconstituted nonfat dry milk; and

(c) One and two percent butterfat milk.

NEW SECTION

WAC 388-148-0390 What home-canned foods may I use? (1) In all homes and facilities, except foster homes, you may serve only home-canned high-acid foods with a pH of less than 4.6 such as canned fruits, jams, jellies, and pickles.

(2) In foster homes, all home-canned foods must be preserved following published procedures that are approved by the extension service.

(3) You must be able to provide the printed procedure that you followed.

NEW SECTION

WAC 388-148-0395 What requirements must I meet for feeding babies? You must meet the following requirements for feeding babies:

(1) In group care settings, all formulas must be in sanitized bottles with nipples and labeled with the child's name and date prepared if more than one child is bottle-fed.

(2) You must refrigerate filled bottles if bottles are not used immediately and contents must be discarded if not used within twenty-four hours.

(3) If you reuse bottles and nipples, you must sanitize bottles and nipples.

(4) If breast milk is provided by anyone other than a baby's biological mother, approval must be obtained from the child's social worker.

(5) Infants who are six months of age or over may hold their own bottles as long as an adult remains in the room and within observation range. You must take bottles from the child when the child finishes feeding or when the bottle is empty.

NEW SECTION

WAC 388-148-0400 What are your requirements for diapers and diaper-changing areas? In a foster home or group care program you must follow the requirements for diapers, diaper-changing rooms and potty-chairs.

(1) You must separate diaper-changing areas from food preparation areas.

(2) You must sanitize diaper-changing areas between each use or you must use a nonabsorbent, disposable covering that is discarded after each use.

(3) For cleaning children, you must use either disposable towels or clean cloth towels that have been laundered between each use.

(4) You and any caregiver must wash hands before and after diapering each child.

(5) In group care programs, you must use disposable diapers, a commercial diaper service, or reusable diapers supplied by the child's family.

(6) In group care programs, diaper-changing procedures must be posted at the changing areas.

GENERAL REQUIREMENTS—CLOTHING AND PERSONAL HYGIENE

NEW SECTION

WAC 388-148-0405 Do I have responsibility for a child's clothing? You must provide or arrange for appropriate clothing for the children under your care.

NEW SECTION

WAC 388-148-0410 May a child take personal belongings after being discharged from a home or facility? You must permit a child who is discharged from your home or facility to take with them the personal belongings they brought with them or acquired while in care. This includes clothing, personal mementos, bicycles, gifts, and any saved money or regular allowance. There are two ways this may occur:

(1) The child may take these belongings upon leaving your home or facility; or

(2) If it is impossible for the child to take their belongings at the time they leave, you are require to secure the child's belongings for up to thirty days and cooperate with the child's social worker to transfer the belongings to the child, as soon as possible.

NEW SECTION

WAC 388-148-0415 Do I have responsibility for a child's personal hygiene? You must provide or arrange for children under your care to have items needed for grooming and personal hygiene. You must assist these children in using these items, based on the child's developmental needs.

GENERAL REQUIREMENTS—CLIENT RIGHTS

NEW SECTION

WAC 388-148-0420 What are your requirements for protecting a child under my care from abuse and neglect? As part of ensuring a child's health, welfare and safety, you must protect children under your care from all forms of child abuse and neglect (see RCW 26.44.020(12) and chapter 388-15 WAC for more details).

NEW SECTION

WAC 388-148-0425 What are the requirements about nondiscrimination? You must follow all state and federal laws regarding nondiscrimination while providing services to children in your care.

NEW SECTION

WAC 388-148-0430 May I take a foster child to church services, temple, or synagogue? (1) You may have a child attend church services, temple, or synagogue, if the child chooses to participate.

(2) You must respect the religious rights of the children under your care.

(3) Children have the right to practice their own faith.

(4) Children have the right not to practice your faith without consequences.

PROPOSED

PROPOSED

NEW SECTION

WAC 388-148-0435 Do I have to admit or retain all children? (1) A foster home or other program has the right to refuse to admit or retain a child in a program.

The exceptions to this requirement are the individual programs that have contracts that specify a child can not be denied admission.

(2) A joint decision may be made by the provider and the placement agency to serve the child elsewhere, for the health and safety of the child or others.

NEW SECTION

WAC 388-148-0440 What must I consider in assigning work to children in my home or facility? (1) Children may do regular household tasks without payment.

(2) The children in your care must not be required to do basic maintenance of equipment, or of the home or facility.

(3) Children may do work assignments other than household tasks that are appropriate to their age and physical conditions and are part of their service plan. You must provide adequate monetary compensation for the work they do.

NEW SECTION

WAC 388-148-0445 What activities must I provide to children? You must provide children with safe and suitable activities that contribute to developing their physical, mental, social, and emotional skills. Activities must be designed for the developmental stages of the children you serve.

NEW SECTION

WAC 388-148-0450 What types of toys must I provide to children? You must provide safe and suitable toys and equipment for all children in your care. You must have toys that relate to the different developmental stages of the children you serve.

NEW SECTION

WAC 388-148-0455 Do I need permission to travel on an overnight trip or out-of-state with my foster child? Contact the child's social worker prior to overnight trips, out-of-state, or out-of-country travel.

Note: The social worker with the agency having legal custody of the child is the contact person.

GENERAL REQUIREMENTS—SUPERVISION

NEW SECTION

WAC 388-148-0460 What requirements do you have for supervising children? (1) You must provide or arrange for care and supervision that is appropriate for the child's age, developmental level, and condition.

(2) You must supervise children who help with food preparation in the kitchen, based on their age and skills.

(3) Preschool children and children with severe developmental disabilities must not be left unattended in a bathtub or shower.

(4) Foster parents and facility staff must provide the children in their care with appropriate adult supervision, emotional support, personal attention, and structured daily routines and living experiences.

(5) In group care children must be supervised during sleeping hours by at least one awake staff when:

(a) There are more than six children in care; and

(b) The major focus of the program is behavioral rather than the development of independent living skills such as a teen parent program or responsible living skills program; or

(c) The youth's behavior poses a risk to self or others.

(6) In foster home and staffed residential care, children must be supervised during sleeping hours by at least one awake staff when it is part of the written supervision plan with the child's social worker.

(7) Adequate supervision should be arranged and maintained during times of crisis when one or more family members or staff members may be unavailable to provide the necessary supervision or coverage for other children in care.

(8) When special supervision is required and agreed upon between the department and the agency or foster parent, the agency or foster parent provides the necessary supervision. This supervision may require auditory or visual supervision at all times.

(9) When a child has exhibited behavior in a previous placement or the placement agency believes the child poses a risk to other children the agency must inform the provider and jointly develop a plan to address the risk.

(10) When a child exhibits behavior that pose a safety risk to other children in care, the child must not share a bedroom with other children.

GENERAL REQUIREMENTS—DISCIPLINE

NEW SECTION

WAC 388-148-0465 What requirements must I follow when disciplining children? (1) You are responsible for disciplining children in your care. This responsibility may not be delegated to a child.

(2) Discipline must be based on an understanding of the child's needs and stage of development.

(3) Discipline must be designed to help the child under your care to develop inner control, acceptable behavior and respect for the rights of others.

(4) Discipline must be fair, reasonable, consistent, and related to the child's behavior.

NEW SECTION

WAC 388-148-0470 What types of disciplinary practices are forbidden? (1) You must not use cruel, unusual, frightening, unsafe or humiliating discipline practices, including but not limited to:

(a) Spanking children with a hand or object;

(b) Biting, jerking, kicking, hitting, or shaking the child;

(c) Pulling the child's hair;
(d) Throwing the child;
(e) Purposely inflicting pain as a punishment;
(f) Name calling, using derogatory comments;
(g) Threatening the child with physical harm;
(h) Threatening or intimidating the child; or
(i) Placing or requiring a child to stand under a cold water shower.

(2) You must not use methods that interfere with a child's basic needs. These include, but are not limited to:
(a) Depriving the child of sleep;
(b) Providing inadequate food, clothing or shelter;
(c) Restricting a child's breathing;
(d) Interfering with a child's ability to take care of their own hygiene and toilet needs; or
(e) Providing inadequate medical or dental care.

(3) You must not use methods that deprive a child of necessary services. These include, but are not limited to, contacting:
(a) The assigned social worker;
(b) The assigned legal representative;
(c) Parents or other family members who are identified in the case plan; or
(d) Individuals providing the child with therapeutic activities as part of the child's case plan.

(4) You must not use medication in an amount or frequency other than that prescribed by a physician or psychiatrist.

(5) You must not use medications for a child that has been prescribed for someone else.

(6) You must not physically lock doors or windows in a way that prohibits a child from exiting.

NEW SECTION

WAC 388-148-0475 Do you require a written statement describing my discipline methods? (1) You must provide a written statement with your application and re-application for licensure describing the discipline methods you use.

(2) If your discipline methods change, you must immediately provide a new statement to your licensor describing your current practice.

GENERAL REQUIREMENTS—PHYSICAL RESTRAINT

NEW SECTION

WAC 388-148-0480 What types of physical restraint are acceptable for children in homes and group care settings? (1) You must use efforts other than physical restraint to redirect or de-escalate a situation, unless the child's behavior poses an immediate risk to physical safety.

(2) In foster homes, in emergencies and only when the child's behavior poses an immediate risk to physical safety may you use physical restraint. The restraint must be reasonable and necessary to:
(a) Prevent a child on the premises from harming themself or others; or
(b) Protect property from serious damage.

(3) If your group care program is approved by DLR for the use of physical restraint, the licensee and staff must be trained in the appropriate use of restraining techniques in accordance with the department's behavior management policy before restraining a child.

(4) Medication prescribed by a physician to control behavior must be only given as prescribed.

NEW SECTION

WAC 388-148-0485 What types of physical restraint are not acceptable for children? Homes and facilities must follow these requirements. You must not:

(1) Use physical restraint as a form of punishment or discipline.

(2) Use mechanical restraints, such as handcuffs and belt restraints.

(3) Use locked time-out rooms.

(4) Use physical restraint techniques that restrict breathing, inflict pain as a strategy for behavior control, or that might injure a child. These include, but are not limited to:
(a) Restriction of body movement by placing pressure on joints, chest, heart, or vital organs;
(b) Sleeper holds, which are holds used by law enforcement officers to subdue a person;
(c) Arm twisting;
(d) Hair holds;
(e) Choking or putting arms around the throat; or
(f) Chemical restraints, including but not limited to pepper spray.

NEW SECTION

WAC 388-148-0490 What must I do following an incident that involved using physical restraint? (1) In foster homes, the foster parent must send a copy of the documented use of physical restraint to the child's social worker and licensor within forty-eight hours; or if the foster home is supervised by a child-placing agency to the case manager. The CPA case manager will furnish a copy to the child's DCFS social worker and DLR licensor.

(2) For group care programs, the director or program supervisor must review any incident with the staff who used physical restraint to ensure that the decision to use physical restraint and its application were appropriate.

NEW SECTION

WAC 388-148-0495 Must I document instances when physical restraint is used? (1) You must document each instance of using physical restraints and notify the child's social worker and licensor; or in the case of a child-placing agency, notify the CPA case manager. You must keep a copy of the document for the child's file at your foster home or facility.

(2) You must follow the children's administration's behavior management guideline policy regarding the information to be reported.

PROPOSED

FOSTER HOME REQUIREMENTS

NEW SECTION

WAC 388-148-0500 May I receive most than one in-home care license? (1) In exceptional situations, a family that has demonstrated exceptional abilities in relation to meeting the special needs of children to be cared for may be granted approval to be licensed for foster care and another type of family home care. Approval may be granted if it appears to be in the best interest of the child and would not jeopardize the health and safety of children in the home.

(2) The approval must be in writing and signed by the division of licensed resources director or designee.

PROPOSED

NEW SECTION

WAC 388-148-0505 What services must a foster parent be able to provide? (1) Foster parents must be able to meet the child's basic needs and have the knowledge and skills to:

(a) Protect and nurture children in a safe, healthy environment with unconditional positive support;

(b) Support relationships among children and their parents, siblings, and kin;

(c) Meet the developmental needs of the child by:

(i) Helping the child cope with separation and loss;

(ii) Helping the child build positive attachments to appropriate adults;

(iii) Building self-esteem;

(iv) Giving positive guidance;

(v) Supporting cultural identity;

(vi) Using discipline appropriate to the child's age and stage of development;

(vii) Supporting intellectual and educational growth;

(viii) Encouraging and modeling positive social relationships and responsibilities; and

(ix) Helping the child gain age appropriate skills for independence.

(2) Foster parents must support the permanent placement plan for the child, focusing first on the birth family reuniting, and then, on options leading to a permanent placement.

(3) Foster parents are encouraged to participate as members of the child's treatment team.

NEW SECTION

WAC 388-148-0510 What educational support must I provide to children under my care? If you operate a foster home, you must:

(1) Assist the child to attend school on a regular basis if this is part of the child's service plan;

(2) Provide a suitable study area for the children under your care; and

(3) Provide opportunities to learn appropriate skills for the development of self-sufficiency.

FOSTER HOMES—FOSTER PARENT QUALIFICATIONS/TRAINING/CAPACITY ALLOWED

NEW SECTION

WAC 388-148-0515 What is the minimum age to be a foster parent? You need to be at least twenty-one years old to be a foster parent.

NEW SECTION

WAC 388-148-0520 What are the training requirements for prospective foster parents? (1) To receive a foster home license, you must attend required orientation and pre-service training programs that the department sponsors, or that your licensed child-placing agency offers.

(2) You need proof of completion of current first-aid/CPR training that is geared for the ages of the foster children you want in your home.

(3) You need proof of completion of HIV/AIDS training.

(4) The primary care givers must complete all required DLR-approved training after licensing.

NEW SECTION

WAC 388-148-0525 How many children may my foster home serve? (1) The department may restrict the number of children a foster home is licensed to serve. The age of the foster and birth children, and the physical and emotional condition of the children are considered in making this decision. These requirements are for all foster homes, including those that only have foster children for a short time (sometimes called a "receiving home").

(2) In a two-parent household, the total number of children in your home is restricted to six children, including your own children.

(3) In a single parent household, the total number of children in your home is restricted to four children, including your own children.

(4) A home may be licensed for the care of at least one child when the foster parents have more of their own children than specified in subsection (2) of this section, if they meet the other licensing requirements.

(5) You may have only two children under two years of age in your home at a time. This includes foster children and your own children.

(6) The capacity restrictions in this section may be exceeded in extraordinary situations, such as to place a sibling group, to place a child with a relative, or because the family has demonstrated exceptional abilities in relation to the special needs of a child, if this appears to be in the best interest of the child and would not jeopardize the health and safety of the other children in the home. Approval to exceed the capacity restrictions must be in writing and signed by the DLR manager or designee.

(7) The department may license a foster home for up to three foster children with mental or physical disabilities that are severe enough to need semi-skilled maintenance or supportive services if:

(a) Your training and/or experience qualifies you to provide proper care;

(b) The children's treatment requires nursing service oversight; and

(c) The total number of children with mental or physical disabilities in your home is three or fewer.

(8) The department may license a foster family for up to two nonmobile children.

(9) While providing respite care, you may only exceed the number of children you are licensed to serve with prior approval by the DLR director or designee.

(10) The department may license a foster home to serve up to four children with developmental disabilities as defined in RCW 71A.10.020, at any one time.

FOSTER HOMES—FOSTER PARENT EMPLOYMENT

NEW SECTION

WAC 388-148-0530 May I be employed if I am a foster parent? (1) If you are a single parent or both parents of a two-parent household are employed outside the home, you must give the child-placing agency or the department a written outline of your plan for supervising the children under your care while you are working.

(2) At least one parent must be available to respond to school crisis.

NEW SECTION

WAC 388-148-0535 Do I need to have income separate from foster care payments? You must have sufficient regular income to maintain your own family, without the foster care payments made for the children in care.

FOSTER HOMES—RESPITE CARE PROVIDED

NEW SECTION

WAC 388-148-0540 When may I use respite care? (1) Foster families may arrange for respite (brief relief) care only with the prior consent of the child's social worker.

(2) Respite care may be arranged in advance or on an emergency basis.

(3) Respite care may be arranged to support the care a foster parent is providing or to provide substitute care in the absence of foster parents.

(4) Respite care given outside the foster parent's home must be provided by licensed providers.

NEW SECTION

WAC 388-148-0545 May I place my foster child with another family temporarily? Foster parents must not place a child in another home temporarily or otherwise without the written consent of:

(1) The child's social worker; or

(2) The child placing agency case manager, if any.

NEW SECTION

WAC 388-148-0550 May my foster children participate in routine activities without a licensed provider supervising the activity? Contact the child's social worker for prior approval for your foster child's participation in routine activities without a licensed provider supervising the activity, such as clubs, social outings with classmates or friends.

Note: The social worker with the agency having legal custody of the child is the contact person.

REQUIREMENTS FOR ALL LICENSES, EXCEPT FOSTER HOMES—PROGRAM AND SERVICES

NEW SECTION

WAC 388-148-0555 Do I need a social summary for children under my care? (1) Except for foster homes, all programs must develop a written diagnostic social summary for each child accepted for care.

(2) The social summary must serve as the basis of the child's admission to care.

(3) If a child needs to be accepted for emergency care, such as placement in a crisis residential center, the department does not require the social study to be completed prior to admission. In these cases, if the child remains in care beyond thirty days, a summary must be completed as soon as possible.

(4) The study must contain the following information for the child:

(a) Copies of psychological or psychiatric evaluations, if any, on the child under care.

(b) A narrative description of the child's background and family that identifies the immediate and extended family resources;

(c) The child's interrelationships and the problems and behaviors that have required care away from his or her own home;

(d) The child's primary and alternate permanency plan;

(e) Previous placement history, if any; and

(f) An evaluation of the child's need for the particular services and type of care you provide.

NEW SECTION

WAC 388-148-0560 Do I need a treatment plan for children under my care? (1) If you operate a staffed residential home or a group care program you must assist in developing and implementing a written treatment plan for each child accepted for care in any of the programs you provide.

(2) The treatment plan must:

(a) Identify the service needs of the child, parent or guardian;

(b) Describe the treatment goals and strategies for achieving those goals;

(c) Include a running account of the treatment received by the child and others involved in the treatment plan, such as any group treatment or individual counseling; and

PROPOSED

(d) Be updated at least quarterly to show the progress toward meeting goals and list barriers to the permanent plan.

NEW SECTION

WAC 388-148-0565 Do you need to approve the program that I offer for children under my care? (1) The department must approve the program that you have developed for children under your care.

(2) You must send to DLR a detailed written program description outlining educational, recreational, and therapeutic services you will provide to children and their families. A sample of the schedule of daily activities for children under care must be included.

PROPOSED

NEW SECTION

WAC 388-148-0570 What education and vocational instruction must I provide to the children under my care? (1) If you operate a staffed residential home or a group care program, you must meet the following requirements for providing education and vocational instruction to the children under your care. You must:

(a) Develop or arrange for an educational plan for each child in care who has not completed high school and/or the GED (high school equivalency examination);

(b) Support each child participating in their education plan; and

(c) Provide suitable study areas for children under your care.

(2) If the instruction is given on your premises, you must:

(a) Have the program certified by the office of the superintendent of public instruction and provide classrooms separate from the living area;

(b) Send the department a written description of how you will provide an educational program for children under your care; and

(c) Provide or arrange for independent living skills education for developing self-sufficiency for the children under your care.

NEW SECTION

WAC 388-148-0575 What medical policies and procedures must I have? (1) If you operate a staffed residential home or a group care program, you must have written policies and procedures about the control of infections. These must include, but are not limited to, the following areas:

(a) Isolation;

(b) Aseptic procedures;

(c) Reporting communicable diseases;

(d) Hygiene, including hand washing, using the toilet, diapering, and laundering.

(2) Group care facilities must maintain current written medical policies and procedures to be followed on:

(a) Prevention of the transmission of communicable diseases including:

(i) Hand washing for staff and children;

(ii) Management and reporting of communicable diseases.

(b) Medication management;

(c) First aid;

(d) Care of minor illnesses;

(e) Actions to be taken for medical emergencies;

(f) Infant care procedures when infants are under care; and

(g) General health practices.

(3) If you are licensed as a group home or as a facility that can care for thirteen or more persons at once, you must arrange to have one of the following help you develop and periodically review your medical policies and procedures:

(a) An advisory physician,

(b) A physician's assistant, or

(c) A registered nurse.

NEW SECTION

WAC 388-148-0580 What nursing services must I provide? (1) If you operate a staffed residential home or facility caring for chronically ill children or medically fragile children, you must arrange for regular nursing visits.

(a) These must include at least monthly visits unless a different agreement is specified in the individual child's treatment plan.

(b) The nurse must be registered and currently licensed in the state of Washington.

(2) The nurse's name, address and telephone number must be readily available to the staff at your home or facility.

(3) The nurse must assist the agency in setting up a program that provides for regular medical check-ups and follow-up for special health care needs specified by the child's physician or your staff.

(4) The nurse must advise and assist nonmedical staff at your home or facility in maintaining child health records, meeting daily health needs and caring for children with minor illnesses and injuries.

ALL LICENSES EXCEPT FOSTER HOMES—SOCIAL SERVICE STAFF QUALIFICATIONS AND STAFFING RATIOS

NEW SECTION

WAC 388-148-0585 What social service staff do I need for my home or facility? You must provide or arrange for social services by qualified persons who have specific educational training. Except for juvenile detention facilities, social service staff must meet education and training requirements that follow:

(1) One person who provides social services must have a master's degree in social work or a closely related field from an accredited school.

(2) Social service staff without a master's degree in social work or closely related field must have a bachelor's degree in social work or a closely related field. A person with a master's degree must consult at least eight hours per month

with any social service staff who have only a bachelor's degree.

(3) When social services are provided by another agency, you must have a written agreement with the agency describing the scope of service they provide. Written agreements must meet the requirements of this rule.

(4) A social service staff person must review and sign approving the child's treatment plan.

(5) A social service staff person must review and sign approving licensing application packets before they are submitted to DLR.

NEW SECTION

WAC 388-148-0590 What clerical, accounting and administrative services do I need for my home or facility? You must have sufficient clerical, accounting and administrative services to maintain proper records and carry out your program.

NEW SECTION

WAC 388-148-0595 What support and maintenance staff do I need for my home or facility? If you operate a home or facility other than a foster home, you must have sufficient support and maintenance services to maintain and repair your facility, prepare and serve meals.

NEW SECTION

WAC 388-148-0600 Do I need professional consultants for my program? (1) Except for foster homes, you must have consultants available to work with your staff, the children you serve, and the children's family. The consultants that are used by your program must meet the full professional competency requirements in their respective fields. The consultant or consultants must have:

(a) A master's degree from a recognized school of social work or similar academic training in the field they will be advising;

(b) The training, experience, knowledge and demonstrated skills in each area that he or she will be supervising; and

(c) The ability to ensure your staff develop their skills and understanding needed to effectively manage their cases.

(2) Consultants may be hired as staff or operate under a contract with your program.

NEW SECTION

WAC 388-148-0605 Is in-service training required? If you have employees in your home or facility, you must offer in-service training programs for developing and upgrading staff skills.

(1) If you have five or more employees or volunteers, your training plan must be in writing.

(2) You must discuss with the staff your policies and procedures as well as the rules contained in this chapter.

(3) You must provide or arrange for your staff to have training for the services that you provide to children under your care.

(4) Your training on behavioral management must be approved by DLR and must include nonphysical age-appropriate methods of redirecting and controlling behavior, as described in the department's behavior management policy.

(5) You must record the amount of time and type of training provided to staff.

(6) This information must be kept in each employee's file or in a separate training file.

NEW SECTION

WAC 388-148-0610 What are the required ratios of social service staff to children under care? You must meet the minimum ratios of social service staff to children under care as shown in the chart below:

Type of Program	Minimum Ratio of Full-Time Social Service Staff to Children Under Care
Day treatment program	1 to 15
Group homes	1 to 25
Child-placing agency	1 to 25
Maternity services	1 to 25
Regular and secure crisis residential centers	1 to 5

ALL LICENSES, EXCEPT FOSTER HOMES AND CHILD-PLACING AGENCIES FIRE SAFETY REQUIREMENTS

NEW SECTION

WAC 388-148-0615 Are there specific fire safety requirements for the care of nonmobile children? (1) Floors located more than four feet above ground (one-half story up) or in the basement must not be used for care of nonmobile children for safety reasons.

(2) In your staffed residential home, if you care for more than one nonmobile child at a time, the care for both children must be on the ground floor.

NEW SECTION

WAC 388-148-0620 What safety features do I need for hazardous areas? The department requires hazardous areas in your staffed residential home or group care facility to have certain safety features.

(1) Hazardous areas must be separated from the staffed residential home or group care facility by at least a "one-hour" fire-resistant wall. Hazardous areas include rooms or spaces containing:

(a) A commercial-type cooking kitchen;

(b) A boiler;

(c) A maintenance shop;

(d) A janitor closet;

(e) A woodworking shop;

(f) Flammable or combustible materials; or

PROPOSED

(g) Painting operations.

(2) We do not require a fire-resistant wall when:

(a) A kitchen contains only a domestic cooking range; and

(b) Food preparation does not produce smoke or grease-laden vapors.

NEW SECTION

WAC 388-148-0625 What other requirements must I follow for smoke detectors? For a staffed residential home and group care facilities, you must comply with the following additional requirements for smoke detectors:

(1) Smoke detectors must have a UL approval sticker and sound an alarm that is audible in all sleeping and napping areas.

(2) In new construction, required smoke detectors must receive their primary power from building wiring from a commercial source. Wiring must be permanent, with a disconnecting switch only for overcurrent protection.

(3) Smoke detectors must also:

(a) Be equipped with a battery backup; and

(b) Emit a signal when the batteries are low.

(4) If installed in existing buildings or buildings without commercial power, smoke detectors may be solely battery operated.

(5) Single-station smoke detectors must be tested at monthly intervals or in a manner specified by the manufacturer. Records of such testing must be maintained upon the premises.

NEW SECTION

WAC 388-148-0630 What fire prevention measures must I take? The department requires that you must take the following fire prevention measures for your staffed residential home and group care facility:

(1) You must request the local fire department to visit your home or facility to:

(a) Assist care givers in meeting all necessary fire safety requirements; and

(b) Become familiar with your home or facility.

(2) You must assure that furnace rooms are:

(a) Maintained free of lint, grease, and rubbish; and

(b) Suitably isolated, enclosed, or protected.

(3) Flammable or combustible materials must be stored away from exits and in areas that are not accessible to children. Combustible rubbish must not be allowed to collect and must be removed from the building or stored in closed, metal containers away from building exits.

(4) All trash must be removed daily from the building and thrown away in a safe manner outside the building. All containers used for the disposal of waste material must consist of noncombustible materials and have tops.

(5) All electrical motors must be kept free of dust.

(6) Open-flame devices capable of igniting clothing must not be left on, unattended or used in a manner that could result in an accidental ignition of children's clothing.

(7) Candles must not be used.

(8) All electrical circuits, devices and appliances must be properly maintained. Circuits must not be overloaded. Extension cords and multi-plug adapters must not be used in place of permanent wiring and proper outlets.

(9) House and facility numbers must be clearly visible from the street or road in front of the property. Where the home or facility is not clearly visible from the road, the address must be posted at the head of the driveway.

Note: This is to allow emergency vehicles and fire trucks to easily find addresses.

(10) Fireplaces, woodstoves, and similar devices must be installed and approved according to the rules that were in effect at the time of installation (see the local building permit). These devices must be properly maintained and must be cleaned and certified at least once a year or maintained according to the manufacturer's recommendations.

NEW SECTION

WAC 388-148-0635 What are the requirements for fire sprinkler systems? If you have sprinkler systems installed in your staffed residential home or group care facility for fire prevention, you must have them tested and certified yearly by a Washington state licensed fire sprinkler contractor.

NEW SECTION

WAC 388-148-0640 What fire safety procedures to do staffed residential home and group care program staff need to know? You and your staff at the staffed residential home or group care facility must be familiar with safety procedures related to fire prevention.

(1) You and your staff must be familiar with all aspects of the fire drill.

(2) You and your staff must be able to:

(a) Operate all fire extinguishers installed on the premises;

(b) Test smoke detectors (single station types); and

(c) Conduct frequent inspections of the home or facility to identify fire hazards and take action to correct any hazards noted during the inspection.

NEW SECTION

WAC 388-148-0645 What are the requirements for fire drills? (1) You must conduct a fire drill in your staffed residential home or group care facility at least once each month.

(2) You must maintain a written record on the premises that indicates the date and time that drill practices were completed.

NEW SECTION

WAC 388-148-0650 What requirements do you have regarding windows in staffed residential homes and group care facilities? For safety, all escape or rescue windows must not be less than twenty-four inches high by twenty

inches wide and not more than forty-four inches off the floor for exits in staffed residential homes and group care facilities.

NEW SECTION

WAC 388-148-0655 Are there different construction and fire safety requirements for facilities that have mixed groups in the same building? (1) If a facility, such as a regular or a secure crisis residential center (CRC) or group home and a CRC, has mixed groups in the same building, the facility must follow the most stringent construction and fire safety requirements of the two groups.

(2) If a facility is certified by the department of health, such as a secure residential treatment center, the facility must meet construction and fire safety standards for psychiatric hospital security rooms when they have a secure CRC or a secure residential treatment center within the physical structure.

ALL LICENSES, EXCEPT FOSTER HOMES AND CHILD PLACING AGENCIES—FOOD AND MEALS

NEW SECTION

WAC 388-148-0660 Do mealtimes need to be established? You must establish and post a schedule of mealtimes.

NEW SECTION

WAC 388-148-0665 Do you have general menu requirements? The department has menu requirements for group care facilities that care for children.

(1) If you operate a facility other than a foster home or a staffed residential home you must prepare and date daily menus, including snacks, at least one week in advance.

(2) You must provide for the proper storage, preparation, and service of food to meet the needs of the program.

(3) Your program must be in compliance with the department of health standards in chapter 246-215 WAC on food service sanitation.

(4) A menu must specify a variety of foods for adequate nutrition and meal enjoyment.

(5) You must keep the menus on file for a minimum of six months so that we can review your menus.

(6) You must post each person's dietary restrictions, if any, for staff to follow.

GROUP CARE—PROGRAM REQUIREMENTS AND SERVICES

NEW SECTION

WAC 388-148-0670 What types of group care programs are licensed to provide care to children? The following types of programs may be licensed as group care to provide care for children on a twenty-four-hour basis:

(1) Group home programs;

(2) Independent living skills programs;

(3) Maternity services;

(4) Services to children with severe developmental disabilities and medically fragile children; and

(5) Crisis residential centers and secure crisis residential centers; and

(6) Day treatment programs. Day treatment programs are considered group care programs under this chapter, though they are not twenty-four-hour residential programs.

NEW SECTION

WAC 388-148-0675 Do I need approval from any other government agency to be licensed as a group care facility? Except for foster homes and staffed residential homes, an individual or agency must obtain a certificate of compliance from the department of health and the office of the state fire marshal to be fully licensed to provide group care services to children.

NEW SECTION

WAC 388-148-0680 What basic elements must a group care program include? (1) Your group care program must provide a safe and healthy group living environment that meets the developmental needs of the children in your care, including;

(a) A clean, homelike environment;

(b) Basic necessities such as adequate food, appropriate clothing and recreational opportunities;

(c) Safety;

(d) An age-appropriate environment with necessary structure, routine, and rules to provide for a healthy life, growth and development.

(2) Your program must be staffed with employees who are competent to provide for the safety and needs of the children in your care.

(3) Your program must have a written statement that includes your mission, goals, and a description of the services you provide.

NEW SECTION

WAC 388-148-0685 Who may I serve as a group care program provider? (1) If you are a group care program provider, you may serve children who are at least six years of age and meet one of the following conditions:

(a) Have behavior that cannot be safely or effectively managed in foster care;

(b) Need temporary placement awaiting a more permanent placement;

(c) Need emergency placement during a temporary disruption of a current placement;

(d) Have emotional, physical, or mental disabilities; or

(e) Need a transitional living setting.

(2) If your group care program serves children with severe developmental disabilities, medically fragile children, maternity services, or meets RCW 74.15.020 (2)(m), the children may be younger than six years of age.

PROPOSED

NEW SECTION

WAC 388-148-0690 What services must I provide if I have a group care license? You must provide specialized services that are needed by the group that you serve. These services may be provided through your own program or through using other community resources.

NEW SECTION

WAC 388-148-0695 Must I give a child an allowance? Group care facilities must give the children under their care allowances based on age, needs and ability to handle money. These facilities must keep track of allowances given to children in a ledger.

PROPOSED

GROUP CARE—STAFF QUALIFICATIONS AND STAFFING RATIOS

NEW SECTION

WAC 388-148-0700 What are the qualifications for an executive director for a group care program? (1) A group care program executive director or person responsible for the agency administration, agency oversight, and fiscal operation must meet, at a minimum, the requirements that follow.

(a) Be able to communicate to the department the roles, expectations and purposes of the program; and

(b) Work with representatives of other agencies.

(2) They must also meet one of these education or experience requirements:

(a) Have a bachelor's degree in social science or closely related field from an accredited school, and have at least two years' full-time relevant experience; or

(b) Have a minimum of two years of successful, full-time relevant experience, such as working in a group care facility; or

(c) Have a minimum of two years as a foster parent with a letter of recommendation from the licensing agency and/or supervising agency.

NEW SECTION

WAC 388-148-0705 Do I need an on-site program manager at each group care facility? Each group care facility must have an on-site program manager or person with the equivalent training and experience at each facility during business hours.

NEW SECTION

WAC 388-148-0710 What are the responsibilities of the on-site program manager for a group care program? The on-site program manager has the following responsibilities:

(1) Coordinates the day-to-day operations of the program;

(2) Supervises the child care staff;

(3) Oversees the completion of each child's plan of care or treatment.

NEW SECTION

WAC 388-148-0715 What qualifications must the on-site program manager for a group care program have? Each on-site program manager must have the following qualifications:

(1) A bachelor's degree in a social science or closely allied field from an accredited school; or

(2) Five years of successful full-time experience in a relevant field; and

(3) Supervisory abilities that promote effective staff performance; and

(4) Relevant experience, training, and demonstrated skills in each area that he or she will be supervising.

(5) The same person may have the responsibilities of the executive director and the on-site program manager if that person meets the qualifications for both positions.

NEW SECTION

WAC 388-148-0720 What qualifications must the child care staff for a group care program have? The child care staff person is responsible for the care, supervision, and behavior management of children under your care. The department requires the child care staff of each group care program:

(1) Be at least twenty-one years old;

(2) Exception: Child care staff may be eighteen to twenty years old if enrolled and participating in an internship program with an accredited college or university; and supervised by staff twenty-one years or older;

(3) Have a high school diploma or GED;

(4) Have one year of experience working with children;

(5) Have the skills and abilities to work successfully with the challenging behaviors of children in care; and

(6) Have effective communication and problem solving skills.

NEW SECTION

WAC 388-148-0725 What is the ratio of child care staff to children in group care facilities? The department has specific requirements for the ratio of child care staff to children in group care.

(1) The ratio for group homes is at least one child care staff member on site for every eight children during waking hours.

Note: Crisis residential centers, staffed residential homes, maternity programs, and programs for children with severe developmental disabilities have different requirements.

(2) At least two adults, including at least one child care staff person, must be on site whenever more than eight children are on the premises.

(3) To keep the proper ratio of staff to children, the executive director, on-site program manager, support staff and

maintenance staff may serve temporarily as child care staff if they have adequate training.

(4) During sleeping hours of youth, at least one staff person must be awake in all group home programs when:

(a) There are more than six youth in care; and

(b) The major focus of the program is behavioral change rather than the development of independent living skills, such as teen parent and independent living skills programs; or

(c) The youth's behavior poses a safety risk to self or others.

(5) When only one child care staff is on site, a second staff must be on call.

(6) You must have relief staff so that all staff can have the equivalent of two days off a week.

(7) If you have more than one program in one building, such as a group care program and a crisis residential center, you must follow the most stringent staffing ratio requirements.

(8) For certified juvenile detention facilities, at least one child care staff member must be on duty for every ten children in care during the sleeping and waking hours.

GROUP CARE—ROOM REQUIREMENTS

NEW SECTION

WAC 388-148-0730 Do you have room requirements for group care facilities? You must meet the following room requirements to operate a group care facility.

(1) You must provide rooms that are ample in size and properly furnished for the number of children you serve.

(2) You must have a comfortably furnished living room.

(3) You must have a dining room area that is ample in size and suitably furnished for your residents.

(4) Exception: Juvenile detention facilities are not required to meet these first three standards.

(5) With more than twelve children, you must provide at least one separate indoor recreation area. Its size and location must be sufficient for the age and number of the children to engage in recreational and informal education activities.

(6) You must provide a room or area that is used as an administrative office. In addition, suitable offices must be provided for social service staff. In facilities caring for fewer than thirteen children, these offices may be combined with the administrative office.

(7) You must provide a space that can be used as a visiting area.

NEW SECTION

WAC 388-148-0735 When do I need a special care room? (1) If you operate a group facility, you must provide a special care room reserved for the care of a person who needs to be separated from the group due to injury, illness or the need for additional rest.

(2) A special care room must:

(a) Be located in a place that easily allows the person to be supervised;

(b) Have toilet and lavatory facilities that are easily accessible to any person staying in the special care room.

(3) After each use have the area and equipment sanitized if used by any person who is suspected of having a communicable disease.

(4) You may use the special care room for other purposes when it is not needed for the separation and care of an ill or injured person.

NEW SECTION

WAC 388-148-0740 What are the kitchen requirements? (1) You must provide facilities to properly store, prepare, and serve food to meet the needs of the children under your care.

(2) All food service facilities and food handling practices in day treatment programs and group care facilities must comply with rules and regulations of the state board of health governing food service sanitation (see chapter 246-215 WAC).

PROPOSED

SPECIFIC PROGRAM REQUIREMENTS—MATERNITY SERVICES

NEW SECTION

WAC 388-148-0745 Who may provide maternity services? The following programs, homes, facilities, and agencies that may provide or arrange for maternity services include:

(1) Foster homes;

(2) Staffed residential homes;

(3) Group homes for new mothers with infants;

(4) Independent living programs; and

(4) Child placing agencies.

Note: The rules in WAC 388-148-0745 through 388-148-0795 apply exclusively to licensing requirements for agencies providing or arranging maternity service.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 388-148-0750 What maternity services must I provide? If you operate a licensed program for expectant mothers and new mothers with infants, you must provide or arrange for the following services:

(1) Information and referral services to every expectant and new mother who applies for care.

(2) Individual or group counseling sessions, if necessary, about the following topics:

(a) Pregnancy counseling;

(b) Independent living education;

(c) Infant and child care training;

(d) Living arrangements;

(e) Medical care planning;

(f) Legal issues;

(g) Vocational or educational guidance;

(h) Plans for the child;

(i) Financial, emotional or psychological problems;
(j) Relations with parents and birth father; and
(k) Home management and consumer education.
(3) An expectant mother's delivery in a licensed hospital or licensed birthing facility.
(4) Postpartum medical examinations, as prescribed by a physician, to a new mother.
(5) Childcare, as needed.

NEW SECTION

WAC 388-148-0755 How are maternity services delivered? (1) Maternity services must not be contingent upon a parent's decision to keep or relinquish her child.
(2) If you do not directly provide maternity services to an expectant or new mother in your facility, you must either:
(a) Arrange for these services through formal agreements with other community agencies; or
(b) Assist the clients in your program to get these services.

NEW SECTION

WAC 388-148-0760 Do you need to approve daily activities that I offer to expectant or new mothers? The department must approve the program of daily activities that you've developed for expectant or new mothers, whether your program is residential or nonresidential.
(1) The department requires that you provide us with a written program description about the daily activities you offer. The program description must outline educational, recreational, and therapeutic services that you intend to provide to expectant mothers and new mothers with infants.
(2) You must also provide us with a schedule of typical daily activities for the mothers under your care.
Exception: Foster homes are not required meet the standard in this section.

NEW SECTION

WAC 388-148-0765 What types of health education must I offer expectant and new mothers? You need to offer or arrange health education for expectant and new mothers that includes the following areas:
(1) Pregnancy hygiene;
(2) Suitable preparation for childbirth;
(3) The physiological changes during pregnancy;
(4) Examinations and childbirth procedures;
(5) Postnatal and pediatrics care;
(6) Contraception and family planning;
(7) Nutritional requirements for mother and child;
(8) Child health and development; and
(9) Psychological and emotional changes during and after pregnancy.

NEW SECTION

WAC 388-148-0770 Is a group care program required to provide childcare? (1) If your program serves parents with children, you must provide or assist the parent in arranging for licensed childcare when appropriate. An example is when parents are working or are in school and need childcare.
(2) The childcare home or facility must meet licensing requirements (see chapter 388-130 or 388-155 WAC).

NEW SECTION

WAC 388-148-0775 Do expectant and new mothers need to be under a physician's care? Expectant and new mothers must be under a physician's care for pre-natal care to receive maternity services from programs or facilities licensed by the department.

NEW SECTION

WAC 388-148-0780 What are my responsibilities if a specialist is required? You must provide or arrange for consultation regarding pre-natal care by specialists meeting their full professional qualifications when the physician requests pre-natal consultants.

MATERNITY SERVICES—STAFF QUALIFICATIONS AND STAFFING RATIOS

NEW SECTION

WAC 388-148-0785 What is the proper ratio of staff to children in home or group care facilities offering maternity services? Residential programs provide twenty-four-hour care to expectant mothers and to new mothers with infants.
(1) These programs must employ sufficient numbers of residential staff to meet the physical, safety, health and emotional needs of the residents. Residential staff are in charge of supervising the day-to-day living situation for youth.
Note: Child care staff may carry out any maintenance tasks that do not detract from their primary function.
(2) When youth are on the premises, the ratio of staff to residents must be as follows:
(a) At least one residential staff member must be on duty for every eight mothers.
(b) When more than eight persons (including mothers and children) are on the premises, at least two adults, including at least one child care staff must be on duty.
(3) You must have relief staff so that all staff can have the equivalent of two days off a week.

MATERNITY SERVICES—ROOM REQUIREMENTS

NEW SECTION

WAC 388-148-0790 Do you have room requirements for facilities offering maternity services? (1) If you have a residential program for expectant mothers or new mothers with infants, you must meet the room requirements for group facilities (WAC 388-148-0730).

(2) If your facility offers medical clinics, you must have a separate, adequately equipped examination room with adequate nursing equipment.

NEW SECTION

WAC 388-148-0795 How is capacity determined for a maternity services facility? We count the number of mothers and children in determining capacity. The space required for a mother and infant bedroom needs to be considered when determining the capacity of a facility or home (see WAC 388-148-0670).

DAY TREATMENT PROGRAMS—PROGRAM AND SERVICES

NEW SECTION

WAC 388-148-0800 What is the purpose of day treatment programs? (1) A day treatment program must provide educational and therapeutic group experiences for emotionally disturbed children who are not in need of residential care. These services are provided during part of the twenty-four-hour day, usually during a five-day week.

(2) Day treatment is for children who are:

(a) Unable to adjust to school programs due to disruptive behavior, family stress, learning disabilities or other serious emotional disabilities; and/or

(b) Are unable to profit from outpatient child guidance clinic services and related programs.

DAY TREATMENT PROGRAMS—STAFF QUALIFICATIONS AND STAFFING RATIOS

NEW SECTION

WAC 388-148-0805 What staff must my day treatment program have? (1) Your day treatment program must have an executive director to manage the financial and administrative operations of the program and an on-site program manager to supervise the child care staff and the treatment program at the facility.

Note: The executive director and on-site program manager may be the same person if that person is qualified for both positions.

(2) Either the executive director or on-site program manager must be on the premises while the children are in care. Another competent person may be left in charge during the director's and/or program supervisor's temporary absence.

(3) The qualifications for executive director and on-site program manager are outline in WAC 388-148-0700 and 388-148-0715, respectively.

NEW SECTION

WAC 388-148-0810 What consultants must my day treatment program have? If you operate a day treatment program, you must use psychiatrists, psychologists, teachers, and group counselors for children under care as follows. Your day treatment program must:

(1) Receive regular consultation from a child psychiatrist;

(2) Provide or arrange for a psychologist for psychological testing and related services if the child's school does not provide these services;

(3) Provide or arrange for teaching by certified teachers qualified by training or experience in remedial education; and

(4) Use group counselors who are qualified by training or by experience in the care of disturbed children.

NEW SECTION

WAC 388-148-0815 What is the ratio of counselor and teaching staff to children in a day treatment program? There must be one counselor or teacher for every six children who are in a day treatment program.

GROUP CARE PROGRAMS FOR MEDICALLY FRAGILE CHILDREN AND CHILDREN WITH SEVERE DEVELOPMENTAL DISABILITIES—PROGRAM AND SERVICES

NEW SECTION

WAC 388-148-0820 What type of care is offered for medically fragile children and children with severe developmental disabilities? Specialized group care programs are designed to provide residential care to children who need intensive personal care due to medical fragility and/or severe developmental disabilities. The children may require skilled health care, physical therapy, or other forms of therapy.

NEW SECTION

WAC 388-148-0825 Who provides services for medically fragile children and children with severe developmental disabilities? Individuals and agencies are licensed to provide services to medically fragile children and children with severe developmental disabilities, including staffed residential homes, group homes and child-placing agencies.

NEW SECTION

WAC 388-148-0830 What services must you provide for medically fragile children and children with severe developmental disabilities? (1) If you care for medically fragile children and children with severe developmental disabilities you must ensure the following services are provided, if prescribed by a physician:

(a) An individualized treatment plan suited to the unique needs of each child in care; and

(b) Care by physicians, including surgeons, general and family practitioners, and specialists in the child's particular diagnosis on either a referral, consultative, or ongoing treatment basis.

PROPOSED

(2) You must also provide the following nursing services, if prescribed by a physician, if you care for medically fragile children, or children with severe developmental disabilities unless these children are in a foster home:

(a) Sufficient licensed nursing staff to meet the nursing care needs of the children; or

(b) Regular nursing consultation that includes at least one weekly on-site visit by a registered nurse.

NEW SECTION

WAC 388-148-0835 Do I need to have a multidisciplinary care plan for medically fragile children and children with severe developmental disabilities? If you operate a program licensed for the care of medically fragile children and children with severe developmental disabilities, you must maintain a multidisciplinary plan of care for each child in care.

PROPOSED

NEW SECTION

WAC 388-148-0840 What must the multidisciplinary care plan for a medically fragile child or a child with severe developmental disabilities include? The multidisciplinary care plan must address the social service, medical, nutritional, rehabilitative, and educational needs of each medically fragile child or child with severe developmental disabilities.

(1) The plan must describe:

(a) The care given for each child;

(b) The goals to be accomplished; and

(c) The professional services responsible for each element of care.

(2) The care plan must be reviewed, evaluated, and updated annually by professional staff involved in the care of the child to re-evaluate each child's condition, progress, prognosis and need for ongoing care and services.

(3) You must record progress reports in the child's record on a quarterly basis.

NEW SECTION

WAC 388-148-0845 What are the requirements for nurses in programs who care for medically fragile children or children with severe developmental disabilities? If nursing services are prescribed by a physician, the department has several requirements for programs that care for medically fragile children or children with severe developmental disabilities.

(1) The registered nurse's name, address, and telephone number must be readily available.

(2) The agency or program must have the nurse assist in implementing a regular health care program that both:

(a) Oversees the health of all children; and

(b) Provides follow-up care of special health needs identified by the child's physician or facility or program staff.

(3) The agency or program must have the nurse advise and assist nonmedical personnel in maintaining medical records, meeting daily health needs, and caring for children with minor illnesses and injuries.

NEW SECTION

WAC 388-148-0850 When do I use a nurse? You must use a nurse to consult with you at your home or facility if you have infants, medically fragile children or children with severe developmental disabilities under your care and meet these specific conditions:

(1) If you have four or more infants, you must arrange for monthly on-site visits with a registered nurse that is trained or experienced in the care of young children.

(2) You must have a written agreement with the registered nurse about your infant care program.

(3) If you have children with severe developmental disabilities requiring nursing services, you must have a registered nurse on staff or under contract.

(4) The nurse must advise you and your staff on your infant care program and your child health program.

(5) You must document the nurse's on-site visits.

(6) The nurse's name and telephone number must be posted or otherwise available in your home or facility.

GROUP CARE PROGRAMS FOR MEDICALLY FRAGILE CHILDREN OR CHILDREN WITH SEVERE DEVELOPMENTAL DISABILITIES—ROOM REQUIREMENTS

NEW SECTION

WAC 388-148-0855 Do I need to provide a therapy room for children with severe developmental disabilities? (1) If you care for children with severe developmental disabilities, you must provide them with a room for physical and occupational therapy, if these services are prescribed by a physician. The room must be adequate for storing equipment used during therapy sessions.

(2) If you do not have a room for physical and occupational therapy, you must arrange for these therapies outside of your facilities.

NEW SECTION

WAC 388-148-0860 Are there additional room requirements if I serve children with severe developmental disabilities? If you operate a group care program that serves children with severe developmental disabilities, you must follow these additional room requirements.

(1) If you are licensed to care for thirteen or more children, you must provide separate, safe play areas for children under one year of age or children not walking. The department must approve the rooms or areas.

(2) Children under one year of age must be cared for in rooms or areas separate from older children.

(3) No more than eight children under one year of age may be in the room at a time.

(4) Hand-washing facilities must be available in these rooms.

GROUP CARE PROGRAMS FOR MEDICALLY FRAGILE CHILDREN AND CHILDREN WITH SEVERE DEVELOPMENTAL DISABILITIES—FOOD AND MEALS

NEW SECTION

WAC 388-148-0865 What food requirements exist for medically fragile children and children with severe developmental disabilities? There may be specific food requirements if you operate a home or facility that cares for medically fragile children and children with severe developmental disabilities:

(1) All modified diets must be planned, reviewed, and approved by a dietitian. You must use the services of a dietitian who meets current registration requirements of the American dietetic association.

(2) You must follow the dietary plan for each child as prescribed by the child's physician. You must document in the child's file that staff are following the physician's order.

GROUP CARE PROGRAMS FOR MEDICALLY FRAGILE CHILDREN AND CHILDREN WITH SEVERE DEVELOPMENTAL DISABILITIES—RECORD-KEEPING

NEW SECTION

WAC 388-148-0870 What additional record-keeping requirements exist for medically fragile children and children with severe developmental disabilities? (1) In addition to meeting standard requirements for keeping records (see WAC 388-148-0120 through 388-148-0140), you must also keep the following information for any medically fragile child and child with severe developmental disabilities:

(a) Information you received upon admission including family background, current diagnosis and medical status, an inventory of personal belongings, medical history, and a report of a physical examination and diagnosis by a physician;

(b) Information about the child's daily care including treatment plans, medications, observations, medical examinations, physicians' orders, allergic responses, consent authorizations, releases, diagnostic reports, and revisions of assessments;

(c) Upon discharge, a summary including diagnoses, treatments, and prognosis by the person responsible for providing care, and any instructions and referrals for continuity of care; and

(d) Evidence of meeting criteria for eligibility for services from the division of developmental disabilities.

(2) If the child has died, you must also have the following information:

(a) The time and date of death;

(b) Apparent cause of death;

(c) Notification of the physician and relevant others (including the coroner if necessary); and

(d) Regarding the disposal of the child's body and how the child's personal effects will be dealt with.

CRISIS RESIDENTIAL CENTERS—PROGRAM/LEVELS OF SECURITY/PLACEMENT AND SERVICES

NEW SECTION

WAC 388-148-0875 What types of crisis residential centers may be licensed? (1) A facility may be licensed as a regular crisis residential center (CRC) or a secure crisis residential center.

(2) A foster home may be licensed as a family CRC. The foster home licensed, as a CRC, must meet the licensing standards for foster homes outlined in this chapter.

(3) Family CRCs and regular CRCs are not locked facilities, but are operated in a way that reasonably assures that youth placed there will not run away.

Note: Regular CRCs are also known as semi-secure CRCs, as referred to in RCW 13.32A.030 (13) and (14).

(4) A secure facility is designed and operated to prevent a youth from leaving without permission of the staff. This facility has locking doors, locking windows, or secured perimeters.

NEW SECTION

WAC 388-148-0880 What levels of secure CRCs exist? The department licenses two types of secure crisis residential centers (CRCs): Level one and level two. Level one is the most secure facility and level two is the least secure facility.

NEW SECTION

WAC 388-148-0885 What are the requirements for a level-one secure CRC? A level-one crisis residential center (CRC) must meet each of these requirements:

(1) Be a free-standing facility, separate unit, or separate building within a campus with windows and exterior doors that prevent exit.

(2) Meet or exceed the current state building code when locking doors and windows prevent exit.

(3) Ensure that no youth is kept in a locked room that isolates the youth from the general population and/or staff.

(4) Maintain a recreation area, within the secured facility or secured on the property of the facility, that can support youth's vigorous physical activity. (Any fences used to secure the recreation area must meet or exceed the specifications of the level-two CRC referenced in WAC 388-148-0890(3)).

NEW SECTION

WAC 388-148-0890 What are the requirements for a level-two secure CRC? A level-two secure crisis residential center (CRC) must meet each of these requirements:

PROPOSED

(1) Prevent unauthorized entering and exiting with a nonscalable fence around the perimeter of the facility property;

(2) Not prevent exit by locking facility doors or windows;

(3) Design the nonscalable fence that does not cause injury, such as avoiding use of electrification, razor wire or concertina wire;

(4) Ensure that no youth is kept in a locked room that isolates him or her from the general population and/or staff; and

(5) Maintain a recreation area surrounded by a nonscalable fence that can support youth's vigorous physical activity.

PROPOSED

NEW SECTION

WAC 388-148-0895 May a juvenile detention center operate as a secure CRC? (1) A juvenile detention center may operate as a secure crisis residential center (CRC). The physical facility must be operated so that no direct communication or physical contact can be made between a resident of the secure crisis residential center and a person held in the detention facility.

(2) Staff assigned to the secure crisis residential center youth must not be simultaneously assigned to the juvenile detention center residents on the same shift.

NEW SECTION

WAC 388-148-0900 What youth may a CRC serve?

All CRCs

A crisis residential center (CRC) provides emergency, temporary residence to youth ages twelve through seventeen who meet one of the following criteria:

(1) Are beyond the control of their parents or guardians and behave in a way that endangers any person's welfare;

(2) Need assistance getting food, shelter, health care, clothing, educational services, and/or resolving family conflicts;

(3) Need temporary protective custody; or

(4) Have parents who are not able or willing to continue efforts to keep the family together.

Secure CRCs

Youth ordered by the court to serve time for contempt on CHINS, APY, or truancy orders may be ordered into a secure CRC that is co-located with a detention facility.

NEW SECTION

WAC 388-148-0905 Can law enforcement officers place youth in secure CRCs? Law enforcement officers must place youth in secure crisis residential centers (CRCs), when available, when youth:

(1) Are runaways;

(2) Are in dangerous situations; or

(3) Are in violation of curfew.

NEW SECTION

WAC 388-148-0910 What hours do CRCs have to be open? Crisis residential centers (CRC) must be open twenty-four hours a day, seven days a week.

NEW SECTION

WAC 388-148-0915 What steps must be taken after a youth is admitted into a CRC?

All CRCs

(1) The director or designee of a crisis residential center (CRC) must immediately notify the parents of the youth who has been admitted.

(2) If the director or designee of any CRC is unable to contact the youth's parents within, forty-eight hours, he or she must:

(a) Contact the department and request that the case be reviewed for dependency filing under chapter 13.34 RCW or "child in need of services" filing under chapter 13.32A RCW; and

(b) Document the contact with the department in the youth's case record.

Secure CRCs

(3) Within the first twenty-four hours after admitting a youth to a secure crisis residential center, and each twenty-four hours after, the director or designee must assess the youth's risk of running.

(4) The CRC director or designee must determine what type of CRC, regular or secure, would be best for the youth.

(5) The CRC director or designee must use the following criteria in making the decision, considering the safety, health and welfare of the youth and others:

(a) The youth's age and maturity;

(b) The youth's physical, mental, and emotional condition upon arrival at the center;

(c) The circumstances that led to the youth's placement at the facility;

(d) The youth's behavior;

(e) The youth's history of running away;

(f) The youth's willingness to cooperate in conducting the assessment;

(g) The youth's need for continued assessment, protection, and intervention services in a CRC; and

(h) The likelihood the youth will remain at a CRC.

(6) The CRC director or designee must put the decision about the youth's status in writing in the youth's file.

(7) After a youth is admitted, the CRC director or designee must ensure that a youth is assessed for any health needs requiring immediate attention.

(8) By the first school day after admission, the crisis residential center staff must:

(a) Notify the youth's school district about the youth's placement; and

(b) Assess the youth for any educational needs as a part of the assessment process for inclusion in the discharge summary.

NEW SECTION

WAC 388-148-0920 What if a youth seems unlikely to remain in a regular CRC? If a crisis residential center (CRC) director or designee decides that a youth is unlikely to stay in a regular facility, he or she must make reasonable efforts to transfer the youth to a secure facility.

NEW SECTION

WAC 388-148-0925 What happens when no space exists at a secure CRC? If space is not available in a secure crisis residential center (CRC), the director or designee of the secure CRC may transfer a different youth from that facility to a regular CRC as long as the youth:

(1) Has been in the secure facility for at least twenty-four hours; and

(2) Is considered likely to remain at a regular CRC facility.

NEW SECTION

WAC 388-148-0930 How is a youth transferred from one type of CRC to another? After deciding that a youth needs to be transferred from one type of crisis residential center (CRC) to another, the director or designee initiating the change must take these steps:

(1) Obtain the department's agreement with the transfer decision.

(2) Communicate with the CRC where the youth is being relocated:

(a) Assure mutual agreement with the transfer decision; and

(b) Make sure that space for the youth is available to support the transfer.

(3) Document all communication related to the transfer into the youth's file.

(4) The CRC director or designee initiating the transfer must establish and maintain the following written documents:

(a) Transfer procedures for the transfer of youth to another crisis residential center; and

(b) Protocols/agreements with the other crisis residential center's director for youth transfers.

NEW SECTION

WAC 388-148-0935 How long may a youth stay at a CRC? All CRCs

(1) Youth may stay in any crisis residential center (CRC) for up to five days.

(2) If a youth has been transferred between CRCs, the total number of days spent in both CRCs may not exceed five days.

Secure CRCs

(3) Any youth admitted to a secure CRC must remain there for at least twenty-four hours, unless their parent or guardian removes them.

NEW SECTION

WAC 388-148-0940 What does a youth's orientation to a CRC need to include? (1) As part of admission to a crisis residential center (CRC), the CRC staff must give an orientation to youth that includes, but is not limited to:

(a) A description of the CRC's program and services;

(b) The physical facility;

(c) The department-approved policy that states that youth may not have guns and other weapons, alcohol, tobacco, and drugs within the facility; and

(d) The department-approved policy on client visitation that includes access to the youth's attorney.

(2) Written documentation of this orientation must be in each youth's file.

NEW SECTION

WAC 388-148-0945 What intervention services must be provided or arranged for by the CRC? (1) Crisis residential centers (CRCs) must provide or arrange, at a minimum, the following services:

(a) Assessment of the family in order to develop a treatment plan for the youth;

(b) Family counseling focused on communication skills development and problem solving;

(c) Individual and/or group counseling; and

(d) Referrals to transition the family to community-based services.

(2) Intervention services must be documented, in writing, in the youth's case record.

NEW SECTION

WAC 388-148-0950 What behavior management practices are required for a CRC? (1) Crisis residential centers (CRC) must follow the department's behavioral management policy as specified in the general licensing requirement section of this chapter (see WAC 388-148-0465 through 388-148-0495).

(2) A CRC must develop policies and procedures when the behavior management practices include use of physical restraint, including:

(a) Who may authorize the use of physical restraint; and

(b) Under what circumstances physical restraint may be used, including time limitations, re-evaluation procedures, and supervisory monitoring.

(3) Written policies and procedures about using physical restraint must be submitted to the department for approval before the policies and procedures are implemented.

(4) All staff must be trained in behavior management techniques prior to using physical restraint.

CRISIS RESIDENTIAL CENTERS—MULTIDISCIPLINARY TEAM

NEW SECTION

WAC 388-148-0955 What is the purpose of a multidisciplinary team in a CRC? (1) Crisis residential centers

PROPOSED

(CRC) must have multidisciplinary teams available as a service to youth and their families, if they request the service.

(2) The purpose of the multidisciplinary team is to evaluate the youth and the youth's family and when agreed to by the family, assist the with any of the following services:

(a) Developing a plan for accessing available social and health-related services;

(b) Obtaining referrals to a chemical dependency specialist and/or county-designated mental health professional;

(c) Recommending no further intervention because the youth and family have worked out the problems that were causing family conflicts; and

(d) Reconciling the youth and family.

(3) Members of multidisciplinary teams may include:

(a) Educators;

(b) Law enforcement personnel;

(c) Court personnel;

(d) Family therapists or mental health providers;

(e) Chemical dependency treatment providers;

(f) Licensed health care practitioners;

(g) Social service providers;

(h) Youth residential placement providers;

(i) Other family members;

(j) Church representatives; and

(k) Members of the family's community.

NEW SECTION

WAC 388-148-0960 When may a multidisciplinary team be requested? (1) After a youth is admitted into a crisis residential center (CRC), the CRC director or designee must advise the parent or guardian and the youth of their rights to request a multidisciplinary team.

(2) The director or designee also may set up a multidisciplinary team when he or she:

(a) Believes that the:

(i) Youth is a "child in need of services" under RCW 13.32A.030; and

(ii) Parent is unavailable or unwilling to continue efforts to maintain the family structure.

(b) Needs help contacting the youth's parents. If the director or designee is unable to contact the parent or guardian within forty-eight hours, the director or designee must:

(i) Contact the department and request the case be reviewed for a dependency filing under chapter 13.34 RCW or a "child in need of services" filing under chapter 13.32A WAC; and

(ii) Document this information in the child's case file.

NEW SECTION

WAC 388-148-0965 How is a multidisciplinary team convened? (1) The crisis residential center (CRC) director or designee must notify the members of the multidisciplinary team of the need to convene.

(2) The director or designee must:

(a) Tell the youth's parents or guardians about the multidisciplinary team if the parents did not make the initial request to form a team;

(b) Advise the parents of their right to select additional members; and

(c) Assist in getting prompt involvement of additional persons that the parent or youth have requested to be added to the multidisciplinary team.

NEW SECTION

WAC 388-148-0970 May a parent disband the multidisciplinary team? (1) The crisis residential center (CRC) director or designee must advise the parents of their right to disband the multidisciplinary team within twenty-four hours after they receive notice of the team forming, excluding weekends and holidays.

(2) Parents may disband the multidisciplinary team:

(a) Unless a dependency petition has been filed (under RCW 13.32A.140); or

(b) After a dispositional hearing has taken place ordering out-of-home placement for the youth.

CRISIS RESIDENTIAL CENTERS—STAFF QUALIFICATIONS AND STAFFING RATIOS

NEW SECTION

WAC 388-148-0975 What qualifications must a crisis residential center executive director have? A crisis residential center executive director must meet the same qualifications that are specified for group care executive directors (see WAC 388-148-0700).

NEW SECTION

WAC 388-148-0980 Do I need a program manager on-site at each facility? Each crisis residential center facility must have an on-site program manager or person meeting those qualifications to coordinate the day-to-day operations of the facility on the premises during business hours, when youth are present.

NEW SECTION

WAC 388-148-0985 What qualifications must the on-site program manager for a crisis residential program have? Each on-site program manager must meet the qualifications outlined under WAC 388-148-0710.

NEW SECTION

WAC 388-148-0990 What additional qualifications must the crisis residential center youth care staff have? (1) At a crisis residential center (CRC), the primary duties of the youth care staff are the care, supervision, and behavioral management of youth. All youth care staff in a CRC must meet the qualifications for youth care staff in a group care program (see WAC 388-148-0715).

Additional CRC youth care staff qualifications

(2) Additional requirements for youth care staff that work in a CRC are as follows:

(a) At least fifty percent of the youth care staff must have completed:

(i) A bachelor's degree; or

(ii) At least two years of college and one year of work in a residential care program for adolescents.

Note: Youth care staff may substitute experience for education on a year-for-year basis. A Bachelor of Arts degree in behavioral or social science may substitute for experience.

(3) The remaining youth care staff must have at least a high school diploma or GED and one of the following:

(a) One year of successful experience working with youth in a group setting;

(b) One year of successful experience as a foster parent for three or more children;

(c) Have skills and abilities to work successfully with the challenging behaviors of children in care; and

(d) Have effective communication and problem solving skills.

Note: Two years of college may be substituted for the required experience.

(4) Each youth care staff person must be at least twenty-one years of age, unless they are between eighteen and twenty-one, enrolled and participating in an internship program with an accredited college or university.

Note: Staff under twenty-one years of age must be supervised by a staff twenty-one years old or older.

NEW SECTION

WAC 388-148-0995 What are the ratio requirements of youth care staff to youth in crisis residential centers? (1) You must ensure the safety of the youth that are residing in crisis residential centers (CRCs) by maintaining staffing ratios. This may require a staffing ratio higher than the minimum listed if necessary for the health and safety of youth and/or staff.

Regular CRCs

(2) At all times, regular crisis residential centers must have at least one youth care staff on duty for every four youth in care.

(3) Regular crisis residential centers must have at least two awake youth care staff on duty during waking hours.

(4) Regular crisis residential centers must have at least one awake youth care staff on duty during sleeping hours of the youth. One or more additional (back-up) staff must be on the premises during sleeping hours to maintain staffing ratios.

Under extraordinary circumstances, the DLR director may approve an alternative back-up plan.

Secure CRCs

(5) At all times, secure crisis residential centers must have at least two staff on site at all times when youth are present.

(6) At all times, secure crisis residential centers must have at least one youth care staff on duty for every three youth in care.

(7) At all times, secure crisis residential centers that are located in the same facility as detention facilities must have the at least one awake youth care staff on duty for every four youth in care.

CRISIS RESIDENTIAL CENTERS—STAFF TRAINING

NEW SECTION

WAC 388-148-1000 What training must staff at a crisis residential center have? (1) All staff working at a crisis residential center (CRC) must complete a minimum of sixteen hours of pre-service job orientation prior to beginning unsupervised child care responsibilities. Training must include:

(a) Presentation of the CRC agency's policies and procedures manual;

(b) Behavior management techniques;

(c) Crisis intervention techniques;

(d) Family intervention techniques;

(e) Child abuse and neglect reporting requirements;

(f) Youth supervision requirements; and

(g) HIV/AIDS/Blood-borne pathogen training.

(2) Staff working at a CRC must complete a minimum of twenty-four hours of on-going education and in-service training annually. This training must include:

(a) Crisis intervention techniques, including verbal de-escalation, positive behavior support, and physical response/restraint training as approved by the department;

(b) Behavior management techniques;

(c) Substance abuse;

(d) Suicide assessment and intervention;

(e) Family intervention techniques;

(f) Cultural diversity;

(g) Mental health issues and interventions;

(h) Mediation skills;

(i) Conflict management/problem-solving skills;

(j) Physical and sexual abuse; and

(k) Emergency procedures.

(3) All staff working at a CRC must have current first aid and CPR training.

(4) The director or designee of the CRC must document completion of all training in each staff person's personnel file.

CRISIS RESIDENTIAL CENTERS—RECORD-KEEPING

NEW SECTION

WAC 388-148-1005 What record keeping is required for crisis residential centers? (1) Crisis residential centers (CRC) must follow the general licensing requirements for record keeping (see WAC 388-148-0125).

(2) In addition, a CRC must record:

(a) The time and date a placement is made;

(b) The names of the person and organization making the placement; and

(c) Reasons for the placement.

PROPOSED

PROPOSED

NEW SECTION

WAC 388-148-1010 What additional record-keeping requirements exist for secure crisis residential centers? (1) If you operate secure crisis residential centers (CRC), you must maintain, at a minimum, hourly logs of where the youth are physically located.

(2) You must have a policy on the use and retention of these logs, including but not limited to staff briefings between shifts to verify:

(a) Where youth are physically located at each shift change; and

(b) That weekly inspections take place of any security devices.

(3) You must retain these logs for seven years.

(4) You must also maintain a log and written report that identifies all incidents requiring physical restraints for a youth. (see WAC 388-148-0495)

(5) Within seven days of a youth's discharge, you must send the child's social worker a written summary that includes, but is not limited to:

(a) Community-based referrals;

(b) Assessment information on the family and child;

(c) Family reconciliation attempts;

(d) Contacts with families and professionals involved;

(e) Recommendations for all family members;

(f) Medical and health related issues; and

(g) Any other concerns, such as legal issues and school problems.

(6) You must retain a copy of any discharge summaries in the youth's case record at the secure crisis residential center.

STAFFED RESIDENTIAL HOMES—PROGRAM AND SERVICES

NEW SECTION

WAC 388-148-1015 What is the purpose of a staffed residential home? A staffed residential home may employ staff to provide twenty-four-hour care to children who:

(1) Are unable to successfully live in a foster home;

(2) Have emotional disturbances or physical or mental disabilities;

(3) Are medically fragile; or

(4) Are in transition from residential care to a foster home.

NEW SECTION

WAC 388-148-1020 Must a staffed residential home operate in conjunction with another program? A staffed residential home for children may be operated only in conjunction with a licensed child-placing agency or group care program. It may also be operated under a contract or written agreement with children's administration or the division of developmental disabilities.

NEW SECTION

WAC 388-148-1025 What must be included in a written agreement to provide services as a staffed residential home? A written agreement with children's administration to provide services to children as a staffed residential home must include but is not limited to:

(1) The number of children served at one time;

(2) The expectations of services to be provided;

(3) The steps to be taken to include the child's family;

(4) The plan on how coordination will occur with community partners;

(5) The plan on how permanency planning for the children will take place;

(6) A safety and supervision plan for each child; and

(7) A behavior management plan for each child, as appropriate.

NEW SECTION

WAC 388-148-1030 What services must a staffed residential home provide? (1) A staffed residential home must be able to provide the specialized services required by the group that is served in the staffed residential home. These services may be provided through your own program or through using other community resources.

(2) You must provide care and supervision for children you serve in a staffed residential home, considering their ages and physical conditions.

(3) You must submit a written program description for department approval that includes:

(a) A list of services that you will provide to children and their families;

(b) Who and how these services will be carried out; and

(c) A schedule of typical daily activities for the children under your care.

(4) Services for children must include:

(a) Transportation;

(b) Teaching social and living skills;

(c) Opportunities for play and recreation; and

(d) Opportunities to participate in community and cultural activities.

STAFF RESIDENTIAL HOMES—STAFF QUALIFICATIONS, STAFFING RATIOS, AND CAPACITY

NEW SECTION

WAC 388-148-1035 Who must be on the premises when children are under care at a staffed residential home? (1) The executive director must be on the premises of the staffed residential home a minimum of twenty hours per week, with half of that time when children are present.

(2) The on-site program manager or a person meeting the same qualifications must be on the premises of the staffed residential home during business hours when children are under care if:

(a) There are more than six children in care; and

(b) The major focus of the program is behavioral rather than the development of independent living skills such as a teen parent program or responsible living skills program; or

(c) The youth's behavior poses a risk to self or others.

NEW SECTION

WAC 388-148-1040 What are the qualifications for staff at a staffed residential home? The executive director, on-site program manager, and child care staff at a staffed residential home must meet the qualifications outlined for group care program section (WAC 388-148-0700, 388-148-0715, and 388-148-0720).

NEW SECTION

WAC 388-148-1045 What is the ratio of child care staff to children in staffed residential homes? (1) You must meet the minimum ratios of child care staff to children under care at a staffed residential home.

(2) To keep the proper ratio of staff to children, the director, support staff and maintenance staff may serve as child care staff if they have adequate training.

(3) The ratio for staffed residential homes is, at least, one child care staff for every six children during waking hours of children.

(4) During sleeping hours of youth, at least, one staff person must be awake when:

(a) There is a written supervision agreement or a contract with the department of social and health services specifying an awake staff for either the program or a specific child; or

(b) The youth's behavior poses a safety risk to self and/or others.

(5) The need for overnight supervision must be documented in each child's treatment plan, if awake supervision is necessary.

(6) You may only be licensed for maximum of three pregnant or parenting youth

(7) When only one child care staff person is on duty, a second person must be on call and available to respond within one half-hour.

(8) You must have relief staff so that all staff can have the equivalent of two days off a week. This is not required for family members if the staffed residential home a family residence.

NEW SECTION

WAC 388-148-1050 How many children may I serve in my staffed residential home? The department restricts the number of children that a licensed staffed residential home may serve.

(1) The department may license a staffed residential home for six or fewer children. The total number of children in your home or facility must not exceed six at any time.

(2) The department may restrict the number of children in a staffed residential home according to the age and needs of the children.

(3) If only one staff person is on duty at a staffed residential home providing maternity services, that home must not care for more than four persons under the age of eighteen. An additional staff person is required to care for more than four children.

(4) You may have only two children under two years of age in your home at a time.

(5) The department may license a staffed residential home for up to three children with mental or physical disabilities that are severe enough to require nursing care if you meet the following conditions:

(a) You provide staff that are qualified by training and experience to provide proper care, including necessary medical procedures; and

(b) The children's treatment is under the supervision of physicians.

STAFFED RESIDENTIAL HOMES—ROOM REQUIREMENTS

NEW SECTION

WAC 388-148-1055 Are there room requirements for staffed residential homes? The department has certain requirements for rooms that you must meet in order to operate a staffed residential home.

(1) You must provide rooms that are ample in size and properly furnished for the number of children you serve.

(2) You must provide each of the following rooms or areas:

(a) Bedrooms that meet general licensing requirements (WAC 388-148-0260 through 388-148-0270) and have additional space for any special medical equipment needed by children;

(b) At least one comfortably furnished living room;

(c) A dining room area that is ample in size and suitably furnished for your residents;

(d) At least one separate indoor recreation area with a size and location that is suitable for recreational and informal education activities;

(e) A room or area that may be used as an administrative office; and

(f) A visiting area where visitors can have privacy.

(3) The licensor and staffed residential home director may decide what rooms may have multiple uses (for example, dining room and recreation area or visiting area and living room).

CHILD PLACING AGENCIES—PROGRAM/SERVICES/OUT-OF-STATE PLACEMENTS

NEW SECTION

WAC 388-148-1060 What services may a child-placing agency provide? The department licenses child-placing agencies to provide:

(1) Certification of eligible foster homes meeting full licensing requirements;

(2) Maternity services to expectant mothers;

(3) Specialized (treatment) foster care;

PROPOSED

(4) Residential care programs, such as group homes, crisis residential centers, and independent living skills programs; and

(5) Adoption services.

NEW SECTION

WAC 388-148-1065 Do child-placing agency foster homes and group care facilities need to be licensed before placements? The department must license all foster homes and group care facilities that are used by child-placing agencies before any children are placed in them (see WAC 388-148-0015).

NEW SECTION

WAC 388-148-1070 What health histories need to be provided to foster or adoptive parents? (1) To meet department requirements, your child-placing agency must provide adoptive (see WAC 388-25-0330), or foster parents with the following information when available, at the time of placement:

(a) The mental and physical health histories of the birth parents;

(b) A written health history for each child prior to placement, including a history of immunizations, allergies, previous illnesses, and conditions that may adversely affect the child's health; and

(c) The developmental and psychological history for the adoptive children.

Note: You must arrange for the child's medical examinations, immunizations, and health care as required by WAC 388-148-0335 and 388-148-0340.

(2) The adoptive parent(s) must sign one copy of the report, showing that they have received the information. You must retain this signed copy in the child's permanent file.

(3) When the child is being placed for adoption, your report must not contain information that might identify the birth parents.

NEW SECTION

WAC 388-148-1075 When may child-placing agencies from outside the state place children in this state? Child-placing agencies with offices in other states or another country may arrange to place children in Washington state under each of the following conditions:

(1) The out-of-state agency must be fully licensed, certified, or recognized for child-placing functions in its own home state or country.

(2) All public and private agencies must comply with the requirements of the "interstate compact on the placement of children (ICPC)" (see RCW 26.34.011).

Note: Contact the ICPC program manager with children's administration for more information.

(3) The in-state facility receiving children is responsible for:

(a) Conducting a study of the home where the child will be placed;

(b) Related case management; and

(c) Supervising the placement until the child is legally adopted, reaches eighteen years of age, or returns to the originating state.

(4) An out-of-state agency must give us copies of the following written documents:

(a) Written agreements with Washington state agencies;

(b) Evidence of the agency's legal authority to place the child; and

(c) Certification that the agency will assume financial responsibility for any child placed in Washington state until the child is adopted, financially independent, or reaches the age of eighteen.

CHILD PLACING AGENCIES—ROOM REQUIREMENTS

NEW SECTION

WAC 388-148-1080 Are child-placing agencies required to have office space? You must be housed in offices that are adequately equipped to carry out your child-placing agency's programs and that can offer privacy for interviews with parents and children and storage space.

CHILD PLACING AGENCIES—FOSTER CARE SERVICES

NEW SECTION

WAC 388-148-1085 How may my child-placing agency certify a foster home for licensing by the department? (1) To certify a foster home for licensing by the department, you must use applications, home study forms, and procedures that are approved by the department (see WAC 388-148-0050 through 388-148-0080).

(2) A foster home must be certified by your child-placing agency as meet the licensing requirements your child-placing in order to be licensed by the department.

NEW SECTION

WAC 388-148-1090 What children may child=placing agency foster homes accept? As part of our requirements, foster homes that child-placing agencies certify as meeting our licensing requirements may accept children only from:

(1) The licensed child-placing agency that certified the foster home; or

(2) The department, as long as these conditions are met:

(a) The child is in the legal custody of, or is under the department's supervision; and

(b) The child placements are approved in advance in writing by the child-placing agency responsible for supervising the foster home or facility.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 388-148-1095 May different child-placing agencies shall eligible foster parents for placement? (1) Different child-placing agencies may share eligible foster parents for placement as long as safety and health requirements are met.

(2) The participating agencies must have written agreements between them specifying the criteria and conditions for sharing foster parents prior to the placement of the children. This includes child-placing agencies placing children in DCFS foster homes.

(3) The written agreements must specify roles and responsibilities of each agency.

NEW SECTION

WAC 388-148-1100 What do I need to consider in making foster care placements? (1) In planning a foster care placement for a child, you must consider:

(a) The child's basic right to their own home and family;

(b) The importance of providing skillful professional service to the child's birth parents to help them meet each child's needs in the home;

(c) Each child's individual needs, cultural, and religious background and family situation;

(d) The wishes and participation of each child's parent(s); and

(e) The selection of a foster home that will enhance each child's capacities and meet each child's individual needs.

(2) You must use a written social summary for each child as the basis for acceptance for foster care and related social services.

(3) Every foster care placement that you facilitate must be based on well-planned, individual preparation of the child and the child's family. However, in an emergency situation, you may place a child in a foster home prior to preparing the child and the child's family.

(4) A child may be placed in foster care only with the written consent of the child's parents, a protective custody order, or under a court order. This consent or order must include approval for emergency medical care or surgery.

NEW SECTION

WAC 388-148-1105 May I share information about the child with the foster parents? (1) You must give foster parents any information that may be shared about the child and the child's family. Sharing information about behavioral and emotional problems is especially important. This helps foster parents make an informed decision about whether or not to accept a child in their home.

(2) You must inform the foster parents that this information is confidential and can not be shared with persons who are not involved with the care of the child.

(3) You must document in the child's file that you have shared this information at the time of placement.

NEW SECTION

WAC 388-148-1110 How often should the case manager contact the foster child and family? The case manager must contact a foster child and the foster child's foster family, according to a case plan that reflects the child's needs. Case managers must make in-home health and safety visits as required by children's administration policy. Each foster child and one or both foster parents must be seen at each visit.

CHILD PLACING AGENCIES—ADOPTION SERVICES

NEW SECTION

WAC 388-148-1115 Do you have requirements for adoptive services? (1) As a child-placing agency providing adoption services, you must meet the department's requirements under chapter 388-25 WAC.

(2) You must recruit potential adoptive families that reflect the diversity of children in your community.

(3) You must provide adoptive applicants with the following services, at a minimum:

(a) Information about the adoption process;

(b) Your agency's policies, practices and legal procedures;

(c) Types of children available for adoption and implications for parenting different types of children; and

(d) Information on adoption support programs.

(4) You must document that you provided this information to the adoptive applicant in the applicant's file.

NEW SECTION

WAC 388-148-1120 What is the process for adoptions? You must go through the following steps to place a child for adoption.

(1) The applicants must submit an application (including a completed background inquiry form) to the child-placing agency.

(2) Once you have received an application, but before you have sign a contract for services, you must give the applicants a written statement about:

(a) The adoption agency's fixed fees and fixed charges to be paid by the applicant;

(b) An estimate of additional itemized expenses to be paid by applicant; and

(c) Specific services covered by fees that you offer for child placement or adoption.

(3) Your staff must complete an adoptive home study as required in RCW 26.33.190 with the participation of the applicant(s). For the study, your staff and the applicants need to decide about:

(a) The suitability of the applicant(s) to be adoptive parent(s); and

(b) The type of child(ren) for which the applicant or applicants are best suited.

(4) Your staff must accept or deny the application and give an explanation for your decision.

PROPOSED

(5) You must file preplacement (home study) reports with the court (as required by RCW 26.33.180 through 26.33.190).

(6) Your staff must prepare the potential adoptive parent(s) for placement of a specific child by:

(a) Locating and providing information about the child and the birth family to the prospective adoptive family as described in chapter 388-25 WAC;

(b) Discussing the likely implications of the child's background for adjusting in the adoptive family.

(7) Your staff must re-evaluate the applicant(s) suitability for adopting a child each time an adoptive placement is considered.

PROPOSED

NEW SECTION

WAC 388-148-1125 What requirements exist for specialized adoptive services? Specialized adoptive services are inter-country adoption, interstate adoption and adoptions for children with special needs (such as developmental disability or emotional disability).

(1) If your child-placing agency is providing specialized adoptive services, you must have:

(a) Supervisory staff who have specialized training in the particular area of adoption that you want to provide; and

(b) A written in-service training program for staff in these specialized adoptive services.

(2) If you are facilitating the adoptive placement of children who have special needs, you must:

(a) Have adoptive families who are able to meet the children's special needs, such as behavioral disturbance, medical problems or developmental disabilities; or

(b) Have a plan for active recruitment of suitable adoptive families.

CHILD PLACING AGENCIES—ADOPTION RECORDS

NEW SECTION

WAC 388-148-1130 Must my child-placing agency retain the records of adopted children? Your child-placing agency must retain a record of each child you place in permanent custody. This record must contain all available identifying legal, medical, and social information and must be kept confidential, as required by chapter 26.33 RCW.

NEW SECTION

WAC 388-148-1135 What happens to the adopted children's records if my agency closes? If your agency closes, you must make arrangements for the permanent retention of the adopted children's records. You must inform DSHS, children's administration state adoption program manager about the closure of the agency and where the files will be kept (for example, by another adoption agency or Washington state archival files).

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 388-73-010	Authority.
WAC 388-73-012	Definitions.
WAC 388-73-014	Persons and organizations subject to licensing.
WAC 388-73-016	Exceptions to rules.
WAC 388-73-018	Persons and organizations not subject to licensing.
WAC 388-73-019	Effect of local ordinances.
WAC 388-73-01950	Fire standards.
WAC 388-73-020	Certification of juvenile detention facility and exempt agency.
WAC 388-73-022	Application or reapplication for license or certification—Investigation.
WAC 388-73-024	Licenses for homes supervised by licensed agency.
WAC 388-73-026	Licensing of employees.
WAC 388-73-028	Limitations on licenses and dual licensure.
WAC 388-73-030	General qualifications of licensee, adoptive applicant, and persons on the premises.
WAC 388-73-032	Age of licensee.
WAC 388-73-034	Posting of license.
WAC 388-73-036	Licensure—Denial, suspension, or revocation.
WAC 388-73-038	Licensed capacity.
WAC 388-73-040	Discrimination prohibited.
WAC 388-73-042	Religious activities.
WAC 388-73-044	Special requirements regarding American Indians.
WAC 388-73-046	Discipline.
WAC 388-73-048	Corporal punishment.
WAC 388-73-050	Abuse, neglect, exploitation.
WAC 388-73-052	Interstate placement of children.
WAC 388-73-054	Client records and information—All agencies.
WAC 388-73-056	Reporting of illness, death, injury, epidemic, child abuse, or unauthorized absence—All facilities.

WAC 388-73-057	Reporting of circumstantial changes.
WAC 388-73-058	Earnings, allowances, personal belongings.
WAC 388-73-060	Work assignments.
WAC 388-73-062	Transportation.
WAC 388-73-064	Clothing.
WAC 388-73-066	Personal hygiene.
WAC 388-73-068	Personnel policies.
WAC 388-73-069	Consumption of alcoholic beverages.
WAC 388-73-070	Training.
WAC 388-73-072	Education and vocational instruction.
WAC 388-73-074	Social service staff.
WAC 388-73-076	Social study—Treatment plans.
WAC 388-73-077	Multidisciplinary care plan for severely and multiply-handicapped children.
WAC 388-73-078	Clerical, accounting and administrative services.
WAC 388-73-080	Support and maintenance staff.
WAC 388-73-100	Site and telephone.
WAC 388-73-101	Wheeled baby walkers.
WAC 388-73-102	Equipment, safety, and maintenance.
WAC 388-73-103	Water safety.
WAC 388-73-104	Firearms.
WAC 388-73-106	Storage.
WAC 388-73-108	Bedrooms.
WAC 388-73-110	Special care room.
WAC 388-73-112	Kitchen facilities.
WAC 388-73-114	Housekeeping sink.
WAC 388-73-116	Laundry.
WAC 388-73-118	Toilets, handwashing sinks, and bathing facilities.
WAC 388-73-120	Lighting.
WAC 388-73-122	Pest control.
WAC 388-73-124	Sewage and liquid wastes.
WAC 388-73-126	Water supply.
WAC 388-73-128	Temperature.
WAC 388-73-130	Ventilation.
WAC 388-73-132	Health care plan.
WAC 388-73-134	First aid.
WAC 388-73-136	Medications controlled by licensee.
WAC 388-73-138	Self-administration of medications.
WAC 388-73-140	Health history, physical examinations, immunizations.
WAC 388-73-142	Infection control, communicable disease.
WAC 388-73-143	HIV/AIDS education and training.
WAC 388-73-144	Nutrition.
WAC 388-73-146	Care of younger or severely and multiply-handicapped children.
WAC 388-73-200	Child-placing agency.
WAC 388-73-202	Required personnel.
WAC 388-73-204	Office space.
WAC 388-73-206	Out-of-country, out-of-state agencies.
WAC 388-73-208	Medical care.
WAC 388-73-210	Foster care licensees.
WAC 388-73-212	Foster care placements.
WAC 388-73-213	Certification to provide adoption services.
WAC 388-73-214	Adoption procedures.
WAC 388-73-216	Adoptive placements.
WAC 388-73-300	Foster family homes.
WAC 388-73-302	Orientation and training.
WAC 388-73-304	Capacity.
WAC 388-73-306	Foster parents—Employment.
WAC 388-73-308	Absence from home.
WAC 388-73-310	Fire safety.
WAC 388-73-312	Family foster homes—Services to person under care.
WAC 388-73-351	Staffed residential homes for children or expectant mothers.
WAC 388-73-353	Agency affiliation.

PROPOSED

PROPOSED

WAC 388-73-355	Function of staffed residential home for children or expectant mothers.
WAC 388-73-357	Capacity.
WAC 388-73-361	Required positions.
WAC 388-73-363	Nursing services.
WAC 388-73-365	Required rooms, areas, and equipment.
WAC 388-73-367	Staffed residential homes for children or expectant mothers—Services to person under care.
WAC 388-73-369	Fire safety—Staffed residential child care home for children or expectant mothers.
WAC 388-73-371	Location of care.
WAC 388-73-373	Occupancy separations.
WAC 388-73-375	Exits.
WAC 388-73-377	Windows.
WAC 388-73-379	Sprinklers.
WAC 388-73-381	Accessibility of exits.
WAC 388-73-383	Single station smoke detectors.
WAC 388-73-385	Fire extinguishers.
WAC 388-73-387	Fire prevention.
WAC 388-73-389	Sprinkler system maintenance.
WAC 388-73-391	Fire evacuation plan.
WAC 388-73-393	Fire evacuation drill.
WAC 388-73-395	Staff fire safety training.
WAC 388-73-500	Day treatment center.
WAC 388-73-502	Function of day treatment program.
WAC 388-73-504	Personnel.
WAC 388-73-506	Ratio of counselor and teaching staff to children.
WAC 388-73-508	Program.
WAC 388-73-510	Ill children.
WAC 388-73-512	Play areas.
WAC 388-73-600	Group care facilities.
WAC 388-73-602	Function of group care facility.
WAC 388-73-604	Daily activity program.
WAC 388-73-606	Required positions.
WAC 388-73-610	Required rooms, areas, and equipment—Group care facilities.
WAC 388-73-700	Maternity services.
WAC 388-73-702	Types of maternity services.
WAC 388-73-704	Daily activities program.
WAC 388-73-706	Eligibility for service—Required services.
WAC 388-73-708	Required personnel.
WAC 388-73-710	Services provided.
WAC 388-73-712	Health education.
WAC 388-73-714	Family life education.
WAC 388-73-718	Child care.
WAC 388-73-720	Medical service.
WAC 388-73-722	Required rooms, areas, equipment.
WAC 388-73-800	Crisis residential centers.
WAC 388-73-802	Limitations on number of facilities.
WAC 388-73-803	Crisis residential center—Admission.
WAC 388-73-804	Hours of operation.
WAC 388-73-805	Crisis residential center administrator requirements—Multidisciplinary teams.
WAC 388-73-810	Group crisis residential centers.
WAC 388-73-815	Group crisis residential centers—Staffing.
WAC 388-73-820	Family crisis residential centers.
WAC 388-73-821	Behavior management—Secure crisis residential centers.
WAC 388-73-822	Secure crisis residential centers—Staff training.
WAC 388-73-823	Secure crisis residential centers—Program requirements.
WAC 388-73-825	Secure crisis residential center—Physical facility.
WAC 388-73-900	Facilities for severely and multiply-handicapped children.
WAC 388-73-901	Multidisciplinary care plan for severely and multiply-handicapped children.

WAC 388-73-902	Services provided.
WAC 388-73-904	Therapy room.

Date of Intended Adoption: December 7, 2001.

June 28, 2001
David Akana
Executive Director

WSR 01-14-025
PROPOSED RULES
COMMISSION ON JUDICIAL CONDUCT

[R.D. 01-01—Filed June 28, 2001, 11:56 a.m.]

Original Notice.

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

Title of Rule: Definitions, complaints and investigations, determination of reasonable cause.

Purpose: To amend investigation procedures.

Other Identifying Information: Agency procedural rules.

Statutory Authority for Adoption: Article IV, Section 31, Washington State Constitution.

Statute Being Implemented: RCW 42.52.370 and Article IV, Section 31, State Constitution.

Summary: The proposed amendments would substitute "commission" for the functions of the "investigative panel" in the rules.

Reasons Supporting Proposal: The commission is directed to establish rules of procedure. These amendments would conform the rules to AGO 1999 No. 4.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: David Akana, P.O. Box 1817, Olympia, WA 98507, (360) 753-4585.

Name of Proponent: Washington State Commission on Judicial Conduct, governmental.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The amendments to the existing rules would replace the "investigative panel" and direct its functions to the entire commission.

Proposal Changes the Following Existing Rules: The amendments to the existing rule would substitute the "commission" for the "investigative panel" in matters relating to the determination of reasonable cause.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The rules are procedural in nature.

RCW 34.05.328 does not apply to this rule adoption. The action would amend procedural rules.

Hearing Location: Hawthorn Suites, Evergreen Room, 19621 International Boulevard, SeaTac, WA, on December 7, 2001, at 11:00 a.m.

Assistance for Persons with Disabilities: Contact Kathy Sullivan by November 29, 2001, TDD (360) 753-4585.

Submit Written Comments to: Commission on Judicial Conduct, P.O. Box 1817, Olympia, WA 98507, fax (360) 586-2918, by November 8, 2001.

AMENDATORY SECTION (Amending Order 95-01, filed 2/8/95, effective 3/11/95)

WAC 292-09-040 Definitions. In these rules:

"Adjudicative proceeding" means a proceeding before the commission in which the person involved is given notice and an opportunity to be heard after a determination of reasonable cause that a violation of chapter 42.52 RCW or rules adopted under it has been or is being committed.

"Administrative law judge" means a person assigned by the office of administrative hearings in accordance with chapter 34.12 RCW and appointed by the commission to hear and take evidence with respect to charges against a state employee of the judicial branch.

"Commission" means the commission on judicial conduct.

"Complainant" means the organization, association, or person who makes a complaint alleging violation of chapter 42.52 RCW or rules adopted under it.

"Complaint" means a written statement on a form provided by the commission alleging facts which may upon investigation lead to a finding of a violation of chapter 42.52 RCW or rules adopted under it.

"Determination" means a written statement finding that there is or that there is not reasonable cause to believe that a violation of chapter 42.52 RCW or rules adopted under it has been or is being committed.

"Employee" means a state employee or state officer (as defined in RCW 42.52.010) of the judicial branch of state government, except "judges" (as defined in RCW 2.64.010 and the Code of Judicial Conduct), or the employee's attorney, as the context suggests.

"Enforcement action" means the imposition of sanctions, which may include one or more of the following:

- A reprimand;
- A recommendation that the employing agency commence disciplinary action against an employee; and/or
- An order for payment of any damages, civil penalties, and/or costs as permitted by chapter 42.52 RCW.

Any order for payment shall also include a reprimand.

"Fact-finder" means the commission or an administrative law judge appointed by the commission.

"Hearing" means a public hearing conducted in an adjudicative proceeding.

((~~"Investigative panel" means a four-member subcommittee of the commission consisting of two public members, a judge, and a lawyer. The investigative panel shall make all determinations concerning reasonable cause. The panel shall perform oversight functions for commission investigative and prosecutorial functions. Members who serve on the investigative panel shall not serve as the presiding officer at any hearing in the same proceeding.~~))

"Meeting" means a business meeting of the commission for any purpose other than a public hearing or executive ses-

sion involving the investigation or consideration of a complaint.

"Member" means a member of the commission and includes alternates acting as members.

"Public member" means a member of the commission who is neither a lawyer nor a judge.

"Reprimand" means an enforcement action of the commission that finds that the conduct of the respondent violates chapter 42.52 RCW or rules adopted under it. A reprimand may include a requirement that the respondent follow a specified corrective course of action. The commission shall issue a written reprimand and may require the respondent to appear personally before the commission for a public reading of the reprimand. The commission shall provide a copy of the reprimand to the respondent's employing agency.

"Respondent" means a state employee of the judicial branch who is the subject of a complaint, or the employee's attorney, as the context suggests.

"Staff" means the employees, or others under personal service contract or agreement, engaged to perform commission duties and to exercise commission powers.

AMENDATORY SECTION (Amending Order 95-01, filed 2/8/95, effective 3/11/95)

WAC 292-09-050 Complaints and investigations. (1) Any organization, association, or person, including a member of the commission, may make a complaint to the commission alleging violation of chapter 42.52 RCW or rules adopted under it. A complaint shall be made in writing on a form provided by the commission. A complaint may be made personally or by the complainant's attorney.

(2) Upon receipt of a complaint, the commission staff shall investigate and evaluate the allegations. The investigation shall be limited to the facts alleged in the complaint. On every complaint received, the commission staff shall make a written recommendation that there is or that there is not reasonable cause to believe that a violation of chapter 42.52 RCW or rules adopted under it has been or is being committed. The ((~~investigative panel~~)) commission shall make a written determination whether there is reasonable cause based upon the complaint and the recommendation. A copy of the determination shall be provided to the complainant and to the respondent. If the determination concludes that there is no reasonable cause, a copy shall also be provided to the attorney general.

(3) Complaints pursuant to RCW 42.52.450 shall be investigated by the attorney general. As appropriate, pursuant to RCW 42.52.470, the ((~~investigative panel or the~~)) commission may refer a complaint to the employing agency, the attorney general, or the prosecutor.

AMENDATORY SECTION (Amending Order 95-01, filed 2/8/95, effective 3/11/95)

WAC 292-09-060 Determination of reasonable cause. If the ((~~investigative panel~~)) commission determines that reasonable cause exists that the respondent has violated chapter 42.52 RCW or rules adopted under it, the commission shall schedule a public hearing on the merits of the complaint.

WSR 01-14-034
PROPOSED RULES
DEPARTMENT OF AGRICULTURE
[Filed June 28, 2001, 4:49 p.m.]

Continuance of WSR 01-11-144.

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

Title of Rule: Repeal Washington red raspberry grades and standards, chapter 16-143 WAC.

Purpose: To extend the adoption date to allow the department additional time to consider written comments and testimony received at the public hearing conducted June 27, 2001.

Statutory Authority for Adoption: Chapters 69.04 and 15.17 RCW.

Statute Being Implemented: Chapters 69.04 and 15.17 RCW.

Date of Intended Adoption: July 13, 2001.

June 28, 2001
Mary A. Martin Toohey
Assistant Director

WSR 01-14-052
PROPOSED RULES
DEPARTMENT OF LABOR AND INDUSTRIES
[Filed June 29, 2001, 2:48 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-11-151.

Title of Rule: Changes to chapter 296-62 WAC, General occupational health standards, Part N, Cotton Dust.

Purpose: Changes to chapter 296-62 WAC, General occupational health standards, Part N, Cotton Dust, on December 7, 2000, in Federal Register Volume 65, Number 236, OSHA made several small changes to their cotton dust rules. These changes were recommendations from the Task Force for Byssinosis Prevention. The task force includes OSHA, the National Institute for Occupational Safety and Health, the Department of Agriculture, the National Cotton Council, the American Textile Manufacturers Institute and the Union of Needletrades, Industrial and Textile Employees. The purpose of these proposed amendments relating to cotton dust is to incorporate into WISHA rules those changes from the Federal Register Notice, Volume 65, Number 236, published December 7, 2000.

The proposed WISHA amendments include: Washing cotton on a continuous batt system, rayon rinse, and batch kier cotton washing methods from portions of the cotton dust standard.

AMENDED SECTION: **WAC 296-62-14533 (13)(d)(i) Washed cotton—Continuous batt system**, the proposal adds requirements for the higher grade washed cotton, by adding additional requirements when washing cotton on a continuous batt system or a rayon rinse system.

Subsection (13)(d)(ii) Washed cotton—Batch kier, the proposal adds requirements for the option of washing cotton on batch kier washing system.

Statutory Authority for Adoption: RCW 49.17.010, [49.17].040, and [49.17].050.

Statute Being Implemented: Chapter 49.17 RCW.

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 necessary because of federal law, 29 C.F.R. 1910.1043 December 7, 2000 (Federal Register Volume 65, Number 236, Pages 76563-76567, December 7, 2000). WISHA is required to adopt standards that are at-least-as-effective-as federal OSHA regulations.

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose above.

Proposal Changes the Following Existing Rules: See Purpose above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. While the amendments to WAC 296-62-14533 may meet the criteria for significance, the department is exempt from complying with the Administrative Procedure Act because the proposed changes merely adopt by reference without material changes federal regulations (RCW 34.05.328 (5)(b)(iii)). Therefore an evaluation of probable benefits and costs of the rule amendments is not necessary.

RCW 34.05.328 applies to this rule adoption. While the amendments to WAC 296-62-14533 may meet the criteria for significance, the department is exempt from complying with the Administrative Procedure Act because the proposed changes merely adopt by reference without material changes federal regulations (RCW 34.05.328 (5)(b)(iii)). Therefore an evaluation of probable benefits and costs of the rule amendments is not necessary.

Hearing Location: Department of Labor and Industries Building, Room S117, 7273 Linderson Way S.W., Tumwater, WA, on August 9, 2001, at 10:30 a.m.

Assistance for Persons with Disabilities: Contact Sally Elliott by August 1, 2001, at (360) 902-5484.

Submit Written Comments to: Sally Elliott, Project Manager, WISHA Services Division, P.O. Box 44620, Olympia, WA 98507-4620, by 5:00 p.m. on August 16, 2001. In addition to written comments, the department will accept comments submitted to fax (360) 902-5529 and via e-mail yous235@lni.wa.gov. Comments submitted by fax must be ten pages or less.

Date of Intended Adoption: September 1, 2001.

June 28, 2001
Gary Moore
Director

AMENDATORY SECTION (Amending WSR 99-10-071, filed 5/4/99, effective 9/1/99)

WAC 296-62-14533 Cotton dust. (1) Scope and application.

(a) This section, in its entirety, applies to the control of employee exposure to cotton dust in all workplaces where employees engage in yarn manufacturing, engage in slashing and weaving operations, or work in waste houses for textile operations.

(b) This section does not apply to the handling or processing of woven or knitted materials; to maritime operations covered by chapters 296-56 and 296-304 WAC; to harvesting or ginning of cotton; or to the construction industry.

(c) Only subsection (8) Medical surveillance, subsection (11)(b) Medical surveillance, subsection (11)(c) Availability, subsection (11)(d) Transfer of records, and Appendices B, C, and D of this section apply in all work places where employees exposed to cotton dust engage in cottonseed processing or waste processing operations.

(d) This section applies to yarn manufacturing and slashing and weaving operations exclusively using washed cotton (as defined by subsection (14) of this section) only to the extent specified by subsection (14) of this section.

(e) This section, in its entirety, applies to the control of all employees exposure to the cotton dust generated in the preparation of washed cotton from opening until the cotton is thoroughly wetted.

(f) This section does not apply to knitting, classing or warehousing operations except that employers with these operations, if requested by WISHA, shall grant WISHA access to their employees and workplaces for exposure monitoring and medical examinations for purposes of a health study to be performed by WISHA on a sampling basis.

(2) Definitions applicable to this section:

(a) "Blow down" - the cleaning of equipment and surfaces with compressed air.

(b) "Blow off" - the use of compressed air for cleaning of short duration and usually for a specific machine or any portion of a machine.

(c) "Cotton dust" - dust present in the air during the handling or processing of cotton, which may contain a mixture of many substances including ground-up plant matter, fiber, bacteria, fungi, soil, pesticides, noncotton plant matter and other contaminants which may have accumulated with the cotton during the growing, harvesting and subsequent processing or storage periods. Any dust present during the handling and processing of cotton through the weaving or knitting of fabrics, and dust present in other operations or manufacturing processes using raw or waste cotton fibers or cotton fiber byproducts from textile mills are considered cotton dust within this definition. Lubricating oil mist associated with weaving operations is not considered cotton dust.

PROPOSED

(d) "Director" - the director of labor and industries or his authorized representative.

(e) "Equivalent instrument" - a cotton dust sampling device that meets the vertical elutriator equivalency requirements as described in subsection (4)(a)(iii) of this section.

(f) "Lint-free respirable cotton dust" - particles of cotton dust of approximately 15 microns or less aerodynamic equivalent diameter.

(g) "Vertical elutriator cotton dust sampler" or "vertical elutriator" - a dust sampler which has a particle size cut-off at approximately 15 microns aerodynamic equivalent diameter when operating at the flow rate of 7.4 ± 0.2 liters per minute.

(h) "Waste processing" - waste recycling (sorting, blending, cleaning and willowing) and garnetting.

(i) "Yarn manufacturing" - all textile mill operations from opening to, but not including, slashing and weaving.

(3) Permissible exposure limits and action levels.

(a) Permissible exposure limits (PEL).

(i) The employer shall assure that no employee who is exposed to cotton dust in yarn manufacturing and cotton washing operations is exposed to airborne concentrations of lint-free respirable cotton dust greater than 200 $\mu g/m^3$ mean concentration, averaged over an eight-hour period, as measured by a vertical elutriator or an equivalent instrument.

(ii) The employer shall assure than no employee who is exposed to cotton dust in textile mill waste house operations or is exposed in yarn manufacturing to dust from "lower grade washed cotton" as defined in subsection (14)(e) of this section is exposed to airborne concentrations of lint-free respirable cotton dust greater than 500 $\mu g/m^3$ mean concentration, averaged over an eight-hour period, as measured by a vertical elutriator or an equivalent instrument.

(iii) The employer shall assure that no employee who is exposed to cotton dust in the textile processes known as slashing and weaving is exposed to airborne concentrations of lint-free respirable cotton dust greater than 750 $\mu g/m^3$ mean concentration, averaged over an eight-hour period, as measured by a vertical elutriator or an equivalent instrument.

(b) Action levels.

(i) The action level for yarn manufacturing and cotton washing operations is an airborne concentration of lint-free respirable cotton dust of 100 $\mu g/m^3$ mean concentration, averaged over an eight-hour period, as measured by a vertical elutriator or an equivalent instrument.

(ii) The action level for waste houses for textile operations is an airborne concentration of lint-free respirable cotton dust of 250 $\mu g/m^3$ mean concentration, averaged over an eight-hour period, as measured by a vertical elutriator or an equivalent instrument.

(iii) The action level for the textile processes known as slashing and weaving is an airborne concentration of lint-free respirable cotton dust of 375 $\mu g/m^3$ mean concentration, averaged over an eight-hour period, as measured by a vertical elutriator or an equivalent instrument.

(4) Exposure monitoring and measurement.

(a) General.

(i) For the purposes of this section, employee exposure is that exposure which would occur if the employee were not using a respirator.

(ii) The sampling device to be used shall be either the vertical elutriator cotton dust sampler or an equivalent instrument.

(iii) If an alternative to the vertical elutriator cotton dust sampler is used, the employer shall establish equivalency by demonstrating that the alternative sampling devices:

(A) It collects respirable particulates in the same range as the vertical elutriator (approximately 15 microns);

(B) Replicate exposure data used to establish equivalency are collected in side-by-side field and laboratory comparisons; and

(C) A minimum of 100 samples over the range of 0.5 to 2 times the permissible exposure limit are collected, and ninety percent of these samples have an accuracy range of plus or minus twenty-five percent of the vertical elutriator reading with a ninety-five percent confidence level as demonstrated by a statistically valid protocol. (An acceptable protocol for demonstrating equivalency is described in Appendix E of this section.)

(iv) WISHA will issue a written opinion stating that an instrument is equivalent to a vertical elutriator cotton dust sampler if:

(A) A manufacturer or employer requests an opinion in writing and supplies the following information:

(I) Sufficient test data to demonstrate that the instrument meets the requirements specified in this paragraph and the protocol specified in Appendix E of this section;

(II) Any other relevant information about the instrument and its testing requested by WISHA; and

(III) A certification by the manufacturer or employer that the information supplied is accurate, and

(B) If WISHA finds, based on information submitted about the instrument, that the instrument meets the requirements for equivalency specified by this subsection.

(b) Initial monitoring. Each employer who has a place of employment within the scope of subsections (1)(a), (d) or (e) of this section shall conduct monitoring by obtaining measurements which are representative of the exposure of all employees to airborne concentrations of lint-free respirable cotton dust over an eight-hour period. The sampling program shall include at least one determination during each shift for each work area.

(c) Periodic monitoring.

(i) If the initial monitoring required by (4)(b) of this section or any subsequent monitoring reveals employee exposure to be at or below the permissible exposure limit, the employer shall repeat the monitoring for those employees at least annually.

(ii) If the initial monitoring required by (4)(b) of this section or any subsequent monitoring reveals employee exposure to be above the PEL, the employer shall repeat the monitoring for those employees at least every six months.

(iii) Whenever there has been a production, process, or control change which may result in new or additional exposure to cotton dust, or whenever the employer has any other reason to suspect an increase in employee exposure, the employer shall repeat the monitoring and measurements for those employees affected by the change or increase.

(d) Employee notification.

(i) Within twenty working days after the receipt of monitoring results, the employer shall notify each employee in writing of the exposure measurements which represent that employee's exposure.

(ii) Whenever the results indicate that the employee's exposure exceeds the applicable permissible exposure limit specified in subsection (3) of this section, the employer shall include in the written notice a statement that the permissible exposure limit was exceeded and a description of the corrective action taken to reduce exposure below the permissible exposure limit.

(5) Methods of compliance.

(a) Engineering and work practice controls. The employer shall institute engineering and work practice controls to reduce and maintain employee exposure to cotton dust at or below the permissible exposure limit specified in subsection (3) of this section, except to the extent that the employer can establish that such controls are not feasible.

(b) Whenever feasible engineering and work practice controls are not sufficient to reduce employee exposure to or below the permissible exposure limit, the employer shall nonetheless institute these controls to immediately reduce exposure to the lowest feasible level, and shall supplement these controls with the use of respirators which shall comply with the provisions of subsection (6) of this section.

(c) Compliance program.

(i) Where the most recent exposure monitoring data indicates that any employee is exposed to cotton dust levels greater than the permissible exposure limit, the employer shall establish and implement a written program sufficient to reduce exposures to or below the permissible exposure limit solely by means of engineering controls and work practices as required by (a) of this subsection.

(ii) The written program shall include at least the following:

(A) A description of each operation or process resulting in employee exposure to cotton dust;

(B) Engineering plans and other studies used to determine the controls for each process;

(C) A report of the technology considered in meeting the permissible exposure limit;

(D) Monitoring data obtained in accordance with subsection (4) of this section;

(E) A detailed schedule for development and implementation of engineering and work practice controls, including exposure levels projected to be achieved by such controls;

(F) Work practice program; and

(G) Other relevant information.

(iii) The employer's schedule as set forth in the compliance program, shall project completion of the implementation of the compliance program no later than March 27, 1984 or as soon as possible if monitoring after March 27, 1984 reveals exposures over the PEL, except as provided in (13)(b)(ii)(B) of this section.

(iv) The employer shall complete the steps set forth in his program by the dates in the schedule.

(v) Written programs shall be submitted, upon request, to the director, and shall be available at the worksite for examination and copying by the director, and any affected employee or their designated representatives.

(vi) The written programs required under subsection (5)(c) of this section shall be revised and updated at least every six months to reflect the current status of the program and current exposure levels.

(d) Mechanical ventilation. When mechanical ventilation is used to control exposure, measurements which demonstrate the effectiveness of the system to control exposure, such as capture velocity, duct velocity, or static pressure shall be made at reasonable intervals.

(6) Use of respirators.

(a) General. For employees who are required to use respirators by this section, the employer must provide respirators that comply with the requirements of this section. Respirators must be used during:

(i) Periods necessary to install or implement feasible engineering controls and work-practice controls;

(ii) Maintenance and repair activities for which engineering and work-practice controls are not feasible;

(iii) Work operations for which feasible engineering and work-practice controls are not yet sufficient to reduce employee exposure to or below the permissible exposure limits;

(iv) Work operations specified under subsection (7)(a) of this section;

(v) Periods for which an employee requests a respirator.

(b) Respirator program.

(i) The employer must implement a respiratory protection program as required by chapter 296-62 WAC, Part E (except WAC 296-62-07130(1) and 296-62-07150 through 296-62-07156).

(ii) Whenever a physician determines that an employee who works in an area in which the cotton-dust concentration exceeds the PEL is unable to use a respirator, including a powered air-purifying respirator, the employee must be given the opportunity to transfer to an available position, or to a position that becomes available later, that has a cotton-dust concentration at or below the PEL. The employer must ensure that such employees retain their current wage rate or other benefits as a result of the transfer.

(c) Respirator selection.

(i) The employer must select the appropriate respirator from Table 1 of this section.

TABLE - 1

Cotton dust concentration		Required respirator
Not greater than—		
(a)	5 x the applicable permissible exposure limit (PEL).	A disposable respirator with a particulate filter.
(b)	10 x the applicable PEL.	A quarter or half-mask respirator, other than a disposable respirator, equipped with particulate filters.
(c)	100 x the applicable PEL.	A full facepiece respirator equipped with high-efficiency particulate filters.
(d)	Greater than 100 x the applicable PEL.	A powered air-purifying respirator equipped with high-efficiency particulate filters.

PROPOSED

Notes 1. A disposable respirator means the filter element is an inseparable part of the respirator.

2. Any respirators permitted at higher environmental concentrations can be used at lower concentrations.

3. Self-contained breathing apparatus are not required respirators but are permitted respirators.

4. Supplied air respirators are not required but are permitted under the following conditions: Cotton dust concentration not greater than 10X the PEL—Any supplied air respirator; not greater than 100X the PEL—Any supplied air respirator with full facepiece, helmet or hood; greater than 100X the PEL—A supplied air respirator operated in positive pressure mode.

(ii) Whenever respirators are required by this section for cotton-dust concentrations that do not exceed the applicable permissible exposure limit by a multiple of 100 (100 x), the employer must, when requested by an employee, provide a powered air-purifying respirator with a high-efficiency particulate filter instead of the respirator specified in (a), (b), or (c) of Table 1 of this section.

(7) Work practices. Each employer shall, regardless of the level of employee exposure, immediately establish and implement a written program of work practices which shall minimize cotton dust exposure. The following shall be included where applicable:

(a) Compressed air "blow down" cleaning shall be prohibited, where alternative means are feasible. Where compressed air is used for cleaning, the employees performing the "blow down" or "blow off" shall wear suitable respirators. Employees whose presence is not required to perform "blow down" or "blow off" shall be required to leave the area affected by the "blow down" or "blow off" during this cleaning operation.

(b) Cleaning of clothing or floors with compressed air shall be prohibited.

(c) Floor sweeping shall be performed with a vacuum or with methods designed to minimize dispersal of dust.

(d) In areas where employees are exposed to concentrations of cotton dust greater than the permissible exposure limit, cotton and cotton waste shall be stacked, sorted, baled, dumped, removed or otherwise handled by mechanical means, except where the employer can show that it is infeasible to do so. Where infeasible, the method used for handling cotton and cotton waste shall be the method which reduces exposure to the lowest level feasible.

(8) Medical surveillance.

(a) General.

(i) Each employer covered by the standard shall institute a program of medical surveillance for all employees exposed to cotton dust.

(ii) The employer shall assure that all medical examinations and procedures are performed by or under the supervision of a licensed physician and are provided without cost to the employee.

(iii) Persons other than licensed physicians, who administer the pulmonary function testing required by this section shall have completed a NIOSH approved training course in spirometry.

(b) Initial examinations. The employer shall provide medical surveillance to each employee who is or may be exposed to cotton dust. For new employees' this examination shall be provided prior to initial assignment. The medical surveillance shall include at least the following:

(i) A medical history;

(ii) The standardized questionnaire contained in WAC 296-62-14537; and

(iii) A pulmonary function measurement, including a determination of forced vital capacity (FVC) and forced expiratory volume in one second (FEV_1), the FEV_1/FVC ratio, and the percentage that the measured values of FEV_1 and FVC differ from the predicted values, using the standard tables in WAC 296-62-14539. These determinations shall be made for each employee before the employee enters the workplace on the first day of the work week, preceded by at least thirty-five hours of no exposure to cotton dust. The tests shall be repeated during the shift, no less than four hours and no more than ten hours after the beginning of the work shift; and, in any event, no more than one hour after cessation of exposure. Such exposure shall be typical of the employee's usual workplace exposure. The predicted FEV_1 and FVC for blacks shall be multiplied by 0.85 to adjust for ethnic differences.

(iv) Based upon the questionnaire results, each employee shall be graded according to Schilling's byssinosis classification system.

(c) Periodic examinations.

(i) The employer shall provide at least annual medical surveillance for all employees exposed to cotton dust above the action level in yarn manufacturing, slashing and weaving, cotton washing and waste house operations. The employer shall provide medical surveillance at least every two years for all employees exposed to cotton dust at or below the action level, for all employees exposed to cotton dust from washed cotton (except from washed cotton defined in subsection (9)(c) of this section), and for all employees exposed to cotton dust in cottonseed processing and waste processing operations. Periodic medical surveillance shall include at least an update of the medical history, standardized questionnaire (Appendix B-111), Schilling byssinosis grade, and the pulmonary function measurements in (b)(iii) of this subsection.

(ii) Medical surveillance as required in (c)(i) of this subsection shall be provided every six months for all employees in the following categories:

(A) An FEV_1 of greater than eighty percent of the predicted value, but with an FEV_1 decrement of five percent or 200 ml. on a first working day;

(B) An FEV_1 of less than eighty percent of the predicted value; or

(C) Where, in the opinion of the physician, any significant change in questionnaire findings, pulmonary function results, or other diagnostic tests have occurred.

(iii) An employee whose FEV_1 is less than sixty percent of the predicted value shall be referred to a physician for a detailed pulmonary examination.

(iv) A comparison shall be made between the current examination results and those of previous examinations and a determination made by the physician as to whether there has been a significant change.

(d) Information provided to the physician. The employer shall provide the following information to the examining physician:

(i) A copy of this regulation and its appendices;

(ii) A description of the affected employee's duties as they relate to the employee's exposure;

(iii) The employee's exposure level or anticipated exposure level;

(iv) A description of any personal protective equipment used or to be used; and

(v) Information from previous medical examinations of the affected employee which is not readily available to the examining physician.

(e) Physician's written opinion.

(i) The employer shall obtain and furnish the employee with a copy of a written opinion from the examining physician containing the following:

(A) The results of the medical examination and tests including the FEV_1, FVC, and FEV_1/FVC ratio;

(B) 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 exposure to cotton dust;

(C) The physician's recommended limitations upon the employee's exposure to cotton dust or upon the employee's use of respirators including a determination of whether an employee can wear a negative pressure respirator, and where the employee cannot, a determination of the employee's ability to wear a powered air purifying respirator; and

(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.

(ii) The written opinion obtained by the employer shall not reveal specific findings or diagnoses unrelated to occupational exposure.

(9) Employee education and training.

(a) Training program.

(i) The employer shall provide a training program for all employees exposed to cotton dust and shall assure that each employee is informed of the following:

(A) The acute and long term health hazards associated with exposure to cotton dust;

(B) The names and descriptions of jobs and processes which could result in exposure to cotton dust at or above the PEL.

(C) The measures, including work practices required by subsection (7) of this section, necessary to protect the employee from exposures in excess of the permissible exposure limit;

(D) The purpose, proper use, limitations, and other training requirements for respiratory protection as required by subsection (6) of this section and chapter 296-62 WAC, Part E (see WAC 296-62-07117, 296-62-07172, and 296-62-01786 through 296-62-07190);

(E) The purpose for and a description of the medical surveillance program required by subsection (8) of this section and other information which will aid exposed employees in understanding the hazards of cotton dust exposure; and

(F) The contents of this standard and its appendices.

(ii) The training program shall be provided prior to initial assignment and shall be repeated annually for each employee exposed to cotton dust, when job assignments or work processes change and when employee performance indicates a need for retraining.

(b) Access to training materials.

(i) Each employer shall post a copy of this section with its appendices in a public location at the workplace, and shall, upon request, make copies available to employees.

(ii) The employer shall provide all materials relating to the employee training and information program to the director upon request.

(10) Signs. The employer shall post the following warning sign in each work area where the permissible exposure limit for cotton dust is exceeded:

WARNING
COTTON DUST WORK AREA
MAY CAUSE ACUTE OR DELAYED LUNG INJURY
(BYSSINOSIS)
RESPIRATORS REQUIRED IN THIS AREA

(11) Recordkeeping.

(a) Exposure measurements.

(i) The employer shall establish and maintain an accurate record of all measurements required by subsection (4) of this section.

(ii) The record shall include:

(A) A log containing the items listed in WAC 296-62-14535 (4)(a), and the dates, number, duration, and results of each of the samples taken, including a description of the procedure used to determine representative employee exposures;

(B) The type of protective devices worn, if any, and length of time worn; and

(C) The names, social security number, job classifications, and exposure levels of employees whose exposure the measurement is intended to represent.

(iii) The employer shall maintain this record for at least twenty years.

(b) Medical surveillance.

(i) The employer shall establish and maintain an accurate medical record for each employee subject to medical surveillance required by subsection (8) of this section.

(ii) The record shall include:

(A) The name and social security number and description of the duties of the employee;

(B) A copy of the medical examination results including the medical history, questionnaire response, results of all tests, and the physician's recommendation;

(C) A copy of the physician's written opinion;

(D) Any employee medical complaints related to exposure to cotton dust;

(E) A copy of this standard and its appendices, except that the employer may keep one copy of the standard and the appendices for all employees, provided that he references the standard and appendices in the medical surveillance record of each employee; and

(F) A copy of the information provided to the physician as required by subsection (8)(d) of this section.

PROPOSED

(iii) The employer shall maintain this record for at least twenty years.

(c) Availability.

(i) The employer shall make all records required to be maintained by subsection (11) of this section available to the director for examination and copying.

(ii) Employee exposure measurement records and employee medical records required by this subsection shall be provided upon request to employees, designated representatives, and the assistant director in accordance with WAC 296-62-05201 through 296-62-05209 and 296-62-05213 through 296-62-05217.

(d) Transfer of records.

(i) Whenever the employer ceases to do business, the successor employer shall receive and retain all records required to be maintained by subsection (11) of this section.

(ii) Whenever the employer ceases to do business, and there is no successor employer to receive and retain the records for the prescribed period, these records shall be transmitted to the director.

(iii) At the expiration of the retention period for the records required to be maintained by this section, the employer shall notify the director at least three months prior to the disposal of such records and shall transmit those records to the director if he requests them within that period.

(iv) The employer shall also comply with any additional requirements involving transfer of records set forth in WAC 296-62-05215.

(12) Observation of monitoring.

(a) The employer shall provide affected employees or their designated representatives an opportunity to observe any measuring or monitoring of employee exposure to cotton dust conducted pursuant to subsection (4) of this section.

(b) Whenever observation of the measuring or monitoring of employee exposure to cotton dust requires entry into an area where the use of personal protective equipment is required, the employer shall provide the observer with and assure the use of such equipment and shall require the observer to comply with all other applicable safety and health procedures.

(c) Without interfering with the measurement, observers shall be entitled to:

(i) An explanation of the measurement procedures;

(ii) An opportunity to observe all steps related to the measurement of airborne concentrations of cotton dust performed at the place of exposure; and

(iii) An opportunity to record the results obtained.

(13) Washed cotton.

(a) Exemptions. Cotton, after it has been washed by the processes described in this section is exempt from all or parts of this section as specified if the requirements of this section are met.

(b) Initial requirements.

(i) In order for an employer to qualify as exempt or partially exempt from this standard for operations using washed cotton, the employer must demonstrate that the cotton was washed in a facility which is open to inspection by the director and the employer must provide sufficient accurate documentary evidence to demonstrate that the washing methods utilized meet the requirements of this section.

(ii) An employer who handles or processes cotton which has been washed in a facility not under the employer's control and claims an exemption or partial exemption under this paragraph, must obtain from the cotton washer and make available at the worksite, to the director, or his designated representative, to any affected employee, or to their designated representative the following:

(A) A certification by the washer of the cotton of the grade of cotton, the type of washing process, and that the batch meets the requirements of this section:

(B) Sufficient accurate documentation by the washer of the cotton grades and washing process; and

(C) An authorization by the washer that the director may inspect the washer's washing facilities and documentation of the process.

(c) Medical and dyed cotton. Medical grade (USP) cotton, cotton that has been scoured, bleached and dyed, and mercerized yarn shall be exempt from all provisions of this standard.

(d) Higher grade washed cotton. The handling or processing of cotton classed as "low middling light spotted or better" ((~~which has been washed~~)) (color grade 52 or better and leaf grade code 5 or better according to the 1993 USDA classification system) shall be exempt from all provisions of the standard except requirements of subsection (8) of this section, medical surveillance; subsection (11)(b) through (d) of this section, recordkeeping-medical records, and Appendices B, C, and D of this section, if they have been washed on one of the following systems:

(i) On a continuous batt system or a rayon rinse system((~~:~~

~~(ii) With water,~~

~~(iii) At a temperature of no less than 60°C,~~

~~(iv) With a water-to-fiber ratio of no less than 40:1, and~~

~~(v) With bacterial levels in the wash water controlled to limit bacterial contamination of the cotton, shall be exempt from all provisions of the standard except the requirements of subsection (8) Medical surveillance, subsection (11)(b) Medical surveillance, subsection (11)(c) Availability, subsection (11)(d) Transfer of records, and Appendices B, C, and D of this section~~)) including the following conditions:

(A) With water;

(B) At a temperature of no less than 60°C;

(C) With a water-to-fiber ratio of no less than 40:1; and

(D) With the bacterial levels in the wash water controlled to limit bacterial contamination of the cotton.

(ii) On a batch kier washing system including the following conditions:

(A) With water;

(B) With cotton fiber mechanically opened and thoroughly prewetted before forming the cake;

(C) For low-temperature processing, at a temperature of no less than 60°C with a water-to-fiber ratio of no less than 40:1; or, for high-temperature processing, at a temperature of no less than 93°C with a water-to-fiber ratio of no less than 15:1;

(D) With a minimum of one wash cycle followed by two rinse cycles for each batch, using fresh water in each cycle; and

(E) With bacterial levels in the wash water controlled to limit bacterial contamination of the cotton.

(e) Lower grade washed cotton. The handling and processing of cotton of grades lower than "low middling light spotted," that has been washed as specified in (d) of this subsection and has also been bleached, shall be exempt from all provisions of the standard except the requirements of subsection (3)(a) Permissible exposure limits, subsection (4) Exposure monitoring and measurement, subsection (8) Medical surveillance, subsection (11) Recordkeeping, and Appendices B, C and D of this section.

(f) Mixed grades of washed cotton. If more than one grade of washed cotton is being handled or processed together, the requirements of the grade with the most stringent exposure limit, medical and monitoring requirements shall be followed.

(14) Appendices.

(a) Appendix B (B-I, B-II and B-III), WAC 296-62-14537, Appendix C, WAC 296-62-14539 and Appendix D, WAC 296-62-14541 are incorporated as part of this chapter and the contents of these appendices are mandatory.

(b) Appendix A of this chapter, WAC 296-62-14535 contains information which is not intended to create any additional obligations not otherwise imposed or to detract from any existing obligations.

(c) Appendix E of this chapter is a protocol which may be followed in the validation of alternative measuring devices as equivalent to the vertical elutriator cotton dust sampler. Other protocols may be used if it is demonstrated that they are statistically valid, meet the requirements in subsection (4)(a)(iii) of this section, and are appropriate for demonstrating equivalency.

WSR 01-14-057
PROPOSED RULES
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
(Division of Employment and Assistance Programs)
[Filed June 29, 2001, 3:57 p.m.]

Original Notice.

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

Title of Rule: WAC 388-406-0015 Can I get food assistance right away?

Purpose: To clarify existing policy and to incorporate into rule that the department does not apply expedited services for clients who reapply for food assistance benefits before their certification period ends.

Statutory Authority for Adoption: RCW 74.04.510 and 74.08.090.

Statute Being Implemented: RCW 74.04.510 and 74.08.090.

Summary: Amends rule to clarify existing policy and to match section 273.14(f) of 7 C.F.R. (Code of Federal Regulations) which specifies that states are not required to apply expedited service provisions at recertification if the food assistance household applies before the end of its current certification period.

Reasons Supporting Proposal: To match policy with existing federal law.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Vicky T. Robinson, DEAP, (360) 413-3031.

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

Rule is necessary because of federal law, 7 C.F.R. 243.14(f).

Explanation of Rule, its Purpose, and Anticipated Effects: Clarifies existing policy and incorporates into rule that the department does not apply expedited services for clients who reapply for food assistance benefits before their certification period ends.

Proposal Changes the Following Existing Rules: Amends rule to clarify existing policy and to match section 273.14(f) of [7] C.F.R. which specifies that states are not required to apply expedited service provisions at recertification if the food assistance household applies before the end of its current certification period.

No small business economic impact statement has been prepared under chapter 19.85 RCW. Small businesses are not impacted by this change.

RCW 34.05.328 does not apply to this rule adoption. This change in rule does not meet the definition of a significant legislative rule.

Hearing Location: Blake Office Park (behind Goodyear Courtesy Tire), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on August 8, 2001, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Kelly Cooper, DSHS Rules Coordinator, by July 31, 2001, phone (360) 664-6094, TTY (360) 664-6178, e-mail coopeKD@dshs.wa.gov.

Submit Written Comments to: Identify WAC Numbers, Kelly Cooper, DSHS Rules Coordinator, Rules and Policies Assistance Unit, P.O. Box 45850, Olympia, WA 98504-5850, fax (360) 664-6185, by August 8, 2001.

Date of Intended Adoption: No sooner than August 9, 2001.

June 21, 2001
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 00-06-015, filed 2/22/00, effective 4/1/00)

WAC 388-406-0015 ((~~Expedited service for~~)) Can I get food assistance((~~,~~)) right away? (1) When ((~~you give us~~)) the department gets your food assistance application, ((~~the department will~~)) we look at your ((~~situation~~)) circumstances to see if you can get benefits within five calendar days. This ((~~fast service~~)) is called "expedited service." ((~~"Day one" of the five-day period is, most often, the day after you give us your application. See subsection (7) below for situations for applicants when "day one" is a different day.~~))

(2) To get expedited service, you must provide proof of ((~~your identity~~)) who you are and meet one of these three conditions:

(a) You have available cash of one hundred dollars or less and have monthly income before taxes under one hundred fifty dollars; or

(b) Your monthly income before taxes plus available cash is less than the total of your shelter costs such as your rent or mortgage and ((~~utility allowance~~)) utilities; or

(c) You ((~~have~~)) are a destitute migrant or seasonal farm worker household ((~~member~~)), as defined in WAC 388-406-0021, ((~~whose~~)) and your household's available cash does not exceed one hundred dollars.

(3) To determine the amount of utilities to use to decide if you can get expedited services, we allow:

(a) The standard utility allowance (SUA) under WAC 388-450-0195, if you have heating or cooling costs and the SUA is greater than the amount you pay; or

(b) The amount you pay, if it is greater than the SUA.

(4) If you are eligible for expedited service and are not required to have an office interview, you can:

(a) Have a telephone interview or a home visit; and

(b) Still get benefits within five-days.

(5) If you are an applicant, "day one" of your five-day expedited service period starts on the:

(a) Day after the date your application is filed; or

(b) Date of the rescheduled interview when you are screened as expedited service eligible but do not show up for your initial interview; or

(c) Date you are released from a public institution if you are an SSI recipient; or

(d) Date of your interview when you:

(i) Waive your expedited interview and are found eligible for expedited service during your rescheduled interview; or

(ii) Are screened as ineligible for expedited service and later found eligible for the service during your interview; or

(iii) Do not request expedited service on the application and are found eligible for the service during your interview.

(6) If you get expedited service, we give you benefits for no more than two months. If we need additional information to decide if you are eligible for continued benefits, you have up to thirty days from the ((~~time you apply to provide other information we need before we can give you more benefits.~~

~~(4)~~)) date of application to give us the information.

(7) If you have received expedited service in the past, you can get this service again if you meet the requirements listed in subsection (2) above and you:

(a) ((~~Provided~~)) Gave us all the information we needed to prove eligibility for your last expedited service benefit period; or

(b) ((~~Had another benefit period under regular nonexpedited processing after your last expedited service benefit period.~~

~~(5) If you are eligible for expedited service and are not required to have an office interview, you can:~~

~~(a) Have a telephone interview or home visit; and~~

~~(b) Still get benefits within the five-day expedited time period.~~

~~(6) If you are denied expedited service, you can ask for a department review of your case. The review will take place within two working days from the date you were denied expedited service.~~

~~(7) If you are an applicant, your five-day expedited service period starts on the:~~

~~(a) Date of the rescheduled interview when you are screened as expedited service eligible but do not show up for your initial interview;~~

~~(b) Date you prove your identity if you do not provide proof at the initial interview;~~

~~(c) Date of your interview when you:~~

~~(i) Waive your expedited interview and are found eligible for expedited service during your rescheduled interview;~~

~~(ii) Are screened as ineligible for expedited service and later found eligible for the service during your interview; or~~

~~(iii) Do not request expedited service on the application and are found eligible for the service during your interview.~~

~~(d) Date you are released from a public institution if you are a SSI recipient.~~

~~(8) If you request expedited service on a recertification form, your five-day period:~~

~~(a) Starts the first day of your new certification period when you reapply before the end of your current certification period;~~

~~(b) Is the same as a new application when you reapply after the current certification period ends; or~~

~~(c) Starts the day of your interview if you cause a delay in the recertification~~)) Were certified under normal processing standards after your last expedited certification.

(8) If you reapply and request expedited service before your certification period ends, you are not eligible for expedited service.

(9) If you reapply after your certification period ends and request expedited service, your five-day expedited service period is the same as a new application.

(10) If you are denied expedited service, you can ask for a department review of your case. We review the decision within two working days from the date we denied you expedited service.

WSR 01-14-064
PROPOSED RULES
DEPARTMENT OF SERVICES FOR THE BLIND
[Filed July 2, 2001, 1:03 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-03-131.

Title of Rule: Order of selection.

Purpose: In the event that the Department of Services for the Blind does not have sufficient vocational rehabilitation funds to serve all eligible participants, the federal Vocational Rehabilitation Act requires that a system be established for giving "the most severely disabled" eligible participants priority for services. The proposed rules would establish the state's definition of "the most severely disabled," as well as

priority categories, and would provide a description of how order of selection would be implemented.

Statutory Authority for Adoption: Federal Regulatory Authority for Order of Selection Rehabilitation Act of 1973, as amended, Section 101 (a)(5). 34 Code of Federal Regulations Part 361 Sec. 361.36 Ability to serve all eligible individuals; order of selection for services. Regulatory Authority for Information and Referral Services Rehabilitation Act of 1973, as amended, Section 101 (a)(20) Information and Referral services. 34 Code of Federal Regulations Part 361 Sec. 361.37 Information and referral services. The Rehabilitation Act of 1973, as amended, Title I - Vocational Rehabilitation Services, Part A - General Provisions, Section 100 - Declaration of Policy.

Statute Being Implemented: Federal Regulatory Authority for Order of Selection Rehabilitation Act of 1973, as amended, Section 101 (a)(5). 34 Code of Federal Regulations Part 361 Sec. 361.36 Ability to serve all eligible individuals; order of selection for services. Regulatory Authority for Information and Referral Services Rehabilitation Act of 1973, as amended, Section 101 (a)(20) Information and Referral services. 34 Code of Federal Regulations Part 361 Sec. 361.37 Information and referral services. The Rehabilitation Act of 1973, as amended, Title I - Vocational Rehabilitation Services, Part A - General Provisions, Section 100 - Declaration of Policy.

Summary: In the event that the Department of Services for the Blind does not have sufficient vocational rehabilitation funds to serve all eligible participants, the federal Vocational Rehabilitation Act requires that a system be established for giving "the most severely disabled" eligible participants priority for services. The proposed rules would establish the state's definition of "the most severely disabled," as well as priority categories, and would provide a description of how order of selection would be implemented.

Name of Agency Personnel Responsible for Drafting: Lou Oma Durand, 3411 South Alaska, Seattle, 98119, (260) 721-6435; Implementation and Enforcement: Bill Palmer, P.O. Box 40933, Olympia, 98504, (360) 586-6981.

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

Rule is necessary because of federal law, see Statutory Authority and Statute Being Implemented above.

Explanation of Rule, its Purpose, and Anticipated Effects: The purpose of an order of selection is to establish an equitable and organized system which, when resources are not sufficient to meet the demand for services, gives the first priority to those eligible VR participants who meet the definition of "most significantly disabled."

When the order of selection is in effect, eligible individuals will be assigned to one of three priority categories. Within each priority category, persons who are public safety officers disabled in the line of duty have priority over others in that category. The three priority categories are:

First priority: Participants with active IPEs.

Second priority: New eligible participants who meet the definition of "most significantly disabled."

Third priority: New eligible participants who do not meet the definition of "most significantly disabled."

Proposal does not change existing rules.

No small business economic impact statement has been prepared under chapter 19.85 RCW. No impact on small business is anticipated.

Section 201, chapter 403, Laws of 1995, applies to this rule adoption. Department of Services for the Blind complies with RCW 34.05.328.

Hearing Location: Lilac Blind Foundation, 1212 North Howard, Spokane, WA 99201, on Monday September 17, 2001, at 2-4 p.m.; and at the Department of Services for the Blind, 3411 South Alaska Street, Seattle, WA 98119-1631, on Wednesday, September 19, 2001, at 1-3 p.m.

Assistance for Persons with Disabilities: Contact Rebecca Jensen by September 4, 2001.

Submit Written Comments to: Rebecca Jensen, Department of Services for the Blind, P.O. Box 40933, Olympia, WA 98504, fax (360) 586-7627, by September 7, 2001.

Date of Intended Adoption: October 1, 2001.

July 2, 2001
Rebecca Jensen
Confidential Secretary

PROPOSED

NEW SECTION

WAC 67-25-460 What if the department of services for the blind (DSB) vocational rehabilitation (VR) program does not have sufficient resources to serve all eligible individuals? (1) The purpose of an order of selection is to establish an equitable and organized system which, when resources are not sufficient to meet the demand for services, gives the first priority to those eligible VR participants who meet the definition of "most severely disabled," WAC 67-25-470(1).

(2) In the event that sufficient funds or other resources are not available to serve all VR eligible individuals, DSB will use a prioritized order, as established in subsection (3) of this section, for selection of individuals to develop and carry out an individualized plan for employments (IPE) supported by expenditure of VR funds.

(3) When the order of selection is in effect, eligible individuals will be assigned to one of two priority categories:

(a) First priority: New eligible participants who meet the definition of "most severely disabled."

(b) Second priority: New eligible participants who do not meet the definition of "most severely disabled."

(4) An eligible individual can develop and carry out an IPE based on:

(a) The priority of the category to which they are assigned, and whether or not that category is open for development of new IPEs.

(b) And, the order in which they applied for DSB services as indicated by the date of application.

(5) Individuals who are receiving services under an IPE at the time an order of selection is implemented will continue to receive services as planned. They are not subject to the order of selection and are not a category within that order.

(6) The only services to individuals in a closed order of selection category will be information and referral services. These individuals will not receive counseling and guidance, assessment and training, placement, or other VR services

until their category is reopened and they come off the waiting list.

NEW SECTION

WAC 67-25-470 How will DSB determine whether a person meets the definition of "most severely disabled"? (1) Individuals who meet the definition of "most severely disabled" are: Individuals who have three or more functional limitations (mobility, communication, self-care, self-direction, interpersonal skills, work tolerance, or work skills) related to employment and require services over an extended period of time.

(2) A DSB vocational counselor will gather the information needed to determine whether an eligible participant meets the definition of "most severely disabled." If assessment services are to be purchased, the counselor will provide the participant with information about the providers available, so that the individual can make an informed choice.

NEW SECTION

WAC 67-25-480 How will DSB implement an order of selection? (1) The director of the department of services for the blind will decide when to implement an order of selection, if necessary, and will determine which priority categories will be open or closed for the development of new IPEs.

(2) Participants will be notified in writing of their category status when they are notified of their eligibility, as well as of the conditions pertaining to that category:

(a) Whether the category is open or closed.

(b) Their position on any existing waiting list.

(3) Participants will be placed in the highest priority category for which they are qualified. The date of application will be used whenever it is determined that a waiting list is required for a category.

(4) Participants will be notified of the right to appeal the category decision, and of their responsibility to notify the agency if their condition changes in a way that may affect their priority category placement.

(5) The order of selection will not affect the provision of services needed to determine eligibility WAC 67-25-015 through 67-25-110.

(6) Services being authorized or provided to any individual with an active IPE will not be disrupted as a result of the closing of a priority category.

(7) Comparable services and benefits will be applied, as appropriate, for participants with an IPE.

(8) Information and referral services will be provided to all eligible individuals affected by the closure of their priority category.

WSR 01-14-071
PROPOSED RULES
DEPARTMENT OF LABOR AND INDUSTRIES
(By the Code Reviser's Office)
[Filed July 3, 2001, 8:23 a.m.]

WAC 296-800-14015, 296-800-27025, 296-800-29045 and 296-800-32030, proposed by the Department of Labor and Industries in WSR 00-23-099 appearing in issue 01-01 of the State Register, which was distributed on January 3, 2001, 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 01-14-072
PROPOSED RULES
GAMBLING COMMISSION
(By the Code Reviser's Office)
[Filed July 3, 2001, 8:24 a.m.]

WAC 230-02-260 and 230-20-036, proposed by the Gambling Commission in WSR 01-01-143 appearing in issue 01-01 of the State Register, which was distributed on January 3, 2001, 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 01-14-079
PROPOSED RULES
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Medical Assistance Administration)
[Filed July 3, 2001, 3:41 p.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 01-08-027.

Title of Rule: WAC 388-478-0065, 388-478-0075 and 388-478-0085, income standards based on the federal poverty level.

Purpose: Implements the increased federal standards for the federal poverty level, which was effective April 1, 2000.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.057, 74.08.090, and 74.09.530.

Statute Being Implemented: Poverty guidelines updated annually in the Federal Register under the authority of Section 673(2) of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9902(2)).

Summary: These amendments increase the monthly income standards for children, pregnant women and for people participating in the Medicare cost-sharing programs.

Reasons Supporting Proposal: To amend state rules to implement the increased standards for the federal poverty level.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Joanie Scotson, Medical Assistance Administration, Mailstop 45534, Olympia, Washington 98504-5534, (360) 725-1330.

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

Rule is necessary because of federal law, Section 673(2) of the Omnibus Budget Reconciliation Act of 1981 (42 U.S.C. 9902(2)).

Explanation of Rule, its Purpose, and Anticipated Effects: See Purpose above.

Proposal Changes the Following Existing Rules: See Purpose above.

No small business economic impact statement has been prepared under chapter 19.85 RCW. This proposed rule does not impact small businesses. It affects eligibility for medical assistance programs.

RCW 34.05.328 does not apply to this rule adoption. These proposed rules implement federal standards increases. RCW 34.05.328 (5)(b)(vii) exempts DSHS rules that apply to eligibility.

Hearing Location: Blake Office Park (East), 4500 10th Avenue S.E., Rose Room, Lacey, WA 98503, on August 8, 2001, at 10:00 a.m.

Assistance for Persons with Disabilities: Contact Kelly Cooper by August 1, 2001, phone (360) 664-6094, TTY (360) 664-6178, e-mail coopekd@dshs.wa.gov.

Submit Written Comments to: Identify WAC Numbers, Kelly Cooper, DSHS Rules Coordinator, Rules and Policies Assistance Unit, P.O. Box 45850, Olympia, WA 98504-5850, fax (360) 664-6185, by August 8, 2001.

Date of Intended Adoption: No sooner than August 9, 2001.

July 3, 2001

Brian H. Lindgren, Manager

Rules and Policies Assistance Unit

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

WAC 388-478-0065 ((~~TANF/SFA-related~~)) Categorically needy income level (CNIL) and resource standards for families. (1) The categorically needy income level (CNIL) standard for ((~~TANF-related~~)) family medical is the same as the grant payment standards for the TANF cash program as stated in WAC 388-478-0020.

(2) The countable resource standards for ((~~TANF/SFA-related categorically needy (CN)~~)) family medical are the same as those of the TANF/SFA cash program as stated in WAC 388-470-0005.

(3) For all medical programs an unborn child is counted as a household member when determining household size.

AMENDATORY SECTION (Amending WSR 00-17-085, filed 8/14/00, effective 9/14/00)

WAC 388-478-0075 Medical programs—Monthly income standards based on the federal poverty level (FPL). (1) The department bases the income standard upon the Federal Poverty Level (FPL) for the following medical programs:

(a) Children's health program up to one hundred percent of FPL;

(b) Pregnant women's program up to one hundred eighty-five percent of FPL;

(c) Children's categorically needy program up to two hundred percent of FPL; and

(d) The children's health insurance program (CHIP) is over two hundred percent of FPL but under two hundred fifty percent of FPL.

(2) Beginning April 1, ((~~2000~~)) 2001, the monthly FPL standards are:

FAMILY SIZE	100% FPL	185% FPL	200% FPL	250% FPL
1	$((~~696~~)) 716	$ ((~~1288~~)) 1325	$ ((~~1392~~)) 1432	$ ((~~1740~~)) 1790
2	$((~~938~~)) 968	$ ((~~1735~~)) 1790	$ ((~~1875~~)) 1935	$ ((~~2344~~)) 2419
3	$ ((~~1180~~)) 1220	$ ((~~2182~~)) 2256	$ ((~~2359~~)) 2439	$ ((~~2948~~)) 3048
4	$ ((~~1421~~)) 1471	$ ((~~2629~~)) 2722	$ ((~~2842~~)) 2942	$ ((~~3553~~)) 3678
5	$ ((~~1663~~)) 1723	$ ((~~3076~~)) 3187	$ ((~~3325~~)) 3445	$ ((~~4157~~)) 4307
6	$ ((~~1905~~)) 1975	$ ((~~3523~~)) 3653	$ ((~~3809~~)) 3949	$ ((~~4761~~)) 4936
7	$ ((~~2146~~)) 2226	$ ((~~3970~~)) 4118	$ ((~~4292~~)) 4452	$ ((~~5365~~)) 5565
8	$ ((~~2388~~)) 2478	$ ((~~4417~~)) 4584	$ ((~~4775~~)) 4955	$ ((~~5969~~)) 6194
9	$ ((~~2630~~)) 2730	$ ((~~4864~~)) 5094	$ ((~~5259~~)) 5459	$ ((~~6573~~)) 6823
10	$ ((~~2871~~)) 2981	$ ((~~5312~~)) 5515	$ ((~~5742~~)) 5962	$ ((~~7178~~)) 7453
Add to the ten person standard for each person over ten:				
	$ ((~~242~~)) 252	$ ((~~448~~)) 466	$ ((~~484~~)) 504	$ ((~~605~~)) 630

(3) There are no resource limits for the programs under this section.

AMENDATORY SECTION (Amending WSR 00-17-085, filed 8/14/00, effective 9/14/00)

WAC 388-478-0085 Medicare cost sharing programs—Monthly income and countable resources standards. (1) The qualified Medicare beneficiary (QMB) program income standard is up to one hundred percent of the Federal Poverty Level (FPL). Beginning April 1, ((~~2000~~)) 2001, the QMB program's income standards are:

(a) One person	$ ((~~696~~)) 716
(b) Two persons	$ ((~~938~~)) 968

PROPOSED

(2) The special low-income Medicare beneficiary (SLMB) program income standard is over one hundred percent of FPL, but under one hundred twenty percent of FPL. Beginning April 1, ((~~2000~~)) 2001, the SLMB program's income standards are:

	Minimum	Maximum
(a) One person	$ ((~~696.01~~)) 716.01	$ ((~~835~~)) 859
(b) Two persons	$ ((~~938.01~~)) 968.01	$ ((~~1125~~)) 1161

(3) The expanded special low-income Medicare beneficiary (ESLMB) program income standard is over one hundred twenty percent of FPL, but under one hundred thirty-five percent of FPL. Beginning April 1, ((~~2000~~)) 2001, the ESLMB program's income standards are:

	Minimum	Maximum
(a) One person	$ ((~~835.01~~)) 859.01	$ ((~~940~~)) 967
(b) Two persons	$ ((~~1125.01~~)) 1161.01	$ ((~~1266~~)) 1307

(4) The qualified disabled working individual (QDWI) program income standard is up to two hundred percent of FPL. Beginning April 1, ((~~2000~~)) 2001, the QDWI program's income standards are:

(a) One person	$ ((~~1392~~)) 1432
(b) Two persons	$ ((~~1875~~)) 1935

(5) The qualified individual (QI) program income standard is over one hundred thirty-five percent of FPL, but under one hundred seventy-five percent of FPL. Beginning April 1, ((~~2000~~)) 2001, the QI program's income standards are:

	Minimum	Maximum
(a) One person	$ ((~~940.01~~)) 967.01	$ ((~~1218~~)) 1253
(b) Two persons	$ ((~~1266.01~~)) 1307.01	$ ((~~1641~~)) 1694

(6) The resource standard for the Medicare cost sharing programs in this section is:

(a) One person	$ 4000
(b) Two persons	$ 6000

WSR 01-14-085
PROPOSED RULES
DEPARTMENT OF LABOR AND INDUSTRIES
[Filed July 5, 2001, 10:20 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 00-14-072.

Title of Rule: Chapter 296-23B WAC, Ambulatory surgery center payment.

Purpose: To revise the payment methodology for ambulatory surgery centers (ASCs) and other nonhospital surgical suites that provide surgical services to Washington injured workers and crime victims. To define the minimum standards required for an ASC to provide surgical services to Washington injured workers and crime victims.

Statutory Authority for Adoption: RCW 51.36.080, 51.04.030, 51.36.010, 51.04.020.

Statute Being Implemented: Chapters 51.32 and 51.36 RCW.

Summary: This WAC will clarify the standards that an ASC must meet to become a provider of surgical services to Washington injured workers and crime victims. This WAC will also revise the payment method used to determine reimbursement for services provided in an ASC.

Reasons Supporting Proposal: This rule will allow L&I to purchase ASC services cost-effectively and to ensure that injured workers and crime victims receive care in facilities that meet minimum standards for quality care.

Name of Agency Personnel Responsible for Drafting: Anaya Balter, Tumwater, (360) 902-5021; Implementation and Enforcement: Doug Connell, Tumwater, (360) 902-4209.

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: Explanation: This rule explains the requirements for an ambulatory surgery center (ASC) to obtain a provider account number from the Department of Labor and Industries and therefore to receive payment for surgical services provided. This rule also establishes the use of a fee schedule for reimbursement for services provided in an ASC.

Purpose: To revise the payment methodology for ambulatory surgery centers (ASCs) and other nonhospital surgical suites that provide surgical services to Washington injured workers and crime victims. To define the minimum standards required to become an ASC provider for Washington injured workers and crime victims.

Anticipated Effects: This rule will ensure that injured workers and crime victims receive outpatient surgical services from facilities that meet recognized standards of quality. This rule will allow L&I to manage medical costs related to providing surgical services to injured workers and crime victims. The rule will also make L&I's payment for ASC services more consistent with its payment methods for other types of providers and with other federal and state agencies.

Proposal does not change existing rules.

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

Small Business Economic Impact Statement

Introduction: The Department of Labor and Industries is proposing new requirements for the payment of ambulatory surgery center services, chapter 296-23B WAC. Currently L&I pays for services in ambulatory surgery centers

(ASCs) on a "by report" basis. This means that L&I pays the amount billed, and has little ability to manage expenditures. This is in contrast to the way most other medical services are purchased, using payment methods such as fee schedules, discounting, and prospective payment. These latter payment methods help to assure that L&I meets its responsibility to cost-effectively purchase health care, while assuring access to services.

The number of ASC service claims rose 64% during the five-year period from 1995 through 1999, compared to a 2% rise for hospital outpatient department claims and a slight decrease in overall medical claims. Over this same time period, L&I expenditures for services provided in (ASCs) rose by 181% and cost per ASC procedure rose 63%. In addition, the number of procedure types rose by 37% during this time period from 393 to 539. Total medical expenditures rose just 14% during the same period. In 1999 L&I spent $7.6 million for ASC services compared to $2.7 million in 1995.

Because of the rapid rise in both the costs per ASC procedure and total expenditures for ASC services, the department has concluded that it is necessary to adopt a payment method that will allow better management of these services. To accomplish this goal the department has undertaken rule making, which will establish new payment requirements for ASC services.

Development of the proposed ASC rule: Department staff evaluated several ASC payment plan options. Two options met the requirements of ease of implementation for both providers and the department and effectiveness in managing costs for ASC services. These plans were the current Medicare 8 Grouping system, and a hybrid method of set fees for high cost and high volume codes with the remainder of codes at a discount of charges. The department selected the Medicare 8 Grouping system for the following reasons:

- It is a method that ASCs are familiar with.
- It makes L&I consistent with other state agencies and the Health Care Financing Administration.
- The system is already developed and could be used in the interim with only a modest amount of effort.

Summary of the proposed ASC rule and policy changes: *The principle requirements of the proposed rule are:*

- An ambulatory surgery center is defined as an outpatient facility where surgical services are provided and which meets the following requirements:

1. Must be licensed by the state(s) in which it operates, unless that state does not have licensure.

2. Must have at least one of the following credentials:

a. Medicare Certification **OR**

b. Accreditation by a nationally recognized agency acknowledged by the Medicare Program (HCFA).

3. Must have a provider account with the Department of Labor and Industries in accordance with WAC 296-20-015.

- Ambulatory surgery centers must submit bills for services on the national standard HCFA 1500 or electronically using department file formatting specifications.

The principal policy modifications are:

- The department intends to use the Medicare 8 Grouping system developed by HCFA as a basis for payment policies. Surgical services (CPT codes) are assigned to groups that correspond to maximum fees.
- Specific modifications to this system have been made for the department's payment methodology.

1. Instead of eight groups there are nine groups.

2. Most artheroscopies have been moved to group 9. Some have been moved to group 7.

3. Group 9 will have the same maximum fee as group 6.

4. Procedures considered inpatient by Medicare and covered by the department in an outpatient setting will have maximum fees set or be paid as billed. They will not be placed in a group.

5. Other procedures that Medicare does not group that the department allows payment for in an outpatient setting will either be placed in an appropriate group or paid as billed.

- Generally, payment includes services and items furnished in connection with providing surgical services that are allowed in an ASC. Payment for the facility **shall** include the following:

1. Nursing, technician and related services.

2. Use by the patient of the facility (including operating and recovery room).

3. Drugs, biologics, surgical dressings, supplies, splints, casts, appliances, and equipment directly related to the provision of a surgical procedure.

4. Diagnostic or therapeutic services or items directly related to the provision of a surgical procedure.

5. Administrative, record keeping, and housekeeping items and services.

6. Intraocular lenses (including new technology lenses).

7. Materials for anesthesia.

8. Blood, blood plasma, platelets, and other blood products related to the provision of a surgical procedure.

- Payment for the facility **shall not** include the following:

1. Physician professional services.

2. Laboratory services and tests.

3. Radiologic or diagnostic procedures not directly related to the performance of a surgical procedure.

4. Prosthetic devices (except intraocular lenses).

5. Leg, arm, and neck braces.

6. Artificial limbs and eyes.

7. Durable medical equipment (DME) for use in the patient's home.

8. Ambulance services.

- Payment that an ASC can expect for providing services?

The department pays the lesser of charges or the fee schedule. The fee schedule for ASCs is found in the *Medical Aid Rules and Fee Schedule.* The proposed fee schedule will be phased in over three years. The proposed fee schedule categories are shown in Table 1 below.

Table 1: Proposed ASC Fee Schedule

Group*	Medicare Fee schedule	Year 2002	Year 2003	Year 2004
1	$337	$843	$758	$674

PROPOSED

2	$452	$1,130	$1,017	$904
3	$517	$1,293	$1,163	$1,034
4	$639	$1,598	$1,438	$1,278
5	$727	$1,818	$1,636	$1,454
6	$843	$2,108	$1,897	$1,686
7	$1,009	$2,523	$2,270	$2,018
8	$993	$2,483	$2,234	$1,986
9	—	$2,108	$1,897	$1,686

*Medicare has eight groups, L&I has an additional category, group 9 with the same rate as group 6.

- Updating of rates and policies.

The fee schedule, codes, and policies for ASCs will be updated annually in January and published annually in July in the *Medical Aid Rules and Fee Schedule.* From time to time the department will publish Provider Bulletins to clarify, update, and inform ASCs about changes in policies or fees.

Small Business Economic Impact Statement (SBEIS) Analysis: The Regulatory Fairness Act, chapter 19.85 RCW, requires that the economic impact of proposed regulations on small businesses be examined relative to their impact on large businesses. The act outlines the requirements for a small business economic impact statement (SBEIS). For the purposes of an SBEIS the term small business is defined as a business entity that has the purpose of making a profit and has fifty or fewer employees. The agency must prepare an SBEIS when a proposed rule, or rule amendments, have the potential of placing a more than minor economic impact on business. The Guide for Facilitating Regulatory Fairness (1993) lists the minor impact costs thresholds from 50 to 288 dollars (1990 dollars) per business. These values are calculated as 0.1% of profits for a business of fifty employees. The results in Table 4 below reveal that the minor cost threshold is exceeded for the proposed changes and that an SBEIS analysis is necessary.

Current (1999) ASC Expenditures: Table 2 below shows how L&I expenditures for ASC type services would have been grouped assuming utilization at 1999 levels and the Modified Medicare Grouping system proposed by L&I. The total expenditure for calendar year 1999 was $8.6 million.

Table 2: 1999 Expenditures by L&I Modified Medicare Grouping.

Medicare Group	L&I Expenditures	Percent Total	Procedure Volume	Percent Total	Cost per Procedure
1	$717,564	8.4%	985	14.7%	$728
2	$1,396,160	16.3%	1,118	16.7%	$1,249
3	$1,044,018	12.2%	757	11.3%	$1,379
4	$938,446	10.9%	603	9.0%	$1,556
5	$505,460	5.9%	276	4.1%	$1,831
6	$861	0.01%	1	0.0%	$861
7	$779,425	9.1%	221	3.3%	$3,527
8	$16,817	0.2%	11	0.2%	$1,529
9*	$2,544,254	29.6%	1,205	18.0%	$2,111
Subtotal 1-9	**$7,943,005**	**92.5%**	**5,177**	**78.0%**	**$2,000**
Not grouped	$646,195	7.5%	1,459	22.0%	$443
Total	**$8,589,200**	**100.0%**	**6,636**	**100.0%**	**$1,283**

*Group 9 was created by the department and is not a Medicare payment grouping.

Assessing Cost to Providers of the Proposed ASC Rule: In order to assess the financial impact of the proposed fee schedule on small and large ASC providers the department extracted data (1999) on ASC billings and payments from its own data warehouse. From here on the group of ASCs on which data was analyzed will be referred to as the study population. The information extracted on the study population included, amount billed, amount paid out, procedure type, provider name and address, and UBI number. The UBI number was used to extract information on the number of employees at each ASC. Because some ASCs are part of larger non-ASC business enterprise we contacted these businesses to determine the number of employees actually involved in the ASC operation. Table 3 below summarizes the information from the ASC study population that was used to analyze the financial impact of the proposed rule.

Table 3: Summary of ASC Study Population*

Category	Total Study Population	Small Business	Large Business
Number	30	24	6
1999 expenditures/ payments	$4,581,930	$3,494,420	$1,087,510
ASC employment	440	336	104
Study pop. expenditures as percent of total 1999 expenditures	53%	41%	13%

*Approximately 160 ASCs in the state (SIC 8011), 76 of which conducted business with L&I in 1999.

The study population involved 440 ASC employees and accounted for 53% of total ASC expenditures in 1999.

The proposed ASC fee schedule from Table 1 was applied to the ASC procedure information (1999) extracted for the study population. Under the proposed rule changes the department will pay the lessor of billed charges or the fee schedule. This means that payments that exceeded the fee schedule will be reduced to the fee schedule rate, while those below the fee schedule will be paid at the billed rate (the lessor of billed charges). The difference between the 1999 payments to ASCs (no fee schedule) and the anticipated payments to be made during each year of the fee schedule phase-in using the 1999 procedure utilization mix are shown in Table 4. The calculated net change between actual 1999 payments and the anticipated future payments represents the impact that the proposed rule could have on ASC businesses. Due to several payment policy conditions future expenditures might be slightly more or less than the anticipated expenditures given in Table 4.

Table 4: Anticipated Impact of ASC Fee Schedule on ASC Business

Year	Business Category	Actual 1999 L&I Expenditures	Anticipated L&I Expenditures	Net Change Actual to Anticipated	% Change Actual to Anticipated	Net Change per ASC FTE*	% Change per ASC FTE
2001	Small	$3,494,420	$2,906,897	-$587,524	-16.8%	-$1,749	-16.8%
	Large	$1,087,510	$931,955	-$155,554	-14.3%	-$1,503	-14.4%
	Total	$4,581,930	$3,838,852	-$743,078	-16.2%	-$1,691	-16.2%
2002	Small	$3,494,420	$2,748,360	-$746,060	-21.4%	-$2,226	-21.4%
	Large	$1,087,510	$881,877	-$205,632	-18.9%	-$1,987	-19.0%
	Total	$4,581,930	$3,630,237	-$951,692	-20.8%	-$2,169	-20.8%
2003	Small	$3,494,420	$2,549,470	-$944,950	-27.0%	-$2,810	-27.0%
	Large	$1,087,510	$806,550	-$280,960	-25.8%	-$2,715	-26.0%
	Total	$4,581,930	$3,356,020	-$1,225,910	-26.8%	-$2,787	-26.8%
						3-yr average	3-yr average
TOTAL	Small	**$10,483,261**	**$8,204,727**	**-$2,278,534**	**-21.7%**	**-$2,261**	**-21.7%**
	Large	**$3,262,529**	**$2,620,382**	**-$642,147**	**-19.7%**	**-$2,068**	**-19.8%**
	Total	**$13,745,789**	**$10,825,109**	**-$2,920,681**	**-21.2%**	**-$2,216**	**-21.3%**

The RFA suggests that the impact of a proposed rule on large and small businesses be assessed on a per employee basis, or per one hundred dollars of sales. We expressed the impact on large and small ASCs in an analogous manner: A percent decrease in L&I expenditures or payments to ASCs, similar to an impact per 100 dollars of sales, and a decrease in L&I revenue per ASC employee. While some ASC businesses may be impacted more than others the results in Table 4 reveal that the maximum impact of the proposed changes on large and small business categories will be roughly the same. The three-year average annual change for small business was $2,261 per ASC employee, versus an average annual change for large business of $2,068. While the payment reduction appears to be slightly greater (10% or $193/year) for the small business category, statistical analysis of these two results shows that the changes for both business size categories are indistinguishable. Calculation of the 95% confidence intervals around the two average annual values presented above results in upper and lower confidence intervals of $2,902 and $1,622 for the small business average and $3,050 and $1,065 for the large business average. This analysis indicates that the two average annual values ($2,261 and $2,068) cannot reasonably be interpreted as statistically different.

Conclusions: The results shown in the previous sections indicate that the anticipated compliance costs for the proposed ASC rule change will impose a more than minor impact on businesses and that an SBEIS analysis is required. The SBEIS analysis reveals a maximum annual reduction in ASC expenditures of $2,068 per ASC employee for large businesses and $2,261 per ASC employee for small businesses. In addition a statistical analysis reveals that the impacts of the proposed ASC rule changes are essentially the same for large and small business categories. The department concludes that the proposed changes will not have a disproportionate impact on small ASC businesses, and that mitigation steps are not necessary.

A copy of the statement may be obtained by writing to Greg Nothstein, Office of Legislative Liaison, Department of Labor and Industries, P.O. Box 44001, Olympia, WA 98504-4001, phone (360) 902-6805, fax (360) 902-4202.

RCW 34.05.328 applies to this rule adoption. This is a new rule which makes significant changes to a current department policy.

Hearing Location: Department of Labor and Industries, 7273 Linderson Way, Tumwater, WA 98501, on August 21, 2001, at 2:00 p.m.

Assistance for Persons with Disabilities: Contact Anaya Balter by August 14, 2001, TDD 1-800-833-6388, or (360) 902-5021, or e-mail bala235@lni.wa.gov.

Submit Written Comments to: Anaya Balter, Department of Labor and Industries, Health Services Analysis, P.O. Box 44322, Olympia, WA 98504-4322, e-mail bala235@lni.wa.gov, fax (360) 902-4249, by August 28, 2001.

PROPOSED

Date of Intended Adoption: October 1, 2001 (effective date January 1, 2002).

July 5, 2001
Gary Moore
Director

Chapter 296-23B WAC

AMBULATORY SURGERY CENTER PAYMENT

NEW SECTION

WAC 296-23B-0100 Who may bill for ambulatory surgery center services? Only facilities that meet the criteria below may bill for ambulatory surgery center (ASC) services.

An ambulatory surgery center is an outpatient facility where surgical services are provided and that meets the following three requirements:

(1) Must be licensed by the state(s) in which it operates, unless that state does not require licensure.

(2) Must have at least one of the following credentials:

(a) Medicare Certification; or

(b) Accreditation by a nationally recognized agency acknowledged by the Health Care Financing Administration (HCFA).

(3) Must have an active provider account with the department of labor and industries.

Note: A provider account application may be obtained from Department of Labor & Industries, Provider Accounts, P.O. Box 44261, Olympia, WA 98504-4261, 360-902-5140. A copy can also be obtained online at www.wa.gov/lni.

NEW SECTION

WAC 296-23B-0110 How does an ambulatory surgery center bill for services? Ambulatory surgery centers must submit bills for services on the national standard HCFA 1500 form. Bills also may be submitted electronically using department file format specifications. Providers must follow the instructions in the *General Provider Billing Manual* and *Billing Instructions*. Special billing policies for ambulatory surgery centers are in the *Medical Aid Rules and Fee Schedule* under *Ambulatory Surgery Center Payment Policies.*

Note: Copies of billing manuals, billing instructions and the *Medical Aid Rules and Fee Schedule* may be obtained from Department of Labor & Industries, Warehouse, P.O. Box 44843, Olympia, WA 98504-4843 or 360-902-5754. The *Medical Aid Rules and Fee Schedule* may also be viewed online at www.wa.gov/lni.

NEW SECTION

WAC 296-23B-0120 What procedures are covered in an ambulatory surgery center? The department will use the Health Care Financing Administration's (HCFA) list of procedures covered in an ambulatory surgery center plus additional procedures as determined by the department.

The department will allow some procedures to be covered in an outpatient setting that HCFA only covers in an inpatient setting. The department will cover these procedures in an ambulatory surgery center if the following criteria are met:

(1) The surgeon deems that it is safe and appropriate to perform such a procedure in an outpatient setting; and

(2) The procedure meets the department's utilization review requirements.

Procedures that are safely performed in an office setting will not be covered in an ambulatory surgery center.

All procedures allowed in an ambulatory surgery center are listed in the *Medical Aid Rules and Fee Schedule, Ambulatory Surgery Center Payment Policies* section.

Notes: For information on the utilization review program please see the following:
WAC 296-20-024 for utilization management authority.
WAC 296-20-01002 for definition of utilization review.
WAC 296-20-02700 through 296-20-03002 for medical coverage policies.
Provider bulletins describing the utilization review program.
These may be viewed online at www.wa.gov/lni.

NEW SECTION

WAC 296-23B-0130 What payment can an ambulatory surgery center expect for providing services? The department pays the lesser of the billed charge (the ASC's usual and customary fee) or the fee schedule's maximum allowed rate. The fee schedule for ambulatory surgery centers is found in the *Medical Aid Rules and Fee Schedule.*

NEW SECTION

WAC 296-23B-0140 When will the rates and policies for ambulatory surgery centers be updated? The fee schedule, codes, and policies for ambulatory surgery centers will be reviewed periodically. The department will publish provider bulletins to clarify, update, and inform ambulatory surgery centers about changes in policies or fees. They will also be published annually in July in the *Medical Aid Rules and Fee Schedule.*

WSR 01-14-086
PROPOSED RULES
BOARD OF PILOTAGE COMMISSIONERS
[Filed July 5, 2001, 10:36 a.m.]

Original Notice.

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

Title of Rule: Tariffs, and pilotage rates for the Grays Harbor pilotage district.

Purpose: To supplement pilot revenue as needed, for supporting retirement plans for Washington state-licensed pilots.

Other Identifying Information: WAC 363-116-185.

Statutory Authority for Adoption: RCW 88.16.035.

Statute Being Implemented: RCW 88.16.035.

Summary: The proposed rule reflects a .64% increase in all tariff categories except transportation to be charged for pilotage services in Grays Harbor pilotage district.

Reasons Supporting Proposal: Additional pilot revenue is needed to support retirement plans for Washington state-licensed pilots.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Board of Pilotage Commissioners, 2911 2nd Avenue, Suite 100, Seattle, WA, (206) 515-3904.

Name of Proponent: Washington state-licensed pilots, private.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed rule would set a new tariff that would increase the cost of pilotage services in the Grays Harbor pilotage district by .64% over the present tariff in all categories except transportation.

This supplemental revenue would support retirement plans for Washington state-licensed pilots.

Proposal Changes the Following Existing Rules: The proposed rule is a .64% increase over the existing tariff in all categories except transportation.

The board may adopt a rule that varies from the proposed rule upon consideration of presentations and written comments from other interested parties and the public.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The application of the .64% increase is clear in the proposed tariff shown below and represents a minor economic impact on shipping costs.

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

Hearing Location: 2911 2nd Avenue, Level B Conference Room, Seattle, WA 98121, on August 9, 2001, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Peggy Larson by August 6, 2001.

Submit Written Comments to: Harry Dudley, Chairman, 2911 2nd Avenue, Suite 100, Seattle, WA 98121, fax (206) 515-3969, by August 2, 2001.

Date of Intended Adoption: August 9, 2001.

July 3, 2001
Peggy Larson
Administrator

AMENDATORY SECTION (Amending WSR 01-13-066, filed 6/18/01, effective 6/18/01)

WAC 363-116-185 Tariffs, and pilotage rates for the Grays Harbor pilotage district. Effective ((~~immediately upon filing~~)) 0001 hours on October 1, 2001 through 2400 hours July 31, 2002.

CLASSIFICATION OF PILOTAGE SERVICE RATE

Piloting of vessels in the inland waters and tributaries of Grays Harbor:

Each vessel shall be charged according to its draft and tonnage. The draft charges shall be ((~~$80.99~~)) $81.51 per meter (or ((~~$24.64~~)) $24.80 per foot) and the tonnage charge shall be ((~~$0.2583~~)) $0.2600 per net registered ton. The minimum net registered tonnage charge is ((~~$903.79~~)) $909.57. The charge for an extra vessel (in case of tow) is ((~~$516.48~~)) $519.79.

Boarding fee:

Per each boarding/deboarding from a boat	((~~$389.67~~)) $392.16

Harbor shifts:

For each shift from dock to dock, dock to anchorage, anchorage to dock, or anchorage to anchorage	((~~$647.88~~)) $652.03
Delays per hour	((~~$154.49~~)) $155.48
Cancellation charge (pilot only)	((~~$258.22~~)) $259.87
Cancellation charge (pilot boat only)	((~~$774.69~~)) $779.65

Travel allowance:

Transportation fee per assignment	$55.00
Pilot when traveling to an outlying port to join a vessel or returning through an outlying port from a vessel which has been piloted to sea shall be paid ((~~$903.82~~)) $909.60 for each day or fraction thereof, and the travel expense incurred	((~~$903.82~~)) $909.60

Bridge transit:

Charge for each bridge transited	((~~$283.61~~)) $285.43
Additional surcharge for each bridge transited for vessels in excess of 27.5 meters in beam	((~~$785.22~~)) $790.25

Miscellaneous:

The balance of amounts due for pilotage rates not paid within 30 days of invoice will be assessed at 1 1/2% per month late charge.

PROPOSED

PROPOSED

WSR 01-14-087
PROPOSED RULES
BOARD OF PILOTAGE COMMISSIONERS
[Filed July 5, 2001, 10:38 a.m.]

Original Notice.

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

Title of Rule: Tariffs and pilotage rates for the Grays Harbor pilotage district.

Purpose: To increase the current Grays Harbor pilotage district annual tariff.

Other Identifying Information: WAC 363-116-185.

Statutory Authority for Adoption: RCW 88.16.035.

Statute Being Implemented: RCW 88.16.035.

Summary: The proposed rule reflects a 50% increase in all tariff categories except transportation to be charged for pilotage services in the Grays Harbor pilotage district for the 2001-2002 tariff year.

Reasons Supporting Proposal: Current shipping frequency in Grays Harbor does not provide sufficient revenue for pilotage operations.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Board of Pilotage Commissioners, 2911 2nd Avenue, Suite 100, Seattle, WA, (206) 515-3904.

Name of Proponent: Grays Harbor pilots, private.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The rule as proposed by the Grays Harbor pilots would set a new tariff that would increase the cost of pilotage services in the Grays Harbor pilotage district by 50% over the present tariff.

Proposal Changes the Following Existing Rules: The proposed rule is a 50% increase over the existing tariff in all categories except transportation.

The board may reconsider this proposed rule if ESB 6194 is signed into law or it may adopt a rule that varies from the proposed rule upon consideration of presentations and written comments from other interested parties and the public.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The proposed rule is being considered in the context of the required annual revision to the rates charged for pilotage services. The application of the 50% increase is clear in the proposed tariff below.

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

Hearing Location: 2911 2nd Avenue, Level B Conference Room, Seattle, WA 98121, on August 9, 2001, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Peggy Larson by August 6, 2001.

Submit Written Comments to: Harry Dudley, Chairman, 2911 2nd Avenue, Suite 100, Seattle, WA 98121, fax (206) 515-3969, by August 2, 2001.

Date of Intended Adoption: August 9, 2001.

July 2, 2001
Peggy Larson
Administrator

AMENDATORY SECTION (Amending WSR 01-13-066, filed 6/18/01, effective 6/18/01)

WAC 363-116-185 Tariffs, and pilotage rates for the Grays Harbor pilotage district. Effective ((~~immediately upon filing~~)) 0001 hours on October 1, 2001 through 2400 hours July 31, 2002.

CLASSIFICATION OF PILOTAGE SERVICE RATE

Piloting of vessels in the inland waters and tributaries of Grays Harbor:

Each vessel shall be charged according to its draft and tonnage. The draft charges shall be ((~~$80.99~~)) $121.49 per meter (or ((~~$24.64~~)) $36.96 per foot) and the tonnage charge shall be ((~~$0.2583~~)) $0.3875 per net registered ton. The minimum net registered tonnage charge is ((~~$903.79~~)) $1,355.69. The charge for an extra vessel (in case of tow) is ((~~$516.48~~)) $774.72.

Boarding fee:

Per each boarding/deboarding from a boat	((~~$389.67~~)) $584.51

Harbor shifts:

For each shift from dock to dock, dock to anchorage, anchorage to dock, or anchorage to anchorage	((~~$647.88~~)) $971.82
Delays per hour	((~~$154.49~~)) $231.74
Cancellation charge (pilot only)	((~~$258.22~~)) $387.33
Cancellation charge (pilot boat only)	((~~$774.69~~)) $1,162.04

Travel allowance:

Transportation fee per assignment	$55.00
Pilot when traveling to an outlying port to join a vessel or returning through an outlying port from a vessel which has been piloted to sea shall be paid ((~~$903.82~~)) $1,355.73 for each day or fraction thereof, and the travel expense incurred	((~~$903.82~~)) $1,355.73

Bridge transit:

Charge for each bridge transited	((~~$283.61~~)) $425.42
Additional surcharge for each bridge transited for vessels in excess of 27.5 meters in beam.....	((~~$785.22~~)) $1,177.83

Miscellaneous:

The balance of amounts due for pilotage rates not paid within 30 days of invoice will be assessed at 1 1/2% per month late charge.

WSR 01-14-088
PROPOSED RULES
BOARD OF PILOTAGE COMMISSIONERS
[Filed July 5, 2001, 10:41 a.m.]

Original Notice.

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

Title of Rule: Pilotage rates for the Puget Sound pilotage district.

Purpose: To supplement pilot revenue as needed, for supporting retirement plans for Washington state-licensed pilots.

Other Identifying Information: WAC 363-116-300.

Statutory Authority for Adoption: RCW 88.16.035.

Statute Being Implemented: RCW 88.16.035.

Summary: The proposed rule reflects a .64% increase in all categories except transportation to be charged for pilotage services in the Puget Sound pilotage district.

Reasons Supporting Proposal: Additional pilot revenue is needed to support retirement plans for Washington state-licensed pilots.

Name of Agency Personnel Responsible for Drafting, Implementation and Enforcement: Board of Pilotage Commissioners, 2911 2nd Avenue, Suite 100, Seattle, WA, (206) 515-3904.

Name of Proponent: Washington state-licensed pilots, private.

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

Explanation of Rule, its Purpose, and Anticipated Effects: The proposed rule would increase the tariff for pilotage services in the Puget Sound pilotage district by .64% over the present tariff in all categories except transportation.

This supplemental revenue would support retirement plans for Washington state-licensed pilots.

Proposal Changes the Following Existing Rules: The proposed rule is a .64% increase over the existing tariff in all categories except transportation.

The board may adopt a rule that varies from the proposed rule upon consideration of presentations and written comments from other interested parties and the public.

No small business economic impact statement has been prepared under chapter 19.85 RCW. The application of the .64% increase is clear in the proposed tariff shown below and represents a minor economic impact on shipping costs.

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

Hearing Location: 2911 2nd Avenue, Level B Conference Room, Seattle, WA 98121, on August 9, 2001, at 9:00 a.m.

Assistance for Persons with Disabilities: Contact Peggy Larson by August 6, 2001.

Submit Written Comments to: Harry Dudley, Chairman, 2911 2nd Avenue, Suite 100, Seattle, WA 98121, fax (206) 515-3969, by August 2, 2001.

Date of Intended Adoption: August 9, 2001.

July 3, 2001
Peggy Larson
Administrator

PROPOSED

AMENDATORY SECTION (Amending WSR 01-12-032, filed 5/29/01, effective 7/1/01)

WAC 363-116-300 Pilotage rates for the Puget Sound pilotage district. Effective 0001 hours ((~~July~~)) October 1, 2001, through 2400 hours June 30, 2002.

CLASSIFICATION	RATE
Ship length overall (LOA) Charges:	per LOA rate schedule in this section
Boarding fee: Per each boarding/deboarding at the Port Angeles pilot station.	$36.00
Harbor shift - Live ship (Seattle Port)	LOA Zone I
Harbor shift - Live ship (other than Seattle Port)	LOA Zone I
Harbor shift Dead ship	Double LOA Zone I
Dead ship towing charge: LOA of tug+ LOA of tow+ beam of tow	Double LOA Zone

Any tow exceeding seven hours, two pilots are mandatory. Harbor shifts shall constitute and be limited to those services in moving vessels from dock to dock, from anchorage to dock, from dock to anchorage, or from anchorage to anchorage in the same port after all other applicable tariff charges for pilotage services have been recognized as payable.

Waterway and bridge charges:

Ships up to 90' beam:

A charge of ((~~$191.00~~)) $192.00 shall be in addition to bridge fees for any vessel movements both inbound and outbound required to transit south of Spokane Street in Seattle, south of Eleventh Street in any of the Tacoma

PROPOSED

waterways, in Port Gamble, or in the Snohomish River. Any vessel movements required to transit through bridges shall have an additional charge of ((~~$91.00~~)) $92.00 per bridge.

Ships 90' beam and/or over:
A charge of ((~~$258.00~~)) $260.00 shall be in addition to bridge fees for any vessel movements both inbound and outbound required to transit south of Spokane Street in Seattle and south of Eleventh Street in any of the Tacoma waterways. Any vessel movements required to transit through bridges shall have an additional charge of ((~~$181.00~~)) $182.00 per bridge.
(The above charges shall not apply to transit of vessels from Shilshole Bay to the limits of Lake Washington.)

Two or three pilots required:
In a case where two or three pilots are employed for a single vessel waterway or bridge transit, the second and/or third pilot charge shall include the bridge and waterway charge in addition to the harbor shift rate.

Compass adjustment	((~~$257.00~~)) $259.00
Radio direction finder calibration	((~~$257.00~~)) $259.00
Launching vessels	((~~$387.00~~)) $389.00
Trial trips, 6 hours or less (Minimum ((~~$726.00~~)) $732.00)	((~~$121.00~~)) $122.00 per hr.
Trial trips, over 6 hours (two pilots)	((~~$241.00~~)) $243.00 per hr.
Shilshole Bay – Salmon Bay	((~~$151.00~~)) $152.00
Salmon Bay – Lake Union	((~~$118.00~~)) $119.00
Lake Union – Lake Washington (plus LOA zone from Webster Point)	((~~$151.00~~)) $152.00
Cancellation charge	LOA Zone I
Cancellation charge—Port Angeles (when a pilot is ordered and vessel proceeds to a port outside the Puget Sound pilotage district without stopping for pilot or when a pilot order is cancelled less than twelve hours prior to the original ETA.)	LOA Zone II

Docking delay after anchoring: ((~~$121.00~~)) $122.00 per hr.

Applicable harbor shift rate to apply, plus ((~~$121.00~~)) $122.00 per hour standby. No charge if delay is 60 minutes or less. If the delay is more than 60 minutes, charge is ((~~$121.00~~)) $122.00 for every hour or fraction thereof.

Sailing delay: ((~~$121.00~~)) $122.00 per hour

No charge if delay is 60 minutes or less. If the delay is more than 60 minutes, charge is ((~~$121.00~~)) $122.00 for every hour or fraction thereof. The assessment of the standby fee shall not exceed a period of twelve hours in any twenty-four hour period.

Slowdown: ((~~$121.00~~)) $122.00 per hour

When a vessel chooses not to maintain its normal speed capabilities for reasons determined by the vessel and not the pilot, and when the difference in arrival time is one hour, or greater, from the predicted arrival time had the vessel maintained its normal speed capabilities, a charge of ((~~$121.00~~)) $122.00 per hour, and each fraction thereof, will be assessed for the resultant difference in arrival time.

Tonnage charges:

0 to 20,000 gross tons:
Additional charge to LOA zone mileage of $0.0061 a gross ton for all gross tonnage up to 20,000 gross tons.

20,000 to 50,000 gross tons:
Additional charge to LOA zone mileage of ((~~$0.0624~~)) $0.0628 a gross ton for all gross tonnage in excess of 20,000 gross tons up to 50,000 gross tons.

50,000 gross tons and up:
In excess of 50,000 gross tons, the charge shall be ((~~$0.0747~~)) $0.0752 per gross ton.

For vessels where a certificate of international gross tonnage is required, the appropriate international gross tonnage shall apply.

Delayed arrival-Port Angeles: ((~~$121.00~~)) $122.00 per hour

When a pilot is ordered for an arriving inbound vessel at Port Angeles and the vessel does not arrive within two hours of its ETA, or its ETA is amended less than six hours prior to the original ETA, a charge of ((~~$121.00~~)) $122.00 for each hour delay, or fraction thereof, shall be assessed in addition to all other appropriate charges.

When a pilot is ordered for an arriving inbound vessel at Port Angeles and the ETA is delayed to six hours or more beyond the original ETA, a cancellation charge shall be assessed, in addition to all other appropriate charges, if the ETA was not amended at least twelve hours prior to the original ETA.

Transportation to vessels on Puget Sound:

March Point or Anacortes	$ 144.00
Bangor	84.00
Bellingham	158.00
Bremerton	44.00
Cherry Point	175.00
Dupont	85.00
Edmonds	27.00
Everett	52.00

Ferndale	173.00
Manchester	66.00
Mukilteo	52.00
Olympia	108.00
Point Wells	27.00
Port Gamble	77.00
Port Townsend (Indian Island)	109.00
Seattle	15.00
Semiahmoo (Blaine)	196.00
Tacoma	56.00
Tacoma Smelter	66.00
Winslow	42.00

(a) Intraharbor transportation for the Port Angeles port area - transportation between Port Angeles pilot station and Port Angeles harbor docks - $15.00.

(b) Interport shifts: Transportation paid to and from both points.

(c) Intraharbor shifts: Transportation to be paid both ways. If intraharbor shift is cancelled on or before scheduled reporting time, transportation paid one way only.

(d) Cancellation: Transportation both ways unless notice of cancellation is received prior to scheduled reporting time in which case transportation need only be paid one way.

(e) Any new facilities or other seldom used terminals, not covered above, shall be based on mileage x $1.80 per mile. Delinquent payment charge: 1 1/2% per month after 45 days from first billing.

Delinquent payment charge: 1 1/2% per month after 45 days from first billing.

Nonuse of pilots: Ships taking and discharging pilots without using their services through all Puget Sound and adjacent inland waters shall pay full pilotage fees on the LOA zone mileage basis from Port Angeles to destination, from place of departure to Port Angeles, or for entire distance between two ports on Puget Sound and adjacent inland waters.

LOA rate schedule

The following rate schedule is based upon distances furnished by National Oceanic and Atmospheric Administration, computed to the nearest half-mile and includes retirement fund contributions.

((~~LOA~~	~~ZONE I Intra-Harbor~~	~~ZONE II 0-30 Miles~~	~~ZONE III 31-50 Miles~~	~~ZONE IV 51-75 Miles~~	~~ZONE V 76-100 Miles~~	~~ZONE VI 101 Miles & Over~~
~~Up to 449~~	~~181~~	~~283~~	~~490~~	~~735~~	~~992~~	~~1289~~
~~450-459~~	~~187~~	~~289~~	~~493~~	~~746~~	~~1008~~	~~1295~~
~~460-469~~	~~190~~	~~293~~	~~501~~	~~758~~	~~1022~~	~~1301~~
~~470-479~~	~~197~~	~~301~~	~~508~~	~~773~~	~~1025~~	~~1304~~
~~480-489~~	~~202~~	~~307~~	~~510~~	~~788~~	~~1031~~	~~1310~~
~~490-499~~	~~205~~	~~311~~	~~517~~	~~802~~	~~1044~~	~~1315~~
~~500-509~~	~~216~~	~~316~~	~~525~~	~~812~~	~~1051~~	~~1324~~
~~510-519~~	~~218~~	~~322~~	~~530~~	~~824~~	~~1063~~	~~1328~~
~~520-529~~	~~221~~	~~333~~	~~538~~	~~828~~	~~1072~~	~~1341~~
~~530-539~~	~~228~~	~~338~~	~~545~~	~~837~~	~~1089~~	~~1355~~
~~540-549~~	~~231~~	~~343~~	~~557~~	~~846~~	~~1107~~	~~1367~~
~~550-559~~	~~236~~	~~355~~	~~561~~	~~859~~	~~1115~~	~~1381~~
~~560-569~~	~~245~~	~~369~~	~~571~~	~~866~~	~~1126~~	~~1394~~
~~570-579~~	~~250~~	~~373~~	~~575~~	~~870~~	~~1138~~	~~1403~~
~~580-589~~	~~261~~	~~380~~	~~588~~	~~877~~	~~1145~~	~~1417~~
~~590-599~~	~~274~~	~~387~~	~~592~~	~~881~~	~~1161~~	~~1434~~
~~600-609~~	~~283~~	~~398~~	~~599~~	~~884~~	~~1175~~	~~1441~~
~~610-619~~	~~300~~	~~403~~	~~611~~	~~889~~	~~1187~~	~~1453~~
~~620-629~~	~~312~~	~~408~~	~~617~~	~~899~~	~~1201~~	~~1471~~
~~630-639~~	~~327~~	~~415~~	~~624~~	~~901~~	~~1211~~	~~1483~~
~~640-649~~	~~340~~	~~426~~	~~631~~	~~904~~	~~1222~~	~~1495~~
~~650-659~~	~~365~~	~~433~~	~~641~~	~~911~~	~~1237~~	~~1511~~
~~660-669~~	~~372~~	~~437~~	~~647~~	~~915~~	~~1249~~	~~1522~~
~~670-679~~	~~385~~	~~449~~	~~654~~	~~931~~	~~1264~~	~~1531~~
~~680-689~~	~~391~~	~~458~~	~~663~~	~~941~~	~~1276~~	~~1547~~
~~690-699~~	~~403~~	~~465~~	~~672~~	~~957~~	~~1289~~	~~1578~~
~~700-719~~	~~421~~	~~480~~	~~685~~	~~968~~	~~1314~~	~~1596~~
~~720-739~~	~~447~~	~~493~~	~~702~~	~~982~~	~~1341~~	~~1624~~
~~740-759~~	~~465~~	~~517~~	~~716~~	~~992~~	~~1367~~	~~1652~~
~~760-779~~	~~483~~	~~535~~	~~733~~	~~1008~~	~~1394~~	~~1675~~
~~780-799~~	~~508~~	~~558~~	~~746~~	~~1022~~	~~1417~~	~~1704~~
~~800-819~~	~~528~~	~~575~~	~~761~~	~~1027~~	~~1441~~	~~1730~~
~~820-839~~	~~545~~	~~595~~	~~779~~	~~1044~~	~~1471~~	~~1750~~
~~840-859~~	~~568~~	~~620~~	~~792~~	~~1055~~	~~1494~~	~~1780~~
~~860-879~~	~~590~~	~~641~~	~~808~~	~~1083~~	~~1522~~	~~1806~~
~~880-899~~	~~611~~	~~661~~	~~824~~	~~1109~~	~~1547~~	~~1832~~
~~900-919~~	~~629~~	~~681~~	~~838~~	~~1136~~	~~1578~~	~~1858~~
~~920-939~~	~~648~~	~~702~~	~~859~~	~~1161~~	~~1595~~	~~1883~~
~~940-959~~	~~672~~	~~721~~	~~871~~	~~1187~~	~~1624~~	~~1907~~
~~960-979~~	~~688~~	~~743~~	~~886~~	~~1211~~	~~1652~~	~~1935~~
~~980-999~~	~~712~~	~~761~~	~~902~~	~~1237~~	~~1675~~	~~1959~~
~~1000-1019~~	~~754~~	~~810~~	~~943~~	~~1302~~	~~1754~~	~~2044~~
~~1020-1039~~	~~776~~	~~834~~	~~972~~	~~1341~~	~~1807~~	~~2105~~
~~1040-1059~~	~~799~~	~~859~~	~~1001~~	~~1381~~	~~1860~~	~~2168~~
~~1060-1079~~	~~824~~	~~885~~	~~1030~~	~~1423~~	~~1917~~	~~2233~~
~~1080-1099~~	~~848~~	~~911~~	~~1062~~	~~1465~~	~~1974~~	~~2300~~
~~1100-1119~~	~~873~~	~~938~~	~~1093~~	~~1510~~	~~2033~~	~~2369~~

PROPOSED

PROPOSED

((~~LOA~~

~~LOA~~	~~ZONE I Intra Harbor~~	~~ZONE II 0-30 Miles~~	~~ZONE III 31-50 Miles~~	~~ZONE IV 51-75 Miles~~	~~ZONE V 76-100 Miles~~	~~ZONE VI 101 Miles & Over~~
~~1120 - 1139~~	~~900~~	~~967~~	~~1127~~	~~1554~~	~~2094~~	~~2440~~
~~1140 - 1159~~	~~927~~	~~996~~	~~1169~~	~~1601~~	~~2157~~	~~2514~~
~~1160 - 1179~~	~~954~~	~~1025~~	~~1195~~	~~1649~~	~~2222~~	~~2589~~
~~1180 - 1199~~	~~984~~	~~1057~~	~~1231~~	~~1699~~	~~2289~~	~~2667~~
~~1200 - 1219~~	~~1013~~	~~1088~~	~~1268~~	~~1750~~	~~2357~~	~~2747~~
~~1220 - 1239~~	~~1044~~	~~1121~~	~~1306~~	~~1802~~	~~2428~~	~~2829~~
~~1240 - 1259~~	~~1075~~	~~1154~~	~~1345~~	~~1856~~	~~2501~~	~~2914~~
~~1260 - 1279~~	~~1107~~	~~1188~~	~~1385~~	~~1912~~	~~2576~~	~~3001~~
~~1280 - 1299~~	~~1140~~	~~1225~~	~~1427~~	~~1970~~	~~2653~~	~~3091~~
~~1300 - 1319~~	~~1174~~	~~1261~~	~~1469~~	~~2028~~	~~2733~~	~~3183~~
~~1320 - 1339~~	~~1210~~	~~1299~~	~~1514~~	~~2089~~	~~2815~~	~~3280~~
~~1340 - 1359~~	~~1246~~	~~1338~~	~~1559~~	~~2152~~	~~2899~~	~~3378~~
~~1360 - 1379~~	~~1284~~	~~1378~~	~~1606~~	~~2217~~	~~2986~~	~~3479~~
~~1380 - 1399~~	~~1322~~	~~1419~~	~~1655~~	~~2283~~	~~3075~~	~~3584~~
~~1400 - 1419~~	~~1362~~	~~1462~~	~~1703~~	~~2352~~	~~3167~~	~~3691~~
~~1420 - 1439~~	~~1402~~	~~1506~~	~~1755~~	~~2422~~	~~3263~~	~~3802~~
~~1440 - 1459~~	~~1445~~	~~1551~~	~~1808~~	~~2494~~	~~3361~~	~~3916~~
~~1460 - 1479~~	~~1487~~	~~1598~~	~~1861~~	~~2569~~	~~3461~~	~~4034~~
~~1480 - 1499~~	~~1532~~	~~1645~~	~~1918~~	~~2646~~	~~3565~~	~~4154~~
~~1500 & Over~~	~~1579~~	~~1695~~	~~1975~~	~~2727~~	~~3672~~	~~4279~~))

LOA	ZONE I Intra Harbor	ZONE II 0-30 Miles	ZONE III 31-50 Miles	ZONE IV 51-75 Miles	ZONE V 76-100 Miles	ZONE VI 101 Miles & Over
Up to 449	182	285	493	740	998	1297
450 - 459	188	291	496	751	1014	1303
460 - 469	191	295	504	763	1029	1309
470 - 479	198	303	511	778	1032	1312
480 - 489	203	309	513	793	1038	1318
490 - 499	206	313	520	807	1051	1323
500 - 509	217	318	528	817	1058	1332
510 - 519	219	324	533	829	1070	1336
520 - 529	222	335	541	833	1079	1350
530 - 539	229	340	548	842	1096	1364
540 - 549	232	345	561	851	1114	1376
550 - 559	238	357	565	864	1122	1390
560 - 569	247	371	575	872	1133	1403
570 - 579	252	375	579	876	1145	1412
580 - 589	263	382	592	883	1152	1426
590 - 599	276	389	596	887	1168	1443

LOA	ZONE I Intra Harbor	ZONE II 0-30 Miles	ZONE III 31-50 Miles	ZONE IV 51-75 Miles	ZONE V 76-100 Miles	ZONE VI 101 Miles & Over
600 - 609	285	401	603	890	1183	1450
610 - 619	302	406	615	895	1195	1462
620 - 629	314	411	621	905	1209	1480
630 - 639	329	418	628	907	1219	1492
640 - 649	342	429	635	910	1230	1505
650 - 659	367	436	645	917	1245	1521
660 - 669	374	440	651	921	1257	1532
670 - 679	387	452	658	937	1272	1541
680 - 689	394	461	667	947	1284	1557
690 - 699	406	468	676	963	1297	1588
700 - 719	424	483	689	974	1322	1606
720 - 739	450	496	706	988	1350	1634
740 - 759	468	520	721	998	1376	1663
760 - 779	486	538	738	1014	1403	1686
780 - 799	511	562	751	1029	1426	1715
800 - 819	531	579	766	1034	1450	1741
820 - 839	548	599	784	1051	1480	1761
840 - 859	572	624	797	1062	1504	1791
860 - 879	594	645	813	1090	1532	1818
880 - 899	615	665	829	1116	1557	1844
900 - 919	633	685	843	1143	1588	1870
920 - 939	652	706	864	1168	1605	1895
940 - 959	676	726	877	1195	1634	1919
960 - 979	692	748	892	1219	1663	1947
980 - 999	717	766	908	1245	1686	1972
1000 - 1019	759	815	949	1310	1765	2057
1020 - 1039	781	839	978	1350	1819	2118
1040 - 1059	804	864	1007	1390	1872	2182
1060 - 1079	829	891	1037	1432	1929	2247
1080 - 1099	853	817	1069	1474	1987	2315
1100 - 1119	879	944	1100	1520	2046	2384
1120 - 1139	900	967	1127	1554	2094	2440
1140 - 1159	927	996	1160	1601	2157	2514
1160 - 1179	960	1032	1203	1660	2236	2606
1180 - 1199	990	1064	1239	1710	2304	2684
1200 - 1219	1019	1095	1276	1761	2372	2765
1220 - 1239	1051	1128	1314	1814	2443	2847
1240 - 1259	1082	1161	1354	1868	2517	2933
1260 - 1279	1114	1196	1394	1924	2592	3020
1280 - 1299	1147	1233	1436	1983	2670	3111
1300 - 1319	1182	1269	1478	2041	2750	3203
1320 - 1339	1218	1307	1524	2102	2833	3301
1340 - 1359	1254	1347	1569	2166	2918	3400

LOA	ZONE I Intra Harbor	ZONE II 0-30 Miles	ZONE III 31-50 Miles	ZONE IV 51-75 Miles	ZONE V 76-100 Miles	ZONE VI 101 Miles & Over
1360 - 1379	1292	1387	1616	2231	3005	3501
1380 - 1399	1330	1428	1666	2298	3095	3607
1400 - 1419	1371	1471	1714	2367	3187	3715
1420 - 1439	1411	1516	1766	2438	3284	3826
1440 - 1459	1454	1561	1820	2510	3383	3941
1460 - 1479	1497	1608	1873	2585	3483	4060
1480 - 1499	1542	1656	1930	2663	3588	4181
1500 & Over	1589	1706	1988	2744	3696	4306

WSR 01-14-092
PROPOSED RULES
DEPARTMENT OF HEALTH
[Filed July 5, 2001, 11:02 a.m.]

Original Notice.

Preproposal statement of inquiry was filed as WSR 98-04-092.

Title of Rule: Drinking water state revolving fund, chapter 246-296 WAC.

Purpose: The purpose of this rule is to establish the provisions of DWSRF financial assistance to public water systems in the state of Washington for infrastructure costs and capacity building efforts.

Statutory Authority for Adoption: RCW 70.119A.170.

Statute Being Implemented: RCW 70.119A.170.

Summary: The regulations will establish requirements for both publicly and privately owned water systems to obtain low interest loans specifically for water system infrastructure improvements. It also establishes DOH authority to use a portion of the capitalization grant to fund a range of activities including program administration, small systems technical assistance, state drinking water program, and local assistance.

Reasons Supporting Proposal: RCW 70.119A.170 requires the development of these rules.

Name of Agency Personnel Responsible for Drafting: Sean Orr, Tumwater, (360) 236-3153; Implementation and Enforcement: Christina Gagnon, Tumwater and John LaRocque, Olympia, (360) 236-3095.

Name of Proponent: Joint rule making between the Washington State Department of Health and the Public Works Board, governmental.

Rule is necessary because of federal law, Federal Regulations Vol. 65, No. 152, P48286-48312.

Explanation of Rule, its Purpose, and Anticipated Effects: The Safe Drinking Water Act (SDWA) amendments of 1996 (Public Law 104-182) authorized a drinking water state revolving fund (DWSRF) to assist public water systems in financing costs of infrastructure needed to achieve or maintain compliance with the SDWA requirements and to further the public health objectives of the SDWA. The amendments also authorize states to set aside a portion of their capitalization grant to fund a range of activities including program administration, small systems technical assistance, state drinking water program management, and local assistance. The purpose of this rule is to implement the specific requirements of RCW 70.119A.170 and the SDWA.

The anticipated effect of this rule is to improve public water system infrastructure to provide safe and reliable drinking water.

Proposal does not change existing rules.

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

Small Business Economic Impact Statement

Background: The Safe Drinking Water Act (SDWA) amendments of 1996 (Public Law 104-182) authorized a drinking water state revolving fund (DWSRF) to assist public water systems in financing costs of infrastructure needed to achieve or maintain compliance with the SDWA requirements and to further the public health objectives of the SDWA. The amendments also authorize states to set aside a portion of their capitalization grant to fund a range of activities including program administration, small systems technical assistance, state drinking water program management, and local assistance.

The drinking water assistance account, RCW 70.119A.170, was established by the Washington state legislature in 1997 to allow the state to use federal funds from the DWSRF to provide financial support to public water systems. As part of the legislation, the Department of Health (DOH) and the Public Works Board (board) must adopt final joint rules and requirements for the provision of financial assistance under the DWSRF.

The purpose of this new rule is to guide the provision of DWSRF financial assistance to public water systems in the state of Washington for infrastructure costs and capacity building efforts. It will assist in ensuring that: (1) The state's public drinking water supplies are safe and reliable; (2) funding is available to eligible public water systems to finance infrastructure costs associated with providing safe and reliable drinking water; (3) public water systems receiving funding are properly operated, managed and maintained; and (4) permanent institutions exist to manage funds for public water system needs.

The DWSRF rule establishes requirements for both publicly and privately owned water systems to obtain low interest loans specifically for water system infrastructure improvements. It also establishes DOH authority to use a portion of the capitalization grant to fund a range of activities including program administration, small systems technical assistance, state drinking water program management, and local assistance. The funding that is provided under this rule will provide significant financial relief to private business in the way of low interest loans.

The legislature adopted the Regulatory Fairness Act, chapter 19.85 RCW, to require an evaluation of the costs of a proposed rule on business; and prepare a small business economic impact statement (SBEIS) if the rule imposes more

PROPOSED

than minor costs. Further, the agency must determine whether the proposed rule will have a disproportionate impact on a small business and provide mitigation when appropriate. The evaluation presented in the following pages shows that the DWSRF rule imposes more than minor costs on the regulated community, therefore an SBEIS has been prepared. As part of the SBEIS, DOH has provided mitigating measures to assist small water systems and small business in applying for and obtaining available funds.

Determination: This rule has been reviewed and a small business economic impact statement is required.

An analysis has been made to determine if the DWSRF imposes costs on the regulated community that are more than minor. In this analysis, DOH used Standard Industrial Classification (SIC) Code 4941; Water Supply, to determine the more than minor cost threshold. SIC Code 4941 is presented for establishments primarily engaged in distributing water for sale for domestic, commercial, and industrial use. This classification code is included in the major group of electric, gas, and sanitary services under the transportation and public utilities, chapter 49. All of the code groups under chapter 49 carry a minor cost threshold of $300. This analysis evaluates whether the cost imposed on the regulated community exceeds $300.

Analysis: The affected businesses are those that own and operate a community water system for profit. These include private water companies and developers who have maintained ownership of a water system that supplies water to a particular development. Under the federal rule, for profit businesses that own and operate their own noncommunity water systems, such as gas stations, grocery stores, restaurants, and industrial establishments, are not eligible for financial assistance and are excluded from this analysis. All of the affected businesses have less than fifty employees. Typically these types of business have one to five employees consisting of a manager, operator, and administrative support person. There are approximately fifteen companies that have between five and twenty employees, but none with more than fifty. Affected businesses are typically in the water business to supply water to residential and commercial developments.

Costs applicable to a regulated business complying with the proposed rule are associated with applying for a DWSRF loan, review and mailing of an official loan contract and the requirement to install a service meter if meters are not already installed on the water system. The application requires technical, managerial and financial information about the water system; therefore, the analysis assumes that a manager or operations level personnel complete the application. A typical wage for this level of staff is approximately $25 per hour or $52,000 per year. The other costs involved are for mailing and for the manager/operator to review the official loan contract if the system is awarded a loan. The time allocation and mailing costs in the analysis are generous to account for the diversity of experience and knowledge in the water system management field. An additional 20% miscellaneous and overhead cost is also included to account for costs that may have been overlooked. These costs typically range between 15% and 25%. The 20% is based on an average of the two. The cost of a service meter including the actual meter and the installation cost is estimated to be $300. Broken down, this calculates out to be $24.75, including interest, per year direct cost per customer. The present day value has been calculated at $299.12 and is used for the following cost breakdown:

Direct Costs	Description	Dollars
Application Preparation	4 hours @ $25 per hour.	$100.00
Mailing/Contract Mailing	Postage Fee and Envelope	$10.00
Review of Loan Contract	2 hours @ $25 per hour.	$50.00
Miscellaneous/Overhead	$160 times 20% = $32.00 *(Typical overhead charge)*	$32.00
Service Meter	Present Value of payments per meter over 20 years at 3% SRTP	$299.12
	Total	**$491.12**
	Application costs are $192.00 and are a one-time cost. The meter cost will be an annual cost of $24.75 per customer.	

This analysis shows that the cost incurred by a regulated business applying for a loan under the rule exceeds the minor cost threshold of $300. The portion of the cost relating to making application for a DWSRF loan is a one-time cost and not an annual cost. The service meter costs are stretched over the life of the loan and are approximately $24.75 per year with interest or $2.00 per month per customer. However, most applicants already have service meters installed on their water system in which case the meter requirement will not impose a cost. The conclusion of this analysis is that an SBEIS is required.

In evaluating the disproportionate impact, data from employment security indicates that there are too few water supply systems that employ over fifty to list them without revealing the identity of the system. Two hundred thirty-three out of the two hundred thirty-six water systems have under fifty employees. The largest 10% of the systems have twenty employees and the remaining systems have an average of one employee. However, the rule is designed to assist the smaller of these. Thus, DOH has used a comparison of a system with .5 and system with three employees to determine the potential for disproportionate impacts.

The disproportionate impact is difficult to estimate. First DOH does not know which systems will apply. Second, the application cost is minimal. Third, metering is expensive. Thus disproportionate impact will depend largely on whether or not the water systems applying already have water meters. The number of households served drives both the number of meters needed and the number of employees. Thus, a system that serves twenty households may only have a part time employee. A system serving thousands of households may have several employees.

Cost per employee for systems installing or not installing $300 meters

	Has no meters	Already has meters
20 households and 1 half time employee	$6,000/.5 =$12,000	0

1000 households and 3 full time employees	$300,000/3 =$100,000	0

If a large and small system both must install meters, then the impact is not likely to be disproportionate because there are economies of scale and the large system will have more employees per household. However, large systems are more likely to already have meters than the smaller systems. Thus, it is possible that the more typical ratio of meter costs to employees is $12,000 for the small system and $0 for the larger systems. Therefore, DOH has determined that the rule has a disproportionate impact.

Therefore, a number of mitigation measures are applied to reduce the impact on small business and/or small water systems.

Cost Minimizing Features: DOH recognizes that small water systems and small businesses expend resources to obtain information on the program and in making application for funds. In recognition of this, DOH focuses on reducing the costs for small water systems and small businesses by providing mitigation measures focused on getting information to the applicants, providing technical assistance in making application, and technical assistance in meeting the eligibility requirements for the rule. The following mitigation measures are applied to effectively reduce the impact on these entities:

(1) The DWSRF federal rule requires that financial assistance provided under DWSRF be allocated according to public health based criteria and to systems that [are] in need of financial assistance. The state rule defines additional priority criteria in addition to the federal rule to further ensure that funding is directed to systems in need. This assists in ensuring small business is not overlooked for loans based on the size of the system or business.

(2) The DWSRF rule provides DOH with the ability to set aside a portion of the capitalization grant to use for technical assistance for small water systems, including small private businesses. In the last four years, DOH has used millions of dollars of this money to provide direct technical assistance to small water systems. This has included workshops for preparing small water system management programs and loan applications. Funding has also been allocated to private consultants to conduct surveys to assess system needs, prepare small water system management programs and other activities to assist water systems in achieving and maintaining compliance with drinking water standards. This assistance is extremely useful in helping systems meet eligibility requirements for DWSRF loan.

As part of the set-aside authority, the federal rule establishes a small system technical assistance category where 2% of the total capitalization grant may be used to assist small systems in meeting drinking water requirements. Another 15% of the capitalization grant can also be used for capacity development including small systems assistance. DOH has elected to utilize the full amount of these percentage allotments to assist systems in meeting applicable drinking water requirements. A significant portion of the money goes to providing assistance so the systems meet loan eligibility requirements. For example, DOH has contracted with consultants to assist a number of systems in analyzing their deficiencies and needs. Part of this assistance includes preparing a small water system management program. The costs to prepare such a document can range from $1,000 to $10,000. The rule requires that an applicant have a small water system management program to be eligible for funding. This assistance mitigates the cost to prepare the document.

(3) The federal rule requires the state to reserve at least 15% of the total loan fund solely to provide funding to small systems including small businesses.

(4) To ensure loan funds are available for a multitude of projects, the state has limited the amount of a loan to $3 million for any one project to ensure large entities do not consume significant amounts of available loan funds. Since most small businesses apply for loans that are less than $3 million, this ensures that the available loan amounts are proportionate.

(5) Loan rates have typically been set slightly higher than the public works trust fund making it more attractive to larger municipalities leaving more DWSRF money available for smaller businesses. Public works trust fund loans are only available for publicly owned entities excluding private business. This means that small for-profit business have a better chance to obtain DWSRF loans.

(6) The rule provides an exception clause for the service meter requirement in cases where the service meter requirement is determined to be cost prohibitive to the project as a whole. This rule exception may become critically important to small water systems and small business in cases where funding is absolutely necessary and the service meter cost is too extreme.

How Business was Involved in Rule Making: The DOH has involved a variety of interests in the development of the DWSRF rule. This has included input from the Water Supply Advisory Committee (WSAC), DOH's primary stakeholder group. At least three members represent some form of small business. This group has had the opportunity to review and comment on the rule through the development period.

Since inception of the program in 1997, DOH in conjunction with the Public Works Board has held three to six workshops each year to discuss the requirements of applying for DWSRF financing and to take comments on the guidelines and process to obtain a loan. DOH, as well as the board, have made subtle changes to the guidelines and process each year to address the minor concerns that have been expressed. The first round of public workshops held for review of the original draft rule were conducted on May 11 (Spokane), May 13 (Everett), May 14 (Olympia), 1998. Due to a delay in developing the rule, additional workshops were held on March 13 (Spokane), March 14 (Pasco), March 20 (Longview), March 21 (Tacoma), and March 22 (Everett) of 2001. These workshops had good representation from the small business community. The draft rule was available and comments were solicited. After four years of this coordinated review process, DOH believes it has developed the rule with a significant amount of involvement from small business and has accommodated any concerns by the mitigation measures defined in this document. Furthermore, DOH believes this is the least burdensome rule that achieves the goals and objectives established by the legislature and the SDWA.

PROPOSED

DOH will notify small business of the rule and its requirements through the Division of Drinking Water's (DDW) official newsletter the "Water Tap." The Water Tap is issued quarterly and is mailed directly to those affected businesses. Information about the rule will also be posted on the DOH and DDW website and will be presented at annual spring workshops.

Summary: In summary, an SBEIS is required because in general circumstances the rule adds costs to the business that exceed $300.00. In recognition of the rule adding costs to business the DOH has exercised a number of options allowed under the federal rule as well as offering its own mitigating measures to help offset the costs. The majority of the costs come from the requirement to install service meters as part of a project if service meters do not already exist on the water system so these costs are not applied to all project loans because many systems already have service meters. As a result of this analysis, it has been demonstrated that the mitigating measures offer significant relief from the costs applied by the rule.

A copy of the statement may be obtained by writing to Sean Orr, Division of Drinking Water, P.O. Box 7822, Olympia, WA 98504-7822, phone (360) 236-3153, fax (360) 236-2253.

RCW 34.05.328 applies to this rule adoption. The proposed DWSRF rule is considered a significant legislative rule under RCW 34.05.328 (5)(c)(iii) because it adopts a new regulatory program.

Hearing Location: Lacey Community Center, 6729 Pacific Avenue S.E., Lacey, WA, on August 21, 2001, at 2:00 p.m.

Assistance for Persons with Disabilities: Contact Sharon Denney by August 14, 2001, TDD (800) 833-6388, or (360) 236-3151.

Submit Written Comments to: Sean Orr, Department of Health, P.O. Box 47822, Olympia, WA 98504-7822, fax (360) 236-2252, by August 21, 2001.

Date of Intended Adoption: August 21, 2001.

July 3, 2001
Nancy Ellison
for Mary Selecky
Secretary
Department of Health
Mike Woods
for John LaRocque
Interim Executive Director
Public Works Board

Chapter 246-296 WAC

DRINKING WATER STATE REVOLVING FUND LOAN PROGRAM

NEW SECTION

WAC 246-296-010 Purpose and scope. The purpose of this chapter is to:

(1) Define regulatory requirements for the provision of financial assistance to public water systems provided by the drinking water state revolving fund (DWSRF);

(2) Ensure the state's public drinking water supplies are safe and reliable;

(3) Ensure funding is available to eligible public water systems to finance infrastructure costs associated with providing safe and reliable drinking water;

(4) Ensure the department of health utilizes a portion of the capitalization grant for set-aside activities in accordance with the federal rule;

(5) Ensure public water systems receiving funding are properly operated, managed, and maintained consistent with DWSRF capacity requirements;

(6) Ensure permanent institutions exist to manage funds for public water system needs; and

(7) Define the responsibilities of the department of health (DOH); the public works board (board); and the board's agent, the department of community, trade and economic development (CTED) for administering the DWSRF loan program.

NEW SECTION

WAC 246-296-020 Definitions. "Act" means the Federal Safe Drinking Water Act (SDWA).

"Application" means a DWSRF loan application submitted to DOH for DWSRF assistance.

"Application package" means DWSRF loan application form(s), requirements, terms of assistance, and related information jointly developed and published by DOH, the board, and the board's agent, CTED.

"Binding commitment" means a legal obligation by the state to an assistance recipient that defines the terms and the timing for assistance under this chapter.

"Board" means the state of Washington public works board.

"Borrower" means the entity or individual that has the legal and financial responsibility for the loan.

"Certification/certify" means documentation signed by the loan recipient that specific requirements or standards have been or will be met.

"Change orders" means a formal document that alters specific conditions of the original construction contract document including a change in the scope of work, contract price, construction methods, construction schedule, change in location, size, capacity, or quality of major equipment.

"Community water system" means any Group A public water system that regularly serves fifteen or more year-round residential connections, or twenty-five or more year-round residents for one hundred eighty or more days per year.

"Construction documents" means construction documents developed and approved under WAC 246-290-120.

"Construction completion report" means a form provided by DOH to the applicant required to be completed for each specific construction project to document project construction in accordance with chapter 246-290 WAC and general standards of engineering practice. The completed form

must be stamped with an engineer's seal, signed, and dated by a professional engineer.

"Cross-cutting authorities" means federal or state laws and authorities that apply to projects or activities receiving federal or state assistance.

"CTED" means the department of community, trade and economic development.

"Debt obligation" means a legal obligation or liability to pay something to someone else.

"Default" means failure to meet a financial obligation such as a loan payment.

"Disadvantaged community" means the service area of a public water system where at least fifty-one percent of the customers are at or below eighty percent of the county median household income as defined annually by the Federal Department of Housing and Urban Development.

"Distressed county" means a county that is designated by the Washington state employment security department as distressed.

"DOH" means the department of health.

"Drinking water state revolving fund (DWSRF)" means the program established to administer the federal funds and other funds deposited in the account authorized to finance water system infrastructure, drinking water program activities, and to meet the applicable requirements of RCW 70.119A.170.

"Eligible system" means Group A community water systems, both privately and publicly owned, and nonprofit Group A noncommunity water systems.

"EPA" means the United States Environmental Protection Agency.

"Group A system" means a public water system that regularly serves fifteen or more residential connections, or twenty-five or more people per day for sixty or more days per year.

"Group B system" means a public water system that serves less than fifteen residential connections and less than twenty-five people per day, or serves twenty-five or more people per day for sixty or fewer days per year.

"Individual water supply system" means any water system that is not subject to the state board of health drinking water regulations, chapter 246-290 WAC; or chapter 246-291 WAC, providing water to one single-family residence, or four or fewer connections all of which serve residences on the same farm.

"Intended use plan (IUP)" means the federally required document prepared each year by the state which identifies the intended uses of the funds in the DWSRF and describes how those uses support the goals of the DWSRF.

"HUD" means the United States Department of Housing and Urban Development.

"Loan" means an agreement between the DWSRF and the assistance recipient through which the DWSRF provides funds for eligible assistance and the recipient agrees to repay the principle sum to the DWSRF.

"Multiple benefit" means project improvements that address more than one type of health risk.

"Noncommunity water system" means a Group A public water system that is not a community water system.

"Nonprofit organization" means a system that has a federal tax exempt status identification number.

"Nontransient noncommunity system" means a Group A noncommunity water system that serves twenty-five or more of the same people per day for one hundred eighty or more days per year.

"Owner" means any agency, subdivision of the state, municipal corporation, firm, company, mutual or cooperative association, institution, partnership, person, or any other entity that holds as property a public water system.

"Project report" means a project report developed and approved under chapter 246-290 WAC.

"Public water system" means any system, providing water for human consumption through pipes or other constructed conveyances excluding systems serving only one single-family residence and systems with four or fewer connections all of which serve residences on the same farm.

"Purveyor" means an agency, subdivision of the state, municipal corporation, firm, company, mutual or cooperative association, institution, partnership, or person, or other entity owning or operating a public water system. Purveyor also means the authorized agents of such entities.

"Regional benefit" means project improvements that affect more than one public water system.

"Restructuring" means changing system operation, management and/or ownership, including, but not limited to:

(1) Mergers;

(2) Voluntary transfer of ownership; or

(3) Receivership (involuntary transfer of operation and/or ownership).

"Safe Drinking Water Act (SDWA)" means the Federal Safe Drinking Water Act, including all amendments.

"Satellite management agency (SMA)" means a person or entity that is approved by the department of health to own or operate public water systems on a regional or countywide basis, without the necessity for a physical connection between such systems. SMA's are regulated under chapter 246-295 WAC.

"Set-aside" means the use of a portion of DWSRF funds allotted to the state for a range of specific SDWA-related activities as authorized in Section 1452 of the SDWA, to fund new programs, and other drinking water program activities.

"Significant noncomplier (SNC)" means a water system that is violating or has violated department rules and the violations may create or have created an imminent or a significant risk to human health.

"Small water system management program (SWSMP)" means a small water system management program developed and approved under WAC 246-290-105.

"State environmental review process (SERP)" means the environmental review process conducted on all DWSRF projects that ensures compliance with state and federal environmental review through a National Environmental Policy Act (NEPA)-like process.

"State match" means funds equaling at least twenty percent of the amount of the federal capitalization grants the

PROPOSED

state must deposit into the DWSRF loan fund including the necessary match for set-asides.

"Surface water" means a body of water open to the atmosphere and subject to surface runoff.

"System capacity" means the system's operational, technical, managerial and financial capability to achieve and maintain compliance with all relevant local, state, and federal plans and regulations.

"Transfer of ownership" means to convey ownership of a water system from one person or entity to another.

"Transient noncommunity system" means a Group A noncommunity water system that serves:

(1) Twenty-five or more different people per day during sixty or more days per year;

(2) Twenty-five or more of the same people per day for less than one hundred eighty days per year and during more than fifty-nine days per year; or

(3) One thousand or more people for two or more consecutive days.

"Water facilities inventory form (WFI)" means the DOH form summarizing each public water system's characteristics.

"Water right" means a permit, claim, or other authorization, on record with or accepted by the department of ecology, authorizing the beneficial use of water in accordance with all applicable state laws.

"Water system plan (WSP)" means a water system plan developed and approved under WAC 246-290-100.

NEW SECTION

WAC 246-296-030 Administration. (1) DOH, the board, and CTED jointly administer the DWSRF.

(2) DOH is responsible for:

(a) Administering the federal DWSRF;

(b) Determining and managing use of DWSRF set-aside funds for drinking water program regulatory and technical assistance purposes as authorized under the SDWA; and

(c) Developing prioritized lists of projects for DWSRF financial assistance.

(3) The board is responsible for the final selection of projects to receive DWSRF financial assistance.

(4) CTED, the board's administrative agent, is responsible for managing DWSRF project loans.

NEW SECTION

WAC 246-296-040 Use of funds. The DWSRF may be used for the following purposes:

(1) To accept and retain funds from capitalization grants provided by the federal government, state matching funds appropriated in accordance with RCW 70.119A.170, payments of principal and interest, fees, and any other funds earned and deposited;

(2) To finance loans for the planning, design, and/or construction costs of water system infrastructure needed to facilitate compliance with the federal, state, and local drinking water standards;

(3) To finance the reasonable costs incurred by DOH, the board and CTED in the administration of the program; or

(4) To fund set-aside activities authorized in categories (b) through (e) of Section 35.3535 of the SDWA including (b) program administration and technical assistance, (c) small systems technical assistance, (d) state program management, and (e) local assistance and other state programs.

NEW SECTION

WAC 246-296-050 Establishing terms of assistance. DWSRF loans shall be provided at or below market rate interest levels. Loans may be made for the useful life of the improvement or for a maximum of twenty years. The assistance recipient shall begin repayment of the principle and interest no later than one year after project completion. A project is complete when operations are initiated or are capable of being initiated. Disadvantaged communities may receive a loan for up to thirty years at an interest rate established at or below market interest rates as long as the loan does not exceed the useful life of the project. The board is responsible for establishing terms that secure the debt and maintain a financially sound revolving loan fund in perpetuity. Specific rates and contract terms shall be published in the annual application package.

NEW SECTION

WAC 246-296-060 Establishing loan fee, loan fee account, and loan fee uses. The board shall establish the terms of a loan fee and assess the fee to each project loan. The loan fee amount is to be established on an annual basis to ensure adequate funding is available to maintain administration of the DWSRF in perpetuity. The loan fee is eligible to be covered by the loan. The amount of the loan fee shall be published in the annual application package. Loan fees shall be deposited into and retained in a dedicated loan fee account and shall only be used for program administration activities unless the board and DOH jointly determine that the loan fee account balance exceeds program administration needs, then a portion of or all of the funds may be transferred to the project loan account to be used for project loans. Information on the loan fee account, including the current fee and account balance, shall be included in the intended use plan. The board and DOH are responsible for jointly determining the amount of the loan fee account funds to be used for current and future program administration.

NEW SECTION

WAC 246-296-070 Projects and project-related costs eligible for assistance from the fund. (1) Projects and project-related costs eligible for assistance from the DWSRF program include those that:

(a) Address violation of applicable federal, state, and local drinking water standards;

(b) Prevent future violations of applicable federal, state, and local drinking water standards; or

(c) Replace aging infrastructure if needed to maintain compliance or further public health protection goals of applicable federal, state, and local drinking water standards;

(2) Specific projects and project-related costs eligible for assistance include those that:

(a) Are treatment, transmission, distribution, source, or storage projects;

(b) Consolidate water supplies;

(c) Retroactively finance municipal projects that are for treatment of surface water, volatile organic chemicals, inorganic chemicals, or are projects that are required by department order;

(d) Acquire real property if it is integral to a project to meet or maintain compliance or further public health protection and the property is being acquired from a willing seller;

(e) Finance planning or design costs directly related to DWSRF eligible projects;

(f) Finance costs incurred by publicly owned systems associated with restructuring of systems;

(g) Acquire, build, or rehabilitate reservoirs, including clear wells, that are part of the treatment process and located on the property where the treatment facility is located; or

(h) Acquire, build, or rehabilitate distribution reservoirs.

NEW SECTION

WAC 246-296-080 Projects and costs not eligible for assistance from the fund. Projects and project-related costs that are not eligible for assistance from the DWSRF program include:

(1) Acquisition, construction, or rehabilitation of dams or raw water reservoirs;

(2) Acquisition of water rights, except if the water rights are owned by a system that is being acquired through consolidation;

(3) Laboratory fees for monitoring;

(4) Operation and maintenance expenses;

(5) Projects needed primarily for fire protection;

(6) Projects needed primarily to serve future population growth;

(7) Costs incurred by privately owned systems associated with restructuring systems;

(8) Projects that have received assistance from the national set-aside for Indian tribes and Alaska native villages under Section 1452(i) of the SDWA;

(9) Projects for an individual water supply system or a Group B system unless the system is being consolidated into a Group A system. Consolidation may be accomplished by extending a water line from an existing Group A system or by creating a new Group A system under WAC 246-296-120; or

(10) Projects that are solely for the purpose of installing service meters.

NEW SECTION

WAC 246-296-090 Water system eligibility requirements. (1) Systems eligible for assistance from the fund include:

(a) Publicly and privately owned community water systems, excluding those systems not eligible for assistance from the fund under WAC 246-296-100; and

(b) Noncommunity public water systems owned by a nonprofit organization.

(2) Systems not eligible for assistance from the fund include:

(a) Noncommunity public water systems owned by a for-profit organization;

(b) State-owned water systems;

(c) Federally owned water systems; or

(d) Systems lacking the technical, financial, and managerial capability to ensure compliance with all applicable federal, state, and local drinking water standards, unless the assistance will ensure compliance and the owners and operators of the system(s) agree to undertake feasible and appropriate changes in operation and management to ensure compliance in the future.

NEW SECTION

WAC 246-296-100 Minimum requirements to be eligible for assistance from the fund. To be eligible for assistance from the fund, applicants are responsible for:

(1) Demonstrating that the water system has the technical, financial, and managerial capability to ensure compliance with applicable federal, state, and local drinking water standards, unless the assistance will ensure compliance and the owners, managers, and operators of the systems agree to undertake feasible changes to ensure compliance over the long term;

(2) Having a DOH-approved WSP or SWSMP containing the proposed project and addressing any capacity-related deficiencies prior to execution of a loan contract;

(3) Being in compliance with applicable federal, state, and local drinking water standards or variance unless the use of the DWSRF assistance will ensure compliance;

(4) Being in compliance with DOH orders;

(5) Having a source meter on each source or installing source meters as a part of the project;

(6) Having meters on all services or installing meters on all services as part of the project unless one of the following exceptions apply:

(a) The project is for a transient noncommunity water system;

(b) The project is for a mobile home park with a master meter;

(c) The project is for an apartment building or complex with a master meter; or

(d) The department determines that the cost of the meters is prohibitive for the DWSRF project as a whole and waiving the meter requirement is necessary to move the project forward and promote priority public health issues;

(7) Ensuring no outstanding penalties are owed to DOH unless an appeal of the imposition of those penalties is pending;

(8) Demonstrating that the project conforms to state water rights laws; and

PROPOSED

(9) Assuring that the project is consistent with local land use plans and policies.

NEW SECTION

WAC 246-296-110 Requirements for using DWSRF to create a new Group A water system. Projects that create a new water system are eligible for assistance from the fund if:

(1) Upon completion of the project, the system conforms to the rules regarding Group A community water systems promulgated under chapter 246-290 WAC;

(2) The project addresses existing public health problems with serious risks caused by unsafe drinking water;

(3) The project is limited in scope to the specific geographic area affected by contamination and the project is for the purpose of resolving existing public health problems associated with individual wells or surface water sources, or the project is limited in scope to the service area of the systems being consolidated and the project is for the purpose of creating a new regional system by consolidating existing water systems;

(4) The applicant gives at least sixty days notice to the public and potentially affected parties. At a minimum, notice must include posting of a legal notice in the local newspaper;

(5) The applicant has considered alternative solutions to address the problem;

(6) The project is a cost-effective solution to the public health problem; and

(7) The project is to protect public health and not solely to accommodate growth.

NEW SECTION

WAC 246-296-120 Annual loan application responsibilities. Annual loan application responsibilities are established as follows:

(1) Applicants shall develop and submit a DWSRF assistance application to DOH on or before the due date defined in the application package.

(2) DOH responsibilities are to:

(a) Determine the eligibility of the project;

(b) Rank the project using the ranking criteria established under WAC 246-296-130;

(c) Develop a prioritized list of projects eligible for assistance;

(d) Develop an intended use plan by:

(i) Publishing a draft intended use plan for public review and comment for a period of thirty days; and

(ii) Amending the plan, if necessary, after considering the comments received;

(e) Submit a capitalization grant application, including the final intended use plan, to EPA for review and approval;

(f) Revise the intended use plan if EPA requests changes; and

(g) If necessary, provide for administrative review and dispute resolution in accordance with WAC 246-296-160.

(3) The board's responsibilities are to:

(a) Determine the financial capability and readiness to proceed of each applicant with a project on the prioritized list using the risk assessment criteria established under WAC 246-296-140;

(b) Make the final selection of projects to receive assistance from the fund in accordance with the criteria established under WAC 246-296-140; and

(c) If necessary, provide for administrative review and dispute resolution in accordance with WAC 246-296-160.

NEW SECTION

WAC 246-296-130 Project priority ranking criteria. (1) The following criteria are considered when prioritizing projects for DWSRF financial assistance:

(a) Priority criteria:

(i) Type and significance of public health risk to be addressed;

(ii) Compliance status and need to bring the system into compliance with federal, state, and local drinking water standards; and

(iii) Affordability on a per household basis for community water systems.

(b) Supporting criteria:

(i) Type of project;

(ii) Restructuring;

(iii) Regional benefit;

(iv) Multiple benefit;

(v) Consistency with the Growth Management Act;

(vi) Installation of service meters on existing services not currently metered; and

(vii) Size of population affected by the project.

(2) Values for these criteria shall be developed annually by DOH to ensure projects that resolve the most significant health risks receive the highest values. The values shall be made available to the public in advance of the application cycle and shall be published in the DWSRF application package.

NEW SECTION

WAC 246-296-140 Final project selection criteria. The board shall, at a minimum, consider the following in assessing the risk associated with the application:

(1) Ability to repay;

(2) Ability to provide adequate security in case of default; and

(3) Readiness to proceed or the ability of the applicant to promptly commence the project.

NEW SECTION

WAC 246-296-150 Loan conditions. (1) Borrowers must comply with applicable laws, regulations, and requirements.

(2) Loans shall include conditions to ensure compliance with the following:

(a) All applicable federal, state, and local laws, orders, regulations, and permits; including, but not limited to, procurement, discrimination, labor, job safety, and drug-free environments, state and federal and women-owned business

regulations. A current list of cross-cutting authorities shall be contained in the application package;

(b) Maintenance of accounting records in accordance with "generally accepted government accounting standards." These standards are defined as, but not limited to, those contained in the United States General Accounting Office (GAO) publication *"Standards for Audit of Governmental Organizations, Programs, Activities, and Functions"*;

(c) Demonstration of applicant's legal ability to provide a dedicated source of revenue and guarantee the repayment of their obligations to the fund from that dedicated source. Dedicated sources of revenue could be special assessments, general taxes, or general obligation bonds, revenue bonds, user charges, rates, fees, or other sources; and

(d) Submission of construction completion report(s) for all project components and other documentation required under chapter 246-290 WAC.

(3) Amendments to the loan agreement must be approved by DOH, the board, and the loan recipient.

(a) Amendments to the loan agreement are required when there is a:

(i) Significant change to the project's original ranked application and project scope of work; or

(ii) Need for a time extension beyond the time cited in the original loan agreement to complete project activities.

(b) Amendments to the loan agreement are not required when adjustments are made to reconcile minor differences between the contract and the final project for project close out.

(4) CTED, or another authorized auditor at CTED's discretion, shall audit the financial assistance agreement and records.

(5) If the borrower fails to comply with the terms of the loan under WAC 246-296-150, or fails to use the loan proceeds only for those activities identified in the loan, CTED may terminate the agreement in whole or in part at any time. CTED shall promptly notify the borrower in writing of its determination to terminate, the reason for such termination, and the effective date of the termination. Upon termination of the loan agreement, CTED shall request that the entire remaining balance of the loan together with any interest accrued, be paid immediately.

NEW SECTION

WAC 246-296-160 Dispute resolution. (1) If an applicant does not agree with the DOH decision regarding application eligibility, the applicant may request reconsideration of the decision to the director of the DOH division of drinking water. Requests for reconsideration must be in writing and received within ten working days of the date DOH notifies the applicant of the decision.

(2) If an applicant does not agree with the DOH decision regarding priority ranking of the application, the applicant may submit comments to DOH as part of the public review of the draft intended use plan.

(3) If an applicant does not agree with board staff recommendations regarding the loan application section submitted, the applicant may request a review of the decision by the board. Requests for review must be in writing and received by the board fourteen calendar days in advance of the board meeting.

NEW SECTION

WAC 246-296-170 State environmental review process. (1) Federal law requires that Washington state follow a state environmental review process (SERP) for projects receiving DWSRF assistance. The purpose of the SERP is to identify any significant impact to the environment that may be caused by the implementation of a DWSRF project. This review must be done in compliance with the National Environmental Policy Act (NEPA) or the State Environmental Policy Act (SEPA) and any other applicable environmental statutes and regulations.

(2) CTED is designated as the lead agency for SERP. CTED shall provide basic guidance to the loan recipient to meet the requirements of this process. Details regarding SERP shall be included in the application package.

NEW SECTION

WAC 246-290-180 Obligation for systems to comply if assistance is not obtained. The inability or failure of any public water system to receive assistance from the DWSRF program, or any delay in obtaining assistance, does not alter the obligation of the water system to comply in a timely manner with all applicable federal, state, and local drinking water standards.

NEW SECTION

WAC 246-296-190 Severability. If any provision of this chapter or its application to any person or circumstance is held invalid, the remainder of this chapter, or the application of the provision to other persons or circumstances, shall not be affected.

PROPOSED

WSR 01-12-015
PERMANENT RULES
WENATCHEE VALLEY COLLEGE
[Filed May 25, 2001, 10:25 a.m.]

Date of Adoption: May 23, 2001.

Purpose: Adopt rules, chapter 132W-125 WAC, Withholding services for outstanding debt; chapter 132W-105 WAC, Board of trustees; chapter 132W-109 WAC, Practice and procedure; chapter 132W-112 WAC, Student rights and freedoms; chapter 132W-115 WAC, Student code of conduct and discipline procedure; chapter 132W-117 WAC, Parking and traffic; chapter 132W-277 WAC, Public records; and chapter 132W-325 WAC, Environmental protection.

Statutory Authority for Adoption: Chapter 28B.50 RCW.

Adopted under notice filed as WSR 01-07-058 on March 19, 2001.

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 98, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 98, 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.

May 23, 2001
William Martin
Dean of Administrative Services
Rules Coordinator

New Chapter
Chapter 132W-109 WAC
PRACTICE AND PROCEDURE

NEW SECTION

WAC 132W-109-010 Formal hearing policy. The model rules of procedure adopted by the chief administrative law judge pursuant to RCW 34.05.250 are adopted for use at this college. Those rules may be found in chapter 10-08 WAC. Other procedural rules adopted in this title are supplementary to the model rules of procedure. In the case of a conflict between the model rules of procedure and procedural rules now or previously adopted by this college, the model rules prevail.

NEW SECTION

WAC 132W-109-020 Appointment of presiding officers. The Board or its designee shall designate a presiding officer for an adjudicative proceeding. The presiding officer shall be an administrative law judge, a member in good standing of the Washington State Bar Association, a panel of individuals, the president or designee, or any combination of the above. Where more than one individual is designated to be the presiding officer, the president or designee shall designate one person to make decisions concerning discovery, closure, means of recording adjudicative proceedings, and similar matters.

NEW SECTION

WAC 132W-109-030 Method of recording. Proceedings shall be recorded by a method determined by the presiding officer, among those available under the model rules of procedure.

NEW SECTION

WAC 132W-109-040 Application for adjudicative proceeding. An application for adjudicative proceeding shall be in writing. An application shall include the signature of the applicant, the nature of the matter for which an adjudicative proceeding is sought, and an explanation of the facts involved.

Application forms are available at the following address:

Wenatchee Valley College
1300 5th Street
Wenatchee, WA 98801

Written application for an adjudicative proceeding should be submitted to the above address within twenty calendar days of the agency action giving rise to the application, unless provided for otherwise by statute or rule.

NEW SECTION

WAC 132W-109-050 Brief adjudicative procedures. This rule is adopted in accordance with RCW 34.05.482 through 34.05.494, the provisions of which are adopted by reference. Brief adjudicative procedures shall be used in all matters related to:

(1) Residency determinations;
(2) Challenges to contents of education records;
(3) Student conduct proceedings;
(4) Parking violations;
(5) Outstanding debts owed by students or employees;
(6) Loss of eligibility for participation in college-sponsored events.

NEW SECTION

WAC 132W-109-060 Discovery. Discovery in adjudicative proceedings may be permitted at the discretion of the presiding officer. In permitting discovery, the presiding officer shall refer to the civil rules of procedure. The presiding officer may control the frequency and nature of discovery permitted, and order discovery conferences to discuss discovery issues.

PERMANENT

NEW SECTION

WAC 132W-109-070 Procedure for closing parts of the hearings. Any party may apply for a protective order to close part of a hearing. The party making the request shall state the reasons for making the application to the presiding officer. If the other party opposes the request, a written response to the request shall be made within ten working days of the request to the presiding officer. The presiding officer shall determine which, if any, parts of the proceeding shall be closed, and state the reasons in writing within twenty working days of receiving the request.

NEW SECTION

WAC 132W-109-085 Recording devices. No cameras or recording devices are allowed in those parts of proceedings that the presiding officer has determined shall be closed under WAC 132W-109-070, except for the method of official recording selected by the college.

PERMANENT

New Chapter
Chapter 132W-112
STUDENTS RIGHTS AND FREEDOMS

NEW SECTION

WAC 132W-112-001 Policy. Wenatchee Valley College shall admit all individuals who qualify according to current admission requirements. The College, in compliance with Titles VI and VII of the Civil Rights Act of 1964, Title IX of the Education Amendments of 1972, Section 504 of the Rehabilitation Act of 1973, The Americans with Disabilities Act, and other applicable laws and regulations, does not discriminate on the basis of race, creed, religion, color, national origin, sexual orientation, mental or physical handicaps, age, or gender in any of its policies, practices, or procedures. This includes, but is not limited to, admissions, employment, financial aid, and educational services, programs, and activities.

Admissions under the Running Start program are subject to the rules and regulations of the Office of the Superintendent of Public Instruction, the State Board for Community and Technical Colleges, and the Higher Education Coordinating Board. Curriculum offerings shall be provided to meet the educational and training needs of the community. All students, regardless of their courses of study, shall be considered, known, and recognized equally as members of the student body.

NEW SECTION

WAC 132W-112-010 Classroom rights. These protections apply to students attending any class at WVC

(1) Student performance shall be evaluated solely on an academic basis (which may include attendance), not on the opinions or conduct in matters unrelated to academic standards.

(2) Students are expected to attend classes for which they are registered. When absence occurs because of illness or other urgent reasons, including hazardous weather conditions, it is the obligation of the student to COMPLETE makeup work deemed necessary by the instructor

(3) Students shall have the right to appeal their academic evaluation. At the same time, they are responsible for maintaining standards of academic performance established for each course in which they are enrolled.

NEW SECTION

WAC 132W-112-020 Protection of freedom of expression. Students shall be free to take reasoned exception to the data or views offered in any course of study and to reserve judgment about matters of opinion, but they are responsible for learning the content of any course of study for which they are enrolled.

NEW SECTION

WAC 132W-112-030 Protection against improper disclosure. Individual student views, beliefs, and political associations which faculty members acquire in the course of their work as instructors, advisors, and counselors, are to be considered confidential.

NEW SECTION

WAC 132W-112-040 Confidentiality of student records. To minimize the risk of improper disclosure, academic and disciplinary records shall be separate. Transcripts of academic records shall contain only information about academic status, except when a student is dismissed for misconduct. Record of dismissal for misconduct shall be entered on a student transcript. Academic records, or information from disciplinary or counseling files, shall not be available to unauthorized persons on campus, or to individuals off campus, without the written consent of the student involved, except under legal compulsion or in cases where the safety of persons or property is involved. No records shall be kept which reflect the political activities or beliefs of students. Provision shall be made for the destruction of non-current disciplinary records after a period of three years. Administrative staff and faculty members shall respect confidential student information acquired in the course of their work.

NEW SECTION

WAC 132W-112-050 Freedom of association. Students are free to organize and to participate in voluntary associations of their own choosing. To be officially recognized, the Associated Students of Wenatchee Valley College must grant student organizations an official charter. Procedures for obtaining an official charter are published in the Student Handbook and found in the ASWVC bylaws. To receive or maintain official recognition, a student organization must be open to all students without regard to race, color, gender, creed, national origin, mental or physical handicaps, age, or sexual orientation.

NEW SECTION

WAC 132W-112-060 Freedom from sexual harassment. Students at Wenatchee Valley College shall be free from sexual harassment. Any student who engages in unwelcome sexual advances, requests for sexual favors, and other verbal or physical conduct of a sexual nature, where such behavior offends the recipient, causes discomfort or humiliation, or interferes with job or academic performance, shall be subject to disciplinary actions.

NEW SECTION

WAC 132W-112-070 Right to distribution of materials. Handbills, leaflets and similar materials, whether sold or distributed free of charge, may be distributed by regularly enrolled students and members of recognized student organizations in all areas of the campus, except classrooms, so long as such distribution does not interfere with the educational process, the free flow of traffic, or the rights of others. Such materials shall bear identification as to the distributing organization or individual.

(1) Non-students may distribute legal and noncommercial materials on campus in open areas and outside entrances to building so long as such distribution does not interfere with college affairs, scheduled programs and activities, or the free flow of traffic. Material may not be placed on or in automobiles. Inside distribution of materials by non-students must have prior approval of the president or a designee.

(2) The college reserves the right at all times to judge each event or activity separately and to regulate the distribution of materials in terms of time, place and manner by furnishing reasonable notice to interested parties.

NEW SECTION

WAC 132W-112-080 Commercial activities policy. College facilities may not be used for commercial solicitation, advertising or promotional activities except when such activities clearly serve educational objectives. These activities must be sanctioned by the president or designee and shall not interfere with college affairs or the free flow of traffic. The College reserves the right to charge commercial vendors for the use of College facilities or space. Students have the right to engage in incidental sales of personal property in a private transaction provided College facilities are not explicitly used for this purpose

NEW SECTION

WAC 132W-112-090 Freedom of publications and press. Student publications and the student press are valuable aids in establishing and maintaining an atmosphere of free and responsible discussion and of intellectual exploration on the campus. The College has developed a Publications Code that is used to administer all student publications.

NEW SECTION

WAC 132W-112-100 Freedom of speech and assembly. No rule shall restrict student expression solely based on disapproval or fear of the student's ideas or motives. Students and student organizations shall be free to examine and discuss all questions of interest to them, and to express opinions publicly and privately.

(1) Students and members of the public are guaranteed the rights of free inquiry, expression, and assembly on the outdoor College facilities that are generally open and available to the public.

(2) Any recognized ASWVC organization may utilize available college facilities for authorized activities as provided for in official ASWVC documents. Facilities will be provided free of charge to the organization except when such use necessitates staffing and services beyond regular college requirements. Standard college fees will be charged in these cases. Use of facilities for purposes other than those approved or in an irresponsible manner may result in withdrawal of this privilege for an organization. Student organizations should schedule the facility use request with the dean of student programs through the ASWVC activity council three (3) days in advance of an event whenever possible.

(3) Modes of expression or assembly that are manifestly unreasonable or disruptive in terms of time, place, or manner may be restricted. Students and members of the public must ensure that assemblies are conducted in an orderly manner;

a) Do not unreasonably interfere with classes, scheduled meetings or ceremonies, or regular functions of the College;

b) Do not unreasonably interfere with pedestrian or vehicular traffic; or

c) Do not cause destruction or damage to College property, including library materials, or private property on College facilities

(4) Assemblies that violate these rules may be ordered to disperse by the College in accordance with Washington State statutes

(5) A non-student who violates any provision of the rule may be required to leave the campus or section of campus or facility and/or be referred to civilian authorities for criminal prosecution.

(6) A student, student group, or student organization that violates any provision of the rule may be subject to disciplinary action in accordance with this code. This may also include criminal prosecution.

NEW SECTION

WAC 132W-112-110 Right to invite off-campus speakers. Any recognized ASWVC student organization with the written sanction of its adviser, may invite speakers on campus subject to the normal restraints imposed by consideration of the laws of the United States and the state of Washington.

(1) Faculty members may invite speakers to make presentations to classes on topics related to materials being studied.

(2) Faculty organizations may schedule speakers for appearances before faculty groups subject to the normal con-

PERMANENT

straints imposed by consideration of the laws of the United States and the state of Washington.

(3) The appearance of an invited speaker on the campus does not involve an endorsement, either implicit or explicit, of his views by this college, its students, its faculty, its administration or its board of trustees.

(4) The college may require and arrange to have views other than those of the invited speaker represented at the meeting, or at a subsequent meeting. The president may, at his discretion, assign a representative to preside over any meeting where a speaker has been invited.

NEW SECTION

WAC 132W-112-120 Right to be interviewed. Every student has the right to be interviewed on campus by any legal organization desiring to recruit at the College.

NEW SECTION

WAC 132W-112-130 Right to due process. Students subject to disciplinary action by the college are entitled to a hearing, the procedures for which guarantee that the student will receive fair treatment, and which allow the college to take appropriate action. Pending action on college or civil charges, the status of a student will not be altered, or his or her right to be present on the campus and to attend classes suspended, except for reasons relating to his physical or emotional safety and well-being, or for reasons relating to the safety and well-being of students, staff or college property.

NEW SECTION

WAC 132W-112-140 Freedom from unreasonable search. Students have the right to be secure in their persons, quarters, papers, and effects against unreasonable searches and seizures.

New Chapter
Chapter 132W-115 WAC
CODE OF STUDENT CONDUCT

NEW SECTION

WAC 132W-115-010 Purpose of the disciplinary system. This Code of Student Conduct protects the unique, diverse community of Wenatchee Valley College. Admission to the college carries with it an expectation that the student will obey appropriate laws, will comply with the policies and procedures of the college, and will maintain a high standard of integrity and honesty. If a student does not accept these responsibilities, corrective action must be taken. The college will impose and carry out sanctions for conduct that interferes with the operation of college. The college may impose sanctions independently of any action taken by civil or criminal authorities. In the case of minors, misconduct may be referred to parents or legal guardians.

NEW SECTION

WAC 132W-115-020 Jurisdiction and authority for student discipline. All rules in this chapter concerning student conduct and discipline apply to every student enrolled at the college whenever the student is engaged in or present at a college-related activity whether occurring on or off college facilities.

The board of trustees, acting pursuant to RCW 28B.50.140(14), has delegated by written order to the president of the college the authority to administer disciplinary action. Pursuant to this authority, the president, or designee, shall be responsible for the administration of the disciplinary procedures provided for herein. However, the president or acting president shall review all disciplinary action in which there is a recommendation that a student be suspended or dismissed.

NEW SECTION

WAC 132W-115-030 Violations of law and college regulations. Students may be accountable both to civil authorities and to the college for acts that constitute violations of law and of this code. Disciplinary action at the college will normally proceed even if criminal proceedings are pending and will not be subject to challenge on the ground that criminal charges involving the same incident have been dismissed or reduced.

Definitions. When used in the code:

(1) The term "aggravated violation" means a violation that resulted or foreseeably could have resulted in significant damage to persons or property or which otherwise posed a substantial threat to the stability and continuance of normal college or college-sponsored activities.

(2) The term "group" means persons who are associated with each other but who have not complied with college requirements for registration or organization.

(3) The terms "institution" and "college" mean Wenatchee Valley College and all of its areas, elements, and programs.

(4) The term "reckless" means conduct that one should reasonably be expected to know would create a substantial risk of harm to persons or property or that would otherwise be likely to result in interference with normal college operations and/or college-sponsored activities.

(5) The term "student" means any person who is enrolled at the college and for whom the college maintains current educational records, as defined by the Family Rights and Privacy Act of 1974, and related regulations.

(6) The term "college facilities" means buildings or grounds owned, leased, operated, controlled, or supervised by the college, including all appurtenances affixed thereon or attached thereto.

(7) "Board" means the board of trustees of Wenatchee Valley College.

(8) "Liquor" means the definition of liquor as contained within RCW 66.04.010

(9) "Drugs" means a narcotic drug as defined in RCW 69.50.101, a controlled substance as defined in RCW

PERMANENT

69.50.201 through 69.50.212, or a legend drug as defined in RCW 69.41.010..

(10) "President" means the chief executive officer of the college appointed by the board of trustees.

(11) "Disciplinary action" means the warning, reprimand, summary suspension, suspension and/or expulsion, probation, of a student for the violation of a rule adopted under this policy.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-115-040 Student participation. Students will participate in college matters pursuant to these procedures.

NEW SECTION

WAC 132W-115-050 Demand for identification. For the purpose of determining whether probable cause exists for any application of this code to any behavior occurring on a college facility, college personnel or other authorized personnel may demand that evidence of student enrollment at the college be produced.

NEW SECTION

WAC 132W-115-060 Free movement on campus. The president or designee is authorized in the instance of any event that he or she deems impedes the movement of persons or vehicles or which he or she deems to disrupt the ingress or egress of persons from the college facilities, to prohibit the entry of, or withdraw the license of, or privileges of, a person or persons or any group of persons to enter onto or remain upon any portion of the college facility.

No person or persons may disrupt the ingress or egress of other persons from college facilities. The president or designee is authorized to prohibit or remove from college facilities any person who disrupts ingress or egress therein.

NEW SECTION

WAC 132W-115-070 Standards of classroom behavior. Academic honesty is vital to the very fabric and integrity of the college. All students must comply with an appropriate and sound academic honesty policy and code of honest behavior. All members of the college community are responsible for knowing and understanding the statement on academic honesty. The statement and procedures will be made readily available to all students and faculty to ensure understanding of the academic honesty system and its proper functioning.

Where suspected violations of the academic honesty system occur, appropriate procedures are designed to protect academic integrity while ensuring due process.

(1) Academic dishonesty: Honest assessment of student performance is crucial to all members of the academic community. Acts of dishonesty are serious breaches of honor and shall be dealt with in the following manner:

(a) The college administration and teaching faculty will provide reasonable and prudent security measures designed to minimize opportunities for acts of academic dishonesty that occur at the college.

(b) Any student who knowingly submits a fraudulent examination, assignment, or any other academic work product shall have committed an act of academic dishonesty. Acts of academic dishonesty shall be cause for disciplinary action.

(c) Any student who aids or abets the accomplishment of an act of academic dishonesty, as described in (b) of this subsection, shall be subject to disciplinary action.

(d) This section shall not be construed as preventing an instructor from taking immediate disciplinary action when the instructor is required to act upon such breach of academic dishonesty in order to preserve order and prevent disruptive conduct in the classroom. This action shall also not be construed as preventing an instructor from adjusting the student's grade on a particular project, paper, test, or class grade for academic dishonesty.

(2) Classroom conduct: Instructors have the authority to take whatever summary actions may be necessary to maintain order and proper conduct in the classroom and to maintain the effective cooperation of the class in fulfilling the objectives of the course.

(a) Any student who substantially disrupts any college class by engaging in conduct that renders it difficult or impossible to maintain class decorum shall be subject to disciplinary action.

(b) Any college instructor is authorized to take steps necessary to preserve order and to maintain the effective cooperation of the class in fulfilling course objectives; provided that a student shall have the right to appeal such disciplinary action to the dean of student services.

NEW SECTION

WAC 132W-115-080 Code of conduct. Wenatchee Valley College expects that its students while within college facilities or attending a college-sponsored activity, will adhere to high standards of honor and good citizenship at all times. Students will always conduct themselves in a responsible manner that reflects credit on themselves and the college. The following misconduct on college facilities is subject to disciplinary action:

(1) Intentionally or recklessly endangering, threatening, or causing physical harm to any person or oneself, or intentionally or recklessly causing reasonable apprehension of such harm.

(2) Sexual harassment as defined in college policy under Policy 000.340 and 000.350

(3) Intentionally or recklessly interfering with normal college or college-sponsored activities or any form of emergency services.

(4) Unauthorized entry or use of college facilities.

(5) Knowingly violating the term of any disciplinary sanction imposed in accordance with the code.

PERMANENT

(6) Theft of property or services; knowing possession of stolen property.

(7) Violating college policies or procedures by any student or by the guest of any student.

(8) Smoking or using tobacco products in classrooms or on the college premises except in designated smoking areas.

(9) The possession, use, sale or distribution of any alcoholic beverage or illegal drug on the college campus; the use of illegal drugs by any student attending a college-sponsored event, even though the event does not take place at the college.

(10) Academic dishonesty, including cheating, plagiarism, or knowingly furnishing false information to the college.

(11) Forgery, alteration, or misuse of college documents, records, funds, or instruments of identification.

(12) Refusal to comply with the direction of college officials acting in the legitimate performance of their duties.

(13) Possession of firearms, licensed or unlicensed, except where possessed by commissioned police officers as prescribed by law.

(14) Failure to comply with the college's Technology Acceptable Use Policy, and/or misuse of computing equipment and services and facilities, including use of electronic mail and the Internet.

(15) Ethics Violation: The breech of any generally recognized and published code of ethics or standards of professional practice that governs the conduct of a particular trade, skill, craft or profession for which the student is taking courses or is pursuing as their educational goal or major. These ethics codes must be distributed to students as part of an educational program, course, or sequence of courses and the student must be informed that a violation of such ethics codes may subject the student to disciplinary action by the College.

(16) Hazing: Conspiracy to engage in hazing or participation in hazing another. Hazing shall include any method of initiation into a student organization or living group, or any pastime or amusement engaged in with respect to such an organization or living group, that causes, or is likely to cause, bodily danger or physical harm, or serious mental or emotional harm to any student or other person attending Wenatchee Valley College. Consent is no defense to hazing. The term does not include customary athletic events or other similar contests or competitions. Hazing is also a misdemeanor, punishable under state law.

(17) Initiation violation: Conduct associated with initiation into a student organization, association, or living group, or any pastime or amusement engaged in with respect to an organization, association or living group not amounting to a violation of under the definition of hazing. Conduct covered by this definition may include embarrassment, ridicule, sleep deprivation, verbal abuse, or personal humiliation. Consent is no defense to initiation violation.

(18) Animals, with the exception of service animals, are not allowed on or in college facilities. All services animals on campus shall be under direct physical control, leashed by their owner or custodian.

19. Gambling: Any form of gambling is prohibited.

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-115-090 Civil disturbances. In accordance with provision contained in RCW 28B.10.571 and 28B.10.572:

(1) It shall be unlawful for any person, singly or in concert with others, to interfere by force or violence with any administrator, faculty member or student of the college who is in the peaceful discharge or conduct of his duties or studies.

(2) It shall be unlawful for any person, singly or in concert with others, to intimidate by threat of force or violence any administrator, faculty member or student of the college who is in the peaceful discharge of his/her duties or studies.

(3) The crimes described in RCW 28B.10.571 and 28B.10.572 shall not apply to any administrator or faculty member who is engaged in the reasonable exercise of their disciplinary authority.

(4) Any person or persons who violate the provisions of subsections (1) and (2) of this section will be subject to disciplinary action and referred to the authorities for prosecution.

NEW SECTION

WAC 132W-115-100 Disciplinary process. (1) Any infractions of college policies or procedures may be referred by anyone within the college community to the dean of student services or designee. That official shall then follow the appropriate procedures for any disciplinary action which he or she deems necessary relative to the alleged misconduct.

(2) The disciplinary official may take whatever action deemed appropriate within the framework of this code. If the student concludes that any sanctions imposed are inappropriate, the student may appeal to the academic regulations committee.

(3) If a referral or an appeal is made to the academic regulations committee, the committee shall hold a hearing, reach conclusion, and recommend sanctions. The student may appeal all cases involving suspension or dismissal from the college to the president of the college. All other cases may be appealed to the administrator designated by the president.

(4) The president of the college or his/her designee, after reviewing the case, may reverse, sustain or modify any sanctions. The decision of the president or designee is final.

NEW SECTION

WAC 132W-115-110 Procedures for resolving disciplinary violations. (1) The dean of student services is responsible for initiating disciplinary proceedings. The dean of student services may delegate this responsibility to members of his/her staff, and he/she may also establish committees or other hearing bodies to advise or act for him/her in disciplinary matters.

(2) In order that any informality in disciplinary proceedings not mislead a student as to the seriousness of the matter under consideration, the student involved shall be informed at

the initial conference or hearing of the sanctions that may be involved.

(3) Upon initiation of formal disciplinary proceedings, the dean of student services or designee shall provide written notification to the student, either in person or by delivery via regular mail to the student's last known address, specifying the violations with which the student is charged. The dean of student services or designee shall set a time and place for meeting with the student to inform the student of the charges, the evidence supporting the charges, and to allow the student an opportunity to be heard regarding the charges and evidence.

(4) After considering the evidence in a case and interviewing the student or students involved, the dean of student services or designee may take any of the following actions:

(a) Terminate the proceeding, exonerating the student or students;

(b) Dismiss the case after whatever counseling and advice may be appropriate; not subject to the appeal rights provided in this code;

(c) Dismiss the case after verbally admonishing the student, not subject to the appeal rights provided in this code;

(d) Direct the parties to make a reasonable attempt to achieve a mediated settlement;

(e) Impose disciplinary sanctions directly, subject to the student's right of appeal as described in this chapter. The student shall be notified in writing of the action taken except that disciplinary warnings may be given verbally;

(f) Refer the matter to the academic regulations committee requesting their recommendation for appropriate action. The student shall be notified in writing that the matter has been referred to the academic regulations committee.

(5) This section shall not be construed as preventing the appropriate official from summarily suspending a student.

(6) If the dean of student services or his or her designee(s) has cause to believe that any student:

(a) Has committed a felony; or

(b) Has violated any provision of this chapter; and

(c) Presents an imminent danger either to himself or herself, other persons on the college campus or to the educational process; that student shall be summarily suspended and shall be notified by certified and regular mail at the student's last known address, or shall be personally served.

Summary suspension is appropriate only where (c) of this subsection can be shown, either alone or in conjunction with (a) or (b) of this subsection.

(7) During the summary suspension period, the suspended student shall not enter campus other than to meet with the dean of student services or to attend the hearing. However, the dean of student services or the college president may grant the student special permission to enter a campus for the express purpose of meeting with faculty, staff, or students in preparation for a probable cause hearing.

(8) When the president or his/her designee exercises the authority to summarily suspend a student, he/she shall cause notice thereof to be served upon that student by registered or certified mail at the student's last known address, or by causing personal service of such notice upon that student. The notice shall be entitled "notice of summary suspension proceedings" and shall state:

(a) The charges against the student including reference to the provisions of the student code or the law involved; and

(b) That the student charged must appear before the designated disciplinary officer at a time specified in the notice for a hearing as to whether probable cause exists to continue the summary suspension. The hearing shall be held as soon as practicable after the summary suspension.

(9) The summary suspension hearing shall be considered an emergency adjudicative proceeding. The proceeding must be conducted as soon as practicable with the dean of student services or designee presiding. At the summary suspension hearing, the dean of student services shall determine whether there is probable cause to believe that continued suspension is necessary and/or whether some other disciplinary action is appropriate.

(10) If the dean of student services, following the conclusion of the summary suspension proceedings, finds that there is probable cause to believe that:

(a) The student against whom specific violations of law or of provisions of this chapter are alleged has committed one or more of such violations; and

(b) That summary suspension of said student is necessary for the protection of the student, other students or persons on college facilities, college property, the educational process, or to restore order to the campus; and

(c) Such violation or violations of the law or of provisions of this chapter constitute grounds for disciplinary action, then the dean of student services may, with the written approval of the president, continue to suspend such student from the college and may impose any other disciplinary action as appropriate.

(11) A student who is suspended or otherwise disciplined pursuant to the above rules shall be provided with a written copy of the dean of student services' findings of fact and conclusions, as expressly concurred in by the president, which constituted probable cause to believe that the conditions for summary suspension existed. The student suspended pursuant to the authority of this rule shall be served a copy of the notice of suspension by personal service or by registered mail to said student's last known address within three working days following the conclusion of the summary suspension hearing. The notice of suspension shall state the duration of the suspension or nature of other disciplinary action and the conditions under which the suspension may be terminated.

(12) The dean of student services is authorized to enforce the suspension of the summarily suspended student in the event the student has been served pursuant to the notice requirement and fails to appear at the time designated for the summary suspension proceeding.

(13) Any student aggrieved by an order issued at the summary suspension proceeding may appeal to the academic regulations committee. No such appeal shall be entertained, however, unless:

(a) The student has first appeared at the student hearing in accordance with subsection (9) of this section;

(b) The student has been officially notified of the outcome of the hearing;

(c) Summary suspension or other disciplinary sanction has been upheld; and

PERMANENT

(d) The appeal conforms to the standards set forth in WAC 132W-109. The academic regulations committee shall, within five working days, conduct a formal hearing in the manner described in WAC 132W-109

NEW SECTION

WAC 132W-115-120 The academic regulations committee (ARC) and serious disciplinary violations. The Wenatchee Valley College ARC will hear cases referred under this code. In cases involving serious disciplinary violations where suspension or summary suspension from college can result, a subcommittee of the ARC will convene.

(1) An ARC subcommittee, convened by the dean of student services or designee for serious disciplinary violations, will hear and make recommendations on all disciplinary cases referred to it or appealed to it by students. The hearing body will be composed of the following persons:

(a) The committee chair will be a member of the ARC appointed by the president of the college;

(b) The faculty representative will be a member of the ARC appointed by the ARC membership;

(c) The student representative will be a member of the ARC appointed by the ARC membership.

(2) None of the above-named persons shall sit on any case in which he or she has been or will be a complainant or witness, in which he or she has a direct or personal interest, or in which he or she has acted previously in an advisory or official capacity. The entire ARC membership shall make decisions regarding eligibility according to this section, including the selection of alternate committee members.

(3) The committee may recommend to the dean of student services that the student involved:

(a) Be exonerated with all proceedings terminated and with no sanctions imposed;

(b) Be disqualified from participation in any school-sponsored athletic events or activities;

(c) Be given a disciplinary warning;

(d) Be given a reprimand;

(e) Be placed on disciplinary probation;

(f) Be responsible for restitution for damages resulting from the violation;

(g) Be given a suspension;

(h) Be expelled.

NEW SECTION

WAC 132W-115-130 Procedural guidelines for hearings involving serious disciplinary violations. (1) The committee chair shall set the time, place and available seating capacity for a hearing.

(2) All committee proceedings will be conducted with reasonable dispatch and terminated as soon as fairness to all parties involved permits.

(3) The committee chair shall enforce general rules of procedures for conducting hearings consistent with these procedural guidelines.

(4) The student shall be given notice of the date, time and place of the hearing, the charges, a list of witnesses who will appear, and a description of any documentary or other physical evidence that will be presented at the hearing. This notice shall be given to the student in writing and shall be provided in sufficient time to permit him/her to prepare a defense.

(5) The student or his/her representative shall be entitled to hear and examine the evidence against him or her and be informed of the identity of its sources; and shall be entitled to present evidence in his or her own behalf and question witnesses as to factual matters. The student shall be able to obtain information or to request the presence of witnesses or the production of other evidence relevant to the issues at the hearing.

(6) Committee hearings may be held in closed session at the discretion of the council, the only exception being when the student involved invites particular persons or requests an open hearing. If at any time during the conduct of the hearing invited persons are disruptive of the proceedings, the committee chair may exclude such persons from the hearing room.

(7) Only those matters presented at the hearing, in the presence of the student involved, will be considered in determining whether the student is guilty of the misconduct charged, but the student's past record of conduct may be taken into account in formulating the committee's recommendation for disciplinary action.

(8) The failure of a student to cooperate with the hearing procedures, however, shall not preclude the committee from making its findings of fact, reaching conclusions and imposing sanctions. Failure of the student to cooperate may be taken into consideration by the committee in recommending penalties.

(9) The student may be represented by counsel and/or accompanied by an advisor of his/her choice. If counsel is present for the student, the college may also have counsel present to assist the council. If the student intends to use an attorney, he or she must notify the dean of student services 5 days in advance of the formal hearing.

(10) An adequate summary of the proceedings will be kept. As a minimum, such summary would include a tape recording of testimony. Such record will be available for inspections and copying in the office of the dean of student services during regular business hours.

(11) The student will be provided with a copy of the findings of fact and the conclusions of the committee.

(12) If the council's proceedings were to hear a disciplinary matter pursuant to the request of the dean for student services, the council's recommendation shall be forwarded to the dean of student services for disposition of the matter.

(13) The dean of student services or designee shall notify the student of his or her decision.

(14) The student will also be advised of his/her right to present, within ten calendar days, a written statement of appeal to the president of the college before action is taken on the decision of the committee.

(15) The dean of student services or designee shall notify the student of his or her decision.

(16) The student will also be advised of his/her right to present, within ten calendar days, a written statement of appeal to the president of the college before action is taken on the decision of the committee.

(17) The president of the college or his/her designated representative shall, after reviewing the case, sustain the decision, give directions as to what other disciplinary action shall be taken by modifying its decision, or nullify previous sanctions imposed by reversing the decision. The president or designee shall then notify the dean of student services, the student, and the committee. The president's decision shall be final.

NEW SECTION

WAC 132W-115-140 Disciplinary terms. The definitions set forth in this section apply throughout.

(1) Disciplinary warning means oral or written notice of violation of college rules.

(2) Reprimand means formal action after censuring a student for violation of college rules for failure to satisfy the college's expectations regarding conduct. Reprimands are made in writing to the student by the disciplinary official. A reprimand indicates to the student that continuation or repetition of the specific conduct involved or other misconduct will result in one or more serious disciplinary actions described below.

(3) Disciplinary probation means formal action placing conditions upon the student's continued attendance because of violation of college rules or failure to satisfy the college's expectations regarding conduct. The disciplinary official placing the student on probation will specify, in writing, the period of probation and the conditions, such as limiting the student's participation in extracurricular activities. Disciplinary probation warns the student that any further misconduct will automatically raise the question of dismissal from the college. Disciplinary probation may be for a specified term or for an indefinite period which may extend to graduation or other termination of the student's enrollment in the college.

(4) Summary suspension means temporary dismissal from the college and temporary termination of a student's status for a period of time not to exceed ten days which occurs prior to invocation of the formal hearing procedures specified in these rules due to a necessity to take immediate disciplinary action, where a student presents an imminent danger to the college property, or to himself or herself or other students or persons in college facilities on or off campus, or to the educational process of the college.

(5) Suspension means temporary dismissal from the college and temporary termination of student status for violation of college rules or for failure to meet college standards of conduct.

(6) Expulsion means dismissal from the college and termination of student status for violation of college rules or for failure to meet the college standards of conduct for an indefinite period of time or permanently.

(7) Restitution means repayment to the college or to an affected party for damages resulting from a violation of this code.

NEW SECTION

WAC 132W-115-150 Loss of eligibility in college activities and athletics. Any student found to have violated the standards of student conduct or chapter 69.41 RCW shall, in lieu of or in addition to, any other disciplinary action which may be imposed, be disqualified from participation in any school-sponsored athletic events or activities.

NEW SECTION

WAC 132W-115-160 Student groups and organizations. Student groups and organizations may be charged with violations of the Student Code of Conduct.

A student group or organization and its officers may be held collectively and individually responsible when violations of this code by those associated with the group or organization have received the consent or encouragement of the group or organization or of the group's or organization's leaders or officers.

The officers or leaders or any identifiable spokesperson for a student group or organization may be directed by college officials to take appropriate action designed to prevent or end violations of this code by the group or organization. Failure to make reasonable efforts to comply with college officials' order shall be considered a violation of this code, by the officers, leaders or spokesperson for the group or organization and by the group or organization itself.

Sanctions for group or organization misconduct may include revocation or denial of registration or recognition as well as other appropriate sanctions.

NEW SECTION

WAC 132W-115-170 Appeals. Disciplinary actions subject to appeal as specified in board policy may be appealed as described below. Notice of an appeal by a student shall be made in writing and addressed to the dean of student services within ten calendar days of the college's giving of the notice of the disciplinary action.

(1) Disciplinary action by a faculty member or other college staff member may be appealed to, and shall be reviewed by, the dean of student services.

(2) Disciplinary action by the appropriate disciplinary official may be appealed to, and shall be reviewed by, the academic regulations committee.

(3) Disciplinary recommendation by the academic regulations committee and subsequent action by the dean of student services, may be appealed to, and shall be reviewed by, the college president or his/her designee.

(4) Disciplinary action by the president shall either indicate approval of the conclusions by sustaining the decision or shall give directions as to what other disciplinary action shall be taken by modifying the decision, or shall nullify previous sanctions imposed by reversing its decision. The president's decision shall be final.

NEW SECTION

WAC 132W-115-180 Transcript notations. A temporary encumbrance may be placed on a student's college records by the dean of student services while disciplinary proceedings are pending. Permanent notation of disciplinary

PERMANENT

action will be made on the transcript whenever a student is dismissed for misconduct.

NEW SECTION

WAC 132W-115-190 Refunds and access. (1) There shall be no refund of tuition and/or fees for the quarter in which disciplinary action is taken.

(2) A student suspended on the basis of conduct which disrupted the orderly operation of the campus or any facility of the district, may be denied access to all or any part of the campus or other facility.

NEW SECTION

WAC 132W-115-200 Readmission after suspension or dismissal. Any student suspended from the college for disciplinary reasons will normally be readmitted upon expiration of the time period for which the suspension was issued. If the student has been expelled or feels that circumstances warrant reconsideration of a temporary suspension prior to its expiration, or if the student was suspended with conditions imposed for readmission, the student may be readmitted following approval of a written petition submitted to the dean of student services. Such petition must state reasons which support a reconsideration of the matter. Before readmission may be granted, such petition must be reviewed and approved by the college president or designee.

NEW SECTION

WAC 132W-115-210 Reestablishment of academic standing. Students who have been suspended pursuant to disciplinary procedures set forth in this chapter and whose suspension upon appeal is found to have been unwarranted shall be provided the opportunity to reestablish their academic and student standing to the extent possible within the abilities of the college, including an opportunity to retake examinations or otherwise complete course offerings missed by reason of such action.

NEW SECTION

WAC 132W-115-220 Reporting, recording and maintaining records. Records of all disciplinary cases shall be kept by the disciplinary official taking or initiating the action. Except in proceedings where the student is exonerated, all documentary or other physical evidence produced or considered in disciplinary proceedings and all recorded testimony shall be preserved, insofar as possible, for not more than three years after resolution of the case. No other records of proceedings wherein the student is exonerated, other than the fact of exoneration, shall be maintained in the student's file or other college repository after the date of the student's graduation or not more than five years.

New Chapter
Chapter 132W-117
PARKING AND TRAFFIC

NEW SECTION

WAC 132W-117-010 Purpose. The parking and traffic rules and regulations contained herein provide a fair and uniform method of regulating College vehicular, non-vehicular, and pedestrian traffic and are based on the following objectives:

To protect and control vehicular, non-vehicular, and pedestrian traffic.

To assure access for emergency equipment at all times.

To minimize traffic disturbances during class hours.

To facilitate the work of the College by assuring access for College vehicles and by assigning the limited parking spaces to the most efficient use.

To protect College facilities.

Permission to park or operate a vehicle on College property is governed by these regulations. The purchase of a permit for designated parking does not ensure the regular availability of a parking space.

NEW SECTION

WAC 132W-117-020 Authority. Pursuant to RCW 28B.50.140(10), the Board is granted authority to establish rules and regulations for pedestrians and vehicular and non-vehicular traffic over property owned, operated, and/or maintained by the College.

The enforcement of these rules and regulations shall be the responsibility of the Plant office..

The security officer or designees are authorized to issue parking and traffic citations, impound and/or immobilize vehicles, and control and regulate facilities use, traffic, and parking as prescribed in these rules and regulations.

Any person interfering with a College security officer or designees in the discharge of the provisions of these rules and regulations shall be in violation of RCW 9A.76.020, Obstructing Governmental Operation, and may be subject to arrest by a peace officer.

Failure by students to abide by these rules and regulations may be considered to be a violation of the Code of Student Conduct.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-117-030 Definitions. (1) College - Wenatchee Valley College, Community College District 15.

(2) College Property - Campus property, parking lots, or land owned, leased, controlled or maintained by Wenatchee Valley College.

(3) Immobilization - Rendering a vehicle inoperable by use of a wheel-lock device.

PERMANENT

(4) Security Officer - The college administrator designated as responsible for managing college security, parking and traffic control.

(5) Impoundment - Removal of a vehicle to a storage facility.

(6) Pedestrian - Any person afoot or who is using a wheelchair or a means of conveyance propelled by human power, other than a bicycle.

(7) Student - Any individual currently registered for classes located on Wenatchee campus property.

(8) Vehicular Traffic or Vehicles - Those devices defined as "vehicles" in RCW 46.04.670.

(9) Non-vehicular Modes of Transportation - Non-vehicular transportation devices shall include, but not be limited to, skateboards, snowmobiles, roller skates and roller blades, snow sleds, and scooters.

NEW SECTION

WAC 132W-117-040 Applicable traffic rules and regulations — Areas affected. The traffic regulations which are applicable upon state lands devoted mainly to the educational activities of the college are as follows:

(1) The motor vehicle and other traffic laws of the state of Washington shall be applicable upon all lands located within the state of Washington.

(2) The traffic code of the city of Wenatchee, Washington, shall be applicable upon all lands located within the city of Wenatchee, Washington. The traffic code for the city of Omak shall be applicable upon all lands located within the city of Omak.

(3) These regulations shall be applicable to all state lands which are or may hereafter be devoted mainly to educational, research, recreational, or parking activities of the college at the Wenatchee campus of district 15. Paragraphs A through K plus AA and AB shall apply equally to Wenatchee Valley College - North campus.

NEW SECTION

WAC 132W-117-050 Speed. No vehicle shall be operated on the campus at a speed in excess of five miles per hour unless otherwise posted or such lower speed as is reasonable and prudent in the circumstances.

NEW SECTION

WAC 132W-117-060 Regulatory signs and directions. Drivers of vehicles shall obey regulatory signs posted by the college. Drivers of vehicles shall also comply with directions given them by officers of the college in the control and regulation of traffic.

NEW SECTION

WAC 132W-117-070 Pedestrians' right of way. (1) The operator of a vehicle shall yield right of way, slowing down or stopping, if need be, to so yield to any pedestrian, but no pedestrian shall suddenly leave a curb or other place of safety and walk or run into the path of a vehicle which is so close that it is impossible or unsafe for the driver to yield.

(2) Whenever any vehicle slows or stops so as to yield to pedestrian traffic, the operator of any other vehicle approaching from the rear shall not overtake and pass such a vehicle which has slowed or stopped to yield to pedestrian traffic.

(3) Where a sidewalk is provided, pedestrians shall proceed upon such a sidewalk.

NEW SECTION

WAC 132W-117-080 Impounding — Illegal parking — Disabled or inoperative or abandoned vehicles. (1) Vehicles which have been disabled, inoperative or abandoned may be impounded and stored following 24 hours notice posted at a conspicuous place on the vehicle.

(2) Impoundment without notice: A vehicle may be impounded without notice to the owner or operator in the following circumstances:

(a) When in the judgment of the security officer the vehicle is obstructing or may impede the flow of traffic; or

(b) When in the judgment of the security officer the vehicle poses an immediate threat to public safety; or

(c) When a non-handicapped operator parks the vehicle in a designated area reserved for the handicapped; or

(d) When three (3) unpaid parking violations are on record for any one (1) vehicle.

(3) Impounding may be implemented by mechanical restraints to vehicles or by towing to an approved impounding agency or to another designated area of the college's parking lot.

(4) Towing companies and/or impounding agencies will be selected on the basis of criteria developed by the college.

(5) Any vehicle impounded shall be at the owner's and/or the operator's risk and expense.

(6) Neither the college nor its employees shall be liable for loss or damage of any kind resulting from impounding and storage.

NEW SECTION

WAC 132W-117-090 Bicycles and non-vehicular transportation usage. Bicycles may be ridden any place where vehicles are permitted. They may also be ridden on campus sidewalks or pathways, though pedestrians always have the right of way. An audible signal shall be used by bicyclists to warn pedestrians of oncoming bicycles. Bicyclists shall not ride in a reckless manner or engage in stunts or dangerous acts, or operate at speeds greater than five miles per hour or such lower speed as is reasonable and prudent under the circumstances. With the exception of wheelchair conveyances and certain College service vehicles, no other non-vehicular modes of transportation as specified in the preceding "definitions" will be allowed on College property.

Bicycles shall be parked in bicycle racks or other facilities provided for the purpose. Where such facilities are provided, at no time shall a bicycle be parked in a building, against a building, near a building exit, on a path or sidewalk, or chained or otherwise secured to trees, lamp standards, utilities, stairway railings, or signposts. Any bicycle found in

PERMANENT

violation of this section may be cited for illegal parking and impounded by the Plant Office without warning.

NEW SECTION

WAC 132W-117-100 Report of accidents. The operator of any vehicle involved in an accident on campus where injury or death of any person results, or where either or both vehicles is damaged in any amount, shall within twenty-four hours make a written report of the accident to the dean of administrative services. This report does not relieve any person so involved in an accident from his or her responsibility to file a state of Washington motor vehicle accident report.

NEW SECTION

WAC 132W-117-110 Enforcement. (1) Enforcement of the parking rules and regulations will begin the first week of classes of fall quarter and will continue until the end of summer quarter. These rules and regulations will not be enforced Saturdays, Sundays and official college holidays.

(2) The security officer or his or her designee(s) shall be responsible for the enforcement of the rules and regulations contained in this chapter.

PERMANENT

NEW SECTION

WAC 132W-117-120 Permits required for motor vehicles on campus. Students, faculty members, staff members, guests and visitors shall not stop, park or leave a vehicle whether attended or unattended upon the campus without a parking permit issued pursuant to this chapter; provided, the permit shall not be required of visitors who park in specifically marked visitor areas and the exemptions from traffic and parking restrictions set forth in this chapter.

NEW SECTION

WAC 132W-117-130 Authorization for issuance of permits. Parking permits shall be issued to students, faculty members, staff members, guests and visitors of the college pursuant to the following regulations:

(1) The dean of administrative services is authorized to issue parking permits to students upon the registration of their vehicle with the college at the beginning of each academic period.

(2) Faculty, staff, and employees may be issued parking permits if they register their vehicle upon employment with the college.

(3) Temporary visitor parking permits or special parking permits may be issued by the dean of administrative services or his or her designee(s) if issuance enhances the business or operation of the college.

NEW SECTION

WAC 132W-117-140 Parking fees. Fees for parking in designated areas will be established by the board of trustees

NEW SECTION

WAC 132W-117-150 Valid permits. The following are valid parking permits, provided they are properly displayed and unexpired:

A permanent permit.

A temporary permit.

A handicapped permit.

A visitor's permit.

NEW SECTION

WAC 132W-117-160 Display of permit. (1) A permanent permit shall be displayed hanging from the interior rear view mirror facing out of the vehicle. If the vehicle has no interior mirror, the permit shall be affixed to the driver side lower corner of the windshield.

(2) Permits for motorcycles shall be affixed in visible locations.

(3) A special or temporary parking permit shall be placed on the dashboard of the vehicle where it can be plainly observed.

NEW SECTION

WAC 132W-117-170 Transfer of permits. Parking permits are not transferable from one person to another.

NEW SECTION

WAC 132W-117-180 Permit revocation. Parking permits are the property of the college and may be recalled by the dean of administrative services or his or her designee(s) for any of the following reasons:

(1) When the purpose for which the permit was issued changes or no longer exists;

(2) When a permit is used by an unregistered vehicle or by an unauthorized individual;

(3) Falsification on a parking permit application;

(4) Continued violations of parking regulations; or

(5) Counterfeiting or altering a parking permit.

NEW SECTION

WAC 132W-117-190 Right to appeal permit revocation. When a parking permit has been recalled as provided by this chapter, such action may be appealed pursuant WAC 132W-108-050

NEW SECTION

WAC 132W-117-200 Responsibility of permit holder. The permit holder is responsible for the vehicle to which the permit is affixed. Therefore, he or she will be held responsible for any violations charged to that vehicle. However, an operator of a vehicle will not be relieved of responsibility for violating any rule of this chapter simply because he or she is not also the permit holder.

NEW SECTION

WAC 132W-117-210 Right to refuse permit. The dean of administrative services may refuse to issue a parking permit when it is deemed in the best interests of the college to do so.

NEW SECTION

WAC 132W-117-220 Allocation of parking spaces. The parking space available on campus shall be allocated by the dean of administrative services or his or her designee(s), in such a manner as will best effectuate the objectives [of] this chapter.

(1) Faculty and staff reserved spaces will be so designated for their use; and

(2) Student and staff spaces will be so designated for their use; provided, physically handicapped students may be granted special permits to park in close proximity to the classrooms used by such students; and

(3) Parking space will be designated for use of visitors on campus.

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.

NEW SECTION

WAC 132W-117-230 Parking within designated spaces. (1) No vehicle shall be parked on the campus except in those areas set aside and designated pursuant to this chapter.

(2) Parking in designated areas will be strictly enforced between the hours of 7 a.m. and 8 p.m., Monday through Friday.

(3) All vehicles shall follow traffic arrows and other markings established for the purpose of directing traffic on campus.

(4) In areas marked for diagonal parking, vehicles shall be parked at a forty-five degree angle, facing in, with no part of the vehicle extending more than two feet beyond the yellow line or barrier.

(5) No vehicle shall be parked so as to occupy any portion of more than one space or stall as designated within the parking area. The fact that other vehicles may have been so parked as to require the vehicle parked to occupy a portion of more than one space or stall will not constitute an excuse for a violation of this section.

NEW SECTION

WAC 132W-117-240 Special traffic and parking regulations authorized. Upon special occasions causing additional and/or heavy traffic and during emergencies, the dean of administrative services or his or her designee(s) is authorized to impose additional traffic and parking regulations to achieve the objectives of this chapter.

NEW SECTION

WAC 132W-117-250 Issuance of traffic citations. The security officer, or his or her designee(s) may issue citations for any violations of these rules and regulations. Such citations shall include the date, approximate time, vehicle identification number, infraction, identification of the issuing officer and schedule of fines. The traffic citations may be served in person, by mail, or by attaching a copy to a prominent place on the outside of the vehicle.

NEW SECTION

WAC 132W-117-260 Fines and penalties. The dean of administrative services or his or her designee(s) is authorized to impose fines and penalties for the violation of rules and regulations contained in this chapter.

(1) The following $5.00 citations will be issued for any of the following violations of the campus parking regulations. The fee will be reduced to $2.50 if paid within 24 hours.

(a) No valid parking permit displayed.

(b) Parking out of designated parking space.

(c) Overtime parking.

(d) Occupying more than one parking space.

(e) Blocking traffic.

(f) Parking in a reserved or restricted area.

(g) Parking in a driveway or walkway.

(h) Parking on grass or landscaped area.

(i) Failure to display handicapped permit.

(j) Use of forged, stolen, or transferred parking permits.

(k) Parking in a loading zone.

(l) Parked in any space designated as handicapped parking where the parked vehicle does not have a valid handicapped permit visible.

(m) Parked at an area designated as a fire lane.

(2) The dean of administrative services or his or her designee(s) shall be authorized to impound vehicles parked on college property.

(a) Vehicles left abandoned on college property for an unreasonable duration are subject to impoundment by the college, pursuant to state law. An unreasonable duration is a period greater than five working days.

(b) Vehicles involved in more than two violations of these regulations within a twelve-month period are subject to impoundment.

(c) Impoundment and storage expenses shall be borne by the owner of the impounded vehicle.

(d) The college shall not be liable for loss or damage of any kind resulting from such impoundment and storage.

(e) Impoundment of a vehicle does not remove the obligation for any fines associated with the citation.

(3) An accumulation of traffic violations by a student will be cause for disciplinary action, and the dean of administrative services shall initiate disciplinary proceedings against such student pursuant to WAC 132W-109-050.

(4) Fines will be paid at the cashier's office.

(5) Unpaid fines will be referred to the registration office for notation. When fines are unpaid, transcripts, quarterly grade reports, or permission to reregister may be withheld.

PERMANENT

NEW SECTION

WAC 132W-117-270 Appeal of fines and penalties. Any fines and penalties levied against a violator of the rules and regulations in this chapter may be appealed pursuant to the provisions of WAC 132W-109-050

NEW SECTION

WAC 132W-117-280 Liability of college. Except for the college owned and/or operated vehicles, the college assumes no liability under any circumstances for vehicles on campus.

NEW CHAPTER
Chapter 132W-125 WAC
WITHHOLDING SERVICES FOR OUTSTANDING DEBTS

NEW SECTION

WAC 132W-125-010 Statement of policy. The college expects that students who receive services for which a financial obligation is incurred will exercise responsibility in meeting these obligations. Appropriate college staff is empowered to act in accordance with regularly adopted procedures to carry out the intent of this policy, and if necessary to initiate legal action to insure that collection matters are brought to a timely and satisfactory conclusion.

Admission to or registration with the college, conferring of degrees and issuance of academic transcripts may be withheld for failure to meet financial obligations to the college.

NEW SECTION

WAC 132W-125-020 Withholding services for outstanding debts. (1) Upon receipt of a request for services where there is an outstanding debt owed to the college from the requesting person, the college shall notify the person, in writing by certified mail to the last known address, that the services will not be provided since there is an outstanding debt, and further that until that debt is satisfied, no such services will be provided to the individual. The notice shall include a statement to inform the college that he or she has a right to a hearing before a person designated by the president of the college if he or she believes that no debt is owed. The notice shall state that the request for the hearing must be made within twenty-one days from the date of notification.

(2) Upon receipt of a timely request for a hearing, the person designated by the president shall have the records and files of the college available for review and, at that time, shall hold a brief adjudicative proceeding concerning whether the individual owes or owed any outstanding debts to the institution. After the brief adjudicative proceeding, a decision shall be rendered by the president's designee indicating whether the college is correct in withholding services and/or applying offset for the outstanding debt.

(a) If the outstanding debt is found to be owed by the individual involved, no further services shall be provided.

(b) Notice of the decision shall be sent to the individual within five days after the hearing.

NEW SECTION

WAC 132W-125-030 Appeal of initial order upholding the withholding of services for outstanding debts. (1) Any person aggrieved by an order issued under WAC 132W-125-020 may file an appeal with the president. The appeal must be in writing and must clearly state errors in fact or matters in extenuation or mitigation that justify the appeal.

(2) The appeal must be filed within twenty-one days from the date on which the appellant received notification of the order issued under WAC 132W-125-020 upholding the withholding of services for outstanding debts. The president's determination shall be final.

NEW CHAPTER
Chapter 132W-277 WAC
ACCESS TO PUBLIC RECORDS

NEW SECTION

WAC 132W-277-010 Purpose. The purpose of this chapter is to ensure that Wenatchee Valley College complies with the provisions of chapter 42.17 RCW and in particular with those sections of that chapter dealing with public records.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-277-020 Definitions. (1) "Public record" includes any writing containing information relating to the conduct of government or the performance of any governmental or proprietary function prepared, owned, used or retained by any state or local agency regardless of physical form or characteristics.

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

(3) "Wenatchee Valley College" is an agency organized by statute pursuant to RCW 28B.50.040. Wenatchee Valley College shall hereafter be referred to as the "district." Where appropriate, the term "district" also refers to the staff and employees of the district.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-277-030 Description of central and field organization of Wenatchee Valley College District No. 15.

(1) Wenatchee Valley College is a state agency established and organized under the authority of chapter 28B.50 RCW for the purpose of implementing the educational goals established by the legislature in RCW 28B.50.020. The administrative office of the district is located on the college campus within the county of Chelan, Washington. The college campus likewise comprises the central headquarters for all operations of the district.

(2) The district is operated under the supervision and control of a board of trustees. The board of trustees consists of five members appointed by the governor. The board of trustees normally meets at least once each month, as provided in WAC 132W-105-010. The board of trustees employs a president, an administrative staff, instructors, and other employees. The board of trustees takes such actions and promulgates such rules, and policies in harmony with the rules established by the state board for community and technical colleges, as are necessary to the administration and operation of the district.

(3) The president of the district is responsible to the board of trustees for the operation and administration of the district.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-277-040 Operations and procedures. Formal decision-making procedures are established by the board of trustees through rules promulgated in accordance with the requirements of chapter 34.05 RCW, the Administrative Procedure Act.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-277-050 Public records available. All public records of the district, as defined in this chapter, are deemed to be available for public inspection and copying pursuant to these rules, except as otherwise provided by RCW 42.17.310 or other statutes.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-277-060 Public records officer. The district's public records shall be in the charge of the public records officer designated by the chief administrative officer of the district. The public records officer shall be responsible for implementation of the district's rules regarding release of public records, coordinating district employees in this regard, and generally ensuring compliance by district employees with the public records disclosure requirements in chapter 42.17 RCW.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-277-070 Office hours. Public records shall be available for inspection and copying during the customary office hours of the district. For purposes of this chapter, the customary office hours shall be from 9:00 a.m. to noon and from 1:00 p.m. to 5:00 p.m., Monday through Friday, excluding legal holidays and holidays or days of closure established by the college calendar or by order of the college President.

NEW SECTION

WAC 132W-277-080 Requests for public records. Requests for public records shall be made at the administrative office of the district at Wenatchee Valley College, 1300 5th St Wenatchee WA 98801. In accordance with the requirements of RCW 42.17.290 that agencies prevent unreasonable invasions of privacy, protect public records from damage or disorganization, and prevent excessive interference with essential functions of the agency, public records are obtainable by members of the public only when those members of the public comply with the following procedures:

(1) A request shall be made in writing upon a form prescribed by the district which shall be available at the district administrative office. The form shall be presented to the public records officer or, if the public records officer is not available, to any member of the district's staff at the district administrative office during customary office hours. The request shall include the following information:

(a) The name of the person requesting the record;

(b) The time of day and calendar date on which the request was made;

(c) The nature of the request;

(d) If the information requested is referenced within the current index maintained by the public records officer, a reference to the requested record as it is described in such current index'

(e) If the requested information is not identifiable by reference to the current index, an appropriate description of the record requested.

(2) In all cases in which a member of the public is making a request, it shall be the obligation of the public records officer, or person to whom the request is made, to assist the member of the public in succinctly identifying the public record requested.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-277-090 Copying. No fee shall be charged for the inspection of public records. The district may impose a reasonable charge for providing copies of public records and for the use by any person of agency equipment to copy

PERMANENT

public records and such charges shall not exceed the amount necessary to reimburse the district for its actual costs incident to such copying. No person shall be released a record so copied until and unless the person requesting the copied public record has tendered payment for such copying to the appropriate district official. All charges must be paid by money order, cashier's check, or cash in advance.

NEW SECTION

WAC 132W-277-100 Determination regarding exempt records. (1) The district reserves the right to determine that a public record requested in accordance with the procedures outlined in WAC 132W-277-080 is exempt pursuant to the provisions set forth in RCW 42.17.310 or other statute. Such determination may be made in consultation with the public records officer, president of the college district, or an assistant attorney general assigned to the district.

(2) Pursuant to RCW 42.17.260, the district reserves the right to delete identifying details when it makes available or publishes any public record when there is reason to believe that disclosure of such details would be an unreasonable invasion of personal privacy or impair a vital governmental interest: Provided, however, In each case, the justification for the deletion shall be explained fully in writing.

(3) Response to requests for a public record must be made promptly. For the purposes of this section, a prompt response occurs if the college, within five business days, either:

(a) Provides the record;

(b) Acknowledges receipt of the request and provides a reasonable estimate of the time the college will require to respond to the request; or

(c) Denies the request.

(4) All denials of request for public records must be accompanied by a written statement, signed by the public records officer or designee, specifying the reason for the denial, a statement of the specific exemption authorizing the withholding of the record and a brief explanation of how the exemption applies to the public record withheld.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-277-110 Review of denials of public records requests. (1) Any person who objects to the denial of a request for a public record may petition for prompt review of such decision by tendering a written request for review. The written request shall specifically refer to the written statement which constituted or accompanied the denial.

(2) The written request by a person demanding prompt review of a decision denying a public record shall be submitted to the president of the district or the president's designee.

(3) Within two business days after receiving the written request by a person petitioning for a prompt review of a decision denying a public record, the president or designee, shall complete such review.

(4) During the course of the review the president or designee shall consider the obligations of the district to comply with the intent of chapter 42.17 RCW insofar as it requires providing full public access to official records, but shall also consider the exemptions provided in RCW 42.17.310 or other pertinent statutes, and the provisions of the statute which require the district to protect public records from damage or disorganization, prevent excessive interference with essential functions of the agency, and prevent any unreasonable invasion of personal privacy by deleting identifying details.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-277-120 Protection of public records. Public records and a facility for their inspection will be provided by the public records officer. Such records shall not be removed from the place designated. Copies of such records may be arranged according to the provisions of WAC 132W-277-090.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-277-130 Records index. (1) The district has available for the use of all persons a current index which provides identifying information as to the following records issued, adopted, or promulgated by the district after March 14, 2001:

(a) Final opinions, including concurring and dissenting opinions, as well as orders, made in the adjudication of cases;

(b) Those statements of policy and interpretations of policy, statute and the constitution which have been adopted by the agency;

(c) Administrative staff manuals and instructions to staff that affect a member of the public;

(d) Planning policies and goals, and interim and final planning decisions;

(e) Factual staff reports and studies, factual consultant's reports and studies, scientific reports and studies, and any other factual information derived from tests, studies, reports or surveys, whether conducted by public employees or others; and

(f) Correspondence, and materials referred to therein, by and with the agency relating to any regulatory, supervisory or enforcement responsibilities of the agency, whereby the agency determines, or opines upon, or is asked to determine or opine upon, the rights of the state, the public, a subdivision of state government, or of any private party.

(2) The current index maintained by the district shall be available to all persons under the same rules and on the same conditions as are applied to public records available for inspection.

PERMANENT

NEW SECTION

WAC 132W-277-140 Adoption of form. The district shall adopt an appropriate form for use by all persons requesting inspection and/or copying or copies of its records.

New Chapter
WAC 132W-105
Board of Trustees

NEW SECTION

WAC 132W-105-010 Legal status of the board. By authority contained in the Community College Act of 1967 and as appointed by the Governor of the State of Washington, the Wenatchee Valley College Board of Trustees shall serve the educational needs of Community College District 15 and shall be responsible for developing the policies of Community College District 15 under which Wenatchee Valley College operates. The Board will delegate certain responsibilities to the president or designee.

NEW SECTION

WAC 132W-105-020 Regular meetings. Regular meetings of the Board shall be held each month; the dates of the regular meetings shall be the second Wednesday of each month at 3:00 p.m.

A regular meeting may be canceled by action of the Board or the Board chair. A special meeting may, however, be set for another date and time. When a special meeting is scheduled, notice thereof will be given in conformance with the notice requirements for special meetings contained in RCW 42.30.080.

Board meetings shall be held in the Wells Hall Board Room, 1300 Fifth St., Wenatchee, WA, or at such other places as the Board shall determine.

NEW SECTION

WAC 132W-105-030 Special meetings. Special meetings may be called by the chair, or by request of three Board members, and they shall be conducted in conformance with Washington State law. Only those items published on the agenda shall be considered at a special meeting.

NEW SECTION

WAC 132W-105-040 Executive session. The Board of Trustees may hold an executive session during a regular or special meeting. Executive sessions will be held in conformance with Washington State law.

NEW SECTION

WAC 132W-105-050 Open meetings. All regular and special Board meetings are open to the public; however, the chair may call an executive session when permitted by Washington State law at which a member of the general public shall not be present unless invited.

Public votes and public records shall be open to the public for inspection and duplication.

NEW SECTION

WAC 132W-105-060 Appearances before the board. Each regular meeting of the Board shall provide members of the public an opportunity to address the Board on any item of business. Groups and individuals are to submit their statements in writing to the president of the College whenever possible no less than two weeks prior to the time of the meeting. The Board encourages groups to designate a spokesperson to address the Board on their behalf.

The chair of the Board reserves the right to determine time limits on statements and presentations.

The intent of the Board shall be to provide equal time for both pro and con presentations. The chair also maintains the right to regulate the subject matter of that which may be presented or discussed at the open meeting including, but not limited to, matters which are the subject of current or pending grievances or adjudicative or disciplinary proceedings. Matters for consideration, discussion, and/or debate will be limited to the extent allowed by the Open Public Meetings Act, Chapter 42.30 RCW.

The president of the College shall be given an opportunity, whenever possible, to examine and evaluate each matter of business and to recommend a course of action prior to a decision by the Board.

NEW SECTION

WAC 132W-105-070 Board offices The Board shall maintain an office at 1300 Fifth St., Wenatchee, WA 98801-1499, where all records, minutes, and the official College seal shall be kept.

This office shall be open during normal business hours.

Correspondence or other business for the Board shall be sent to the secretary of the Board, who is located in this office.

NEW SECTION

WAC 132W-105-080 Presidential authority delegate from board. (1) The President of the College shall have the authority to exercise in the name of the Board all of the powers and duties vested in or imposed upon the Board by law except those reserved to the Board by the Board, including all powers granted to the Board as governing body by Chapter 39.34 RCW or any other statute. The President of the College shall be directly responsible to the Board of Trustees. The President shall be the principal administrative officer of the College and shall have general supervision of all operations and programs of the institution.

(2) The President shall be the appointing authority for all administrative exempt, classified, faculty and other employees of the College; the President may delegate some or all of that authority in writing to Deans and/or other designees. The President shall carry out all rules, regulations, orders, directives and policies established by the Board and shall perform all other duties necessary or appropriate to the adminis-

PERMANENT

tration of the College. The essence of the relationship between the Board and the President shall be one of full mutual confidence and completely open communication.

NEW CHAPTER
Chapter 132W-325-010 WAC
Environmental protection

NEW SECTION

WAC 132W-325-010 Environmental protection. (1) It shall be the operational procedure of Community College District No. 15 that capital projects proposed and developed by the district shall comply with the provisions of chapter 43.21C RCW, the State Environmental Policy Act (SEPA); chapter 197-11 WAC, guidelines for SEPA implementation; and WAC 131-24-030, SEPA implementation rules of the state board for community college education.

(2) In compliance with WAC 197-11-910, the district president, or an administrative officer designated by the district president, shall be the "responsible official" for carrying out this policy.

PERMANENT

WSR 01-12-037
PERMANENT RULES
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Aging and Adult Services)
(Office of Rates Management)
[Filed May 29, 2001, 3:35 p.m.]

Date of Adoption: May 29, 2001.

Purpose: Clarify and revise chapter 388-96 WAC on settlements (WAC 388-96-218); bed banking and conversion (WAC 388-96-708 and 388-96-709), new contractors rates (WAC 388-96-710); lid and median calculation and use of greater of actual [days] or days at 85% occupancy to set rates (WAC 388-96-713); budget dial comparisons (WAC 388-96-723); case mix index for not meeting 90% MDS return threshold (WAC 388-96-740); effective date of capital add-on (WAC 388-96-776); and add delay of preliminary settlement as not subject to WAC 388-96-904 hearing (WAC 388-96-901). Add new sections receipt notice (WAC 388-96-732); not billing for the last day of stay (WAC 388-96-802); and requirement to report change in resident finances within seventy-two hours (WAC 388-96-803).

Citation of Existing Rules Affected by this Order: Amending WAC 388-96-010, 388-96-218, 388-96-369, 388-96-384, 388-96-559, 388-96-708, 388-96-709, 388-96-710, 388-96-718, 388-96-713, 388-96-714, 388-96-723, 388-96-740, 388-96-776, 388-96-777, 388-96-780, and 388-96-901.

Statutory Authority for Adoption: RCW 74.46.800.

Adopted under notice filed as WSR 01-06-057 on March 7, 2001.

Changes Other than Editing from Proposed to Adopted Version: Proposed amendment to WAC 388-96-310 has been withdrawn.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 3, Amended 17, 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 3, Amended 17, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

May 29, 2001
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 99-24-084, filed 11/30/99, effective 12/31/99)

WAC 388-96-010 Definitions. Unless the context indicates otherwise, the following definitions apply in this chapter.

"Accounting" means activities providing information, usually quantitative and often expressed in monetary units, for:

(1) Decision-making;
(2) Planning;
(3) Evaluating performance;
(4) Controlling resources and operations; and
(5) External financial reporting to investors, creditors, regulatory authorities, and the public.

"Administration and management" means activities used to maintain, control, and evaluate the efforts and resources of an organization for the accomplishment of the objectives and policies of that organization.

"Allowable costs" means documented costs that are necessary, ordinary, and related to the care of Medicaid recipients, and are not expressly declared nonallowable by this chapter or chapter 74.46 RCW. Costs are ordinary if they are of the nature and magnitude that prudent and cost conscious management would pay.

"Allowable depreciation costs" means depreciation costs of tangible assets, whether owned or leased by the contractor, meeting the criteria specified in RCW 74.46.330.

((~~**"Anticipated resident or patient days"** are calculated by multiplying the nursing facility's number of licensed beds on the effective date of the recalculated Medicaid payment rate allocation by the number of calendar days in the cost report period on which the department based the Medicaid payment rate allocation that it is recalculating. Then, the product is multiplied by the greater of either the nursing facility's occupancy percentage for the cost report period on which the department based the Medicaid payment rate that it is recalculating or eighty-five percent.~~

~~"Anticipated resident occupancy percentage" is determined by multiplying the number of calendar days in the nursing facility's cost report period on which the department based the Medicaid payment rate that it is recalculating by the number of licensed beds on the effective date of the recalculated Medicaid payment rate allocation. Then, the nursing facility's anticipated resident days are divided by the product. In all determinations that require an anticipated resident occupancy percentage, the department will use the greater of either the nursing facility's anticipated resident occupancy percentage or eighty-five percent.~~))

"Assignment of contract" means:

(1) A new nursing facility licensee has elected to care for Medicaid residents;

(2) The department finds no good cause to object to continuing the Medicaid contract at the facility; and

(3) The new licensee accepts assignment of the immediately preceding contractor's contract at the facility.

"Capitalized lease" means a lease required to be recorded as an asset and associated liability in accordance with generally accepted accounting principles.

"Cash method of accounting" means a method of accounting in which revenues are recorded when cash is received, and expenditures for expense and asset items are not recorded until cash is disbursed for those expenditures and assets.

"Change of ownership" means a substitution, elimination, or withdrawal of the individual operator or operating entity contracting with the department to deliver care services to medical care recipients in a nursing facility and ultimately responsible for the daily operational decisions of the nursing facility.

(1) Events which constitute a change of ownership include, but are not limited to, the following:

(a) Changing the form of legal organization of the contractor, e.g., a sole proprietor forms a partnership or corporation;

(b) Transferring ownership of the nursing facility business enterprise to another party, regardless of whether ownership of some or all of the real property and/or personal property assets of the facility are also transferred;

(c) Dissolving of a partnership;

(d) Dissolving the corporation, merging the corporation with another corporation, which is the survivor, or consolidating with one or more other corporations to form a new corporation;

(e) Transferring, whether by a single transaction or multiple transactions within any continuous twenty-four-month period, fifty percent or more of the stock to one or more:

(i) New or former stockholders; or

(ii) Present stockholders each having held less than five percent of the stock before the initial transaction; ((~~or~~))

(f) Substituting of the individual operator or the operating entity by any other event or combination of events that results in a substitution or substitution of control of the individual operator or the operating entity contracting with the department to deliver care services; or

(g) A nursing facility ceases to operate.

(2) Ownership does not change when the following, without more, occurs:

(a) A party contracts with the contractor to manage the nursing facility enterprise as the contractor's agent, i.e., subject to the contractor's general approval of daily operating and management decisions; or

(b) The real property or personal property assets of the nursing facility change ownership or are leased, or a lease of them is terminated, without a substitution of individual operator or operating entity and without a substitution of control of the operating entity contracting with the department to deliver care services.

"Charity allowance" means a reduction in charges made by the contractor because of the indigence or medical indigence of a patient.

"Component rate allocation(s)" means the initial component rate allocation(s) of the rebased rate for a rebase period effective July 1. If a month and a day, other than July 1, with a year precedes "component rate allocation(s)," it means the initial component rate allocation(s) of the rebased rate of the rebase period has been amended or updated effective the date that precedes it, e.g., October 1, 1999 direct care component rate allocation.

"Contract" means an agreement between the department and a contractor for the delivery of nursing facility services to medical care recipients.

"Cost report" means all schedules of a nursing facility's cost report submitted according to the department's instructions.

"Courtesy allowances" means reductions in charges in the form of an allowance to physicians, clergy, and others, for services received from the contractor. Employee fringe benefits are not considered courtesy allowances.

"Donated asset" means an asset the contractor acquired without making any payment for the asset either in cash, property, or services. An asset is not a donated asset if the contractor:

(1) Made even a nominal payment in acquiring the asset; or

(2) Used donated funds to purchase the asset.

"Equity capital" means total tangible and other assets which are necessary, ordinary, and related to patient care from the most recent provider cost report minus related total long-term debt from the most recent provider cost report plus working capital as defined in this section.

"Fiscal year" means the operating or business year of a contractor. All contractors report on the basis of a twelve-month fiscal year, but provision is made in this chapter for reports covering abbreviated fiscal periods. As determined by context or otherwise, **"fiscal year"** may also refer to a state fiscal year extending from July 1 through June 30 of the following year and comprising the first or second half of a state fiscal biennium.

"Gain on sale" means the actual total sales price of all tangible and intangible nursing facility assets including, but not limited to, land, building, equipment, supplies, goodwill, and beds authorized by certificate of need, minus the net book value of such assets immediately prior to the time of sale.

PERMANENT

"Intangible asset" is an asset that lacks physical substance but possesses economic value.

"Interest" means the cost incurred for the use of borrowed funds, generally paid at fixed intervals by the user.

"Multiservice facility" means a facility at which two or more types of health or related care are delivered, e.g., a hospital and nursing facility, or a boarding home and nursing facility.

"Nonadministrative wages and benefits" means wages, benefits, and corresponding payroll taxes paid for nonadministrative personnel, not to include administrator, assistant administrator, or administrator-in-training.

"Nonallowable costs" means the same as **"unallowable costs."**

"Nonrestricted funds" means funds which are not restricted to a specific use by the donor, e.g., general operating funds.

"Nursing facility occupancy percentage" is determined by multiplying the number of calendar days for the cost report period by the number of licensed beds for the same cost report period. Then, the nursing facility's actual resident days for the same cost report period is divided by the product. When the nursing facility under chapter 70.38 RCW reinstates or reduces the number of licensed beds, then under WAC 388-96-708 or 388-96-709 the number of licensed beds after reinstatement or reduction will be used. In all determinations that require a nursing facility occupancy percentage, the department will use the greater of either a nursing facility's occupancy percentage or eighty-five percent.

"Per diem (per patient day or per resident day) costs" means total allowable costs for a fiscal period divided by total patient or resident days for the same period.

"Prospective daily payment rate" means the rate assigned by the department to a contractor for providing service to medical care recipients prior to the application of settlement principles.

"Recipient" means a Medicaid recipient.

"Related care" includes:

(1) The director of nursing services;

(2) Activities and social services programs;

(3) Medical and medical records specialists; and

(4) Consultation provided by:

(a) Medical directors; and

(b) Pharmacists.

"Relative" includes:

(1) Spouse;

(2) Natural parent, child, or sibling;

(3) Adopted child or adoptive parent;

(4) Stepparent, stepchild, stepbrother, stepsister;

(5) Father-in-law, mother-in-law, son-in-law, daughter-in-law, brother-in-law, sister-in-law;

(6) Grandparent or grandchild; and

(7) Uncle, aunt, nephew, niece, or cousin.

"Start-up costs" means the one-time preopening costs incurred from the time preparation begins on a newly constructed or purchased building until the first patient is admitted. Start-up costs include:

(1) Administrative and nursing salaries;

(2) Utility costs;

(3) Taxes;

(4) Insurance;

(5) Repairs and maintenance; and

(6) Training costs.

Start-up costs do not include expenditures for capital assets.

"Total rate allocation" means the initial rebased rate for a rebase period effective July 1. If a month and a day, other than July 1, with a year precedes "total rate allocation," it means the initial rebased rate of the rebase period has been amended or updated effective the date that precedes it, e.g., October 1, 1999 direct care component rate allocation.

"Unallowable costs" means costs which do not meet every test of an allowable cost.

"Uniform chart of accounts" means a list of account titles identified by code numbers established by the department for contractors to use in reporting costs.

"Vendor number" means a number assigned to each contractor delivering care services to medical care recipients.

AMENDATORY SECTION (Amending WSR 99-24-084, filed 11/30/99, effective 12/31/99)

WAC 388-96-218 Proposed, preliminary, and final settlements. (1) For each component rate, the department shall calculate a settlement at the lower of prospective payment rate or audited allowable costs, except as otherwise provided in this chapter.

(2) As part of the cost report, the proposed settlement report is due in accordance with RCW 74.46.040. In the proposed settlement report, a contractor shall compare the contractor's payment rates during a report period, weighted by the number of resident days reported for the period when each rate was in effect, to the contractor's allowable costs for the reporting period. The contractor shall take into account all authorized shifting, retained savings, and upper limits to rates on a cost center basis.

(a) ((~~Within one hundred twenty days after a proposed settlement report is received, the department shall~~)) The department will:

(i) Review the proposed settlement report for accuracy; and

(ii) ((~~Either~~)) Accept or reject the proposal of the contractor. If accepted, the proposed settlement report shall become the preliminary settlement report. If rejected, the department shall issue, by cost center, a preliminary settlement report fully substantiating disallowed costs, refunds, or underpayments due and adjustments to the proposed preliminary settlement.

(b) When the department receives the proposed settlement report:

(i) By the due date, it will issue the preliminary settlement report within one hundred twenty days of the due date; or

(ii) After the due date, it will issue the preliminary settlement report within one hundred twenty days of the date received.

(c) In its discretion, the department may designate a date later than the dates specified in subsection (2)(b)(i) and (ii) of this section to issue preliminary settlements.

(d) A contractor shall have twenty-eight days after receipt of a preliminary settlement report to contest such report under WAC 388-96-901 and 388-96-904. Upon expiration of the twenty-eight-day period, the department shall not review or adjust a preliminary settlement report. Any administrative review of a preliminary settlement shall be limited to calculation of the settlement, to the application of settlement principles and rules, or both, and shall not encompass rate or audit issues.

(3) The department shall issue a final settlement report to the contractor after the completion of the department audit process, including exhaustion or termination of any administrative review and appeal of audit findings or determinations requested by the contractor, but not including judicial review as may be available to and commenced by the contractor.

(a) The department shall prepare a final settlement by cost center and shall fully substantiate disallowed costs, refunds, underpayments, or adjustments to the cost report and financial statements, reports, and schedules submitted by the contractor. The department shall take into account all authorized shifting, savings, and upper limits to rates on a cost center basis. For the final settlement report, the department shall compare:

(i) The payment rate the contractor was paid for the facility in question during the report period, weighted by the number of allowable resident days reported for the period each rate was in effect to the contractor's;

(ii) Audited allowable costs for the reporting period; or

(iii) Reported costs for the nonaudited reporting period.

(b) A contractor shall have twenty-eight days after the receipt of a final settlement report to contest such report pursuant to WAC 388-96-901 and 388-96-904. Upon expiration of the twenty-eight-day period, the department shall not review a final settlement report. Any administrative review of a final settlement shall be limited to calculation of the settlement, the application of settlement principles and rules, or both, and shall not encompass rate or audit issues.

(c) The department shall reopen a final settlement if it is necessary to make adjustments based upon findings resulting from a department audit performed pursuant to RCW 74.46.100. The department may also reopen a final settlement to recover an industrial insurance dividend or premium discount under RCW 51.16.035 in proportion to a contractor's Medicaid recipients.

(4) In computing a preliminary or final settlement, a contractor may shift savings and/or overpayment in the support services cost center to cover a deficit and/or underpayment in the direct care or therapy cost centers up to the amount of the savings as provided in RCW 74.46.165(4). The provider's payment rate is subject to the provisions of RCW 74.46.421.

(5) If an administrative or judicial remedy sought by the facility is not granted or is granted only in part after exhaustion or mutual termination of all appeals, the facility shall refund all amounts due the department within sixty days after the date of decision or termination plus interest as payment on judgments from the date the review was requested pursuant to WAC 388-96-901 and WAC 388-96-904 to the date the repayment is made.

(6) In determining whether a facility has forfeited unused rate funds in its direct care, therapy care and support services component rates under authority of RCW 74.46.165(3), the following rules shall apply:

(a) Federal or state survey officials shall determine when a facility is not in substantial compliance or is providing substandard care, according to federal and state nursing facility survey regulations;

(b) Correspondence from state or federal survey officials notifying a facility of its compliance status shall be used to determine the beginning and ending dates of any period(s) of noncompliance; and

(c) Forfeiture shall occur if the facility was out of substantial compliance more than ninety days during the settlement period. The ninety-day period need not be continuous if the number of days of noncompliance exceed ninety days during the settlement period regardless of the length of the settlement period. Also, forfeiture shall occur if the nursing facility was determined to have provided substandard quality of care at any time during the settlement period.

(7)(a) For calendar year 1998, the department will calculate two settlements covering the following periods:

(i) January 1, 1998 through September 30, 1998; and

(ii) October 1, 1998 through December 31, 1998.

(b) The department will use Medicaid rates weighted by total patient days (i.e., Medicaid and non-Medicaid days) to divide 1998 costs between the two settlement periods identified in subsection (7)(a) of this section.

(c) The department will net the two settlements for 1998 to determine a nursing facility's 1998 settlement.

AMENDATORY SECTION (Amending Order 3070, filed 9/28/90, effective 10/1/90)

WAC 388-96-369 The nursing facility shall maintain a subsidiary ledger with an account for each resident for whom the facility holds money. (1) The facility shall assure a full and complete separate accounting of each resident's personal funds. Each account record and related supporting information and documentation shall:

(a) Be maintained at the facility;

(b) Be kept current;

(c) Be balanced each month; and

(d) Show in writing and in detail, with supporting verification, all moneys received on behalf of the individual resident and the disposition of all moneys so received.

(2) Each account shall be reasonably accessible to the resident or the resident's guardian or legal representative and shall be available for audit and inspection by a department representative. Each account shall be maintained for a minimum of four years. A Medicaid provider shall notify each Title XIX Medicaid recipient or guardian and the home and community services office of the department that serves the area when the amount in the account of any Title XIX Medicaid recipient reaches two hundred dollars less than the applicable dollar resource limit for supplemental security

PERMANENT

income (SSI) eligibility set forth in Title XVI of the Social Security Act.

(3) When notice is given under subsection (2) of this section, the facility shall notify the recipient or guardian that if the amount in the account, in addition to the value of the recipient's other nonexempt resources, reaches the dollar resource limit determined under Title XVI, the recipient may lose eligibility for SSI medical assistance or benefits under Title XVI.

(4) Accumulation toward the Title XVI limit, after the recipient's admission to the facility, is permitted only from savings from the clothing and personal incidentals allowance and other income which the department specifically designates as exempt income.

(5) No resident funds may be overdrawn (show a debit balance). If a resident wants to spend an amount greater than the facility is holding for the resident, the home may provide money from its own funds and collect the debt by installments from that portion of the resident's allowance remaining at the end of each month. No interest may be charged to residents for such loans.

(6) The facility may not impose a charge against the personal funds of a Medicare or Medicaid recipient for any item or service for which payment is made under the Title XVIII Medicare program or the Title XIX Medicaid program. In order to ensure that Medicaid recipients are not charged for services provided under the Title XIX program, any charge for medical services otherwise properly made to a recipient's personal funds shall be supported by a written denial from the department.

(a) Mobility aids including walkers, wheelchairs, or crutches requested for the exclusive use by a Medicaid recipient shall have a written denial from the department of social and health services before a recipient's personal funds may be charged.

(b) Requests for medically necessary services and supplies not funded under the provisions of chapter 388-96 WAC or chapter 388-86 WAC (reimbursement rate or coupon system) shall have a written denial from the department before a Medicaid recipient's personal funds may be charged.

(c) A written denial from the department is not required when the pharmacist verifies that a drug is not covered by the program, e.g., items on the FDA list of ineffective or possible effective drugs, nonformulary over-the-counter (OTC) medications. The pharmacist's notation to this effect is sufficient.

AMENDATORY SECTION (Amending WSR 99-24-084, filed 11/30/99, effective 12/31/99)

WAC 388-96-384 Liquidation or transfer of resident personal funds. (1) Upon the death of a resident, the facility shall promptly convey the resident's personal funds held by the facility with a final accounting of such funds to the department or to the individual or probate jurisdiction administering the resident's estate.

(a) If the deceased resident was a recipient of long-term care services paid for in whole or in part by the state of Washington then the personal funds held by the facility and the final accounting shall be sent to the state of Washington, department of social and health services, office of financial recovery (or successor office).

(b) The personal funds of the deceased resident and final accounting must be conveyed to the individual or probate jurisdiction administering the resident's estate or to the state of Washington, department of social and health services, office of financial recovery (or successor office) no later than the thirtieth day after the date of the resident's death.

(i) When the personal funds of the deceased resident are to be paid to the state of Washington, those funds shall be paid by the facility with a check, money order, certified check or cashiers check made payable to the secretary, department of social and health services, and mailed to the Office of Financial Recovery, Estate Recovery Unit, P.O. Box 9501, Olympia, Washington 98507-9501, or such address as may be directed by the department in the future.

(ii) The check, money order, certified check or cashier's check or the statement accompanying the payment shall contain the name and social security number of the deceased individual from whose personal funds account the monies are being paid.

(c) The department of social and health services shall establish a release procedure for use of funds necessary for burial expenses.

(2) In situations where the resident leaves the nursing home without authorization and the resident's whereabouts is unknown:

(a) The nursing facility shall make a reasonable attempt to locate the missing resident. This includes contacting:

(i) Friends,

(ii) Relatives,

(iii) Police,

(iv) The guardian, and

(v) The home and community services office in the area.

(b) If the resident cannot be located after ninety days, the nursing facility shall notify the department of revenue of the existence of "abandoned property," outlined in chapter 63.29 RCW. The nursing facility shall deliver to the department of revenue the balance of the resident's personal funds within twenty days following such notification.

(3) Prior to the sale or other transfer of ownership of the nursing facility business, the facility operator shall:

(a) Provide each resident or resident representative with a written accounting of any personal funds held by the facility;

(b) Provide the new operator with a written accounting of all resident funds being transferred; and

(c) Obtain a written receipt for those funds from the new operator.

AMENDATORY SECTION (Amending WSR 99-24-084, filed 11/30/99, effective 12/31/99)

WAC 388-96-559 Cost basis of land and depreciation base. (1) For all partial or whole rate periods after December 31, 1984 unless otherwise provided or limited by this chapter or by this section, chapter 388-96 WAC or chapter 74.46 RCW, the total depreciation base of depreciable assets and the cost basis of land shall be the lowest of:

(a) The contractor's appraisal, if any;

(b) The department's appraisal obtained through the department of general administration of the state of Washington, if any; or

(c) The historical purchase cost of the contractor, or lessor if the assets are leased by the contractor, in acquiring ownership of the asset in an arm's-length transaction, and preparing the asset for use, less goodwill, and less accumulated depreciation, if applicable, incurred during periods the assets have been used in or as a facility by any and all contractors. Such accumulated depreciation is to be measured in accordance with ((~~subsection (5) of this section and~~)) WAC 388-96-561, 388-96-565, ((~~and 388-96-567~~)) chapter 388-96 WAC, and chapter 74.46 RCW. Where the straight-line or sum-of-the-years digits method of depreciation is used the contractor:

(i) May deduct salvage values from historical costs for each cloth based item, e.g., mattresses, linen, and draperies; and

(ii) Shall deduct salvage values from historical costs of at least:

(A) Five percent of the historical value for each noncloth item included in moveable equipment; and

(B) Twenty-five percent of the historical value for each vehicle.

(2) Unless otherwise provided or limited by this chapter or by chapter 74.46 RCW, the department shall, in determining the total depreciation base of a depreciable real or personal asset owned or leased by the contractor, deduct depreciation relating to all periods subsequent to the more recent of:

(a) The date such asset was first used in the medical care program; or

(b) The most recent date such asset was acquired in an arm's-length purchase transaction which the department is required to recognize for Medicaid cost reimbursement purposes.

No depreciation shall be deducted for periods such asset was not used in the medical care program or was not used to provide nursing care.

(3) The department may have the fair market value of the asset at the time of purchase established by appraisal through the department of general administration of the state of Washington if:

(a) The department challenges the historical cost of an asset; or

(b) The contractor cannot or will not provide the historical cost of a leased asset and the department is unable to determine such historical cost from its own records or from any other source.

The contractor may allocate or reallocate values among land, building, improvements, and equipment in accordance with the department's appraisal.

If an appraisal is conducted, the depreciation base of the asset and cost basis of land will not exceed the fair market value of the asset. An appraisal conducted by or through the department of general administration shall be final unless the appraisal is shown to be arbitrary and capricious.

(4) If the land and depreciable assets of a newly constructed nursing facility were never used in or as a nursing facility before being purchased from the builder, the cost basis and the depreciation base shall be the lesser of:

(a) Documented actual cost of the builder; or

(b) The approved amount of the certificate of need issued to the builder.

When the builder is unable or unwilling to document its costs, the cost basis and the depreciation base shall be the approved amount of the certificate of need.

(5) For leased assets, the department may examine documentation in its files or otherwise obtainable from any source to determine:

(a) The lessor's purchase acquisition date; or

(b) The lessor's historical cost at the time of the last arm's-length purchase transaction.

If the department is unable to determine the lessor's acquisition date by review of its records or other records, the department, in determining fair market value as of such date, may use the construction date of the facility, as found in the state fire marshal's records or other records, as the lessor's purchase acquisition date of leased assets.

(6) For all rate periods past or future, where depreciable assets or land are acquired from a related organization, the contractor's depreciation base and land cost basis shall not exceed the base and basis the related organization had or would have had under a contract with the department.

(7) If a contractor cannot or will not provide the lessor's purchase acquisition cost of assets leased by the contractor and the department is unable to determine historical purchase cost from another source, the appraised asset value of land, building, or equipment, determined by or through the department of general administration shall be adjusted, if necessary, by the department using the *Marshall and Swift Valuation Guide* to reflect the value at the lessor's acquisition date. If an appraisal has been prepared for leased assets and the assets subsequently sell in the first arm's-length transaction since January 1, 1980, under subsection (9) of this section, the *Marshall and Swift Valuation Guide* will be used to adjust, if necessary, the asset value determined by the appraisal to the sale date. If the assets are located in a city for which the *Marshall and Swift Valuation Guide* publishes a specific index, or if the assets are located in a county containing that city, the city-specific index shall be used to adjust the appraised value of the asset. If the assets are located in a city or county for which a specific index is not calculated, the *Western District Index* calculated by Marshall and Swift shall be used.

(8) For new or replacement building construction or for substantial building additions requiring the acquisition of land and which commenced to operate on or after July 1, 1997, the department shall determine allowable land costs of the additional land acquired for the new or replacement construction or for substantial building additions to be the lesser of:

(a) The contractor's or lessor's actual cost per square foot; or

(b) The square foot land value as established by an appraisal that meets the latest publication of the *Uniform Standards of Professional Appraisal Practice (USPAP)* and the Financial Institutions Reform, Recovery, and Enforce-

PERMANENT

ment Act of 1989 (FIRREA). The department shall obtain a USPAP appraisal that meets FIRREA first from:

(i) An arms'-length lender that has accepted the ordered appraisal; or

(ii) If the department is unable to obtain from the arms'-length lender a lender-approved appraisal meeting USPAP and FIRREA standards or if the contractor or lessor is unable or unwilling to provide or cause to be provided a lender-approved appraisal meeting USPAP and FIRREA standards, then:

(A) The department shall order such an appraisal; and

(B) The contractor shall immediately reimburse the department for the costs incurred in obtaining the USPAP and FIRREA appraisal.

(9) Except as provided for in subsection (8) of this section, for all rates effective on or after January 1, 1985, if depreciable assets or land are acquired by purchase which were used in the medical care program on or after January 1, 1980, the depreciation base or cost basis of such assets shall not exceed the net book value existing at the time of such acquisition or which would have existed had the assets continued in use under the previous Medicaid contract with the department; except that depreciation shall not be accumulated for periods during which such assets were not used in the medical care program or were not in use in or as a nursing care facility.

(10)(a) Subsection (9) of this section shall not apply to the most recent arm's-length purchase acquisition if it occurs ten years or more after the previous arm's-length transfer of ownership nor shall subsection (9) of this section apply to the first arm's-length purchase acquisition of assets occurring on or after January 1, 1980, for facilities participating in the Medicaid program before January 1, 1980. The depreciation base or cost basis for such acquisitions shall not exceed the lesser of the fair market value as of the date of purchase of the assets determined by an appraisal conducted by or through the department of general administration or the owner's acquisition cost of each asset, land, building, or equipment. An appraisal conducted by or through the department of general administration shall be final unless the appraisal is shown to be arbitrary and capricious. Should a contractor request a revaluation of an asset, the contractor must document ten years have passed since the most recent arm's-length transfer of ownership. As mandated by Section 2314 of the Deficit Reduction Act of 1984 (P.L. 98-369) and state statutory amendments, and under RCW 74.46.840, for all partial or whole rate periods after July 17, 1984, this subsection is inoperative for any transfer of ownership of any asset, including land and all depreciable or nondepreciable assets, occurring on or after July 18, 1984, leaving subsection (9) of this section to apply without exception to acquisitions occurring on or after July 18, 1984, except as provided in subsections (10)(b) and (11) of this section.

(b) For all rates after July 17, 1984, subsection (8)(a) shall apply, however, to transfers of ownership of assets:

(i) Occurring before January 1, 1985, if the costs of such assets have never been reimbursed under Medicaid cost reimbursement on an owner-operated basis or as a related party lease; or

(ii) Under written and enforceable purchase and sale agreements dated before July 18, 1984, which are documented and submitted to the department before January 1, 1988.

(c) For purposes of Medicaid cost reimbursement under this chapter, an otherwise enforceable agreement to purchase a nursing home dated before July 18, 1984, shall be considered enforceable even though the agreement contains:

(i) No legal description of the real property involved; or

(ii) An inaccurate legal description, notwithstanding the statute of frauds or any other provision of law.

(11)(a) In the case of land or depreciable assets leased by the same contractor since January 1, 1980, in an arm's-length lease, and purchased by the lessee/contractor, the lessee/contractor shall have the option to have the:

(i) Provisions of subsection (10) of this section apply to the purchase; or

(ii) Component rate allocations for property and financing allowance calculated under the provisions of chapter 74.46 RCW.Component rate allocations will be based upon provisions of the lease in existence on the date of the purchase, but only if the purchase date meets the criteria of RCW 74.46.360 (6)(c)(ii)(A) through (D).

(b) The lessee/contractor may select the option in subsection (11)(a)(ii) of this section only when the purchase date meets one of the following criteria. The purchase date is:

(i) After the lessor has declared bankruptcy or has defaulted in any loan or mortgage held against the leased property;

(ii) Within one year of the lease expiration or renewal date contained in the lease;

(iii) After a rate setting for the facility in which the reimbursement rate set, under this chapter and under chapter 74.46 RCW, no longer is equal to or greater than the actual cost of the lease; or

(iv) Within one year of any purchase option in existence on January 1, 1988.

(12) For purposes of establishing the property and financing allowance component rate allocations, the value of leased equipment, if unknown by the contractor, may be estimated by the department using previous department of general administration appraisals as a data base. The estimated value may be adjusted using the *Marshall and Swift Valuation Guide* to reflect the value of the asset at the lessor's purchase acquisition date.

AMENDATORY SECTION (Amending WSR 99-24-084, filed 11/30/99, effective 12/31/99)

WAC 388-96-708 Reinstatement of beds previously removed from service under chapter 70.38 RCW—Effect on prospective payment rate. (1) After removing beds from service (banked) under the provisions of chapter 70.38 RCW, the contractor may bring back into service beds that were previously banked.

(2) When the contractor returns to service beds banked under the provisions of chapter 70.38 RCW, the department will recalculate the contractor's prospective Medicaid payment rate allocations ((~~based on the facility's anticipated res-~~

~~ident occupancy level following the increase in licensed bed capacity~~)) using the greater of actual days from the cost report period on which the rate is based or days calculated by multiplying the new number of licensed beds times eighty-five percent times the number of calendar days in the cost report period on which the rate being recalculated is based.

(3) The effective date of the recalculated prospective rate for beds returned to service:

(a) Before the sixteenth of a month, shall be the first of the month in which the banked beds returned to service; or

(b) After the fifteenth of a month, shall be the first of the month following the month in which the banked beds returned to service.

(4) The recalculated prospective payment rate shall comply with all the provisions of rate setting contained in chapter 74.46 RCW or in this chapter, including all lids and maximums unless otherwise specified in this section.

(5) The recalculated prospective Medicaid payment rate shall be subject to adjustment if required by RCW 74.46.421.

(6) After the department recalculates the contractor's prospective Medicaid component rate allocations using the increased number of licensed beds ((~~and until the number of licensed beds changes~~)), the department will use the ((~~contractor's post unbanking~~)) increased number of licensed beds in all post-unbanking rate settings, until under chapter 74.46 RCW and/or this chapter, the post-unbanking number of licensed beds changes.

AMENDATORY SECTION (Amending WSR 99-24-084, filed 11/30/99, effective 12/31/99)

WAC 388-96-709 Prospective rate revisions—Reduction in licensed beds. (1) The department will ((~~revise~~)) recalculate a contractor's prospective Medicaid payment rate when the contractor reduces the number of its licensed beds and:

(a) Provides a copy of the new bed license and documentation of the number of beds sold, exchanged or otherwise placed out of service, along with the name of the contractor that received the beds, if any; and

(b) Requests a rate revision.

(2) The revised prospective Medicaid payment rate will comply with all the provisions of rate setting contained in chapter 74.46 RCW and in this chapter, including all lids and maximums, unless otherwise specified in this section.

(3) The revised prospective Medicaid payment rate will be effective the first of a month ((~~determined as follows:~~

~~(a)~~)) when the contractor complies with subsection (1)(a) and (b) of this section and the effective date of the licensed bed reduction falls:

((~~(i)~~)) (a) Between the first and the fifteenth of the month, then the revised prospective Medicaid payment rate is effective the first of the month in which the licensed bed reduction occurs; or

((~~(ii)~~)) (b) Between the sixteenth and the end of the month, then the revised prospective Medicaid payment rate is effective the first of the month following the month in which the licensed bed reduction occurs.

((~~(b)~~)) (4) The department will ((~~revise~~)) recalculate a nursing facility's prospective Medicaid payment rate ((~~to reflect a reduction in licensed beds as follows:~~

~~(i) The department will use the reduced total number of licensed beds to determine the nursing facility's anticipated resident occupancy percentage used to calculate the direct care, therapy care, support services, operations and variable return component rate allocations. If the actual nursing facility occupancy percentage from the rate base cost report is:~~

~~(A) At or above eighty-five percent before the reduction and the anticipated resident occupancy percentage is at or above eighty-five percent, the department will recompute the component rate allocations using anticipated resident days;~~

~~(B) Less than eighty-five percent before the reduction and the anticipated resident occupancy percentage is at or above eighty-five percent, the department will recompute the component rate allocations using anticipated resident days resident days; or~~

~~(C) Less than eighty-five percent before the reduction and the anticipated residency occupancy percentage is below eighty-five percent, the department will recompute the component rate allocations using anticipated resident days.~~

~~(ii) To determine occupancy used to calculate the property and financing allowance rate component allocations, the department will use the facility's anticipated resident occupancy level subsequent to the decrease in licensed bed capacity as long as the occupancy for the reduced number of beds is at or above eighty-five percent and in no case shall the department use less than eighty-five percent occupancy of the facility's reduced licensed bed capacity.~~

~~(4)~~)) allocations using the greater of actual days from the cost report period on which the rate is based or days calculated by multiplying the new number of licensed beds times eighty-five percent times the number of calendar days in the cost report period on which the rate being recalculated is based.

(5) After the department recalculates the contractor's prospective Medicaid component rate allocations using the decreased number of licensed beds ((~~and until the number of licensed beds changes~~)), the department will use the ((~~contractor's post banking~~)) decreased number of licensed beds in all post-banking rate settings, until under chapter 74.46 RCW and/or this chapter, the post-banking number of licensed beds changes.

AMENDATORY SECTION (Amending WSR 99-24-084, filed 11/30/99, effective 12/31/99)

WAC 388-96-710 Prospective payment rate for new contractors. (1) The department ((~~shall~~)) will establish an initial prospective Medicaid payment rate for a new contractor as defined under WAC 388-96-026 within sixty days following the new contractor's application and approval for a license to operate the facility under chapter 18.51 RCW. The rate ((~~shall~~)) will take effect as of the effective date of the contract, except as provided in this section, and ((~~shall~~)) will comply with all the provisions of rate setting contained in chapter 74.46 RCW and in this chapter, including all lids and maximums set forth.

PERMANENT

(2) Except for quarterly updates per RCW 74.46.501 (7)(c), the rate established for a new contractor as defined in WAC 388-96-026 (1)(a) or (b) ((~~shall~~)) will remain in effect for the nursing facility until the rate can be reset effective July 1 using the first cost report for that facility under the new contractor's operation containing at least six months' data from the prior calendar year, regardless of whether reported costs for facilities operated by other contractors for the prior calendar year in question will be used to cost rebase their July 1 rates. The new contractor's rate thereafter ((~~shall~~)) will be cost rebased only as provided in this chapter and chapter 74.46 RCW.

(3) To set the initial prospective Medicaid payment rate for a new contractor as defined in WAC 388-96-026 (1)(a) and (b), the department ((~~shall~~)) will:

(a) Determine whether the new contractor nursing facility belongs to the metropolitan statistical area (MSA) peer group or the non-MSA peer group using the latest information received from the office of management and budget or the appropriate federal agency;

(b) Select all nursing facilities from the department's records of all the current Medicaid nursing facilities in the new contractor's peer group with the same bed capacity plus or minus ten beds. If the selection does not result in at least seven facilities, then the department will increase the bed capacity by plus or minus five bed increments until a sample of at least seven nursing facilities is obtained;

(c) Based on the information for the nursing facilities selected under subsection (3)(b) of this section and available to the department on the day the new contractor began participating in the Medicaid payment rate system at the facility, rank from the highest to the lowest the component rate allocation in direct care, therapy care, support services, and operations cost centers and based on this ranking:

(i) Determine the middle of the ranking and then identify the rate immediately above the median for each cost center identified in subsection (3)(c) of this section. The rate immediately above the median will be known as the "selected rate" for each cost center;

(ii) Set the new contractor's nursing facility component rate allocation for therapy care, support services, and operations at the "selected rate";

(iii) Set the direct care rate using data from the direct care "selected" rate facility identified in (c) of this subsection as follows:

(A) The cost per case mix unit ((~~shall~~)) will be the rate base allowable case mixed direct care cost per patient day for the direct care "selected" rate facility, whether or not that facility is held harmless under WAC 388-96-728 and 388-96-729, divided by the facility average case mix index per WAC 388-96-741;

(B) The cost per case mix unit determined under (c)(iii)(A) of this subsection ((~~shall~~)) will be multiplied by the Medicaid average case mix index per WAC 388-96-740. The product ((~~shall~~)) will be the new contractors direct care rate under case mix; and

(C) The department ((~~shall~~)) will not apply RCW 74.46.506 (5)(k) to any direct care rate established under subsection (5)(e) or (f) of this section. When the department establishes a new ((~~contractor whose~~)) contractor's direct care rate ((~~was established~~)) under subsection (5)(e) or (f) of this section, the new contractor is not eligible to be paid by a "hold harmless" rate as determined under RCW 74.46.506 (5)(k);

(iv) Set the property rate in accordance with the provisions of this chapter and chapter 74.46 RCW; and

(v) Set the financing allowance and variable return component rate allocations in accordance with the provisions of this chapter and chapter 74.46 RCW. In computing the variable return component rate allocation, the department ((~~shall~~)) will use for direct care, therapy care, support services and operations rate allocations those set pursuant to subsection (3)(c)(i), (ii) and (iii) of this section.

(d) Any subsequent revisions to the rate component allocations of the sample members will not impact a "selected rate" component allocation of the initial prospective rate established for the new contractor under this subsection.

(4) For the WAC 388-96-026 (1)(a) or (b) new contractor, the department ((~~shall~~)) will establish rate component allocations for:

(a) Direct care, therapy care, support services and operations based on the "selected rates" as determined under subsection (3)(c) of this section that are in effect on the date the new contractor began participating in the program;

(b) Property in accordance with the provisions of this chapter and chapter 74.46 RCW using for the new contractor as defined under:

(i) WAC 388-96-026 (1)(a), information from the certificate of need; or

(ii) WAC 388-96-026 (1)(b), information provided by the new contractor within ten days of the date the department requests the information in writing. If the contractor as defined under WAC 388-96-026 (1)(b), has not provided the requested information within ten days of the date requested, then the property rate will be zero. The property rate will remain zero until the information is received;

(c) Variable return in accordance with the provisions of this chapter and chapter 74.46 RCW using the "selected rates" established under subsection (3)(c) of this section that are in effect on the date the new contractor began participating in the program; and

(d) Financing allowance using for the new contractor as defined under:

(i) WAC 388-96-026 (1)(a), information from the certificate of need; or

(ii) WAC 388-96-026 (1)(b), information provided by the new contractor within ten days of the date the department requests the information in writing. If the contractor as defined under WAC 388-96-026 (1)(b), has not provided the requested information within ten days of the date requested, then the net book value of allowable assets will be zero. The financing allowance rate component allocation will remain zero until the information is received.

(5) The initial prospective payment rate for a new contractor as defined under WAC 388-96-026 (1)(a) or (b) ((~~shall~~)) will be established under subsections (3) and (4) of this section. If the WAC 388-96-026 (1)(a) or (b) contractor's initial rate is set:

(a) ((~~Was set before January 1, 1997, and the contractor does not have six months or greater of cost report data for~~

~~1996, the October 1, 1998, rate will be set using the contractor's 1997 cost report. Its July 1, 1999, and July 1, 2000, rates will not be cost rebased;~~

~~(b) Was set between January 1, 1997, and June 30, 1997, the October 1, 1998, rate will be set using the contractor's 1997 cost report. Its July 1, 1999, and July 1, 2000, rates will not be cost rebased;~~

~~(c) Was set between July 1, 1997, and June 30, 1998, the October 1, 1998, rate will be the revised initial sample based rate using October 1, 1998, rate data for direct care, therapy care, support services, and operations, and following the steps identified in subsection (3)(c)(i) and (ii) of this section. There will be no change to the facilities identified in the initial rate under subsection (3)(b) of this section. There will be no change to the property rate. The financing allowance will be revised. The contractor's July 1, 1999, rate will be rebased using 1998 cost report data. Its July 1, 2000, rate will not be cost rebased;~~

~~(d) Was set between July 1, 1998, and September 30, 1998, the October 1, 1998, rate will be the revised initial sample based rate using October 1, 1998, rate data for direct care, therapy care, support services, and operations, and following the steps identified in subsection (3)(c)(i) and (ii) of this section. There will be no change to the facilities identified in the initial rate under subsection (3)(b) of this section. There will be no change to the property rate. The financing allowance will be revised. The July 1, 1999, rate will be revised in the same manner using July 1, 1999, rate data. The July 1, 2000, rate will be rebased using 1999 cost report data;~~

~~(e) Is set between October 1, 1998, and June 30, 1999, the initial rate is set in accordance with subsections (3) and (4) of this section. The July 1, 1999, rate will be the revised initial sample based rate using July 1, 1999, rate data for direct care, therapy care, support services, and operations, and following the steps identified in subsection (3)(c)(i) and (ii) of this section. There will be no change to the facilities identified in the initial rate under subsection (3)(b) of this section. There will be no change to the property and the financing allowance component rate allocations. The department will revise the variable return component rate allocation. The July 1, 2000, rate will be rebased using 1999 cost report data; or~~

~~(f) Is set between July 1, 1999, and June 30, 2000, the initial rate is set in accordance with subsections (3) and (4) of this section. The July 1, 2000, rate will be the revised initial sample based rate using July 1, 2000, rate data for direct care, therapy care, support services, and operations, and following the steps identified in subsection (3)(c)(i) and (ii) of this section. There will be no change to the facilities identified in the initial rate under subsection (3)(b) of this section. There will be no change to the property and the financing allowance component rate allocations. The department will revise the variable return component rate allocation~~)) Between July 1, 2000 and June 30, 2001, the department will set the new contractor's rates for:

(i) July 1, 2001 using the July 1, 2001 rates for direct care, therapy care, support services, and operations of the sample facilities used to set the initial rate under subsections (3) and (4) of this section.

(A) Property and financing allowance component rates will remain the same as set for the initial rate.

(B) Variable return component rate using the rates determined under subsection (5)(a)(i) of this section;

(ii) July 1, 2002 rate using 2001 cost report data; and

(iii) All July 1 rates following July 1, 2002 in accordance with this chapter and chapter 74.46 RCW;

(b) Between July 1, 2001, and June 30, 2002, the department will set the new contractor's rates for:

(i) July 1, 2002 using July 1, 2002 rates for direct care, therapy care, support services, and operation of the sample facilities used to set the initial rate under subsections (3) and (4) of this section.

(A) Property and financing allowance component rates will remain the same as set for the initial rate.

(B) Variable return component rate using the rates determined under subsection (5)(b)(i) of this section;

(ii) July 1, 2003 rate by rebasing using 2002 cost report data in accordance with this chapter and chapter 74.46 RCW; and

(iii) All July 1 rates following July 1, 2003 in accordance with this chapter and chapter 74.46 RCW; or

(c) Between July 1, 2002, and June 30, 2003, the department will set the contractor's rates for:

(i) July 1, 2003 using July 1, 2003 rates for direct care, therapy care, support services, and operation of the sample facilities used to set the initial rate under subsection (3) and (4) of this section.

(A) Property and financing allowance component rates will remain the same as set for the initial rate.

(B) Variable return component rate using the rates determined under subsection (5)(c)(i) of this section;

(ii) July 1, 2004 by rebasing using 2003 cost report data; and

(iii) All July 1 rates following July 1, 2004 in accordance with this chapter and chapter 74.46 RCW.

(6) For the WAC 388-96-026 (1)(c) new contractor, the initial prospective payment rate ((~~shall~~)) will be the last prospective payment rate the department paid to the Medicaid contractor operating the nursing facility immediately prior to the effective date of the new Medicaid contract or assignment. If the WAC 388-96-026 (1)(c) contractor's initial rate is set:

(a) ((~~Was set before January 1, 1997, and the new contractor does not have a cost report containing at least six months' data from 1996, its October 1, 1998, rate will be set by using twelve months of cost report data derived from the old contractor's data and the new contractor's data for the 1996 cost report year and its July 1, 1999, and July 1, 2000, rates will not be cost rebased;~~

~~(b) Was set between January 1, 1997, and September 30, 1998, its October 1, 1998, rate will be set by using the old contractor's 1996 twelve months' cost report data and its July 1, 1999, and July 1, 2000, rates will not be cost rebased; or~~

~~(c) Is set on or after October 1, 1998, its July 1, 1999, and July 1, 2000, rates will not be cost rebased~~)) Between October 1, 1998 and June 30, 1999, the department will not rebase the contractor's rate for:

(i) July 1, 1999; and

(ii) July 1, 2000;

PERMANENT

(b) Between July 1, 1999 and June 30, 2000, the department will for:

(i) July 1, 2000 not rebase the new contractor's rate;

(ii) July 1, 2001 rebase the new contractor's rate using twelve months of cost report data derived from the old contractor's and the new contractor's 1999 cost reports; and

(iii) July 1, 2002 not rebase the new contractor's rate; and

(iv) July 1, 2003 not rebase the new contractor's rate;

(c) Between July 1, 2000 and June 30, 2001, the department will for:

(i) July 1, 2001 rebase the new contractor's rate using the old contractor's 1999 twelve month cost report;

(ii) July 1, 2002 not rebase the new contractor's rate;

(iii) July 1, 2003 not rebase the new contractor's rate; or

(d) Between July 1, 2001 and June 30, 2002, the department will for:

(i) July 1, 2002 not rebase the new contractor's rate;

(ii) July 1, 2003 not rebase the new contractor's rate; and

(iii) July 1, 2004 rebase the new contractor's rate using the new contractor's 2002 cost report containing at least six month's data.

(7) A prospective payment rate set for all new contractors ((~~shall~~)) will be subject to adjustments for economic trends and conditions as authorized and provided in this chapter and in chapter 74.46 RCW. ((~~For the WAC 388-96-026 (1)(a) or (b) new contractor, to adjust the October 1, 1998, payment rate for economic trends and conditions, the department shall apply a 2.96 percent inflation factor to direct care, therapy care, support services, and operations rate components.~~))

(8) For a WAC 388-96-026 (1)(a), (b) or (c) new contractor, the Medicaid case mix index and facility average case mix index ((~~shall~~)) will be determined in accordance with this chapter and chapter 74.46 RCW.

AMENDATORY SECTION (Amending WSR 98-20-023, filed 9/25/98, effective 10/1/98)

WAC 388-96-713 Rate determination. (1) Each nursing facility's Medicaid payment rate for services provided to medical care recipients will be determined, adjusted and updated prospectively as provided in this chapter and in chapter 74.46 RCW. The department will calculate any limit, lid, and/or median only when it rebases each nursing facility's July 1 Medicaid payment rate in accordance with chapter 74.46 RCW and this chapter.

(2) If the contractor participated in the program for less than six months of the prior calendar year, its rates will be determined by procedures set forth in WAC 388-96-710.

(3) Contractors submitting correct and complete cost reports by March 31st, shall be notified of their rates by July 1st, unless circumstances beyond the control of the department interfere.

(4) In setting rates, the department will use the greater of actual days from the cost report period on which the rate is based or days calculated at eighty-five percent occupancy.

AMENDATORY SECTION (Amending WSR 99-24-084, filed 11/30/99, effective 12/31/99)

WAC 388-96-714 Nursing facility Medicaid rate allocations—Economic trends and conditions adjustment factors. (1)(a) For July 1, 1999, the department will increase the following component rate allocations for each nursing facility by two percent:

(i) Direct care based on case mix requirements of RCW 74.46.506 (5)(g);

(ii) Therapy care;

(iii) Support services; and

(iv) Operations.

(b) For direct care based on case mix, the department will apply the two percent increase allowed under subsection (1)(a)(i) of this section to the total of the component rate allocations identified in subsection (1)(a) of this section after the direct care component rate allocation is adjusted for case-mix changes and before application of any reductions required by RCW 74.46.421.

(c) For July 1, 1999, the department will increase by one percent the direct care component rate allocation based on the requirements of RCW 74.46.506 (5)(k)(i).

(2) For July 1, 2000, the department will increase each nursing facility's component rate allocations in the same manner as described in subsection (1) of this section. The department will base the direct care component rate allocation of subsection (1)(c) of this section on the requirements of RCW 74.46.506 (5)(k)(ii).

(3)(a) After applying subsection (1) of this section, for rate determinations through March 2000 only, the department will determine whether a nursing facility's July 1 total rate allocation will be adjusted by an additional economic trends and conditions factor. The department will adjust a nursing facility's July 1 total rate allocation set pursuant to this chapter and chapter 74.46 RCW when it is less than its April 1, 1999 total rate allocation adjusted for case mix changes. Whether the April 1, 1999 or July 1 direct care rate allocation is determined by case mix under RCW 74.46.506 (a) through (j) or a hold harmless rate under RCW 74.46.506(k), the department will determine whether the July 1 total rate allocation is less than the April 1, 1999 total rate allocation adjusted for case mix changes by:

(i) Calculating the nursing facility's April 1, 1999 direct care component rate allocation by applying the case mix index (CMI) used to set the nursing facility's July 1 direct care component rate allocation;

(ii) Comparing the April 1, 1999 direct care component rate allocation determined by applying the CMI used to determine the nursing facility's July 1 direct care component rate allocation with its direct care component rate allocation of September 30, 1998.

(iii) Adding the higher of the April 1, 1999 direct care component rate allocation based on the CMI used to set the July 1 direct care component rate allocation or the nursing facility's September 30, 1998 direct care component rate allocation to the remaining April 1, 1999 component rate allocations to establish the April 1, 1999 total rate allocation adjusted for case mix changes;

PERMANENT

(iv) Comparing the April 1, 1999 total rate allocation adjusted for case mix changes pursuant to subsection (3)(a)(i), (ii), and (iii) of this section with the July 1 total rate allocation set pursuant to this chapter and chapter 74.46 RCW; and

(v) Determining an additional economic trends and conditions factor for the nursing facility when its April 1, 1999 total rate allocation adjusted for case mix changes pursuant to subsection (3)(a)(i), (ii), and (iii) of this section is greater than the facility's July 1 total rate allocation.

(b) The department will determine the additional economic trends and conditions factor by determining the percentage that the April 1, 1999 total rate allocation determined pursuant to subsection (3)(a)(i), (ii), and (iii) of this section is greater than the July 1 total rate allocation. The percentage is the additional economic trends and condition factor.

(c) For each nursing facility whose April 1, 1999 total rate allocation adjusted for case mix changes pursuant to subsection (3)(a) of this section is greater than its July 1 total rate allocation, the department will increase each of its July 1 component rate allocations by the nursing facility's additional economic trends and condition factor determined pursuant to subsection (3)(a) and (b) of this section. A nursing facility's additional economic trends and condition factor will be reduced proportionately by the percentage by which total supplemental payments to all nursing facilities would exceed the funds provided for such payments in the biennial appropriations act.

(d) The department will adjust by an additional economic trends and conditions factor determined pursuant to subsection (3)(a) and (b) of this section only the amount of a nursing facility's total rate allocation or its amended or updated total rate allocation that has not resulted from the nursing facility, under WAC 388-96-708, reinstating beds that were previously removed from service (i.e., banked) under chapter 70.38 RCW.

(4) For rate determinations through March 2000 only, after the initial determination under subsection (3) of this section of whether a nursing facility's July 1 total rate allocation will be adjusted by an additional economic trends and conditions factor, the department may amend or update a nursing facility's April 1, 1999 total rate allocation including any or all component rate allocations and/or its July 1 total rate allocation including any or all component rate allocations. If any amendments or updates occur, then the department will apply subsection (3) using the newly amended or updated April 1, 1999 total rate allocation and/or component rate allocation(s) and/or the amended or updated total rate allocation and/or component rate allocation(s).

AMENDATORY SECTION (Amending WSR 99-24-084, filed 11/30/99, effective 12/31/99)

WAC 388-96-723 How often will the department compare the state-wide weighted average payment rate for the capital and noncapital portions of the rate for all nursing facilities with the state-wide weighted average payment rate for the capital and noncapital portions of the rate identified in the Biennial Appropriations Act? (1) On a ((~~monthly~~)) quarterly basis, the department will compare the state-wide weighted average payment rate for the capital and noncapital portions of the rate for all nursing facilities with the state-wide weighted average payment rate for the capital and noncapital portions of the rate identified in the biennial appropriations act.

(2) To determine the state-wide weighted average payment rate for the capital and/or noncapital portion of the rate, the department will use total billed Medicaid days incurred in the calendar year immediately preceding the current fiscal year for the purpose of weighting the July 1 capital and/or noncapital rates that have been adjusted, or updated pursuant to chapter 74.46 RCW and this chapter.

NEW SECTION

WAC 388-96-732 How will the department determine whether its notice pursuant to WAC 388-96-724 was timely? The department will deem the contractor to have received the department's notice five calendar days after the date on the notification letter, unless proof of the date of receipt of the department's notification letter exists, in which case the actual date of receipt will be used to determine timeliness of the notice.

AMENDATORY SECTION (Amending WSR 98-20-023, filed 9/25/98, effective 10/1/98)

WAC 388-96-740 What will the department use as the Medicaid case mix index when a facility does not meet the ninety percent minimum data set (MDS) threshold as identified in RCW 74.46.501? (1) If the nursing facility is newly Medicaid certified after the quarter which will serve as the basis for the Medicaid case mix index, then the department must use the industry average Medicaid case mix index for the quarter specified in RCW 74.46.501 (7)(c) as the facility's Medicaid average case mix index.

(2) If the nursing facility does not meet the ninety percent MDS threshold for any other reason, then the department ((~~must use the facility's prior quarterly Medicaid case mix index less five percent~~)) will use one as the Medicaid case mix index.

((~~(3) For October 1, 1998, through December 31, 1998, when the nursing facility's MDS data for April 1, 1998, through June 30, 1998, used to determine the nursing facility's direct care rate does not meet the ninety percent MDS threshold for any other reason, the department shall use the nursing facility's prior quarterly Medicaid case mix index as the Medicaid case mix index.~~))

AMENDATORY SECTION (Amending WSR 99-24-084, filed 11/30/99, effective 12/31/99)

WAC 388-96-776 Add-ons to the payment rate—Capital improvements. (1) The department shall grant an add-on to a payment rate for any capitalized additions or replacements made as a condition for licensure or certification; provided, the net rate effect is ten cents per patient day or greater.

(2) The department shall grant an add-on to a prospective rate for capitalized improvements done under RCW 74.46.431(12); provided, the legislature specifically appropriates funds for capital improvements for the biennium in which the request is made and the net rate effect is ten cents per patient day or greater. Physical plant capital improvements include, but are not limited to, capitalized additions, replacements or renovations made as a result of an approved certificate of need or exemption from the requirements for certificate of need for the replacement of existing nursing facility beds pursuant to RCW 70.38.115 (13)(a) or capitalized additions or renovations for the removal of physical plant waivers.

(3) Rate add-ons granted pursuant to subsection (1) or (2) of this section shall be limited in total amount each fiscal year to the total current legislative appropriation, if any, specifically made to fund the Medicaid share of such rate add-ons for the fiscal year. Rate add-ons are subject to the provisions of RCW 74.46.421.

(4) When physical plant improvements made under subsection (1) or (2) of this section are completed in phases, the department shall not grant a rate add-on for any addition, replacement or improvement until each phase is completed and fully utilized for the purpose for which it was intended. The department shall limit rate add-on to only the actual cost of the depreciable tangible assets meeting the criteria of RCW 74.46.330 and as applicable to that specific completed and fully utilized phase.

(5) When the construction class of any portion of a newly constructed building will improve as the result of any addition, replacement or improvement occurring in a later, but not yet completed and fully utilized phase of the project, the most appropriate construction class, as applicable to that completed and fully utilized phase, will be assigned for purposes of calculating the rate add-on. The department shall not revise the rate add-on retroactively after completion of the portion of the project that provides the improved construction class. Rather, the department shall calculate a new rate add-on when the improved construction class phase is completed and fully utilized and the rate add-on will be effective in accordance with subsection (9) of this section using the date the class was improved.

(6) The department shall not add on construction fees as defined in WAC 388-96-747 and other capitalized allowable fees and costs as related to the completion of all phases of the project to the rate until all phases of the entire project are completed and fully utilized for the purpose it was made. At that time, the department shall add on these fees and costs to the rate, effective no earlier than the earliest date a rate add-on was established specifically for any phase of this project. If the fees and costs are incurred in a later phase of the project, the add-on to the rate will be effective on the same date as the rate add-on for the actual cost of the tangible assets for that phase.

(7) The contractor requesting an adjustment under subsection (1) or (2) shall submit a written request to the office of rates management separate from all other requests and inquiries of the department, e.g., WAC 388-96-904 (1) and (5). A complete written request shall include the following:

(a) A copy of documentation requiring completion of the addition or replacements to maintain licensure or certification for adjustments requested under subsection (1) of this section;

(b) A copy of the new bed license, whether the number of licensed beds increases or decreases, if applicable;

(c) All documentation, e.g., copies of paid invoices showing actual final cost of assets and/or service, e.g., labor purchased as part of the capitalized addition or replacements;

(d) Certification showing the completion date of the capitalized additions or replacements and the date the assets were placed in service per RCW 74.46.360;

(e) A properly completed depreciation schedule for the capitalized additions or replacement as provided in this chapter;

(f) A written justification for granting the rate increase; and

(g) For capitalized additions or replacements requiring certificate of need approval, a copy of the approval and description of the project.

(8) The department's criteria used to evaluate the request may include, but is not limited to:

(a) The remaining functional life of the facility and the length of time since the facility's last significant improvement;

(b) The amount and scope of the renovation or remodel to the facility and whether the facility will be better able to serve the needs of its residents;

(c) Whether the improvement improves the quality of living conditions of the residents;

(d) Whether the improvement might eliminate life safety, building code, or construction standard waivers;

(e) Prior survey results; and

(f) A review of the copy of the approval and description of the project.

(9) ((~~The department shall not grant a rate add-on effective earlier~~)) (a) No rate add-on shall take effect more than sixty days ((~~prior to the receipt of the initial written request by~~)) before the office of rates management receives the initial written request and ((~~not~~)) no earlier than the ((~~date~~)) first of the month in which the physical plant improvements are completed and fully utilized. ((~~The department shall grant a rate add-on for an approved request as follows:~~

~~(a) If the physical plant improvements are completed and fully utilized during the period from the first day to the fifteenth day of the month, then the rate will be effective on the first day of that month; or~~

~~(b) If the physical plant improvements are completed and fully utilized during the period from the sixteenth day and the last day of the month, the rate will be effective on the first day of the following month.~~))

(b) The following table indicates the effective date of an approved rate add-on in relation to the month in which the sixtieth day falls and the month that the project is completed and fully utilized:

The sixtieth day before the initial written request falls in:	The project is completed and fully utilized:	The effective date of the approved rate add-on:
(i) Any month before the month in which the project is completed and fully utilized.	In any month following the month in which the sixtieth day falls.	(A) When the project is completed and fully utilized before the sixteenth of the month, the effective date is the first of that month; or (B) When the project is completed and fully utilized after the fifteenth of the month, the effective date is the first of the month following the month in which the project is completed and fully utilized.
(ii) Any month after the month in which the project is completed and fully utilized.	In any month before the month in which the sixtieth day falls.	The first of the month following the month in which the sixtieth day falls unless the sixtieth day falls on the first of the month, then apply subsection (9)(b(i)(A) and (B).
(iii) The same month in which the project is completed and fully utilized.	In the same month in which the sixtieth day falls.	The first of the month following the month in which the sixtieth day and the project completion and utilization falls, unless the sixtieth day falls on the first of the month, then apply subsection (9)(b)(i)(A) and (B).

(10) If the initial written request is incomplete, the department will notify the contractor of the documentation and information required. The contractor shall submit the requested information within fifteen calendar days from the date the contractor receives the notice to provide the information. If the contractor fails to complete the add-on request by providing all the requested documentation and information within the fifteen calendar days from the date of receipt of notification, the department shall deny the request for failure to complete.

(11) If, after the denial for failure to complete, the contractor submits a written request for the same project, the date of receipt for the purpose of applying subsection (9) of this section will depend upon whether the subsequent request for the same project is complete, i.e., the department does not have to request additional documentation and information in order to make a determination. If a subsequent request for funding of the same project is:

(a) Complete, then the date of the first request may be used when applying subsection (9) of this section; or

(b) Incomplete, then the date of the subsequent request must be used when applying subsection (9) of this section even though the physical plant improvements may be completed and fully utilized prior to that date.

(12) The department shall respond, in writing, not later than sixty calendar days after receipt of a complete request.

(13) If the contractor does not use the funds for the purpose for which they were granted, the department shall immediately recoup the misspent or unused funds.

(14) When any physical plant improvements made under subsection (1) or (2) of this section results in a change in licensed beds, any rate add-on granted will be subject to the provisions regarding the number of licensed beds, patient days, occupancy, etc., included in this chapter and chapter 74.46 RCW.

(15) All rate components to fund the Medicaid share of nursing facility new construction or refurbishing projects costing in excess of one million two hundred thousand dollars, or projects requiring state or federal certificate of need approval, shall be based upon a minimum facility occupancy of eighty-five percent for the direct care, therapy care, support services, operations, property, financing allowance, and variable return component rate allocations, during the initial rate period in which the adjustment is granted. These same component rate allocations shall be based upon a minimum facility occupancy of eighty-five percent for all rate periods after the initial rate period.

(16) When a capitalized addition or replacement results in an increased licensed bed capacity during the calendar year following the capitalized addition or replacement:

(a) The department shall for:

(i) Property, use the facility's anticipated resident occupancy level subsequent to the increase in licensed bed capacity; and

(ii) The financing allowance, multiply the net invested funds in accordance with WAC 388-96-748(3) and divide by the facility's anticipated resident occupancy level subsequent to the increase in licensed bed capacity; and

(b) The anticipated resident occupancy for the increased number of beds must be at or above eighty-five percent. In all cases the department shall use at least eighty-five percent occupancy of the facility's increased licensed bed capacity.

AMENDATORY SECTION (Amending WSR 94-12-043 (Order 3737), filed 5/26/94, effective 6/26/94)

WAC 388-96-777 Add-ons to the prospective rate—Initiated by the department. (1) The department shall initiate all rate add-ons granted under this section. Contractors may not request and be approved a rate add-on under this section.

(2) Rate add-ons the department grants under the authority of this section shall be for costs to implement:

(a) Program changes that the director of ((~~nursing home~~)) residential care services, aging and adult services administration determines a rate add-on is necessary to accomplish the purpose of the change and announces same in a written directive to the chief of the office of rates management; or

(b) Changes in either the state or federal statutes or regulations or directives that the director of management services, aging and adult services administration determines requires a rate add-on to implement and directs in writing the chief of the office of rates management to implement.

PERMANENT

(3) Changes made under this section are subject to review under WAC 388-96-901 and 388-96-904; provided, the issue is not whether a rate add-on should have been granted.

(4) If the contractor does not use the funds for the purpose for which they were granted, the department shall immediately recoup the misspent or unused funds.

AMENDATORY SECTION (Amending WSR 00-12-098, filed 6/7/00, effective 7/8/00)

WAC 388-96-780 Exceptional therapy care—Covered Medicaid residents. (1) The department will pay an exceptional therapy care rate to a nursing facility (NF) for a Medicaid resident who:

(a) Is less than sixty-five years of age;

(b) Does not qualify for Medicare;

(c) Has a functional need associated with a diagnosis of:

(i) Traumatic brain injury,

(ii) Stroke/cerebrovascular accident (CVA),

(iii) Paraplegia,

(iv) Quadriplegia, or

(v) Major multiple fractures;

(d) Resides in a NF that under WAC 388-96-779 is approved to provide exceptional therapy care; and

(e) Is assessed by a department case manager to be:

(i) Medically stable;

(ii) Physically and cognitively able to participate in the rehabilitation program;

(iii) Willing and able to participate in the rehabilitation program averaging a minimum of two hours per day, five days per week; and

(iv) Has an impairment in two or more of the following areas:

(A) Mobility and strength;

(B) Self-care/ADLs (activities of daily living);

(C) Communication;

(D) Continence-evacuation of bladder and/or bowel;

(E) Kitchen/food preparation-safety and skill;

(F) Cognitive/perceptual functioning; or

(G) Pathfinding skills and safety.

(2)(a) If a NF designated under WAC 388-96-779 wants exceptional therapy care payments for a Medicaid resident, then the NF will submit a request for exceptional therapy care payments on a department-supplied application. A complete exceptional therapy care payment application will include documentation that the Medicaid resident meets the criteria of subsection (1)(a) through (c) of this subsection. The department will:

(i) Review only complete applications; and

(ii) Return incomplete applications to the NF within five days of receipt.

(b) The department will respond to a NF requesting exceptional therapy care payments for a resident, in writing, no later than five working days after receipt of a complete application.

(i) If the department approves exceptional therapy care payments for a resident, the department will:

(A) Authorize five days of exceptional therapy care payments for observation of the resident's response to the intensive therapy;

(B) Conduct an on-site review during the five days of observation to determine whether the resident is an appropriate candidate for intensive therapy and that the NF has a viable plan to provide therapy averaging a minimum of two hours a day, five days per week; and

(C) Extend, when the department is unable to complete the on-site review during the five-day observation period, the exceptional therapy care payments until the department is able to complete the on-site review.

(ii) When the department determines a resident is:

(A) An appropriate candidate and the NF has a viable plan to meet the minimum hours and days of therapy, the department will authorize continuing exceptional therapy care payments; or

(B) An inappropriate candidate or the NF lacks a viable plan to meet the minimum hours and days of therapy, the department will discontinue the authorized days of payment per subsection (2)(b)(i) of this section effective the day after the on-site review and deny continuing exceptional therapy care payments beyond the day of the on-site review.

(iii) Before the conclusion of the on-site visit, the department will give the NF written confirmation of approval or denial of continuing exceptional therapy care payments.

(iv) All exceptional therapy care payments are contingent upon the resident being eligible for Medicaid. A NF may provide exceptional therapy care and/or seek approval for exceptional therapy care payments on residents for whom it does not have a Medicaid award letter because the determination of the resident's Medicaid eligibility is pending. If the resident is denied Medicaid coverage, then the department will not pay for any exceptional therapy care, including the authorized days per subsection (2)(b)(i) of this section.

(3)(a) For the Medicaid resident receiving exceptional therapy care, a NF must complete a FIM or department approved functional assessment measure for each exceptional therapy care Medicaid resident within:

(i) Five calendar days of initiation of the exceptional therapy care;

(ii) Fourteen calendar days of initiation of the exceptional therapy care;

(iii) Thirty calendar days of initiation of the exceptional therapy care;

(iv) Sixty calendar days of initiation of the exceptional therapy care;

(v) Ninety calendar days of initiation of the exceptional therapy care; and

(vi) At discharge or termination of the exceptional therapy care.

(b) The department case manager will review the FIM or the department approved functional assessment((s)) measure to determine whether the exceptional therapy care rate continues to be necessary. The department will terminate the exceptional therapy care rate for a Medicaid resident who has:

(i) Made no measurable improvement in rehabilitation as demonstrated by his/her assessments; or

(ii) Not participated in a rehabilitation program averaging a minimum of two hours per day, five days per week.

(c) The NF will notify the department of the date it discontinues exceptional therapy care to the Medicaid resident. If the NF discontinues the exceptional therapy care because it discharged the Medicaid resident, the NF will provide the department with the discharge disposition and date.

(4) The department will pay an exceptional therapy care rate up to a maximum of one hundred calendar days per episode. After one hundred calendar days per episode, the department will pay for any therapy treatment the Medicaid resident may receive under RCW 74.46.511.

NEW SECTION

WAC 388-96-802 May the nursing facility (NF) contractor bill the department for a Medicaid resident's day of death, discharge, or transfer from the NF? No, the NF contractor may bill the department for the first day of a Medicaid resident's stay but not the last day.

NEW SECTION

WAC 388-96-803 When a nursing facility (NF) contractor becomes aware of a change in the Medicaid resident's income and/or resources, must he or she report it? Yes, within seventy-two hours of becoming aware of a change in the Medicaid resident's income and/or resources, the NF contractor will report the change in writing to the home and community services office serving the area in which the NF is located. When reporting the change, the NF contractor will include copies of any available documentation of the change in the Medicaid resident's income and/or resources.

AMENDATORY SECTION (Amending WSR 00-12-098, filed 6/7/00, effective 7/8/00)

WAC 388-96-901 Disputes. (1) If a contractor wishes to contest the way in which a statute or department rule relating to the nursing facility Medicaid payment system was applied to the contractor by the department, the contractor shall pursue the administrative review process prescribed in WAC 388-96-904.

(a) Adverse actions taken under the authority of this chapter or chapter 74.46 RCW subject to administrative review under WAC 388-96-904 include but are not limited to:

(i) Determining a nursing facility payment rate;

(ii) Calculating a nursing facility settlement;

(iii) Imposing a civil fine on the nursing facility;

(iv) Suspending payment to a nursing facility; or

(v) Refusing to contract with a nursing facility.

(b) Adverse actions taken under the authority of this chapter or chapter 74.46 RCW not subject to administrative review under WAC 388-96-904 include but are not limited to those taken under the authority of RCW 74.46.421 and sections of this chapter implementing RCW 74.46.421.

(2) The administrative review process prescribed in WAC 388-96-904 shall not be used to contest or review unrelated or ancillary department actions, whether review is sought to obtain a ruling on the merits of a claim or to make a record for subsequent judicial review or other purpose. If an issue is raised that is not subject to review under WAC 388-96-904, the presiding ((~~office [officer]~~)) officer shall dismiss such issue with prejudice to further review under the provisions of WAC 388-96-904, but without prejudice to other administrative or judicial review as may be provided by law. Unrelated or ancillary actions not eligible for administrative review under WAC 388-96-904 include but are not limited to:

(a) Challenges to the adequacy or validity of the public process followed by department in proposing or making a change to the nursing facility Medicaid payment rate methodology, as required by 42 U.S.C. 1396a (a)(13)(A) and WAC 388-96-718;

(b) Challenges to the nursing facility Medicaid payment system that are based in whole or in part on federal laws, regulations, or policies;

(c) Challenges to a contractor's rate that are based in whole or in part of federal laws, regulations, or policies;

(d) Challenges to the legal validity of a statute or regulation;

(e) Issues relating to case mix accuracy review of minimum data set (MDS) nursing facility resident assessments, which shall be limited to separate administrative review under the provisions of WAC 388-96-905;

(f) Quarterly rate updates to reflect changes in a facility's resident case mix;

(g) Issues relating to any action of the department affecting a Medicaid beneficiary or provider that were not commenced by the office of rates management, aging and adult services administration, for example, entitlement to or payment for durable medical equipment or other services; ((~~and~~))

(h) Issues relating to exceptional therapy care and exceptional direct care programs codified at WAC 388-96-779 through 388-96-782; and

(i) Department actions taken under WAC 388-96-218 (2)(c).

(3) If a contractor wishes to challenge the legal validity of a statute or regulation relating to the nursing facility Medicaid payment system, or wishes to bring a challenge based in whole or in part on federal law, it must bring such action de novo in a court of proper jurisdiction as may be provided by law.

WSR 01-12-047
PERMANENT RULES
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Health and Rehabilitative Services)

[Filed May 31, 2001, 2:58 p.m.]

Date of Adoption: May 30, 2001.

Purpose: Chapter 388-865 WAC, Community mental health programs: Integration of administrative rules to be

PERMANENT

consistent with an integrated mental health system; streamlining rules by eliminating duplication and inconsistency between the rules and waivers/contracts; implementation of changes in chapters 71.05, 71.24 and 71.34 RCW; incorporates department policies; and incorporates some federal Medicaid requirements into rule.

Citation of Existing Rules Affected by this Order: Repealing chapter 388-860 WAC, Juvenile involuntary treatment, WAC 388-860-010 Purpose, 388-860-020 Definitions, 388-860-030 Application for admission—Voluntary minor, 388-860-040 Emergency detention, 388-860-050 Investigation and involuntary detention, 388-860-060 Fourteen-day commitment petition, 388-860-070 Fourteen-day commitment—Hearing, 388-860-080 One hundred eighty-day petition, hearing, and commitment, 388-860-090 Detention and commitment after eighteenth birthday, 388-860-100 Transfer from juvenile correctional institutions, 388-860-110 Conditional release or early discharge, 388-860-120 Release of voluntary/involuntary minors to the custody of parents, 388-860-130 Elopement of minors, 388-860-140 Long-term placement—Designated placement committee, 388-860-150 Revocation of a less-restrictive alternative treatment or conditional release, 388-860-160 Requirements for certifying evaluation and treatment components for minors, 388-860-170 Certification standards for evaluation and treatment program for minors, 388-860-180 Outpatient component, 388-860-190 Emergency component, 388-860-200 Inpatient component, 388-860-210 Certification procedure—Waivers—Provisional certification—Renewal of certification, 388-860-220 Decertification, 388-860-230 Appeal procedure, 388-860-240 Involuntary evaluation and treatment costs—Seventy-two hour detention/fourteen-day commitments, 388-860-250 Involuntary evaluation and treatment costs—One hundred eighty-day commitments, 388-860-260 Involuntary treatment program administration costs—Seventy-two hour/fourteen-day commitment, 388-860-270 Involuntary treatment program transportation costs, 388-860-280 Involuntary treatment program—Legal costs, 388-860-290 Patient rights, 388-860-300 Confidentiality, 388-860-310 Confidentiality of court proceeding records, 388-860-315 Mental health service provider license and certification fees, 388-860-316 Fee payment and refunds and 388-860-317 Denial, revocation, suspension, and reinstatement; chapter 388-861 WAC, Voluntary admission—Involuntary commitment, treatment and/or evaluation of mentally ill persons, WAC 388-861-010 Purpose, 388-861-020 Definitions, 388-861-030 Private agencies which may admit voluntary patients, 388-861-040 Voluntary admission to public or private agency—Voluntary adult, 388-861-081 Periodic review—Voluntary inpatient, 388-861-090 Limitation on length of stay—Readmission voluntary patients, 388-861-110 Discharge of voluntary patient—Release of clinical summary, 388-861-115 Transfer of a patient between state-operated facilities for persons with mental illness, 388-861-131 Nonadmission of involuntarily detained person—Transportation, 388-861-141 Protection of patient's property—Involuntary patient, 388-861-151 Evaluation and examination—Involuntary patient, 388-861-161 Treatment prior to hearings—Involuntary patient, 388-861-171 Early release or discharge of involuntary patient—Release of clinical summary—Notification of court, 388-861-181 Conditional release—Involuntary patient, 388-861-191 Revocation of conditional release—Secretary's designee—Involuntary patient, 388-861-201 Discharge of indigent patient—Involuntary patient, 388-861-211 Advising patient of rights, 388-861-221 Restoration procedure for a former involuntarily committed person's right to firearm possession, 388-861-231 Conversion to voluntary status by involuntary patient—Rights, 388-861-241 Rights of patient, 388-861-261 Requirements for certifying evaluation and treatment components, 388-861-263 Certification standards for evaluation and treatment program, 388-861-271 Outpatient component, 388-861-281 Emergency component, 388-861-291 Short-term inpatient component, 388-861-293 Certification procedure—Waivers—Provisional certification—Renewal of certification, 388-861-295 Decertification, 388-861-297 Appeal procedure, 388-861-301 Alternatives to inpatient treatment, 388-861-341 Use of restraints and seclusion by agency not certified as an evaluation and treatment facility, 388-861-351 Research, 388-861-361 Involuntary evaluation and treatment costs—Responsibility of involuntary patient, 388-861-363 Involuntary evaluation and treatment costs—Collection by agency, 388-861-365 Involuntary evaluation and treatment costs—Responsibility of county, 388-861-367 Involuntary evaluation and treatment costs—Responsibility of department, 388-861-371 Exceptions to rules—Waivers, 388-861-400 Mental health service provider license and certification fees, 388-861-401 Fee payment and refunds and 388-861-402 Denial, revocation, suspension, and reinstatement; and chapter 388-862 WAC, Community mental health program, WAC 388-862-010 Purpose and authority, 388-862-020 Definitions, 388-862-030 Waiver of rules, 388-862-040 Department responsibilities and duties, 388-862-050 Regional support networks—General responsibilities and duties, 388-862-060 Regional support networks—Recognition and certification, 388-862-070 Regional support networks—Penalties for noncompliance, 388-862-080 Regional support networks—Governance and community accountability, 388-862-090 Regional support networks—Financial management, 388-862-100 Regional support network—Awareness of services, 388-862-110 Regional support networks—Resource management, 388-862-120 Regional support networks—Management information, 388-862-130 Regional support networks—Staff qualifications, 388-862-140 Regional support networks—Housing, 388-862-150 Regional support networks and prepaid health plans—Quality improvement, 388-862-160 Regional support networks and prepaid health plans—Ombuds service, 388-862-170 Regional support networks and prepaid health plans—Consumer grievances, 388-862-180 Prepaid health plans—Purpose, 388-862-190 Prepaid health plans—Eligible consumers, 388-862-200 Prepaid health plans—Exemptions, 388-862-210 Prepaid health plans—Enrolled recipient's choice of primary care provider, 388-862-220 Prepaid health plans—Other services, 388-862-230 Prepaid health plans—Emergency services, 388-862-240 Prepaid health plans—Consumer request for second opinion, 388-862-250 Prepaid health plans—Enrollment termination, 388-862-260 Prepaid health plans—Audit, 388-862-270 Licensing procedures for service providers—Application and approval, 388-862-275 Mental health service provider

PERMANENT

license and certification fees, 388-862-276 Fee payment and refunds, 388-862-277 Denial, revocation, suspension, and reinstatement, 388-862-280 Licensing procedures for providers—Licensure status, 388-862-290 Licensed service providers—Written schedule of fees, 388-862-300 Licensed service providers—Quality assurance, 388-862-310 Licensed service providers—Staff qualifications, 388-862-320 Licensed service providers—Qualifications appropriate to the needs of the consumer population, 388-862-330 Personnel management—Affirmative action, 388-862-340 Consumer rights, 388-862-350 Consent to treatment and access to records, 388-862-360 Services administration—Confidentiality of consumer information, 388-862-370 Research—Requirements, 388-862-380 Licensed service providers—Accessibility, 388-862-390 Crisis response services, 388-862-400 Brief intervention services, 388-862-410 Community support services—General requirements, 388-862-420 Community support services—Case management services, 388-862-430 Community support services—Residential services, 388-862-440 Community support services—Employment services, 388-862-450 Community support services—Psychiatric and medical services, 388-862-460 Community support services—In-home services, and 388-862-470 Community support services—Consumer or advocate run services.

Statutory Authority for Adoption: RCW 71.05.560, 71.24.035 (5)(c), 71.34.800, 9.41.047, 43.20B.020, and 43.20B.335.

Adopted under notice filed as WSR 01-07-116 on March 21, 2001, with supplemental filing WSR 01-09-078 on April 17, 2001.

Changes Other than Editing from Proposed to Adopted Version: WAC 388-865-0201 (6)(g)(ii)(B), now reads as: "The number of state and county border counties in each RSN"; WAC 388-865-0201, new subsection (8) reads "To the extent authorized by the state legislature, RSN/PHPs may use local funds spent on health services to increase the collection of federal Medicaid funds. Local funds used for this purpose may not be used as match for any other federal funds or programs."; WAC 388-865-0203 (1)(a) and (b), reads: "...during the period January to December prior to the start of each biennium..."; WAC 388-865-0203 (1)(b), reads: "U is the number of each RSN's average daily census at the hospital during the 12 month period January to December prior to the start of each biennium divided by the average daily census at the hospital based on the utilization of hospital beds by RSNs included in the hospital catchment area..."; and WAC 388-865-0502, to reflect current practice, now reads, "At the discretion of the MHD an exception may be granted to allow a community facility to provide involuntary treatment to an adult. (1) For treatment in a facility that is not certified under WAC 388-865-0500 to persons on a 72-hour detention or 14-day commitment, the provider must submit a written request to the MHD. (2) For treatment on a 90 or 180-day inpatient involuntary commitment order, the RSN or its designee must submit a written request to the MHD..."

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 18, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 5, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 2, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 2, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 99, Amended 0, Repealed 123.

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 99, Amended 0, Repealed 123.

Effective Date of Rule: Thirty-one days after filing.

May 30, 2001

Brian H. Lindgren, Manager

Rules and Policies Assistance Unit

Chapter 388-865 WAC

COMMUNITY MENTAL HEALTH PROGRAMS

SECTION ONE—COMMUNITY MENTAL HEALTH AND INVOLUNTARY TREATMENT PROGRAMS

PERMANENT

NEW SECTION

WAC 388-865-0100 Purpose. Chapter 388-865 of the Washington Administrative Code implements chapters 71.05, 71.24, and 71.34 RCW, and the mental health Title XIX Section 1915 (b) Medicaid waiver provisions.

NEW SECTION

WAC 388-865-0105 What the mental health division does and how it is organized. (1) The department of social and health services is designated by the legislature as the state mental health authority, and has designated the mental health division to administer the state mental health program.

(2) To request an organizational chart, contact the mental health division at 1-888-713-6010 or (360) 902-8070, or write to the Mental Health Division Director, PO Box 45320, Olympia, WA 98504.

(3) Local services are administered by regional support networks (RSN), which are a county, or combination of counties, whose telephone number is located in the local telephone directory and can also be obtained by calling the mental health division at the above telephone number.

NEW SECTION

WAC 388-865-0110 Access to records of registration. The mental health division, regional support networks, mental health prepaid health plans, and service providers must ensure that information about the fact that a consumer has or is receiving mental health services is not shared or released except as specified under RCW 71.05.390 and other laws and regulations about confidentiality as noted below in WAC 388-865-0115.

NEW SECTION

WAC 388-865-0115 Access to clinical records. There are numerous federal and state rules and regulations on the subjects of confidentiality and access to consumer clinical records. Many of the rules are located in chapter 70.02 RCW, RCW 71.05.390, 71.05.400, 71.05.410, 71.05.420, 71.05.430, 71.05.440, 71.05.445, 71.05.610 through 71.05.680, 71.34.160, 71.34.162, 71.34.170, 71.34.200, 71.34.210, 71.34.220, 71.34.225, 13.50.100(4)(b), and 42 C.F.R. 431 and 438, and 42 C.F.R. Part 2 of the Code of Federal Regulations and are not repeated in these rules.

NEW SECTION

WAC 388-865-0120 Waiver of a minimum standard of this chapter. (1) A regional support network, mental health prepaid health plan, service provider or applicant subject to the rules in this chapter may request a waiver of any sections or subsections of these rules by submitting a request in writing to the director of the mental health division. The request must include:

(a) The name and address of the entity that is making the request;

(b) The specific section or subsection of these rules for which a waiver is being requested;

(c) The reason why the waiver is necessary, or the method the entity will use to meet the desired outcome of the section or subsection in a more effective and efficient manner;

(d) A description of the plan and timetable to achieve compliance with the minimum standard or to implement, test, and report results of an improved way to meet the intent of the section or subsection. In no case will the mental health division write a waiver of minimum standards for more than the time period of the entity's current license and/or certificate.

(2) For agencies contracting with a regional support network or mental health prepaid health plan, a statement by the regional support network or mental health prepaid health plan recommending mental health division approval of the request, including:

(a) Recommendations, if any, from the quality review team or ombuds staff; and

(b) A description of how consumers will be notified of changes made as a result of the exception.

(3) The mental health division makes a determination on the waiver request within thirty days from date of receipt. The review will consider the impact on accountability, accessibility, efficiency, consumer satisfaction, and quality of care and any violations of the request with state or federal law.

(4) When granting the request, the mental health division issues a notice to the person making the request, and the involved regional support network if the regional support network is not the applicant, that includes:

(a) The section or subsection waived;

(b) The conditions of acceptance;

(c) The timeframe for which the waiver is approved;

(d) Notification that the agreement may be reviewed by the mental health division and renewed, if requested.

(5) When denying the request, the mental health division includes the reason for the decision in the notice sent to the person making the request.

(6) The mental health division does not waive any requirement that is part of statute.

NEW SECTION

WAC 388-865-0150 Definitions. "Adult" means a person on or after their eighteenth birthday. For persons eligible for the Medicaid program, adult means a person on or after his/her twenty-first birthday.

"Child" means a person who has not reached his/her eighteenth birthday. For persons eligible for the Medicaid program, child means a person who has not reached his/her twenty-first birthday.

"Clinical services" means those direct age and culturally appropriate consumer services which either:

(1) Assess a consumer's condition, abilities or problems;

(2) Provide therapeutic interventions which are designed to ameliorate psychiatric symptoms and improve a consumer's functioning.

"Consumer" means a person who has applied for, is eligible for or who has received mental health services. For a child, under the age of thirteen, or for a child age thirteen or older whose parents or legal guardians are involved in the treatment plan, the definition of consumer includes parents or legal guardians.

"Consultation" means the clinical review and development of recommendations regarding the job responsibilities, activities, or decisions of, clinical staff, contracted employees, volunteers, or students by persons with appropriate knowledge and experience to make recommendations.

"Cultural competence" means a set of congruent behaviors, attitudes, and policies that come together in a system or agency and enable that system or agency to work effectively in cross-cultural situations. A culturally competent system of care acknowledges and incorporates at all levels the importance of language and culture, assessment of cross-cultural relations, knowledge and acceptance of dynamics of cultural differences, expansion of cultural knowledge and adaptation of services to meet culturally unique needs.

"Ethnic minority" or **"racial/ethnic groups"** means, for the purposes of this chapter, any of the following general population groups:

(1) African American;

(2) An American Indian or Alaskan native, which includes:

(a) A person who is a member of considered to be a member in a federally recognized tribe;

(b) A person determined eligible to be found Indian by the secretary of interior, and

(c) An Eskimo, Aleut, or other Alaskan native.

(d) A Canadian Indian, meaning a person of a treaty tribe, Metis community, or nonstatus Indian community from Canada.

(e) An unenrolled Indian meaning a person considered Indian by a federally or nonfederally recognized Indian tribe

PERMANENT

or off reservation Indian/Alaskan native community organization.

(3) Asian/Pacific Islander; or

(4) Hispanic.

"Medical necessity" or **"medically necessary"** - A term for describing a requested service which is reasonably calculated to prevent, diagnose, correct, cure, alleviate or prevent the worsening of conditions in the recipient that endanger life, or cause suffering or pain, or result in illness or infirmity, or threaten to cause or aggravate a handicap, or cause or physical deformity or malfunction, and there is no other equally effective, more conservative or substantially less costly course of treatment available or suitable for the person requesting service. For the purpose of this chapter "course of treatment" may include mere observation or, where appropriate, no treatment at all.

"Mental health division" means the mental health division of the Washington state department of social and health services (DSHS). DSHS has designated the mental health division as the state mental health authority to administer the state and Medicaid funded mental health program authorized by chapter 71.05, 71.24, and 71.34 RCW.

"Mental health professional" means:

(1) A psychiatrist, psychologist, psychiatric nurse or social worker as defined in chapter 71.05 and 71.34 RCW;

(2) A person with a masters degree or further advanced degree in counseling or one of the social sciences from an accredited college or university. Such person shall have, in addition, at least two years of experience in direct treatment of persons with mental illness or emotional disturbance, such experience gained under the supervision of a mental health professional;

(3) A person who meets the waiver criteria of RCW 71.24.260, which was granted prior to 1986.

(4) A person who had an approved waiver to perform the duties of a mental health profession that was requested by the regional support network and granted by the mental health division prior to July 1, 2001; or

(5) A person who has been granted a time-limited exception of the minimum requirements of a mental health professional by the mental health division consistent with WAC 388-865-265.

"Mental health specialist" means:

(1) A **"child mental health specialist"** is defined as a mental health professional with the following education and experience:

(a) A minimum of one hundred actual hours (not quarter or semester hours) of special training in child development and the treatment of children and youth with serious emotional disturbance and their families; and

(b) The equivalent of one year of full-time experience in the treatment of seriously emotionally disturbed children and youth and their families under the supervision of a child mental health specialist.

(2) A **"geriatric mental health specialist"** is defined as a mental health professional who has the following education and experience:

(a) A minimum of one hundred actual hours (not quarter or semester hours) of specialized training devoted to the mental health problems and treatment of persons sixty years of age or older; and

(b) The equivalent of one year of full-time experience in the treatment of persons sixty years of age or older, under the supervision of a geriatric mental health specialist.

(3) An **"ethnic minority mental health specialist"** is defined as a mental health professional who has demonstrated cultural competence attained through major commitment, ongoing training, experience and/or specialization in serving ethnic minorities, including evidence of one year of service specializing in serving the ethnic minority group under the supervision of an ethnic minority mental health specialist; and

(a) Evidence of support from the ethnic minority community attesting to the person's commitment to that community; or

(b) A minimum of one hundred actual hours (not quarter or semester hours) of specialized training devoted to ethnic minority issues and treatment of ethnic minority consumers.

(4) A **"disability mental health specialist"** is defined as a mental health professional with special expertise in working with an identified disability group. For purposes of this chapter only, **"disabled"** means an individual with a disability other than a mental illness, including a developmental disability, serious physical handicap, or sensory impairment.

(a) If the consumer is deaf, the specialist must be a mental health professional with:

(i) Knowledge about the deaf culture and psychosocial problems faced by people who are deaf; and

(ii) Ability to communicate fluently in the preferred language system of the consumer.

(b) The specialist for consumers with developmental disabilities must be a mental health professional who:

(i) Has at least one year's experience working with people with developmental disabilities; or

(ii) Is a developmental disabilities professional as defined in RCW 71.05.020.

"Older person" means an adult who is sixty years of age or older.

"Service recipient" means for the purposes of a mental health prepaid health plan, a consumer eligible for the Title XIX Medicaid program.

"Substantial hardship" means that a consumer will not be billed for emergency involuntary treatment if he or she meets the eligibility standards of the medically indigent program that is administered by the DSHS medical assistance administration.

"Supervision" means monitoring of the administrative, clinical, or clerical work performance of staff, students, volunteers, or contracted employees by persons with the authority to give direction and require change.

"Underserved" means consumers who are:

(1) Minorities;

(2) Children;

(3) Older adults;

(4) Disabled; or

(5) Low-income persons.

PERMANENT

SECTION TWO—REGIONAL SUPPORT NETWORKS

NEW SECTION

WAC 388-865-0200 Regional support networks. The mental health division contracts with certified regional support networks to administer all mental health services activities or programs within their jurisdiction using available resources. The regional support network must ensure services are responsive in an age and culturally competent manner to the mental health needs of its community. To gain and maintain certification, the regional support network must comply with all applicable federal, state and local laws and regulations, and all of the minimum standards of this section. The community mental health program administered by the regional support network includes the following programs:

(1) Administration of the involuntary treatment program, including investigation, detention, transportation, court related and other services required by chapter 71.05 and 71.34 RCW;

(2) Resource management program as defined in RCW 71.24.025(15) and this section;

(3) Community support services as defined in RCW 71.24.025(7);

(4) Residential and housing services as defined in RCW 71.24.025(14);

(5) Ombuds services;

(6) Quality review teams;

(7) Inpatient services as defined in chapter 71.05 and 71.34 RCW; and

(8) Services operated or staffed by consumers, former consumers, family members of consumers, or other advocates. If the service is clinical, the service must comply with the requirements for licensed services. Consumer or advocate run services may include, but are not limited to:

(a) Consumer and/or advocate operated businesses;

(b) Consumer and/or advocate operated and managed clubhouses;

(c) Advocacy and referral services;

(d) Consumer and/or advocate operated household assistance programs;

(e) Self-help and peer support groups;

(f) Ombuds service; and

(g) Other services.

NEW SECTION

WAC 388-865-0205 Initial certification of a regional support network. A regional support network is a county authority or group of county authorities that have a joint operating agreement. In order to gain certification as a regional support network, a county or group of counties must submit to the department:

(1) A statement of intent to become a regional support network;

(2) Documentation that the total population in the county or group of counties is not less than forty thousand;

(3) A joint operating agreement if the proposed regional support network is more than one county or includes a tribal authority. The agreement must include the following:

(a) Identification of a single authority with final responsibility for all available resources and performance of the contract with the department consistent with chapter 71.05, 71.24, and 71.34 RCW;

(b) Assignment of all responsibilities required by RCW 71.24.300; and

(c) Participation of tribal authorities in the agreement at the request of the tribal authorities.

(d) A preliminary operating plan completed according to departmental guidelines.

(4) Within thirty days of the submission the department will provide a written response either:

(a) Certifying the regional support network; or

(b) Denying certification because the requirements are not met.

NEW SECTION

WAC 388-865-0210 Renewal of regional support network certification. At least biennially the mental health division reviews the compliance of each regional support network with the statutes, applicable rules and regulations, applicable standards, and state minimum standards as defined in this chapter:

(1) If the regional support network is in compliance with the statutes, applicable rules and regulations, applicable standards, and state minimum standards, the mental health division provides the regional support network with a written certificate of compliance.

(2) If the regional support network is not in compliance with the statutes, applicable rules and regulations, the mental health division will provide the regional support network written notice of the deficiencies. In order to maintain certification, the regional support network must develop a plan of corrective action approved by the mental health division.

(3) If the regional support network fails to develop an approved plan of corrective action or does not complete implementation of the plan within the timeframes specified, the mental health division may initiate procedures to suspend, revoke, limit, or restrict certification consistent with the provisions of RCW 71.24.035 (7) through (11) and of 43.20A.205. The mental health division sends a written decision to revoke, suspend, or modify the former certification, with the reasons for the decision and informing the regional support network of its right to an administrative hearing.

(4) The mental health division may suspend or revoke the certification of a regional support network immediately if the mental health division determines that deficiencies imminently jeopardize the health and safety of consumers.

NEW SECTION

WAC 388-865-0215 Consumer eligibility and payment for services. (1) Within available resources as defined in RCW 71.24.025(2), the regional support network must serve consumers in the following order of priority as defined in RCW 71.24.035 (5)(b):

PERMANENT

(a) Acutely mentally ill persons;

(b) Chronically mentally ill adults and severely emotionally disturbed children;

(c) Seriously disturbed persons.

(2) Consumers eligible for the Title XIX Medicaid program are entitled to receive covered medically necessary services from a mental health prepaid health plan without charge to the consumer;

(3) The consumer or the parent(s) of a child who has not reached their eighteenth birthday, the legal guardian, or the estate of the consumer is responsible for payment for services provided. The consumer may apply to the following entities for payment assistance:

(a) DSHS for medical assistance;

(b) The community support provider for payment responsibility based on a sliding fee scale; or

(c) The regional support network for authorization of payment for involuntary evaluation and treatment services for consumers who would experience a substantial hardship as defined in WAC 388-865-0150.

NEW SECTION

WAC 388-865-0220 Standards for administration. The regional support network must demonstrate that it meets the requirements of chapter 71.05, 71.24, and 71.34 RCW, and ensures the effectiveness and cost effectiveness of community mental health services in an age and culturally competent manner. The regional support network must:

(1) Establish a governing board that includes, where applicable, representation from tribal authorities, consistent with RCW 71.24.300;

(2) For multi-county regional support networks, function as described in the regional support network joint operating agreement;

(3) Ensure the protection of consumer and family rights as described in this chapter, and chapter 71.05 and 71.34 RCW; and other applicable statutes for consumers involved in multiservice systems;

(4) Collaborate with and make reasonable efforts to obtain and use resources in the community to maximize services to consumers;

(5) Educate the community regarding mental illness to diminish stigma;

(6) Maintain agreement(s) with sufficient numbers of certified involuntary inpatient evaluation and treatment facilities to ensure that persons eligible for regional support network services have access to inpatient care;

(7) Develop publicized forums in which to seek and include input about service needs and priorities from community stakeholders, including:

(a) Consumers;

(b) Family members and consumer advocates;

(c) Culturally diverse communities including consumers who have limited English proficiency;

(d) Service providers;

(e) Social service agencies;

(f) Organizations representing persons with a disability;

(g) Tribal authorities; and

(h) Underserved groups.

(8) Maintain job descriptions for regional support staff with qualifications for each position with the education, experience, or skills relevant to job requirements; and

(9) Provide orientation and ongoing training to regional support network staff in the skills pertinent to the position and the treatment population, including age and culturally competent consultation with consumers, families, and community members.

(10) Identify trends and address service gaps;

(11) The regional support network must provide an updated two-year plan biennially to the mental health division for approval consistent with the provisions of RCW 71.24.300(1). The biennial plan must be submitted to the regional support network governing board for approval and to the advisory board for review and comment.

NEW SECTION

WAC 388-865-0221 Public awareness of mental health services. The regional support network or its designee must provide public information on the availability of mental health services. The regional support network must:

(1) Maintain listings of services in telephone directories and other public places such as libraries, community services offices, juvenile justice facilities, of the service area. The regional support network or its designee must prominently display listings for crisis services in telephone directories;

(2) Publish and disseminate brochures and other materials or methods for describing services and hours of operation that are appropriate for all individuals, including those who may be visually impaired, limited-English proficient, or unable to read;

(3) Post and make information available to consumers regarding the ombuds service consistent with WAC 388-865-0250, and local advocacy organizations that may assist consumers in understanding their rights.

NEW SECTION

WAC 388-865-0222 Advisory board. The regional support network must promote active engagement with persons with mental disorders, their families and services providers by soliciting and using their input to improve its services. The regional support network must appoint an advisory board that:

(1) Is broadly representative of the demographic character of the region and the ethnicity and broader cultural aspects of consumers served;

(2) Is composed of at least fifty-one percent:

(a) Current consumers or past consumers of public mental health services, including those who are youths, older adults, or who have a disability; and

(b) Family, foster family members, or care givers of consumers, including parents of emotionally disturbed children.

(3) Independently reviews and provides comments to the regional support network governing board on plans, budgets, and policies developed by the regional support network to implement the requirements of this section, chapter 71.05, 71.24, 71.34 RCW and applicable federal law and regulations.

PERMANENT

NEW SECTION

WAC 388-865-0225 Resource management. The regional support network must establish mechanisms which maximize access to and use of age and culturally competent mental health services, and ensure eligible consumers receive appropriate levels of care. The regional support network must:

(1) Authorize admission, transfers and discharges for eligible consumers into and out of the following services:

(a) Community support services;

(b) Residential services; and

(c) Inpatient evaluation and treatment services.

(2) Ensure that services are provided according to the consumer's individualized service plan;

(3) Not require preauthorization of emergency services and transportation for emergency services that are required by an eligible consumer;

(4) Identify in the agreement with the mental health division any of these duties it has delegated to a subcontractor.

NEW SECTION

WAC 388-865-0229 Inpatient services. The regional support network must develop and implement age and culturally competent services that are consistent with chapter 71.24, 71.05, and 71.34 RCW. The regional support network must:

(1) For voluntary inpatient services: Develop and implement formal agreements with inpatient services funded by the regional support network regarding:

(a) Referrals;

(b) Admissions; and

(c) Discharges.

(2) For involuntary evaluation and treatment services:

(a) Maintain agreements with sufficient numbers of certified involuntary evaluation and treatment facilities to ensure that consumers eligible for regional support network services have access to involuntary inpatient care. The agreements must address regional support network responsibility for discharge planning;

(b) Determine which service providers on whose behalf the regional support network will apply on behalf of for certification by the mental health division;

(c) Ensure that all service providers or its subcontractors that provide evaluation and treatment services are currently certified by the mental health division and licensed by the department of health;

(d) Ensure periodic reviews of the evaluation and treatment service facilities consistent with regional support network procedures and notify the appropriate authorities if it believes that a facility is not in compliance with applicable statutes, rules and regulations.

(3) Authorize admissions, transfers and discharges into and out of inpatient evaluation and treatment services for eligible consumers including:

(a) State psychiatric hospitals:

(i) Western state hospital;

(ii) Eastern state hospital;

(iii) Child study and treatment center.

(b) Community hospitals;

(c) Residential inpatient evaluation and treatment facilities licensed by the department of health as adult residential rehabilitation centers; and

(d) Children's long-term inpatient program.

(4) Receive prior approval from the mental health division in the form of a single bed certification for services to be provided to consumers on a ninety- or one hundred eighty-day community inpatient involuntary commitment order consistent with the exception criteria in WAC 388-865-0502; and

(5) Identify in the agreement with the mental health division any of these duties is has delegated to a subcontractor.

NEW SECTION

WAC 388-865-0230 Community support services. The regional support network must develop and coordinate age and culturally competent community support services that are consistent with chapter 71.24, 71.05, and 71.34 RCW:

(1) Provide the following services directly, or contract with sufficient numbers and variety of licensed and/or certified service providers to ensure that persons eligible for regional support network services have access to at least the following services:

(a) Emergency crisis intervention services;

(b) Case management services;

(c) Psychiatric treatment including medication supervision;

(d) Counseling and psychotherapy services;

(e) Day treatment services as defined in RCW 71.24.300(5) and 71.24.035(7); and

(f) Consumer employment services as defined in RCW 71.24.035 (5)(e).

(2) Conduct prescreening determinations for providing community support services for persons with mental illness who are being considered for placement in nursing homes (RCW 71.24.025(7) and 71.24.025(9)); and

(3) Complete screening for persons with mental illness who are being considered for admission to residential services funded by the regional support network (RCW 71.24.025 and 71.24.025(9)).

NEW SECTION

WAC 388-865-0235 Residential and housing services. The regional support network must ensure:

(1) Active promotion of consumer access to, and choice in, safe and affordable independent housing that is appropriate to the consumer's age, culture, and residential needs.

(2) Provision of services to families of eligible children and to eligible consumers who are homeless or at imminent risk of becoming homeless as defined in Public Law 100-77, through outreach, engagement and coordination or linkage of services with shelter and housing.

(3) The availability of community support services, with an emphasis supporting consumers in their own home or where they live in the community, with residences and residential supports prescribed in the consumer's treatment plan.

This includes a full range of residential services as required in RCW 71.24.025 (7) and (14); and chapter 71.24.025(14) RCW.

(4) That eligible consumers in residential facilities receive mental health services consistent with their individual service plan, and are advised of their rights, including long-term care rights (chapter 70.129 RCW).

(5) If supervised residential services are needed they are provided only in licensed facilities:

(a) An adult family home that is licensed under chapter 388-76 WAC.

(b) A boarding home facility that is licensed under chapter 388-78A WAC.

(c) An adult residential rehabilitative center facility that is licensed under chapter 246-325 WAC.

(6) The active search of comprehensive resources to meet the housing needs of consumers.

NEW SECTION

WAC 388-865-0240 Consumer employment services. The regional support network must coordinate with rehabilitation and employment services to assure that consumers wanting to work are provided with employment services consistent with WAC 388-865-0464.

NEW SECTION

WAC 388-865-0245 Administration of the Involuntary Treatment Act. The regional support network must establish policies and procedures for administration of the involuntary treatment program, including investigation, detention, transportation, court related and other services required by chapter 71.05 and 71.34 RCW. This includes:

(1) Designating mental health professionals to perform the duties of involuntary investigation and detention in accordance with the requirements of chapter 71.05 and 71.34 RCW.

(2) Documenting consumer compliance with the conditions of less restrictive alternative court orders by:

(a) Ensuring periodic evaluation of each committed consumer for release from or continuation of an involuntary treatment order. Evaluations must be recorded in the clinical record, and must occur at least monthly for ninety and one hundred eighty-day commitments.

(b) Notifying the county designated mental health professional if noncompliance with the less restrictive order impairs the individual sufficiently to warrant detention or evaluation for detention and petitioning for revocation of the less restrictive alternative court order.

(3) Ensuring that when a peace officer or county designated mental health professional escorts a consumer to a facility, the county designated mental health professional must take reasonable precautions to safeguard the consumer's property including:

(a) Safeguarding the consumer's property in the immediate vicinity of the point of apprehension;

(b) Safeguarding belongings not in the immediate vicinity if there may be possible danger to those belongings;

(c) Taking reasonable precautions to lock and otherwise secure the consumer's home or other property as soon as possible after the consumer's initial detention.

NEW SECTION

WAC 388-865-0250 Ombuds services. The regional support network must provide unencumbered access to and maintain the independence of the ombuds service as set forth in this section and in the agreement between mental health division and the regional support network. The mental health division and the regional support network must include representatives of consumer and family advocate organizations when revising the terms of the agreement regarding the requirements of this section. Ombuds members must be current consumers of the mental health system, past consumers or family members. The regional support network must maintain an ombuds service that:

(1) Is responsive to the age and demographic character of the region and assists and advocates for consumers with resolving complaints and grievances at the lowest possible level;

(2) Is independent of service providers;

(3) Receives and investigates consumer, family member, and other interested party complaints and grievances;

(4) Is accessible to consumers, including a toll-free, independent phone line for access;

(5) Is able to access service sites and records relating to the consumer with appropriate releases so that it can reach out to consumers, and resolve complaints and/or grievances;

(6) Receives training and adheres to confidentiality consistent with this chapter and chapter 71.05, 71.24, and 70.02 RCW;

(7) Continues to be available to investigate, advocate and assist the consumer through the grievance and administrative hearing processes;

(8) Involves other persons, at the consumer's request;

(9) Assists consumers in the pursuit of formal resolution of complaints;

(10) If necessary, continues to assist the consumer through the fair hearing processes;

(11) Coordinates and collaborates with allied systems' advocacy and ombuds services to improve the effectiveness of advocacy and to reduce duplication of effort for shared clients;

(12) Provides information on grievance experience to the regional support network and mental health division quality management process; and

(13) Provides reports and formalized recommendations at least biennially to the mental health division and regional support network advisory and governing boards, quality review team, local consumer and family advocacy groups, and provider network.

NEW SECTION

WAC 388-865-0255 Consumer grievance process. The regional support network must develop a process for reviewing consumer complaints and grievances. A complaint is defined as a verbal statement of dissatisfaction with

PERMANENT

some aspect of mental health services. A grievance is a written request that a complaint be heard and adjudicated, usually undertaken after attempted resolution of a complaint fails. The process must be submitted to the mental health division for written approval and incorporation into the agreement between the regional support network and the mental health division. The process must:

(1) Be age, culturally and linguistically competent;

(2) Ensure acknowledgment of receipt of the grievance the following working day. This acknowledgment may be by telephone, with written acknowledgment mailed within five working days;

(3) Ensure that grievances are investigated and resolved within thirty days. This timeframe can be extended by mutual written agreement, not to exceed ninety days;

(4) Be published and made available to all current or potential users of publicly funded mental health services and advocates in language that is clear and understandable to the individual;

(5) Encourage resolution of complaints at the lowest level possible;

(6) Include a formal process for dispute resolution;

(7) Include referral of the consumer to the ombuds service for assistance at all levels of the grievance and fair hearing processes;

(8) Allow the participation of other people, at the grievant's choice;

(9) Ensure that the consumer is mailed a written response within thirty days from the date a written grievance is received by the regional support network;

(10) Ensure that grievances are resolved even if the consumer is no longer receiving services;

(11) Continue to provide mental health services to the grievant during the grievance and fair hearing process;

(12) Ensure that full records of all grievances are kept for five years after the completion of the grievance process in confidential files separate from the grievant's clinical record. These records must not be disclosed without the consumer's written permission, except as necessary to resolve the grievance or to DSHS if a fair hearing is requested;

(13) Provide for follow-up by the regional support network to assure that there is no retaliation against consumers who have filed a grievance;

(14) Make information about grievances available to the regional support network;

(15) Inform consumers of their right to file an administrative hearing with DSHS without first accessing the contractor's grievance process. Consumers must utilize the regional support network grievance process prior to requesting disenrollment;

(16) Inform consumers of their right to use the DSHS prehearing and administrative hearing processes as described in chapter 388-02 WAC. Consumers have this right when:

(a) The consumer believes there has been a violation of DSHS rule;

(b) The regional support network did not provide a written response within thirty days from the date a written request was received;

(c) The regional support network, mental health prepaid health plan, the department of social and health services, or a provider denies services.

NEW SECTION

WAC 388-865-0260 Mental health professionals and specialists. The regional support network must assure sufficient numbers of mental health professionals and specialists are available in the service area to meet the needs of eligible consumers. The regional support network must:

(1) Document efforts to acquire the services of the required mental health professionals and specialists;

(2) Ensure development of a training program using in-service training or outside resources to assist service providers to acquire necessary skills and experience to serve the needs of the consumer population;

(3) If more than five hundred persons in the total population in the regional support network geographic area report in the U.S. census that they belong to racial/ethnic groups as defined in WAC 388-865-0150, the regional support network must contract or otherwise establish a working relationship with the required specialists to:

(a) Provide all or part of the treatment services for these populations; or

(b) Supervise or provide consultation to staff members providing treatment services to these populations.

NEW SECTION

WAC 388-865-0265 Mental health professional—Exception. The regional support network may request an exception of the requirements of a mental health professional for a person with less than a masters degree level of training. The mental health division may grant an exception of the minimum requirements on a time-limited basis and only with a demonstrated need for an exception under the following conditions:

(1) The regional support network has made a written request for an exception including:

(a) Demonstration of the need for an exception;

(b) The name of the person for whom an exception is being requested;

(c) The functions which the person will be performing;

(d) A statement from the regional support network that the person is qualified to perform the required functions based on verification of required education and training, including:

(i) Bachelor of Arts or Sciences degree from an accredited college or university;

(ii) Course work or training in making diagnoses, assessments, and developing treatment plans; and

(iii) Documentation of at least five years of direct treatment of persons with mental illness under the supervision of a mental health professional.

(2) The regional support network assures that periodic supervisory evaluations of the individual's job performance are conducted;

(3) The regional support network submits a plan of action to assure the individual will become qualified no later

PERMANENT

than two years from the date of exception. The regional support network may apply for renewal of the exception. The exception may not be transferred to another regional support network or to use for an individual other than the one named in the exception;

(4) If compliance with this rule causes a disproportionate economic impact on a small business as defined in the Regulatory Fairness Act, chapter 19.85 RCW, and the business does not contract with a regional support network, the small business may request the exception directly from the mental health division.

NEW SECTION

WAC 388-865-0270 Financial management. The regional support network must be able to demonstrate that it ensures the effectiveness and cost effectiveness of community mental health services. The regional support network must:

(1) Spend funds received by the mental health division in accordance with its contract and to meet the requirements of chapter 71.05, 71.24, 71.34 RCW, and the State Appropriations Act;

(2) Use accounting procedures that are consistent with applicable state and federal requirements and generally accepted accounting principles (GAAP), with the following additional requirements:

(a) Include as assets all property, equipment, vehicles, buildings, capital reserve funds, operating reserve funds, risk reserve funds, or self-insurance funds.

(b) Interest accrued on funds stated in this section must be accounted for and kept for use by the regional support network.

(c) Property, equipment, vehicles, and buildings must be properly inventoried with a physical inventory conducted at least every two years.

(d) Proceeds from the disposal of any assets must be retained by the regional support network for purposes of subsection (1) of this section.

(3) Comply with the 1974 county maintenance of effort requirement for administration of the Involuntary Treatment Act (chapter 71.05 RCW) and 1990 county maintenance of effort requirement for community programs for adults consistent with RCW 71.24.160, and in the case of children, no state funds shall replace local funds from any source used to finance administrative costs for involuntary commitment procedures conducted prior to January 1, 1985 (chapter 71.34 RCW);

(4) Maintain accounting procedures to ensure that accrued interest and excess reserve balances are returned to the regional support network for use in the public mental health system.

NEW SECTION

WAC 388-865-0275 Management information system. The regional support network must be able to demonstrate that it collects and manages information that shows the effectiveness and cost effectiveness of mental health services. The regional support network must:

(1) Operate an information system and ensure that information about consumers who receive publicly funded mental health services is reported to the state mental health information system according to mental health division guidelines.

(2) Ensure that the information reported is:

(a) Sufficient to produce accurate regional support network reports; and

(b) Adequate to locate case managers in the event that a consumer requires treatment by a service provider that would not normally have access to treatment information about the consumer.

(3) Ensure that information about consumers is shared or released between service providers only in compliance with state statutes (see chapter 70.02, 71.05, and 71.34 RCW) and this chapter. Information about consumers and their individualized crisis plans must be available:

(a) Twenty-four hours a day, seven days a week to county-designated mental health professionals and inpatient evaluation and treatment facilities, as consistent with confidentiality statutes; and

(b) To the state and regional support network staff as required for management information and program review.

(4) Maintain on file a statement signed by regional support network, county or service provider staff having access to the mental health information systems acknowledging that they understand the rules on confidentiality and will follow the rules.

(5) Take appropriate action if a subcontractor or regional support network employee willfully releases confidential information, as required by chapter 71.05 RCW.

NEW SECTION

WAC 388-865-0280 Quality management process. The regional support network must implement a process for continuous quality improvement in the delivery of culturally competent mental health services. The regional support network must submit a quality management plan as part of the written biennial plan to the mental health division for approval. All changes to the quality management plan must be submitted to the mental health division for approval prior to implementation. The plan must include:

(1) Roles, structures, functions and interrelationships of all the elements of the quality management process, including but not limited to the regional support network governing board, clinical and management staff, advisory board, ombuds service, and quality review teams.

(2) Procedures to ensure that quality management activities are effectively and efficiently carried out with clear management and clinical accountability, including methods to:

(a) Collect, analyze and display information regarding:

(i) The capacity to manage resources and services, including financial and cost information and compliance with statutes, regulations and agreements;

(ii) System performance indicators;

(iii) Quality and intensity of services;

(iv) Incorporation of feedback from consumers, allied service systems, community providers, ombuds and quality review team;

PERMANENT

(v) Clinical care and service utilization including consumer outcome measures; and

(vi) Recommendations and strategies for system and clinical care improvements, including information from exit interviews of consumers and practitioners.

(b) Monitor management information system data integrity;

(c) Monitor complaints, grievances and adverse incidents for adults and children;

(d) Monitor contracts with contractors and to notify the mental health division of observations and information indicating that providers may not be in compliance with licensing or certification requirements;

(e) Immediately investigate and report allegations of fraud and abuse of the contractor or subcontractor to the mental health division;

(f) Monitor delegated administrative activities;

(g) Identify necessary improvements;

(h) Interpret and communicate practice guidelines to practitioners;

(i) Implement change;

(j) Evaluate and report results;

(k) Demonstrate use of all corrective actions to improve the system;

(l) Consider system improvements based on recommendations from all on-site monitoring, evaluation and accreditation/certification reviews;

(m) Review update, and make the plan available to community stakeholders.

(3) Targeted improvement activities, including:

(a) Performance measures that are objective, measurable, and based on current knowledge/best practice including at least those defined by the mental health division in the agreement with the regional support network;

(b) An analysis of consumer care covering a representative sample of at least ten percent of consumers or five hundred consumers, whichever is smaller;

(c) Efficient use of human resources; and

(d) Efficient business practices.

NEW SECTION

WAC 388-865-0282 Quality review teams. The regional support network must establish and maintain unencumbered access to and maintain the independence of a quality review team as set forth in this section and in the agreement between mental health division and the regional support network. The quality review team must include current consumers of the mental health system, past consumers or family members. The regional support network must assure that quality review teams:

(1) Fairly and independently review the performance of the regional support network and service providers to evaluate systemic customer service issues as measured by objective indicators of consumer outcomes in rehabilitation, recovery and reintegration into the mainstream of social, employment and educational choices, including:

(a) Quality of care;

(b) The degree to which services are consumer-focused/directed and are age and culturally competent;

(c) The availability of alternatives to hospitalization, cross-system coordination and range of treatment options; and

(d) The adequacy of the regional support network's cross system linkages including, but not limited to schools, state and local hospitals, jails and shelters.

(2) Have the authority to enter and monitor any agency providing services for area regional support network consumers, including state and community hospitals, freestanding evaluation and treatment facilities, and community support service providers;

(3) Meet with interested consumers and family members, allied service providers, including state or community psychiatric hospitals, regional support network contracted service providers, and persons that represent the age and ethnic diversity of the regional support network to:

(a) Determine if services are accessible and address the needs of consumers based on sampled individual recipient's perception of services using a standard interview protocol developed by the mental health division. The protocol will query the sampled individuals regarding ease of accessing services, the degree to which services address medically necessary needs (acceptability), and the benefit of the service received; and

(b) Work with interested consumers, service providers, the regional support network, and DSHS to resolve identified problems.

(4) Provide reports and formalized recommendations at least biennially to the mental health division, the mental health advisory committee and the regional support network advisory and governing boards and ensure that input from the quality review team is integrated into the overall regional support network quality management process, ombuds services, local consumer and family advocacy groups, and provider network; and

(5) Receive training and adhere to confidentiality standards.

NEW SECTION

WAC 388-865-0284 Standards for contractors and subcontractors. The regional support network must not subcontract for clinical services to be provided using state funds unless the subcontractor is licensed and/or certified by the mental health division for those services or is personally licensed by the department of health as defined in chapter 48.43, 18.57, 18.71, 18.83, or 18.79 RCW. The regional support network must:

(1) Require and maintain documentation that contractors and subcontractors are licensed, certified, or registered in accordance with state or federal laws;

(2) Follow applicable requirements of the regional support network agreement with the mental health division;

(3) Demonstrate that it monitors contracts with contractors and notifies the mental health division of observations and information indicating that providers may not be in compliance with licensing or certification requirements; and

(4) Terminate its contract with a provider if the mental health division notifies the regional support network of a pro-

PERMANENT

vider's failure to attain or maintain licensure or certification, if applicable.

NEW SECTION

WAC 388-865-0286 Coordination with a mental health prepaid health plan. If the regional support network is not also a mental health prepaid health plan, the regional support network must ensure continuity of services between itself and the mental health prepaid health plan by maintaining a working agreement about coordination for at least the following services:

(1) Community support services;

(2) Inpatient evaluation and treatment services;

(3) Residential services;

(4) Transportation services;

(5) Consumer employment services;

(6) Administration of involuntary treatment investigation and detention services; and

(7) Immediate crisis response after presidential declaration of a disaster.

NEW SECTION

WAC 388-865-0288 Regional support networks as a service provider. A regional support network may operate as a community support service provider under the following circumstances:

(1) Meeting the criteria specified in RCW 71.24.037 and 71.24.045;

(2) Maintaining a current license as a community support service provider from the mental health division.

SECTION THREE—MENTAL HEALTH PREPAID HEALTH PLANS

NEW SECTION

WAC 388-865-0300 Mental health prepaid health plans. A mental health prepaid health plan is an entity that contracts with the mental health division to administer mental health services for people who are eligible for the Title XIX Medicaid program. The mental health prepaid health plan must ensure services are responsive in an age and culturally competent manner to the mental health needs of its community. To be eligible for a contract as a mental health prepaid health plan, the entity must:

(1) Provide documentation of a population base of forty-one thousand six hundred Medicaid eligible persons (covered lives) within the service area or receive approval from the mental health division based on submittal of an actuarially sound risk management profile;

(2) Maintain certification as a regional support network or licensure by the Washington state office of the insurance commissioner as a health care service contractor under chapter 48.44 RCW.

NEW SECTION

WAC 388-865-0305 Regional support network contracting as a mental health prepaid health plan. A regional support network contracting with the mental health division as a mental health prepaid health plan must comply with all requirements for a regional support network and the additional requirements for a prepaid health plan.

NEW SECTION

WAC 388-865-0310 Mental health prepaid health plans—Minimum standards. To be eligible for a contract, a mental health prepaid health plan must comply with all applicable federal, state, and local statutes and regulations and meet all of the minimum standards of WAC 388-865-300 through 388-865-355. The mental health prepaid health plan must:

(1) Provide medically necessary mental health services that are age and culturally competent for all Medicaid recipients in the service area within a capitated rate;

(2) Provide outreach to consumers, including homeless persons and families as defined in Public Law 100-77, and home-bound individuals;

(3) Demonstrate working partnerships with tribal authorities for the delivery of services that blend with tribal values, beliefs and culture;

(4) Develop and maintain written subcontracts that clearly recognize that legal responsibility for administration of the service delivery system remains with the mental health prepaid health plan, as identified in the agreement with the mental health division;

(5) Retain responsibility to ensure that applicable standards of state and federal statute and regulations and this chapter are met even when it delegates duties to subcontractors;

(6) Ensure the protection of consumer and family rights as described in chapter 71.05 and 71.34 RCW;

(7) Ensure compliance with the following standards:

(a) WAC 388-865-0220, Standards for administration;

(b) WAC 388-865-0225, Resource management program;

(c) WAC 388-865-0229, Inpatient services and treatment services;

(d) WAC 388-865-0230, Community support services;

(e) WAC 388-865-0250, Ombuds services;

(f) WAC 388-865-0255, Consumer grievance process;

(g) WAC 388-865-0260, Mental health professionals or specialists;

(h) WAC 388-865-0265, Mental health professional—Exception;

(i) WAC 388-865-0270, Financial management;

(j) WAC 388-865-0275, Management information system;

(k) WAC 388-865-0280, Quality management process;

(l) WAC 388-865-0282, Quality review teams; and

(m) WAC 388-865-0284, Standards for contractors and subcontractors.

PERMANENT

NEW SECTION

WAC 388-865-0315 Governing body. The mental health prepaid health plan must establish a governing body responsible for oversight of the mental health prepaid health plan. The governing body must:

(1) Be free from conflict of interest and all appearance of conflict of interest between personal, professional and fiduciary interests of a governing body member and the best interests of the prepaid health plan and the consumers it serves.

(2) Have rules about:

(a) When a conflict of interest becomes evident;

(b) Not voting or joining a discussion when a conflict of interest is present; and

(c) When the body scan assign the matter to others, such as staff or advisory bodies.

NEW SECTION

WAC 388-865-0320 Utilization management. Utilization management is the way the mental health prepaid health plan authorizes or denies mental health services, monitors services, and follows the level of care guidelines. To demonstrate the impact on enrollee access to care of adequate quality, a mental health prepaid health plan must provide utilization management of the community mental health rehabilitation services (42 C.F.R. 440) that is independent of service providers. This process must:

(1) Provide effective and efficient management of resources;

(2) Assure capacity sufficient to deliver appropriate quality and intensity of services to enrolled consumers without a wait list consistent with the agreement with the mental health division;

(3) Plan, coordinate, and authorize community support services;

(4) Ensure that services are provided according to the individual service plan;

(5) Ensure assessment and monitoring processes are in place by which service delivery capacity responds to changing needs of the community and enrolled consumers;

(6) Develop, implement, and enforce written level of care guidelines for admission, placements, transfers and discharges into and out of services. The guidelines must address:

(a) A clear process for the mental health prepaid health plan's role in the decision-making process about admission and continuing stay at various levels is available in language that is clearly understood by all parties involved in an individual consumer's care, including laypersons;

(b) Criteria for admission into various levels of care, including community support, inpatient and residential services that are clear and concrete;

(c) Methods to ensure that services are individualized to meet the needs for all Medicaid consumers served, including consumers of different ages, cultures, languages, civil commitment status, physical abilities, and unique service needs; and

(d) To the extent authorization of care at any level of care or at continuing stay determinations is delegated, the mental health prepaid health plan retains a sufficiently strong and regular oversight role to assure those decisions are being made appropriately.

(7) Collect data that measures the effectiveness of the criteria in ensuring that all eligible people get services that are appropriate to his/her needs;

(8) Report to the mental health division any knowledge it gains that the mental health prepaid health plan or service provider is not in compliance with all state and federal laws and regulations.

NEW SECTION

WAC 388-865-0325 Risk management. The mental health prepaid health plan must:

(1) Assume the financial risk of providing community mental health outpatient rehabilitation services, community hospital services and operation of a capitated mental health managed care system for the Medicaid eligible persons in the service area;

(2) Maintain a risk reserve of annual premium payments as defined by chapter 48.44 RCW or the actuarial analysis submitted with the formal request for waiver for mental health approved by the Health Care Financing Administration. All other mental health reserves and undesignated fund balances shall be limited to no more than ten percent of annual revenues supporting the prepaid health plan's mental health program;

(3) Demonstrate solvency and manage all fiscal matters within the managed care system, including:

(a) Current pro-forma;

(b) Financial reports;

(c) Balance sheets;

(d) Revenue and expenditure; and

(e) An analysis of reserve account(s) and fund balance(s) information including a detailed composition of capital, operating, and risk reserves and or fund balances.

(4) Maintain policies for each reserve account and have a process for collecting and disbursing reserves to pay for costs incurred by the mental health prepaid health plan;

(5) Demonstrate capacity to process claims for members of the contracted provider network and any emergency service providers accessed by consumers while out of the mental health prepaid health plan service area within sixty days using methods consistent with generally accepted accounting practices;

(6) Comply with the requirements of section 1128 (b) of the Social Security Act, which prohibits making payments directly or indirectly to physicians or other providers as an inducement to reduce or limit services provided to consumers;

(7) In accordance with the Medicaid section 1915b waiver, the mental health prepaid health plan is required to pay for psychiatric inpatient services in community hospitals either through a direct contract with community hospitals or through an agreement with the department. In the event that the mental health prepaid health plan chooses to use the department as its fiscal agent, the plan agrees to abide by all

PERMANENT

policies, rules, payment requirements, and levels promulgated by the medical assistance administration. If the plan chooses to direct contract, the plan is responsible for executing contracts for sufficient hospital capacity pursuant to a plan approved by the mental health division.

NEW SECTION

WAC 388-865-0330 Marketing/education of mental health services. The mental health prepaid health plan must demonstrate that it provides information to eligible persons so that they are aware of available mental health services and how to access them. The mental health prepaid health plan must:

(1) Develop and submit marketing/education plan(s) and procedures to the mental health division within the timeframes in the agreement with the mental health division for approval prior to issuance. The plan shall, at a minimum, include information on the following:

(a) Consumer rights and responsibilities;

(b) The service recipient's right to disenroll;

(c) Cross-system linkages;

(d) Access to mental health services for diverse populations, including other languages than English;

(e) Use of media;

(f) Stigma reduction;

(g) Subcontractor participation/involvement;

(h) Plan for evaluation of marketing strategy;

(i) Procedures and materials, and any revisions thereof; and

(j) Maintain listings of mental health services with toll-free numbers in the telephone and other public directories of the service area.

(2) Describe services and hours of operations through brochures and other materials and other methods of advertising;

(3) Assure that the materials and methods are effective in reaching people who may be visually impaired, have limited comprehension of written or spoken English, or who are unable to read. At a minimum, all written materials generally available to service recipients shall be translated to the most commonly used languages in the service area;

(4) Post and otherwise make information available to consumers about ombuds services and local advocacy organizations that may assist consumers in understanding their rights;

(5) Ensure distribution of written educational material(s) to consumers, allied systems and local community resources including:

(a) Annual brochure(s) containing educational material on major mental illnesses and the range of options for treatment, supports available in the system, including medication and formal psychotherapies, as well as alternative approaches that may be appropriate to age, culture and preference of the service recipient;

(b) Information regarding the scope of available benefits (e.g., inpatient, outpatient, residential, employment, community support);

(c) Service locations, crisis response services; and

(d) Service recipients' responsibilities with respect to out-of-area emergency services; unauthorized care; noncovered services; complaint process, grievance procedures; and other information necessary to assist in gaining access.

(6) Ensure marketing plans, procedures and materials are accurate and do not mislead, confuse or defraud the service recipient.

NEW SECTION

WAC 388-865-0335 Consumer enrollment. (1) DSHS enrolls a Medicaid recipient in a mental health prepaid health plan when the person resides in the contracted service area;

(2) An enrolled Medicaid consumer who requests or receives medically necessary nonemergency community mental health rehabilitation services requests and receives such service from the assigned mental health prepaid health plan through authorized providers only;

(3) An enrolled Medicaid consumer does not need to request disenrollment from the mental health division when the recipient moves from one mental health prepaid health plan to another.

NEW SECTION

WAC 388-865-0340 Consumer disenrollment. (1) The mental health division must disenroll a Medicaid consumer from his/her mental health prepaid health plan only when the consumer:

(a) Loses eligibility for Title XIX Medicaid services; or

(b) Is deceased.

(2) On a case-by-case basis, the mental health division will disenroll a consumer from his/her mental health prepaid health plan when the consumer has "good cause" for disenrollment. For the purposes of this chapter, "good cause" is defined as the inability of the mental health prepaid health plan to provide medically necessary care that is reasonably available and accessible. A consumer will not be disenrolled in a mental health prepaid health plan solely due to an adverse change in the consumer's health. In determining whether the mental health prepaid health plan provides medically necessary care that is reasonably available and accessible the mental health division may consider, but is not limited to considering:

(a) The medically necessary services needed by the consumer;

(b) Whether services are or should be available to other consumers in the mental health prepaid health plan;

(c) Attempts the consumer has made to access services in his/her assigned mental health prepaid health plan;

(d) Efforts by the assigned mental health prepaid health plan to provide the medically necessary services needed by the consumer.

(3) A consumer wishing to disenroll from his/her assigned mental health prepaid health plan must utilize the local mental health prepaid health plan grievance process prior to requesting disenrollment from the mental health division;

PERMANENT

(4) A consumer requesting disenrollment must make a request in writing to the mental health division fair hearing coordinator. The request must include:

(a) The consumer's name, address, phone number (or number where the consumer can receive a message), and the name of the consumer's current mental health prepaid health plan;

(b) A statement outlining the reasons why the consumer believes his/her current mental health prepaid health plan does not provide medically necessary care that is reasonably available and accessible.

(5) The mental health division will make a decision within forty-five days of the request for disenrollment or within time frames prescribed by the federal Health Care Financing Administration, whichever is shorter. The mental health division will screen the request to determine if there is sufficient information upon which to base a decision;

(6) The mental health division will notify the consumer within fifteen days of receipt of the request whether or not the request contains sufficient information. If there is not sufficient information to allow the mental health division to make a decision, additional information will be requested from the consumer. The consumer will have fifteen days to provide requested information. Failure to provide additional requested information will result in denial of the disenrollment request;

(7) The mental health division will send written notice of the decision to the consumer:

(a) If a decision to disenroll is made, the mental health division will notify the consumer ten days in advance of the effective date of the proposed disenrollment, including arrangements for continued mental health services;

(b) If the consumer's request to disenroll is denied, the notice will include the consumer's right to request a fair hearing, how to request a fair hearing, and how the consumer may access ombuds services in his/her area.

NEW SECTION

WAC 388-865-0345 Choice of primary care provider. The mental health prepaid health plan must ensure that each consumer who is receiving nonemergency community mental health rehabilitation services has a primary care provider who is responsible to carry out the individualized service plan. The mental health prepaid health plan must allow consumers, parents of consumers under the age of thirteen, and guardians of consumers of all ages to select a primary care provider from the available primary care provider staff within the mental health prepaid health plan.

(1) For an enrolled client with an assigned case manager, the case manager is the primary care provider;

(2) If the consumer does not make a choice, the mental health prepaid health plan or its designee must assign a primary care provider no later than fifteen working days after the consumer requests services;

(3) The mental health prepaid health plan or its designee must allow a consumer to change primary care providers in the first ninety days of enrollment with the mental health prepaid health plan and once during a twelve-month period for any reason;

(4) Any additional change of primary care provider during the twelve-month period may be made with documented justification at the consumer's request by:

(a) Notifying the mental health prepaid health plan (or its designee) of his/her request for a change, and the name of the new primary care provider; and

(b) Identifying the reason for the desired change.

(5) A consumer whose request to change primary care providers is denied may submit a grievance with the plan, or request an administrative hearing.

NEW SECTION

WAC 388-865-0350 Mental health screening for children. The mental health prepaid health plan is responsible for conducting mental health screening and treatment for children eligible under the federal Title XIX early and periodic screening, diagnosis, and treatment (EPSDT) program. This includes:

(1) Providing resource management services for children eligible under the federal Title XIX early and periodic screening, diagnosis, and treatment program as specified in contract with the mental health division;

(2) Developing and maintaining an oversight committee for the coordination of the early and periodic screening, diagnosis and treatment program. The oversight committee must include representation from parents of Medicaid-eligible children.

NEW SECTION

WAC 388-865-0355 Consumer request for a second opinion. An enrolled consumer in a mental health prepaid health plan must have the right to a second opinion by another participating staff in the enrolled consumer's assigned mental health prepaid health plan:

(1) When the enrolled consumer needs more information about the medical necessity of the treatment recommended by the mental health prepaid health plan; or

(2) If the enrolled consumer believes the mental health prepaid health plan primary care provider is not authorizing medically necessary community mental health rehabilitation services.

NEW SECTION

WAC 388-865-0360 Monitoring of mental health prepaid health plans. The mental health division will conduct an annual on-site medical audit and an administrative audit at least every two years for purposes of assessing the quality of care and conformance with the minimum standards of this section and the Title XIX Medicaid 1915(b) mental health waiver requirements. The monitoring will include a review of:

(1) The mental health prepaid health plan's conformance to monitoring its service provider network in accordance with the quality management plan approved by the mental health division that includes processes established under the Medicaid waiver for mental health services;

PERMANENT

(2) Any direct services provided by the mental health prepaid health plan;

(3) Other provisions within the code of federal regulations for managed care entities, which may include access, quality of care, marketing, record keeping, utilization management and disenrollment functions.

NEW SECTION

WAC 388-865-0363 Coordination with the regional support network. If the mental health prepaid health plan is not also a regional support network, the mental health prepaid health plan must ensure continuity of services between itself and the regional support network by maintaining a working agreement about coordination for at least the following services:

(1) Residential services;

(2) Transportation services;

(3) Consumer employment services;

(4) Administration of involuntary treatment investigation and detention services; and

(5) Immediate crisis response after presidential declaration of a disaster.

NEW SECTION

WAC 388-865-0365 Suspension, revocation, limitation or restriction of a contract. The mental health division may suspend, revoke, limit or restrict a mental health prepaid health plan contract or refuse to grant a contract for failure to conform to applicable state and federal rules and regulations or for violation of health or safety considerations.

SECTION FOUR—COMMUNITY SUPPORT SERVICE PROVIDERS

NEW SECTION

WAC 388-865-0400 Community support service providers. The mental health division licenses and certifies community support service providers. To gain and maintain licensure or certification, a provider must meet applicable local, state and federal statutes and regulations as well as the requirements of WAC 388-865-400 through 388-865-450 as applicable to services offered. The license or certificate lists service components the provider is authorized to provide to publicly funded consumers and must be prominently posted in the provider reception area. In addition, the provider must meet minimum standards of the specific service components for which licensure is being sought:

(1) Emergency crisis intervention services;

(2) Case management services;

(3) Psychiatric treatment, including medication supervision;

(4) Counseling and psychotherapy services;

(5) Day treatment services; and/or

(6) Consumer employment services.

NEW SECTION

WAC 388-865-0405 Competency requirements for staff. The licensed service provider must ensure that staff are qualified for the position they hold and have the education, experience, or skills to perform the job requirements. The provider must maintain documentation that:

(1) All staff have a current Washington state department of health license or certificate or registration as may be required for their position;

(2) Washington state patrol background checks are conducted for employees in contact with consumers consistent with RCW 43.43.830;

(3) Mental health services are provided by a mental health professional, or under the clinical supervision of a mental health professional;

(4) Staff performing mental health services (not including crisis telephone) must have access to consultation with a psychiatrist or a physician with at least one year's experience in the direct treatment of persons who have a mental or emotional disorder;

(5) Mental health services to children, older adults, ethnic minorities or persons with disabilities must be provided by, under the supervision of, or with consultation from the appropriate mental health specialist(s) when the consumer:

(a) Is a child as defined in WAC 866-865-0150;

(b) Is or becomes an older person as defined in WAC 388-865-0150;

(c) Is a member of a racial/ethnic group as defined in WAC 866-865-0105 and as reported:

(i) In the consumer's demographic data; or

(ii) By the consumer or others who provide active support to the consumer; or

(iii) Through other means.

(d) Is disabled as defined in WAC 388-865-0150 and as reported:

(i) In the consumer's demographic data; or

(ii) By the consumer or others who provide active support to the consumer; or

(iii) Through other means.

(6) Staff receive regular supervision and an annual performance evaluation; and

(7) An individualized annual training plan must be implemented for each direct service staff person and supervisor in the skills he or she needs for his/her job description and the population served.

NEW SECTION

WAC 388-865-0410 Consumer rights. (1) The provider must document that consumers, prospective consumers, or legally responsible others are informed of consumer rights at admission to community support services in a manner that is understandable to the individual. Consumer rights must be written in alternative format for consumers who are blind or deaf, and must also be translated to the most commonly used languages in the service area consistent with WA 388-865-0260(3);

(2) The provider must post a written statement of consumer rights in public areas, with a copy available to consum-

PERMANENT

ers on request. Providers of telephone only services (e.g., crisis lines) must post the statement of consumer rights in a location visible to staff and volunteers during working hours;

(3) The provider must develop a statement of consumer rights that incorporates the following statement or a variation approved by the mental health division: "You have the right to:

(a) Be treated with respect, dignity and privacy;

(b) Develop a plan of care and services which meets your unique needs;

(c) The services of a certified language or sign language interpreter and written materials and alternate format to accommodate disability consistent with Title VI of the Civil Rights Act;

(d) Refuse any proposed treatment, consistent with the requirements in chapter 71.05 and 71.34 RCW;

(e) Receive care which does not discriminate against you, and is sensitive to your gender, race, national origin, language, age, disability, and sexual orientation;

(f) Be free of any sexual exploitation or harassment;

(g) Review your clinical record and be given an opportunity to make amendments or corrections;

(h) Receive an explanation of all medications prescribed, including expected effect and possible side effects;

(i) Confidentiality, as described in chapters 70.02, 71.05, and 71.34 RCW and regulations;

(j) All research concerning consumers whose cost of care is publicly funded must be done in accordance with all applicable laws, including DSHS rules on the protection of human research subjects as specified in chapter 388-04 WAC;

(k) Make an advance directive, stating your choices and preferences regarding your physical and mental health treatment if you are unable to make informed decisions;

(l) Appeal any denial, termination, suspension, or reduction of services and to continue to receive services at least until your appeal is heard by a fair hearing judge;

(m) If you are Medicaid eligible, receive all service which are medically necessary to meet your care needs. In the event that there is a disagreement, you have the right to a second opinion from a provider within the regional support network about what services are medically necessary;

(n) Lodge a complaint with the ombuds, regional support network, or provider if you believe your rights have been violated. If you lodge a complaint or grievance, you must be free of any act of retaliation. The ombuds may, at your request, assist you in filing a grievance. The ombuds' phone number is:_____."

NEW SECTION

WAC 388-865-0415 Access to services. The community support service provider must document and otherwise ensure that eligible consumers have access to age and culturally competent services when and where those services are needed. The provider must:

(1) Identify and reduce barriers to people getting the services where and when they need them;

(2) Comply with the Americans with Disabilities Act and the Washington State Antidiscrimination Act, chapter 49.60 RCW;

(3) Assure that services are timely, appropriate and sensitive to the age, culture, language, gender and physical condition of the consumer;

(4) Provide alternative service delivery models to make services more available to underserved persons as defined in WAC 388-865-0150;

(5) Provide access to telecommunication devices or services and certified interpreters for deaf or hearing impaired consumers and limited English proficient consumers;

(6) Bring services to the consumer or locate services at sites where transportation is available to consumers; and

(7) Ensure compliance with all state and federal nondiscrimination laws, rules and plans.

NEW SECTION

WAC 388-865-0420 Intake evaluation. The community support service provider must complete an intake evaluation in collaboration with the consumer within fourteen days of admission to service. If seeking this information presents a barrier to service, the item may be left incomplete provided that the reasons are documented in the clinical record. The following must be documented in the consumer's intake evaluation:

(1) A consent for treatment or copy of detention or involuntary treatment order;

(2) Consumer strengths, needs and desired outcomes in their own words. At the consumer's request also include the input of people who provide active support to the consumer;

(3) The consumer's age, culture/cultural history, and disability;

(4) History of substance use and abuse or other co-occurring disorders;

(5) Medical and mental health services history and a list of medications used;

(6) For children:

(a) Developmental history; and

(b) Parent's goals and desired outcomes.

(7) Sufficient information to justify the diagnosis;

(8) Review of the intake evaluation by a mental health professional.

NEW SECTION

WAC 388-865-0425 Individual service plan. Community support service providers must provide consumers with an individual service plan that meets his or her unique needs. Individualized and tailored care is a planning process that may be used to develop a consumer-driven, strength-based, individual service plan. The individual service plan must:

(1) Be developed collaboratively with the consumer and other people identified by the consumer within thirty days of starting community support services. The service plan should be in language and terminology that is understandable to consumers and their family, and include goals that are measurable;

(2) Address age, cultural, or disability issues of the consumer;

(3) Include measurable goals for progress toward rehabilitation, recovery and reintegration into the mainstream of

PERMANENT

social, employment and educational choices, involving other systems when appropriate;

(4) Demonstrate that the provider has worked with the consumer and others at the consumer's request to determine his/her needs in the following life domains:

(a) Housing;

(b) Food;

(c) Income;

(d) Health and dental care;

(e) Transportation;

(f) Work, school or other daily activities;

(g) Social life; and

(h) Referral services and assistance in obtaining supportive services appropriate to treatment, such as substance abuse treatment.

(5) Document review by the person developing the plan and the consumer. If the person developing the plan is not a mental health professional, the plan must also document review by a mental health professional. If the person developing the plan is not a mental health specialist required per WAC 388-865-405(5) there must also be documented consultation with the appropriate mental health specialist(s);

(6) Document review and update at least every one hundred eighty days or more often at the request of the consumer;

(7) In the case of children:

(a) Be integrated with the individual education plan from the education system whenever possible;

(b) If the child is under three, the plan must be integrated with the individualized family service plan (IFSP) if this exists, consistent with Title 20, Section 1436.

NEW SECTION

WAC 388-865-0430 Clinical record. The community support service provider must maintain a clinical record for each consumer and safeguard the record against loss, defacement, tampering, or use by unauthorized persons. The clinical record must contain:

(1) An intake evaluation;

(2) Evidence that the consumer rights statement was provided to the consumer;

(3) A copy of any advance directives, powers of attorney or letters of guardianship provided by the consumer;

(4) The crisis treatment plan when appropriate;

(5) The individualized service plan and all changes in the plan;

(6) Documentation that services are provided by or under the clinical supervision of a mental health professional;

(7) Documentation that services are provided by, or under the clinical supervision, or the clinical consultation of a mental health specialist. Consultation must occur within thirty days of admission and periodically thereafter as specified by the mental health specialist;

(8) Periodic documentation of the course of treatment and objective progress toward established goals for rehabilitation, recovery and reintegration into the mainstream of social, employment and educational choices;

(9) A notation of extraordinary events affecting the consumer;

(10) Documentation of mandatory reporting of abuse, neglect, or exploitation of consumers consistent with chapter 26.44 and 74.34 RCW;

(11) Documentation of informed consent to treatment and medications by the consumer or legally responsible other;

(12) Documentation of confidential information that has been released without the consent of the consumer including, but not limited to provisions in RCW 70.02.050, 71.05.390 and 71.05.630.

NEW SECTION

WAC 388-865-0435 Consumer access to their clinical record. The service provider must provide access to clinical records for consumers, their designated representative, and/or the person legally responsible for the consumer, consistent with chapter 71.05, 70.02, and 71.34 RCW and RCW 13.50.400 (4)(b) for children. The provider must:

(1) Make the record available within fifteen days;

(2) Review the clinical record to identify and remove any material confidential to another person, agency, provider or reports not originated by the community support service provider;

(3) Allow the consumer appropriate time and privacy to review the clinical record;

(4) Provide a clinical staff member to answer questions at the request of the consumer; and

(5) Charge for copying at a rate not higher than that defined in RCW 70.02.010(12).

NEW SECTION

WAC 388-865-0436 Clinical record access procedures. The community support service provider must develop policies and procedures to protect information and to ensure that information about consumers is shared or released only in compliance with state and federal law (see chapter 70.02, 71.05, 71.34, 74.04 RCW and RCW 13.50.100 (4)(b)) and this chapter.

NEW SECTION

WAC 388-865-0440 Availability of consumer information. (1) Consumer individualized crisis plans as provided by the consumer must be available twenty-four hours a day, seven days a week to county-designated mental health professionals, crisis teams, and voluntary and involuntary inpatient evaluation and treatment facilities, as consistent with confidentiality statutes; and

(2) Consumer information must be available to the state and regional support network staff as required for management information, quality management and program review.

NEW SECTION

WAC 388-865-0445 Establishment of procedures to bill for services. Consumers receiving services or the parent(s) of a person under the age of eighteen, the legal guardian, or the estate of the individual is responsible for payment

PERMANENT

for services received. The provider must establish policies and procedures to:

(1) Bill all third-party payors and private pay consumers. Persons eligible for the Medicaid program are not to be billed for medically necessary covered services.

(2) Develop a written schedule of fees that considers the consumer's available income, family size, allowable deductions and exceptional circumstances:

(a) Payment must not be required from consumers whose income is below TANF standards as defined in WAC 388-478-0020;

(b) The fee schedule must be posted in the agency and available to provider staff, consumers, the regional support network, and the mental health prepaid health plan.

NEW SECTION

WAC 388-865-0450 Quality management process. Community support service providers must ensure continued progress toward more effective and efficient age and culturally competent services and improved consumer satisfaction and outcomes, including objective measures of progress toward rehabilitation, recovery and reintegration into the mainstream of social, employment and educational choices by maintaining an internal quality management process. The process must:

(1) Review the services offered and provided to improve the treatment of consumers, including the quality of intake evaluations and the effectiveness of prescribed medications;

(2) Review the work of persons providing mental health services at least annually; and

(3) Continuously collect, maintain, and use information to correct deficiencies and improve services. Such data must include but is not limited to reports of serious and emergent incidents as well as grievances filed by consumers or their representatives.

NEW SECTION

WAC 388-865-0452 Emergency crisis intervention services—Additional standards. The community support service provider that is licensed for emergency crisis intervention services must assure that required general minimum standards for community support services are met, plus the additional minimum requirements:

(1) Availability of staff to respond to crises twenty-four hours a day, seven days a week, including:

(a) Bringing services to the person in crisis when clinically indicated;

(b) Requiring that staff remain with the consumer in crisis to stabilize and support him/her until the crisis is resolved or a referral to another service is accomplished;

(c) Resolving the crisis in the least restrictive manner possible;

(d) A process to include family members, significant others, and other relevant treatment providers as necessary to provide support to the person in crisis; and

(e) Written procedures for managing assaultive and/or self-injurious patient behavior.

(2) Crisis telephone screening;

(3) Mobile outreach and stabilization services with trained staff available to provide in-home or in-community stabilization services, including flexible supports to the person where he/she lives.

(4) Provide access to necessary services including:

(a) Medical services, which means at least emergency services, preliminary screening for organic disorders, prescription services, and medication administration;

(b) Interpretive services to enable staff to communicate with consumers who have limited ability to communicate in English, or have sensory disabilities;

(c) Mental health specialists for children, elderly, ethnic minorities or consumers who are deaf or developmentally disabled;

(d) Voluntary and involuntary inpatient evaluation and treatment services, including a written protocol to assure that consumers who require involuntary inpatient services are transported in a safe and timely manner;

(e) Investigation and detention to involuntary services under chapter 71.05 RCW for adults and chapter 71.34 RCW for children who are thirteen years of age or older, including written protocols for contacting the county designated mental health professional.

(5) Document all telephone and face-to-face crisis response contacts, including:

(a) Source of referral;

(b) Nature of crisis;

(c) Time elapsed from the initial contact to face-to-face response; and

(d) Outcomes, including basis for decision not to respond in person, follow-up contacts made, and referrals made.

(6) The provider must have a written protocol for referring consumers to a voluntary or involuntary inpatient evaluation and treatment facility for admission on a seven-day-a-week, twenty-four-hour-a-day basis, including arrangements for contacting the county designated mental health professional and transporting consumers.

NEW SECTION

WAC 388-865-0454 Provider of crisis telephone services only. This section applies only to organizations that receive public mental health funds for the purpose of providing crisis telephone services but are not licensed community support providers. In order to be licensed to provide crisis telephone services, the following requirements must be met:

(1) Staff available to respond to crisis calls twenty-four hours a day, seven days a week;

(2) The agency must assure communication and coordination with the consumer's case manager or primary care provider;

(3) The agency must assure that staff are aware of and protect consumer rights as described in WAC 388-865-0410;

(4) The following sections of WAC subsections apply:

(a) WAC 388-865-0405, Competency requirements for staff;

(b) WAC 388-865-0410, Consumer rights;

(c) WAC 388-865-0440, Availability of consumer information;

PERMANENT

(d) WAC 388-865-0450, Quality management process;

(e) WAC 388-865-0452 (6)(a) thru (d), Emergency crisis intervention services—Additional standards;

(f) WAC 388-865-0468, The process for licensing service providers;

(g) WAC 388-865-0472, Licensing categories;

(h) WAC 388-865-0474, Fees for community support licensure;

(i) WAC 388-865-0476, Licensure based on deemed status;

(j) WAC 388-865-0478, Renewal of the provider license;

(k) WAC 388-865-0480, Procedures to suspend or revoke a license;

(l) WAC 388-865-0482, Procedures to contest a licensing decision.

NEW SECTION

WAC 388-865-0456 Case management services—Additional standards. The community support service provider for case management services must assure that all general minimum standards for community support services and are met, plus the following additional minimum requirements:

(1) Assist consumers to achieve the goals stated in their individualized service plan;

(2) Support consumer employment, education or participation in other daily activities appropriate to their age and culture;

(3) Make referrals to other needed services and supports, including treatment for co-occurring disorders and health care;

(4) Assist consumers to resolve crises in least-restrictive settings;

(5) Provide information and education about the consumer's illness so the consumer and family and natural supports are engaged to help consumers manage the consumer's symptoms;

(6) Include, as necessary, flexible application of funds, such as rent subsidies, rent deposits, and in-home care to enable stable community living.

NEW SECTION

WAC 388-865-0458 Psychiatric treatment, including medication supervision—Additional standards. The licensed community support service provider for psychiatric treatment, including medication supervision must meet all general minimum standards for community support in addition to the following minimum requirements:

(1) Document the assessment and prescription of psychotropic medications appropriate to the needs of the consumer. Document that consumers and, as appropriate, family members are informed about the medication and possible side effects in language that is understandable to the consumer, and referred to other health care facilities for treatment of nonpsychiatric conditions;

(2) Provider staff must inspect and inventory medication storage areas at least quarterly:

(a) Medications must be kept in locked, well-illuminated storage;

(b) Medications kept in a refrigerator containing other items must be kept in a separate container with proper security;

(c) No outdated medications must be retained, and medications must be disposed of in accordance with regulations of the state board of pharmacy;

(d) Medications for external use must be stored separately from oral and injectable medications;

(e) Poisonous external chemicals and caustic materials must be stored separately.

(3) Medical direction and responsibility is assigned to a physician who is licensed to practice under chapter 18.57 or 18.71 RCW, and is board-certified or -eligible in psychiatry;

(4) Medications are only prescribed and administered by persons consistent with their license and related requirements;

(5) Medications are reviewed at least every three months;

(6) Medication information is maintained in the clinical record and documents at least the following for each prescribed medication:

(a) Name and purpose of medication;

(b) Dosage and method of giving medication;

(c) Dates prescribed, reviewed, and renewed;

(d) The effects, interactions, and side effects the staff observes or the consumer reports spontaneously or as the result of questions from the staff;

(e) Any laboratory findings;

(f) Reasons for changing or stopping the medication; and

(g) Name and signature of prescribing person.

(7) Assessment and appropriate referrals to or consultation with a physician or other health care provider when physical health problems are suspected or identified;

(8) Address current medical concerns consistent with the individualized service plan;

(9) If the service provider is unable to employ or contract with a psychiatrist, a physician without board eligibility in psychiatry may be utilized, provided that:

(a) Psychiatrist consultation is provided to the physician at least monthly; and

(b) A psychiatrist is accessible in person, by telephone, or by radio communication to the physician for emergency consultation.

NEW SECTION

WAC 388-865-0460 Counseling and psychotherapy services—Additional standards. The licensed community support service provider for counseling and psychotherapy services must assure that all general minimum standards for community support are met.

NEW SECTION

WAC 388-865-0462 Day treatment services—Additional standards. The licensed community support service provider for day treatment services must assure that all general minimum standards for community support are met. Day

PERMANENT

treatment services are defined as work or other activities of daily living for consumers:

(1) Services for adults include:

(a) Training in basic living and social skills;

(b) Supported work and preparation for work;

(c) Vocational rehabilitation;

(d) Day activities; and, if appropriate;

(e) Counseling and psychotherapy services.

(2) Services for children include:

(a) Age-appropriate living and social skills;

(b) Educational and pre-vocational services;

(c) Day activities; and

(d) Counseling and psychotherapy services.

NEW SECTION

WAC 388-865-0464 Consumer employment services—Additional standards. The community support service provider licensed for employment services must assure that all general minimum standards for community support and are met, plus the following additional minimum requirements:

(1) Assist consumers to achieve the goals stated in his/her individualized service plan and provide access to employment opportunities, including:

(a) A vocational assessment of work history, skills, training, education, and personal career goals;

(b) Information about how employment will affect income and benefits the consumer is receiving because of their disability;

(c) Active involvement with consumers served in creating and revising individualized job and career development plans;

(d) Assistance in locating employment opportunities that are consistent with the consumer's skills, goals, and interests;

(e) Integrated supported employment, including outreach/job coaching and support in a normalized or integrated work site, if required; and

(f) Interaction with the consumer's employer to support stable employment and advise about reasonable accommodation in keeping with the Americans with Disabilities Act (ADA) of 1990, and the Washington State Antidiscrimination law.

(2) Pay consumers according to the Fair Labor Standards Act; and ensure safety standards that comply with local and state regulations are in place if the provider employs consumers as part of the pre-vocational or vocational program;

(3) Coordinate efforts with other rehabilitation and employment services, such as:

(a) The division of vocational rehabilitation;

(b) The state employment services;

(c) The business community; and

(d) Job placement services within the community.

NEW SECTION

WAC 388-865-0466 Community support outpatient certification—Additional standards. In order to provide services to consumers on a less restrictive alternative court order, providers must be licensed to provide the psychiatric and medical service component of community support services and be certified by the mental health division to provide involuntary treatment services consistent with WAC 388-865-0484. In addition, the provider must:

(1) Document in the consumer clinical record and otherwise ensure:

(a) Detained and committed consumers are advised of their rights under chapter 71.05 or 71.34 RCW and as follows:

(i) To receive adequate care and individualized treatment;

(ii) To make an informed decision regarding the use of antipsychotic medication and to refuse medication beginning twenty-four hours before any court proceeding that the consumer has the right to attend;

(iii) To maintain the right to be presumed competent and not lose any civil rights as a consequence of receiving evaluation and treatment for a mental disorder;

(iv) Of access to attorneys, courts, and other legal redress;

(v) To have the right to be told statements the consumer makes may be used in the involuntary proceedings; and

(vi) To have the right to have all information and records compiled, obtained, or maintained in the course of treatment kept confidential as defined in chapter 71.05 and 71.34 RCW.

(b) A copy of the less restrictive alternative court order and any subsequent modifications are included in the clinical record;

(c) Development and implementation of an individual service plan which addresses the conditions of the less restrictive alternative court order and a plan for transition to voluntary treatment;

(d) That the consumer receives psychiatric treatment including medication management for the assessment and prescription of psychotropic medications appropriate to the needs of the consumer. Such services must be provided:

(i) At least weekly during the fourteen-day period;

(ii) Monthly during the ninety-day and one-hundred eighty day periods of involuntary treatment unless the attending physician determines another schedule is more appropriate, and they record the new schedule and the reasons for it in the consumer's clinical record.

(2) Maintain written procedures for managing assaultive and/or self-destructive patient behavior, and provide training to staff in these interventions;

(3) Have a written protocol for referring consumers to an inpatient evaluation and treatment facility for admission on a seven-day-a-week, twenty-four-hour-a-day basis;

(4) For consumers who require involuntary detention the protocol must also include procedures for:

(a) Contacting the county designated mental health professional regarding revocations and extension of less restrictive alternatives, and

(b) Transporting consumers.

NEW SECTION

WAC 388-865-0468 Emergency crisis intervention services certification—Additional standards. In order to provide emergency services to a consumer who may need to

be detained or who has been detained, the service provider must be licensed for emergency crisis intervention services and be certified by the mental health division to provide involuntary treatment services consistent with WAC 388-865-0484. In addition, the provider must:

(1) Be available seven-days-a-week, twenty-four-hours-per-day;

(2) Follow a written protocol for holding a consumer and contacting the county designated mental health professional;

(3) Provide or have access to necessary medical services;

(4) Have a written agreement with a certified inpatient evaluation and treatment facility for admission on a seven day a week, twenty four hour per day basis; and

(5) Follow a written protocol for transporting individuals to inpatient evaluation and treatment facilities.

NEW SECTION

WAC 388-865-0470 The process for initial licensing of service providers. An applicant for a community support license must comply with the following process:

(1) Complete and submit an application form, along with the required fee to the mental health division. A copy of the application form must be provided to the area regional support network. The regional support network may make written comments to the mental health division about the provider's application for licensure. The application must indicate the service components the applicant wants to offer, as listed in WAC 388-865-0400;

(2) A regional support network may submit an application to the mental health division to operate as a licensed community support service provider as defined in WAC 388-865-0288;

(3) The mental health division conducts an on-site review to examine agency policies and procedures, personnel records, clinical records, financial documents, and any other information that may be necessary to confirm compliance with minimum standards of this section;

(4) The consumer chart review is conducted during a second site review within twelve months of the issuance of the provisional license for the agency or service component if the site review is being conducted in response to a license application for a new agency or a new service component in a currently licensed agency;

(5) The mental health division may include representatives of the regional support network or mental health prepaid health plan in the licensing review process. If a provider is licensed based on deemed status as outlined in WAC 388-865-0476, input from the accrediting agency may be considered;

(6) The on-site review concludes with an exit conference that includes:

(a) Discussion of findings, if any;

(b) Statement of deficiencies requiring a plan of correction;

(c) A plan of correction signed by the applicant agency director and the mental health division review team representative with a completion date no greater than sixty days from the date of the exit conference, unless otherwise negotiated with the review team representative. Consumer health and safety concerns may require immediate corrective action.

(7) If the provider fails to correct the deficiencies noted within the agreed-upon timeframes, licensure will be denied. The mental health division notifies the applicant in writing of the reasons for denial and the right to a review of the decision in an administrative hearing;

(8) If licensure is denied, the applicant must wait at least six months following the date of notification of denial before reapplying.

NEW SECTION

WAC 388-865-0472 Licensing categories. The mental health division assigns the community support service applicant or licensee one of the following types of licenses:

(1) Provisional license. This category is given only to a new applicant. The mental health division may grant a provisional license for up to one year if the provider, has:

(a) An acceptable detailed plan for the development and operation of the services;

(b) The availability of administrative and clinical expertise required to develop and provide the planned services;

(c) The fiscal management and existence or projection of resources to reasonably ensure stability and solvency; and

(d) A corrective action plan approved by the mental health division, if applicable, for any deficiencies.

(2) Full License. Full licensure means that the applicant or licensee is in substantial compliance with the law, applicable rules and regulations, and state minimum standards.

(3) Probationary license. The mental health division may issue a probationary license if the service provider is substantially out of compliance with the requirements of state and federal law, applicable rules and regulations and state minimum standards. The mental health division provides the service provider with a written notice of the deficiencies.

(a) If the deficiency has caused or is likely to cause serious injury, harm, impairment or death to a consumer, the deficiencies must be corrected within a timeframe specified by the mental health division;

(b) If the provider fails to complete a corrective action plan or correct deficiencies according to the corrective action plan, the license may be suspended or revoked;

(c) To regain full licensure, a service provider in probationary status must provide a written statement to the mental health division when it has made all required corrective actions and now complies with relevant federal and state law, applicable rules and regulations, and state minimum standards;

(d) The mental health division may conduct an on-site review to confirm that the corrections have been made.

(4) The mental health division may perform an onsite visit to determine the validity of a complaint or notice that a community support service provider is out of compliance with law, applicable rules and regulations, and state minimum standards.

(5) If the service provider does not demonstrate compliance with the requirements of this section, the mental health division may initiate procedures to suspend or revoke a license consistent with state and federal laws, rules and regu-

PERMANENT

lations consistent with the provisions of RCW 71.24.035 (7) through (11) and of 43.20A.205.

(6) A regional support network or prepaid health plan may choose to contract with a service provider with a provisional license, full license, or probationary license, but may not contract with a provider with a suspended or revoked license.

NEW SECTION

WAC 388-865-0474 Fees for community support service provider licensure. (1) Fees are due with an initial application or for annual license renewal;

(2) Fees must be paid for a minimum of one year;

(3) If an application is withdrawn prior to issuance or denial, one-half of the fees may be refunded at the request of the applicant;

(4) A change in ownership requires a new license and payment of fees;

(5) Fee payments must be made by check, electronic fund transfer, or money order made payable to the mental health division;

(6) Fees will not be refunded if a license or certificate is denied, revoked, or suspended;

(7) Failure to pay fees when due will result in suspension or denial of the license;

(8) The following fees must be sent with the application for a license or renewal:

Range	Service Hours	Annual Fee
1	0-3,999	$291.00
2	4,000-14,999	422.00
3	15,000-29,999	562.00
4	30,000-49,999	842.00
5	50,000 or more	1,030.00

(9) Annual service hours are computed on the most recent year. For new entities, annual service hours equals the projected service hours for the year of licensure. The provider must report the number of annual service hours based on the mental health division consumer information system data dictionary.

NEW SECTION

WAC 388-865-0476 Licensure based on deemed status. (1) The mental health division may deem compliance with state minimum standards and issue a community support service license based on the provider being currently accredited by a national accreditation agency recognized by and having a current agreement with the mental health division. Deeming will be in accordance with the established agreement between the mental health division and the accrediting agency.

(2) The mental health division will only grant licensure based on deemed status to providers with a full license as defined in WAC 388-865-0472.

(3) Specific requirements of state regulation, contract or policy will be waived through a deeming process consistent with the working agreement between the mental health division and the accrediting agency;

(4) Specific requirements of state or federal law, or regulation will not be waived through a deeming process.

NEW SECTION

WAC 388-865-0478 Renewal of a community support service provider license. (1) Each year the community support service provider must renew its license. The community support service provider sends the reapplication for licensure to mental health division along with the required fee.

(2) If the service provider contracts with the regional support network or prepaid health plan it must send a copy of the application to the regional support network or mental health prepaid health plan. The regional support network or mental health prepaid health plan may make written comments to the mental health division about renewing the service provider's license. They must send the service provider a copy.

(3) The mental health division considers the request for renewal, along with any recommendations from the regional support network or mental health prepaid health plan and the results of any onsite reviews completed.

(4) If the provider is in compliance with applicable laws and standards, the mental health division sends the service provider a renewed license, with a copy to the regional support network or mental health prepaid health plan if applicable.

(5) Failure to submit the annual application for renewal license and/or to pay fees when due results in expiration of the license and the provider will be placed on probationary status.

NEW SECTION

WAC 388-865-0480 Procedures to suspend, or revoke a license. (1) The mental health division may suspend, revoke, limit or restrict the license of a community support service provider, or refuse to grant or renew a license for failure to conform to the law, applicable rules and regulations, or state minimum standards.

(2) The mental health division may suspend, revoke, limit or restrict the license of a service provider immediately if there is imminent risk to consumer health and safety.

(3) The mental health division sends a written decision to revoke, suspend, or modify the former licensure status under RCW 43.20A.205, with the reasons for the decision and informing the service provider of its right to an administrative hearing. A copy of the letter will be sent to the area regional support network.

(4) A regional support network or mental health prepaid health plan must not contract with a service provider with a suspended or revoked license.

(5) The mental health division may suspend or revoke a license when a service provider in probationary status fails to correct the health and safety deficiencies as agreed in the corrective action plan with the mental health division.

PERMANENT

NEW SECTION

WAC 388-865-0482 Procedures to contest a licensing decision. To contest a decision by the mental health division, the service provider, regional support network, or mental health prepaid health plan must, within twenty-eight calendar days:

(1) File a written application for a hearing with a method that shows proof of receipt to: The Board of Appeals, P.O. Box 2465, Olympia, WA 98504; and

(2) Include in the appeal:

(a) The issue to be reviewed and the date the decision was made;

(b) A specific statement of the issue and law involved;

(c) The grounds for contesting a decision of the mental health division; and

(d) A copy of the mental health division decision that is being contested.

(3) The appeal must be signed by the director of the service provider and include the address of the service provider.

(4) The decision will be made following the requirements of the Administrative Procedure Act, chapter 34.05 RCW and chapter 388-02 WAC.

NEW SECTION

WAC 388-865-0484 Process to certify providers of involuntary services. In order to be certified to provide services to consumers on an involuntary basis, the provider must comply with the following process:

(1) Be licensed as a community support provider consistent with this section or licensed as a community hospital by the department of health;

(2) Complete and submit an application for certification to the regional support network;

(3) The regional support network selects providers for certification and makes a request to the mental health division for certification;

(4) The mental health division conducts an on-site review to examine agency policies and procedures, personnel records, clinical records, financial documents, and any other information that may be necessary to confirm compliance with minimum standards of this section;

(5) The mental health division grants certification based on compliance with the minimum standards of this section and chapter 71.05 RCW;

(6) The certificate may be renewed annually at the request of the regional support network and the provider's continued compliance with the minimum standards of this section;

(7) The procedures to suspend or revoke a certificate are the same as outlined WAC 388-865-0468;

(8) The appeal process to contest a decision of the mental health decision is the same as outlined in WAC 388-865-0482.

SECTION FIVE—INPATIENT EVALUATION AND TREATMENT FACILITIES

NEW SECTION

WAC 388-865-0500 Inpatient evaluation and treatment facilities. The mental health division certifies facilities to provide involuntary inpatient evaluation and treatment services for more than twenty-four hours. Facilities must be certified in order to provide services to consumers who are authorized by the regional support network or mental health prepaid health plan to receive psychiatric inpatient evaluation and treatment services on an involuntary basis.

(1) The following facilities must be licensed by the department of health:

(a) General hospital;

(b) Psychiatric hospital; or

(c) Residential (nonhospital) inpatient facility such as adult residential rehabilitation centers and psychiatric institutions for children and youth.

(2) The following state psychiatric hospitals for adults or children are not licensed by the state, but certified by the Health Care Financing Administration and accredited by the Joint Commission on Accreditation of Healthcare Organizations:

(a) Eastern state hospital;

(b) Western state hospital; and

(c) Child study and treatment center.

(3) No correctional institution or facility, juvenile court detention facility, or jail may be used as an inpatient evaluation and treatment facility within the meaning of this chapter.

NEW SECTION

WAC 388-865-0501 Certification based on deemed status. (1) The mental health division may deem compliance with state minimum standards and issue an inpatient evaluation and treatment certificate based on the provider being currently accredited by a national accreditation agency recognized by and having a current agreement with the mental health division. Deeming will be in accordance with the established agreement between the mental health division and the accrediting agency;

(2) The mental health division will only grant certification based on deemed status to providers that have attained full certification as defined in WAC 388-865-0472;

(3) Specific requirements of state regulation, contract or policy will be waived through a deeming process consistent with the working agreement between the mental health division and the accrediting agency;

(4) Specific requirements of state or federal law or regulation will not be waived through a deeming process.

NEW SECTION

WAC 388-865-0502 Single bed certification. At the discretion of the mental health division, an exception may be granted to allow treatment to an adult on a seventy-two hour detention or fourteen-day commitment in a facility that is not

PERMANENT

certified under WAC 388-865-0500 or for a maximum of thirty days to allow a community facility to provide treatment to an adult on a ninety- or one hundred eighty-day inpatient involuntary commitment order.

(1) The regional support network or its designee must submit a written request for a single bed certification to the mental health division prior to the commencement of the order;

(2) The facility receiving the single bed certification must meet all requirements of this section unless specifically waived by the mental health division;

(3) The request for single bed certification must describe why the consumer meets at least one of the following criteria:

(a) The consumer requires services that are not available at a state psychiatric hospital; or

(b) The consumer is expected to be ready for discharge from inpatient services within the next thirty days and being at a community facility would facilitate continuity of care.

(4) The mental health division director or the director's designee makes the decision and gives written notification to the requesting regional support network in the form of a single bed certification. The single bed certification must not contradict a specific provision of federal law or state statute;

(5) The mental health division may make site visits at any time to verify that the terms of the single bed certification are being met. Failure to comply with any term of the exception certification may result in corrective action or, if the mental health division determines that the violation places consumers in imminent jeopardy, immediate revocation of the certification;

(6) Neither consumers nor facilities have fair hearing rights as defined under chapter 388-02 WAC regarding single bed certification decisions by mental health division staff.

NEW SECTION

WAC 388-865-0505 Evaluation and treatment facility certification—Minimum standards. To gain and maintain certification to provide inpatient evaluation and treatment services under chapter 71.05 and 71.34 RCW, a facility must meet applicable local, state and federal laws and regulations including department of health licensure requirements and WAC 388-865-500 through 388-865-560:

(1) Designate a physician or other mental health professional as the professional person in charge of that facility. This person must be given the authority and be responsible for:

(a) Making admission and discharge decisions on behalf of that facility;

(b) Supervision of clinical services provided by the facility; and

(c) Explore less restrictive alternatives, in considering the filing of all petitions for involuntary commitments to inpatient treatment including possible community support or residential treatment, to see if the consumer can be as well or better served, preferably within his or her home community.

(2) Have the capability to admit consumers needing inpatient evaluation and treatment services seven days a week, twenty-four hours a day. Psychiatric institutions for children and youth are exempted from this requirement;

(3) Have at least one seclusion room meeting the requirements of WAC 246-320-365 (12)(d)(ii);

(4) Assure access to necessary medical treatment, emergency life-sustaining treatment, and medication.

NEW SECTION

WAC 388-865-0510 Standards for administration. The inpatient evaluation and treatment facility must develop policies to address the following administrative requirements:

(1) Protect clinical records against loss, defacement, tampering, or use by unauthorized persons;

(2) Maintain adequate fiscal accounting records;

(3) Bill and collect payment for services from all private payors and third party payors, including Medicaid and Medicare consumers;

(4) Ensure the protection of consumer and family rights as described in this chapter and chapter 71.05 and 71.34 RCW;

(5) Maintain written protocols to physically and legally detain a consumer who refuses voluntary treatment and meets the legal criteria for involuntary commitment, including the method to contact the county designated mental health professional;

(6) Maintain written procedures for managing assaultive and/or self-injurious consumer behavior;

(7) Maintain written procedures to ensure the safety of children and adults in an inpatient evaluation and treatment facility:

(a) Adults must be separated from children who are not yet thirteen years of age;

(b) Children who have had their thirteenth birthday, but are under the age of eighteen, may be served with adults only if the child's clinical record contains a professional judgment saying that placement in an adult facility will not be harmful to the child or adult.

(8) Develop policies and procedures to inform and provide relevant information on persons who are absent from the facility without leave consistent with RCW 71.05.410 and 71.05.420;

(9) Maintain written procedures to either admit all consumers who have been detained or arrange for transfer to a more appropriate facility only after it is confirmed that the facility will admit the consumer;

(10) Maintain written procedures to ensure the protection of the consumer's property including:

(a) Inventory articles brought to the facility and not kept by the consumer;

(b) Use reasonable precautions to safeguard the property of the consumer.

(11) If the facility treats children, it must maintain written procedures to ensure that:

(a) Whenever a child is conditionally released or discharged before the end of the commitment, the professional person in charge gives the court written notice of the release within three days of the release. If the child is on a one a one hundred and eighty day commitment the children's long-term inpatient placement committee must also be notified.

PERMANENT

(b) If the child elopes, the professional person in charge immediately notifies the parents and the appropriate law enforcement agencies.

(12) Maintain written procedures to ensure that upon discharge of a consumer of voluntary services:

(a) The consumer's permission is sought for release of a clinical summary to the community physician, psychiatrist, or therapist of his/her choice, or to the local treatment facility or licensed service provider.

(b) Information sharing complies with RCW 71.05.390.

(c) The consumer is advised of his or her competency and given the following written notice: "No person is presumed incompetent nor does any person lose any civil rights as a consequence of receiving evaluation and treatment services for a mental disorder, whether voluntary or involuntary, as required by RCW 71.05.450."

(13) Maintain written procedures to ensure that the county designated mental health professional who detained a person can not also be one of the two mental health professionals who examines and evaluates a person within twenty-four hours of admission to determine what treatment he or she requires. An exception can be made only by the director or the mental health division and because no other mental health professional is reasonably available to do the necessary examination and evaluation.

NEW SECTION

WAC 388-865-0515 Admission and intake evaluation. The provider must include the following documentation in the intake evaluation:

(1) An initial treatment plan;

(2) A copy of any advance directives, powers of attorney or letters of guardianship provided by the consumer;

(3) That the consumer was advised of his/her rights;

(4) Consideration of a less restrictive treatment alternative for each patient at the time of detention, admission, and discharge;

(5) For consumers who have been involuntarily detained, evaluations to determine the nature of the disorder, the treatment necessary, and whether or not detention is required at least within twenty-four hours of the initial detention of the consumer, including Saturdays, Sundays and holidays. The evaluation must include at least a:

(a) Medical evaluation by a an appropriately licensed medical professional within his/her scope of practice; and

(b) Psychosocial evaluation by a mental health professional.

NEW SECTION

WAC 388-865-0525 Clinical record. The treatment record for each consumer must contain:

(1) A comprehensive plan for treatment developed collaboratively with the consumer;

(2) Copies of advance directives, powers of attorney or letters of guardianship provided by the consumer.

(3) A plan for discharge including a plan for follow-up where appropriate;

(4) Sufficient information to justify the diagnosis;

(5) Documentation that the facility has provided for or arranged for diagnostic and therapeutic services prescribed by the attending professional staff. This may include participation of a multi-disciplinary team or mental health specialists as defined in WAC 388-865-0150, or collaboration with members of the consumer's support system as identified by the consumer;

(6) Documentation of the course of treatment;

(7) Documentation that a mental health professional has contact with each involuntary consumer at least daily for the purpose of:

(a) Observation;

(b) Evaluation; and

(c) Continuity of treatment.

(8) Documentation that a mental health professional and licensed physician are available for consultation and communication with both the consumer and the direct patient care staff twenty-four hours a day, seven days a week;

(9) Documentation of evaluation of each involuntarily committed consumer for release from commitment at least weekly for fourteen-day commitments.

NEW SECTION

WAC 388-865-0530 Competency requirements for staff. In order to gain and maintain certification as an inpatient evaluation and treatment facility, the provider must document that staff are qualified for the position they hold and have the education, experience, or skills to perform the job requirements, including:

(1) All staff have a current Washington state department of health license or certificate or registration as may be required for his/her position;

(2) Washington state patrol background checks are conducted for employees in contact with consumers consistent with RCW 43.43.830;

(3) Clinical supervisors meet the qualifications of mental health professionals or specialists as defined in WAC 388-865-0150;

(4) Staff receive an annual performance evaluation; and

(5) An individualized annual training plan must be implemented for each direct service staff person and supervisor in the skills he or she needs for his/her job description and the population they serve. Such training must include at least:

(a) Least restrictive alternative options available in the community and how to access them;

(b) Methods of patient care;

(c) Management of assaultive and self-destructive behavior; and

(d) The requirements of chapter 71.05 and 71.34 RCW, this chapter, and protocols developed by the mental health division.

NEW SECTION

WAC 388-865-0535 The process for gaining certification and renewal of certification. These processes are the same as described in WAC 388-865-0484.

PERMANENT

NEW SECTION

WAC 388-865-0540 Fees for evaluation and treatment facility certification. Inpatient facilities certified to provide inpatient evaluation and treatment services are assessed an annual fee of thirty-two dollars per bed.

NEW SECTION

WAC 388-865-0545 Use of seclusion and restraint procedures—Adults. Consumers have the right to be free from seclusion and restraint, including chemical restraint. The use of restraints or seclusion must occur only when there is imminent danger to self or others and less restrictive measures have been determined to be ineffective to protect the consumer or others from harm and the reasons for the determination are clearly documented. The evaluation and treatment facility must develop policies and procedures to assure that restraint and seclusion procedures are utilized only to the extent necessary to ensure the safety of patients and others:

(1) Staff must notify, and receive authorization by, a physician within one hour of initiating patient restraint or seclusion;

(2) The consumer must be informed of the reasons for use of seclusion or restraint and the specific behaviors which must be exhibited in order to gain release from these procedures;

(3) The clinical record must document staff observation of the consumer at least every fifteen minutes and observation recorded in the consumer's clinical record;

(4) If the use of restraint or seclusion exceeds twenty-four hours, a licensed physician must assess the consumer and write a new order if the intervention will be continued. This procedure is repeated again for each twenty-four hour period that restraint or seclusion is used;

(5) All assessments and justification for the use of seclusion or restraint must be documented in the consumer's medical record.

NEW SECTION

WAC 388-865-0546 Use of seclusion and restraint procedures—Children. Consumers have the right to be free from seclusion and restraint, including chemical restraint. The use of restraints or seclusion must occur only when there is imminent danger to self or others and less restrictive measures have been determined to be ineffective to protect the consumer or others from harm and the reasons for the determination are clearly documented. The evaluation and treatment facility must develop policies and procedures to assure that restraint and seclusion procedures are utilized only to the extent necessary to ensure the safety of patients and others:

(1) In the event of an emergency use of restraints or seclusion, a licensed physician must be notified within one hour and must authorize the restraints or seclusion;

(2) No consumer may be restrained or secluded for a period in excess of two hours without having been evaluated by a mental health professional. Such consumer must be directly observed every fifteen minutes and the observation recorded in the consumer's clinical record;

(3) If the restraint or seclusion exceeds twenty-four hours, the consumer must be examined by a licensed physician. The facts determined by his or her examination and any resultant decision to continue restraint or seclusion over twenty-four hours must be recorded in the consumer's clinical record over the signature of the authorizing physician. This procedure must be repeated for each subsequent twenty-four hour period of restraint or seclusion.

NEW SECTION

WAC 388-865-0550 Rights of all consumers who receive community inpatient services. The rights assured by RCW 71.05.370 and the following rights must be prominently posted within the department or ward of the community or inpatient evaluation and treatment facility. You have the right to:

(1) Adequate care and individualized treatment.

(2) To have all information and records compiled, obtained, or maintained in the course of receiving services kept confidential, under the provisions of RCW 71.05.390, 71.05.420, and 71.34.160.

NEW SECTION

WAC 388-865-0555 Rights of consumers receiving involuntary inpatient services. Consumers who are receiving inpatient services involuntarily have the rights provided in RCW 71.05.370 plus the following rights. The provider must ensure consumers are informed of his or her rights and that all consumer rights are protected, including:

(1) At admission, each consumer must be informed in writing or orally of his or her rights to have a responsible member of the immediate family if possible, guardian or conservator, if any, and such other person as designated by the consumer given written notice of the consumer's inpatient status, and his or her rights as an involuntary consumer;

(2) A medical and psychosocial evaluation within twenty-four hours of admission to determine whether continued detention in the facility is necessary;

(3) A judicial hearing before a superior court if the consumer is not released within seventy-two hours (excluding Saturdays, Sundays, and holidays), to decide if continued detention within the facility is necessary.

NEW SECTION

WAC 388-865-0557 Rights related to antipsychotic medication. All consumers have a right to make an informed decision regarding the use of antipsychotic medication consistent with the provisions of RCW 71.05.370(7) and 71.05.215. The provider must develop and maintain a written protocol for the involuntary administration of antipsychotic medications, including the following requirements:

(1) At the time of admission inform the consumer of his or her right to:

(a) Make an informed decision regarding the use of antipsychotic medication;

(b) Refuse all treatment except lifesaving treatment beginning twenty-four hours prior to any hearing;

PERMANENT

(c) Refuse antipsychotic medication beginning twenty-four hours before any court proceeding wherein the consumer has the right to attend and is related to his or her continued commitment;

(d) The consumer must be asked if he or she wishes to decline treatment during the twenty-four hour period, and the answer must be in writing and signed when possible. Compliance with this procedure must be documented in the consumer's clinical record.

(2) The clinical record must document:

(a) The physician's attempt to obtain informed consent;

(b) The reasons why any antipsychotic medication is administered over the consumer's objection or lack of consent.

(3) The physician may administer antipsychotic medications over a consumer's objections or lack of consent only when:

(a) An emergency exists, provided there is a review of this decision by a second physician within twenty-four hours. An emergency exists if:

(i) The consumer presents an imminent likelihood of serious harm to self or others;

(ii) Medically acceptable alternatives to administration of antipsychotic medications are not available or are unlikely to be successful; and

(iii) In the opinion of the physician, the consumer's condition constitutes an emergency requiring that treatment be instituted before obtaining an additional concurring opinion by a second physician.

(b) There is an additional concurring opinion by a second physician for treatment up to thirty days;

(c) For continued treatment beyond thirty days through the hearing on any one hundred eighty-day petition filed under RCW 71.05.370(7), provided the facility medical director or director's medical designee reviews the decision to medicate a consumer. Thereafter, antipsychotic medication may be administered involuntarily only upon order of the court. The review must occur at least every sixty days.

(4) The examining physician must sign all one hundred eighty-day petitions for antipsychotic medications files under the authority of RCW 71.05.370(7);

(5) Consumers committed for one hundred eighty days who refuse or lack the capacity to consent to antipsychotic medications have the right to a court hearing under RCW 71.05.370(7) prior to the involuntary administration of antipsychotic medications;

(6) In an emergency, antipsychotic medications may be administered prior to the court hearing provided that an examining physician files a petition for an antipsychotic medication order the next judicial day;

(7) All involuntary medication orders must be consistent with the provisions of RCW 71.05.370 (7)(a) and (b), whether ordered by a physician or the court;

(8) This section does not preclude use of physical restraints and/or seclusion in compliance with WAC 388-865-0545 and 388-865-0546.

NEW SECTION

WAC 388-865-0560 Rights of consumers who receive emergency and inpatient services voluntarily. (1) At admission, each consumer must be informed in writing or orally of his or her right to immediate release, and other rights as defined in this section and in RCW 71.05.050 for adults and chapter 71.34 RCW for children.

(2) The following rights of voluntary consumers must be prominently displayed within the department or ward where the consumer is housed. You have the right to:

(a) Release, unless involuntary commitment proceedings are initiated.

(b) A review of condition and status at least each one hundred and eighty days as required under RCW 71.05.050, 71.05.380, and 72.23.070.

(3) All voluntary consumers have the right to:

(a) Adequate care and individualized treatment;

(b) Make an informed decision about the use of antipsychotic medication.

NEW SECTION

WAC 388-865-0565 Petition for the right to possess a firearm. A person is entitled to the immediate restoration of the right to firearm possession when he or she no longer require treatment or medication for a condition related to the involuntary commitment. This is described in RCW 9.41.040 (6)(c).

(1) The person who wants his or her right to possess a firearm restored may petition the court that ordered involuntary treatment or the superior court of the county in which he or she lives for a restoration of the right to possess firearms. At a minimum, the petition must include:

(a) The fact, date, and place of involuntary treatment;

(b) The fact, date, and release from involuntary treatment;

(c) A certified copy of the most recent order of commitment with the findings and conclusions of law.

(2) The person must show the court that he/she no longer require treatment or medication for the condition related to the commitment.

(3) If the court requests relevant information about the commitment or release to make a decision, the mental health professionals who participated in the evaluation and treatment must give the court that information.

SECTION SIX—DEPARTMENT OF CORRECTIONS ACCESS TO CONFIDENTIAL MENTAL HEALTH INFORMATION

NEW SECTION

WAC 388-865-0600 Purpose. In order to enhance and facilitate the department of corrections' ability to carry out its responsibility of planning and ensuring community protection, mental health records and information, as defined in this section, that are otherwise confidential shall be released by any mental health service provider to the department of corrections personnel for whom the information is necessary to

PERMANENT

carry out the responsibilities of their office as authorized in RCW 71.05.445 and 71.34.225. Department of corrections personnel must use records only for the stated purpose and must assure that records remain confidential and subject to the limitations on disclosure outlined in chapter 71.05 RCW, except as provided in RCW 72.09.585.

NEW SECTION

WAC 388-865-0610 Definitions. Relevant records and reports includes written documents obtained from other agencies or sources, often referred to as third-party documents, as well as documents produced by the agency receiving the request. Relevant records and reports do not include the documents restricted by either federal law or federal regulation related to treatment for alcoholism or drug dependency or the Health Insurance Portability and Accountability Act or state law related to sexually transmitted diseases, as outlined in RCW 71.05.445 and 71.34.225.

(1)**"Relevant records and reports"** means:

(a) Records and reports of inpatient treatment:

(i) Inpatient psychosocial assessment - Any initial, interval, or interim assessment usually completed by a person with a master's degree in social work (or equivalent) or equivalent document as established by the holders of the records and reports;

(ii) Inpatient intake assessment - The first assessment completed for an admission, usually completed by a psychiatrist or other physician or equivalent document as established by the holders of the records and reports;

(iii) Inpatient psychiatric assessment - Any initial, interim, or interval assessment usually completed by a psychiatrist (or professional determined to be equivalent) or equivalent document as established by the holders of the records and reports;

(iv) Inpatient discharge/release summary - Summary of a hospital stay usually completed by a psychiatrist (or professional determined to be equivalent) or equivalent document as established by the holders of the records and reports;

(v) Inpatient treatment plan - A document designed to guide multi-disciplinary inpatient treatment or equivalent document as established by the holders of the records and reports;

(vi) Inpatient discharge and aftercare plan database - A document designed to establish a plan of treatment and support following discharge from the inpatient setting or equivalent document as established by the holders of the records and reports.

(b) Records and reports of outpatient treatment:

(i) Outpatient intake evaluation - Any initial or intake evaluation or summary done by any mental health practitioner or case manager the purpose of which is to provide an initial clinical assessment in order to guide outpatient service delivery or equivalent document as established by the holders of the records and reports;

(ii) Outpatient periodic review - Any periodic update, summary, or review of treatment done by any mental health practitioner or case manager. This includes, but is not limited to: documents indicating diagnostic change or update; annual or periodic psychiatric assessment, evaluation, update, summary, or review; annual or periodic treatment summary; concurrent review; individual service plan as required by WAC 388-865-0425 through 388-865-0430, or equivalent document as established by the holders of the records and reports;

(iii) Outpatient crisis plan - A document designed to guide intervention during a mental health crisis or decompensation or equivalent document as established by the holders of the records and reports;

(iv) Outpatient discharge or release summary - Summary of outpatient treatment completed by a mental health professional or case manager at the time of termination of outpatient services or equivalent document as established by the holders of the records and reports;

(v) Outpatient treatment plan - A document designed to guide multi-disciplinary outpatient treatment and support or equivalent document as established by the holders of the records and reports.

(c) Records and reports regarding providers and medications:

(i) Current medications and adverse reactions - A list of all known current medications prescribed by the licensed practitioner to the individual and a list of any known adverse reactions or allergies to medications or to environmental agents;

(ii) Name, address and telephone number of the case manager or primary clinician.

(d) Records and reports of other relevant treatment and evaluation:

(i) Psychological evaluation - A formal report, assessment, or evaluation based on psychological tests conducted by a psychologist;

(ii) Neuropsychological evaluation - A formal neuropsychological report, assessment, or evaluation based on neuropsychological tests conducted by a psychologist;

(iii) Educational assessment - A formal report, assessment, or evaluation of educational needs or equivalent document as established by the holders of the records and reports;

(iv) Functional assessment - A formal report, assessment, or evaluation of degree of functional independence. This may include but is not limited to: occupational therapy evaluations, rehabilitative services database activities assessment, residential level of care screening, problem severity scale, instruments used for functional assessment or equivalent document as established by the holders of the records and reports;

(v) Forensic evaluation - An evaluation or report conducted pursuant to chapter 10.77 RCW;

(vi) Offender/violence alert - A any documents pertaining to statutory obligations regarding dangerous or criminal behavior or to dangerous or criminal propensities. This includes, but is not limited to, formal documents specifically designed to track the need to provide or past provision of: duty to warn, duty to report child/elder abuse, victim/witness notification, violent offender notification, and sexual/kidnaping offender notification per RCW 4.24.550, 10.77.205, 13.40.215, 13.40.217, 26.44.330, 71.05.120, 71.05.330, 71.05.340, 71.05.425, 71.09.140, and 74.34.035;

(vii) Risk assessment - Any tests or formal evaluations administered or conducted as part of a formal violence or

PERMANENT

criminal risk assessment process that is not specifically addressed in any psychological evaluation or neuropsychological evaluation.

(e) Records and reports of legal status - Legal documents are documents filed with the court or produced by the court indicating current legal status or legal obligations including, but not limited to:

(i) Legal documents pertaining to chapter 71.05 RCW;

(ii) Legal documents pertaining to chapter 71.34;

(iii) Legal documents containing court findings pertaining to chapter 10.77 RCW;

(iv) Legal documents regarding guardianship of the person;

(v) Legal documents regarding durable power of attorney;

(vi) Legal or official documents regarding a protective payee;

(vii) Mental health advance directive.

(2) **"Relevant information"** means descriptions of a consumer's participation in, and response to, mental health treatment and services not available in a relevant record or report, including all statutorily mandated reporting or duty to warn notifications as identified in WAC 388-865-610 (1)(d)(vi), Offender/Violence alert, and all requests for evaluations for involuntary civil commitments under chapter 71.05 RCW. The information may be provided in verbal or written form at the discretion of the mental health service provider.

NEW SECTION

WAC 388-865-0620 Scope. Many records and reports are updated on a regular or as needed basis. The scope of the records and reports to be released to the department of corrections are dependent upon the reason for the request.

(1) For the purpose of a pre-sentence investigation release only the most recently completed or received records of those completed or received within the twenty-four-month period prior to the date of the request; or

(2) For all other purposes release all versions of records and reports that were completed or received within the ten year period prior to the date of the request that are still available.

NEW SECTION

WAC 388-865-0630 Time frame. The mental health service provider shall provide the requested relevant records, reports and information to the authorized department of corrections person in a timely manner, according to the purpose of the request:

(1) Pre-sentence investigation - within seven calendar days of the receipt of the request. If some or all of the requested relevant records, reports and information are not available within that time period the mental health service provider shall notify the authorized department of corrections person prior to the end of the seven-day-period and provide the requested relevant records, reports or information within a mutually agreed to time period; or

(2) All other purposes - within thirty calendar days of the receipt of the request. If some or all of the requested relevant records, reports and information are not available within that time period the mental health service provider shall notify the authorized department of corrections person prior to the end of the thirty-day period and provide the requested relevant records, reports or information within a mutually agreed to time period.

NEW SECTION

WAC 388-865-0640 Written requests. The written request for relevant records, reports and information shall include:

(1) Verification that the person for whom records, reports and information are being requested is under the authority of the department of corrections, per chapter 9.94A RCW, and the expiration date of that authority.

(2) Sufficient information to identify the person for whom records, reports and information are being requested including name and other identifying data.

(3) Specification as to which records and reports are being requested and the purpose for the request.

(4) Specification as to what relevant information is requested and the purpose for the request.

(5) Identification of the department of corrections person to whom the records, reports and information shall be sent, including the person's name, title and address.

(6) Name, title and signature of the requestor and date of the request.

NEW SECTION

WAC 388-865-0201 Allocation of funds to RNS/PHPs. This section describes how Medicaid and community mental health funds are allocated to the RSN/PHPs.

(1) Funding allocations are projected at the beginning of each fiscal year, using forecasted Medicaid enrollees for that fiscal year.

(2) Payments are made on the number of actual Medicaid enrollees each month, which may result in actual payments being higher or lower than projected payments, depending on whether actual Medicaid enrollees are more or less than forecasted enrollees.

(3) The mental health division (MHD) uses two different methodologies to allocate funds:

(a) Historical method;

(b) Eligibles method.

(4) For the period July 1, 2001 to June 30, 2005, the funds will be allocated using the methodologies as follows:

(a) For July, 1, 2001 to June 30, 2002, seventy-five percent of funds of will be allocated using the historical method and twenty-five percent of funds will be allocated using the prevalence method;

(b) For June 1, 2002 to June 30, 2003, fifty percent of funds will be allocated using the historical method and fifty percent of funds will be allocated using the prevalence method;

(c) For June 1, 2003 to June 30, 2004, twenty-five percent of funds will be allocated using the historical method

PERMANENT

and seventy-five percent of funds will be allocated using the prevalence method;

(d) For June 1, 2004 forward, one hundred percent of funds will be allocated using the prevalence method. These percentages will remain in effect unless the department is directed otherwise by the state Legislature.

(5)(a) Historical method means that federal Medicaid funds projected to be paid to the RSN/PHPs are calculated using actuarially determined per member per month (PMPM) rates specific to each regional support network multiplied by the number of persons enrolled in the Medicaid program in each regional support network for each month during the fiscal year.

(b) The actuarially determined rates were determined at the beginning of the managed care program (1992 for outpatient services and 1997 for inpatient services) and have been increased periodically by the Legislature.

(i) Rates differ by RSN and by category of enrollee (disabled and nondisabled adults and disabled and nondisabled children).

(ii) These rates are tracked by MHD.

(iii) The number of Medicaid enrollees is tracked by the medical assistance administration.

(c) The product of rates and enrollees is the projected amount of Medicaid funding each RSN/PHP will receive during the year.

(i) This amount is divided into two portions - federal funds and state match funds.

(ii) The two portions of Medicaid funds are determined by a percentage known as the Federal Medicaid Assistance Percentage (FMAP). This percentage is set by the federal Health Care Financing Authority and changes each year.

(d) In the inpatient program, each RSN/PHP is allocated the amount of federal and state funds projected in the calculations explained above.

(e) State funds in the outpatient program (also called "consolidated") to be paid to the RSN/PHPs are set by the Legislature. These funds are allocated to the RSN/PHPs according to the RSN/PHP's calculated percentage of the total funds. The RSN/PHP's percentage is based primarily on historical fee-for-service data.

(i) The RSN/PHP percentages are tracked by MHD and are carried forward each year.

(ii) The percentage of consolidated funds paid to each RSN/PHP is adjusted each year by the Legislature through budget proviso direction, generally requiring that new funds in the program be allocated according to Medicaid enrollees in each RSN. Therefore, the amount of consolidated funds in the outpatient program at the beginning of the fiscal year (also called "base funds") are allocated according to the percentage tracked by MHD (put in place by the Legislature in the previous year).

(iii) New consolidated funds are allocated as directed by the Legislature, generally according to the number of Medicaid enrollees residing in each RSN.

(f) The base allocation and new consolidated allocations are combined into one percentage that serves as the RSN/PHP's percentage allocation for the next year's base funds.

(g) The sum of federal Medicaid funds, state match funds in the inpatient program, and consolidated funds equals the amount of funding provided to each RSN/PHP.

(6) Eligibles method.

(a) Medicaid and non-Medicaid funds are allocated based on a formula that reflects prevalence of mental disorders in each county. The formula takes into consideration each RSN's:

(i) Concentrations of priority populations;

(ii) Commitments to state hospitals under chapter 71.05 and 71.34 RCW;

(iii) Population concentrations in urban areas;

(iv) Population concentrations at border crossings at state boundaries; and

(v) Other demographic and workload factors such as number of MI/GA-U clients, commitments to community hospitals under chapter 71.05 and 71.34 RCW, and number of homeless persons.

(b) The RSN/PHP historical method rates for 2001 have been used to calculate a weighted average statewide rate (WASR) for each category of Medicaid eligible (disabled and nondisabled adults and disabled and nondisabled children).

(c) The WASR for each category is determined by:

(i) Adding the RSN/PHP's inpatient and outpatient rates to create one combined rate;

(ii) Multiplying each RSN/PHP's rate by the number of Medicaid enrollees residing in that RSN/PHP;

(iii) Adding the results; and

(iv) Dividing the sum by the state-wide number of Medicaid eligibles.

(d) WASR rates are tracked by MHD.

(e) The number of Medicaid enrollees is tracked by the medical assistance administration.

(f) To project the amount of Medicaid funding each RSN/PHP will receive during the year, MHD multiplies the RSN/PHP's WASR for each category by the projected number of Medicaid enrollees in each category.

(i) This amount is divided into two portions - federal funds and state match funds.

(ii) Each RSN/PHP's projected allocation includes both portions of Medicaid funding (federal and state match funds).

(iii) Payments to the RSN/PHP are made based on the actual number of Medicaid enrollees.

(g) The level of non-Medicaid funds appropriated to the community mental health services program is determined by the state Legislature.

(i) Eighty percent of the non-Medicaid funds appropriated are allocated to the RSN/PHPs according to the number persons enrolled in the state funded general assistance - unemployable, medically indigent and state only "v" programs (persons in the state only "v" program are counted at thirteen percent of the total enrolled).

(A) The number of persons enrolled in these programs is tracked by the medical assistance administration.

(B) The projected number of persons in these programs residing in each RSN, divided by the total persons projected to be in these programs, is multiplied by eighty percent of the total funds appropriated to determine the amount of funding provided to each RSN/PHP.

PERMANENT

(ii) Twenty percent of the non-Medicaid funds appropriated are allocated according to a summary z score factor that is calculated using four sub-factors:

(A) The number of urban counties in each RSN;

(B) The number of state and country border counties in each RSN;

(C) The number of homeless persons in each RSN; and

(D) The number of ITA commitments from each RSN.

These sub-factors are weighted differently, with the urban factor weighted at 0.3, the border county factor weighted at 0.05, the homeless factor weighted at 1.0 and the ITA commitments factor weighted at 0.2. For each of these factors, information is tracked by MHD and the most recent complete year of data is used to calculate z score factors for each sub-factor. These factors are combined into a summary z score factor for each RSN that is multiplied by the total funding available (twenty percent of non-Medicaid funds appropriated).

(7) The mental health division does not pay providers on a fee-for-service basis for services that are the responsibility of the mental health RSN or PHP, even if the RSN or PHP has not paid for the service for any reason.

(8) To the extent authorized by the state legislature, regional support networks and mental health prepaid health plans may use local funds spent on health services to increase the collection of federal Medicaid funds. Local funds used for this purpose may not be used as match for any other federal funds or programs.

NEW SECTION

WAC 388-865-0203 Allocation formula for state hospital beds. The mental health division (MHD) allocates nonforensic adult beds at the state hospital utilized by the regional support network (RSN) based on the number of beds funded by the Legislature at that hospital.

(1) The allocation formula is (M x 40%)+(U x 35%)+(P x 25%) x F.

(a) M is the average number of Medicaid eligible persons in the RSN during the period of January to December prior to the start of the biennium, divided by the average number of Medicaid eligible persons at each state hospital catchment area (westside for western state hospital and eastside for eastern state hospital) during the same period;

(b) U is the number of each regional support network's average daily census at the state hospital during the period of January to December prior to the start of each biennium divided by the average daily census at the hospital based on the utilization of beds by the regional support network included in the hospital catchment area during the same period;

(c) P is the percent of the general population that resides within the RSN based on the most recent population estimate on December 1 of the year prior to the start of the biennium divided by the general population in the hospital catchment area at the same time;

(d) F is the total number of funded nonforensic beds at each state hospital (westside for western state hospital and eastside for eastern state hospital);

(e) The MHD will project and distribute tentative allocations upon issuance of the Governor's budget, and upon enactment of the Legislative budget. The operative allocation will be made and distributed at the start of each fiscal year.

(2) This formula will be phased in as follows:

(a) For July 1, 2001 to June 30, 2002, twenty five percent of the bed allocation will be based on the new formula, and seventy five percent based on the 1999-2001 allocation;

(b) For July 1, 2002 to June 30, 2003, fifty percent of the allocation will be based on the new formula and fifty percent based on the 1999-2001 allocation;

(c) For July 1, 2003 to June 30, 2004, seventy-five percent of the allocation will be based on the new formula and twenty-five percent based on the 1999-2001 allocation;

(d) For July 1, 2004 to June 30, 2005 one hundred percent of the allocation will be based on the new formula;

(e) The formula will be recalculated on or about April 4, 2005 and each biennium thereafter based on data that is current at that time.

(3) If the in-residence census exceeds the funded capacity on any day or days within the fiscal year, the MHD will assess liquidated damages calculated on the following formula:

(a) Only RSNs who are in excess of their individual allocated census on the day or each day of over census will be assessed liquidated damages;

(b) The amount of liquidated damages charged for each day will be the number of beds over the funded capacity of the hospital multiplied by the state hospital daily bed charge consistent with RCW 43.20B.325;

(c) The amount of liquidated damages charged to each RSN will be a percentage based on the number of beds over their allocation divided by the total number of beds over the funded capacity on the day or each day of over census;

(d) The liquidated damages will be recovered by the MHD by a deduction from the monthly payment made by the MHD two months after the end of the month in which the in residence census exceeded the state bed allocation of that RSN.

NEW SECTION

WAC 388-865-0504 Exception to rule—Long-term certification. (1) At the discretion of the mental health division, a facility may be granted an exception to WAC 388-865-0229 in order to allow the facility to be certified to provide treatment to adults on ninety-or one hundred eighty-day inpatient involuntary commitment orders.

(2) The exception certification may be requested by the facility, the director of the mental health division or his designee, or the RSN for the facility's geographic area.

(3) The facility receiving the exception certification for ninety- or one hundred eighty-day patients must meet all requirements found in chapter 388-865 WAC for the evaluation and treatment facility short-term inpatient component.

(4) The exception certification must be signed by the director of the mental health division. The exception certification may impose additional requirements, such as types of patients allowed and not allowed at the facility, reporting

PERMANENT

requirements, requirements that the facility immediately report suspected or alleged incidents of abuse, or any other requirements that the director of the mental health division determines are necessary for the best interests of patients.

(5) The mental health division may make unannounced site visits at any time to verify that the terms of the exception certification are being met. Failure to comply with any term of the exception certification may result in corrective action or, if the mental health division determines that the violation places patients in imminent jeopardy, immediate revocation of the certification.

(6) Neither consumers nor facilities have fair hearing rights as defined under chapter 388-02 WAC regarding the decision to grant or not to grant exception certification.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 388-860-010	Purpose.
WAC 388-860-020	Definitions.
WAC 388-860-030	Application for admission—Voluntary minor.
WAC 388-860-040	Emergency detention.
WAC 388-860-050	Investigation and involuntary detention.
WAC 388-860-060	Fourteen-day commitment petition.
WAC 388-860-070	Fourteen-day commitment—Hearing.
WAC 388-860-080	One hundred eighty-day petition, hearing, and commitment.
WAC 388-860-090	Detention and commitment after eighteenth birthday.
WAC 388-860-100	Transfer from juvenile correctional institutions.
WAC 388-860-110	Conditional release or early discharge.
WAC 388-860-120	Release of voluntary/involuntary minors to the custody of parents.
WAC 388-860-130	Elopement of minors.
WAC 388-860-140	Long-term placement—Designated placement committee.
WAC 388-860-150	Revocation of a less-restrictive alternative treatment or conditional release.
WAC 388-860-160	Requirements for certifying evaluation and treatment components for minors.
WAC 388-860-170	Certification standards for evaluation and treatment program for minors.
WAC 388-860-180	Outpatient component.
WAC 388-860-190	Emergency component.
WAC 388-860-200	Inpatient component.
WAC 388-860-210	Certification procedure—Waivers—Provisional certification—Renewal of certification.
WAC 388-860-220	Decertification.
WAC 388-860-230	Appeal procedure.
WAC 388-860-240	Involuntary evaluation and treatment costs—Seventy-two hour detentions/fourteen-day commitments.
WAC 388-860-250	Involuntary evaluation and treatment costs—One hundred eighty-day commitments.
WAC 388-860-260	Involuntary treatment program administrative costs—Seventy-two hour/fourteen-day commitment.
WAC 388-860-270	Involuntary treatment program transportation costs.
WAC 388-860-280	Involuntary treatment program—Legal costs.
WAC 388-860-290	Patient rights.
WAC 388-860-300	Confidentiality.
WAC 388-860-310	Confidentiality of court proceeding records.
WAC 388-860-315	Mental health service provider license and certification fees.
WAC 388-860-316	Fee payment and refunds.
WAC 388-860-317	Denial, revocation, suspension, and reinstatement.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 388-861-010	Purpose.
WAC 388-861-020	Definitions.

PERMANENT

WAC 388-861-030	Private agencies which may admit voluntary patients.
WAC 388-861-040	Voluntary admission to public or private agency—Voluntary adult.
WAC 388-861-081	Periodic review—Voluntary inpatient.
WAC 388-861-090	Limitation on length of stay—Readmission voluntary patients.
WAC 388-861-110	Discharge of voluntary patient—Release of clinical summary.
WAC 388-861-115	Transfer of a patient between state-operated facilities for persons with mental illness.
WAC 388-861-131	Nonadmission of involuntarily detained person—Transportation.
WAC 388-861-141	Protection of patient's property—Involuntary patient.
WAC 388-861-151	Evaluation and examination—Involuntary patient.
WAC 388-861-161	Treatment prior to hearings—Involuntary patient.
WAC 388-861-171	Early release or discharge of involuntary patient—Release of clinical summary—Notification of court.
WAC 388-861-181	Conditional release—Involuntary patient.
WAC 388-861-191	Revocation of conditional release—Secretary's designee—Involuntary patient.
WAC 388-861-201	Discharge of indigent patient—Involuntary patient.
WAC 388-861-211	Advising patient of rights.
WAC 388-861-221	Restoration procedure for a former involuntarily committed person's right to firearm possession.
WAC 388-861-231	Conversion to voluntary status by involuntary patient—Rights.
WAC 388-861-241	Rights of patient.
WAC 388-861-261	Requirements for certifying evaluation and treatment components.
WAC 388-861-263	Certification standards for evaluation and treatment program.
WAC 388-861-271	Outpatient component.
WAC 388-861-281	Emergency component.
WAC 388-861-291	Short-term inpatient component.
WAC 388-861-293	Certification procedure—Waivers—Provisional certification—Renewal of certification.
WAC 388-861-295	Decertification.
WAC 388-861-297	Appeal procedure.
WAC 388-861-301	Alternatives to inpatient treatment.
WAC 388-861-341	Use of restraints and seclusion by agency not certified as an evaluation and treatment facility.
WAC 388-861-351	Research.
WAC 388-861-361	Involuntary evaluation and treatment costs—Responsibility of involuntary patient.
WAC 388-861-363	Involuntary evaluation and treatment costs—Collection by agency.
WAC 388-861-365	Involuntary evaluation and treatment costs—Responsibility of county.
WAC 388-861-367	Involuntary evaluation and treatment costs—Responsibility of department.
WAC 388-861-371	Exceptions to rules—Waivers.
WAC 388-861-400	Mental health service provider license and certification fees.
WAC 388-861-401	Fee payment and refunds.
WAC 388-861-402	Denial, revocation, suspension, and reinstatement.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 388-862-010	Purpose and authority.
WAC 388-862-020	Definitions.
WAC 388-862-030	Waiver of rules.

PERMANENT

PERMANENT

WAC 388-862-450	Community support services—Psychiatric and medical services.
WAC 388-862-460	Community support services—In-home services.
WAC 388-862-470	Community support services—Consumer or advocate run services.

WSR 01-14-001
PERMANENT RULES
DEPARTMENT OF FISH AND WILDLIFE
[Order 01-107—Filed June 21, 2001, 8:15 a.m.]

Date of Adoption: June 5, 2001.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Amending WAC 220-56-105, 220-56-124, 220-56-195, 232-28-619, 232-28-620, and 232-28-621.

Statutory Authority for Adoption: RCW 77.12.047.

Adopted under notice filed as WSR 01-10-109 on May 2, 2001.

Changes Other than Editing from Proposed to Adopted Version: WAC 220-56-105, change boundary language to apply to White Salmon River, not Wind River.

WAC 220-56-195, in subsection (7)(a) change, "true west from Salmon Bank Buoy..." to, "true south from Salmon Bank Buoy...."

In subsection (8)(a) south of the Kydaka Point - Shipwreck Point line, change "Closed to fishing for salmon" to, "Release all salmon...."

WAC 232-28-619, generally - change "year around to "year-round."

Baker River - change 1 fish trout limit to statewide rule.

Quilcene River renamed "Big Quilcene River" and inserted in correct alphabetical order.

Blue Creek trout daily limit 5 fish, no more than 2 over 20 inches.

Bogachiel River - add "Olympic" to "National Park."

Calawah River - add "Olympic" to "National Park."

Chehalis River - 9/1-12/31 mouth to Porter Bridge allow wild chinook retention.

Deep River - 9/12-12/31 limit 6 fish of which no more than 2 may be adult chinook.

Deschutes River - above Henderson Boulevard. release all fish except hatchery steelhead.

Dewatto River - salmon open mouth to Dewatto-Holly Road Bridge.

Elochoman River - 9/12-12/31 limit 6 fish of which no more than 2 may be adult chinook.

Grays River - West Fork and additional season change "downstream from Hatchery Road Bridge" to downstream from "hatchery intake footbridge"; during additional season closed from Hatchery Road Bridge to posted sign at hatchery outlet.

Green River (King County) - lower boundary is First Avenue South Bridge.

Green River (Cowlitz County) - restore June 1 through November 30 season; change closure at hatchery rack to read, "400 feet or posted signs above and below the salmon hatchery rack."

Hoh River - change upper boundary from mouth of South Fork to park boundary below mouth of South Fork; salmon 6/-8/31 season lower boundary Morgan's Crossing Boat Launch; existing salmon release change from Oxbow Campground Boat Launch to Oxbow Campground and add new adult salmon release 6/1-8/31 from Morgan's Crossing Boat Launch to park boundary.

Hoquiam River - change ending date of single point barbless hook requirement from 11/15 to 11/30.

Humptulips River Forks - change nonbuoyant lure restriction beginning date from 9/1 to 8/16.

Kalama River - salmon limit six fish or which no more than 2 may be adult fish.

Klickitat River - after 9/1 salmon limit 6 fish of which no more than 2 may be adult chinook.

Lewis River - salmon limit 9/1-12/31, 6 fish of which no more than 2 may be adult chinook.

Lewis River, North Fork - after 9/1, salmon limit 6 fish of which no more than 2 may be adult chinook.

Little White Salmon River - salmon limit 8/1-12/31, 6 fish of which no more than 2 may be adult chinook.

McLane Creek - nonbuoyant lure restriction and night closure 8/1-11/30.

Minter Creek - salmon season open to within 50 feet downstream of hatchery rack.

Naselle River - waters at Naselle Hatchery attraction channel closed year-round; mainstem single point barbless hooks 8/16-11/30 upstream from Highway 4 Bridge to Salme Bridge and mouth of North Fork to source selective gear rules and release all fish; delete restrictions on North Fork.

Nemah River - change salmon opening to 8/1.

North River - delete wild coho release requirement.

Ozette River - delete entry.

Palix River - change, "Release wild adult coho and wild chinook" to, "Release adult chinook."

Satsop River - nonbuoyant lure restriction and night closure on East Fork above Schaefer State Park and Middle and West Forks upstream from Cougar Smith Road in effect only 8/16-10/31.

Satsop River, East Fork upstream from bridge at Schaefer State Park - single point barbeless hooks 8/16-10/31.

Skookumchuck River - salmon open through last day in February; 10/16-11/30 no more than 1 wild coho and after 11/30 release wild coho.

Stillaguamish River - night closure only 8/1-11/30; motorboat fishing allowed 6/1-11/30; salmon change release chun [chum] to release coho.

Union River - allow sturgeon retention downstream from Highway 300 Bridge; selective gear from Highway 300 bridge to watershed boundary; Highway 300 Bridge to lower bridge on Old Belfair Highway closed waters 8/16-10/31.

Van Winkle Creek - change to statewide season; delete 2 fish limit.

PERMANENT

Voight's Creek - change to Voight Creek.

Washougal River - nonbuoyant lure restriction begins 9/1; delete salmon bonus limits.

White Salmon River - change to 7/1-3/31 season; add salmon and steelhead only 4/1-6/15 with 2 fish limit.

Willapa River, South Fork - nonbuoyant lure restriction through 11/30; when open daily limit is 2 hatchery steelhead only.

Wind River - mouth to Shipherd Falls, 7/1-3/14 season.

Wooten Lake - add "(Mason County)."

Wynochee River - single point barbless hooks 8/16-11/30.

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 6, 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.

June 18, 2001
J. P. Koenings
Director
by Larry Peck

PERMANENT

AMENDATORY SECTION (Amending Order 00-29, filed 3/29/00, effective 5/1/00)

WAC 220-56-105 River mouth definitions. When pertaining to food fish angling, unless otherwise defined, any reference to the mouths of rivers or streams shall be construed to include those waters of any river or stream including sloughs and tributaries upstream and inside of a line projected between the outermost uplands at the mouth. The term "outermost upland" shall be construed to mean those lands not covered by water during an ordinary high tide. The following river mouths are hereby otherwise defined:

Abernathy Creek - Highway 4 Bridge.

Bear River - Highway 101 Bridge.

Bone River - Highway 101 Bridge.

Chambers Creek - Burlington Northern Railroad Bridge.

Chehalis River - Highway 101 Bridge in Aberdeen.

Cowlitz River - A line projected across the river between two fishing boundary markers set on each bank of the river approximately one-half mile downstream from the lowermost railroad bridge crossing the Cowlitz River.

Dakota Creek - A line from the outermost headland of the south bank to a house at 1285 Runge Avenue, Blaine, Washington, approximately one-quarter mile downstream from the Blaine Road Bridge.

Deschutes River - A line projected across the river 400 feet below the lower Tumwater Falls fish ladder.

Drano Lake - Highway 14 Bridge.

Duwamish River - First Avenue South Bridge.

Elk River - Highway 105 Bridge.

Entiat River - Highway 97 Bridge.

Hoquiam River - Highway 101 Bridge.

Humptulips River - Mouth of Jessie Slough.

Johns River - Highway 105 Bridge.

Kennedy Creek - An arc 500 yards east of the midpoint of the northbound Highway 101 Bridge.

Kettle River - Barstow Bridge.

Lake Washington Ship Canal - A line 400 feet west of the fish ladder at the Chittenden Locks.

Lewis River - A straight line running from a boundary marker on a piling at Austin Point southerly across the Lewis River to a boundary marker on the opposite shore.

Methow River - Highway 97 Bridge.

Naselle River - Highway 101 Bridge.

North Nemah River - Highway 101 Bridge.

Niawiakum River - Highway 101 Bridge.

North River - Highway 105 Bridge.

Palix River - Highway 101 Bridge.

Puyallup River - 11th Street Bridge.

Samish River - The Samish Island Bridge (Bayview-Edison Road).

Sammamish River - 68th Avenue NE Bridge.

Skagit River - A line projected from the terminus of the jetty with McGlinn Island to the white monument on the easterly end of Ika Island, then to a white monument on the westerly end of Craft Island, then to a white monument near the corner of the levee on the westerly side of Dry Slough, and then to a white monument on the easterly side of Tom Moore Slough.

Skamokawa Creek - Highway 4 Bridge.

Skookum Creek - A line 400 yards below the old railroad bridge.

Snohomish River - Burlington Northern Railway Bridges crossing main river and sloughs.

South Nemah River - Lynn Point 117 degrees true to the opposite shore.

Spokane River - State Route 25 Bridge.

Tucannon River - State Highway 261 Bridge.

Wallace River - The furthest downstream railroad bridge.

Washougal River - A straight line from the Crown Zellerbach pumphouse southeasterly across the Washougal River to the east end of the Highway 14 Bridge near the upper end of Lady Island.

Whatcom Creek - A line projected approximately 14 degrees true from the flashing light at the southwesterly end of the Port of Bellingham North Terminal to the southernmost point of the dike surrounding the Georgia Pacific treatment pond.

White Salmon River - Between markers on the east and west shores downstream of the Burlington Northern Railroad Bridge except when buoys are in place southerly from the shore to the buoys and east and west between the buoys.

Little White Salmon River - At boundary markers on river bank downstream from the Little White Salmon National Fish Hatchery.

Willapa River - South Bend boat launch.

Wind River - Boundary line markers at mouth.

Yakima River - Highway 240 Bridge.

AMENDATORY SECTION (Amending Order 99-102, filed 7/20/99, effective 8/20/99)

WAC 220-56-124 Unlawful provisions—Hoodsport Hatchery. During the period July 1 through December 15, those waters of Catch Record Card Area 12 within a 2,000 foot arc seaward of yellow buoys at the mouth of Finch Creek at the Hoodsport Salmon Hatchery are regulated as provided for in this section:

(1) These waters are open to salmon angling regardless of the status of the surrounding waters of Area 12.

(2) Special daily limit of four salmon, of which no more than two salmon may be chinook salmon greater than 24 inches in length. Release chum salmon July 1 through October 15.

(3) It is unlawful to fish for or possess salmon taken from these waters from one hour after sunset to one hour before sunrise.

AMENDATORY SECTION (Amending Order 00-134, filed 7/31/00, effective 8/31/00)

WAC 220-56-195 Closed areas—Saltwater salmon angling. The following areas shall be closed to salmon angling during the times indicated:

(1) Bellingham Bay: Those waters of Bellingham, Samish and Padilla Bays southerly of a line projected from the most westerly point of Gooseberry Point to Sandy Point, easterly of a line from Sandy Point to Point Migley thence along the eastern shoreline of Lummi Island to Carter Point, thence to the most northerly tip of Vendovi Island thence to Clark Point on Guemes Island thence following the shoreline to Yellow Bluff on the southwest corner of Guemes Island thence to Yellow Bluff Reef range marker thence to the ferry terminal dock east of Shannon Point and north of the Burlington Railroad Bridges at the north end of Swinomish Slough shall be closed to salmon angling July 1 through August 15.

(2) Carr Inlet:

(a) Those waters north of a line from Green Point to Penrose Point are closed to salmon angling May 1 through July 31 ((~~and September 16 through October 15~~)).

(b) Those waters of Carr Inlet within 1,000 feet of the outer oyster stakes at the mouth of Minter Creek are closed to salmon angling August 1 through September ((~~15~~)) 30.

(3) Dungeness Bay: Those waters westerly of a line from Dungeness Spit Light to the number 2 red Buoy, and then to the Port Williams boat ramp are closed to salmon angling ((~~April 16~~)) August 1 through September 30 and November 1 through April ((~~15~~)) 10.

(4) Samish Bay: Those waters southerly of a line projected true east from Fish Point are closed to salmon angling August 16 through October 15.

(5) Columbia River Mouth Control Zone 1: Washington waters within Control Zone 1, which Control Zone is described as an area at the Columbia River mouth bounded on the west by a line running northeast/southwest between the red lighted Buoy #4 (46°13'35" N/124°06'50" W) and the green lighted Buoy #7 (46°15'09" N/124°06'16" W); on the east by the Buoy #10 line which bears north/south at 357° true from the south jetty at 46°14'00" N/124°03'07" W to its intersection with the north jetty; on the north by a line running northeast/southwest between the green lighted Buoy #7 to the tip of the north jetty (46°14'48" N/124°05'20" W) and then along the north jetty to the point of intersection with the Buoy #10 line; and on the south by a line running northeast/southwest between the red lighted Buoy #4 and the tip of the south jetty (46°14'03" N/124°04'05" W) and then along the south jetty to the point of intersection with the Buoy #10 line are closed to salmon angling at all times except open to fishing from the north jetty when adjacent waters north of the Control Zone are open to salmon angling or the Buoy 10 fishery is open.

(6) Commencement Bay: Those waters east of a line projected from the Sperry Ocean Dock to landfall below the Cliff House Restaurant on the north shore of Commencement Bay are closed June 1 through July 31 and April 1 through April 10.

(7) ((~~Whidbey Island and mainland shores in Areas 5 and 6: Those waters of Catch Record Card Areas 5 and 6 within 3/4 mile of the shores of the mainland and Whidbey Island are closed to salmon angling August 1 through August 31 when angling from boats.~~

~~(8)~~)) Rosario Strait and eastern Strait of Juan de Fuca:

(a) Waters of Area 7 in Rosario Strait and the eastern portion of the Strait of Juan de Fuca southerly of a line running from Sandy Point to Point Migley on Lummi Island, and following the westerly shore of Lummi Island to a straight line running from shore through Lummi Rocks Buoy to Peapod Rocks Buoy, then to Lydia Shoal Buoy, then to the easternmost point of Obstruction Island, then true south to Blakely Island, and south along the Blakely Island shore to the southernmost point on Blakely Island, then across Thatcher Pass to Fauntleroy Point, then along the eastern shore of Decatur Island to the southernmost point on Decatur Island, then across Lopez Pass to Lopez Island and following the shore of Lopez Island southerly and westerly to Iceberg

PERMANENT

Point, then from Iceberg Point to Cattle Point, then south southwest to the Salmon Bank Buoy, and then true ((~~west~~)) south from Salmon Bank Buoy to the Area 7 boundary - Closed to fishing for salmon July 1 - July 31.

(b) Waters of Area 7 in Rosario Strait and the eastern portion of the Strait of Juan de Fuca southerly of a line running true south from the westernmost point on Fidalgo Head to Burrows Island, then westerly and southerly along the shore of Burrows Island to the Burrows Island Lighthouse, then to the Bird Rocks Buoy, then true west from Bird Rocks Buoy to Decatur Island, and then along the eastern shore of Decatur Island to the southernmost point on Decatur Island, then across Lopez Pass to Lopez Island and following the shore of Lopez Island southerly and westerly to Iceberg Point, then from Iceberg Point to Cattle Point, then south southwest to the Salmon Bank Buoy, and then true ((~~west~~)) south from the Salmon Bank Buoy to the Area 7 boundary - Closed to fishing for salmon August 1 - September 30.

(8) Strait of Juan de Fuca:

(a) Waters of Areas 4 and 5 in the Strait of Juan de Fuca southerly of a line running from Kydaka Point to Shipwreck Point - Release all salmon August 1 - September 30.

(b) Waters of Area 6 within 1000 feet of the mouth of the Elwha River - Closed to fishing for salmon August 1 - August 31.

PERMANENT

AMENDATORY SECTION (Amending Order 01-24, filed 3/5/01, effective 5/1/01)

WAC 232-28-619 Washington food fish and game fish—Freshwater exceptions to statewide rules. (1) All freshwater streams and lakes not listed as open for salmon fishing are closed.

(2) County freshwater exceptions to statewide rules:

(a) Adams and Grant counties: All seasons in specific freshwater exceptions to statewide rules apply to inlet and outlet streams of named lakes in Grant and Adams counties.

(b) Adams, Douglas, Franklin, Grant, and Okanogan counties, except Zosel Dam (Okanogan River): Lawful to fish to base of all dams.

(c) Benton County: Rivers, streams and beaver ponds open year around.

(d) Ferry and Lincoln counties: Except those tributaries listed under specific water exceptions to statewide rules, all tributaries to Lake Roosevelt between Grand Coulee Dam and the State Highway 25 Bridge at Northport except Barnaby and Nancy creeks: Trout: Daily limit 5, no minimum size.

(e) Kitsap County and Mason County on Tahuya Peninsula west of Belfair-Bremerton Highway (S.R. 3): Beaver ponds: Last Saturday in April through October 31 season. Trout: No minimum length.

(3) Specific freshwater exceptions to statewide rules:

Aberdeen Lake (Grays Harbor County): Last Saturday in April through October 31 season.

Abernathy Creek (Cowlitz County):

From mouth to a point five hundred feet downstream from salmon hatchery: June 1 through August 31 and November 1 through March 15 season. Trout: Minimum length twelve inches. Release wild cutthroat. Release all steelhead June 1 through ((~~October~~)) August 31.

From Abernathy Falls to posted markers five hundred feet downstream from salmon hatchery: Closed waters.

Aeneas Lake (Okanogan County): Last Saturday in April through October 31 season. Fly fishing only. Fishing from a floating device equipped with a motor prohibited. Trout: Daily limit one.

Ahtanum Creek, including North and Middle Forks (Yakima County): Selective gear rules. North Fork from Grey Rock Trailhead Bridge crossing to Shellneck Creek: Closed waters.

Alder Creek (Cowlitz County): Closed waters.

Alder Lake (Reservoir) (Pierce/Thurston counties): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Aldrich Lake (Mason County): Last Saturday in April through October 31 season.

Aldwell Lake (Clallam County): Last Saturday in April through October 31 season. Selective gear rules except fishing from a floating device equipped with a motor permitted. Trout: Daily limit two, minimum length twelve inches.

Alexander Lake (Kitsap County): Closed waters.

Alkali Lake (Grant County): Crappie: Not more than five greater than eight inches in length. Bluegill: Not more than five greater than six inches in length. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Alta Lake (Okanogan County): Last Saturday in April through September 30 season.

Amber Lake (Spokane County): Last Saturday in April through September 30 season. Selective gear rules, except electric motors allowed. Trout: Daily limit two, minimum length fourteen inches; release rainbow trout missing adipose fin. Additional season October 1 through November 30. Selective gear rules. All species: Release all fish.

American Lake (Pierce County): Chumming permitted. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

American River (Yakima County): Selective gear rules.

Ancient Lake (Grant County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Anderson Lake (Jefferson County): Last Saturday in April through October 31 season. Fishing from a floating device equipped with an internal combustion motor prohibited. From September 1 through October 31, selective gear rules and all species: Release all fish.

Armstrong Lake (Snohomish County): Last Saturday in April through October 31 season.

Asotin Creek, mainstem and forks (Asotin County): Closed to fishing for steelhead.

From SR 129 Bridge upstream to the forks: Lawful to fish up to base of Headgate Dam.

North Fork from mouth upstream to USFS boundary: Selective gear rules.

North Fork from USFS boundary upstream and all other tributaries: Closed waters.

South Fork and tributaries: Closed waters.

B.C. Mill Pond (Stevens County): Last Saturday in April through October 31 season.

Bachelor Creek (Yakima County): Year around season. Trout: Daily limit five, no minimum length.

Badger Lake (Spokane County): Last Saturday in April through September 30 season.

Baker Lake (Whatcom County): Last Saturday in April through October 31 season, except closed waters in an area two hundred feet in radius around the pump discharge at the south end of the lake. Chumming permitted. Trout: Minimum length six inches and maximum length eighteen inches.

Baker River (Skagit County): ((~~From the~~)) Mouth to Highway 20 Bridge: July 1 through July 31 and September 1 through October 31 season. Nonbuoyant lure restriction and night closure. Trout: Minimum length fourteen inches, except Dolly Varden/Bull Trout. Legal to retain Dolly Varden/Bull Trout as part of the trout daily limit, minimum length twenty inches. Salmon: Open only July 1 through July 31. Daily limit two fish, release all salmon except sockeye salmon.

Highway 20 Bridge to Baker River fish barrier dam: Closed waters June 1 through August 31.

Ballinger Lake (Snohomish County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Barnaby Slough (Skagit County): Closed waters.

Battle Ground Lake (Clark County): Fishing from a floating device equipped with an internal combustion motor prohibited. Trout: No more than 2 trout 20 inches or greater in length may be retained.

Bay Lake (Pierce County): Last Saturday in April through October 31 season.

Bayley Lake (Stevens County): Last Saturday in April through July 4 season. Fly fishing only. Fishing from a floating device equipped with a motor prohibited. Trout: Daily limit one, minimum length fourteen inches. Additional season, July 5 through October 31. Fly fishing only. Fishing from a floating device equipped with a motor prohibited. All species: Release all fish. Inlet stream: Closed waters.

Bear Creek (Yakima County), tributary to South Fork Tieton River: From the mouth to the falls (approximately 3/4 mile): Closed waters.

Bear Lake (Spokane County): Juveniles, holders of disability licenses, and licensed adults accompanied by a juvenile only.

Bear River (Pacific County): June 1 through March 31 season. Nonbuoyant lure restriction and night closure August 16 through November 30. Single point barbless hooks required August 16 through November 30 downstream from the Lime Quarry Road. Upstream from the Lime Quarry Road: Selective gear rules June 1 through March 31. All game fish: Release all fish. Salmon: Open only ((~~October 16~~)) September 1 through November 30. Daily limit 6 fish of which no more than 2 may be adult fish and of these two fish no more than one may be a wild adult coho. Release ((~~wild adult coho and wild~~)) adult chinook.

Bearpaw Lake (Whatcom County): Last Saturday in April through October 31 season. Selective gear rules. Trout: Daily and possession limit one, minimum length eighteen inches.

Beaver Creek (tributary to Elochoman River) (Wahkiakum County): Closed waters.

Beaver Lake (Clallam County): Selective gear rules except electric motors allowed. Trout: Daily limit one.

Beaver Lake (Columbia County): March 1 through October 31 season. Fishing from any floating device prohibited.

Beaver Lake (King County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Beda Lake (Grant County): Selective gear rules. Trout: Daily limit one fish.

Beehive (Lake) Reservoir (Chelan County): Last Saturday in April through October 31 season. July 5 through October 31, selective gear rules, and all species: Release all fish.

Bennington Lake (Mill Creek Reservoir) (Walla Walla County): Fishing from a floating device equipped with an internal combustion motor prohibited.

Benson Lake (Mason County): Last Saturday in April through October 31 season.

Berry Creek (tributary to Nisqually River) (Lewis County): Selective gear rules.

Big Bear Creek (tributary of Sammamish River) (Snohomish/King counties): Closed waters.

Big Beaver Creek (Whatcom County):

From closed water markers on Ross Lake upstream one-quarter mile: Closed waters.

From one-quarter mile markers upstream, including tributary streams, and beaver ponds that are tributary to Big Beaver Creek: July 1 through October 31 season. Selective gear rules. All species: Release all fish.

Big Beef Creek (Kitsap County): June 1 through October 31 season. Trout: Release all cutthroat trout.

Big Four Lake (Columbia County): March 1 through October 31 season. Fly fishing only. Fishing from any floating device prohibited. Trout: Daily limit two.

PERMANENT

Big Lake (Skagit County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained. Salmon: Landlocked salmon rules apply.

Big Meadow Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Big Quilcene River (Jefferson County):

From mouth to upper boundary of Falls View Campground June 1 through last day in February season except closed August 16 through October 31 from mouth to Rodgers Street: August 16 through December 31 - closed to fishing from one hour after official sunset to one hour before official sunrise in those waters upstream from Rodgers Street to the Highway 101 Bridge. Selective gear rules. All game fish: Release all fish. Salmon: Open only August 16 through October 31 from Rodgers Street to the Highway 101 Bridge. Daily limit 4 coho salmon.

From Highway 101 Bridge upstream to the electric weir at the Quilcene National Fish Hatchery: Closed waters.

Big River (Clallam County): June 1 through last day in February season. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February.

Big Twin Lake (Okanogan County): Last Saturday in April through October 31 season. Selective gear rules except electric motors permitted. Trout: Daily limit one.

Bird Creek (Klickitat County): Trout: Daily limit five.

Black Lake (Lower Wheeler Reservoir) (Chelan County): Last Saturday in April through October 31 season. July 5 through October 31, selective gear rules, and all species: Release all fish.

Black Lake (Okanogan County): Selective gear rules.

Black Lake (Pacific County): Last Saturday in April through October 31 season.

Black Lake (Stevens County): Last Saturday in April through October 31 season.

Black Lake (Thurston County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Black River (Thurston County), from mouth to Black Lake and including all tributaries west of Interstate Highway 5, including Waddell Creek, Mima Creek, Dempsey Creek, Beaver Creek, Salmon Creek and Blooms Ditch: Selective gear rules. Trout: Minimum length fourteen inches.

Blockhouse Creek (Klickitat County): Trout: Daily limit five.

Bloodgood Creek (Klickitat County): Trout: Daily limit five.

Blue Creek (Lewis County), from mouth to Spencer Road: Closed waters except December 1 through December 31 season from mouth to posted sign at rearing pond outlet. Nonbuoyant lure restriction and night closure. ((~~All species: Release all fish except that up to two hatchery steelhead with intact ventral fins may be retained per day.~~)) Only wheelchair-bound anglers may fish from posted signs above rearing pond to posted signs approximately 40 feet downstream at fence including the rearing pond outlet. Trout: Daily limit five. Minimum size 12 inches no more than two fish over 20 inches. Release wild cutthroat, wild steelhead and hatchery steelhead with missing right ventral fin.

Blue Lake (Columbia County): March 1 through October 31 season. Fishing from any floating device prohibited.

Blue Lake (Cowlitz County): Last Saturday in April through October 31 season. Selective gear rules. All species: Release all fish.

Blue Lake (Grant County): Last Saturday in April through September 30 season.

Blue Lake (near Sinlahekin) (Okanogan County): Last Saturday in April through October 31 season. Selective gear rules, except electric motors allowed. Trout: Daily limit one.

Blue Lake (near Wannacut Lake) (Okanogan County): Last Saturday in April through October 31 season. Selective gear rules, except electric motors allowed. Trout: Daily limit one.

Bobcat Creek and Ponds (Adams County): March 1 through September 30 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Bogachiel River (Clallam County), from mouth to Olympic National Park boundary: June 1 through April 30 season. December 1 through April 30, selective gear rules from Highway 101 to Olympic National Park boundary. Trout: Minimum length fourteen inches. December 1 through April 30, mouth to Highway 101, one wild steelhead per day may be retained. Salmon: Open only July 1 through November 30 from mouth to Highway 101 Bridge. Daily limit 6 fish of which no more than 2 may be adult salmon. July 1 through August 31 release wild adult coho and wild adult chinook.

Bonaparte Lake (Okanogan County): Trout: No more than one over twenty inches in length may be retained.

Bosworth Lake (Snohomish County): Last Saturday in April through October 31 season.

Boundary Creek (Clallam County): Closed waters.

Bowman Creek (Klickitat County): Trout: Daily limit five.

Box Canyon Creek (Kittitas County), from mouth to bridge on USFS Road No. 4930: Closed waters.

Boxley Creek (North Bend) (King County), from its mouth to the falls located at approximately river mile 0.9: Closed waters.

Boyle Lake (King County): Last Saturday in April through October 31 season. The inlet and outlet streams to Boyle Lake are closed waters.

Bradley Lake (Pierce County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained. Salmon: Landlocked salmon rules apply.

PERMANENT

Bridges Lake (King County): Last Saturday in April through October 31 season. The inlet and outlet streams to Bridges Lake are closed waters.

Brookies Lake (Grant County): Selective gear rules. Trout: Daily limit one fish.

Browns Lake and inlet streams (Pend Oreille County): Last Saturday in April through October 31 season. Fly fishing only. Fishing from a floating device equipped with a motor prohibited.

Buck Lake (Kitsap County): Last Saturday in April through October 31 season.

Buckskin Creek and tributaries (Yakima County), from mouth to the west boundary of Suntides Golf Course: Closed waters.

Bumping Lake (Reservoir) (Yakima County): Chumming permitted. Trout: Kokanee not counted in daily trout limit. Kokanee daily limit sixteen.

Bumping River (Yakima County):
From mouth to Bumping Reservoir: Lawful to fish to base of Bumping Dam. Selective gear rules June 1 through October 31. Whitefish: Additional December 1 through March 31 season. Terminal gear limited to one single hook. Release all fish other than whitefish.

Burbank Slough (Walla Walla County): Fishing from any floating device prohibited.

Burke Lake (Grant County): March 1 through July 31 season.

Burley Creek (Kitsap County): June 1 through last day in February season. Trout: Minimum length fourteen inches.

Butter Creek (Lewis County): Selective gear rules. Trout: Minimum length ten inches.

Buttermilk Creek, mouth to confluence of East and West Forks (Okanogan County): Closed waters.

Cady Lake (Mason County): Fly fishing only. Fishing from a floating device equipped with an internal combustion motor prohibited. All species: Release all fish.

Cain Lake (Whatcom County): Last Saturday in April through October 31 season.

Calawah River (Clallam County), from mouth to forks: June 1 through April 30 season. December 1 through April 30, selective gear rules from Highway 101 to forks. Trout: Minimum length fourteen inches. December 1 through April 30, mouth to Highway 101, one wild steelhead per day may be retained. Salmon: Open only July 1 through November 30 from mouth to Highway 101 Bridge. Daily limit 6 fish of which no more than 2 may be adult salmon. July 1 through August 31 release wild adult coho and wild adult chinook.

Calawah River, South Fork (Clallam County) from mouth to Olympic National Park boundary: June 1 through last day in February season. December 1 through last day in February, selective gear rules. Trout: Minimum length fourteen inches.

Caldwell Lake (Pend Oreille County): Last Saturday in April through October 31 season. Fishing from a floating device equipped with an internal combustion motor prohibited. Trout: Daily limit two, minimum length twelve inches.

Caliche Lakes, Lower, Upper and West (Grant County): March 1 through July 31 season.

Calispell Creek (Calispell River) (Pend Oreille County):
From mouth to Calispell Lake: Year around season.
From Calispell Lake upstream to source: Selective gear rules.

Calligan Lake (King County): June 1 through October 31 season. All tributary streams, and the upper third of the outlet are closed waters.

Campbell Creek (Mason County): Closed waters.

Campbell Lake (Okanogan County): April 1 through August 31: Selective gear rules and all species: Release all fish.

Campbell Lake (Skagit County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Canyon Creek (Clark County): Trout: Daily limit five.

Canyon River (Mason County and Grays Harbor County): Closed waters.

Canyon Creek (S.F. Stillaguamish River) (Snohomish County), mouth to forks: June 1 through last day in February season. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February.

Capitol Lake (Thurston County), from its outlet to a point four hundred feet below the lowest Tumwater Falls (Deschutes River) fish ladder: Closed waters: Percival Cove, west of a set of markers on the western shoreline of the south basin of Capitol Lake. June 1 through March 31 season. Nonbuoyant lure restriction and night closure August 1 through November 30. Trout: June 1 through July 31 daily limit five, minimum length eight inches. August 1 through March 31 daily limit two, minimum length fourteen inches. Salmon: Open only July through November 30. Daily limit 6 fish of which no more than 2 may be adult salmon. Release coho.

Carbon River (Pierce County), from its mouth to Voight Creek: June 1 through March 31 season. Nonbuoyant lure restriction and night closure August 1 through November 30. Trout: Minimum length fourteen inches. Voight Creek to Highway 162 Bridge: June 1 through August 15 and December 1 through March 31 season: Trout: Minimum length 14 inches. Salmon: Open only September 1 through November 30 mouth to Voight Creek. Daily limit 6 fish of which no more than 4 may be adult salmon and of these 4 fish no more than 2 may be chinook. Release pink and chum salmon.

Carlisle Lake (Lewis County): Last Saturday in April through last day in February season. Fishing from a floating device equipped with an internal combustion motor prohibited. Bass: Minimum length fourteen inches. Salmon: Landlocked salmon rules apply.

PERMANENT

Carl's Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Carney Lake (Pierce County): Last Saturday in April through June 30 and September 1 through November 30 seasons. Fishing from a floating device equipped with an internal combustion motor prohibited. Salmon: Landlocked salmon rules apply.

Carson Lake (Mason County): Last Saturday in April through October 31 season.

Cascade Lake (Grant County): March 1 through July 31 season.

Cascade Lake (San Juan County): Last Saturday in April through October 31 season.

Cascade River (Skagit County):

From the mouth to the Rockport-Cascade Road Bridge: October 1 through last day in February season. Trout: Trout except Dolly Varden/Bull Trout, minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of the trout daily limit, minimum length twenty inches. Wild steelhead may be retained December 1 through last day in February. Salmon: Open only October 1 through November 30. Daily limit 2 salmon. Release wild coho.

From the Rockport-Cascade Road Bridge upstream: June 1 through last day in February season. Trout: Trout except Dolly Varden/Bull Trout, minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of the trout daily limit, minimum length twenty inches. Wild steelhead may be retained December 1 through last day in February.

Cases Pond (Pacific County): Last Saturday in April through November 30 season. Juveniles only. Salmon: Landlocked salmon rules apply.

Cashmere Pond (Chelan County): Juveniles only.

Cassidy Lake (Snohomish County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Castle Lake (Cowlitz County): Selective gear rules. Trout: Daily limit one, minimum length sixteen inches.

Cattail Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Cavanaugh Lake (Skagit County): Chumming permitted.

Cedar Creek (tributary of N.F. Lewis) (Clark County), from mouth to Grist Mill Bridge: From the Grist Mill Bridge to 100 feet upstream of the falls: Closed waters. June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild cutthroat.

Cedar Creek (Jefferson County): June 1 through last day in February season. Trout: Minimum length fourteen inches. December 1 through last day in February wild steelhead may be retained.

Cedar Creek (Okanogan County), from mouth to Cedar Falls: Closed waters.

Cedar Lake (Stevens County): Last Saturday in April through October 31 season.

Cedar River (King County), from mouth to Cedar Falls: Closed waters.

Chain Lake (Pend ((~~Orielle~~)) Oreille County): Last Saturday in April through October 31 season. Release Kokanee.

Chambers Creek Estuary (downstream from markers 400 feet below the Boise-Cascade Dam to the Burlington Northern Railroad Bridge) (Pierce County): July 1 through November 15 season. Trout: Minimum length fourteen inches. Salmon: Open only July 1 through November 15. Daily limit 6 fish of which no more than 2 may be adult salmon. Release wild coho.

Chambers Lake (within Ft. Lewis Military Reservation) (Pierce County): Selective gear rules, except electric motors allowed. Trout: Release all trout.

Chambers Lake (Thurston County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Chaplain Lake (Snohomish County): Closed waters.

Chapman Lake (Spokane County): Last Saturday in April through October 31 season. Chumming permitted. Trout: Kokanee not counted in daily trout limit. Kokanee daily limit ten.

Chehalis River (Grays Harbor County), from Highway 101 Bridge in Aberdeen to high bridge on Weyerhaeuser 1000 line (approximately 400 yards downstream from Roger Creek): June 1 through April 15 season. Single point barbless hooks required ((~~September 1~~)) August 16 through November ((~~15 upstream from mouth to Porter Bridge and October 16 through November 15 from the Porter Bridge to the high bridge~~)) 30. Trout: Minimum length fourteen inches. Salmon: Open only ((~~May 1~~)) April 16 through July 31 from mouth to high bridge, September 1 through ((~~November 15~~)) January 31 from mouth to Porter Bridge, and October 16 through ((~~November 15~~)) February 28 from Porter Bridge to high bridge. Daily limit 6 fish of which no more than 2 may be adult salmon. September 1 through ((~~November 15 the daily limit may contain no more than one wild adult coho and one adult chinook~~)) January 31, mouth to Porter Bridge, the daily limit may contain no more than one wild adult coho and one adult chinook, and release all chum. October 16 through November 30, Porter Bridge to High Bridge, the daily limit may contain no more than one wild adult coho, and release chum and adult chinook. December 1 through February 28, Porter Bridge to High Bridge, release chum, adult chinook and wild adult coho.

Chehalis River, South Fork (Lewis County), from mouth to Highway Bridge at Boistfort: June 1 through April 15 season. Trout: Minimum length fourteen inches.

Chehalis River Potholes (adjacent to the Chehalis River south of Highway 12 in Grays Harbor County, this does not include sloughs or beaver ponds): Last Saturday in April through October 31 season.

PERMANENT

Chelan Hatchery Creek (Chelan County): Closed waters.

Chelan Lake (Chelan County): Year ((~~around~~))-round season except closed April 1 through June 30 north of a line between Purple Point at Stehekin and Painted Rocks and April 1 through June 30 within 400 feet of the mouths of all tributaries north of Fields Point. Trout except kokanee: Daily limit two 15 inches minimum except May 15 through September 30 east of Fields Point daily limit 5, minimum length 8 inches no more than 2 over 15 inches in length. Kokanee not counted in daily trout limit. Kokanee daily limit five, no minimum length. Salmon: Landlocked salmon rules apply, except minimum length 15 inches. Burbot: Set line gear allowed.

Chelan Lake Tributaries (Chelan County), from mouths upstream one mile except Stehekin River: July 1 through October 31 season. Selective gear rules.

Chelan River (Chelan County): Closed waters.

Chewuch River (Chewack River) (Okanogan County), from mouth to Eight Mile Creek: June 1 through September 30 season. Selective gear rules. All species: Release all fish.

Upstream from Eight Mile Creek to Pasayten Wilderness boundary: Closed waters June 1 through October 31.

From mouth to Pasayten Wilderness boundary: Additional December 1 through March 31 season. Terminal gear restricted to one single hook, maximum hook size number 14. All species: Release all fish except whitefish.

Chimacum Creek (Jefferson County):

From mouth to Ness's Corner Road: June 1 through August 31 season. Trout: Minimum length fourteen inches.

From Ness's Corner Road to headwaters: Trout: Minimum length fourteen inches.

Chiwaukum Creek (Chelan County): Mouth to Fool Hen Creek: Closed waters.

Chiwawa River (Chelan County): Mouth to Buck Creek: Closed waters.

Chopaka Lake (Okanogan County): Last Saturday in April through October 31 season. Fly fishing only. Fishing from a floating device equipped with a motor prohibited. Trout: Daily limit one.

Cispus River (Lewis County), from mouth to North Fork: Trout: Additional season November 1 through May 31, steelhead only. Release all game fish other than steelhead. Salmon: Open year around. Daily limit 6 fish, of which no more than 2 fish may be adult salmon January 1 through September 30 and no more than 4 fish may be adult salmon October 1 through December 31. Salmon minimum size 8 inches. Release wild coho.

Cispus River, North Fork (Lewis County): Trout: No more than one over twelve inches in length.

Clallam River (Clallam County): June 1 through last day in February season. Trout: Minimum length fourteen inches.

Clara Lake (Mason County): Last Saturday in April through October 31 season.

Clear Lake (Chelan County): Last Saturday in April through October 31 season. From July 5 through October 31, selective gear rules and all species: Release all fish.

Clear Lake (Pierce County): Last Saturday in April through October 31 season. Chumming permitted. Salmon: Landlocked salmon rules apply.

Clear Lake (Spokane County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Clear Lake (Thurston County): Last Saturday in April through October 31 season.

Clearwater River (Jefferson County):

From mouth to Snahapish River: June 1 through April 15 season. Single point barbless hooks required September 1 through November 30. Trout: Minimum length fourteen inches. December 1 through April 15, one wild steelhead per day may be retained. Salmon: Open only September 1 through November 30. Daily limit 6 fish of which no more than 2 may be adult salmon. ((~~Release wild adult coho and wild adult chinook.~~))

From Snahapish River upstream: Trout, minimum length fourteen inches.

Cle Elum Lake (Reservoir) (Kittitas County): Trout except kokanee: Daily limit two, minimum length twelve inches. Kokanee not counted in daily trout limit. Kokanee daily limit sixteen, no minimum size. Burbot: Set line gear allowed.

Cle Elum River (Kittitas County), from mouth to Cle Elum Dam: Lawful to fish to base of Cle Elum Dam. Selective gear rules. Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish. Terminal gear restricted to one single hook.

Cliff Lake (Grant County): March 1 through July 31 season.

Cloquallum Creek (Grays Harbor County):

From mouth to second bridge on Cloquallum Road: June 1 through last day in February season. Trout: Minimum length fourteen inches.

From mouth to Highway 8 Bridge: Additional March 1 through March 31 season. Trout: Minimum length fourteen inches.

Clough Creek (North Bend) (King County): Closed waters.

Clover Creek (Pierce County), within the boundaries of McChord Air Force Base: Selective gear rules. Trout: Daily limit two, minimum length twelve inches.

Coal Creek (Cowlitz County), from mouth to four hundred feet below falls: June 1 through August 31 and November 1 through last day in February season. Trout: Minimum length fourteen inches. Release wild cutthroat.

Coal Creek (tributary of Lake Washington) (King County): Closed waters.

Coal Creek (near Snoqualmie) (King County), from mouth to Highway I-90: Last Saturday in April through October 31 season. Juveniles only. Trout: No minimum length.

PERMANENT

Coffee Pot Lake (Lincoln County): March 1 through August 31 season. Selective gear rules except motors allowed. Trout: Daily limit two. Bass: Daily limit two, maximum length fourteen inches. Crappie: Daily limit ten.

Coldwater Lake (Cowlitz County): Selective gear rules except use of electric motors allowed. Trout: Daily limit one, minimum length sixteen inches.

Coldwater Lake inlet and outlet streams (Cowlitz County): Closed waters.

Colville River (Stevens County):

From mouth to bridge at Town of Valley: Year ((~~around~~))-round season. Trout: Daily limit five fish, not more than two of which may be brown trout October 1 through November 30. Walleye: No minimum size. Daily limit eight fish not more than one of which may be longer than 20 inches. Release walleye 16 to 20 inches in length.

From bridge at Valley upstream and tributaries: Selective gear rules.

Columbia Basin Hatchery Creek (Grant County): Hatchery outflow to confluence with mainstem Hatchery Creek: Juveniles and holders of disability licenses only. Mainstem Hatchery Creek: Juveniles and licensed adults accompanied by a juvenile only.

Columbia Park Family Fishing Pond (Benton County): Juveniles and licensed adults accompanied by a juvenile only.

Columbia River, including impoundments and all connecting sloughs, except Wells Ponds: Year-round season unless otherwise provided. General species provisions (unless otherwise provided for in this section): Bass: Daily limit five fish, not more than three of which may be over 15 inches. Trout: Daily limit two fish, minimum length 12 inches, except release all Dolly Varden/Bull Trout. Walleye: Daily limit five fish of which not more than one may be over 24 inches, minimum length 18 inches. Whitefish: Daily limit 15 fish. All other gamefish: No daily limit, except release all grass carp.

In the Columbia River between Washington and Oregon, the license of either state is valid. Anglers must comply with the fishing regulations of the state in which they are fishing. This provision does not allow an angler licensed in Oregon to fish on the Washington shore, or in the sloughs or tributaries in Washington.

Anglers fishing the Columbia River are restricted to one daily limit, as defined by the laws of the state in which they are fishing, even if they are licensed by both states.

From a true north-south line through Buoy 10 to a line between Rocky Point in Washington to Tongue Point in Oregon: Trout: Release wild cutthroat. Release all trout April 1 through July 31. Walleye: No minimum size. Daily limit ten, of which no more than five may be greater than eighteen inches in length and one greater than twenty-four inches in length. Fishing from the north jetty is allowed during salmon season openings. Salmon: Open only August 1 through March 31. August 1 through ((~~September 30~~)) August 15 daily limit 2 salmon, except the daily limit may contain no more than 1 chinook. Release chum, sockeye, wild coho, ((~~and~~)) chinook less than 24 inches in length, and coho salmon less than 16 inches in length. August 16 through September 30, daily limit 3 salmon, except the daily limit may contain no more than one chinook. Release chum, sockeye, wild coho, chinook less than 24 inches in length, and coho less than 16 inches in length. October 1 through ((~~March~~)) December 31 daily limit 6 fish of which no more than ((~~2~~)) 3 may be adult salmon and not more than one of the three may be a chinook. Release chum, sockeye, and wild coho. January 1 through March 31 daily limit 6 fish of which no more than 2 may be adult salmon. Release chum, sockeye, and wild coho. Fishing from the north jetty for salmon open during both Area 1 and Buoy 10 fishery openings.

From the Rocky Point - Tongue Point line to the I-5 Bridge: ((~~Closed waters: September 1 through September 30 at mouth of Abernathy Creek from the Washington shore to a line between Abernathy Point light and a boundary marker east of the mouth of Abernathy Creek.~~)) Trout: Release wild cutthroat. Release all trout April 1 through May 15. Walleye: No minimum size. Daily limit ten, of which no more than five may be greater than eighteen inches in length and one greater than twenty-four inches in length. Salmon: Open only August 1 through March 31. Daily limit 6 fish of which no more than 2 may be adult salmon. Release chum, sockeye, and wild coho. ((~~August 1 through December 31 release chinook within waters east of a line from the northern tip of Bachelor Island to the lighthouse at Warrior Rock to Sand Island to a navigation marker 1/2 mile off the northwest tip of Sand Island and then to marker No. 77 on the Washington shore.~~))

From the I-5 Bridge to the Highway 395 Bridge at Pasco, including Drano Lake: Closed waters: (1) From the upstream line of Bonneville Dam to boundary markers located six hundred feet below the fish ladder. (2) Waters from the upstream side of the Interstate Bridge at The Dalles to upper line of The Dalles Dam except that bank fishing is permitted up to the downstream navigation lock wall on the Washington shore. (3) From John Day Dam downstream about three thousand feet except that bank fishing is permitted up to four hundred feet below the fishway entrance on the Washington shore. (4) From McNary Dam downstream to a line across the river from the red and white marker on the Oregon shore on a line that intersects the downstream end of the wing wall of the boat lock near the Washington shore. ((~~Drano Lake: August 1 through December 31: Nonbuoyant lure restriction.~~)) September 1 through October 15: Nonbuoyant lure restriction and night closure from Bonneville Dam to The Dalles Dam. Trout: Release wild cutthroat from I-5 Bridge to Bonneville Dam and release all cutthroat in the waters of Drano Lake. Release all trout April 1 through June 15. Walleye: No minimum size. Daily limit ten, of which no more than five may be greater than eighteen inches in length and one greater than twenty-four inches in length. Salmon: Open only August 1 through December 31 except closed November 1 through December 31 from Beacon Rock to Bonneville Dam. Daily limit 6 fish of which no more than 2 may be adult salmon. Release chum, sockeye, and wild coho except wild coho may be retained in the daily limit from The Dalles Dam to McNary Dam.

PERMANENT

From the Highway 395 Bridge at Pasco to the old Hanford townsite (wooden towers) powerline crossing, in Sec. 30, T13N, R28E except Ringold Hatchery waters: Closed waters: Ringold Springs Creek (Hatchery Creek). Trout: Release all trout. Salmon: Open only August 16 through December 31. Daily limit 6 fish of which no more than 2 may be adult salmon. Release wild coho. Ringold Hatchery waters (from WDFW markers 1/4 mile downstream from the Ringold wasteway outlet to WDFW markers 1/2 mile upstream from Spring Creek): Open only May 15 through July 31 to fishing from the bank on the hatchery side of the river. Trout: Release all fish except hatchery steelhead. Salmon: Daily limit 2 fish.

From the old Hanford townsite (wooden towers) powerline crossing in Sec. 30, T13N, R28E, to Vernita Bridge, (Highway 24): All species: February 1 through October 22 season. Trout: Release all trout. Salmon: Open only August 16 through October 22. Daily limit 6 fish of which no more than 2 fish may be adult salmon. Release wild coho.

From Vernita Bridge (Highway 24) to Priest Rapids Dam: Closed waters: (1) Priest Rapids Dam - waters between the upstream line of Priest Rapids Dam downstream to the boundary markers six hundred fifty feet below the fish ladders. (2) Jackson (Moran Creek or Priest Rapids Hatchery outlet) Creek - all waters of the Priest Rapids Hatchery system to the outlet on the Columbia River, extending to midstream Columbia between boundary markers located one hundred feet upstream and four hundred feet downstream of the mouth. Trout: Release all trout. Salmon: Open only August 16 through December 31. Daily limit 6 fish of which no more than 2 may be adult salmon, except November 1 through December 31 release adult salmon. Release wild coho.

From Priest Rapids Dam to Chief Joseph Dam, including up to base of Washburn Pond outlet structure: Closed waters: (1) Wanapum Dam - waters between the upstream line of Wanapum Dam to the boundary markers seven hundred fifty feet downstream of the east fish ladder and five hundred feet downstream of the west fish ladder. (2) Rock Island Dam to boundary markers four hundred feet downstream of the fish ladders. (3) Rocky Reach Dam - waters between the upstream line of Rocky Reach Dam to boundary markers four hundred feet downstream of the fish ladders. (4) Wells Dam - waters between the upstream line of Wells Dam to boundary markers four hundred feet downstream of the spawning channel discharge (Chelan County) and fish ladder (Douglas County). (5) Chief Joseph Dam - closed to fishing from the Okanogan County shore between the dam and the Highway 17 Bridge. Closed to fishing from a floating device from the boundary marker to the Corps of Engineers safety zone marker. Trout: Release all trout.

Above Chief Joseph Dam: See Lake Roosevelt and Rufus Woods Lake.

Conconully Lake (Okanogan County): Last Saturday in April through October 31 season.

Conconully Reservoir (Okanogan County): Last Saturday in April through October 31 season.

Conger Pond (Pend Oreille County): Last Saturday in April through October 31 season.

Connelly Creek and tributaries (Lewis County), from four hundred feet below the city of Morton Dam to its source: Closed waters.

Conner Lake (Okanogan County): Last Saturday in April through October 31 season.

Coot Lake (Grant County): March 1 through July 31 season.

Copalis River (Grays Harbor County): June 1 through last day in February season. Trout: Minimum length fourteen inches. Salmon: Open only September 1 through January 31 from mouth to Carlisle Bridge. Daily limit 6 fish of which no more than 2 may be adult salmon.

Cottage Lake (King County): Last Saturday in April through October 31 season.

Cottonwood Creek (Lincoln County): Year ((~~around~~))-round season.

Cougar Creek (tributary to Yale Reservoir) (Cowlitz County): June 1 through August 31 season.

Cougar Lake (near Winthrop) (Okanogan County): September 1 through March 31 season.

Coulter Creek (Kitsap/Mason counties): Trout: Minimum length fourteen inches.

County Line Ponds (Skagit County): Closed waters.

Cow Lake (Adams County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Coweeman River (Cowlitz County), from mouth to Mulholland Creek: June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild cutthroat.

Cowiche Creek (Yakima County): Selective gear rules.

Cowlitz Falls Reservoir (Lake Scanewa) (Lewis County): June 1 through last day in February season. The upstream boundary of the reservoir in the Cowlitz arm is the posted PUD sign on Peters Road. The upstream boundary of the reservoir in the Cispus arm is the posted markers at the Lewis County PUD kayak launch, approximately 1.5 miles upstream from the confluence of the Cowlitz and Cispus arms. Trout: Daily limit five, minimum length eight inches. Salmon: Landlocked salmon rules apply except October 1 through December 31 daily limit 6 fish, of which not more than 4 may be adult salmon and of which not more than five may be trout.

Cowlitz River (Lewis County):

From mouth to Mayfield Dam: Year ((~~around~~))-round season. Lawful to fish up to four hundred feet or the posted deadline at barrier dam. From the barrier dam downstream to a line from the mouth of Mill Creek to a boundary marker on the opposite shore, it is unlawful to fish from any floating device. Nonbuoyant lure restriction and night closure April 1 through October 31 from mouth of Mill Creek to the barrier

PERMANENT

dam. All game fish: Release all fish except steelhead April 1 through May 31. Trout: Daily limit five, minimum length twelve inches, no more than two over twenty inches. Release wild cutthroat. Below Barrier Dam release all steelhead missing right ventral fin. Salmon: Open only August 1 through April 30 mouth to Barrier Dam. Daily limit 6 fish of which no more than 2 may be adult salmon, except ((~~May 1 through May 31 daily limit one fish and October~~)) September 1 through December 31 daily limit may contain ((4)) 6 hatchery adult ((~~salmon~~)) coho. Release chum and wild coho August 1 through April 30. Release chinook August 1 through December 31.

From Mayfield Dam to mouth of Muddy Fork: Year ((~~around~~))-round season. Salmon: Open year around from upstream boundary of Lake Scanewa. Daily limit 6 fish of which no more than 2 may be adult salmon, except up to 4 adults may be retained October 1 through December 31. Salmon minimum size 8 inches. Release wild coho.

Cowlitz River, Clear and Muddy Forks (Lewis County): Trout: Daily limit five, no more than one over twelve inches in length may be retained.

Coyote Creek and Ponds (Adams County): March 1 through September 30 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Crab Creek (Adams/Grant counties):

From Highway 26 to Morgan Lake Road in Section 36: March 1 through September 30 season.

From Morgan Lake Road in Section 36 to O'Sullivan Dam (including Marsh Unit I and II impoundments): Closed waters.

Crab Creek (Lincoln County) and tributaries: Year ((~~around~~))-round season.

Crabapple Lake (Snohomish County): Last Saturday in April through October 31 season.

Cranberry Creek (Mason County), mouth to Lake Limerick: Closed waters.

Crawfish Lake (Okanogan County): Last Saturday in April through October 31 season. Fishing from a floating device equipped with an internal combustion engine prohibited.

Crescent Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Crescent Lake (Pierce County): Last Saturday in April through October 31 season.

Crocker Lake (Jefferson County): Closed waters.

Crystal Lake (Grant County): March 1 through July 31 season.

Cup Lake (Grant County): March 1 through July 31 season.

Curl Lake (Columbia County): Last Saturday in April through October 31 season. Fishing from any floating device prohibited.

Curley Creek (Kitsap County): June 1 through last day in February season. Trout: Minimum length fourteen inches.

Cushman Reservoir (Mason County): Salmon: Landlocked salmon rules apply.

Dakota Creek (Whatcom County): Salmon: Open only October 1 through December 31 from mouth to Giles Road Bridge. Daily limit 2 salmon.

Damon Lake (Grays Harbor County): June 1 through October 31 season.

Davis Lake (Ferry County): Last Saturday in April through October 31 season.

Davis Lake (Lewis County): Last Saturday in April to last day in February season.

Davis Lake (Okanogan County): April 1 through August 31: Selective gear rules and all species: Release all fish.

Davis Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Dayton Pond (Columbia County): Juveniles only.

Deadman Lake (Adams County): March 1 through September 30 season.

De Coursey Pond (Pierce County): Last Saturday in April through November 30 season. Juveniles only. Salmon: Landlocked salmon rules apply.

Deep Creek (Clallam County): Closed waters.

Deep Creek (tributary to Bumping Lake) (Yakima County): Mouth to second bridge crossing on USFS Rd. 1808 (approximately 3.7 miles from junction of USFS Rds. 1800 and 1808): Closed waters.

Deep Lake (Grant County): Last Saturday in April through September 30 season.

Deep Lake (Stevens County): Last Saturday in April through October 31 season.

Deep Lake (Thurston County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Deep River (Wahkiakum County): Year ((~~around~~))-round season. Trout: Minimum length 14 inches. Salmon: Open year-round only ((~~year around~~)) from mouth to town bridge. Daily limit 6 fish of which no more than 2 may be adult salmon except September 1 through December 31 daily limit six fish of which no more than two may be adult chinook. Release chum and wild coho.

Deer Creek (Mason County): Closed waters.

Deer Creek and Little Deer Creek (tributaries to North Fork Stillaguamish) (Skagit County): Closed waters.

Deer Lake (Columbia County): March 1 through October 31 season. Fishing from any floating device prohibited.

Deer Lake (Island County): Last Saturday in April through October 31 season.

Deer (Deer Springs) Lake (Lincoln County): Last Saturday in April through September 30 season.

Deer Lake (Mason County): Last Saturday in April through October 31 season.

Deer Lake (Stevens County): Last Saturday in April through October 31 season. Trout: No more than two over twenty inches in length may be retained.

De Roux Creek (Yakima County): Selective gear rules.

Deschutes River (Thurston County), from old U.S. Highway 99 Bridge near Tumwater to Henderson Boulevard Bridge near Pioneer Park, except waters from Old Highway 99 Bridge to four hundred feet below lowest Tumwater Falls fish ladder are closed waters: June 1 through March 31 season. Nonbuoyant lure restriction and night closure August 1 through November 30. Trout: Minimum length fourteen inches. Salmon: Open only July 1 through November 30. Daily limit 6 fish of which no more than 2 may be adult salmon. Release coho.

From Henderson Boulevard Bridge upstream: June 1 through March 31 season. Selective gear rules. All game fish: Release all fish except ((~~trout greater than twenty inches in length~~)) hatchery steelhead. Salmon: Open only July 1 through November 30. Daily limit 6 fish of which no more than 2 may be adult salmon. Release coho.

Desire Lake (King County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Devereaux Lake (Mason County): Last Saturday in April through October 31 season.

Devil's Lake (Jefferson County): Last Saturday in April through October 31 season.

Dewatto River (Mason County): Mouth to Bear Creek-Dewatto Road June 1 through last day in February season. Selective gear rules except September 16 through October 31 single point barbless hooks only from mouth to Dewatto-Holly Road Bridge. All game fish species: Release all fish. ((~~From Dewatto-Holly Road Bridge upstream: Selective gear rules.~~

~~From mouth to bridge on Bear Creek-Dewatto Road, additional November 1 through last day in February season.~~)) Salmon: Open only September 16 through October 31 mouth to Dewatto-Holly Road Bridge. Daily limit two coho. Release all salmon other than coho.

Upstream from Bear Creek-Dewatto Road: Selective gear rules. Game fish: Release all fish.

Diamond Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Dickey River (includes all forks) (Clallam County): June 1 through April 30 season. Trout: Minimum length fourteen inches. December 1 through April 30, one wild steelhead per day may be retained. Salmon: Open only July 1 through November 30 from mouth to East Fork Dickey, including Olympic National Park. Daily limit 6 fish of which no more than 2 may be adult salmon. July 1 through August 31 release wild adult coho and wild adult chinook.

Dollar Lake (Grant County): March 1 through July 31 season.

Dosewallips River (Jefferson County), from mouth to Olympic National Park boundary about three-quarters mile downstream of falls: June 1 through last day in February season except closed September 1 through October 31 from mouth to Mason County P.U.D. No. 1 overhead electrical distribution line. All game fish: Release all fish except that up to two hatchery steelhead per day may be retained. Salmon: Open only November 1 through December 15 from mouth to Highway 101 Bridge. Daily limit 2 chum salmon.

Dot Lake (Grant County): March 1 through July 31 season.

Downs Lake (Lincoln/Spokane counties): Last Saturday in April through September 30 season.

Dry Falls Lake (Grant County): Last Saturday in April through November 30 season. Selective gear rules. Trout: Daily limit one.

Duck Lake (Grays Harbor County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained. Crappie: Daily limit ten.

Duckabush River (Jefferson County), from mouth to the Olympic National Park Boundary: June 1 through last day in February season except closed September 1 through October 31 from mouth to Mason County P.U.D. No. 1 overhead electrical distribution line. All game fish: Release all fish except that up to two hatchery steelhead per day may be retained. Salmon: Open only November 1 through December 15 from mouth to Mason County P.U.D. No. 1 overhead electrical distribution line. Daily limit 2 chum salmon.

Dungeness River (Clallam County):

From mouth to junction of Gray Wolf and Dungeness ((~~River~~)) rivers, October 16 through last day in February season. Trout: Minimum length fourteen inches. Salmon: Open only October 16 through November 30 from mouth to the hatchery intake pipe at river mile 11.3. Daily limit ((~~2~~)) 4 coho salmon.

From junction of Gray Wolf River upstream to Gold Creek - Closed waters.

From junction of Gold Creek upstream to headwaters: Trout: Minimum length fourteen inches.

Dusty Lake (Grant County): March 1 through July 31 season.

Early Winters Creek (Okanogan County): Closed waters.

East Twin River (Clallam County): Trout: Minimum length fourteen inches.

Ebey Lake (Little Lake) (Snohomish County): Fly fishing only. Fishing from a floating device equipped with a motor prohibited. Trout: Daily limit one, minimum length eighteen inches.

Echo Lake (Snohomish County): Last Saturday in April through June 30 and September 1 through October 31 season.

PERMANENT

Eightmile Lake (Chelan County): Trout: Daily limit five, not more than two mackinaw may be retained.

Elbow Lake (Stevens County): Last Saturday in April through October 31 season.

Elbow Lake (Thurston County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Elk River (Grays Harbor County), from the Highway 105 Bridge upstream: June 1 through last day in February season. Single point barbless hooks required ((~~September 1~~)) August 16 through November 30 downstream of the confluence of the east and middle branches. Trout: Minimum length fourteen inches. Salmon: Open only September 1 through November ((~~15~~)) 30 from Highway 105 Bridge to the confluence of the East and Middle Branches. Daily limit 6 fish of which no more than 2 may be adult salmon, except the daily limit may contain no more than one wild adult coho and one ((~~wild~~)) adult chinook. Release chum.

Ell Lake (Okanogan County): Last Saturday in April through October 31 season. Selective gear rules. Trout: Daily limit one.

Ellen Lake (Ferry County): Last Saturday in April through October 31 season.

Elochoman River (Wahkiakum County): Closed waters: Waters from 100 feet above the upper hatchery rack downstream to the Elochoman Hatchery Bridge located 400 feet below the upper hatchery rack; waters from a point 50 feet above to 100 feet below the outlet pipes from the most downstream Elochoman Hatchery rearing pond and extending 30 feet out from the south bank of the river; waters between the department of fish and wildlife temporary rack downstream to Foster (Risk) Road Bridge while rack is installed in the river; mainstem waters from the confluence of the west fork to source.

From mouth to West Fork: June 1 through March 15 season. Nonbuoyant lure restriction and night closure September 1 through October 31. Trout: Minimum length fourteen inches. Release wild cutthroat. Salmon: Open only September 1 through December 31. Daily limit 6 fish of which no more than 2 may be adult ((~~salmon, except October 1 through December 31 the daily limit may contain 4 adult salmon~~)) chinook. Release chum and wild coho. October 1 through December 31 release chinook upstream of Foster Road Bridge.

Eloika Lake (Spokane County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Elwha River (Clallam County): Closed waters: From south spillway on Aldwell Lake Dam downstream two hundred feet and from approximately fifty yards upstream to fifty yards downstream of Elwha Tribal Hatchery outfall as posted.

From mouth to two hundred feet below the south spillway on the Aldwell Lake Dam: June 1 through last day in February season. Fishing from any floating device prohibited. August 1 through September 30, fly fishing only from mouth to the marker at the outfall of the WDFW rearing channel. Trout: Minimum length fourteen inches. Salmon: Open only October 1 through November 15. Daily limit 6 coho salmon of which no more than 4 may be adult coho salmon.

From Lake Aldwell upstream to four hundred feet below spillway at Lake Mills Dam, including all tributaries except Indian Creek: Selective gear rules. Trout: Minimum length twelve inches.

Empire Lake (Ferry County): Last Saturday in April through October 31 season.

Enchantment Park Ponds (Chelan County): Juveniles only.

Entiat River (Chelan County), from mouth to Entiat Falls: December 1 through March 31 season. Terminal gear restricted to one single hook, maximum hook size number 14. All species: Release all fish except whitefish.

Erie Lake (Skagit County): Last Saturday in April through October 31 season.

Failor Lake (Grays Harbor County): Last Saturday in April through October 31 season.

Fan Lake (Pend Oreille County): Last Saturday in April through September 30 season. Fishing from a floating device equipped with an internal combustion motor prohibited.

Fazon Lake (Whatcom County): Fishing from any floating device prohibited from first Friday in October through January 15. Channel catfish: Daily and possession limit two. Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Finnel Lake (Adams County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Fio Rito Lakes (Kittitas County): Fishing from a floating device equipped with an internal combustion engine prohibited.

Fish Lake (Chelan County): Trout: No more than two over fifteen inches in length may be retained.

Fish Lake (Ferry County): Last Saturday in April through October 31 season.

Fish Lake (Okanogan County): Last Saturday in April through October 31 season.

Fish Lake (Spokane County): Last Saturday in April through September 30 season. Fishing from a floating device equipped with an internal combustion motor prohibited.

Fisher Slough (Snohomish County):

From mouth to Highway 530 Bridge: Year ((~~around~~)) round season. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February.

Upstream from Highway 530 Bridge: Trout: Minimum length fourteen inches.

PERMANENT

Fishhook Pond (Walla Walla County): Last Saturday in April through October 31 season. Fishing from any floating device prohibited.

Fishtrap Creek (Whatcom County): From Koh Road to Bender Road: June 1 through October 31 season. Juveniles only.

Fishtrap Lake (Lincoln/Spokane counties): Last Saturday in April through September 30 season.

Flowing Lake (Snohomish County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Forde Lake (Okanogan County): Last Saturday in April through October 31 season.

Fort Borst Park Pond (Lewis County): Last Saturday in April through last day in February season. Juveniles and licensed adults accompanied by a juvenile only.

Fortson Mill Pond # 2 (Snohomish County): Last Saturday in April through October 31 season. Juveniles only.

Fourth of July Lake (Adams/Lincoln counties): December 1 through March 31 season. Fishing from a floating device equipped with an internal combustion motor prohibited. Trout: No more than two over fourteen inches in length may be retained.

Franz Lake (Skamania County): Closed waters.

Frater Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Frenchman Hills Lake (Grant County): February 1 through September 30 season.

Gadwall Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Garfield Juvenile Pond (Whitman County): Juveniles only.

George Lake (Grant County): March 1 through July 31 season.

Geneva Lake (King County): Last Saturday in April through October 31 season.

Germany Creek (Cowlitz County), from mouth to end of Germany Creek Road (approximately five miles): June 1 through August 31 and November 1 through March 15 season. Trout: Minimum length twelve inches. Release wild cutthroat. Release ((~~all~~)) steelhead June 1 through ((~~October~~)) August 31.

Gibbs Lake (Jefferson County): Selective gear rules except electric motors allowed. Trout: Release all trout.

Gillette Lake (Stevens County): Last Saturday in April through October 31 season.

Gissberg Ponds (Snohomish County): Channel catfish: Daily limit 2, no minimum size.

Goat Creek (Okanogan County): Closed waters.

Gobar Creek (tributary to Kalama River) (Cowlitz County): June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild cutthroat.

Gold Creek, Gold Creek Pond and Outlet Channel (tributary to Keechelus Lake) (Kittitas County): Closed waters.

Gold Creek (Okanogan County): From mouth to confluence north fork Gold Creek: Closed waters.

Goldsborough Creek (Mason County): June 1 through last day in February season. Trout: Minimum length fourteen inches.

Goodman Creek (Jefferson County) outside Olympic National Park: June 1 through last day in February season. Trout, minimum length fourteen inches. December 1 through last day in February one wild steelhead per day may be retained.

Goodwin Lake (Snohomish County): Chumming permitted. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Goose Creek (Lincoln County), within the city limits of Wilbur: Year around season. Juveniles and holders of free licenses only.

Goose Lake, Lower (Adams County): Crappie: Not more than five over eight inches in length: Bluegill: Not more than five over six inches in length. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Gorst Creek (Kitsap County): Closed waters: From lower bridge on the old Belfair Highway upstream to source (including tributaries). From mouth upstream to lower bridge: Trout: Minimum length fourteen inches.

Gosnell Creek and tributaries (tributary to Lake Isabella) (Mason County): Trout: Minimum length fourteen inches.

Goss Lake (Island County): Last Saturday in April through October 31 season.

Grande Ronde River (Asotin County):

From mouth to County Road Bridge about two and one-half miles upstream: Year ((~~around~~))-round season. Selective gear rules September 1 through May 31. Trout: Minimum length twelve inches, maximum length twenty inches.

From County Road Bridge upstream to Oregon state line and all tributaries: June 1 through August 31 season. Selective gear rules. Trout: Minimum length twelve inches. Additional season September 1 through April 15: Barbless hooks required. All tributaries: Closed waters. All species: Release all fish except whitefish and steelhead with a missing adipose fin and a healed scar at the fin site.

Granite Creek and tributaries (Pend Oreille County): Closed waters.

Granite Lakes (near Marblemount) (Skagit County): Grayling: Release all grayling.

Grass Lake (Mason County): Last Saturday in April through October 31 season.

PERMANENT

Gray Wolf River (Clallam County): From junction with Dungeness River to bridge at river mile 1.0 - Closed waters.

From bridge at river mile 1.0 upstream - selective gear rules. Trout: Minimum length fourteen inches.

Grays River (Wahkiakum County), from mouth to Highway 4 Bridge: September 1 through October 15 and November 15 through March 15 season; and from Highway 4 Bridge to mouth of South Fork: September 1 through October 15 and December 15 through March 15 season. Nonbuoyant lure restriction and night closure September 1 through October 15. All game fish: Release all fish except hatchery steelhead. ((~~Trout: Minimum length twenty inches.~~)) Salmon: Open only September 1 through October 15 from mouth to South Fork. Daily limit 6 fish ((~~of which no more than 2 may be adult salmon~~)). Release chinook, chum, and wild coho.

Grays River, East Fork (Wahkiakum County): Selective gear rules. Trout: Minimum length fourteen inches. Release cutthroat.

Grays River, West Fork (Wahkiakum County), downstream from hatchery ((~~Road Bridge~~)) intake footbridge: June 1 - August 31 season except closed from the Hatchery Road Bridge to posted sign at hatchery outlet. Trout: Additional December 15 through March 15 season downstream from hatchery ((~~Road Bridge~~)) intake footbridge except closed from Hatchery Road Bridge to posted sign at hatchery outlet. Release all fish other than hatchery steelhead.

Green Lake and Green Lake, Lower (Okanogan County): April 1 through November 30: Selective gear rules and all species: Release all fish.

Green (Duwamish) River (King County):

From the First Avenue South Bridge to South 277th Street Bridge in Auburn: June 1 through August 15 and September 15 through last day in February season except waters from the SW 43rd Street/South 180th Street Bridge to the South 277th Street Bridge are closed September 15 through September 30. Nonbuoyant lure restriction and night closure ((~~August 1~~)) September 15 through November 30. Fishing from any floating device prohibited November 1 through last day in February. Trout: Minimum length fourteen inches. Wild steelhead may be retained July 1 through August 15 and September 15 through the last day in February. Salmon: Open only ((~~October 1~~)) September 15 through December 31. Daily limit 6 fish of which not more than 2 may be adult salmon. Release chinook salmon.

From the 277th Street Bridge to Auburn-Black Diamond Road Bridge: June 1 through July 31 and October 16 through March 15 season. Nonbuoyant lure restriction and night closure October 16 through November 30. Fishing from a floating device prohibited November 1 through March 15. Trout, minimum length fourteen inches. Wild steelhead may be retained July 1 through July 31 and October 16 through last day in February. Salmon: Open only October 16 through December 31. Daily limit 6 fish of which no more than 2 may be adult salmon. Release chinook.

From the Auburn-Black Diamond Road Bridge to the Tacoma Headworks Dam: June 1 through March 15 season. Nonbuoyant lure restriction and night closure August 1 through November 30. Closed waters: Within 150 feet of the Palmer Pond outlet rack and within 150 feet of the mouth of Keta Creek. Trout: Minimum length 14 inches. Wild steelhead may be retained July 1 through last day in February. Salmon: Open only November 1 through December 31. Daily limit 2 chum salmon.

Green River (Cowlitz County): Closed waters: All tributaries.

From mouth to 2800 Bridge: June 1 through November 30 season except closed from 400 feet above to 400 feet below the water intake at the upper end of the hatchery grounds during the period September 1 through November 30 and from 400 feet or posted signs above ((~~to 400 feet~~)) and below the salmon hatchery rack when the rack is installed in the river. Nonbuoyant lure restriction and night closure September 1 through October 31 from mouth to 400 feet below salmon hatchery rack. All game fish: Release all fish except steelhead. ((~~Trout: Minimum length twenty inches.~~)) Salmon: Open only April 1 through May 31 from mouth to 400 feet below the water intake at the upper end of the hatchery grounds and June 1 through November 30 from mouth to 2800 Bridge. Daily limit 6 fish of which no more than 2 may be adult salmon, except ((~~October~~)) September 1 through November 30 the daily limit may contain 4 adult salmon. Release chum and wild coho. August 1 through November 30 release chinook.

From 2800 Bridge to source: Closed waters.

Greenwater River (King County), from mouth to Greenwater Lakes: Selective gear rules. Trout: Minimum length twelve inches.

Grimes Lake (Douglas County): June 1 through August 31 season. Selective gear rules, except fishing from a floating device equipped with an electric motor allowed. Trout: Daily limit one.

Grizzly Lake (Skamania County): Closed waters.

"H" Lake (Grant County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Halfmoon Lake (Adams County): March 1 through September 30 season.

Halfmoon Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Hallin Lake (Adams County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Hamilton Creek (Skamania County): June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild cutthroat. All tributaries downstream from the Highway 14 Bridge: Closed waters.

Hamma Hamma River (Mason County):

From mouth to four hundred feet below falls: June 1 through August 31 and November 1 through last day in February season. Selective gear rules. All species: Release all fish.

Hammersley Inlet Freshwater Tributaries (Mason County), except Mill Creek: Closed waters.

Hampton Lakes, Lower and Upper (Grant County): March 1 through July 31 season. Fishing from a floating device equipped with an internal combustion motor prohibited.

Hancock Lake (King County): June 1 through October 31 season. All tributary streams and the upper third of the outlet are closed waters.

Harrison Pond (Skagit County): Closed waters.

Hart Lake (Pierce County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Harvey Creek (tributary to Sullivan Lake) (Pend Oreille County):

From mouth to Bridge 4830 on county road (about one and one-half miles): Closed waters.

From Bridge 4830 upstream: Selective gear rules.

Harvey Creek (tributary to Stillaguamish River) (Snohomish County): Closed waters.

Hatch Lake (Stevens County): December 1 through March 31 season.

Hatchery Lake (Mason County): Last Saturday in April through October 31 season.

Haven Lake (Mason County): Last Saturday in April through October 31 season.

Hawk Creek and tributaries (Lincoln County): Year ((~~around~~))-round season.

Hays Creek and Ponds (Adams County): March 1 through September 30 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Headgate Pond (Asotin County): Last Saturday in April through October 31 season. Juveniles, seniors and holders of disability licenses only.

Heart Lake (near Anacortes) (Skagit County): Last Saturday in April through October 31 season.

Heins Lake (Kitsap County): Closed waters.

Hemlock Lake (Trout Creek Reservoir) (Skamania County): Closed waters.

Heritage Lake (Stevens County): Last Saturday in April through October 31 season.

Hicks Lake (Thurston County): Last Saturday in April through October 31 season.

Hog Canyon Lake (Spokane County): December 1 through March 31 season. Trout: No more than two over fourteen inches in length may be retained.

Hoh River (Jefferson County), from mouth to Olympic National Park boundary below mouth of South Fork: June 1 through April 15 season. December 1 through April 15, from DNR Oxbow Campground Boat Launch to mouth of south fork, selective gear rules. Trout: Minimum length fourteen inches. December 1 through April 15, from mouth to DNR Oxbow Campground Boat Launch: Trout: Minimum length fourteen inches and one wild steelhead per day may be retained. Salmon: Open only ((~~June 1~~)) May 16 through November 30 mouth to Morgan's Crossing Boat Launch and June 1 through August 31 from Morgan's Crossing Boat Launch to Olympic National Park boundary below mouth of South Fork. Daily limit 6 fish of which no more than 2 may be adult salmon except release wild adult chinook salmon ((~~June 1~~)) May 16 through August 31 upstream from mouth to DNR Oxbow Campground ((~~boat launch and September 1~~)), May 16 through October 15 release adult salmon from DNR Oxbow ((~~boat launch~~)) Campground to Morgan's Crossing Boat Launch and June 1 through August 31 release adult salmon from Morgan's Crossing Boat Launch upstream to Olympic National Park boundary below mouth of South Fork.

Hoh River South Fork (Jefferson County), outside Olympic National Park ((~~boundary~~)): June 1 through April 15 season. December 1 through April 15, selective gear rules. Trout: Minimum length fourteen inches.

Hoko River (Clallam County): Trout, minimum length fourteen inches.

From mouth to upper Hoko Bridge: Fly fishing only September 1 through October 31. Additional November 1 through March 15 season. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through March 15.

From upper Hoko Bridge to Ellis Creek Bridge (river mile 18.5): Additional November 1 through March 31 season. Fly fishing only. All species: Release all fish.

Homestead Lake (Grant County): Selective gear rules. Trout: Daily limit one fish.

Hoquiam River, including all forks (Grays Harbor County): June 1 through March 31 season. Single point barbless hooks required ((~~September 1~~)) August 16 through November ((~~15~~)) 30. Trout: Minimum length fourteen inches. Salmon: Open only September 1 through November ((~~15~~)) 30 from mouth to bridge on Dekay Road on mainstem and East Fork mouth to the abandoned flat car bridge downstream of the mouth of Berryman Creek. Daily limit 6 fish of which no more than 2 may be adult salmon, except the daily limit may contain no more than one wild adult coho and one adult chinook. Release chum.

Horseshoe Lake (Clark/Cowlitz counties): Trout: No more than 2 trout 20 inches or greater in length may be retained.

Horseshoe Lake (Jefferson County): Last Saturday in April through October 31 season. Selective gear rules. Trout: Daily limit 1.

Horseshoe Lake (Kitsap County): Last Saturday in April through October 31 season. Salmon: Landlocked salmon rules apply.

PERMANENT

Horseshoe Lake (Pend Oreille County): Last Saturday in April through October 31 season. Trout except kokanee: Daily limit five. Kokanee not counted in daily trout limit. Kokanee daily limit five.

Horsethief Lake (Klickitat County): Last Saturday in April through October 31 season.

Hourglass Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Howard Lake (Snohomish County): Last Saturday in April through October 31 season.

Howell Lake (Mason County): Last Saturday in April through October 31 season.

Hozomeen Lake (Whatcom County): July 1 through October 31 season.

Huff Lake (Pend Oreille County): Closed waters.

Humptulips River (Grays Harbor County), from mouth to forks: June 1 through March 31 season. Nonbuoyant lure restriction, night closure and single point barbless hooks required ((~~September 1~~)) August 16 through November 30. Trout: Minimum length fourteen inches. Salmon: Open only October 1 through January 31 from mouth to Highway 101 Bridge. Daily limit 6 fish of which no more than 2 may be adult salmon. Release chum, adult chinook, and wild adult coho.

Humptulips River, East Fork (Grays Harbor County), from mouth to concrete bridge on Forest Service Road between Humptulips Guard Station and Grisdale: Nonbuoyant lure restriction and night closure ((~~September 1~~)) August 16 through November 30. Trout: Minimum length fourteen inches.

Humptulips River, West Fork (Grays Harbor County): Nonbuoyant lure restriction and night closure ((~~September 1~~)) August 16 through November 30. Trout: Minimum length fourteen inches. Mouth to Donkey Creek Road Bridge: Additional November 1 through March 31 season. Trout: Minimum length fourteen inches.

Hutchinson Lake (Adams County): March 1 through September 30 season. Fishing from a floating device equipped with an internal combustion engine prohibited. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

I-82 Ponds, 1 and 2 (Yakima County): Walleye: Unlawful to retain walleye.

I-82 Ponds, 1 through 7 (Yakima County): Fishing from vessels equipped with internal combustion engines prohibited. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Icehouse Lake (Skamania County): Trout: No more than 2 trout 20 inches or greater in length may be retained.

Icicle River (Creek) (Chelan County):

From mouth to four hundred feet below Leavenworth National Fish Hatchery rack: Closed waters. From Leavenworth National Fish Hatchery rack upstream to Leland Creek: Selective gear rules.

Indian Creek (tributary to Elwha River) (Clallam County), from mouth upstream to first Highway 101 crossing: Selective gear rules. Trout: Minimum length twelve inches.

Indian Creek (Yakima County): Closed waters.

Indian Heaven Wilderness Lakes (Skamania County): Trout: Daily limit three.

Ingall's Creek (Chelan County): Mouth to Wilderness boundary: Closed waters.

Island Lake (Mason County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Island Lake (Pacific County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Issaquah Creek (King County): Closed waters.

Jameson Lake (Douglas County): Last Saturday in April through July 4 and October 1 through October 31 seasons.

Jasmine Creek (Okanogan County): Year-round season. Juveniles only.

Jefferson Park Pond (Walla Walla County): Juveniles only.

Jennings Park Pond (Snohomish County): Last Saturday in April through October 31 season. Juveniles only.

Jewitt Creek (Klickitat County): Juveniles only. Trout: Daily limit five, no minimum length.

Jimmy-Come-Lately Creek (Clallam County): June 1 through August 31 season. Trout: Minimum length fourteen inches.

Joe Creek (Grays Harbor County): Upstream from State Highway 109 Bridge to Ocean Beach Road Bridge: June 1 through November 30 season. Single point barbless hooks required ((~~September 1~~)) August 16 through November 30. Trout: Minimum length fourteen inches. Salmon: Open only September 1 through November ((~~15~~)) 30 from Highway 109 Bridge to Ocean Beach Road Bridge. Daily limit 6 fish of which no more than 2 may be adult salmon. ((~~Release adult chinook.~~))

Johns Creek (Mason County): Closed waters.

Johns River, including North and South Forks (Grays Harbor County): June 1 through last day in February season. Single point barbless hooks required ((~~September 1~~)) August 16 through November 30 from mouth to Ballon Creek. Trout: Minimum length fourteen inches. Salmon: Open only September 1 through November ((~~15~~)) 30 from mouth to Ballon Creek. Daily limit 6 fish of which no more than 2 may be adult salmon, except the daily limit may contain no more than one wild adult coho and one adult chinook. Release chum.

Johnson Creek (tributary to Cowlitz River) (Lewis County): Selective gear rules. Trout: Minimum length ten inches.

PERMANENT

Johnson Creek (Whatcom County), from Northern Pacific Railroad tracks to the Lawson Street footbridge in Sumas: Juveniles only.

Jump-Off Joe Lake (Stevens County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Kachess Lake (Reservoir) (Kittitas County): Chumming permitted. Trout except kokanee: Daily limit two, minimum length twelve inches. Kokanee not counted in daily trout limit. Kokanee daily limit sixteen. Burbot: Set line gear allowed.

Kachess River (Kittitas County): Lawful to fish to base of Kachess Dam. Selective gear rules. From Kachess Lake (Reservoir) upstream to Mineral Creek: Closed waters.

Kahlotus Lake (Franklin County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Kalaloch Creek (Jefferson County), outside Olympic National Park: June 1 through last day in February season. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February.

Kalama River (Cowlitz County): Release wild cutthroat.

From mouth upstream to one thousand feet below fishway at upper salmon hatchery: Year ((~~around~~))-round season except during the period the temporary fish rack is installed. Waters from two hundred feet above to one thousand five hundred feet below the rack are closed waters. Nonbuoyant lure restriction and night closure September 1 through October 31 from mouth to one thousand five hundred feet below the rack. Fishing from a floating device equipped with a motor prohibited upstream of Modrow Bridge. September 1 through October 31: Fly fishing only from the pipeline crossing to the posted deadline at the intake to the lower salmon hatchery. Trout: Minimum length 20 inches. Salmon: Open year ((~~around~~))-round. Daily limit 6 fish of which no more than 2 may be adult salmon except September 1 through December 31 daily limit 6 fish of which no more than 2 may be adult chinook. Release chum and wild coho. October 1 through December 31 release chinook upstream from natural gas pipeline crossing.

From one thousand feet below to one thousand feet above the fishway at upper salmon hatchery: Closed waters.

From one thousand feet above the fishway at the upper salmon hatchery to Summers Creek: Year ((~~around~~))-round season. Fishing from a floating device equipped with a motor prohibited. Selective gear rules. Trout: Minimum length 14 inches.

From Summers Creek upstream to the 6420 Road at about one mile above the gate at the end of the county road: June 1 through March 31 season. Fishing from a floating device equipped with a motor prohibited. Fly fishing only. Trout: Minimum length 14 inches.

From 6420 Road to Kalama Falls: Closed waters.

Kalispell Creek and tributaries (Pend Oreille County): Last Saturday in April through October 31 season. Selective gear rules.

Kapowsin Lake (Pierce County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Kathleen Lake (King County): Bass: Only bass less than twelve inches or over fifteen inches in length may be retained.

Keechelus Lake (Reservoir) (Kittitas County): Chumming permitted. Trout except kokanee: Daily limit two, minimum length twelve inches, additionally up to sixteen kokanee may be retained. Burbot: Set line gear allowed.

Kelsey Creek (tributary of Lake Washington) (King County): Closed waters.

Kennedy Creek (Thurston County), from mouth to four hundred feet below falls: June 1 through last day in February season. Nonbuoyant lure restriction and night closure October 1 through December 31. Trout: Minimum length fourteen inches. Salmon: Open only October 1 through November 30 from mouth to northbound Highway 101 Bridge. Barbless hooks required. Daily limit 6 fish of which no more than 2 may be adult salmon. Release coho.

Kennedy Creek Pond (Thurston County): Last Saturday in April through October 31 season.

Kettle River (Stevens County):

June 1 through October 31 season. Trout: Selective gear rules, minimum length 12 inches.

Additional season: November 1 through May 31. All species except whitefish: Selective gear rules and release all fish. Whitefish: Single hook only.

Ki Lake (Snohomish County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Kidney Lake (Skamania County): Last Saturday in April through last day in February season.

Kimball Creek (near Snoqualmie) (King County): Last Saturday in April through October 31 season. Juveniles only. Trout: No minimum length.

Kings Lake and tributaries (Pend Oreille County): Closed waters.

Kings Lake Bog (King County): Closed waters.

Kitsap Lake (Kitsap County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Klaus Lake (King County): Last Saturday in April through October 31 season, except the inlet and outlet to first Weyerhaeuser spur are closed waters.

Klickitat River (Klickitat County):

PERMANENT

From mouth to Fisher Hill Bridge: ((~~June~~)) May 1 through January 31 season. Game fish: Closed December 1 through January 31. Trout: Minimum length twelve inches. Steelhead and salmon: May 1 through May 31 daily limit one hatchery steelhead or one salmon. Salmon: ((~~Open only June 1 through January 31.~~)) June 1 through January 31 daily limit 6 fish of which no more than 2 may be adult salmon except September 1 through January 31 daily limit 6 fish of which no more than 2 may be adult chinook. Release wild coho.

From Fisher Hill Bridge to four hundred feet above # 5 fishway: Closed waters.

From four hundred feet above # 5 fishway to the Yakama Indian Reservation boundary: June 1 through November 30 season, except waters from boundary markers above Klickitat salmon hatchery to boundary markers below hatchery are closed waters. Trout: Minimum length twelve inches. Salmon: Open only June 1 through November 30 from 400 feet above No. 5 Fishway to boundary markers below Klickitat Salmon Hatchery. Daily limit 6 fish of which no more than 2 may be adult salmon, except June 1 through July 31 release adult salmon and September 1 through November 30 daily limit 6 fish of which no more than 2 may be adult chinook. Release wild coho. Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish.

From the Yakama Indian Reservation boundary upstream to source, including all tributaries: Closed waters.

Klineline Ponds (Clark County): Trout: No more than 2 trout 20 inches in length or greater may be retained.

Koeneman Lake (Fern Lake) (Kitsap County): Last Saturday in April through October 31 season. Selective gear rules. All species: Release all fish.

Kress Lake (Cowlitz County): Fishing from a floating device equipped with an internal combustion motor prohibited. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained. Trout: No more than 2 trout 20 inches in length or greater may be retained.

Lacamas Creek (Clark County): Lawful to fish upstream to the base of Lacamas Lake Dam.

Lacamas Creek, tributary of Cowlitz River (Lewis County): June 1 through last day in February season. Trout: Minimum length fourteen inches. Release cutthroat.

Lake Creek (Okanogan County): Mouth to Black Lake: Closed waters. Black Lake to Three Prong Creek: Selective gear rules.

Langlois Lake (King County): Last Saturday in April through October 31 season.

Latah (Hangman) Creek (Spokane County): Year ((~~around~~))-round season.

Lawrence Lake (Thurston County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Leader Lake (Okanogan County): Last Saturday in April through September 30 season.

Ledbetter Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Ledking Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Leech Lake (White Pass area) (Yakima County): Fly fishing only. Fishing prohibited from floating devices equipped with motors. Trout: No more than two over twelve inches in length.

Leland Lake (Jefferson County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Lemna Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Lenice Lake (Grant County): March 1 through October 31 season. Selective gear rules. Trout: Daily limit one.

Lena Lake, Lower (Jefferson County): Closed waters: Inlet stream from mouth upstream to footbridge (about one hundred feet).

Lenore Lake (Grant County): Closed waters: Area within two hundred yard radius of trash rack leading to the irrigation pumping station (south end of lake) and area approximately one hundred yards beyond the mouth of inlet stream to State Highway 17. March 1 through May 31 season: Selective gear rules, except fishing from a floating device equipped with an electric motor permitted. All species: Release all fish. Additional season June 1 through November 30: Selective gear rules, except fishing from a floating device equipped with an electric motor permitted. Trout: Daily limit one.

Leo Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Lewis River (Clark County), from mouth to forks: ((~~Year around~~)) Year-round season. Trout: Minimum length twelve inches. Release wild cutthroat. Salmon: Open ((~~year around~~)) year-round. May 1 through July 31 daily limit one fish. August 1 through April 30 daily limit of 6 fish of which no more than 2 may be adult salmon, except ((~~October~~)) September 1 through December 31 ((~~the~~)) daily limit ((~~may contain up to four adult salmon~~)) 6 fish of which no more than 2 may be adult chinook. ((~~August 1 through April 30~~)) Release chum and wild coho. ((~~August 1 through January 31 release chinook.~~))

Lewis River, North Fork (Clark/Skamania counties):

From mouth to Colvin Creek: ((~~Year-around~~)) Year-round season except those waters shoreward of the cable buoy and corkline at the mouth of the Lewis River Salmon Hatchery fish ladder are closed waters. Fishing from a floating device prohibited from May 1 through ((~~October 15~~)) July 31 from Johnson Creek to Colvin Creek. Nonbuoyant lure restriction and night closure April 1 through October 31 upstream from Johnson Creek ((~~to Colvin Creek~~)). Trout: Minimum length twenty inches. Release wild cutthroat. Salmon: Open ((~~year-around~~)) year-round. May 1 through July 31 daily limit one fish. August 1 through April 30 daily limit ((~~of~~)) 6 fish of which no more than 2 may be adult

salmon, except ((~~May 1 through July 31 daily limit one salmon and October~~)) September 1 through December 31 ((~~the~~)) daily limit ((~~may contain up to four adult salmon~~)) 6 fish of which no more than 2 may be adult chinook. ((~~August 1 through April 30~~)) Release chum and wild coho. ((~~August 1 through January 31 release chinook.~~))

From mouth of Colvin Creek to overhead powerlines at Merwin Dam: June 16 through September 30 and December 16 through April 30 season. Nonbuoyant lure restriction and night closure April 1 through ((~~September 30~~)) October 31. Trout: Minimum length twenty inches. Release wild cutthroat. Salmon: Open only August 1 through September 30 and January 1 through April 30. Daily limit 6 fish of which no more than 2 may be adult salmon except September 1 through September 30 daily limit 6 fish of which no more than two may be adult chinook. Release chum and wild coho. ((~~August 1 through September 30 and January 1 through 31 release chinook.~~))

From overhead powerlines at Merwin Dam to Merwin Dam: Closed waters.

From the cable crossing 1,300 feet below Yale Dam to Yale Dam: Closed waters.

Within Lewis River Power Canal and old Lewis River streambed between Swift No. 1 powerhouse and Swift No. 2 powerhouse: Last Saturday in April through October 31 season. Fishing from any floating device prohibited.

From Eagle Cliff Bridge to lower falls including all tributaries: Selective gear rules. All species: Release all fish.

Lewis River, East Fork (Clark/Skamania counties): Closed waters: From the posted markers at the lower end of Big Eddy to one hundred feet above Lucia Falls; from four hundred feet below to four hundred feet above Molton Falls; from four hundred feet below Horseshoe Falls upstream.

From mouth to four hundred feet below Horseshoe Falls: June 1 through March 15 season. Trout: Minimum length fourteen inches. Release cutthroat.

Mouth to top boat ramp at Lewisville Park: Trout: Additional April 16 through May 31 season. Release all fish except hatchery steelhead.

Liberty Lake (Spokane County): Last Saturday in April through September 30 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Lilliwaup River (Mason County): Mouth to 200 feet below falls: June 1 through August 31 season. Selective gear rules. All species: Release all fish.

Lilly Lake (Chelan County): Last Saturday in April through October 31 season. July 5 through October 31, selective gear rules, and all species: Release all fish.

Limerick Lake (Mason County): Last Saturday in April through October 31 season.

Lincoln Pond (Clallam County): Juveniles only. Salmon: Landlocked salmon rules apply.

Little Ash Lake (Skamania County): Trout: No more than 2 trout 20 inches in length or greater may be retained.

Little Bear Creek (tributary of Sammamish River) (Snohomish/King counties): Closed waters.

Little Chambers Lake (Thurston County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Little Hoko River (Clallam County): Selective gear rules. All species: Release all fish.

Little Klickitat River (Klickitat County), within Goldendale city limits: Last Saturday in April through October 31 season. Juveniles only. Trout: Daily limit five, no minimum length.

Little Lost Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Little Naches River (Yakima County): Selective gear rules.

Little Nisqually River (Lewis County): Selective gear rules. Trout: Minimum length ten inches.

Little Quilcene River (Jefferson County), from mouth to the Little Quilcene River Bridge on Penny Creek Road, June 1 through last day in February season. Trout: Minimum length fourteen inches.

Little Spokane River (Spokane County):

From mouth to SR 291 Bridge: Year ((~~around~~))-round season.

From SR 291 Bridge upstream to the West Branch: Last Saturday in April through October 31 season. Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish.

Upstream from bridge at Frideger Road: Closed waters: From the inlet to Chain Lake upstream one-quarter mile to the railroad crossing culvert. Trout: Release kokanee taken upstream from bridge.

Little Twin Lake (Okanogan County): April 1 through November 30: Selective gear rules and all species: Release all fish.

Little Twin Lake (Stevens County): Last Saturday in April through October 31.

Little Wenatchee River (Chelan County): From Lake Wenatchee to the falls below U.S. Forest Service Road 6700 Bridge at Riverside Campground: Closed waters.

Little White Salmon River (Skamania County): Closed waters: From the orange fishing boundary markers at Drano Lake upstream to the intake near the Little White Salmon National Fish Hatchery north boundary. Trout: Daily limit five. Drano Lake (waters downstream of markers on point of land downstream and across from Little White Salmon National Fish Hatchery): May 1 through March 15 season, except closed Wednesdays May 1 through May 31. Night closure and nonbuoyant lure restriction May 1 through June 30. Nonbuoyant lure restriction August 1 through December 31. May 1 through June 30 daily limit of two fish, of which two fish one or both may be hatchery steelhead or one or both may be chinook salmon. Trout and salmon: May 1 through June 30 release all fish except hatchery steelhead and chinook

PERMANENT

salmon. Trout: July 1 through March 15 minimum size twelve inches. Release wild cutthroat. Salmon: Open only August 1 through December 31. Daily limit six fish of which no more than two may be adult salmon, except September 1 through December daily limit six fish of which not more than two may be adult chinook. Release wild coho at all times.

Lone Lake (Island County): Selective gear rules, except electric motors allowed. Trout: Daily limit one, minimum length 18 inches.

Long Lake (Ferry County): Last Saturday in April through October 31 season. Fly fishing only. Unlawful to fish from floating devices equipped with motors.

Long Lake (Kitsap County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Long Lake (Okanogan County): Last Saturday in April through September 30 season.

Long Lake (Spokane River Reservoir) (Spokane County): Bass: Release all bass May 1 through June 30. Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Long Lake (Thurston County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Long's Pond (Thurston County): Juveniles only.

Loomis Lake (Pacific County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Loomis Pond (Grays Harbor County): Closed waters.

Loon Lake (Stevens County): Last Saturday in April through October 31 season. Trout except kokanee: Daily limit five, except no more than two over twenty inches in length may be retained. Kokanee not counted in daily trout limit. Kokanee daily limit ten.

Lost Lake (Mason County): Last Saturday in April through October 31 season.

Lost Lake (Okanogan County): Unlawful to fish from a floating device equipped with an internal combustion engine.

Lost River (Okanogan County):

From mouth to mouth of Monument Creek: Closed waters.

From mouth of Monument Creek to outlet of Cougar Lake: Selective gear rules. Trout: Legal to retain Dolly Varden/Bull Trout as part of trout daily limit. Dolly Varden/Bull Trout daily limit two, minimum length fourteen inches.

Love Lake (Clark County): Closed waters.

Lucas Slough (Skagit County): Closed waters.

Ludlow Lake (Jefferson County): Last Saturday in April to October 31 season.

Lyons Park Pond (at College Place) (Walla Walla County): Juveniles only.

Lyre River (Clallam County):

From mouth to falls near river mile 3: June 1 through last day in February season. Trout: Minimum length fourteen inches. From falls to source: Selective gear rules. All species: Release all fish.

Mad River (Chelan County), from mouth upstream to Jimmy Creek: Closed waters.

Maggie Lake (Mason County): Last Saturday in April through November 30 season. Salmon: Landlocked salmon rules apply.

Marie Lake (Hampton Sloughs) (Grant County): March 1 through July 31 season.

Margaret Lake (King County): Last Saturday in April through October 31 season.

Marshal Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Martha Lake (Grant County): March 1 through July 31 season.

Martha Lake (Snohomish County): Last Saturday in April through October 31 season.

Mason Lake (Mason County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

May Creek (tributary of Lake Washington) (King County): Closed waters.

Mayfield Lake (Reservoir) (Lewis County): Salmon: Landlocked salmon rules apply.

McAllister Creek (Thurston County): Nonbuoyant lure restriction and night closure August 1 through November 30. Trout: Minimum length fourteen inches. Salmon: Open only July 1 through November 30 from mouth to Olympia - Steilacoom Road Bridge. Daily limit 6 fish of which no more than 2 may be adult salmon.

McCabe Pond (Kittitas County): Fishing from any floating device prohibited. All species: Five fish daily limit for all species combined.

McDonald Creek (Clallam County): Trout: Minimum length fourteen inches.

McDowell Lake (Stevens County): Last Saturday in April through October 31 season. Fly fishing only. Fishing from a floating device equipped with a motor prohibited. All species: Release all fish.

McIntosh Lake (Thurston County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

PERMANENT

McLane Creek (Thurston County), from the south bridge on Highway 101 upstream: Nonbuoyant lure restriction and night closure August 1 through November 30. Trout: Minimum length fourteen inches. Salmon: Open only July 1 through November 30 from a line 50 feet north of and parallel to Mud Bay Road Bridge to a line 100 feet upstream of and parallel to the south bridge on Highway 101. Daily limit 6 fish of which no more than 2 may be adult salmon. Release coho.

McLane Creek Ponds (Thurston County): Last Saturday in April through October 31 season.

McMurray Lake (Skagit County): Last Saturday in April through October 31. Salmon: Landlocked salmon rules apply.

Medical Lake (Spokane County): Last Saturday in April through September 30 season. Selective gear rules. Trout: Daily limit two, minimum length fourteen inches.

Medical Lake, West (Spokane County): Last Saturday in April through September 30 season.

Melaney Creek (Mason County): Closed waters.

Melbourne Lake (Mason County): Last Saturday in April through October 31 season.

Mercer Creek (Kittitas County), that portion within Ellensburg city limits: Juveniles only. Trout: Daily limit five, no minimum length.

Mercer Slough (tributary of Lake Washington) (King County): Closed waters.

Merrill Lake (Cowlitz County): Fly fishing only. Unlawful to fish from a floating device equipped with an internal combustion engine. Trout: Daily limit two, maximum length twelve inches.

Merritt Lake (Chelan County): Trout: Daily limit sixteen.

Merry Lake (Grant County): March 1 through October 31 season. Selective gear rules. Trout: Daily limit one.

Merwin Lake (Reservoir) (Clark/Cowlitz County): Salmon: Landlocked salmon rules apply.

Methow River (Okanogan County):

Mouth to Gold Creek: Closed waters June 1 through October 31. Gold Creek to Weeman Bridge: June 1 through September 30 season: Selective gear rules. All species: Release all fish. Upstream from Weeman Bridge to the falls above Brush Creek: Closed waters June 1 through October 31: From mouth upstream to the falls above Brush Creek: Additional season: December 1 through March 31. Terminal gear restricted to one single hook, maximum hook size number 14. All species: Release all fish except whitefish.

Methow River tributaries not otherwise provided for: Selective gear rules. Trout: Maximum length twenty inches.

Middle Nemah Pond (Pacific County): June 1 through October 31 season.

Mill Creek (Chelan County): Closed waters.

Mill Creek (Cowlitz County): Closed waters.

Mill Creek (Lewis County): Additional season December 1 through December 31, mouth to hatchery road crossing culvert. Nonbuoyant lure restriction and night closure. All species: Release all fish except that up to two hatchery steelhead with intact ventral fins may be retained per day.

Mill Creek (Mason County): June 1 through last day in February season. Trout: Minimum length fourteen inches.

Mill Creek (Walla Walla County):

From mouth to 9th St. Bridge: June 1 through April 15 season. All species: Barbless hooks required and release all fish except steelhead with a missing adipose fin and a healed scar at the fin site September 1 through April 15.

From 9th St. Bridge to Roosevelt St. Bridge, within city limits of Walla Walla: Closed waters.

From Roosevelt St. Bridge to Bennington Lake flood diversion dam: Trout: Daily limit five.

From Bennington Lake flood diversion dam upstream, including all tributaries: All tributaries: Closed waters. Selective gear rules. Trout: Maximum length twenty inches.

Mill Creek Pond (Grays Harbor County): Juveniles only.

Mill Pond (Auburn) (King County): Last Saturday in April through October 31 season. Juveniles only.

Mill Pond (Pend Oreille County): Last Saturday in April through October 31 season.

Mineral Creek (tributary to upper Kachess River) (Kittitas County), from mouth to Wilderness Boundary: Closed waters.

Mineral Creek (tributary to Nisqually River), and Mineral Creek, North Fork (Lewis County): Selective gear rules. Trout: Minimum length twelve inches.

Mineral Lake (Lewis County): Last Saturday in April through September 30 season.

Minter Creek (Pierce/Kitsap counties): Closed waters: Area from department intake dam downstream to mouth. Trout: Minimum length fourteen inches. Salmon: Open only November 1 through December 31 from mouth to 50 feet downstream of the hatchery rack. Daily limit 4 chum. All species: Release all fish except chum.

Mirror Lake (Grant County): Last Saturday in April through September 30 season.

Mission Lake (Kitsap County): Last Saturday in April through October 31 season.

Moclips River (Grays Harbor County), from mouth to outside the Quinault Indian Reservation: June 1 through last day in February season. Trout: Minimum length fourteen inches.

Monte Christo Lake (Snohomish County): June 1 through October 31 season. Selective gear rules.

Mooses Pond (Pacific County): June 1 through October 31 season.

PERMANENT

Moran Slough (including inlet and outlet streams) (Grant County): Closed waters.

Morgan Lake (Adams County): March 1 through September 30 season.

Morse Creek (Clallam County), from mouth to Port Angeles Dam: June 1 through last day in February season. Trout: Minimum length fourteen inches.

Moses Lake (Grant County): Crappie: Daily limit five, only crappie more than ten inches in length may be retained. Bluegill: Daily limit five, only bluegill more than eight inches in length may be retained.

Mosquito Creek (Jefferson County) outside Olympic National Park: June 1 through last day in February season. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February.

Muck Creek and tributaries (within Ft. Lewis Military Reservation) (Pierce County): Selective gear rules. Trout: Release all trout.

Mud Lake (Mason County): Last Saturday in April through October 31 season.

Mud Lake (Yakima County): Selective gear rules. Trout: Daily limit one.

Mudget Lake (Stevens County): Last Saturday in April through October 31 season.

Munn Lake (Thurston County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Muskegon Lake (Pend Oreille County): Last Saturday in April through October 31 season. Selective gear rules. Trout: Daily limit two.

Myron Lake (Yakima County): Selective gear rules. Trout: Daily limit one.

Mystic Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Naches River (Yakima/Kittitas counties):

From the mouth to Little Naches River: Selective gear rules. Trout: Minimum length twelve inches, maximum length twenty inches. Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish. Terminal gear restricted to one single hook.

From Little Naches River upstream: Selective gear rules. Trout: Minimum length twelve inches, maximum length twenty inches.

Nahwatzel Lake (Mason County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Naneum Creek (Kittitas County): Selective gear rules.

Naneum Pond (Kittitas County): Juveniles only.

Napeequa River (Chelan County): Mouth to Twin Lakes Creek: Closed waters.

Naselle River (Pacific/Wahkiakum counties), from Highway 101 Bridge upstream including all forks: Closed waters: Area from four hundred feet below falls in Sec. 6, T10N, R8W (Wahkiakum County) to falls, and ((~~September 1 through January 31,~~)) waters within four hundred feet both upstream and downstream of the entrance to the Naselle Salmon Hatchery attraction channel.

Mainstem: Single point barbless hooks required ((~~July 1~~)) August 16 through ((~~January 31~~)) November 30 upstream from ((~~Highway 101 Bridge to Highway 4 Bridge and October 16 through January 31 upstream from~~)) Highway 4 Bridge to Crown Main Line (Salme) Bridge. Nonbuoyant lure restriction and night closure August 16 through November 30 downstream from North Fork. Downstream from the Crown Main Line Bridge fishers may not allow their line, lures or bait to remain stationary in the water during the period August 16 through November 30. All game fish: Release all fish except up to two hatchery steelhead per day may be retained. Salmon: Open only ((~~July 1~~)) August 1 through January 31 from Highway 101 Bridge to Highway 4 Bridge and October 16 through January 31 from the Highway 4 Bridge to the Crown Main Line Bridge. Daily limit 6 fish of which no more than ((~~2~~)) 3 may be adult salmon and of these 3 fish no more than 1 may be a wild adult coho and not more than 2 may be adult chinook or chum. ((~~Release wild adult coho.~~))

From Highway 101 Bridge to mouth of North Fork: Additional November 1 through March 31 season. All species: Release all fish except up to two hatchery steelhead per day may be retained.

From mouth of North Fork to source: Selective gear rules. All species: Release all fish.

South Fork, from mouth to Bean Creek: Selective gear rules. Nonbuoyant lure restriction and night closure August 16 through November 30. All species: Release all fish. Additional November 1 through last day in February season.

((~~North Fork: Selective gear rules. All species: Release all fish.~~))

Nason Creek (Chelan County): From the mouth upstream to Smith Brook: Closed waters.

From Smith Brook to Stevens Creek: Selective gear rules.

Nason Creek Fish Pond (Chelan County): Juveniles and holders of disability licenses only.

Negro Creek (Lincoln County): Year-round season from mouth at Sprague Lake to town of Sprague.

Negro Creek (Whitman County): Last Saturday in April through July 15 season.

Nemah River, North, Middle, and South: June 1 through March 31 season. Single point barbless hooks required on North Nemah upstream to the lower bridge on dead end lower Nemah Road ((~~October 1~~)) August 16 through ((~~January 31~~)) November 30, on Middle Nemah upstream to the Department of Natural Resources Bridge on Middle Nemah A-line Road

((~~July 1~~)) August 16 through ((~~January 31~~)) November 30, and on South Nemah upstream to confluence with Middle Nemah ((~~July 1~~)) August 16 through ((~~January 31~~)) November 30. Selective gear rules on Middle Nemah above DNR Bridge ((~~and on South Nemah above confluence with Middle Nemah~~)). Nonbuoyant lure restriction and night closure August 16 through November 30 on North and Middle Nemah and on South Nemah from mouth to confluence with Middle Nemah. On the North Nemah from the mouth to the lower bridge on dead end lower Nemah Road, fishers may not allow their line, lures or bait to remain stationary in the water during the period August 16 through November 30. All game fish: Release all fish except up to two hatchery steelhead per day may be retained in the North Nemah. Salmon: Open only ((~~July~~)) August 1 through January 31 on Middle Nemah from mouth to DNR Bridge and South Nemah from mouth to confluence with Middle Nemah and October 1 through January 31 on North Nemah from mouth to the lower bridge on dead end Lower Nemah Road. Middle and South Nemah: Daily limit 6 fish of which no more than 2 may be adult salmon and of the two adult fish no more than one may be a wild adult coho. ((~~Release wild adult coho.~~)) North Nemah: Daily limit 6 salmon of which not more than 3 may be adult salmon and of the adult fish no more than one may be a wild adult coho and no more than two may be adult chinook or adult chum.

Newhalem Ponds (Whatcom County): Closed waters.

Newaukum River, main river and South Fork (Lewis County): June 1 through March 31 season. ((~~Single point barbless hooks required October 16 through November 15.~~)) Night closure and nonbuoyant lure restriction and single point barbless hooks required August 16 through November 30 from mouth to Gheer Creek. Trout: Minimum length fourteen inches mouth to Highway 508 Bridge near Kearny Creek. Salmon: Open only October 16 through ((~~November 15~~)) February 28 from mouth to Gheer Creek. Daily limit 6 fish of which no more than 2 may be adult salmon, except October 16 through November 30 the daily limit may contain no more than one wild adult coho ((~~and one adult chinook~~)). Release chum and adult chinook. Release wild adult coho December 1 through February 28.

Newaukum River, Middle Fork, mouth to Taucher Road Bridge (Lewis County): June 1 to March 31 season. Trout: Minimum length fourteen inches.

Newaukum River, North Fork (Lewis County):

From mouth to four hundred feet below Chehalis city water intake: June 1 through March 31 season. Trout: Minimum length fourteen inches.

From Chehalis city water intake upstream: Closed waters.

Newman Lake (Spokane County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Niawiakum River (Pacific County): From Highway 101 Bridge to the South Bend/Palix Road Bridge: Night closure, nonbuoyant lure restriction and single point barbless hooks required August 16 through November 30. All game fish: Release all fish. Salmon: Open only ((~~October 16~~)) September 1 through November 30 from Highway 101 Bridge to South Bend/Palix Road Bridge. Daily limit 6 fish of which no more than 2 may be adult salmon and of the adult fish not more than one may be a wild adult coho. Release ((~~wild adult coho and~~)) adult chinook.

Nile Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Nisqually River (Pierce County), from mouth to four hundred feet below LaGrande Powerhouse: June 1 through January 31 season. Nonbuoyant lure restriction and night closure August 1 through November 30. Game fish: Closed December 1 through January 31. Trout: Minimum length fourteen inches. Salmon: Open only July 1 through January 31. Daily limit 6 fish of which no more than 2 may be adult salmon. ((~~Trout: Minimum length fourteen inches.~~)) Release pink.

Nooksack River (Whatcom County), from mouth to forks, Middle Fork to Dam and North Fork to Nooksack Falls: June 1 through March 15 season except closed June 1 through September 30 in mainstem from Mount Baker High School bus barn at Deming to confluence of the North and South Forks. Fishing from floating devices equipped with motors prohibited on the North and Middle Forks November 1 through March 15. Nonbuoyant lure restriction and night closure August 1 through November 30 on mainstem and North Fork to Maple Creek. Trout: Minimum length fourteen inches. Salmon: Open only September ((~~16~~)) 1 through December 31 in mainstem from Lummi Indian Reservation boundary to Mount Baker High School bus barn. Open only October ((~~1~~)) 15 through December 31 in mainstem from the bus barn to the confluence of the North and South Forks, and October 1 through October 31 on the North Fork from confluence to Maple Creek. Daily limit 2 salmon, except release chinook ((~~on the North Fork~~)) and wild coho.

Nooksack River, South Fork (Skagit/Whatcom counties): From mouth to Skookum Creek: June 1 through March 15 season. Selective gear rules. Nonbuoyant lure restriction and night closure August 1 through October 31. Trout: Minimum length fourteen inches. Salmon: Open only October ((~~1~~)) 15 through ((~~November 30~~)) December 31. Daily limit 2 salmon, except release chinook and wild coho.

From Skookum Creek upstream: Closed waters.

No Name Lake (Pend Oreille County): Last Saturday in April through October 31 season.

North Creek (tributary of Sammamish River) (Snohomish/King counties): Closed waters.

North Elton Ponds (Yakima County): December 1 through March 31 season. Fishing from a floating device equipped with an internal combustion engine prohibited. Trout: Daily limit two.

North Lake (King County): Last Saturday in April through October 31 season.

North Potholes Reserve Ponds (Grant County): February 1 through the day before opening of waterfowl season. Fishing

PERMANENT

from any floating device prohibited, except float tubes permitted.

North River (Grays Harbor/Pacific counties), from Highway 105 Bridge upstream to Falls River: June 1 through last day in February season. Nonbuoyant lure restriction and night closure August 16 through November 30. Single point barbless hooks required August 16 through November 30 upstream to Salmon Creek. All game fish: Release all fish except that up to two hatchery steelhead per day may be retained. Salmon: Open only ((~~October 16~~)) September 1 through November 30 from Highway 105 Bridge to Salmon Creek. Daily limit 6 fish of which no more than 2 may be adult salmon and of the adult fish not more than one may be a wild adult coho. Release ((~~wild adult coho and~~)) adult chinook.

Upstream from Falls River: Selective gear rules. All species: Release all fish.

Northern State Hospital Pond (Skagit County): Last Saturday in April through October 31 season. Juveniles only.

Northwestern Reservoir (Klickitat/Skamania counties): Last Saturday in April through last day in February season.

Nunnally Lake (Grant County): March 1 through October 31 season. Closed waters: Outlet stream of Nunnally Lake. Selective gear rules. Trout: Daily limit one.

Oakland Bay freshwater tributaries (Mason County), except Goldsborough Creek (including Shelton Creek, Canyon Creek, Uncle John Creek, Campbell Creek, Melaney Creek, Deer Creek, John's Creek, and Cranberry Creek to Lake Limerick): Closed waters.

Offut Lake (Thurston County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Ohanapecosh Creek (tributary to Cowlitz River) (Lewis/Pierce counties): Selective gear rules. Trout: Minimum length twelve inches.

Ohop Lake (Pierce County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Okanogan River (Okanogan County):

From the mouth to the highway bridge at Malott: Year ((~~around~~))-round season. Trout: Release all trout. Upstream from the highway bridge at Malott: June 1 through August 31 season. Trout: Release all trout.

Closed waters: From Zosel Dam downstream to one-quarter mile below the railroad trestle.

Old Fishing Hole Pond (Kent) (King County): Last Saturday in April through October 31 season. Juveniles only.

Olequa Creek (Lewis County): June 1 through last day in February season. Trout: Minimum length fourteen inches. Release cutthroat.

Osborne Lake (Mason County): Last Saturday in April through October 31 season.

Outlet Creek (Klickitat County): Trout: Daily limit five.

Owens Pond (Pacific County): June 1 through October 31 season.

((~~Ozette River (Clallam County), outside Olympic National Park: June 1 through last day in February season. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February.~~))

Packwood Lake (Lewis County): Closed waters: All inlet streams and outlet from log boom to dam. Last Saturday in April through October 31 season. Selective gear rules. Trout: Daily limit five, minimum length ten inches.

Padden Lake (Whatcom County): Last Saturday in April through October 31 season. Fishing from a floating device equipped with an internal combustion motor prohibited.

Palix River, including all forks (Pacific County): June 1 through March 31 season. Single point barbless hooks, nonbuoyant lure restriction and night closure August 16 through November 30 upstream to the confluence of the South and Middle Forks. Above the confluence of the South and Middle Forks: Selective gear rules. All game fish: Release all fish. Salmon: Open only ((~~October 16~~)) September 1 through November 30 from the Highway 101 Bridge to the confluence of the South and Middle Forks. Daily limit 6 fish of which no more than 2 may be adult salmon and of the adult salmon not more than one may be a wild adult coho. Release ((~~wild~~)) adult ((~~coho and wild~~)) chinook.

Palouse River and tributaries, except Rock Creek (Whitman County): Year around season.

Palmer Lake (Okanogan County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained. Burbot: Set line gear allowed.

Pampa Pond (Whitman County): Last Saturday in April through September 30 season. Fishing from any floating device prohibited.

Panhandle Lake (Mason County): Last Saturday in April through October 31 season.

Panther Creek (Chelan County): Closed waters.

Panther Creek (tributary to Wind River) (Skamania County): Closed waters.

Panther Lake (Kitsap/Mason counties): Last Saturday in April through October 31 season.

Para-Juvenile Lake (Adams/Grant counties): March 1 through July 31 season. Juveniles only.

Park Lake (Grant County): Last Saturday in April through September 30 season.

Parker Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Pass Lake (Skagit County): Fly fishing only. Fishing from a floating device equipped with a motor prohibited. All species: Release all fish.

PERMANENT

Pataha Creek (Garfield County):

Within the city limits of Pomeroy: Juveniles only.

From city limits of Pomeroy upstream: Selective gear rules.

Patterson Lake (Okanogan County): Last Saturday in April through October 31 season.

Pattison Lake (Thurston County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Peabody Creek (Clallam County): Juveniles only.

Pearrygin Lake (Okanogan County): Last Saturday in April through September 30 season.

Pend Oreille River (Pend Oreille County): Year ((~~around~~)) round season. All sloughs within the boundaries of the Kalispell Reservation except Calispell Slough: Closed waters.

Perch Lake (Grant County): Last Saturday in April through September 30 season.

Percival Creek (Thurston County): Trout: Minimum length fourteen inches.

Peshastin Creek (Chelan County): Mouth to Ruby Creek: Closed waters.

Petit Lake (Pend Oreille County): Last Saturday in April through October 31 season. Fishing from a floating device equipped with an internal combustion motor prohibited.

Phalon Lake (Stevens County): Closed waters.

Phantom Lake (King County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Pheasant Lake (Jefferson County): Last Saturday in April to October 31 season.

Philippa Creek (tributary to N.F. Snoqualmie River) (King County): Closed waters.

Phillips Lake (Mason County): Last Saturday in April through October 31 season.

Phillips Lake (Stevens County): Last Saturday in April through October 31 season.

Pilchuck Creek (Snohomish County), mouth to Highway 9 Bridge: June 1 through November 30 season. Selective gear rules. Trout: Minimum length fourteen inches. Additional December 1 through last day in February season. Trout: Minimum length fourteen inches. Wild steelhead may be retained.

Pilchuck River (Snohomish County)

From its mouth to five hundred feet downstream from the Snohomish City diversion dam: December 1 through last day in February season. Fishing from any floating device prohibited. Trout: Minimum length fourteen inches. Wild steelhead may be retained.

From 500 feet below diversion dam to diversion dam: Closed waters.

Pillar Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Pine Lake (King County): Last Saturday in April through October 31 season.

Pine Lake (Mason County): Last Saturday in April through October 31 season.

Pioneer Ponds (tributary to Stillaguamish River) (Snohomish County): Closed waters.

Pipers (Carkeek) Creek (King County), from its mouth to its source, including tributaries: Closed waters.

Pleasant Lake (Clallam County): Trout: Kokanee minimum length eight inches, maximum length twenty inches.

Plummer Lake (Lewis County): Last Saturday in April through last day in February season.

Poacher Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Portage Creek (tributary to Stillaguamish River) (Snohomish County): Closed waters.

Potholes Reservoir (Grant County): Crappie and bluegill: Combined daily limit twenty-five fish.

Potter's Pond (Stevens County): Last Saturday in April through October 31 season.

Pratt River (tributary to Middle Fork Snoqualmie) (King County): Selective gear rules. All species: Release all fish.

Prices Lake (Mason County): Last Saturday in April through October 31 season. Selective gear rules. All species: Release all fish.

Promised Land Pond (Grays Harbor County): June 1 through October 31 season.

Purdy Creek (Mason County): June 1 through August 15 season. Selective gear rules. All species: Release all fish.

Puyallup River (Pierce County):

From mouth to the Electron power plant outlet: June 1 through January 31 season. Nonbuoyant lure restriction and night closure August 1 through November 30 from the mouth to the Carbon River. Trout: Minimum length fourteen inches. Salmon: Open only August 1 through December ((~~15~~)) 31 from mouth to Carbon River. Daily limit 6 fish of which no more than 2 may be adult salmon. Release pink.

From mouth to the Soldier's Home Bridge in Orting: Additional February 1 through March 31 season. Trout: Minimum length fourteen inches.

Pysht River (Clallam County): June 1 through last day in February season. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February.

Pysht River South Fork (Clallam County): Trout: Minimum length fourteen inches.

PERMANENT

Quail Lake (Adams County): Fly fishing only. Fishing from any floating device equipped with a motor prohibited. All species: Release all fish.

Quarry Pond (Walla Walla County): Fishing from any floating device prohibited.

((~~Quileene River (Jefferson County):~~

~~From mouth to upper boundary of Falls View Campground June 1 through last day in February season except closed August 16 through October 31 from mouth to Rogers Street: August 16 through December 31 - closed to fishing from one hour after official sunset to one hour before official sunrise in those waters upstream from Rogers Street to the Highway 101 Bridge. Selective gear rules. All game fish: Release all fish. Salmon: Open only August 16 through October 31 from Rogers Street to the Highway 101 Bridge. Daily limit 2 coho salmon.~~

~~From Highway 101 Bridge upstream to the electric weir at the Quileene National Fish Hatchery: Closed waters.~~))

Quillayute River (Clallam County): June 1 through April 30 season. Trout: Minimum length fourteen inches. December 1 through April 30, one wild steelhead per day may be retained. Salmon: Open only March 1 through November 30. Daily limit 6 fish of which no more than 2 may be adult salmon. July 1 through August 31 release wild adult coho and wild adult chinook.

Quinault River, Upper (Jefferson County), from mouth at upper end of Quinault Lake to the National Park boundary: June 1 through March 31 season. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through March 31. Salmon: Open only July 1 through October 31. Daily limit 6 fish except release adult salmon.

Quincy Lake (Grant County): March 1 through July 31 season.

Radar Ponds (Pacific County): Salmon: Landlocked salmon rules apply.

Raging River (King County), from its mouth to the Highway 18 Bridge: June 1 through last day in February season. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February.

Railroad Pond (Franklin County): Selective gear rules. Trout: Daily limit two.

Rainbow Lake (Columbia County): March 1 through October 31 season. Fishing from any floating device prohibited.

Rapjohn Lake (Pierce County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Rat Lake (Okanogan County): April 1 through November 30: Selective gear rules and all species: Release all fish.

Rattlesnake Creek (Yakima County): Selective gear rules. All species: Release all fish.

Rattlesnake Lake (King County): Last Saturday in April through October 31 season. Selective gear rules, except fishing from a floating device equipped with an electric motor allowed.

Ravensdale Lake (King County): Last Saturday in April through October 31 season. Selective gear rules. Trout: Daily limit two, minimum length twelve inches.

Reflection Pond (Okanogan County): Last Saturday in April through October 31 season.

Renner Lake (Ferry County): Last Saturday in April through October 31 season.

Ridley Lake (Whatcom County): July 1 through October 31 season. Selective gear rules. Trout: Daily and possession limit one, minimum length eighteen inches.

Riffe Lake (Reservoir) (Lewis County): Lawful to fish up to the base of Swofford Pond Dam. Salmon: Landlocked salmon rules apply.

Rigley Lake (Stevens County): Last Saturday in April through October 31 season. Selective gear rules. Trout: Daily limit two, minimum length fourteen inches.

Riley Lake (Snohomish County): Last Saturday in April through October 31 season.

Rimrock Lake (Reservoir) (Yakima County): Chumming permitted. Trout except kokanee: Daily limit five. Kokanee not counted in daily trout limit. Kokanee daily limit sixteen.

Ringold Springs Creek (Hatchery Creek) (Franklin County): Closed waters.

Robbins Lake (Mason County): Last Saturday in April through October 31 season.

Rock Creek (Adams/Whitman counties): Mouth to Endicott Road year-round season.

Endicott Road to bridge on George Knott Road at Revere: Selective gear rules. All species: Release all fish.

Upstream from bridge on George Knott Road: Year-round season.

Rock Creek (Cedar River tributary below Landsburg Dam) (King County): Closed waters.

Rock Creek (Skamania County): June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild cutthroat.

Rocky Ford Creek and Ponds (Grant County): Fly fishing only. Fishing from bank only (no wading). All species: Release all fish.

Rocky Lake (Stevens County): Last Saturday in April through October 31 season. June 1 through October 31 selective gear rules and all species: Release all fish.

Roosevelt Lake (Ferry/Lincoln/Stevens counties): All species: Closed February 1 through May 31 in San Poil arm upstream from mouth of Manilla Creek, and April 1 through May 31 in Kettle arm upstream to Barstow Bridge. Trout except kokanee: Daily limit five. No more than two over twenty inches in length. Kokanee daily limit two. Walleye: No minimum size. Daily limit 8 fish not more than one of

PERMANENT

which may be longer than 20 inches. Release walleye 16 to 20 inches in length. Salmon: Landlocked salmon rules apply.

Rose Lake (Mason County): Last Saturday in April through October 31 season.

Roses Lake (Chelan County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Ross Lake (Reservoir) (Whatcom County): July 1 through October 31 season. Selective gear rules, except fishing from a floating device equipped with a motor allowed. Trout: Daily limit three, possession limit six, minimum length thirteen inches.

Ross Lake tributary streams (Whatcom County), except Big Beaver Creek and Ruby Creek: Closed waters: From closed water markers near mouth upstream for one mile. Above closed water marker in tributaries not listed as closed: July 1 through October 31 season.

Round Lake (Okanogan County): Last Saturday in April through September 30 season.

Rowland Lakes (Klickitat County): Last Saturday in April through last day in February season.

Royal Lake (Adams County): Last Saturday in April through September 30 season. Fishing from a floating device equipped with an internal combustion motor prohibited.

Royal Slough (including Marsh Unit IV impoundments) (Adams County): Closed waters.

Ruby Creek (tributary to Ross Lake) (Whatcom County): Closed waters.

Rufus Woods Lake (Douglas County): Trout: Daily limit two.

Sacheen Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Saddle Mountain Lake (Grant County): Closed waters.

Sago Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Saint Clair Lake (Thurston County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Salmon Creek (Clark County), from mouth to 72nd Avenue N.E.: June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild cutthroat. Release all steelhead June 1 through October 31.

Salmon Creek, including all forks (Jefferson County): Closed waters.

Salmon Creek, mainstem (Okanogan County): Closed waters.

Salmon Creek, North Fork and West Fork from mouth to South Fork (Okanogan County): Selective gear rules.

Salmon Creek (tributary of Naselle River) (Pacific County): June 1 through last day in February season. Selective gear rules. All species: Release all fish.

Salmon River (Jefferson County): June 1 through last day in February season. Trout: Minimum length fourteen inches. Wild steelhead may be retained November 1 through last day in February. Salmon: Open only September 1 through November 30 from mouth to Q 1000 Bridge. Daily limit 6 fish of which no more than 2 may be adult salmon.

Salt Creek (Clallam County): Trout: Minimum length fourteen inches.

From mouth to bridge on Highway 112: Additional November 1 through last day in February season. Trout: Minimum length fourteen inches.

Samish Lake (Whatcom County): Trout: Cutthroat trout daily limit two, minimum length fourteen inches.

Samish River (Whatcom County):

From its mouth to the old Highway 99 Bridge and from the department rack to the Hickson Bridge: June 1 through March 15 season. From Highway 99 Bridge to department salmon rack: Closed waters. Nonbuoyant lure restriction and night closure August 1 through December 31.

Trout: Minimum length fourteen inches. Salmon: Open only July 1 through December 31 from mouth to Thomas Road Bridge and October ((~~16~~)) 1 through December 31 from Thomas Road Bridge to I-5 Bridge. Daily limit two salmon.

Sammamish Lake (King County): Trout: No more than two over fourteen inches in length. Release all kokanee. Kokanee/sockeye under fifteen inches are kokanee while those fifteen inches and over are sockeye salmon. December 1 through June 30: Release all steelhead and rainbow trout over twenty inches in length.

Sammamish River (Slough) (King County), from the 68th Avenue N.E. Bridge to Lake Sammamish: Closed waters: All tributaries. June 1 through August 31 season. Selective gear rules. Trout: Release all trout.

Sandyshore Lake (Jefferson County): Last Saturday in April to October 31 season.

Sarge Hubbard Park Pond (Yakima County): Juveniles and holders of disability licenses only.

Satsop Lakes (Grays Harbor County): Last Saturday in April through October 31 season.

Satsop River, including all forks (Grays Harbor County): Nonbuoyant lure restriction and night closure ((~~September 1~~)) August 16 through November 30 except only August 16 through October 31 on East Fork upstream from bridge at Schafer State Park and on Middle and West forks upstream from Cougar Smith Road. All open periods: Trout: Minimum length fourteen inches.

From mouth to bridge at Schafer Park: Additional November 1 through March 31 season. Single point barbless hooks required ((~~September 1~~)) August 16 through November 30. Salmon: Open only October 1 through January 31. Daily limit 6 fish of which no more than 2 may be adult

PERMANENT

salmon, except that the daily limit may contain no more than one adult chinook and ((~~October 1 through November 15 the daily limit may contain no more than~~)) one wild adult coho. ((~~November 16 through January 31~~)) Release ((~~wild adult coho~~)) chum.

East Fork, from bridge at Schafer State Park upstream: Single point barbless hooks required August 16 through October 31.

Middle Fork (Turnow Branch), from mouth to Cougar-Smith Road: Additional November 1 through last day in February season. West Fork, from mouth to Cougar-Smith Road: Additional November 1 through last day in February season.

Sauk River (Skagit/Snohomish counties):

From mouth to the mouth of the White Chuck River: June 1 through last day in February season. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. Wild steelhead may be retained December 1 through last day in February.

From the mouth of the White Chuck River to headwaters, including North Fork and South Fork upstream to Elliot Creek: Selective gear rules. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches.

South Fork upstream from Elliot Creek: June 1 through August 31 season. Selective gear rules.

From mouth to the Darrington Bridge: Additional March 1 through April 30 season. Selective gear rules. All species: Release all fish.

Sawyer, Lake (King County): Chumming permitted.

Scabrock Lake (Grant County): March 1 through July 31 season.

Schaefer Lake (Chelan County): Trout: Daily limit sixteen.

Scooteney Reservoir (Franklin County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Sekiu River (Clallam County): All open periods: Trout: Minimum length fourteen inches.

From mouth to forks: Additional November 1 through last day in February season.

Serene Lake (Snohomish County): Last Saturday in April through June 30 and September 1 through October 31 season.

Shady Lake (King County): June 1 through October 31 season. Trout: No more than one over fourteen inches in length.

Shannon, Lake (Skagit County): Last Saturday in April through October 31 season. Chumming permitted. Trout: Minimum length six inches and maximum length eighteen inches.

Shellneck Creek (Yakima County): Closed waters.

Shelton Creek (Mason County): Closed waters.

Sherman Creek (Ferry County):

From the mouth at Lake Roosevelt upstream to four hundred feet above the water diversion dam for the hatchery: Closed waters, except December 1 through August 31 season from the mouth upstream to the hatchery boat dock.

Sherry Lake (Stevens County): Last Saturday in April through October 31 season.

Sherwood Creek (Mason County): Trout: Minimum length fourteen inches.

Sherwood Creek Mill Pond (Mason County): June 1 through October 31 season. Trout: Minimum length 14 inches, daily limit 2 fish.

Shiner Lake (Adams County): March 1 through September 30 season. Fishing from a floating device equipped with an internal combustion motor prohibited. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Shoe Lake (Mason County): Last Saturday in April through October 31 season.

Shoecraft Lake (Snohomish County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Shoveler Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Shye Lake (Grays Harbor County): June 1 through October 31 season.

Sidley Lake (Okanogan County): Trout: Daily limit two.

Siebert Creek (Clallam County): Trout: Minimum length fourteen inches.

Silent Lake (Jefferson County): Last Saturday in April through October 31 season.

Silver Creek (tributary to Cowlitz River) (Lewis County), mouth to USFS Road 4778: Selective gear rules. Trout: Minimum length twelve inches.

Silver Lake (Cowlitz County): Use of water dogs or salamanders for fishing prohibited. Bass: Minimum length fourteen inches.

Silver Lake (Pierce County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Silver Lake (Spokane County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Silver Lake, North (Spokane County): Fly fishing only. All species: Release all fish.

Silver Lake (Whatcom County): Last Saturday in April through October 31 season.

Similkameen River (Okanogan County):

From mouth to Enloe Dam: December 1 through March 31 season. Terminal gear restricted to one single hook, maxi-

PERMANENT

mum hook size number 14. All species: Release all fish except whitefish.

From Enloe Dam to Canadian border: Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish.

Sinlahekin Creek (Okanogan County), from Palmer Lake to Cecile Creek bridge: June 1 through August 31 season. Selective gear rules. Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish.

Sixteen Lake (Skagit County): Last Saturday in April through October 31 season.

Skagit River (Skagit/Whatcom counties):

From mouth to the Memorial Highway Bridge (Highway 536 at Mt. Vernon): ((~~Year-around~~)) Year-round season. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. Wild steelhead may be retained December 1 through last day in February. Salmon: Open only ((~~November 1~~)) August 15 through December 31. Daily limit ((~~2 chum~~)) 4 salmon of which no more than two may be coho or two may be chum. Release chinook.

From Memorial Highway Bridge (Highway 536 at Mt. Vernon) upstream to pipeline crossing at Sedro Woolley: June 1 through March 31 season. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. Wild steelhead may be retained December 1 through last day in February. Salmon: Open only ((~~November 1~~)) August 15 through December 31. Daily limit ((~~2 chum~~)) 4 salmon of which no more than two may be coho or two may be chum. Release chinook.

From pipeline crossing at Sedro Woolley to Bacon Creek: June 1 through March 15 season except closed June 1 through June 30 and August 1 through August 31 between a line 200 feet above the east bank of the Baker River to a line 200 feet below the west bank of the Baker River. Nonbuoyant lure restriction and night closure July 1 through November 30 upstream from Gilligan Creek. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of the trout daily limit, minimum length twenty inches. Wild steelhead may be retained December 1 through last day in February. Salmon: ((~~Open only November 1 through December 31 from pipeline crossing to mouth of Cascade River. Daily limit 2 chum salmon.~~)) Open only July 1 through July 31 from Dalles Bridge to the Baker River. Daily limit 2 sockeye. Open only August 15 through December 31 from the pipeline crossing to Gilligan Creek. Daily limit 4 salmon of which not more than two may be coho or two may be chum, except Dalles Bridge to Cascade River October 1 through October 31 daily limit two coho. Release chinook at all times.

From Bacon Creek to Gorge Powerhouse: June 1 through last day in February season. Nonbuoyant lure restriction and night closure July 1 through November 30. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of the trout daily limit, minimum length twenty inches. Wild steelhead may be retained December 1 through last day in February.

From the Gorge Powerhouse to Gorge Dam: Closed waters.

From the Dalles Bridge at Concrete to the mouth of Bacon Creek: Additional March 16 through April 30 season. Selective gear rules, except lawful to fish from a floating device equipped with a motor but not while under power. All species: Release all fish.

Skamokawa Creek (Wahkiakum County), mouth to forks just below Oatfield and Middle Valley Road: November 1 through March 15 season. All species: Release all fish other than steelhead. Trout: Minimum length twenty inches.

Skate Creek (tributary to Cowlitz River) (Lewis County): Trout: Daily limit five, no more than one over twelve inches in length.

Skokomish River (Mason County), mouth to forks: Night closure, nonbuoyant lure restriction and single point barbless hooks required August 1 through November 30. June 1 through last day in February season. All game fish: Release all fish except that up to two hatchery steelhead per day may be retained. Salmon: Open only August 1 through December 15 mouth to Highway 101 Bridge. Daily limit ((~~6 fish of which no more than 2 may be adult salmon, except the daily limit may contain not more than 1 adult chinook~~)) 1 salmon August 1 through September 30 and 6 salmon October 1 through December 15, except October 1 through December 15 the daily limit may contain no more than 4 adult fish and of these adults not more than one may be an adult chinook. August 1 through October 15 release chum salmon.

Skokomish River, South Fork (Mason County):

From mouth to mouth of Church Creek: June 1 through last day in February season. All species: Release all fish except up to two hatchery steelhead per day may be retained.

From mouth of Church Creek to headwaters: Selective gear rules. Trout: Minimum length twelve inches.

Skokomish River, North Fork (Mason County):

From mouth to lower dam: June 1 through last day in February season. All species: Release all fish except up to two hatchery steelhead per day may be retained.

Above Lake Cushman, mouth to Olympic National Park boundary: June 1 through August 31 season. Selective gear rules. Trout: Release all fish.

Skookum Creek (Mason County): June 1 through last day in February season. Trout: Minimum length fourteen inches.

Skookum Lakes, North and South (Pend Oreille County): Last Saturday in April through October 31 season.

Skookumchuck Reservoir (Thurston County): June 1 through October 31 season. Trout: Daily limit two, minimum length twelve inches.

Skookumchuck River (Thurston County):

From mouth to four hundred feet below the outlet of the PP&L/WDFW steelhead rearing pond located at the base of the Skookumchuck Dam: June 1 through April 30 season. Single point barbless hooks ((~~required October 16 through~~

PERMANENT

~~November 15~~)), night closure and nonbuoyant lure restriction August 16 through November 30. Trout: Minimum length fourteen inches. Salmon: Open only October 16 through ((~~November 15~~)) last day in February. Daily limit 6 fish of which no more than 2 may be adult salmon, except October 16 through November 30 the daily limit may contain no more than one wild adult coho and ((~~one adult chinook~~)) December 1 through the last day in February release adult wild coho. Release chum and adult chinook.

From Skookumchuck Reservoir upstream and all tributaries: Selective gear rules. Trout: Minimum length twelve inches.

Skykomish River (Snohomish County):

From mouth to mouth of Sultan River: June 1 through last day in February season. Nonbuoyant lure restriction and night closure ((~~November~~)) August 1 through ((~~last day in February~~)) November 30. Fishing from any floating device prohibited November 1 through ((~~last day in February~~)) April 30 from the boat ramp below Lewis Street Bridge at Monroe downstream two thousand five hundred feet. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. Wild steelhead may be retained December 1 through last day in February. Additional March 1 through April 30 season: Selective gear rules. Nonbuoyant lure restriction and night closure March 1 through April 30. Fishing from any floating device prohibited from the boat ramp below Lewis Street Bridge at Monroe downstream two thousand five hundred feet. All species: Release all fish. Salmon: Open only ((~~November~~)) September 1 through December 31. Daily limit 2 ((~~chum~~)) salmon. Release chinook.

From the mouth of the Sultan River to the forks: June 1 through March 31 season, except closed June 1 to 8:00 a.m. August 1 in those waters one thousand five hundred feet upstream and one thousand feet downstream of the outlet at Skykomish Rearing Ponds. Nonbuoyant lure restriction and night closure August 1 through November 30. Fishing from any floating device prohibited in the area one thousand five hundred feet upstream and one thousand feet downstream of the outlet at Skykomish Rearing Ponds. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. Wild steelhead may be retained December 1 through last day in February. Salmon: Open only November 1 through December 31. Daily limit 2 chum salmon.

Skykomish River, North Fork (Snohomish County):

From mouth to one thousand feet downstream from Bear Creek Falls: June 1 through last day in February season. Nonbuoyant lure restriction and night closure August 1 through November 30. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February.

From one thousand feet below Bear Creek Falls to Deer Falls: Closed waters.

Skykomish River, South Fork (King/Snohomish counties):

From mouth to six hundred feet downstream from the Sunset Falls Fishway: June 1 through last day in February season. Nonbuoyant lure restriction and night closure August 1 through November 30. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February.

From a point six hundred feet downstream of the Sunset Falls Fishway to the Sunset Falls Fishway: Closed waters.

From Sunset Falls to source: June 1 through November 30 season. Selective gear rules. Trout: Minimum length fourteen inches. Whitefish: Additional December 1 through last day in February season. Release all fish other than whitefish.

Smith Creek (near North River) (Pacific County): June 1 through last day in February season. Single point barbless hooks, nonbuoyant lure restriction and night closure August 16 through November 30 upstream to the Highway 101 Bridge. All game fish: Release all fish except up to two hatchery steelhead per day may be retained. Salmon: Open only ((~~October 16~~)) September 1 through November 30. Daily limit 6 fish of which no more than 2 may be adult salmon and of the adult salmon not more than one may be an adult wild coho. Release ((~~wild adult coho and~~)) adult chinook.

Snake River: Year ((~~around~~))-round season. Closed to the taking of all trout April 1 through June 15. Trout: Daily limit six, minimum length ten inches, no more than two over twenty inches. Release all steelhead June 16 through August 31. Barbless hooks required when fishing for steelhead.

Closed waters: Within four hundred feet of the base of any dam and within a four hundred foot radius around the fish ladder entrance at Lyons Ferry Hatchery, within a two hundred foot radius upstream of the fish ladder exit above Lower Granite Dam, and within an area one thousand two hundred feet downstream from the base of the west lock gate at Little Goose Dam on the south bank of the Snake River and one hundred feet out into the river from said river bank.

Snipe Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Snohomish River (Snohomish County), including all channels, sloughs, and interconnected waterways, but excluding all tributaries: June 1 through March 31 season. Nonbuoyant lure restriction and night closure August 1 through November 30. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. Wild steelhead may be retained December 1 through last day in February. Salmon: Open only ((~~November~~)) September 1 through December 31. Daily limit 2 ((~~chum~~)) salmon. Release chinook.

Snoqualmie River (King County):

From mouth to the falls: June 1 through March 31 season, except waters within the Puget Power tunnel at the falls and within fifty feet of any point on Puget Power's lower Plant # 2 building (north bank) are closed waters. June 1 through November 30 selective gear rules, except fishing from a floating device equipped with a motor allowed. Fishing from any floating device prohibited November 1 through

PERMANENT

March 31 from the mouth of Tokul Creek downstream to the boat ramp at Plumb access, about one-quarter mile. Night closure September 1 through November 30. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February. Salmon: Open only September 1 through December 31. Daily limit 2 fish. Release chinook and pink.

From Snoqualmie Falls, including the North and South Forks: Selective gear rules. Trout: Minimum length ten inches. Additional November 1 through May 31 season. Selective gear rules. All species: Release all fish.

Snoqualmie Middle Fork from mouth to source including all tributaries except Pratt and Taylor rivers: June 1 through May 31 season. Selective gear rules. All species: Release all fish.

Snow Creek (Jefferson County), including all tributaries: Closed waters.

Sol Duc River (Clallam County): June 1 through April 30 season. November 1 through April 30, selective gear rules from the concrete pump station at the Soleduck Hatchery to the Highway 101 Bridge downstream from Snider Creek. Trout: Minimum length fourteen inches. December 1 through April 30, from mouth to the concrete pump station at the Soleduck Hatchery, one wild steelhead per day may be retained. Salmon: Open only March 1 through November 30 from mouth to concrete pump station. Daily limit 6 fish of which no more than 2 may be adult salmon. July 1 through August 31 release wild adult coho and wild adult chinook.

Sooes River (Suez River) (Clallam County): June 1 through last day in February season. Trout: Minimum length fourteen inches.

Soos Creek (King County), from mouth to bridge near hatchery residence: June 1 through August 31 season. September 1 through October 31 - night closure. Trout: Minimum length fourteen inches. Salmon: Open only ((~~September 30~~)) October 13 through October ((~~15~~)) 28 to fishing by juveniles only. Terminal gear restricted to one single hook. Daily limit two coho salmon.

Bridge near hatchery residence to Salmon hatchery rack: June 1 through August 31 season. Trout: Minimum length fourteen inches.

South Bend Mill Pond (Pacific County): Juveniles only.

South Prairie Creek (Pierce County), mouth to Page Creek: Closed waters.

Spada Lake (Reservoir) (Snohomish County): Last Saturday in April through October 31 season. Selective gear rules except fishing from a floating device equipped with an electric motor permitted. Trout: Maximum length twelve inches.

Spada Lake (Reservoir) tributaries (Snohomish County): Closed waters.

Spanaway Lake ((~~(Pierce County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.~~)) and Spanaway Lake outlet downstream to the dam (approximately 800 feet) (Pierce County): Year ((~~around~~))-round season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Spearfish Lake (Klickitat County): Last Saturday in April through last day in February season.

Spectacle Lake (Kittitas County): Trout: Daily limit sixteen.

Spectacle Lake (Okanogan County): March 1 through July 31 season.

Spencer Lake (Mason County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Spirit Lake (Skamania County): Closed waters.

Spokane River (Spokane County):

From SR 25 Bridge upstream to the Seven Mile Bridge, except Long Lake, formed by Long Lake Dam (see also Long Lake): Year ((~~around~~))-round season except walleye. Trout: Daily limit five, no more than two over twenty inches in length. Walleye: Daily limit eight, no more than one over twenty inches in length. Release walleye sixteen inches to twenty inches in length, and April 1 through May 31 release all walleye. Salmon: Landlocked salmon rules apply.

From Seven Mile Bridge upstream to the Monroe Street Dam: Year ((~~around~~))-round season. Selective gear rules. Trout: Daily limit one. Release wild trout. Salmon: Landlocked salmon rules apply.

From Monroe Street Dam upstream to Upriver Dam: Year ((~~around~~))-round season. Salmon: Landlocked salmon rules apply.

From Upriver Dam upstream to the Idaho/Washington state line: Selective gear rules, except fishing from a floating device equipped with a motor permitted. Trout: Daily limit one, minimum length 12 inches. Salmon: Landlocked salmon rules apply.

Sportsman's Lake (San Juan County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Sprague Lake (Adams/Lincoln counties):

Waters northeast of the lakeside edge of the reeds: Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Waters south of the lakeside edge of the reeds and waters of Cow Creek south to Danekas Road: July 1 through September 15 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Spring Creek (Klickitat County): Trout: Daily limit five.

Spring Lake (Columbia County): March 1 through October 31 season. Fishing from any floating device prohibited.

Spring Lake (King County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Spring Lakes (Grant County): March 1 through July 31 season.

PERMANENT

Squalicum Lake (Whatcom County): Fly fishing only. Fishing from a floating device equipped with a motor prohibited. Trout: Daily limit two.

Stan Coffin Lake (Grant County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Starvation Lake (Stevens County): Last Saturday in April through May 31 season. Additional June 1 through October 31 season. Selective gear rules. All species: Release all fish.

Steel Lake (King County): Last Saturday in April through October 31 season.

Stehekin River (Chelan County), from the mouth to Agnes Creek: July 1 through October 31 season. Selective gear rules. Trout: Minimum length fifteen inches. Additional March 1 through June 30 season. Selective gear rules. All species: Release all fish.

Stetattle Creek (Whatcom County), from its mouth to mouth of Bucket Creek (one and one-half miles upstream): Closed waters.

Stevens Creek (Grays Harbor County), mouth to Highway 101 Bridge: June 1 through last day in February season. Trout: Minimum length fourteen inches.

Stevens, Lake (Snohomish County): Chumming permitted. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained. Trout: An additional ten kokanee may be retained above the five fish daily limit.

Steves Lake (Mason County): Last Saturday in April through October 31 season.

Stickney Lake (Snohomish County): Last Saturday in April through June 30 and September 1 through October 31 season.

Stillaguamish River (Snohomish County):

From mouth to Warm Beach-Stanwood Highway, including all sloughs: ((~~Year around~~)) Year-round season. Nonbuoyant lure restriction and night closure August 1 through November 30. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February. Salmon: Open only ((~~November~~)) September 1 through December 31. Daily limit 2 ((~~chum~~)) salmon. Release chinook and coho.

From Warm Beach-Stanwood Highway to the forks, except from the barrier dam (downstream of I-5) downstream two hundred feet which is closed waters: June 1 through last day in February season. Night closure August 1 through November 30. Selective gear rules June 1 through November 30 except fishing from a floating device equipped with a motor allowed June 1 through November 30. Trout: June 1 through November 30 release all fish except hatchery steelhead. Minimum length fourteen inches December 1 through last day in February and wild steelhead may be retained. Salmon: Open only ((~~November~~)) September 1 through December 31. Daily limit 2 ((~~chum~~)) salmon. Release chinook and coho. Minimum size 14 inches.

Stillaguamish River, North Fork (Snohomish County), from mouth to Swede Heaven Bridge: ((~~Year around~~)) Year-round season. Nonbuoyant lure restriction and night closure August 1 through November 30. Fishing from any floating device prohibited upstream of the Highway 530 Bridge at mile post 28.8 (Cicero Bridge). Fishing from any floating device equipped with a motor prohibited downstream from the Highway 530 Bridge. March 1 through November 30: All species: Release all fish except hatchery steelhead. April 16 through November 30 fly fishing only. December 1 through last day in February: Trout: Minimum length fourteen inches and wild steelhead may be retained.

Stillaguamish River, South Fork (Snohomish County):

From mouth to four hundred feet downstream of the outlet to fishway at Granite Falls: June 1 through last day in February season. Nonbuoyant lure restriction and night closure August 1 through November 30. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February.

From four hundred feet below the outlet of the end of the fishway to Mt. Loop Highway bridge above Granite Falls: Closed waters.

From Mt. Loop Highway Bridge above Granite Falls to source: June 1 through November 30 season. Nonbuoyant lure restriction and night closure August 1 through November 30.

Storm Lake (Snohomish County): Last Saturday in April through October 31 season.

Stratford/Brook Lake (Grant County): February 1 through September 30 season.

Stump Lake (Mason County): Last Saturday in April through October 31 season. Fishing from a floating device equipped with an internal combustion engine prohibited.

Suiattle River (Skagit County): Trout: Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches.

Sullivan Creek (Pend Oreille County), from Mill Pond upstream: Selective gear rules.

Sultan River (Snohomish County), from its mouth to a point four hundred feet downstream from the diversion dam at river mile 9.7: June 1 through last day in February season. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. Wild steelhead may be retained December 1 through last day in February.

Sultan River, North and South Forks (Snohomish County): Closed waters.

Summit Lake (Stevens County): Last Saturday in April through October 31 season.

Summit Lake (Thurston County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

PERMANENT

Sunday Creek (tributary to N.F. Snoqualmie River) (King County): Closed waters.

Sutherland Lake (Clallam County): Chumming permitted.

Swamp Creek (tributary to Sammamish River) (Snohomish/King counties): Closed waters.

Swan Lake (Ferry County): Last Saturday in April through October 31 season.

Swan's Mill Pond (Stossel Creek) (King County): June 1 through October 31 season.

Swauk Creek (Kittitas County): Selective gear rules.

Swift Reservoir (Skamania County): Last Saturday in April through October 31 season. From posted markers below Eagle Cliff Bridge to Bridge: Selective gear rules except fishing from a floating device equipped with a motor is allowed.

Swofford Pond (Lewis County): Fishing from a floating device equipped with an internal combustion motor prohibited. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Tahuya River (Mason County): ((~~All species: Release all fish. From marker one mile above North Shore Bridge upstream: Selective gear rules.~~

~~From mouth to Bear Creek-Dewatto Road crossing, additional November 1 through last day in February season.~~)) Mouth to Bear Creek-Dewatto Road crossing: June 1 through February 28 season. Game fish: Selective gear rules and release all fish. Salmon: Open only September 16 through October 31 mouth to marker one mile above North Shore Road Bridge. Single point barbless hooks required. Daily limit 2 coho salmon.

Bear Creek-Dewatto Road crossing upstream: Selective gear rules and release all fish.

Taneum Creek (Kittitas County): Selective gear rules.

Tanwax Lake (Pierce County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Tapps Lake (Reservoir) ((~~(Pierce County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.~~)) and Tapps Lake (Reservoir) intake canal (Pierce County), to within four hundred feet of the screen at Dingle Basin: Year ((~~around~~))-round season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Tarboo Lake (Jefferson County): Last Saturday in April through November 30 season. Salmon: Landlocked salmon rules apply.

Tate Creek (tributary to N.F. Snoqualmie River) (King County): Closed waters.

Taylor River (tributary to the Middle Fork Snoqualmie) (King County): Selective gear rules. All species: Release all fish.

Teal Lake (Jefferson County): Last Saturday in April to October 31 season.

Teanaway River, including North Fork (Kittitas County): Selective gear rules.

Tee Lake (Mason County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Tenas Lake (Mason County): Last Saturday in April through October 31 season.

Tennant Lake (Whatcom County): Fishing from any floating device prohibited from first Friday in October through January 15.

Terrell, Lake (Whatcom County): Fishing from any floating device prohibited the first Saturday after Labor Day through the following Friday and from October 1 through January 15 except fishing from floating dock permitted. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Thomas Lake (Stevens County): Last Saturday in April through October 31 season.

Thornton Creek (tributary to Lake Washington) (King County): Closed waters.

Tibbetts Creek (tributary to Lake Sammamish) (King County): Closed waters.

Tieton River (Yakima County): Lawful to fish to base of Tieton (Rimrock) Dam. Trout: Daily limit five, no minimum length. Whitefish: Additional December 1 through March 31 season. Release all fish except whitefish.

Tieton River, North Fork (Yakima County), upstream from Rimrock Lake: Closed waters: Spillway channel. June 1 through August 15 season.

Tieton River, South Fork (Yakima County): From mouth to bridge on USFS Rd. 1070 (approximately 12.5 miles): Closed waters.

Tiger Lake (Kitsap/Mason counties): Last Saturday in April through October 31 season.

Tilton River (Lewis County), from mouth to West Fork: June 1 through March 31 season. Trout: Daily limit five, no more than one over twelve inches in length. Salmon: Open only June 1 through December 31. Daily limit 6 fish of which no more than 2 may be adult fish, except October 1 through December 31 the daily limit may contain up to 4 adult salmon. Release wild coho.

Tilton River, East, North, South and West Forks (Lewis County): Selective gear rules. Trout: Minimum length twelve inches.

Toad Lake (Whatcom County): Last Saturday in April through October 31 season.

Tokul Creek (King County):

From mouth to the posted cable boundary marker located approximately seven hundred feet upstream of the mouth:

PERMANENT

December 1 through March 31 season, closed 5:00 p.m. to 7:00 a.m. daily. Nonbuoyant lure restriction. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February.

From the posted cable boundary marker located approximately seven hundred feet upstream of the mouth to the railroad trestle: Closed waters.

Tolt River (King County):

From mouth to the USGS trolley cable near the confluence of the North and South Forks: June 1 through last day in February season. June 1 through November 30, selective gear rules. Trout: Minimum length fourteen inches. Wild steelhead may be retained December 1 through last day in February.

From the USGS trolley cable to the falls in Sec. 21, Twp 26N., R 8 E. on the North Fork, and to the dam on the South Fork: Closed waters.

From falls upstream on North Fork: Selective gear rules. Trout: Minimum length ten inches.

From dam upstream on South Fork: Selective gear rules. Trout: Minimum length ten inches.

Totem Lakes 1 and 2 (Whatcom County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Touchet River (Columbia/Walla Walla counties):

From mouth to confluence of north and south forks: June 1 through October 31 season. Trout: Daily limit five. Additional season: November 1 through April 15. Barbless hooks required. All species: Release all fish except steelhead and brown trout. From confluence of north and south forks upstream, including Wolf Fork: June 1 through October 31 season. Selective gear rules. Release all steelhead. Tributaries other than Wolf Fork: Closed waters.

Toutle River (Cowlitz County):

From mouth to forks, and North Fork from the mouth to the posted deadline below the fish collection facility: June 1 through November 30 season. Nonbuoyant lure restriction and night closure September 1 through October ((~~31~~)) 15 on North Fork from confluence with South Fork to mouth of Green River. All game fish: Release all fish except hatchery steelhead. Salmon: Open only August 1 through November 30. Daily limit 6 fish of which no more than 2 may be adult salmon, except ((~~October~~)) September 1 through November 30 ((~~the~~)) daily limit ((~~may contain up to 4 adult salmon~~)) 6 fish. Release chum and chinook. Release wild coho ((~~downstream of the forks~~)).

From the posted deadline below the fish collection facility upstream to the headwaters, including all tributaries, but excepting Castle and Coldwater Lakes: Closed waters.

Toutle River, South Fork (Cowlitz County), mouth to source: Closed waters: All tributaries. June 1 through November 30 season. All species: Release all fish except hatchery steelhead. Trout: Minimum length twenty inches. Mouth to 4100 Road Bridge: Additional December 1 through March 31 season. Selective gear rules. All species: Release all fish except steelhead with a missing adipose fin and a healed scar at the fin site.

Tradition Lake (King County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Trapper Lake (Chelan County): Trout: Daily limit two.

Trout Creek (tributary to Wind River) (Skamania County): Closed waters.

Trout Lake (Ferry County): Last Saturday in April through October 31 season.

Trout Lake (tributary to Big White Salmon River) (Klickitat County): June 1 through October 31 season.

Tucannon River (Columbia/Walla Walla counties): Closed waters: All tributaries.

From the Highway 261 Bridge upstream to Turner Road Bridge: Trout: Daily limit five, no more than two of which may be steelhead. Additional November 1 through April 15 season. Barbless hooks required. All species: Release all fish except steelhead and whitefish.

From the Turner Road Bridge upstream to the Cummings Creek Bridge: Selective gear rules June 1 through October 31. Additional season November 1 through April 15. Barbless hooks required. All species: Release all fish except steelhead and whitefish.

From the Cummings Creek Bridge upstream to a sign referencing Deer Lake about 3/4 mile upstream of the Tucannon hatchery: Closed waters.

From a sign referencing Deer Lake to the Panjab Creek Bridge: Selective gear rules.

From the Panjab Creek Bridge upstream: Closed waters.

Tucannon River tributaries (Columbia/Walla Walla counties): Closed waters.

Tunnel Lake (Skamania County): Trout: No more than 2 trout 20 inches in length or greater may be retained.

Twin Lake (Jefferson County): Last Saturday in April through October 31 season.

Twin Lakes (Chelan County) and tributaries and outlet stream to junction with the Napeequa River: Closed waters.

Twisp River (Okanogan County), from mouth to War Creek: June 1 through September 30 season. Selective gear rules. All species: Release all fish. War Creek to South Fork Twisp River: Closed waters.

Tye River (King County): Foss River to Alpine Falls June 1 through October 31 season: Selective gear rules. Trout: Minimum length fourteen inches. Whitefish: Additional November 1 through last day in February season. Release all fish other than whitefish. From Alpine falls upstream: Trout: Minimum size ten inches.

U Lake (Mason County): Last Saturday in April through October 31 season.

Umtanum Creek (Kittitas County): Selective gear rules.

Uncle John Creek (Mason County): Closed waters.

PERMANENT

Union Creek (Yakima County): From mouth upstream to falls (approximately 1/4 mile): Closed waters.

Union River (Mason County):

All species: Release all fish except sturgeon may be retained downstream from Highway 300 Bridge. From ((~~lower bridge on the Old Belfair~~)) Highway 300 Bridge upstream to watershed boundary: Selective gear rules.

From Highway 300 Bridge to lower bridge on Old Belfair Highway: Closed waters August 16 through October 31.

From mouth to lower bridge on the Old Belfair Highway, additional November 1 through last day in February season.

From watershed boundary to source, including all tributaries: Closed waters.

Upper Wheeler Reservoir (Chelan County): Closed waters.

Valley Creek (Clallam County): Juveniles only.

Vance Creek (Mason County): Trout: Minimum length fourteen inches.

Vance Creek/Elma Ponds (Grays Harbor County): Pond One: Last Saturday in April through November 30 season. Juveniles, holders of a senior license and holders of a department disability license only. Salmon: Landlocked salmon rules apply. Pond Two: Last Saturday in April through November 30 season. Salmon: Landlocked salmon rules apply.

Vancouver Lake and all other waters west of Burlington-Northern Railroad from Columbia River drawbridge near Vancouver downstream to Lewis River (Clark County): Closed waters: April 1 through May 30 the Vancouver Lake flushing channel is closed and it is closed to fishing from the lake shoreline within 400 feet east and west of the channel exit. Chumming permitted. Trout: Daily limit two, minimum length twelve inches.

Vanes Lake (Pend Oreille County): Last Saturday in April through October 31 season.

Van Winkle Creek (Grays Harbor County): Mouth to 400 feet below outlet of Lake Aberdeen Hatchery: Game fish: Minimum length 14 inches. Salmon: Open only September 1 through January 31. Daily limit 6 fish of which not more than 2 may be adult fish and of the adult fish not more than one may be a wild adult coho. Release chum and adult chinook.

Vic Meyers (Rainbow) Lake (Grant County): Last Saturday in April through September 30 season.

Vogler Lake (Skagit County): Last Saturday in April through October 31 season. Fly fishing only. All species: Release all fish.

Voight((~~'s~~)) Creek (Pierce County): From mouth to Highway 162 Bridge: Closed waters.

Wagners Lake (Snohomish County): Last Saturday in April through October 31 season.

Waitts Lake (Stevens County): Last Saturday in April through last day in February season.

Walker Lake (King County): Last Saturday in April through October 31 season.

Wallace River (Snohomish County):

From its mouth to the first Burlington-Northern Railroad bridge downstream of the Highway 2 Bridge: June 1 through last day in February season. Closed waters: From the first Burlington-Northern Railroad bridge (below Highway 2) to a point two hundred feet upstream of the water intake of the salmon hatchery. Game fish: Closed September 2 through October 31. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. Salmon: Open only September 1 through November 30. Daily limit 2 coho.

From the mouth to mouth of Olney Creek: November 1 through last day in February season. Fishing from any floating device prohibited. Trout except Dolly Varden/Bull Trout: Minimum length fourteen inches. Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches. Wild steelhead may be retained December 1 through last day in February.

Walla Walla River (Walla Walla County):

From mouth to the Touchet River: Year ((~~around~~))-round season. Trout: Barbless hooks required when fishing for steelhead. Release trout April 1 through May 31.

From the Touchet River upstream to state line: Trout: All tributaries except Mill Creek, maximum length twenty inches. Additional season November 1 through April 15. All species: Barbless hooks required and release all fish except steelhead.

Walupt Lake (Lewis County): Closed waters: All inlet streams. Last Saturday in April through October 31 season. Selective gear rules except fishing from devices equipped with motors permitted. Trout: Minimum length ten inches.

Wannacut Lake (Okanogan County): Last Saturday in April through October 31 season.

Wapato Lake (Chelan County): Last Saturday in April through October 31 season. From August 1 through October 31: Selective gear rules except fishing from a device equipped with an internal combustion engine permitted. Trout: Release all trout.

Wapato Lake (Pierce County): Juveniles only.

Ward Lake (Ferry County): Last Saturday in April through October 31 season.

Ward Lake (Thurston County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Warden Lake and Warden Lake, South (Grant County): Last Saturday in April through September 30 season.

Washburn Island Pond (Okanogan County): April 1 through September 30 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be

PERMANENT

retained. Fishing from a floating device equipped with an internal combustion motor prohibited.

Washburn Lake (Okanogan County): Last Saturday in April through October 31 season. Trout: Daily limit two.

Washington, Lake, including that portion of the Sammamish River from the 68th Avenue N.E. Bridge downstream (King County): Fishing from floating device prohibited one hundred yards either side of the floating bridges. Chumming permitted. Trout: December 1 through last day in February: Release all steelhead and rainbow trout over twenty inches in length. March 1 through June 30: Minimum length twelve inches, and release all steelhead and rainbow trout over twenty inches in length. Kokanee/sockeye under fifteen inches are kokanee while those fifteen inches and over are sockeye salmon.

Washington, Lake, Ship Canal (King County) (waters east of a north-south line 400 feet west of the fish ladder at the Chittenden Locks and west of a north-south line at the eastern ends of the concrete abutments east of the Montlake Bridge): West of Fremont Bridge: Fishing from floating device prohibited. East of Fremont Bridge: Chumming permitted.

From west boundary to a north-south line 400 feet east of the eastern end of the northern wing wall of Chittenden Locks: Closed waters.

From 400 feet east of the eastern end of the northern wing wall of Chittenden Locks to the east boundary: Open year ((~~around~~))-round. Trout: December 1 through last day in February daily limit five, no minimum length. Release steelhead and rainbow trout over twenty inches in length. March 1 through June 30, daily limit five, minimum length twelve inches. Release steelhead and rainbow trout over twenty inches in length. July 1 through November 30, daily limit five, no minimum length. Kokanee/sockeye less than fifteen inches in length are kokanee and fifteen inches and over in length are sockeye salmon.

Washougal River (Clark County):

From mouth to bridge at Salmon Falls: June 1 through ((~~July 31 and October 15 through~~)) March 15 seasons. Nonbuoyant lure restriction and night closure ((~~October 15~~)) September 1 through October 31. Trout: Minimum length twelve inches. Release wild cutthroat. Salmon: Open only ((~~October 15~~)) August 1 through March 15. Daily limit 6 fish of which no more than 2 may be adult salmon. Release chum((~~, chinook~~)) and wild coho.

From mouth to Mt. Norway Bridge: Additional April 16 through May 31 season. All species: Release all fish except hatchery steelhead.

From bridge at Salmon Falls to its source, including tributaries: Closed waters.

Washougal River, West (North) Fork (Clark/Skamania counties):

From mouth to the water intake at the department hatchery: Closed waters.

From intake at department hatchery to source: June 1 through March 15 season. Trout: Minimum length twelve inches. Release wild cutthroat.

Watson Lake (Columbia County): March 1 through October 31 season. Fishing from any floating device prohibited.

Waughop Lake (Pierce County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained. Salmon: Landlocked salmon rules apply.

Wenas Lake (Yakima County): Trout: Daily limit five, of which not more than two may be brown trout.

Wenatchee Lake (Chelan County): Trout except kokanee: Daily limit two, minimum length twelve inches. Kokanee not counted in daily trout limit. Kokanee daily limit five. Kokanee/sockeye under sixteen inches will be considered kokanee while those sixteen inches and over will be considered sockeye salmon.

Wenatchee River (Chelan County):

December 1 through March 31 season, from mouth to Highway 2 Bridge at Leavenworth only. All other areas and times: Closed waters. Terminal gear restricted to one single hook, maximum hook size number 14. All species: Release all fish except whitefish.

West Twin River (Clallam County): June 1 through last day in February season. Trout: Minimum length fourteen inches.

Whatcom Creek (Whatcom County):

From mouth to stone bridge at Whatcom Falls Park: June 1 through last day in February season. Nonbuoyant lure restriction and night closure August 1 through December 31. Closed waters: Woburn Street Bridge upstream to the stone bridge. Trout: Minimum length fourteen inches. Salmon: Open only August 1 through December 31 from mouth to markers below Dupont Street. Daily limit 6 fish of which not more than 2 may be adult salmon.

From stone bridge at Whatcom Falls Park upstream to Lake Whatcom: Last Saturday in April through October 31 season. Juveniles only. Nonbuoyant lure restriction and night closure August 1 through December 31. Trout: No minimum length.

Whatcom, Lake (Whatcom County): Last Saturday in April through October 31 season, except those waters between the Electric Avenue Bridge and the outlet dam are closed waters: Trout: Release cutthroat trout.

Whatcom, Lake, tributaries (Whatcom County): Closed waters.

White River (Chelan County), from mouth upstream to White River Falls: Closed waters.

White (Stuck) River (Pierce County):

From mouth to R Street Bridge in Auburn: October 1 through last day in February season: Nonbuoyant lure restriction and night closure October 1 through November 30. Trout: Minimum length fourteen inches.

From R Street Bridge to Highway 410 Bridge at Buckley((~~, except waters of~~)): October 1 through October 31 season. Closed waters: Puget Power canal, including the screen bypass channel, above the screen at Dingle Basin ((~~are closed waters: October 1 through October 31 season~~)). Nonbuoyant

lure restriction and night closure. Trout: 14 inch minimum size.

From the Weyerhaeuser 6000 Road Bridge (Bridge Camp) to its source: Nonbuoyant lure restriction and night closure August 1 through November 30. Whitefish: Additional November 1 through January 31 season. Release all fish except whitefish.

Whitechuck River (Snohomish County): Trout: Legal to retain Dolly Varden/Bull Trout as part of trout daily limit, minimum length twenty inches.

White Salmon River (Klickitat/Skamania counties):

From mouth to powerhouse: ((~~Year around~~)) July 1 through March 31 season. Bank fishing only downstream from the Highway 14 Bridge. August 1 through December 31: Nonbuoyant lure restriction. Salmon and steelhead: Open April 1 through June 30, daily limit two fish, one or both of which may be salmon or hatchery steelhead. Release all fish except salmon or hatchery steelhead. Trout: Minimum length fourteen inches. Salmon: Open ((~~year around~~)) July 1 through March 31. Daily limit 6 fish of which no more than 2 may be adult salmon. Release wild coho. October 1 through December 31 release chinook upstream from posted markers upstream of Highway 14 Bridge.

From powerhouse to within four hundred feet of Northwestern Dam: November 16 to ((~~June 15~~)) April 30 season. Trout: Minimum length fourteen inches. Salmon: Open ((~~only~~)) November 16 through March 31. Daily limit 6 fish of which no more than 2 may be adult salmon. Release wild coho. November 16 through December 31 release chinook. Salmon and steelhead: Open April 1 through June 15, daily limit two fish, one or both of which may be salmon or hatchery steelhead. Release all fish except salmon or hatchery steelhead.

From gas pipeline crossing above Northwestern Lake to Gilmer Creek: Selective gear rules. Trout: Minimum length twelve inches.

Whitestone Lake (Okanogan County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Whitman Lake (Pierce County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Wide Hollow Creek (Yakima County): Trout: Daily limit five, no minimum length.

Widgeon Lake (Grant County): March 1 through March 31 and September 1 through September 30 seasons.

Wildberry Lake (Mason County): Last Saturday in April through October 31 season.

Wildcat Lake (Kitsap County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Wilderness Lake (King County): Last Saturday in April through October 31 season. Salmon: Landlocked salmon rules apply.

Willame Lake (Lewis County): Last Saturday in April through October 31 season. Selective gear rules. Trout: Daily limit two, minimum length fifteen inches.

Willapa River (Pacific County): Mouth to Fork Creek: June 1 through March 31 season. Nonbuoyant lure restriction ((~~and~~)), night closure and single point barbless hooks required August 16 through November 30. ((~~Single point barbless hooks required July 1 through January 31.~~)) Fishers may not allow their line, lures or bait to remain stationary in the water August 16 through November 30. November 1 through March 31 fishing from any floating device prohibited from the bridge on Willapa Road to Fork Creek.

All game fish: Release all fish except that up to two hatchery steelhead may be retained. Salmon: Open only ((~~July~~)) August 1 through January 31 from mouth to Highway 6 Bridge approximately 2 miles below mouth of Trap Creek and open October 16 through January 31 from Highway 6 Bridge to Fork Creek. Daily limit 6 fish of which no more than ((~~2~~)) 3 may be adult salmon and of the adult salmon not more than one may be a wild adult coho and not more than two may be adult chinook and not more than two may be chum. ((~~Release wild adult coho.~~))

Upstream from Fork Creek: Selective gear rules. August 16 through October 31, nonbuoyant lure restriction and night closure. All species: Release all fish.

South Fork: Nonbuoyant lure restriction and night closure August 16 through October 31. All species: Release all fish except up to two hatchery steelhead may be retained. Additional November 1 through last day of February season. ((~~Selective gear rules.~~)) Nonbuoyant lure restriction and night closure November 1 through November 30. All species: Release all fish except that up to two hatchery steelhead may be retained.

Williams Creek (Pacific County): June 1 through last day in February season. Selective gear rules. All species: Release all fish.

Williams Lake (Spokane County): Last Saturday in April through September 30 season.

Williams Lake (Stevens County): December 1 through March 31 season.

Willow Lake (Whatcom County): July 1 through October 31 season. Selective gear rules. Trout: Daily and possession limit one, minimum length eighteen inches.

Wilson Creek (two branches within Ellensburg city limits) (Kittitas County): Juveniles only. Trout: Daily limit five, no minimum length.

Winchester Wasteway (Grant County): Within Winchester Game Reserve: February 1 through September 30 season.

Wind River (Skamania County):

Mouth to four hundred feet below Shipherd Falls: ((~~June~~)) July 1 through March 15 season. Mouth to High Bridge: May 1 through June 30: Nonbuoyant lure restriction and night closure((~~; mouth to Burlington Northern Railroad Bridge August 1 through October 31: Nonbuoyant lure restriction~~)). Salmon and steelhead: Open May 1 through

PERMANENT

June 30 daily limit 2 fish, one or both of which may be a salmon or hatchery steelhead. Release all fish except salmon and hatchery steelhead. Trout: Minimum length fourteen inches. Salmon: Open ((~~only~~)) August 1 through October 31 from mouth to railroad bridge. Daily limit 6 fish of which no more than 2 may be adult salmon. Release wild coho.

From four hundred feet below to one hundred feet above Shipherd Falls fish ladder: Closed waters.

From one hundred feet above Shipherd Falls to source, including all tributaries: ((~~Closed waters.~~)) May 1 through June 30 season. Closed waters: From 400 feet below to 100 feet above the Coffer Dam and from a boundary marker approximately 800 yards downstream from Carson National Fish Hatchery upstream, including all tributaries. Night closure and nonbuoyant lure restriction. Salmon and steelhead: Daily limit 2 fish, one or both of which may be a salmon or hatchery steelhead. Release all fish except salmon and hatchery steelhead.

Winston Creek (tributary to Cowlitz River) (Lewis County): Selective gear rules. Trout: Minimum length ten inches.

Wiser Lake (Whatcom County): Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Wishkah River (Grays Harbor County), including all forks: Closed waters: Mainstem from four hundred feet below outlet of dam at Wishkah Rearing Ponds (formerly Mayr Bros.) to dam. Mouth to West Fork: June 1 through March 31 season. Single point barbless hooks required ((~~September 1~~)) August 16 through November ((~~15~~)) 30. Trout: Minimum length fourteen inches. Salmon: Open only September 1 through November ((~~15~~)) 30. Daily limit 6 fish of which no more than 2 may be adult salmon, except the daily limit may contain no more than one wild adult coho and one adult chinook. Release chum.

From the West Fork to four hundred feet below outlet: June 1 through March 31 season. Trout: Minimum length fourteen inches.

Wolf Creek, mouth to mouth of south fork (Okanogan County): Closed waters.

Wood Lake (Mason County): Last Saturday in April through October 31 season.

Woodland Creek (Thurston County): Trout: Minimum length fourteen inches.

Wooten Lake (Mason County): Last Saturday in April through October 31 season.

Wye Lake (Kitsap County): Last Saturday in April through October 31 season. Bass: Release fish 12 to 17 inches in length. Only one fish over 17 inches in length may be retained.

Wynoochee River (Grays Harbor County): Mouth to 7400 line bridge above mouth of Schafer Creek: June 1 through March 31 season. Single point barbless hooks required ((~~September 1~~)) August 16 through November ((~~15~~)) 30. Trout: Minimum length fourteen inches. Salmon: Open only September 1 through January 31. Daily limit 6 fish of which no more than 2 may be adult salmon, except ((~~September 1 through November 15~~)) the daily limit may contain no more than 1 wild adult coho and 1 adult chinook((~~, and November 16 through January 31, the daily limit may contain not more than one adult chinook and release wild adult coho~~)). Release chum.

Wynoochee Reservoir (Grays Harbor County): June 1 through October 31 season. Trout: Daily limit two, minimum length twelve inches. Salmon: Landlocked salmon rules apply.

Yakima River (Yakima County): Release all steelhead in mainstem and tributaries.

From mouth to Prosser Dam: Chumming permitted.

From mouth to thirty-five hundred feet below Roza Dam: Year ((~~around~~))-round season. Closed waters: March 1 through November 30, closed from thirty-five hundred feet below Roza Dam to Roza Dam. Trout: Minimum length twelve inches and maximum length twenty inches. Release all trout April 1 through May 31. Thirty-five hundred feet below Roza Dam to four hundred feet below Roza Dam: December 1 through last day in February season. Terminal gear restricted to bait and one single point barbless hook. Release all fish except whitefish.

From Roza Dam to four hundred feet below Easton Dam: Year ((~~around~~))-round season. Fishing from floating devices equipped with motors allowed only from the U.S. Bureau of Reclamation restricted area signs at Roza Dam upstream to the boat launch ramp on the Roza Access Area (approximately one-half mile). Trout: Selective gear rules, and release all trout. Whitefish: Bait and one single-pointed, barbless hook only may be used for whitefish December 1 through last day in February.

From Lake Easton to Keechelus Dam: Selective gear rules.

Yakima Sportsmen's Park Ponds (Yakima County): Juveniles only.

Yale Reservoir (Cowlitz County): Trout: Kokanee not counted in daily trout limit. Kokanee daily limit sixteen.

Yellowjacket Creek (tributary to Cispus River) (Lewis County): Selective gear rules. Trout: Minimum length twelve inches.

Yellowjacket Ponds (Lewis County): Last Saturday in April through last day in February season. Trout: No more than one over twelve inches in length.

Yokum Lake (Pend Oreille County): Last Saturday in April through October 31 season.

AMENDATORY SECTION (Amending Order 00-134, filed 7/31/00, effective 8/31/00)

WAC 232-28-620 Coastal salmon—Saltwater seasons and daily limits. It shall be unlawful to take, fish for or possess salmon taken by angling for personal use except from the following coastal areas, during the seasons, in the quantities, sizes and for the species designated in this section and as defined in the daily limit codes in WAC 220-56-180:

PERMANENT

(1) Catch Record Card Area 1 - Daily limit of two salmon not more than one of which may be a chinook salmon, except release wild coho salmon - Sundays through Thursdays only, July ((~~10~~)) 1 through September ((~~30~~)) 3 and seven days per week September 4 through September 30, except closed in the Columbia River Mouth Control Zone 1, see WAC 220-56-195.

(2) Catch Record Card Area 2 and Catch Record Card Area 2-2 west of the Buoy 13 line - Daily limit of two salmon only one of which may be a chinook salmon, except release wild coho salmon - Sundays through Thursdays only, July ((~~3~~)) 1 through September 30((~~, except closed July 3 through August 10 inside a line from the Westport Light (46° 53.30N, 124° 07.01W) to Grays Harbor Buoy 2 to Grays Harbor Buoy 3 to the Grays Harbor North Jetty and Catch Record Card Area 2-2 west of the Buoy 13 line closed during this period~~)).

(3) Grays Harbor (Catch Record Card Area 2-2 east of the Buoy 13 line):

(a) July 1 through August 31 - Open concurrent with Area 2 when Area 2 is open for salmon angling;

(b) September 1 through November 30 - Daily limit of six salmon, not more than two of which may be adult salmon except no more than one of which may be a wild adult coho ((~~- September 1 through October 31~~)).

Westport Boat Basin and Ocean Shores Boat Basin: Daily limit of six salmon not more than four of which may be adult salmon - August 16 through January 31.

(4) Willapa Bay (Catch Record Card Area 2-1):

(a) July 1 through August 15 - Open concurrent with Area 2 when Area 2 is open for salmon angling.

(b) August 16 through January 31 - Daily limit of six salmon, not more than two of which may be adult salmon ((~~and release wild coho salmon - August 16 through January 31~~)).

(5) Catch Record Card Area 3 - Daily limit of two salmon except no more than one of which may be a chinook and release wild coho salmon - July ((~~3~~)) 1 through September ((~~30~~)) 23 in all Area 3 and September 24 through October 21 only in those waters outside the mouth of the Quillayute River and inside a line northwesterly from Teahwit Head to "Q" buoy, then to Cake Rock, then true east to shore.

(6) Catch Record Card Area 4 - Daily limit of two salmon except no more than one of which may be a chinook salmon and release wild coho salmon, release chinook salmon caught east of the Bonilla-Tatoosh line, and release chum salmon August 1 through September 30 - July ((~~3~~)) 1 through September 30.

((~~(7) Minimum size 24 inches for chinook salmon and 16 inches for coho salmon except minimum size 12 inches for chinook and coho salmon in Areas 2-1, 2-2 and the Westport Boat Basin and Ocean Shores Boat Basin. No minimum size for other salmon.~~

~~(8) For purposes of this section, adult chinook salmon are 24 inches or greater in length and adult coho salmon are 20 inches or greater in length.~~))

AMENDATORY SECTION (Amending Order 00-134, filed 7/31/00, effective 8/31/00)

WAC 232-28-621 Puget Sound salmon—Saltwater seasons and daily limits. It is unlawful to fish for or possess salmon taken by angling for personal use except from the following Puget Sound areas, during the seasons, in the quantities, and for the species designated in this section and sizes as defined in ((~~in~~)) WAC 220-56-180. Puget Sound waters west of the mouth of the Sekiu River are managed concurrent with ocean waters as provided for in WAC ((~~220-56-190~~)) 232-28-620.

((~~(1) Catch Record Card Areas 5 and 6 -~~

~~(a) August 1 through September 30, daily limit of 2 salmon, except release chinook, chum and wild coho salmon.~~

~~(b) Dungeness Bay inside a line from Dungeness Spit Light to the No. 2 red buoy and then to the Port Williams boat ramp open only October 1 through October 31 - Daily limit of 2 coho salmon, release all salmon except coho salmon.~~

~~(c) November 1 through November 30 - Daily limit of 2 salmon of which no more than one may be a chinook salmon and release all coho salmon.~~

~~(d) February 16 through April 10 - Daily limit of 1 salmon.~~

~~(2) Catch Record Card Area 7:~~

~~(a) July 1 through September 30 - Daily limit of 2 salmon, not more than 1 of which may be a chinook salmon.~~

~~(b) October 1 through October 31 - Daily limit of 2 salmon, except release chinook salmon.~~

~~(c) November 1 through November 30 - Daily limit of 2 salmon, no more than one of which may be a chinook salmon.~~

~~(d) February 16 through April 10 - Daily limit of one salmon.~~

~~(e) Notwithstanding the provisions of this subsection during the period August 16 through October 31 the daily limit in Bellingham Bay and adjacent waters described in WAC 220-56-195(1) is 4 salmon no more than 1 of which may be chinook.~~

~~(3) Catch Record Card Area 8-1:~~

~~(a) September 1 through October 31 - Daily limit of 2 salmon except release chinook salmon.~~

~~(b) November 1 through November 30 - Daily limit of 2 salmon, not more than 1 of which may be a chinook salmon.~~

~~(c) February 16 through April 10 - Daily limit of one salmon.~~

~~(4) Catch Record Card Area 8-2:~~

~~(a) September 16 through October 31 - Daily limit of 2 salmon except release chinook salmon.~~

~~(b) Waters adjacent to Tulalip Bay west of a line from Mission Point to Hermosa Point and within 2,000 feet of shore between pilings at Old Bower's Resort on the south and a fishing marker 1.4 miles northwest of Hermosa Point open only 12:01 a.m. each Friday through 11:59 a.m. the following Monday, July 14 through September 30. Daily limit of 2 salmon not more than 1 of which may be a chinook salmon.~~

~~(c) February 16 through April 10 - Daily limit of one salmon.~~

~~(5) Catch Record Card Area 9:~~

~~(a) September 1 through September 15 - Daily limit of 2 salmon except release chinook and chum salmon.~~

PERMANENT

~~(b) October 1 through October 31 - Daily limit of 2 salmon except release chinook.~~

~~(c) November 1 through November 30 - Daily limit of 2 salmon not more than one of which may be a chinook salmon.~~

~~(d) Notwithstanding the provisions of this subsection, salmon fishing is permitted year-round from the Edmonds Fishing Pier - Daily limit of 2 salmon not more than one of which may be a chinook salmon.~~

~~(e) Notwithstanding the provisions of this section, salmon fishing is permitted September 1 through June 30 from the Hood Canal Bridge Fishing pontoon - Daily limit of 2 salmon not more than one of which may be a chinook salmon, and release chum salmon September 1 through September 30.~~

~~(f) February 16 through April 10 - Daily limit of one salmon.~~

~~(6) Catch Record Card Area 10:~~

~~(a) July 1 through September 15 and October 1 through October 31 - Daily limit of 2 salmon except release chinook salmon, and:~~

~~(i) During the period July 1 through August 15, Elliott Bay east of a line from West Point to Alki Point is closed, except waters east of a line from Pier 91 to Duwamish Head open noon August 4 to noon August 7 and noon August 11 to noon August 14 - Daily limit of 2 salmon not more than one of which may be a chinook salmon.~~

~~(ii) During the period July 1 through October 31, Shilshole Bay east of a line from Meadow Point to West Point is closed.~~

~~(iii) During the period July 16 through September 15, waters of Sinclair Inlet and Port Orchard south of the Manette Bridge, south of a line projected true west from Battle Point and west of a line projected true south from Point White - Daily limit of 2 salmon.~~

~~(iv) During the period July 1 through August 31 waters east of a line from Point Wells to Meadow Point are closed.~~

~~(b) November 1 through November 30 - Daily limit of 2 salmon, not more than one of which may be a chinook salmon.~~

~~(c) February 16 through April 10 - Daily limit of one salmon.~~

~~(d) Notwithstanding the provisions of this subsection, salmon fishing is permitted year-round from the Elliott Bay public fishing pier at Terminal 86 and Seacrest Pier - Daily limit of 2 salmon not more than one of which may be a chinook salmon.~~

~~(7) Catch Record Card Area 11.~~

~~(a) June 1 through September 15 - Daily limit of 2 salmon not more than one of which may be a chinook salmon.~~

~~(b) September 16 through October 15 - Daily limit of one salmon.~~

~~(c) October 16 through November 30 - Daily limit of 2 salmon not more than one of which may be a chinook salmon.~~

~~(d) February 16 through April 10 - Daily limit of one salmon.~~

~~(e) Notwithstanding the provisions of this subsection, salmon fishing is permitted year-round from the Dash Point Dock and the Point Defiance Boathouse Dock - Daily limit of 2 salmon, not more than one of which may be a chinook salmon.~~

~~(8) Catch Record Card Area 12:~~

~~(a) July 1 through August 31 in waters south of Ayock Point - Daily limit of 2 salmon, not more than one of which may be a chinook salmon and release chum salmon.~~

~~(b) August 16 through October 15 in waters north of a true east-west line from Point Whitney to the Toandos Peninsula only - Daily limit of 4 salmon except release chinook and chum.~~

~~(c) September 1 through October 15 - Daily limit of 2 salmon except release chinook and chum salmon.~~

~~(d) October 16 through December 31 - Daily limit of 2 salmon, not more than one of which may be a chinook salmon.~~

~~(e) February 16 through April 10 - Daily limit of 1 salmon.~~

~~(f) Waters of the Hoodsport Hatchery Zone are managed separately as provided for in WAC 220-56-124.~~

~~(g) The Hood Canal Bridge fishing pier is managed under Area 9.~~

~~(9) Catch Record Card Area 13:~~

~~(a) May 1 through December 31 - Daily limit of 2 salmon not more than one of which may be a chinook salmon May 1 through June 30 and November 1 through December 31 and release wild coho salmon July 1 through October 31.~~

~~(b) January 1 through February 15 - Release all salmon.~~

~~(c) February 16 through April 10 - Daily limit of one salmon.~~

~~(d) Notwithstanding the provisions of this section, salmon fishing is permitted year-round from the Fox Island Public Fishing Pier - Daily limit of 2 salmon, not more than one of which may be a chinook salmon and release wild coho salmon July 1 through October 31.~~

~~(10) In the above waters there are specified closures as provided for in WAC 220-56-128 and 220-56-195. Additionally, there are gear and area restrictions at Shilshole Bay, the Duwamish Waterway, Budd Inlet, Titlow Beach and the Elliott Bay, Les Davis, and Des Moines public fishing piers. See specific sections in chapter 220-56 WAC for salmon angling restrictions at these locations.~~)) (1) Catch Record Card Area 5:

(a) July 1 through August 31 - Daily limit of 2 salmon, except, release chum and wild coho salmon. Chinook retention will be prohibited when 2000 chinook quota is estimated to be reached.

(b) September 1 through September 30 - Daily limit of 2 salmon, except release chinook and chum.

(c) November 1 through November 30 - Daily limit of 2 salmon of which no more than one may be a chinook salmon.

(d) February 16 through April 10 - Daily limit of 1 salmon.

(2) Catch Record Card Area 6:

(a) August 1 through September 30 - Daily limit of 2 salmon, except release chinook, chum and wild coho salmon.

(b) Dungeness Bay inside a line from Dungeness Spit Light to the No. 2 red buoy and then to the Port Williams boat ramp open only October 1 through October 31 - Daily limit of 2 coho salmon, release all salmon except coho salmon.

(c) November 1 through November 30 - Daily limit of 2 salmon of which no more than one may be a chinook salmon.

PERMANENT

(d) February 16 through April 10 - Daily limit of 1 salmon.

(3) Catch Record Card Area 7:

(a) July 1 through July 31 - Daily limit of 2 salmon, not more than 1 of which may be a chinook salmon.

(b) August 1 through September 30 - Daily limit of 2 salmon, not more than 1 of which may be a chinook salmon, release chum and wild coho.

(c) October 1 through October 31 - Daily limit of 2 salmon, except release chinook salmon.

(d) November 1 through November 30 - Daily limit of 2 salmon, no more than one of which may be a chinook salmon.

(e) February 16 through April 10 - Daily limit of one salmon.

(f) Notwithstanding the provisions of this subsection, during the period August 16 through October 31 the daily limit in Bellingham Bay and adjacent waters described in WAC 220-56-195(1) is 4 salmon, no more than 1 of which may be chinook.

(4) Catch Record Card Area 8-1:

(a) August 1 through September 30 - Daily limit of 4 salmon, no more than two of which may be coho or chum, and release chinook.

(b) October 1 through October 31 - Daily limit 2 salmon, release chinook.

(c) November 1 through November 30 - Daily limit of 2 salmon, not more than 1 of which may be a chinook salmon.

(d) February 16 through April 10 - Daily limit of one salmon.

(5) Catch Record Card Area 8-2:

(a) August 1 through September 30 - Daily limit of 4 salmon, no more than two of which may be coho or chum, and release chinook.

(b) October 1 through October 31 - Daily limit 2 salmon, release chinook.

(c) Waters adjacent to Tulalip Bay west of a line from Mission Point to Hermosa Point and within 2,000 feet of shore between pilings at Old Bower's Resort on the south and a fishing marker 1.4 miles northwest of Hermosa Point open only 12:01 a.m. each Friday through 11:59 a.m. the following Monday, July 1 through September 30. Daily limit of 2 salmon not more than 1 of which may be a chinook salmon.

(d) November 1 through November 30 - Daily limit of 2 salmon, not more than 1 of which may be a chinook salmon.

(e) February 16 through April 10 - Daily limit of one salmon.

(6) Catch Record Card Area 9:

(a) August 1 through September 30 - Daily limit of 2 salmon except release chinook and chum salmon.

(b) October 1 through October 31 - Daily limit of 2 salmon except release chinook.

(c) November 1 through November 30 - Daily limit of 2 salmon not more than one of which may be a chinook salmon.

(d) Notwithstanding the provisions of this subsection, salmon fishing is permitted year-round from the Edmonds fishing pier - Daily limit of 2 salmon not more than one of which may be a chinook salmon, release chum August 1 through September 30.

(e) Notwithstanding the provisions of this section, salmon fishing is permitted year-round from the Hood Canal Bridge Fishing pontoon - Daily limit of 2 salmon not more than one of which may be a chinook salmon, except release chinook July 1 through August 31 and release chum salmon August 1 through October 15.

(f) February 16 through April 10 - Daily limit of one salmon.

(7) Catch Record Card Area 10:

(a) July 1 through October 31 - Daily limit of 2 salmon except release chinook salmon, release chum July 1 through September 15, and:

(i) During the period July 1 through August 31, Elliott Bay east of a line from West Point to Alki Point is closed, except waters east of a line from Pier 91 to Duwamish Head open July 20 through July 22, July 27 through July 29, August 3 through August 5, and August 10 through August 12 - Daily limit of 2 salmon not more than one of which may be a chinook salmon, release chum.

(ii) During the period July 1 through August 31, Shilshole Bay east of a line from Meadow Point to West Point is closed.

(iii) During the period July 1 through September 15, waters of Sinclair Inlet and Port Orchard south of the Manette Bridge, south of a line projected true west from Battle Point and west of a line projected true south from Point White - Daily limit of 2 salmon, release chum July 1 through September 15.

(b) November 1 through November 30 - Daily limit of 2 salmon, not more than one of which may be a chinook salmon.

(c) December 1 through December 15 - Release all salmon. Only one single pointed hook allowed.

(d) December 16 through December 31 - Daily limit of 2 salmon, not more than one of which may be a chinook salmon.

(e) March 1 through April 10 - Daily limit of 1 salmon.

(f) Notwithstanding the provisions of this subsection, salmon fishing is permitted year-round from the Elliott Bay public fishing pier at Terminal 86, Seacrest pier, Waterman pier, Bremerton boardwalk, and the Illahee State Park pier - Daily limit of 2 salmon not more than one of which may be a chinook salmon, release chum July 1 through September 15.

(8) Catch Record Card Area 11:

(a) June 1 through June 30 - Daily limit of 2 salmon not more than one of which may be a chinook salmon.

(b) July 1 through October 31 - Daily limit of 2 salmon, release pink salmon.

(c) November 1 through December 31 - Daily limit of 2 salmon not more than one of which may be a chinook salmon.

(d) February 16 through April 10 - Daily limit of one salmon.

(e) Notwithstanding the provisions of this subsection, salmon fishing is permitted year-round from the Les Davis public fishing pier, Des Moines public fishing pier, Redondo public fishing pier, Dash Point Dock and the Point Defiance Boathouse Dock - Daily limit of 2 salmon, not more than one of which may be a chinook salmon.

(9) Catch Record Card Area 12:

(a) July 1 through September 30 in waters south of Ayock Point - Daily limit of 4 salmon, not more than two of which may be chinook salmon and release chum salmon.

PERMANENT

(b) August 16 through October 15 in waters north of a true east-west line from Point Whitney to the Toandos Peninsula - Daily limit of 4 coho salmon only.

(c) September 1 through September 30 in the waters north of Ayock Point - Daily limit of 4 coho salmon only.

(d) October 1 through October 15 - Daily limit of 4 coho only.

(e) October 16 through November 30 - Daily limit of 2 salmon, release chinook salmon.

(f) March 1 through March 31 - Daily limit of 1 salmon.

(g) Waters of the Hoodsport Hatchery Zone are managed separately as provided for in WAC 220-56-124.

(h) The Hood Canal Bridge fishing pier is managed under Area 9.

(10) Catch Record Card Area 13:

(a) May 1 through December 31 - Daily limit of 2 salmon not more than one of which may be a chinook salmon May 1 through June 30 and November 1 through December 31 and release wild coho salmon July 1 through October 31.

(b) January 1 through February 15 - Release all salmon. Only one single pointed hook allowed.

(c) February 16 through April 10 - Daily limit of one salmon.

(d) April 11 through April 30 - Release all salmon. Only one single pointed hook allowed.

(e) Notwithstanding the provisions of this section, salmon fishing is permitted year-round from the Fox Island public fishing pier - Daily limit of 2 salmon, not more than one of which may be a chinook salmon and release wild coho salmon July 1 through October 31.

(11) In the above waters there are specified closures as provided for in WAC 220-56-128 and 220-56-195. Additionally, there are gear and area restrictions at Shilshole Bay, the Duwamish Waterway, Budd Inlet, Titlow Beach and the Elliott Bay, Les Davis, and Des Moines public fishing piers. See specific sections in chapter 220-56 WAC for salmon angling restrictions at these locations.

PERMANENT

WSR 01-14-006
PERMANENT RULES
NORTHWEST AIR POLLUTION AUTHORITY
[Filed June 22, 2001, 10:18 a.m.]

Date of Adoption: June 14, 2001.

Purpose: To amend sections of the NWAPA regulation to provide more clarity for users, to update state and federal regulations adopted by reference, to increase the maximum civil penalty to adjust for inflation, to modify the allowable emission rate for gasoline terminals to be consistent with federal regulations and, repeal section 452 pertaining to motor vehicles due to a lack of jurisdiction for this source category.

Citation of Existing Rules Affected by this Order: Amendatory Sections: Section 104, update state and federal regulations that are adopted by reference to include recently promulgated NSPS and NESHAP regulations. The update also includes adopting by reference 40 C.F.R. parts 72-78 of the acid rain program.

Section 133, increase the maximum civil penalty from $12,500 per day to $13,000 per day to account for inflation.

Section 200, removed definitions specific to outdoor burning. Add definitions related to new source review.

Section 300, clarify requirements for large projects and correct some references to the WAC. References to provisions in chapter 173-400 WAC shall be those as proposed in revisions from WSR 01-04-072 published on February 21, 2001.

Section 301, clarify requirements for portable or temporary sources. Identify new source review requirements for large projects proposed in nonattainment areas. References to provisions in chapter 173-400 WAC shall be those as proposed in revisions from WSR 01-04-072 published on February 21, 2001.

Section 324, clarify registration and new source review fee applicability. Add new source review fees for fuel burning sources, PSD applicability determinations and acid rain sources.

Section 580, require a more stringent VOC emission limit for gasoline terminal vapor control devices. This change reflects similar requirements for these facilities under federal NESHAP regulation 40 C.F.R. 63 subparts R and CC. Reference definitions of volatile organic compounds consistent with federal law.

Section to Repeal: Section 452, NWAPA does not have jurisdiction over motor vehicle emissions.

Statutory Authority for Adoption: Chapter 70.94 RCW.

Adopted under notice filed as WSR 01-10-071 on April 30, 2001.

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 7, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 7, 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.

June 21, 2001
James Randles
Director

AMENDATORY SECTION

SECTION 104 - ADOPTION OF STATE AND FEDERAL LAWS AND RULES

104.1 All provisions of State Law as it now exists or may be hereafter amended, which is pertinent to the operation of the Authority, is hereby adopted by reference and made part of the Regulation of the Authority ((~~as of November 12, 1999~~)). Specifically, there is adopted by reference the Wash-

ington State Clean Air Act (RCW 70.94), the Administrative Procedures Act (RCW 34.04) and RCW 43.21A and 43.21B and the following state rules: WAC 173-400, WAC 173-401, WAC 173-405, ~~WAC 173-406~~, WAC 173-410, WAC 173-415, WAC 173-420, WAC 173-421, WAC 173-422, WAC 173-425, WAC 173-430, WAC 173-433, WAC 173-434, WAC 173-435, WAC 173-450, WAC 173-460, WAC 173-470, WAC 173-474, WAC 173-475, WAC 173-480, WAC 173-481, WAC 173-490, WAC 173-491, WAC 173-492, WAC 173-495, and WAC 173-802.

104.2 All provisions of the following federal rules that are in effect as of July 1, ((~~1999~~)) 2000 are hereby adopted by reference and made part of the Regulation of the Authority ((~~as of November 12, 1999~~)): 40 CFR Part 60 (Standards of Performance For New Stationary Sources) subparts A, B, C, Cb, Cc, Cd, Ce, D, Da, Db, Dc, E, Ea, Eb, Ec, F, G, H, I, J, K, Ka, Kb, L, M, N, Na, O, P, Q, R, S, T, U, V, W, X, Y, Z, AA, AAa, BB, CC, DD, EE, GG, HH, KK, LL, MM, NN, PP, QQ, RR, SS, TT, UU, VV, WW, XX, AAA, BBB, DDD, FFF, GGG, HHH, III, JJJ, KKK, LLL, NNN, OOO, PPP, QQQ, RRR, SSS, TTT, UUU, VVV, WWW, AAAA, BBBB, CCCC, DDDD; and 40 CFR Part 61 (National Emission Standards For Hazardous Air Pollutants) Subparts A, B, C, D, E, F, H, J, L, M, N, O, P, V, Y, BB, FF and 40 CFR Part 63 (National Emission Standards for Hazardous Air Pollutants for Source Categories) Subparts A, B, C, D, F, G, H, I, L, M, N, O, Q, R, S, T, U, W, X, Y, AA, BB, CC, DD, EE, GG, HH, II, JJ, KK, LL, OO, PP, QQ, RR, SS, TT, UU, VV, WW, YY, CCC, DDD, EEE, GGG, HHH, III, JJJ, LLL, MMM, NNN, OOO, PPP, TTT, VVV, XXX; and 40 CFR 72, 73, 74, 75, 76, 77 and 78 (Acid Rain Program)

Amended: April 14, 1993, September 8, 1993, December 8, 1993, October 13, 1994, May 11, 1995, February 8, 1996, May 9, 1996, March 13, 1997, May 14, 1998, November 12, 1998, November 12, 1999, June 14, 2001

Reviser's note: The typographical errors in the above material occurred in the copy filed by the Northwest Air Pollution Authority and appear in the Register pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION

SECTION 133 - CIVIL PENALTY

133.1 In addition to or as an alternate to any other penalty provided by law, any person who violates any of the provisions of Chapter 70.94 RCW, chapter 70.120 RCW, any of the rules in force under such chapters, including the Regulation of the Northwest Air Pollution Authority shall be liable for a civil penalty in an amount of not more than ((~~twelve~~)) thirteen thousand ((~~five hundred~~)) dollars ($((~~12,500~~)) 13,000) per day per violation. Each violation shall be a separate and distinct offense, and in the case of a continuing violation, each day's continuance shall be a separate and distinct violation. Any person who fails to take action as specified by an order shall be liable for a civil penalty of not more than ((~~twelve~~)) thirteen thousand ((~~five hundred~~)) dollars ($((~~12,500~~)) 13,000) for each day of continued noncompliance.

AMENDED: November 14, 1984, April 14, 1993, September 8, 1993, October 13, 1994, February 8, 1996, November 12, 1998, November 12, 1999, June 14, 2001

AMENDATORY SECTION

SECTION 200 - DEFINITIONS

AMBIENT AIR MONITORING STATION - A station so designated by the Control Officer for the purpose of measuring air contaminant concentrations in the ambient air. The station location and sampling probe locations shall be designated by the Control Officer utilizing as a guide ((~~CFR Title~~)) 40 CFR Part 58, Appendix "D" Network Design and Appendix "E" Probe Siting Criteria.

ATTAINMENT AREA - Means a geographic area designated by EPA at 40 CFR Part 81 (in effect on July 1, 2000) as having attained the National Ambient Air Quality Standard for a given criteria pollutant. An area is in attainment for only the pollutants for which the area meets the NAAQS.

((~~LAND CLEARING BURNING - Means the burning of outdoor fires over ten (10) feet in diameter consisting of residue of a natural character such as trees, stumps, shrubbery or other natural vegetation in preparation of a land improvement or construction project as distinguished from a forest harvest operation.~~))

((~~LAND CLEARING OPERATION - The removal of trees, brush, grass and buildings for disposal on the site in preparation of a land improvement or construction project as distinguished from a forest harvest operation.~~))

((~~NO BURN DAY - A day designated by the Control Officer, or other duly authorized person, on which, due to atmospheric, or other meteorological conditions, all outdoor fires are prohibited.~~))

NONATTAINMENT AREA - means a geographic area designated by the Environmental Protection Agency at 40 CFR Part 81 (in effect on July 1, 2000) as exceeding a National Ambient Air Quality Standard (NAAQS) for a given criteria pollutant. An area is nonattainment for only the pollutants that exceed the NAAQS.

OPERATING DAY - Means any time equipment operates within a consecutive 24-hour period.

((~~OUTDOOR BURNING - means the burning of any material in an open fire or in a receptacle other than an incinerator, furnace, or other combustion device approved in advance by the NWAPA.~~))

((~~RESIDENTIAL BURNING - Means small outdoor fires, at a one or two family residence, consisting of leaves, clippings, pruning and other yard and gardening refuse originating on lands immediately adjacent and in close proximity to a human dwelling resulting from activities connected with said dwelling and burned on such lands by the property owner or his designee.~~))

((~~SMALL OUTDOOR FIRE - Means a fire in a pile no more than four (4) feet in diameter and three (3) feet in height.~~))

AMENDED: October 13, 1982, November 14, 1984, April 14, 1993, October 13, 1994, February 8, 1996, May 9, 1996, March 13, 1997, November 12, 1998, June 14, 2001

PERMANENT

AMENDATORY SECTION

SECTION 300 - New Source Review

300.3 Except when part of a new major stationary source as defined in WAC 173-400-030 or major modification as defined in WAC 173-400-030 in a nonattainment area, the following air contaminant sources do not need to submit a "Notice of Construction and Application for Approval" approved by the Authority prior to construction, installation, establishment, or modification:

300.9 Control technology determinations issued pursuant to ((~~Title 40 Code of Federal Regulations~~)) 40 CFR part 63 subpart B shall be administered in accordance with procedures specified therein.

PASSED: November 12, 1998 Amended: November 12, 1999, June 14, 2001

AMENDATORY SECTION

SECTION 301 - ORDER OF APPROVAL - ORDER TO PREVENT CONSTRUCTION

301.8 Portable or temporary sources. For ((~~portable~~)) sources not exempted under 300.3, which locate temporarily at particular sites within the Authority's jurisdiction, the owner(s) or operator(s) shall be allowed to operate at the temporary location without filing a notice of construction application, providing:

a) The owner(s) or operator(s) notifies the Authority of the intent to operate within the jurisdiction of the Authority at least 15 days prior to starting operation and pays the appropriate fee identified in Section 324.1. Advanced notification may be waived by the Control Officer. Notification can be made after-the-fact for equipment utilized for emergency purposes, and

b) The owner(s) or operator(s) supplies sufficient information to enable the Authority to determine that the operation will comply with all applicable air pollution rules and regulations, and

c) The operation will not cause a violation of ambient air quality standards, and,

d) If the operation is in a nonattainment area, it shall not interfere with the scheduled attainment of ambient standards.

e) Permission to operate shall not exceed 90 operating days in any calendar year anywhere within the jurisdiction of the NWAPA. ((~~and~~)). The Authority may set specific conditions for operating during that time period. No source shall continue to operate beyond the allowable 90-day period unless an Order of Approval to Construct has been issued by the Authority. For the purpose of this section an operating day shall be considered any time equipment operates within a consecutive 24-hour period.

f) All asphalt and soil desorption plants have a valid Order of Approval to Construct from an air quality permitting organization in the State of Washington.

g) Portable or temporary sources shall comply with all applicable air pollution rules and regulations.

h) Based on source type and emission quantity portable or temporary sources may be subject to new source review at the discretion of the Control Officer.

i) Relocation to a new site within the NWAPA jurisdiction requires payment of a fee in accordance with Section 324.2.

301.9 No Order of Approval to Construct shall be issued for a new major stationary source or major modification in an attainment area unless the Notice of Construction and Application for Approval demonstrates compliance with the applicable sections of WAC 173-400-113. The definition of a "major stationary source" and "major modification" for the purposes of 301.9 shall be as defined in WAC 173-400-113.

301.10 No Order of Approval to Construct shall be issued for a new major stationary source or major modification in a nonattainment area unless the Notice of Construction and Application for Approval demonstrates compliance with the applicable sections of WAC 173-400-112. The definition of a "major stationary source" and "major modification" for the purposes of 301.10 shall be as defined in WAC 173-400-112.

PASSED: November 12, 1998 Amended: March 9, 2000, June 14, 2001

Reviser's note: The typographical errors in the above material occurred in the copy filed by the Northwest Air Pollution Authority and appear in the Register pursuant to the requirements of RCW 34.08.040.

AMENDATORY SECTION

SECTION 324 - FEES

324.1 Annual Registration Fees

a) The Authority shall levy fees as set forth in Section 324.1(b) below for services provided in administering the registration program. Fees received under the registration program shall not exceed the cost of administering the program.

b) A source shall be assessed a late penalty in the amount of twenty-five percent (25%) of the registration fee for failure to pay the registration fee within 30 days after the due date. The late penalty shall be in addition to the registration fee.

c) Fees

REGISTERED SOURCES	~~1999~~	~~2000~~	2001	2002	2003
Wastewater treatment plants w/sludge incinerators	~~$500~~	~~$515~~	$535	$555	$575
Portable or temporary sources ((~~asphalt plants and soil desorption units~~))	~~$300~~	~~$310~~	$320	$330	$340
Permanent asphalt plants and soil desorption units	~~$600~~	~~$620~~	$640	$660	$680
Odor source	~~$600~~	~~$620~~	$640	$660	$680
Petroleum coke handling facility	~~$1,200~~	~~$1,240~~	$1,280	$1,320	$1,360
Perchloroethylene dry cleaners	~~$150~~	~~$155~~	$160	$165	$170

Gasoline stations and Bulk plants	~~$150~~	~~$155~~	$160	$165	$170
Chrome plating	~~$150~~	~~$155~~	$160	$165	$170
Volatile organic compound storage tanks					
> or = 6000 gallons, < 40,000 gallons	~~$200~~	~~$210~~	$220	$230	$240
> or = 40,000 gallons	~~$500~~	~~$515~~	$535	$555	$575
Other sources as determined by the Control Officer	~~$150~~	~~$155~~	$160	$165	$170
FOR SOURCES NOT LISTED ABOVE:					
ACTUAL EMISSIONS OF TOTAL CRITERIA AND TOXIC AIR POLLUTANTS					
< 10 tons per year	~~$150~~	~~$155~~	$160	$165	$170
> or = 10 tons per year, < 25 tons per year	~~$750~~	~~$775~~	$800	$825	$850
> or = 25 tons per year, < 50 tons per year	~~$1,500~~	~~$1,545~~	$1,595	$1,645	$1,695
> or = 50 tons per year	~~$2,500~~	~~$2,575~~	$2,655	$2,735	$2,820
ADDITIONAL FEES					
Each source test ~~review~~ required	~~$300~~	~~$310~~	$320	$330	$340
Operation of a Continuous Emission or Opacity Monitor (per ((~~unit~~)) CEM or COM)	~~$300~~	~~$310~~	$320	$330	$340
Each source subject to NSPS or NESHAP (per subpart) except dry cleaners, ((&)) chrome platers and portable or temporary sources	~~$500~~	~~$515~~	$535	$555	$575
Synthetic minor designation	~~$500~~	~~$515~~	$535	$555	$575
Odor source	~~$600~~	~~$620~~	$640	$660	$680

324.2 New Source Review Fees

a) Fees

	~~1999~~	~~2000~~	2001	2002	2003
Filing fee	~~$100~~	~~$105~~	$110	$115	$120
NSR FEES IN ADDITION TO THE FILING FEE: for each piece of equipment or control equipment					
General (not classified below)	~~$500~~	~~$515~~	$535	$555	$575
Fuel Burning Equipment (as an aggregate)					
> or = 0.5 MM Btu/hr, but <10 MM Btu/hr	~~$250~~	~~$260~~	$270	$280	$290
> or = 10 MM Btu/hr, but <100 MM Btu/hr	~~$1,000~~	~~$1,030~~	$1,065	$1,100	$1,135
> or = 100 MM Btu/hr, but <250 MM Btu/hr			$10,600	$10,920	$11,250
> or = 250 MM Btu/hr, but <500 MM Btu/hr			$15,920	$16,400	$16,900
> or = 500 MM Btu/hr, but <1000 MM Btu/hr			$26,500	$27,350	$28,200
> or = ~~100~~ 1000 MM Btu/hr	~~$10,000~~	~~$10,300~~	$42,450	$43,720	$45,100
Minor Notice of Construction change	~~$250~~	~~$260~~	$270	$280	$290
Asphalt plant	~~$750~~	~~$775~~	$800	$825	$850
Coffee roaster	~~$250~~	~~$260~~	$270	$280	$290
Dry cleaner and Chrome plater	~~$150~~	~~$155~~	$160	$165	$170
Gasoline stations and Bulk plants	~~$300~~	~~$310~~	$320	$330	$340
Refuse burning equipment					
< 6 tons per day	~~$1,000~~	~~$1,030~~	$1,065	$1,100	$1,135
> or = 6 tons per day, but < 12 tons per day	~~$3,000~~	~~$3,090~~	$3,185	$3,285	$3,385
> or = 12 tons per day, but < 250 tons per day	~~$20,000~~	~~$20,600~~	$21,220	$21,860	$22,520
> or = 250 tons per day	~~$40,000~~	~~$41,200~~	$42,440	$43,715	$45,030
Paint spray booth	~~$150~~	~~$155~~	$160	$165	$170
Volatile Organic Compounds storage tanks					
< 40,000 gallons	~~$300~~	~~$310~~	$320	$330	$340

PERMANENT

> or = 40,000 gallons	~~$1,000~~	~~$1,030~~	$1,065	$1,100	$1,135
Soil thermal desorption unit	~~$750~~	~~$775~~	$800	$825	$850
Relocation of portable or temporary source to a new site within the NWAPA jurisdiction ~~plant to new address~~	~~$300~~	~~$310~~	$320	$330	$340
Other sources as determined by the Control Officer	~~$150~~	~~$155~~	$160	$165	$170
ADDITIONAL FEES					
Synthetic minor determination (WAC 173-400-091)	~~$750~~	~~$775~~	$800	$825	$850
SEPA threshold determination (NWAPA lead agency, 14-day comment period)	~~$250~~	~~$260~~	$270	$280	$290
Air toxics review	~~$400~~	~~$415~~	$430	$445	$460
Major source, major modification, PSD thresholds	~~$2,000~~	~~$2,060~~	$2,125	$2,190	$2,260
PSD applicability analysis			$3,200	$3,300	$3,400
Each emission units subject to NSPS or NESHAPs per subpart (except dry cleaners & chrome platers)	~~$1,000~~	~~$1,030~~	$1,065	$1,100	$1,135
Public notice (plus publication fee)	~~$200~~	~~$210~~	$220	$230	$240
Public hearing (plus publication fee)	~~$500~~	~~$515~~	$535	$555	$575
NOC applicability determination	~~$200~~	~~$210~~	$220	$230	$240
Each CEM or alternate monitoring device installed	~~$500~~	~~$515~~	$535	$555	$575
Each source test (per pollutant, per unit) required in NOC	~~$500~~	~~$515~~	$535	$555	$575
Bubble application	~~$1,000~~	~~$1,030~~	$1,065	$1,100	$1,135
Netting analysis	~~$500~~	~~$515~~	$535	$555	$575
Non-exempt units under Title IV acid rain program			$2500	$2600	$2700

324.3 Variance Fee. $1,000.00

324.4 Issuance of Emission Reduction Credits. $500.00

324.5 New Source Review, filing, SEPA review, emission reduction credit, and other applicable fees may be reduced at the discretion of the Control Officer by up to 75 percent for existing sources implementing pollution prevention or undertaking voluntary and enforceable emission reduction projects.

PASSED: November 12, 1998

Amended: November 12, 1999, June 14, 2001

Reviser's note: The typographical errors in the above material occurred in the copy filed by the Northwest Air Pollution Authority and appear in the Register pursuant to the requirements of RCW 34.08.040.

REPEALER

SECTION 452 - MOTOR VEHICLE VISUAL STANDARDS

AMENDATORY SECTION

SECTION 580 - VOLATILE ORGANIC COMPOUND CONTROL

580.4 - Gasoline Loading Terminals

580.42 It shall be unlawful for any person to cause or allow the loading of gasoline into any transport tank unless all the following conditions are met:

580.421 The loading terminal shall employ submerged loading or bottom loading and be equipped with a vapor control system.

580.422 All loading lines and vapor lines shall be equipped with vapor-tight fittings which close automatically upon disconnect. The point of closure shall be on the tank side of any hose or immediate connecting line.

580.423 All vapor return lines shall be connected between the transport tank and the vapor control system such that all displaced volatile organic compounds are vented to the vapor ((~~recovery~~)) control system.

580.424 The vapor control system shall prevent the emission of at least 90 percent by weight of the volatile organic compounds and shall limit the emission of volatile organic compounds to no more than ((~~35~~)) 10 milligrams per liter of gasoline transferred. Compliance shall be demonstrated biennially by conducting emission testing according to EPA Method 25 or another method approved by the Control Officer. Thirty days advance notification is required.

580.425 The vapor control system shall be equipped with an appropriate alarm system to alert personnel when the system is not in compliance with 580.424. Prior approval by the Control Officer is required.

580.426 All loading arms shall be designed, maintained and operated to prevent overfill, prevent fugitive liquid or vapor leaks, and prevent excess gasoline drainage during disconnect in accordance with the requirements of 580.10.

PASSED: December 13, 1989

Amended: June 14, 2001

PERMANENT

WSR 01-14-007
PERMANENT RULES
NORTHWEST AIR POLLUTION AUTHORITY
[Filed June 22, 2001, 10:19 a.m.]

Date of Adoption: June 14, 2001.

Purpose: Rewrite open burning regulation to be consistent with chapter 173-425 WAC.

Citation of Existing Rules Affected by this Order: Section to repeal: Section 501, outdoor burning regulations in Section 501 are being rewritten as new Section 502 reflecting associated changes to the state chapter 173-425 WAC.

New section: Section 502, new Section 502 for outdoor burning replaces repealed Section 501.

Statutory Authority for Adoption: Chapter 70.94 RCW.

Adopted under notice filed as WSR 01-10-070 on April 30, 2001.

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 1, Amended 0, 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 1, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 1, 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.

June 21, 2001
James Randles
Director

REPEALER

SECTION 501 - OUTDOOR BURNING

NEW SECTION

SECTION 502 - OUTDOOR BURNING

502.1 PURPOSE. This section establishes a program to implement the limited burning policy authorized by sections of the Washington Clean Air Act (chapter 70.94 RCW) pertaining to outdoor burning. The limited outdoor burning policy requires Ecology and other agencies to:

A. Reduce outdoor burning to the greatest extent practical, consistent with the laws and regulations of the State of Washington.

B. Establish a permit program for limited burning, including procedures by which outdoor burning may be conducted.

C. Foster and encourage the development of reasonable alternatives to outdoor burning.

502.2 APPLICABILITY

A. This section specifically applies to:

1. Residential burning.
2. Land clearing burning.
3. Recreational fires.
4. Indian ceremonial fires.
5. Weed abatement fires.
6. Fire fighting instruction fires.
7. Rare and endangered plant regeneration fires.
8. Storm or flood debris burning.
9. Other outdoor burning.

B. This section does not apply to:

1. agricultural Burning (which is governed by chapter 173-430 WAC);

2. Any outdoor burning on lands within the exterior boundaries of Indian reservations (unless provided for by intergovernmental agreements); and

3. Silvicultural burning (which is governed by chapter 332-24 WAC, the Washington state smoke management plan, and various laws including chapter 70.94 RCW).

501.3 DEFINITIONS. Unless a different meaning is clearly required by context, words and phrases used in this section shall have the following meanings:

A. AGRICULTURAL BURNING - means outdoor burning regulated under Chapter 173-430 WAC, including, but not limited to, any incidental agricultural burning or agricultural burning for pest or disease control.

B. AIR POLLUTION EPISODE - means a period when a forecast, alert, warning, or emergency air pollution stage is declared, as stated in Chapter 173-435 WAC.

C. COMMERCIAL OUTDOOR BURNING - means outdoor burning conducted as part of any commercial or business operation.

D. CONSTRUCTION/DEMOLITION DEBRIS - means any material manufactured for or resulting from the construction, renovation, or demolition of buildings, roads, and other man-made structures.

E. FIRE FIGHTER INSTRUCTION FIRES - means fires for instruction in methods of fire fighting, including, but not limited to, training to fight structural fires, aircraft crash rescue fires, and forest fires.

F. FIREWOOD - means bare, untreated wood used as fuel in a solid fuel burning device, Indian ceremonial fire, or recreational fire.

G. IMPAIRED AIR QUALITY - for purposes of outdoor burning, means a condition declared by Ecology or the Authority when meteorological conditions are conducive to an accumulation of air contaminants, concurrent with at least one of the following criteria (WAC 173-433-140):

1. Particulate that is ten microns and smaller in diameter (PM-10) at or above an ambient level of sixty micrograms per cubic meter measured on a 24-hour average (RCW 70.94.473); or

2. Carbon monoxide at or above an ambient level of eight parts of contaminant per million parts of air by volume (ppm) measured on an eight-hour average; or

3. Particulate that is two and one-half microns or smaller in diameter (PM2.5) at or above an ambient level of 15 micrograms per cubic meter of air measured on a 24-hour average; or

PERMANENT

4. Air quality that threatens to exceed other limits established by the Authority.

H. INDIAN CEREMONIAL FIRE - means fires necessary for Native American ceremonies (i.e., conducted by and for Native Americans) if part of a religious ritual.

I. LAND CLEARING BURNING - means outdoor burning of trees, stumps, shrubbery or other natural vegetation from landclearing projects (i.e., projects that clear the land surface so it can be developed, used for a different purpose, or left unused). (RCW 70.94.750(2)).

J. NATURAL VEGETATION - means unprocessed plant material from herbs, shrubbery, and trees, including grass, weeds, leaves, clippings, prunings, brush, branches, roots, stumps, and trunk wood.

K. NONATTAINMENT AREA - means a clearly delineated geographic area which has been designated by the Environmental Protection Agency because it does not meet (or it contributes to ambient air quality in a nearby area that does not meet) a national ambient air quality standard or standards for one or more of the criteria pollutants, which include carbon monoxide, particulate matter (PM-10 and PM2.5), sulfur dioxide, nitrogen dioxide, lead, and ozone.

L. NONURBAN AREAS - means unincorporated areas within a county that are not designated as an urban growth area.

M. NUISANCE - for purposes of outdoor burning, means an emission of smoke or any other emission from an outdoor fire that interferes with the use and enjoyment of the property upon which it is deposited.

N. OTHER OUTDOOR BURNING - means outdoor burning other than agricultural burning, silvicultural burning, residential burning, land clearing burning, storm or flood debris burning, tumbleweed burning, weed abatement fires, fire fighting instruction fires, rare and endangered plant regeneration fire, Indian ceremonial fires, and recreational fires. It includes, but is not limited to, any outdoor burning necessary to protect public health and safety.

O. OUTDOOR BURNING - means the combustion of any material in an open fire or in an outdoor container, other than an incinerator, furnace, or other combustion device approved in advance by the Authority, without providing for the control of combustion or the control of emissions from the combustion. Outdoor burning means all types of outdoor burning except agricultural burning and silvicultural burning.

P. PERMITTING AGENCY - means the agency responsible for issuing permits for a particular type of burning (including adopting a general permit) and/or enforcing all requirements of this section unless another agency agrees to be responsible for certain enforcement activities in accordance with WAC 173-425-060 (1)(a) and (6).

Q. POLLUTANTS EMITTED BY OUTDOOR BURNING - means carbon monoxide, carbon dioxide, particulate matter, sulfur dioxide, nitrogen oxides, lead, and various volatile organic compounds and toxic substances.

R. REASONABLE ALTERNATIVE - means a method for disposing of organic refuse (such as natural vegetation) that is available, reasonably economical, and less harmful to the environment than burning, including but not limited to, waste reduction, recycling, energy recovery or incineration, and landfill disposal.

S. RECREATIONAL FIRE - means cooking fires, campfires, and bonfires using charcoal or firewood that occur in designated areas or on private property for cooking, pleasure, or ceremonial purposes. Fires used for debris disposal purposes are not considered recreational fires.

T. RESIDENTIAL BURNING - means the outdoor burning of leaves, clippings, prunings and other yard and gardening refuse originating on the maintained area of residential property (i.e. lands immediately adjacent and in close proximity to a human dwelling) and burned on such lands by the property owner and/or any other responsible person.

U. RESPONSIBLE PERSON - means any person who has applied for and received a permit for outdoor burning, or any person allowing, igniting or attending to an outdoor fire, or any person who owns or controls property on which an outdoor fire occurs.

V. SILVICULTURAL BURNING - means outdoor burning on any unimproved land the Department of Natural Resources protects pursuant to RCW 70.94.030(20), RCW 70.94.660, RCW 70.94.690 and pursuant to Chapter 76.04 RCW.

W. STORM OR FLOOD DEBRIS BURNING - means fires consisting of natural vegetation deposited on lands by storms or floods, within the previous two years, in which an emergency was declared or proclaimed in the area by the city, county, or state government and burned on such lands by the property owner or his or her designee.

X. URBAN GROWTH AREA - means an area defined by RCW 36.70A.030.

Y. WEED ABATEMENT FIRES – means any outdoor burning to dispose of weeds that is not regulated under chapter 173-430 WAC, the Agricultural Burning rule.

502.4 PROHIBITIONS AND RESTRICTIONS APPLYING TO ALL OUTDOOR BURNING. The following general requirements apply to all outdoor burning regulated by this section, including any outdoor burning allowed without a permit, unless a specific exception is stated in this section.

A. No person may cause or allow an outdoor fire in an area where the type of burning involved is prohibited under WAC 173-425-040, or where it requires a permit under WAC 173-425-060(2), unless a permit has been issued and is in effect.

B. A fire protection agency, county, or conservation district may enforce its own controls that are stricter than those set forth in this section.

C. PROHIBITED MATERIALS. It shall be unlawful for any person to cause or allow any outdoor fire containing garbage, dead animals, asphalt, petroleum products, paints, rubber products, plastics, paper (other than what is necessary to start a fire), cardboard, treated wood, construction/demolition debris, metal or any substance other than natural vegetation. Except as follows when authorized by the Authority:

1. Aircraft crash rescue training fires approved and conducted in compliance with RCW 70.94.650(5) may contain uncontaminated petroleum products. (RCW 70.94.650(6)

2. Other fire fighting instruction fires, including those that are exempt from permits under WAC 173-425-060 (2)(f), and other outdoor burning necessary to protect public health and safety (RCW 70.94.650(7), containing limited

PERMANENT

prohibited materials, may be allowed by Ecology or the Authority.

3. Diseased animals and other infested material when ordered by a duly authorized health officer, as required, to keep the infestation from spreading.

4. Dangerous material when ordered by a fire protection agency to dispose of materials presenting danger to life, property, or public welfare may be burned, if no approved practical alternative method of disposal is available.

D. HAULED MATERIAL. No outdoor fire may contain material (other than firewood) that has been hauled from an area where outdoor burning of the material is prohibited.

1. Any outdoor burning of material hauled from areas where outdoor burning of the material is allowed requires an appropriate permit.

2. Any property used for the purpose of outdoor burning, where outdoor burning of the material is allowed on an ongoing basis, must:

a. Be limited to the types of burning listed in WAC 173-351-200 (5)(b) (criteria for municipal solid waste landfills), and

b. Approved in accordance with other laws, including WAC 173-304 (Minimum functional standards for solid waste handling and WAC 173-400 (General regulations for air pollution sources). (RCW 70.94.745(6)

E. CURTAILMENTS. During episodes or periods of impaired air quality, the person responsible for the fire must contact the permitting agency and/or any other designated source for information on the burning conditions for each day.

1. No outdoor fire shall be ignited in a geographical area:

a. Where Ecology has declared an air pollution episode; (RCW 70.94.775(2) and 70.94.780) or

b. Where Ecology or the Authority has declared impaired air quality.

c. Defined as Island County if impaired air quality is declared in both Skagit and Whatcom counties.

d. Where the appropriate fire protection authority has declared a fire danger burn ban, unless the Authority grants an exception.

2. The person responsible for an outdoor fire must extinguish the fire when an air pollution episode, or impaired air quality condition, or fire danger burn ban that applies to the burning, is declared.

3. Smoke visible from all types of outdoor burning, except land clearing burning, after a time period of three hours has elapsed from the time an air pollution episode, impaired air quality, or fire danger burn ban is declared will constitute prima facie evidence of unlawful outdoor burning.

4. Smoke visible from land clearing burning after a time period of eight hours has elapsed from the time an air pollution episode, impaired air quality, or fire danger burn ban is declared, will constitute prima facie evidence of unlawful outdoor burning.

F. UNLAWFUL OUTDOOR BURNING/NUISANCE: It is unlawful for any person to cause or allow outdoor burning that causes an emission of smoke or any other air contaminant that is detrimental to the health, safety, or welfare of any person, that causes damage to property or business, or that causes a nuisance.

1. Any person affected by outdoor burning may file a complaint with the permitting agency or other designated enforcing agency.

2. Any agency responding to an outdoor burning complaint should attempt to determine if the burning on any particular property is unlawful.

3. Any person responsible for such unlawful outdoor burning must immediately extinguish the fire.

G. BURNING IN OUTDOOR CONTAINERS. Outdoor containers (such as burn barrels and other incinerators not regulated under WAC 173-400-070(1) used for outdoor burning, must be constructed of concrete or masonry with a completely enclosed combustion chamber and equipped with a permanently attached spark arrester constructed of iron, heavy wire mesh, or other noncombustible material with openings not larger than one-half inch, and they may only be used in compliance with this section.

H. OTHER GENERAL REQUIREMENTS

1. A person capable of extinguishing the fire must attend it at all times and the fire must be extinguished before leaving it.

2. No fires are to be within fifty feet of structures.

3. Permission from a landowner, or owner's designated representative, must be obtained before starting an outdoor fire.

PERMANENT

502.5 OUTDOOR BURNING PERMIT PROGRAM/REQUIREMENTS

A. General Requirements.

1. The Authority may consult with fire protection authorities, conservation districts, or counties to determine if any of these agencies are capable and willing to serve as the permitting agency and/or enforcing agency for particular types of burning.

2. The Authority may enter into agreements with any capable agencies to identify the permitting agencies and enforcing agencies for each type of burning and determine the type of permit appropriate for each where a permit is required.

3. Permitting agencies may use a verbal, electronic, written, or general permits established by rule for any type of burning that requires a permit: Provided that a written permit should be used, where feasible, for certain types of burning.

4. A written permit should be used for land clearing burning, storm or flood debris burning in areas where residential burning and land clearing burning are prohibited or other outdoor burning has been banned under WAC 173-425-040 (1), (2), or (3).

5. A fire protection authority may declare a fire hazard in areas where outdoor burning is banned and in areas where outdoor burning is allowed. If outdoor burning is determined to be the most appropriate manner to abate a fire hazard, the fire protection authority must request from the Authority permission to burn. Permits issued under section 502.614 shall provide that:

a. Prohibited material shall not be burned.

b. Outdoor burning shall not be conducted during a period of impaired air quality.

c. No reasonable alternative is available.

d. No outdoor burning shall be conducted in areas that exceed federal or state ambient air quality standards for car-

bon monoxide and/or PM-10. Such areas shall be defined as nonattainment areas for these pollutants.

e. Failure to abide by conditions of an outdoor burning permit shall be unlawful.

~~f.~~ The rule for a general permit must establish periods of time when any burning under the permit must occur and must include all appropriate conditions for burning such as requirements for good combustion and restricting burning to specific weather conditions.

B. TYPES OF BURNING THAT REQUIRE A PERMIT. Except as otherwise stated, a permit is required for the following types of outdoor burning in all areas of the state:

1. Residential burning (except in nonurban areas of any county with an unincorporated population of less than fifty thousand;

2. Land clearing burning;

3. Storm or flood debris burning;

4. Tumbleweed burning (except in counties with a population of less than two hundred fifty thousand);

5. Weed abatement fires;

6. Fire fighting instruction fires for training to fight structural fires in urban growth areas and cities with a population over ten thousand, and all other fire fighting instruction fires, EXCEPT:

a. Fire fighting instruction fires for training to fight structural fires as provided in RCW 52.12.150; and

b. Aircraft crash rescue fires as provided in RCW 70.94.650 (5); and

c. Forest fires as provided in RCW 70.94.650 (1)(b).

7. Rare and endangered plant regeneration fires;

8. Indian ceremonial fires (except on lands within the exterior boundaries of Indian reservations unless provided for by intergovernmental agreement);

9. Recreational fires with a total fuel area greater than three feet in diameter and/or two feet in height (except in the nonurban areas of counties with an unincorporated population of less than fifty thousand;

10. Other outdoor burning if specifically authorized by the local air authority or ecology.

C. FEES.

1. Permitting agencies may charge a fee for any permit issued, provided that a fee must be charged for all permits issued for weed abatement fires and fire fighting instruction fires.

2. All fees must be set by rule and must not exceed the level necessary to recover the costs of administering and enforcing a permit program.

TYPE OF PERMIT	FEE
Annual training (single location)	$250.00/year
Structure training	$50.00/training
Weed abatement	$25.00 minimum/up to ten acres per location. $2.00/acre thereafter.

D. PERMIT DECISIONS.

1. Permitting agencies must approve with conditions, or deny outdoor burning permits as needed to achieve compliance with this section.

2. All permits must include conditions to satisfy general prohibitions and requirements that apply to all outdoor burning.

3. All permits may require other conditions, such as restricting the time period for burning, restricting permissible hours of burning, imposing requirements for good combustion practice, and restricting burning to specified weather conditions.

4. Permitting agencies may also include conditions to comply with other laws pertaining to outdoor burning.

E. RESIDENTIAL BURNING BY GENERAL PERMIT.

1. A general permit for residential burning is adopted for use:

a. Where the Authority has adopted the general permit by reference, and

b. Any designated enforcing agencies have agreed that a general permit is appropriate for residential burning, and

c. The public has been notified where the permit applies.

2. All burning under a general permit must:

a. Comply with condition (4) of this subsection.

b. Be restricted to the first and second weekends (Saturday and Sunday) in April and the third and fourth weekends in October unless the enforcing agency substitutes alternative days and adequate notice of the substitution is provided to the public. Alternative days may only be substituted if conditions on the prescribed days are unsuitable due to such things as poor air quality, high fire danger, unfavorable meteorology, likely interference with a major community event, or difficulty for enforcement.

3. The Authority may adopt a general permit for residential burning that prescribes a different set of days, not to exceed eight days per year, provided that adequate public notice of where and when the permit will apply is given.

4. The following conditions apply to all residential burning allowed, in the nonurban areas of any county with an unincorporated population of less than fifty thousand, without a permit or allowed under a general, verbal, or electronic permit. Persons unable to meet these and any other requirements must apply and receive a written permit before burning. Failure to comply with all requirements voids any applicable permit.

a. The person responsible for the fire must contact the permitting agency and/or any other designated source for information on the burning conditions of each day.

b. A fire may not be ignited, and must be extinguished, if an air pollution episode, impaired air quality condition, or fire danger burn ban that applies to the burning, is declared for the area.

c. The fire must not include prohibited materials, construction/demolition debris or any substance other than natural vegetation.

d. The fire must not include materials hauled from another property.

e. If any emission from the fire is detrimental to the health, safety, or welfare of any person, if it causes damage to property or business, or if it causes a nuisance, the fire must be extinguished immediately.

f. A person capable of extinguishing the fire must attend it at all times and the fire must be extinguished before leaving it.

g. No fires are to be within fifty feet of structures.

h. Permission from a landowner, or owner's designated representative, must be obtained before starting an outdoor fire.

i. Any burn pile must not be larger than four feet in diameter and three feet high.

j. Only one pile at a time may be burned, and each pile must be extinguished before lighting another.

k. If an outdoor container is used for burning, it must be constructed of concrete or masonry with a completely enclosed combustion chamber and equipped with a permanently attached spark arrester constructed of iron, heavy wire mesh, or other noncombustible material with openings not larger than one-half inch.

l. No fire is permitted within five hundred feet of forest slash.

F. FIELD RESPONSE AND ENFORCEMENT

1. Any agency that issues permits, or adopts a general permit for any type of burning in an area, is responsible for field response to outdoor burning complaints and enforcement of all permit conditions and requirements unless another agency has agreed to be responsible.

2. Except for enforcing Section 502.4.D.1.e, the Authority will be responsible for enforcing any requirements that apply to burning that are prohibited or exempt from permits in areas of its jurisdiction, unless another agency agrees to be responsible. 3. Permitting agencies and enforcing agencies may require that corrective action be taken, and may assess penalties to the extent allowed under their authority if they discover noncompliance.

4. A fire protection authority called to respond to, control, or extinguish an illegal or out-of-control fire may charge, and recover from the person responsible for the fire, the costs of its response and control action. The NWAPA may assist a fire protection authority, in fire suppression cost recovery, when assessing a penalty associated with a Notice of Violation.

502.6 AREAS AND TYPES OF PROHIBITED OUTDOOR BURNING.

A. Nonattainment areas. Residential burning and land clearing burning may not be allowed in any areas of the state that exceed federal or state ambient air quality standards for pollutants emitted by outdoor burning as identified in WAC 173-425-040(1).

B. Urban Growth Areas. Residential burning and land clearing burning may not be allowed in any urban growth areas except as follows:

1. Residential burning and land clearing burning may be allowed, until December 31, 2006, in urban growth areas for incorporated cities with a population of less than five thousand that are neither within nor contiguous with any areas identified in section 502.6.A.

2. Residential burning and land clearing burning may be allowed, until December 31, 2006, in urban growth areas that do not include an incorporated city.

C. Cities over 10,000 population. Residential burning and land clearing burning may not be allowed in any cities having a population greater than ten thousand people after December 31, 2000.

D. High density areas. Land clearing burning may not be allowed in any area having a general population density of one thousand or more persons per square mile after December 31, 2000, if the area is contiguous with any area where land clearing burning has already been, or must be, prohibited under subsection (A), (B), or (C) of this section. Land clearing burning may not be allowed in any other areas having this density after December 31, 2006.

E. Areas with a reasonable alternative to burning. Residential burning, land clearing burning, storm or flood debris burning, tumbleweed burning, weed abatement fires and other outdoor burning of organic refuse may not be allowed in any area of the state, including the areas identified in subsections 502.6.A-502.6.D, when a reasonable alternative for that type of burning is found to exist. A reasonable alternative for a particular type of burning exists when the alternative is available and reasonably economical and less harmful to the environment as defined in (WAC 173-425-040(5).

F. By December 31, 2000 and at least every third year thereafter, each local air authority, and ecology in cooperation with counties must determine whether any reasonable alternative for a particular type of burning, where burning of that type is allowed, exists. Determinations for other outdoor burning must be made on a permit-by-permit basis to determine whether an alternative is available and reasonably economical and less harmful to the environment. A reasonable alternative exists when the option is available, reasonably economical, and less harmful to the environment as stated in WAC 173-425-040(5).

502.7 ADDITIONAL REQUIREMENTS FOR LAND CLEARING BURNING. The following "best available burning practices" shall be used when land clearing burns are conducted on land not subject to the Forest Protection Assessment (RCW 76.04.610). Land clearing burning conducted on lands subject to the Forest Protection Assessment is regulated by the Washington Department of Natural Resources under WAC 332-24-201.

A. No land clearing fire shall be larger than fifty (50) feet in diameter and be located less than five times the fire diameter size from any structure.

B. At least one fan rated and operated at 6,000 cubic feet per minute must be on site for each twenty-five (25) feet of fire diameter and must be used to facilitate ignition and burning.

C. Material for a fire must be free of excess dirt and machine stacked by an excavator or equivalent machine, which must be on site and employed until fire is fully extinguished. The ratio of stack height to burn pile diameter shall be as high as possible but no less than 1:2.

D. The number of fires per parcel, defined as a single, integrated, land area that is being cleared by a party, shall not exceed more than two piles per excavator, except that, two additional fires may be lit when the two fires are approximately seventy-five percent consumed.

E. A person qualified to operate stacking or equivalent machinery shall be present at the immediate fire site during burning.

PERMANENT

F. Burning shall be conducted in such a manner as to prevent any smoke and/or particulate matter from being emitted that is or is likely to restrict visibility on a public road or airport landing strip.

G. Outdoor fires for the purpose of land clearing burning must have a written permit from the appropriate fire permitting agency. Not withstanding the restrictions listed in sections 502.6.A through 502.6.G above, all land clearing fires must meet any additional conditions listed on the permit and all other applicable air pollution regulations.

H. No fires shall be permitted for the burning of material generated from land clearing projects located in areas where a burn ban exists.

I. It shall be unlawful for any person to cause or allow the burning of material generated from land clearing projects located in areas where a burn ban exists.

J. It shall be unlawful for any person to cause or allow the burning of any land clearing material that has not been generated on that site.

502.8 Additional requirements for commercial establishments.

A. No outdoor burning is allowed at permanently located commercial establishments excluding land clearing operations. The Northwest Air Pollution Authority may issue fire permits on a case-by-case basis for extenuating circumstances e.g., mitigating an immediate threat to human health or safety.

PASSED: June 14, 2001.

Reviser's note: The typographical errors in the above material occurred in the copy filed by the Northwest Air Pollution Authority and appear in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: The unnecessary underscoring 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.

PERMANENT

WSR 01-14-009
PERMANENT RULES
PUBLIC EMPLOYMENT RELATIONS COMMISSION

[Filed June 22, 2001, 11:16 a.m., effective August 1, 2001]

Date of Adoption: June 12, 2001.

Purpose: To streamline procedures for representation and unit clarification cases, and to codify well-established case precedents concerning certification and contract bar policies, confidential employees, supervisors, one-employee units, regular part-time employees, unit determination elections, and interim certifications.

Citation of Existing Rules Affected by this Order: Amending WAC 391-08-001, 391-25-001, 391-25-002, 391-25-010, 391-25-030, 391-25-050, 391-25-070, 391-25-090, 391-25-110, 391-25-130, 391-25-140, 391-25-190, 391-25-210, 391-25-220, 391-25-230, 391-25-250, 391-25-270, 391-25-290, 391-25-299, 391-25-350, 391-25-370, 391-25-390, 391-25-410, 391-25-430, 391-25-450, 391-25-470, 391-25-490, 391-25-510, 391-25-610, 391-25-650, 391-35-001, 391-35-002, 391-35-020, 391-35-030, 391-35-050, 391-35-090, 391-35-099, 391-35-110, 391-35-170, 391-35-190, 391-45-001, 391-45-002, 391-55-001, 391-65-001 and 391-95-001; and repealing WAC 391-35-080.

Statutory Authority for Adoption: RCW 28B.52.080, 41.56.090, 41.59.110, 41.58.050.

Other Authority: WAC 391-25-030, 391-25-050, 391-25-070 and 391-25-090 is RCW 28B.52.030, 34.05.413, 41.56.050, 41.56.060, 41.56.070, 41.59.070 and 41.59.080; WAC 391-25-110, 391-25-130, 391-25-210, 391-25-450 and 391-25-650 is RCW 41.56.070 and 41.59.070; WAC 391-25-140 is RCW 41.56.050; WAC 391-25-190 is RCW 28B.52.030, 41.56.070 and 41.59.070; WAC 391-25-220 is RCW 34.05.431; WAC 391-25-230, 391-25-250 and 391-25-270 is RCW 28B.52.030, 41.56.060, 41.56.070, 41.56.080, 41.59.070, 41.59.080 and 41.59.090; WAC 391-25-350 is RCW 28B.52.030, 34.05.437, 41.56.060, 41.56.070, 41.59.070 and 41.59.080; WAC 391-25-390 is RCW 41.56.060, 41.56.070, 41.56.080, 41.59.070, 41.59.080 and 41.59.090; WAC 391-25-410 and 391-25-420 is RCW 41.56.060; WAC 391-25-430 is RCW 28B.52.030, 41.56.060, 41.56.070 and 41.59.070; WAC 391-25-470, 391-25-490 and 391-25-510 is RCW 28B.52.030, 41.56.060 and 41.59.070; WAC 391-25-610 is RCW 41.56.080 and 41.59.090; WAC 391-35-020, 391-35-030 and 391-35-050 is RCW 34.05.413, 41.56.060 and 41.59.080; WAC 391-35-090 is RCW 34.05.434; WAC 391-35-110 is RCW 34.05.-070; WAC 391-35-170 is RCW 34.05.437, 41.56.060 and 41.59.080; WAC 391-35-190, 391-35-330, 391-35-340 and 391-35-350 is RCW 41.56.060 and 41.59.080; WAC 391-35-320 is RCW 41.56.030(2) and 41.59.020 (4)(c)(i) and (ii); WAC 391-35-342 is RCW 41.59.080; and WAC 391-35-343 is RCW 28B.52.020(3).

Adopted under notice filed as WSR 01-10-112 on May 2, 2001.

Changes Other than Editing from Proposed to Adopted Version: WAC 391-35-020 (concerning timeliness and limitations on unit clarification proceedings) was reformatted and made more readable. WAC 391-35-350 (concerning the definition of regular part-time employees of school districts) was clarified without substantive change.

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 7, Amended 45, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 7, Amended 45, 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: August 1, 2001.

June 22, 2001
Marvin L. Schurke
Executive Director

AMENDATORY SECTION (Amending WSR 00-14-048, filed 6/30/00, effective 8/1/00)

WAC 391-08-001 Application and scope of chapter 391-08 WAC. Chapter 391-08 WAC has been added to the Washington Administrative Code by the public employment relations commission pursuant to the authority of section 12, chapter 288, Laws of 1975 1st ex. sess. (RCW 41.59.110); and sections 7, 14 and 20, chapter 296, Laws of 1975 1st ex. sess. (RCW 41.58.050, 28B.52.080 and 41.56.090, respectively), to promulgate comprehensive and uniform rules for practice and procedure before the agency. This chapter sets forth general rules applicable to all types of proceedings before the agency, and should be read in conjunction with the provisions of:

(1) Chapter 10-08 WAC, which contains the model rules of procedure promulgated by the chief administrative law judge to regulate adjudicative proceedings under chapters 391-25, 391-35, 391-45 and 391-95 WAC, except:

(a) WAC 10-08-035, which is replaced by detailed requirements in WAC 391-25-070, 391-25-090, 391-35-050, 391-45-050, and 391-95-110;

(b) WAC 10-08-050, which relates to office of administrative hearings procedures inapplicable to proceedings before the public employment relations commission;

(c) WAC 10-08-083, which is replaced by detailed requirements in WAC 391-08-010;

(d) WAC 10-08-110, which is replaced by detailed requirements in WAC 391-08-120;

(e) WAC 10-08-120, which is replaced by detailed requirements in WAC 391-08-040, 391-08-300 and 391-08-310;

(f) WAC 10-08-140, which is limited by WAC 391-08-040, 391-08-300 and 391-08-310;

(g) WAC 10-08-150, which is limited by WAC 391-08-315;

(h) WAC 10-08-211, which is replaced by WAC 391-08-640 and detailed requirements in WAC 391-25-390, 391-25-391, 391-25-590, 391-25-630, 391-25-650, 391-25-660, 391-25-670, 391-35-210, 391-35-250, 391-45-350, 391-45-390, 391-95-270, and 391-95-290;

(i) WAC 10-08-230, which is replaced by detailed requirements in WAC 391-25-150, 391-25-220, 391-25-230, 391-25-250, 391-25-270, 391-35-070, 391-35-080, 391-45-070, 391-45-090, 391-45-260, and 391-95-170; and

(j) WAC 10-08-250, 10-08-251, and 10-08-252 which are replaced by detailed requirements in WAC 391-08-520.

(2) Chapter 391-25 WAC, which regulates representation proceedings.

(3) Chapter 391-35 WAC, which regulates unit clarification proceedings and contains some well-established unit determination standards in a subchapter of rules beginning at WAC 391-35-300.

(4) Chapter 391-45 WAC, which regulates unfair labor practice proceedings.

(5) Chapter 391-55 WAC, which regulates the resolution of impasses in collective bargaining.

(6) Chapter 391-65 WAC, which regulates grievance arbitration and grievance mediation proceedings.

(7) Chapter 391-95 WAC, which regulates union security nonassociation proceedings.

In the event of a conflict between a general rule in this chapter and a special rule in another chapter applicable to a particular proceeding, the special rule shall govern.

AMENDATORY SECTION (Amending WSR 96-07-105, filed 3/20/96, effective 4/20/96)

WAC 391-25-001 Scope—Contents—Other rules. This chapter governs proceedings before the public employment relations commission on petitions for investigation of questions concerning representation of employees. The provisions of this chapter should be read in conjunction with ((~~the provisions of~~)):

(1) Chapter 10-08 WAC, which contains the model rules of procedure promulgated by the chief administrative law judge ((~~governing the conduct of~~)) to regulate adjudicative proceedings under chapter ((~~391-25 WAC~~)) 34.05 RCW, except:

(a) WAC 10-08-035, which is ((~~supplanted~~)) replaced by detailed requirements in WAC 391-25-070 and 391-25-090;

(b) WAC 10-08-050, which relates to ((~~procedures of the~~)) office of administrative hearings((~~, and so is~~)) procedures inapplicable to proceedings before the public employment relations commission;

(c) WAC 10-08-211, which is ((~~supplanted~~)) replaced by detailed requirements in WAC 391-25-390 ((~~and~~)), 391-25-391, 391-25-590, 391-25-630, 391-25-650, 391-25-660, and 391-25-670; and

(d) WAC 10-08-230, which is ((~~supplanted~~)) replaced by detailed requirements in WAC 391-25-150, 391-25-220, 391-25-230, and 391-25-250((~~, and 391-25-270~~)).

(2) Chapter 391-08 WAC, which contains rules of practice and procedure applicable to all types of proceedings before the public employment relations commission, and which also replaces some provisions of chapter 10-08 WAC.

(3) Chapter 391-35 WAC, which ((~~contains rules relating to~~)) regulates unit clarification proceedings ((~~on petitions for clarification of an existing bargaining unit~~)) and contains some well-established unit determination standards in a subchapter of rules beginning at WAC 391-35-300.

(4) Chapter 391-45 WAC, which ((~~contains rules relating to~~)) regulates unfair labor practice proceedings ((~~on complaints charging unfair labor practices~~)).

(5) Chapter 391-55 WAC, which ((~~contains rules relating to~~)) regulates the resolution of impasses ((~~occurring~~)) in collective bargaining.

(6) Chapter 391-65 WAC, which ((~~contains rules relating to~~)) regulates grievance arbitration ((~~of grievance disputes arising out of the interpretation or application of a collective bargaining agreement~~)) and grievance mediation proceedings.

PERMANENT

(7) Chapter 391-95 WAC, which ((~~contains rules relating to determination of~~)) regulates union security ((~~disputes arising between employees and employee organizations certified or recognized as their bargaining representative~~)) non-association proceedings.

AMENDATORY SECTION (Amending WSR 90-06-072, filed 3/7/90, effective 4/7/90)

WAC 391-25-002 Sequence and numbering of rules—Special provisions. This chapter of the Washington Administrative Code is designed to regulate proceedings under a number of different chapters of the Revised Code of Washington. General rules are set forth in sections with numbers divisible by ten. Where a deviation from the general rule is required for conformity with a particular statute, that special provision is set forth in a separate rule numbered as follows:

(1) Special provisions relating to chapter 41.56 RCW (Public Employees' Collective Bargaining Act) and to chapter 53.18 RCW (port employees) are set forth in WAC sections numbered one digit greater than the general rule on that subject matter.

(2) Special provisions relating to chapter 41.59 RCW (Educational Employment Relations Act) are set forth in WAC sections numbered two digits greater than the general rule on that subject matter.

(3) Special provisions relating to chapter 28B.52 RCW (professional negotiations—academic faculties of community college districts) are set forth in WAC sections numbered three digits greater than the general rule on that subject matter.

(4) Special provisions relating to chapter 49.08 RCW (private sector and other employees) are set forth in WAC sections numbered nine digits greater than the general rule on that subject matter.

AMENDATORY SECTION (Amending WSR 90-06-072, filed 3/7/90, effective 4/7/90)

WAC 391-25-010 Petition for investigation of a question concerning representation of employees—Who may file. A petition for investigation of a question concerning representation of employees((~~, hereinafter referred to as a "petition,"~~)) may be filed by any employee, group of employees, employee organization, employer, or their agents.

AMENDATORY SECTION (Amending WSR 96-07-105, filed 3/20/96, effective 4/20/96)

WAC 391-25-030 Petition—Time for filing. ((~~In order to be timely filed:~~))

(1) ((~~Where there is~~)) A "contract bar" exists while a valid ((~~written and signed~~)) collective bargaining agreement is in effect ((~~covering an appropriate bargaining unit which includes~~)), so that a petition involving any or all of the employees ((~~to be affected by the petition, a petition must be~~)) covered by the agreement will be timely only if it is filed during the "window" period not more than ninety nor less than sixty days prior to the stated expiration date of the collective bargaining agreement((~~, or after the expiration thereof~~)).

(a) To constitute a valid collective bargaining agreement for purposes of this subsection:

(i) The agreement must cover a bargaining unit that is appropriate under the terms of the applicable statute;

(ii) The agreement must be in writing, and signed by the parties' representatives;

(iii) The agreement must contain a fixed expiration date not less than ninety days after it was signed; and

(iv) The agreement will only operate as a bar for the first three years after its effective date.

(b) An agreement to extend or replace a collective bargaining agreement shall not bar a petition filed in the "window" period of the previous agreement.

(c) A "protected" period is in effect during the sixty days following a "window" period in which no petition is filed, and a successor agreement negotiated by the employer and incumbent exclusive bargaining representative during that period will bar a petition under this chapter. If the filing and withdrawal or dismissal of a petition under this chapter intrudes upon the protected period, the employer and incumbent exclusive bargaining representative shall be given a sixty-day protected period commencing on the date the withdrawal or dismissal is final.

(2) A "certification bar" exists where a certification has been issued by the agency ((~~covering an appropriate~~)), so that a petition involving the same bargaining unit ((~~which includes any or all of the employees to be affected by the petition, a petition must be~~)) or any subdivision of that bargaining unit will only be timely if it is filed:

(a) ((~~Not less~~)) More than twelve months following the date of the certification of an exclusive bargaining representative; or

(b) ((~~Not less~~)) More than twelve months following the date of the latest election or cross-check in which the employees failed to select an exclusive bargaining representative.

(3) Where neither ((~~subsections (1) nor (2) of~~)) a "contract bar" nor a "certification bar" is in effect under this section ((~~are applicable~~)), a petition may be filed at any time.

AMENDATORY SECTION (Amending WSR 00-14-048, filed 6/30/00, effective 8/1/00)

WAC 391-25-050 Petition ((~~form~~)) in writing—Number of copies—Filing—Service. Each petition for investigation of a question concerning representation shall be ((~~prepared on a form furnished by the commission or on a facsimile thereof~~)) in writing, and shall be filed at the commission's Olympia office, as required by WAC 391-08-120(1). The party filing the petition shall serve a copy of the petition (excluding any showing of interest) on the employer and on each employee organization named in the petition as having an interest in the proceedings, as required by WAC 391-08-120 (3) and (4).

AMENDATORY SECTION (Amending WSR 96-07-105, filed 3/20/96, effective 4/20/96)

WAC 391-25-070 Contents of petition. Each petition for investigation of a question concerning representation shall contain, in separate numbered paragraphs:

(1) The name ((~~and~~)), address, and telephone number of the employer, and((~~, if known,~~)) the name, address ((~~and~~)), telephone number, fax number, and e-mail address of ((~~the employer's~~)) its principal representative ((~~in matters concerning relationships between the employer and its employees~~)).

(2) The name ((~~and~~)), address, telephone number, fax number, and e-mail address of the petitioner, and the name, address ((~~and~~)), telephone number, fax number, and e-mail address of its principal representative.

(3) The name, address, and telephone number of any organization which currently represents the employees involved and((~~, if known,~~)) the name, address ((~~and~~)), telephone number, fax number, and e-mail address of ((~~the~~)) its principal representative((~~s of that organization~~)).

(4) An indication that:

(a) There has never been a collective bargaining agreement covering the employees involved; or

(b) A copy of the current (or most recent ((~~applicable~~))) collective bargaining agreement is attached.

(5) ((~~A statement that the original petition is accompanied by a showing of interest required by WAC 391-25-110.~~

~~(6)~~)) Identification of:

(a) The employer's principal business;

(b) The employer department or division involved;

(c) A description of the bargaining unit which the petitioner claims to be appropriate, specifying inclusions and exclusions; and

(d) The ((~~approximate~~)) number of employees in ((~~that~~)) the bargaining unit.

((~~(7)~~)) (6) A statement that:

(a) The petitioner claims ((~~it~~)) to represent((~~s~~)) a majority of the employees involved, and requests certification as ((~~the~~)) exclusive bargaining representative of the ((~~employees in the~~)) bargaining unit ((~~which the petitioner claims to be appropriate~~)); or

(b) The employees in the bargaining unit ((~~which the petitioner claims to be appropriate~~)) desire to change their exclusive bargaining representative, and to designate the petitioner as their exclusive bargaining representative; or

(c) The employees in the bargaining unit ((~~do not~~)) no longer desire to be represented by any employee organization; or

(d) The employer has been presented with one or more demands for recognition, and requests a determination by the commission; or

(e) The employer has a good faith belief that a majority of employees no longer desire representation by the incumbent exclusive bargaining representative.

((~~(8)~~)) (7) Any other relevant facts.

((~~(9)~~)) (8) The name, signature and, if any, ((~~the~~)) title of the petitioner or its representative, and the date of the signature.

AMENDATORY SECTION (Amending WSR 00-14-048, filed 6/30/00, effective 8/1/00)

WAC 391-25-090 ((~~**Contents of**~~)) **Petition filed by employer.** (1) Where an employer has been presented with one or more demands for recognition of an exclusive bargaining representative of previously unrepresented employees, it may obtain a determination of the question concerning representation by filing a petition under WAC 391-25-070. ((~~A petition under this subsection shall contain all of the information required by WAC 391-25-070, except as follows:~~

~~(a) The petition shall contain a statement that the employer has been presented with a demand by an organization seeking recognition as the exclusive bargaining representative of the employees in the bargaining unit described in the petition.~~

~~(b)~~)) Instead of a showing of interest under WAC 391-25-110 ((~~shall not be applicable to petitions filed under this subsection.~~

~~(c)~~)), the employer shall attach copies of any written demand(s) for recognition or other correspondence pertaining to the claimed question concerning representation.

(2) Where an employer ((~~has a good faith belief that a majority of its employees in an existing bargaining unit no longer desire to be represented by their~~)) disputes the majority status of the incumbent exclusive bargaining representative of its employees, it ((~~may~~)) shall obtain a determination of the question concerning representation by filing a petition under WAC 391-25-070. ((~~A petition under this subsection shall contain all of the information required by WAC 391-25-070 except as follows:~~))

(a) Instead of a showing of interest under WAC 391-25-110, the employer shall attach affidavits and other documentation as may be available to it to demonstrate the existence of a good faith ((~~doubt concerning the representation of its employees~~)) belief that a majority of its employees in an existing bargaining unit no longer desire to be represented by their incumbent exclusive bargaining representative.

(b) ((~~To constitute a basis for a good faith doubt under this paragraph,~~)) Unsolicited signature documents provided to the employer by employees and filed by the employer in support of a petition under this subsection must be in a form which would qualify ((~~as supporting evidence~~)) under WAC 391-25-110 if filed by the employees directly with the commission, and shall be treated as confidential under WAC 391-25-110.

(3) A petition under this section shall be filed at the commission's Olympia office, as required by WAC 391-08-120(1). The employer shall serve a copy of the petition (excluding any showing of interest) on each employee organization named in the petition as having an interest in the proceedings, as required by WAC 391-08-120 (3) and (4).

AMENDATORY SECTION (Amending WSR 98-14-112, filed 7/1/98, effective 8/1/98)

WAC 391-25-110 Supporting evidence—Showing of interest confidential. ((~~The original~~)) (1) A petition filed by employees or an employee organization shall be accompanied by a showing of interest indicating that the petitioner has

PERMANENT

the support of thirty percent or more of the employees in the bargaining unit which the petitioner claims to be appropriate. The showing of interest shall be furnished under the same timeliness standards applicable to the petition, and shall consist of original or legible copies of individual authorization cards or letters signed and dated by employees in the bargaining unit claimed appropriate. ((~~Authorization documents shall not be valid unless signed and dated during the ninety-day period preceding the filing of the petition or the furnishing of such evidence to the agency, whichever is later.~~))

(2) The agency shall not disclose the identities of employees whose authorization cards or letters are furnished to the agency in proceedings under this chapter.

(a) A petitioner or intervenor shall not serve its showing of interest on any other party to the proceeding.

(b) The question of whether a showing of interest requirement for a petition or for intervention has been satisfied is a matter for administrative determination by the agency and may not be litigated at any hearing.

(c) In order to preserve the confidentiality of the showing of interest and the right of employees freely to express their views on the selection of a bargaining representative, the agency shall not honor any attempt to withdraw any authorization submitted for purposes of this section.

PERMANENT

AMENDATORY SECTION (Amending WSR 96-07-105, filed 3/20/96, effective 4/20/96)

WAC 391-25-130 List of employees. Within ten days following a request by the agency, the employer shall submit to the ((~~commission~~)) agency a list containing the names and last known addresses of all of the employees in the bargaining unit described in the petition. Following administrative determination that the petition is supported by a sufficient showing of interest, the ((~~employer~~)) agency shall((~~, upon request, provide~~)) furnish a copy of the list of names and addresses to the petitioner. Following granting of a motion for intervention, the ((~~employer~~)) agency shall((~~, upon request, provide~~)) furnish a copy of the list of names and addresses to the intervenor.

AMENDATORY SECTION (Amending WSR 96-07-105, filed 3/20/96, effective 4/20/96)

WAC 391-25-140 Notice to employees—Limitations on employer actions. (1) The employer shall post a copy of the petition and a notice ((~~to employees~~)), in the form specified by the commission, ((~~advising~~)) to inform employees of the existence of proceedings under this chapter. The agency shall furnish the employer with copies of the petition and notice, and the employer shall post them in conspicuous places on its premises where notices to affected employees are usually posted. The petition and notice shall remain posted until a certification or interim certification is issued in the proceeding.

(2) Changes of the status quo concerning wages, hours or other terms and conditions of employment of employees in the bargaining unit are prohibited during the period that a petition is pending before the commission under this chapter.

(3) The employer shall not express or otherwise indicate any preference between competing organizations, where two or more employee organizations are seeking to represent its employees.

(4) Where a petition filed under this chapter involves employees who are represented for the purposes of collective bargaining, the employer shall suspend negotiations with the incumbent exclusive bargaining representative on a successor collective bargaining agreement involving employees affected by the petition. The employer and incumbent union may proceed with negotiations covering employees not affected by the petition, and shall resume negotiations on a successor agreement covering the affected employees after the question concerning representation is resolved, if the incumbent exclusive bargaining representative retains its status.

AMENDATORY SECTION (Amending WSR 98-14-112, filed 7/1/98, effective 8/1/98)

WAC 391-25-190 Intervention—By organization other than incumbent. (1) An organization not covered by WAC 391-25-170 may, by motion, intervene in proceedings under this chapter and, upon granting of its motion for intervention, shall be entitled to participate in the proceedings and have its name listed as a choice on the ballot in any election. The motion for intervention shall be supported by a showing of interest indicating that the intervenor has the support of ten percent or more of the employees in the bargaining unit which the petitioner claims to be appropriate ((~~or of thirty percent or more of the employees in whatever different bargaining unit the intervenor claims to be appropriate. The showing of interest shall consist of individual authorization cards or letters signed and dated by employees in the bargaining unit claimed appropriate. Such authorization cards shall not be valid unless signed and dated during the ninety-day period preceding the filing of the motion for intervention or the furnishing of such evidence to the agency, whichever is later. The showing of interest shall be made confidentially to the agency at or before the time the motion for intervention is made: Provided, however, That~~)). A showing of interest filed in support of a motion for intervention shall be subject to the requirements and confidentiality protections of WAC 391-25-110. A motion for intervention may be granted conditionally subject to the subsequent furnishing of a showing of interest under such conditions as the agency may impose to avoid undue delay of the proceedings.

(2) No motion for intervention shall be considered if made:

(a) After the close of the hearing on the petition;

(b) More than seven days after the filing and posting of an election agreement or cross-check agreement; or

(c) More than seven days after the posting of an investigation statement.

AMENDATORY SECTION (Amending WSR 98-14-112, filed 7/1/98, effective 8/1/98)

WAC 391-25-210 Bargaining unit configurations—Positions limited by showing of interest ((~~confidential~~)).

((~~The question of whether~~)) (1) In proceedings on a petition for "decertification" under WAC 391-25-070 (6)(c) or 391-25-090(2), the parties shall not be permitted to remove positions from or add positions to the existing bargaining unit;

(2) An organization which files a motion for intervention under WAC 391-25-190 shall only be permitted to seek a bargaining unit configuration different than proposed by the original petitioner if the intervenor furnishes a showing of interest ((~~requirement for a petition or for intervention has been satisfied is a matter for administrative determination by the agency and may not be litigated at any hearing. The agency shall not disclose the identities of employees whose authorization cards or letters are furnished to the agency in support of a petition or motion for intervention. In order to preserve the confidentiality of the showing of interest and the right of employees freely to express their views on the selection of a bargaining representative, the agency shall not honor any attempt to withdraw or diminish a showing of interest~~)) demonstrating that it has the support of thirty percent or more of the employees in the bargaining unit which the intervenor claims to be appropriate.

(3) A party to proceedings under this chapter shall not be permitted to propose more than one bargaining unit configuration for the same employee or employees, except where a merger of bargaining units is proposed under WAC 391-25-420.

AMENDATORY SECTION (Amending WSR 98-14-112, filed 7/1/98, effective 8/1/98)

WAC 391-25-220 Investigation conferences. (1) The agency routinely conducts conferences with the parties, to investigate a representation petition according to a checklist provided to the parties.

(a) The issues which may properly arise in representation cases include:

(i) The identification of the parties;

(ii) The jurisdiction of the commission;

(iii) The qualification of the petitioner and any intervenor(s) for certification as exclusive bargaining representative;

(iv) The existence of a question concerning representation;

(v) The timeliness of the petition;

(vi) The existence of blocking charges under WAC 391-25-370;

(vii) The propriety of the petitioned-for bargaining unit;

(viii) The list of employees eligible to vote or be considered in determining a question concerning representation, and cut-off date for eligibility; and

(ix) The method and arrangements for determining a question concerning representation.

(b) The investigation conference may be conducted by telephone conference call, or in-person by agency staff;

(c) The parties are encouraged to reach binding stipulations on all issues during the course of the investigation conference.

(2) The stipulations made by the parties during an investigation conference may be set forth in an investigation statement issued in lieu of an election agreement or cross-check agreement.

(a) Immediately upon receipt of an investigation statement, the employer shall post it in conspicuous places on its premises where notices to affected employees are usually posted, and it shall remain posted for at least seven days ((~~thereafter~~)).

(b) An investigation statement shall be binding on the parties unless written objections are filed and served as required by WAC 391-08-120 within ten days following issuance of the statement.

(3) When it appears that all conditions precedent to an election or cross-check ((~~in an appropriate bargaining unit have been~~)) are met, the executive director or designee shall determine whether the proposed bargaining unit is, on its face, an appropriate bargaining unit under the applicable statute. The agency shall proceed with the determination of the question concerning representation. Objections by parties named in the investigation statement shall be limited to matters relating to specific conduct affecting the results of an election.

(4) The parties may set forth stipulations in election agreements((~~,~~)) or cross-check agreements((~~, and/or supplemental agreements provided for in~~)) under this chapter.

AMENDATORY SECTION (Amending WSR 00-14-048, filed 6/30/00, effective 8/1/00)

WAC 391-25-230 Election agreements. Where an employer and all other parties agree on a representation election, they may enter into an election agreement.

(1) An election agreement shall ((~~contain~~)) include:

(a) The name ((~~and~~)), address, and telephone number of the employer and the name, address ((~~and~~)), telephone number, fax number, and e-mail address of its principal representative;

(b) The names ((~~and~~)), addresses, and telephone numbers of all other parties participating in the election agreement and the names, addresses ((~~and~~)), telephone numbers, fax numbers, and e-mail addresses of their principal representatives;

(c) A description of the bargaining unit agreed to be appropriate, specifying inclusions and exclusions, and the number of employees in ((~~that~~)) the unit;

(d) A statement by the parties that no organization is known which is or may be entitled to intervene as an incumbent representative, or the incumbent representative is a party to the election agreement, or the incumbent representative has abandoned the unit as evidenced by documentation attached to the election agreement;

(e) A statement ((~~by the parties~~)) that no other organization is known which claims to represent any of the employees in the bargaining unit; that the parties agree that a question concerning representation exists; that a hearing is waived; and that the agency is requested to proceed to conduct an election and certify the results;

(f) A list((~~, attached to the election agreement as an appendix,~~)) containing the names of the employees eligible to vote in the election and the eligibility cut-off date for the election. If the election is to be conducted by mail ballot, the

PERMANENT

list shall include the last known address of each of the employees eligible to vote. If no eligibility cut-off date is specified by the parties, the eligibility cut-off date shall be the date on which the election agreement is filed;

(g) The suggestions of the parties as to the arrangements for conducting the election; and

(h) The names, signatures and, if any, ((~~the~~)) titles of all parties or their representatives, and the date of the signatures.

(2) An election agreement shall be filed at the commission's Olympia office as required by WAC 391-08-120(1), and copies shall be posted by the employer in conspicuous places on the employer's premises where notices to affected employees are usually posted. The election agreement shall remain posted for at least seven days after it is filed with the agency.

(3) Upon the filing of an election agreement ((~~conforming to the foregoing requirements and seeking an election in~~)), the executive director or designee shall determine whether the proposed bargaining unit is, on its face, an appropriate bargaining unit((~~,~~)) under the applicable statute, and whether other conditions precedent to an election are met. The ((~~executive director~~)) agency shall proceed to conduct an election, if appropriate, or shall notify the parties of the reasons for rejection of the election agreement.

(4) Objections to the election by a party to the election agreement shall be limited to matters relating to specific conduct affecting the results of the election.

AMENDATORY SECTION (Amending WSR 00-14-048, filed 6/30/00, effective 8/1/00)

WAC 391-25-250 Cross-check agreements. Where only one organization is seeking certification as the representative of unrepresented employees, and the employer and ((~~the~~)) organization desire an expedited certification in lieu of a voluntary recognition, they may enter into a cross-check agreement.

(1) A cross-check agreement shall ((~~contain~~)) include:

(a) The name ((~~and~~)), address, and telephone number of the employer and the name, address ((~~and~~)), telephone number, fax number, and e-mail address of its principal representative;

(b) The name ((~~and~~)), address, and telephone number of the organization and the name, address ((~~and~~)), telephone number, fax number, and e-mail address of its principal representative;

(c) A description of the bargaining unit agreed to be appropriate, specifying inclusions and exclusions, and the number of employees in ((~~that~~)) the unit;

(d) A statement by the parties that no other organization is known which claims to represent any of the employees in the bargaining unit; that the parties agree that a question concerning representation exists; that a hearing is waived; and that the agency is requested to conduct and certify the results of a cross-check of individually signed and dated authorization cards or ((~~membership records~~)) letters submitted by the organization against the employment records of the employer;

(e) A list((~~, attached to the cross-check agreement as an appendix,~~)) containing the names of the employees in the bargaining unit;

(f) The suggestions of the parties as to the arrangements for conducting the cross-check;

(g) The agreement of the parties to be bound by the results of the cross-check; and

(h) The names, signatures and, if any, ((~~the~~)) titles of ((~~the~~)) all parties or their representatives ((~~of the parties~~)), and the date of the signatures.

(2) A cross-check agreement shall be filed at the commission's Olympia office as required by WAC 391-08-120(1), and copies shall be posted by the employer in conspicuous places on the employer's premises where notices to affected employees are usually posted. The cross-check agreement shall remain posted for at least seven days after it is filed with the agency.

(3) Upon the filing of a cross-check agreement ((~~conforming to the foregoing requirements and seeking a cross-check in~~)), the executive director or designee shall determine whether the proposed bargaining unit is, on its face, an appropriate bargaining unit((~~, the executive director~~)) under the applicable statute, and whether other conditions precedent to a cross-check are met. The agency shall proceed with the cross-check of records, if appropriate, or shall notify the parties of the reasons for rejection of the cross-check agreement. The cross-check may be conducted at any time following the execution of a cross-check agreement; but no certification shall be issued until seven days have elapsed following the filing and posting of the cross-check agreement. Where a motion for intervention is timely filed and granted, no certification shall be issued on the basis of the cross-check.

AMENDATORY SECTION (Amending WSR 00-14-048, filed 6/30/00, effective 8/1/00)

WAC 391-25-270 Interim certification—Supplemental ((~~agreements~~)) proceedings. Where the ((~~parties are able to agree generally on the matters to be set forth in an election agreement under WAC 391-25-230 or a cross-check agreement under WAC 391-25-250, but are unable to agree on~~)) matters at issue in a proceeding under this chapter are limited ((~~issues concerning the definition of the bargaining unit or employee~~)) to the eligibility of particular individuals or classifications for inclusion in the bargaining unit, ((~~they~~)) the executive director or designee may expedite the determination of the question concerning representation while reserving ((~~their disagreement~~)) the eligibility issues for subsequent determination ((~~by entering into a supplemental agreement under this rule together with an agreement under WAC 391-25-230 or 391-25-250~~)).

(1) ((~~A supplemental agreement shall contain:~~

~~(a) The names of all parties to the election agreement or cross-check agreement and the case number of the proceedings;~~

~~(b) Identification of the employees or classifications as to which a dispute exists, together with the identification of the position taken by each party on the dispute;~~

~~(c) A statement by all parties requesting that employees affected by the supplemental agreement be permitted to vote~~

~~by challenged ballot or be challenged for purposes of a cross-check, subject to a subsequent determination of the dispute; and that the certification of the results of the election or cross-check not be withheld pending the determination of the dispute unless the challenges are sufficient in number to affect the outcome; and~~

~~(d) The signatures and, if any, the titles, of the representatives of the parties.~~

~~(2) A supplemental agreement shall be filed at the commission's Olympia office as required by WAC 391-08-120(1), together with the agreement filed under WAC 391-25-230 or 391-25-250, and copies shall be posted with such agreement.~~

~~(3) Upon the filing of a supplemental agreement, the executive director~~)) The agency shall ((~~proceed with the determination of the question concerning representation~~)) conduct an election or cross-check, as may be appropriate.

(a) The individuals whose eligibility is disputed shall be permitted to vote by challenged ballot in an election.

(b) The individuals whose eligibility is disputed shall be listed as challenged in a cross-check, and any authorizations signed by those individuals shall not be tallied.

(2) After a tally is issued under WAC 391-25-550:

(a) If the challenges are sufficient in number to affect the outcome, they shall be determined under subsection (3) of this section, prior to the issuance of a certification. ((~~Otherwise, an interim certification shall be issued which shall be amended upon final disposition of the issues framed in the supplemental agreement.~~))

(b) If an organization is entitled to certification regardless of the reserved eligibility issues, a certification shall be issued, but the case shall remain open for supplemental proceedings under subsection (3) of this section. The employer and the exclusive bargaining representative shall have the duty to bargain, under the applicable statute, after a certification is issued under (b) of this subsection.

(c) If a certification of "no representation" is appropriate regardless of the reserved eligibility issues, a certification shall be issued and no supplemental proceedings shall be conducted.

(3) All eligibility issues reserved for subsequent determination under this section shall be resolved under WAC 391-25-290, 391-25-310, 391-25-350 and 391-25-390, without regard to whether the individuals cast challenged ballots.

AMENDATORY SECTION (Amending WSR 90-06-072, filed 3/7/90, effective 4/7/90)

WAC 391-25-290 Notice of hearing. ((~~After a petition has been filed,~~)) If it appears to the executive director or designee that ((~~there is reasonable cause to believe that~~)) a question concerning representation may exist((~~s~~)), ((~~there shall be issued~~)) a hearing officer shall issue a notice of hearing and have it served on the ((~~employer and on all organizations listed in the petition and on any organization having theretofore intervened, a notice of hearing before a hearing officer at a time and place fixed therein. Any such~~))parties. Attached to the notice of hearing shall be a copy of the investigation statement issued under WAC 391-25-220. A notice of hearing may be amended or withdrawn before the close of the hearing.

AMENDATORY SECTION (Amending WSR 90-06-072, filed 3/7/90, effective 4/7/90)

WAC 391-25-299 Special provision—Private sector and other employees. The commission lacks authority to proceed in representation disputes under chapter 49.08 RCW absent the agreement of all parties. ((~~The executive director shall not proceed in such matters unless an agreement is filed under WAC 391-25-230 or 391-25-250.~~)) WAC 391-25-290 through 391-25-390 shall not be applicable to proceedings under chapter 49.08 RCW, except for hearings and issues submitted ((~~under WAC 391-25-270~~)) by stipulation of all parties to the proceeding.

AMENDATORY SECTION (Amending WSR 00-14-048, filed 6/30/00, effective 8/1/00)

WAC 391-25-350 Hearings—((~~Nature and scope~~)) Reopening of hearing—Briefs. (1) Hearings shall be public, except where a protective order is issued under WAC 10-08-200(7), and shall be limited to matters concerning the determination ((~~of the existence~~)) of a question concerning representation((~~, the appropriate bargaining unit and questions of eligibility. During the course of the hearing, the hearing officer may, upon motion by any party, or upon his or her own motion, sequester witnesses. It shall be the duty of the hearing officer to inquire fully into all matters in issue and to obtain a clear and complete factual record upon which the commission and the executive director may discharge their duties under the pertinent statutes and these rules~~)).

(a) The parties shall be responsible for the presentation of their cases.

(b) The hearing officer shall ascertain the respective positions of the parties, to obtain a full and complete factual record upon which the agency may discharge its responsibilities under the applicable statute. The hearing officer has authority, under WAC 10-08-200 (8) and (9), to ask questions, call witnesses, and explore matters not raised or only partially raised by the parties.

(2) Once a hearing has been declared closed, it may be reopened only upon the timely motion of a party upon discovery of new evidence which could not with reasonable diligence have been discovered and produced at the hearing. ((~~Any party shall be entitled, upon request made before the close of the hearing, to file a brief.~~))

(3) The hearing officer may allow or direct the filing of briefs as to any or all of the issues in a case. Arrangements and due dates for briefs shall be established by the hearing officer. Any brief shall be filed with the hearing officer as required by WAC 391-08-120(1), and copies shall be served on all other parties to the proceeding as required by WAC 391-08-120 (3) and (4).

PERMANENT

AMENDATORY SECTION (Amending WSR 98-14-112, filed 7/1/98, effective 8/1/98)

WAC 391-25-370 Blocking charges—Suspension of proceedings—Request to proceed. (1) The executive director may suspend the processing of a representation petition under this chapter pending the outcome of related unfair labor practice proceedings, where:

(a) A complaint charging unfair labor practices is filed under the provisions of chapter 391-45 WAC; and

(b) It appears that the facts as alleged may constitute an unfair labor practice; and

(c) Such unfair labor practice could improperly affect the outcome of a representation election.

(2) The complainant(s) in the unfair labor practice case may file and serve, as required by WAC 391-08-120, a written request to proceed with the executive director. The request to proceed shall specify the case number of the representation proceeding, shall request that the representation petition be processed notwithstanding the pending unfair labor practice case, and shall waive the right to file objections under WAC 391-25-590 (1)(a) based on conduct alleged in the unfair labor practice case. Upon the filing of a request to proceed under this subsection, the executive director shall resume the processing of the representation petition and shall summarily dismiss any objections filed in conflict with the request to proceed.

(3) Where a complaint charging unfair labor practices is filed after the issuance of a notice of election, the executive director shall proceed with the determination of the question concerning representation, subject to the right of any party to file objections as provided in WAC 391-25-590.

AMENDATORY SECTION (Amending WSR 98-14-112, filed 7/1/98, effective 8/1/98)

WAC 391-25-390 Proceedings before the executive director. (1) The executive director may proceed ((~~forthwith~~)) upon the record, after submission of briefs or after hearing, as may be appropriate.

(a) The executive director shall determine whether a question concerning representation exists, and shall issue a direction of election, dismiss the petition or make other disposition of the matter.

(b) Unless otherwise provided in a direction of election, the cut-off date for eligibility to vote in an election shall be the date of issuance of the direction of election.

(2) Where the executive director determines that employee eligibility issues exist, the executive director may delegate authority to the hearing officer to decide those issues.

(3) A direction of election and other rulings in the proceedings up to the issuance of a tally are interim orders, and may only be appealed to the commission by objections under WAC 391-25-590 after the election. An exception is made for rulings on whether the employer or employees are subject to the jurisdiction of the commission, which may be appealed under WAC 391-25-660.

(4) Unless appealed to the commission under WAC 391-25-660, ((~~an order~~)) a decision issued under this section shall be the final order of the agency, with the same force and effect as if issued by the commission.

AMENDATORY SECTION (Amending WSR 98-14-112, filed 7/1/98, effective 8/1/98)

WAC 391-25-410 Cross-check of records. (1) Where a cross-check of records is to be conducted to determine a question concerning representation, the organization shall furnish to the agency original or legible copies of individual authorization cards or letters signed and dated by employees in the bargaining unit ((~~within~~)) no more than ninety days prior to the filing of the petition ((~~and indicating~~)). Authorization documents shall indicate that the employees authorize the named organization to represent them for the purposes of collective bargaining((~~, or shall furnish to the agency membership records maintained by the organization as a part of its business records containing the names of employees and indicating those employees currently members in good standing~~)).

(2) The agency shall honor a valid revocation of authorization contained in an individual card or letter signed by the employee and furnished to the agency by the employee. The agency shall notify the petitioner of the existence and number of any such revocation(s) prior to the commencement of the cross-check, but shall not disclose the identities of the employees involved.

(3) The employer shall make available to the agency original or legible copies of employment records maintained as a part of its business records containing the names and signatures of the employees in the bargaining unit.

(4) Prior to the commencement of the cross-check, the organization may file and serve, as required by WAC 391-08-120, a request that the question concerning representation be determined by a representation election. Any such requests shall be honored.

(5) Where the organization files a disclaimer or a request for election after the commencement of the cross-check, the cross-check shall be terminated and the organization shall not seek to be certified in the bargaining unit for a period of at least one year ((~~thereafter~~)).

(6) All cross-checks shall be by actual comparison of records furnished by the parties. The agency shall not disclose the names of employees giving representation authorization in favor of ((~~or appearing on the membership rolls of~~)) the organization. Upon the conclusion of the comparison of records, the agency ((~~officer conducting the cross-check~~)) shall ((~~prepare and~~)) furnish to the parties a tally sheet containing the number of employees in the bargaining unit, the number of employee records examined and the number of employee records counted as valid evidence of representation.

NEW SECTION

WAC 391-25-420 Unit determination elections. Employees shall not be subjected to examination or cross-examination concerning their views on the configuration of bargaining units. A unit determination election shall be the

PERMANENT

exclusive method to determine the "desire" of the employees involved.

(1) Where the executive director determines that either of two or more bargaining unit configurations proposed by petitioning or intervening organizations could be appropriate under other criteria, a unit determination election shall be conducted.

(2) Where an organization desires to merge two or more historically separate bargaining units, it may request a unit determination election under this section.

(a) The organization shall file a petition under WAC 391-25-070, indicating under "other relevant facts" that it is seeking a merger of two or more existing bargaining units.

(b) The showing of interest shall indicate support for the merger of units, and shall be evaluated separately in each of the historical bargaining units.

(c) The proposed merged unit must be an appropriate unit under the applicable statute.

(i) If the propriety of the merged bargaining unit is disputed, the executive director shall make a determination following a hearing.

(ii) If the propriety of the merged bargaining unit is stipulated, the executive director or designee shall determine whether the proposed unit is, on its face, an appropriate bargaining unit under the applicable statute.

(d) If the merged unit is found to be appropriate, the agency shall conduct a unit determination election in each of the bargaining units proposed for merger.

(i) If the merger is rejected in any of the historical units, the petition shall be dismissed.

(ii) If the merger is approved in all of the historical units and no motion for intervention has been granted, the executive director shall issue a certification designating the petitioning organization as exclusive bargaining representative of the merged bargaining unit.

(iii) If a motion for intervention has been granted under WAC 391-25-170 or 391-25-190, the agency shall conduct a representation election prior to the issuance of a certification.

AMENDATORY SECTION (Amending WSR 96-07-105, filed 3/20/96, effective 4/20/96)

WAC 391-25-430 Notice of election. When an election is to be conducted, the agency shall furnish the employer with appropriate notices, and the employer shall post them in conspicuous places on its premises where notices to affected employees are usually posted. The notice shall contain:

(1) The description of the bargaining unit or voting group(s) in which the election is to be conducted.

(2) The deadline for return of mail ballots or the date(s), hours and polling place(s) for an on-site election.

(3) The cut-off date, if any, or other criteria to be applied in establishing eligibility to vote in the election, including that the eligible employees are limited to those who continue to be employed within the bargaining unit on the day of the tally.

(4) A statement of the purpose of the election and the question to be voted upon or a sample ballot.

Notices of the election shall be posted for at least seven days, and shall remain posted until a tally of ballots has been issued. ((~~In computing such period,~~)) The day of posting shall be counted, but the day on which the polls are opened for an on-site election shall not be counted.

AMENDATORY SECTION (Amending WSR 98-14-112, filed 7/1/98, effective 8/1/98)

WAC 391-25-450 Disclaimers. An organization may disclaim a bargaining unit and have its name removed from the ballot by written notice filed and served as required by WAC 391-08-120. If a disclaimer is filed after the issuance of a notice of election, the organization filing the disclaimer shall not seek to be certified in ((~~that~~)) the bargaining unit for a period of at least one year ((~~thereafter~~)).

AMENDATORY SECTION (Amending WSR 96-07-105, filed 3/20/96, effective 4/20/96)

WAC 391-25-470 Mail ballot election procedures—Electioneering—Objectionable conduct. The executive director shall have discretion to conduct elections by mail ballot procedures designed to preserve the secrecy of employee voting. Multiple questions, including unit determination elections, may be submitted to employees at the same time on separate ballots. A notice and ballot materials shall be mailed by the agency to each eligible voter, and no less than fourteen days shall be provided between the date on which ballot materials are mailed to eligible employees and the deadline for return of the ballots.

(1) The following prohibitions apply to assure appropriate conditions for employees to cast their ballots:

(a) The reproduction of any document purporting to suggest, either directly or indirectly, that the agency endorses a particular choice in an election is prohibited.

(b) The use of deceptive campaign practices improperly involving the commission and its processes is prohibited.

(c) The use of forged documents is prohibited.

(d) Coercion or intimidation of eligible voters, or any threat of reprisal or force or promise of benefit to eligible voters, is prohibited.

(e) ((~~Changes of the status quo concerning wages, hours or other terms and conditions of employment of employees in the bargaining unit are prohibited during the period that a petition is pending before the commission under this chapter.~~)) Conduct in violation of WAC 391-25-140 is prohibited.

(f) Misrepresentations of fact or law are prohibited. To set aside an election, a misrepresentation must:

(i) Be a substantial misrepresentation of fact or law regarding a salient issue;

(ii) Be made by a person having intimate knowledge of the subject matter, so that employees may be expected to attach added significance to the assertion;

(iii) Occurring at a time which prevents others from effectively responding; and

(iv) Reasonably viewed as having had a significant impact on the election, whether a deliberate misrepresentation or not.

(g) Election speeches on the employer's time to massed assemblies of employees are prohibited during the period beginning ((~~twenty-four hours before~~)) on the scheduled date

PERMANENT

for the issuance of ballots to employees and continuing through the tally of ballots. Other electioneering allowed under (a) through (f) of this subsection is permitted during that period.

(2) Each party may be represented by observers of its own choosing at the tally of ballots. Any lists of those who have voted or who have abstained from voting shall be surrendered to the agency at the conclusion of the tally.

(3) Violations of this rule shall be grounds for setting aside an election upon objections properly filed.

AMENDATORY SECTION (Amending WSR 96-07-105, filed 3/20/96, effective 4/20/96)

WAC 391-25-490 On-site election procedures—Electioneering—Objectionable conduct. The executive director shall have discretion to conduct an election by on-site balloting procedures designed to preserve the secrecy of employee voting, if the circumstances of a particular case indicate that an on-site election would be more efficient or appropriate than a mail ballot election. Multiple questions, including unit determination elections, may be submitted to employees at the same time on separate ballots. Absentee balloting shall not be allowed.

(1) The following prohibitions apply to assure appropriate conditions for employees to cast their ballots.

(a) The reproduction of any document purporting to suggest, either directly or indirectly, that the agency endorses a particular choice in an election is prohibited.

(b) The use of deceptive campaign practices improperly involving the commission and its processes is prohibited.

(c) The use of forged documents is prohibited.

(d) Coercion or intimidation of eligible voters, or any threat of reprisal or force or promise of benefit to eligible voters, is prohibited.

(e) ((~~Changes of the status quo concerning wages, hours or other terms and conditions of employment of employees in the bargaining unit are prohibited during the period that a petition is pending before the commission under this chapter.~~)) Conduct in violation of WAC 391-25-140 is prohibited.

(f) Misrepresentations of fact or law are prohibited. To set aside an election, a misrepresentation must:

(i) Be a substantial misrepresentation of fact or law regarding a salient issue;

(ii) Be made by a person having intimate knowledge of the subject matter, so that employees may be expected to attach added significance to the assertion;

(iii) Occurring at a time which prevents others from effectively responding; and

(iv) Reasonably viewed as having had a significant impact on the election, whether a deliberate misrepresentation or not.

(g) Election speeches on the employer's time to massed assemblies of employees are prohibited during the period beginning twenty-four hours before the scheduled time for the opening of the polls and continuing through the tally of ballots. Other electioneering allowed under (a) through (f) of this subsection is permitted during that period.

(h) There shall be no electioneering at or about the polling place during the hours of voting.

(2) Each party may be represented by observers of its own choosing, subject to such limitations as the executive director may prescribe((~~: Provided, however, That~~)). During the hours of voting, no management official having authority over bargaining unit employees nor any officer or paid employee of an organization shall serve as observer. Any lists of those who have voted or who have abstained from voting shall be surrendered to the agency at the conclusion of the tally.

(3) Violations of this rule shall be grounds for setting aside an election upon objections properly filed.

AMENDATORY SECTION (Amending WSR 96-07-105, filed 3/20/96, effective 4/20/96)

WAC 391-25-510 Challenged ballots. Any observer or the election officer may challenge, for good cause, the eligibility of any person seeking to cast a ballot in the election. No person shall be denied the right to cast a challenged ballot. The election officer shall not have authority to resolve challenges, and the ballot of the challenged voter shall be placed in a sealed envelope identifying the voter and the observer or election officer challenging the eligibility of the voter. The ballot shall not be opened until the challenge is resolved. Any party may withdraw a challenge previously made and, unless the eligibility of the voter is challenged by another party or by the election officer, the challenge shall ((~~thereby~~)) be resolved. If the challenged ballots are insufficient in number to affect the results of the election, they shall be impounded and no ruling shall be made ((~~thereon~~)). If the challenged ballots are sufficient in number to affect the results of the election, the election officer shall ascertain the position of each party as to each challenged ballot and shall include the information in his or her report. If challenges raise material questions of fact which cannot be resolved without a hearing, there shall be issued and served on each of the parties a notice of hearing before a hearing officer. The rules relating to the conduct of hearings on petitions shall govern hearings on challenges, except that the scope of the hearing shall be limited to matters relevant to the disposition of the challenged ballots. The executive director shall have authority to rule on all challenges except those made by a party to preserve an objection to a ruling previously made by the executive director as to the eligibility of the challenged voter. If challenges of a type excepted from the authority of the executive director are sufficient in number to affect the results of the election, the matter shall be transferred to the commission for its determination under the provisions of WAC 391-25-670.

AMENDATORY SECTION (Amending WSR 90-06-072, filed 3/7/90, effective 4/7/90)

WAC 391-25-610 Procedure where no objections are filed. If no objections are filed within the time set forth above, and if any challenged ballots are insufficient in number to affect the determination of the question concerning representation, and if no run-off election is to be held, the executive director shall ((~~forthwith certify the results of the proceedings, with~~)) issue a certification having the same

force and effect as if issued by the commission. ((~~The proceedings will thereupon be closed.~~))

AMENDATORY SECTION (Amending WSR 00-14-048, filed 6/30/00, effective 8/1/00)

WAC 391-25-650 Briefs and written arguments on objections. (1) The due date for any appeal brief which the party filing an objection desires to have considered by the commission ((~~is~~)) shall be fourteen days following the later of:

(a) The issuance of a transcript of a hearing held under WAC 391-25-630(2); or

(b) The filing of objections under WAC 391-25-590 (1)(b).

Any brief shall be filed at the commission's Olympia office as required by WAC 391-08-120(1), and copies shall be served on all other parties as required by WAC 391-08-120 (3) and (4).

(2) The due date for any responsive brief which other parties desire to have considered by the commission ((~~is~~)) shall be fourteen days following the date on which that party is served with an appeal brief. Any brief shall be filed at the commission's Olympia office as required by WAC 391-08-120(1), and copies shall be served on all other parties as required by WAC 391-08-120 (3) and (4).

(3) The executive director or designee may extend the due date for an appeal brief or responsive brief. Such requests shall only be considered if made on or before the date the brief is due, and in compliance with WAC 391-08-180. Extensions of time shall not be routine or automatic.

AMENDATORY SECTION (Amending WSR 96-07-105, filed 3/20/96, effective 4/20/96)

WAC 391-35-001 Scope—Contents—Other rules. This chapter governs proceedings before the public employment relations commission on petitions for clarification of existing bargaining units and contains some well-established unit determination standards in a subchapter of rules beginning at WAC 391-35-300. The provisions of this chapter should be read in conjunction with ((~~the provisions of~~)):

(1) Chapter 10-08 WAC, which contains the model rules of procedure promulgated by the chief administrative law judge ((~~governing the conduct of~~)) to regulate adjudicative proceedings under chapter ((~~391-35 WAC~~)) 34.05 RCW, except:

(a) WAC 10-08-035, which is ((~~supplanted~~)) replaced by detailed requirements in WAC 391-35-050;

(b) WAC 10-08-050, which relates to ((~~procedures of the~~)) office of administrative hearings((~~, and so is~~)) procedures inapplicable to proceedings before the public employment relations commission;

(c) WAC 10-08-211, which is ((~~supplanted~~)) replaced by detailed requirements in WAC 391-35-210 and ((~~391-35-230~~)) 391-35-250; and

(d) WAC 10-08-230, which is ((~~supplanted~~)) replaced by detailed requirements in WAC 391-35-070 ((~~and 391-35-080~~)).

(2) Chapter 391-08 WAC, which contains rules of practice and procedure applicable to all types of proceedings before the public employment relations commission, and which also replaces some provisions of chapter 10-08 WAC.

(3) Chapter 391-25 WAC, which ((~~contains rules relating to~~)) regulates representation proceedings ((~~on petitions for investigation of questions concerning representation of employees~~)).

(4) Chapter 391-45 WAC, which ((~~contains rules relating to~~)) regulates unfair labor practice proceedings ((~~on complaints charging unfair labor practices~~)).

(5) Chapter 391-55 WAC, which ((~~contains rules relating to~~)) regulates the resolution of impasses ((~~occurring~~)) in collective bargaining.

(6) Chapter 391-65 WAC, which ((~~contains rules relating to~~)) regulates grievance arbitration ((~~of grievance disputes arising out of the interpretation or application of a collective bargaining agreement~~)) and grievance mediation proceedings.

(7) Chapter 391-95 WAC, which ((~~contains rules relating to determination of~~)) regulates union security ((~~disputes arising between employees and employee organizations certified or recognized as their bargaining representative~~)) nonassociation proceedings.

AMENDATORY SECTION (Amending WSR 90-06-073, filed 3/7/90, effective 4/7/90)

WAC 391-35-002 Sequence and numbering of rules—Special provisions. This chapter of the Washington Administrative Code is designed to regulate proceedings under a number of different chapters of the Revised Code of Washington. General rules are set forth in sections with numbers divisible by ten. Where a deviation from the general rule is required for conformity with a particular statute, that special provision is set forth in a separate rule, numbered as follows:

(1) Special provisions relating to chapter 41.56 RCW (Public Employees' Collective Bargaining Act) and to chapter 53.18 RCW (port employees) are set forth in WAC sections numbered one digit greater than the general rule on that subject matter.

(2) Special provisions relating to chapter 41.59 RCW (Educational Employment Relations Act) are set forth in WAC sections numbered two digits greater than the general rule on that subject matter.

(3) Special provisions relating to chapter 28B.52 RCW (professional negotiations—academic faculties of community college districts) are set forth in WAC sections numbered three digits greater than the general rule on that subject matter.

(4) Special provisions relating to chapter 49.08 RCW (private sector and other employees) are set forth in WAC sections numbered nine digits greater than the general rule on that subject matter.

PERMANENT

AMENDATORY SECTION (Amending WSR 96-07-105, filed 3/20/96, effective 4/20/96)

WAC 391-35-020 ((~~Petition—~~))Time for filing petition—Limitations on results of proceedings. ((~~(1) Disputes concerning status as a "confidential employee" may be filed at any time.~~

~~(2) Where there is a valid written and signed collective bargaining agreement in effect, a petition for clarification of the covered bargaining unit filed by a party to the collective bargaining agreement will be considered timely only if:~~

~~(a) The petitioner can demonstrate, by specific evidence, substantial changed circumstances during the term of the collective bargaining agreement which warrant a modification of the bargaining unit by inclusion or exclusion of a position or class; or~~

~~(b) The petitioner can demonstrate that, although it signed the current collective bargaining agreement covering the position or class at issue in the unit clarification proceedings:~~

~~(i) It put the other party on notice during negotiations that it would contest the inclusion or exclusion of the position or class via the unit clarification procedure; and~~

~~(ii) It filed the petition for clarification of the existing bargaining unit prior to signing the current collective bargaining agreement.~~

~~(3) Disputes concerning the allocation of employees or positions between two or more bargaining units may be filed at any time.~~))

TIMELINESS OF PETITION

(1) A unit clarification petition may be filed at any time, with regard to:

(a) Disputes concerning positions which have been newly created by an employer.

(b) Disputes concerning the allocation of employees or positions claimed by two or more bargaining units.

(c) Disputes under WAC 391-35-300 concerning a requirement for a professional education certificate.

(d) Disputes under WAC 391-35-310 concerning eligibility for interest arbitration.

(e) Disputes under WAC 391-35-320 concerning status as a confidential employee.

(f) Disputes under WAC 391-35-330 concerning one-person bargaining units.

(2) A unit clarification petition concerning status as a supervisor under WAC 391-35-340, or status as a regular part-time or casual employee under WAC 391-35-350, is subject to the following conditions:

(a) The signing of a collective bargaining agreement will not bar the processing of a petition filed by a party to the agreement, if the petitioner can demonstrate that it put the other party on notice during negotiations that it would contest the inclusion or exclusion of the position or class through a unit clarification proceeding, and it filed the petition prior to signing the current collective bargaining agreement.

(b) Except as provided under subsection (2)(a) of this section, the existence of a valid written and signed collective bargaining agreement will bar the processing of a petition filed by a party to the agreement unless the petitioner can demonstrate, by specific evidence, substantial changed circumstances during the term of the agreement which warrant a modification of the bargaining unit by inclusion or exclusion of a position or class.

LIMITATIONS ON RESULTS OF PROCEEDINGS

(3) Employees or positions may be removed from an existing bargaining unit in a unit clarification proceeding filed within a reasonable time period after a change of circumstances altering the community of interest of the employees or positions.

(4) Employees or positions may be added to an existing bargaining unit in a unit clarification proceeding:

(a) Where a petition is filed within a reasonable time period after a change of circumstances altering the community of interest of the employees or positions; or

(b) Where the existing bargaining unit is the only appropriate unit for the employees or positions.

(5) Except as provided under subsection (4) of this section, a question concerning representation will exist under chapter 391-25 WAC, and an order clarifying bargaining unit will not be issued under chapter 391-35 WAC:

(a) Where a unit clarification petition is not filed within a reasonable time period after creation of new positions.

(b) Where employees or positions have been excluded from a bargaining unit by agreement of the parties or by a certification, and a unit clarification petition is not filed within a reasonable time period after a change of circumstances.

(c) Where addition of employees or positions to a bargaining unit would create a doubt as to the ongoing majority status of the exclusive bargaining representative.

AMENDATORY SECTION (Amending WSR 00-14-048, filed 6/30/00, effective 8/1/00)

WAC 391-35-030 Petition ((~~form~~)) in writing—Number of copies—Filing—Service. Each petition for clarification of an existing bargaining unit shall be ((~~prepared on a form furnished by the commission or shall be prepared in conformance with WAC 391-35-050~~)) in writing, and shall be filed at the commission's Olympia office, as required by WAC 391-08-120(1). If the petition is filed other than as a jointly filed petition, the party filing the petition shall serve a copy on the other party to the collective bargaining relationship in which the disagreement arises, as required by WAC 391-08-120 (3) and (4).

AMENDATORY SECTION (Amending WSR 96-07-105, filed 3/20/96, effective 4/20/96)

WAC 391-35-050 Contents of petition. Each petition for clarification of an existing bargaining unit shall contain, in separate numbered paragraphs:

(1) Information identifying the parties and their relationships, including:

(a) The name ((~~and~~)), address, and telephone number of the employer, and the name, address ((~~and~~)), telephone number, fax number, and e-mail address of ((~~the employer's~~)) its

principal representative ((~~for the purposes of collective bargaining~~));

(b) The name, address, telephone number, fax number, and ((~~affiliation, if any,~~)) e-mail address of the exclusive representative, and the name, address ((~~and~~)), telephone number, fax number, and e-mail address of its principal representative;

(c) The employer's principal business;

(d) The parties' contractual relationship, indicating that:

(i) The parties((~~'~~)) have never had a contract; or

(ii) A copy of the current (or most recent ((~~applicable~~))) collective bargaining agreement is attached;

(e) The status of negotiations between the parties, indicating that:

(i) The parties' contract is closed; or

(ii) The parties are currently in contract negotiations;

(f) The description of the existing bargaining unit, specifying inclusions and exclusions;

(g) The number of employees in the bargaining unit; and

(h) The history of the bargaining unit, including at least the approximate date of its creation.

(2) Identification of the ((~~issues of the proposed clarification, including listing the~~)) position(s), classification(s) or group(s) at issue, the number of employees in each ((~~such~~)) position, classification or group, the present bargaining unit inclusion or exclusion status of each ((~~such~~)) position, classification or group, ((~~and~~)) identification of the party proposing that the present status be changed, and the reason for the proposed change.

(3) Identification of other interested organizations, including names and addresses of any other employee organizations claiming to represent any employees affected by the proposed clarification(s), and brief description(s) of the contracts, if any, covering such employees.

(4) Any other relevant facts.

(5) The name, signature(s) and, if any, ((~~the~~)) title(s) of the representative(s) of the petitioner(s), and the date of the signature.

AMENDATORY SECTION (Amending WSR 90-06-073, filed 3/7/90, effective 4/7/90)

WAC 391-35-090 Notice of hearing. ((~~After a petition for clarification of an existing bargaining unit has been filed,~~)) If it appears to the executive director or designee that a disagreement exists which ((~~might appropriately be the subject of~~)) could be the basis for issuing an order clarifying ((~~an existing~~)) the bargaining unit or units, ((~~there shall be issued~~)) a hearing officer shall issue a notice of hearing and have it served on the ((~~employer and on the exclusive representative a notice of hearing before a hearing officer at a time and place fixed therein. Any such~~)) parties. A notice of hearing may be amended or withdrawn ((~~prior to~~)) before the close of the hearing.

AMENDATORY SECTION (Amending WSR 90-06-073, filed 3/7/90, effective 4/7/90)

WAC 391-35-099 Special provision—Private sector and other employees. The commission lacks authority to proceed in unit clarification proceedings under chapter 49.08 RCW absent the agreement of all parties. The executive director shall not proceed in such matters unless a written agreement is filed by the parties to submit their dispute for arbitration by the commission under chapter 49.08 RCW and these rules.

AMENDATORY SECTION (Amending WSR 96-07-105, filed 3/20/96, effective 4/20/96)

WAC 391-35-110 Coordination of proceedings. (1) ((~~A unit clarification petition cannot be processed if a question concerning representation exists.~~)) If a petition for clarification under this chapter is pending at the same time as a petition under chapter 391-25 WAC involving all or any part of the same bargaining unit, the proceedings under this chapter shall be suspended, and all issues concerning the description of the bargaining unit shall be resolved in the proceedings under chapter 391-25 WAC.

(2) A unit clarification proceeding may control or be controlled by an unfair labor practice proceeding. If a petition for clarification under this chapter is pending at the same time as a complaint under chapter 391-45 WAC involving all or any part of the same bargaining unit, the executive director or designee shall have discretion to withhold processing of one of the related proceedings pending the outcome of the other related proceeding.

AMENDATORY SECTION (Amending WSR 00-14-048, filed 6/30/00, effective 8/1/00)

WAC 391-35-170 Hearings—((~~Nature and scope~~)) Reopening of hearing—Briefs. (1) Hearings shall be public, except where a protective order is issued under WAC 10-08-200(7), and shall be limited to matters concerning the ((~~determination of the petition for~~)) clarification of ((~~an~~)) the existing bargaining unit. ((~~During the course of the hearing, the hearing officer may, upon motion by any party, or upon his or her own motion, sequester witnesses. It shall be the duty of the hearing officer to inquire fully into all matters in issue and to obtain a full and complete factual record upon which the commission and the executive director may discharge their duties under the pertinent statutes and these rules.~~))

(a) The parties shall be responsible for the presentation of their cases.

(b) The hearing officer shall ascertain the respective positions of the parties, to obtain a full and complete factual record upon which the agency may discharge its responsibilities under the applicable statute. The hearing officer has authority, under WAC 10-08-200 (8) and (9), to ask questions, call witnesses, and explore matters not raised or only partially raised by the parties.

(2) Once a hearing has been declared closed, it may be reopened only upon the timely motion of a party upon discovery of new evidence which could not with reasonable diligence have been discovered and produced at the hearing. ((~~Any party shall be entitled, upon request made before the close of the hearing, to file a brief.~~))

(3) The hearing officer may allow or direct the filing of briefs as to any or all of the issues in a case. Arrangements

PERMANENT

and due dates for briefs shall be established by the hearing officer. Any brief shall be filed with the hearing officer as required by WAC 391-08-120(1), and copies shall be served on all other parties to the proceeding as required by WAC 391-08-120 (3) and (4).

AMENDATORY SECTION (Amending WSR 98-14-112, filed 7/1/98, effective 8/1/98)

WAC 391-35-190 Proceedings before the executive director. (1) The executive director may proceed ((~~forthwith~~)) upon the record, after submission of briefs or after hearing, as may be appropriate. The executive director shall determine the status of each position, classification or group of employees over which there is a disagreement and issue an order clarifying bargaining unit, dismiss the petition or make other disposition of the matter.

(2) Where the executive director determines that employee eligibility issues exist, the executive director may delegate authority to the hearing officer to decide those issues.

(3) Unless appealed to the commission under WAC 391-35-210, ((~~an order~~)) a decision issued under this section shall be the final order of the agency, with the same force and effect as if issued by the commission.

PERMANENT

NEW SECTION

WAC 391-35-320 Exclusion of confidential employees. Confidential employees excluded from all collective bargaining rights shall be limited to:

(1) Any person who participates directly on behalf of an employer in the formulation of labor relations policy, the preparation for or conduct of collective bargaining, or the administration of collective bargaining agreements, except that the role of such person is not merely routine or clerical in nature but calls for the consistent exercise of independent judgment; and

(2) Any person who assists and acts in a confidential capacity to such person.

NEW SECTION

WAC 391-35-330 One-person bargaining unit inappropriate. A bargaining unit cannot be considered appropriate if it includes only one employee.

NEW SECTION

WAC 391-35-340 Unit placement of supervisors—Bargaining rights of supervisors. (1) It shall be presumptively appropriate to exclude persons who exercise authority on behalf of the employer over subordinate employees (usually termed "supervisors") from bargaining units containing their rank-and-file subordinates, in order to avoid a potential for conflicts of interest which would otherwise exist in a combined bargaining unit.

(2) It shall be presumptively appropriate to include persons who exercise authority on behalf of the employer over subordinate employees (usually termed "supervisors") in separate bargaining units for the purposes of collective bargaining.

(3) The presumptions set forth in this section shall be subject to modification by adjudication.

NEW SECTION

WAC 391-35-342 Special provision—Educational employees. Supervisors, principals and assistant principals acquire collective bargaining rights under chapter 41.59 RCW only by means of an election conducted under RCW 41.59.080.

NEW SECTION

WAC 391-35-343 Special provision—Academic employees. Administrators acquire collective bargaining rights under chapter 28B.52 RCW only by means of an election conducted under RCW 28B.52.020(3).

NEW SECTION

WAC 391-35-350 Unit placement of regular part-time employees—Exclusion of casual and temporary employees. (1) It shall be presumptively appropriate to include regular part-time employees in the same bargaining unit with full-time employees performing similar work, in order to avoid a potential for conflicting work jurisdiction claims which would otherwise exist in separate units. Employees who, during the previous twelve months, have worked more than one-sixth of the time normally worked by full-time employees, and who remain available for work on the same basis, shall be presumed to be regular part-time employees. For employees of school districts and educational institutions, the term "time normally worked by full-time employees" shall be based on the number of days in the normal academic year.

(2) It shall be presumptively appropriate to exclude casual and temporary employees from bargaining units.

(a) Casual employees who have not worked a sufficient amount of time to qualify as regular part-time employees are presumed to have had a series of separate and terminated employment relationships, so that they lack an expectation of continued employment and a community of interest with full-time and regular part-time employees.

(b) Temporary employees who have not worked a sufficient amount of time to qualify as regular part-time employees are presumed to lack an expectation of continued employment and a community of interest with full-time and regular part-time employees.

(3) The presumptions set forth in this section shall be subject to modification by adjudication.

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 391-35-080 Prehearing conferences.

AMENDATORY SECTION (Amending WSR 00-14-048, filed 6/30/00, effective 8/1/00)

WAC 391-45-001 Scope—Contents—Other rules. This chapter governs proceedings before the public employment relations commission on complaints charging unfair labor practices. The provisions of this chapter should be read in conjunction with:

(1) Chapter 10-08 WAC, which contains the model rules of procedure promulgated by the chief administrative law judge to regulate adjudicative proceedings under chapter 34.05 RCW, except:

(a) WAC 10-08-035, which is replaced by detailed requirements in WAC 391-45-050;

(b) WAC 10-08-050, which relates to office of administrative hearings procedures inapplicable to proceedings before the public employment relations commission;

(c) WAC 10-08-211, which is replaced by detailed requirements in WAC 391-45-350 and 391-45-390; and

(d) WAC 10-08-230, which is replaced by detailed requirements in WAC 391-45-070, 391-45-090, and 391-45-260.

(2) Chapter 391-08 WAC, which contains rules of practice and procedure applicable to all types of proceedings before the public employment relations commission, and which also replaces some provisions of chapter 10-08 WAC.

(3) Chapter 391-25 WAC, which regulates representation proceedings.

(4) Chapter 391-35 WAC, which regulates unit clarification proceedings and contains some well-established unit determination standards in a subchapter of rules beginning at WAC 391-35-300.

(5) Chapter 391-55 WAC, which regulates the resolution of impasses in collective bargaining.

(6) Chapter 391-65 WAC, which regulates grievance arbitration and grievance mediation proceedings.

(7) Chapter 391-95 WAC, which regulates union security nonassociation proceedings.

AMENDATORY SECTION (Amending WSR 00-14-048, filed 6/30/00, effective 8/1/00)

WAC 391-45-002 Sequence and numbering of rules—Special provisions. This chapter of the Washington Administrative Code is designed to regulate proceedings under a number of different chapters of the Revised Code of Washington. General rules are set forth in sections with numbers divisible by ten. Where a deviation from the general rule is required for conformity with a particular statute, that special provision is set forth in a separate rule numbered as follows:

(1) Special provisions relating to chapter 41.59 RCW (Educational Employment Relations Act) are set forth in WAC sections numbered two digits greater than the general rule on that subject matter.

(2) Special provisions relating to chapter 49.08 RCW (Private sector and other employees) are set forth in WAC sections numbered nine digits greater than the general rule on that subject matter.

AMENDATORY SECTION (Amending WSR 99-14-060, filed 7/1/99, effective 8/1/99)

WAC 391-55-001 Scope—Contents—Other rules. This chapter governs proceedings before the public employment relations commission relating to the resolution of impasses occurring in collective bargaining. The provisions of this chapter should be read in conjunction with the provisions of:

(1) Chapter 391-08 WAC, which contains rules of practice and procedure applicable to all types of proceedings before the public employment relations commission, and which also replaces some provisions of chapter 10-08 WAC.

(2) Chapter 391-25 WAC, which regulates representation proceedings.

(3) Chapter 391-35 WAC, which regulates unit clarification proceedings and contains some well-established unit determination standards in a subchapter of rules beginning at WAC 391-35-300.

(4) Chapter 391-45 WAC, which regulates unfair labor practice proceedings.

(5) Chapter 391-65 WAC, which regulates grievance arbitration proceedings.

(6) Chapter 391-95 WAC, which regulates union security nonassociation proceedings.

AMENDATORY SECTION (Amending WSR 99-14-060, filed 7/1/99, effective 8/1/99)

WAC 391-65-001 Scope—Contents—Other rules. This chapter governs proceedings before the public employment relations commission relating to arbitration of grievance disputes arising out of the interpretation or application of a collective bargaining agreement. The provisions of this chapter should be read in conjunction with the provisions of:

(1) Chapter 391-08 WAC, which contains rules of practice and procedure applicable to all types of proceedings before the public employment relations commission, and which also replaces some provisions of chapter 10-08 WAC.

(2) Chapter 391-25 WAC, which regulates representation proceedings.

(3) Chapter 391-35 WAC, which regulates unit clarification proceedings and contains some well-established unit determination standards in a subchapter of rules beginning at WAC 391-35-300.

(4) Chapter 391-45 WAC, which regulates unfair labor practice proceedings.

(5) Chapter 391-55 WAC, which regulates the resolution of impasses in collective bargaining.

(6) Chapter 391-95 WAC, which regulates union security nonassociation proceedings.

PERMANENT

AMENDATORY SECTION (Amending WSR 00-14-048, filed 6/30/00, effective 8/1/00)

WAC 391-95-001 Scope—Contents—Other rules. This chapter governs proceedings before the public employment relations commission on disputes concerning the right of nonassociation under the union security provisions of certain statutes. The provisions of this chapter should be read in conjunction with:

(1) Chapter 10-08 WAC, which contains the model rules of procedure promulgated by the chief administrative law judge to regulate adjudicative proceedings under chapter 34.05 RCW, except:

(a) WAC 10-08-035, which is replaced by detailed requirements in WAC 391-95-110;

(b) WAC 10-08-050, which relates to office of administrative hearings procedures inapplicable to proceedings before the public employment relations commission;

(c) WAC 10-08-211, which is replaced by detailed requirements in WAC 391-95-270 and 391-95-290; and

(d) WAC 10-08-230, which is replaced by detailed requirements in WAC 391-95-170.

(2) Chapter 391-08 WAC, which contains rules of practice and procedure applicable to all types of proceedings before the public employment relations commission, and which also replaces some provisions of chapter 10-08 WAC.

(3) Chapter 391-25 WAC, which regulates representation proceedings.

(4) Chapter 391-35 WAC, which regulates unit clarification proceedings and contains some well-established unit determination standards in a subchapter of rules beginning at WAC 391-35-300.

(5) Chapter 391-45 WAC, which regulates unfair labor practice proceedings.

(6) Chapter 391-55 WAC, which regulates the resolution of impasses in collective bargaining.

(7) Chapter 391-65 WAC, which regulates grievance arbitration and grievance mediation proceedings.

WSR 01-14-016
PERMANENT RULES
WENATCHEE VALLEY COLLEGE
[Filed June 25, 2001, 11:42 a.m.]

Date of Adoption: June 6, 2001.

Purpose: Adopt rules: Chapter 132W-131 WAC, Tuition and fees; chapter 132W-134 WAC, Designation of rules coordinator; chapter 132W-141 WAC, Use of college facilities; chapter 132W-168 WAC, Use of library; and chapter 132W-300 WAC, Grievance—Discrimination.

Statutory Authority for Adoption: Chapter 28B.50 RCW.

Adopted under notice filed as WSR 01-10-015 on May [April] 23, 2001.

Changes Other than Editing from Proposed to Adopted Version: Terminology added in WAC 132W-300-060 to provide for investigation of grievance against college president or board of trustees members.

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 23, 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.

June 5, 2001
William Martin
Dean of Administrative Services
Rules Coordinator

NEW CHAPTER
WAC 132W-131
Tuition and Fees

NEW SECTION

WAC 132W-131-010 Tuition and fee schedules. Chapter 28B.15 RCW sets the parameters for tuition and fee levels at state community colleges. The legislature establishes the tuition and fee rates each biennium. The tuition and fee rates charged by Wenatchee Valley College are based on this legislation. The specific amounts to be charged are transmitted to Wenatchee Valley College by the state board for community college education.

NEW SECTION

WAC 132W-131-020 Location of schedules. Additional and detailed information and specific amounts to be charged for each category of students will be found in the class schedule and at the following locations on the Wenatchee Valley College campuses:

(1) The counseling center;

(2) The admission/registration office;

(3) The WVC-North administration office;

(4) The instruction office;

(5) The financial aid office.

NEW SECTION

WAC 132W-131-030 Tuition and fee waivers. (1) Wenatchee Valley College may periodically establish tuition and fee waivers as authorized by state law and by the state board for community and technical colleges. This will be done in accordance with chapter 131-28 WAC and under regular college fiscal processes. Information regarding specific

waivers will be available as provided in WAC 132W-131-020.

(2) Upon an applicant's request, individual determinations on tuition and fee waivers will be reviewed by the college (registrar), in a brief adjudicative proceeding under RCW 34.05.482 through 34.05.494.

NEW CHAPTER
WAC 132W.134
Rules Coordinator

Reviser's note: The typographical error in the above material occurred in the copy filed by the Wenatchee Valley College and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-134-010 Rules coordinator. The rules coordinator for Wenatchee Valley College as designated by the president is:
Dean of Administrative Services
Wenatchee Valley College
1300 Fifth St.
Wenatchee, WA 98801

NEW CHAPTER
WAC 132W-141
Use of Facilities

NEW SECTION

WAC 132W-141-010 Policy statement The College is committed to providing quality educational and cultural services to the people of the College district. On this basis, College facilities are made available for use by organizations conducting educational, cultural, civic, or community activities. College related activities of public educational, cultural or community service nature shall be given first priority consideration for the use of College facilities. Exemptions to the rental fee must be authorized by the president or designee, if deemed to further the best interests of the College, its faculty, staff or students.

The College reserves the right to deny an application by any group, organization, or individual which discriminates in their membership or limits participation in a manner inconsistent with the College's non-discrimination policy.

College facilities may not be used for religious worship, exercise, or instruction (Washington State Constitution, Article 1, Section 11). College facilities may not be used in ways which interfere with the College's teaching, research, public service or support programs or interfere with the flow of pedestrian or vehicular traffic.

College facilities may be used for activities of a commercial nature or by commercial firms provided that the activity does not conflict with College functions and that charges are levied reflecting the full cost of the facility usage.

The College reserves the right to deny any application or to revoke any permit at any time if actions resulting from such application or permission constitute unlawful activity; or, if in the judgment of the administration, present imminent danger of unlawful activity, or if a prospective user has previously violated the provisions or rules and regulations of the College; or if activities which, in the judgment of the president or designee, conflict with, directly compete with, or are incompatible with the programs or mission of the College.

NEW SECTION

WAC 132W-141-020 Scheduling 1. College facilities are made available for outside agencies or individuals by scheduling through the room calendar coordinator on each campus with approval by the dean of administrative services. Students must request facility usage with the student programs office, which will schedule requests through room scheduling. Any organization wishing to use college facilities on the college campus shall provide the following information:

a. Name of sponsoring organization;
b. Name of person in charge of arrangements;
c. Number of participating individuals;
d. Nature of proposed meeting;
e. Desired dates and times;
f. Type of facilities desired;
g. Desired special optional equipment or arrangements.

2. If the desired facility is available, a contract for the use of the facility is prepared by the office of the dean of administrative services and is to be completed and returned by the user group representative. Requests for scheduling will normally not be allowed more than two months in advance or beyond the end of the quarter in which a request is made. All applications shall be presented in time to allow consideration by the college board of trustees if needed.

3. No publicity may be released until the college receives copy of the contract signed by the user. Publicity for all non-college sponsored events must include the name of the sponsoring organization. This publicity must not imply Wenatchee Valley College sponsorship.

4. The possession or consumption of alcoholic beverages on college premises or at college-related activities is prohibited except when pre-approved by the board of trustees or the president in accordance with State Board for Liquor Control regulations.

NEW SECTION

WAC 132W-141-030 Rental fees, additional charges, payment The following fees and charges are applicable to all non-college use of college facilities.

1. Rental fees include routine custodial services during normal working hours. Any custodial/security/technical services required in addition to the routine service normally provided shall be paid by the user at current rates which may include overtime.

2. User organizations using campus facilities after 10:00 p.m. on weekdays, or on weekends, or college holidays will be charged custodial/security/technical services at current hourly rates of time and one-half for a minimum of two hours.

3. The rental schedule shall apply to by all non-college groups. Exemption and/or reduction in fees are allowed

PERMANENT

under WAC 132W-141-090. The dean of administrative services is responsible for financial negotiations regarding custodial and rental expenses.

4. The business office prepares and issues Invoices for rental fees and any required guarantee or bond (WAC 132W-141-060). All fees will be made payable to Wenatchee Valley College one week before the use of the facility.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: The unnecessary underscoring in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-141-040 Optional services The user shall arrange food and beverage services in advance with the food services manager. Outside food service is not permitted without prior written approval from the food services manager. For a fee, college-owned audio-visual equipment may be used on campus by any group using college facilities when arranged in advance through college media services.

NEW SECTION

WAC 132W-141-050 Violation of responsibilities 1. College officials shall have the right to terminate a contract immediately and without notice upon discovery of a violation of any term, condition, or provision of this policy.

2. Contracts will be terminated immediately if, in the judgment of the college administration, imminent danger exists or unlawful activity is practiced by the using organization.

NEW SECTION

WAC 132W-141-060 Liability 1. The dean of administrative services may require that any user post of an adequate bond, deposit or a certificate of insurance before any rental agreement is consummated.

2. The amount of the insurance for liability and property damage is at the discretion of the dean of administrative services, proof of coverage must be presented to the dean at least fourteen days prior to the date of the event. The college may request it be named as an additional insured on such liability insurance policy or certificate.

3. In consideration of the permission granted to the user of college facilities, the user shall release the college and its agents, employees, or officers from all debts, claims, demands, damages, actions and causes of action whatsoever, which may occur as a result of the use of college facilities. The user shall further agree to protect, indemnify, and hold harmless the district, college, and its agents, employees, and officers from any claims, demands, actions, damages or causes of action directly or indirectly arising out of the use of the facilities or premises. Any group or individual applying for the use of a college facility shall accept financial responsibility and liability. Application for college facility use shall constitute acceptance by said group/individual of the responsibility stated above and willingness to comply with all rules and regulations regarding the use of college facilities.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

NEW SECTION

WAC 132W-141-070 Damages The user organization is responsible for and shall be liable for any repairs or replacement occasioned or made necessary by negligence or misuse of the facility. Damage to college equipment, including stage, audio-visual, or lighting equipment, during and by reason of the occupancy of the premises by the user, shall be paid from the guarantee deposit. The balance, if any, shall be returned to the organization making the deposit. If the guarantee deposit is not sufficient to cover the damage, the group using the facilities will be billed for the difference.

NEW SECTION

WAC 132W-141-080 Cancellations 1. Cancellations for facility rentals should be made at least 48 hours in advance. Notice of cancellation must be directed to the Dean of Administrative Services, Wenatchee Valley College, 1300 Fifth Street, Wenatchee, WA 98801-1799, telephone number 509-662-1651 ext. 2133. Failure to cancel at least 48 hours in advance may result in the forfeiture of rental fees.

2. Cancellations for catering services are the responsibility of the applicant and must be made at least 48 hours in advance. Notice of cancellation must be directed to the Food Services Manager, Wenatchee Valley College, 1300 Fifth Street, Wenatchee, WA 98801-1799, telephone number 509-662-1651 ext. 2410. Failure to cancel at least 48 hours in advance may require the user to reimburse the college for preparation and personnel expenses.

3. Cancellations for audio/visual services are the responsibility of the applicant and must be made at least 48 hours in advance. Notice of cancellations must be directed to the Office of Media Services, Wenatchee Valley College, 1300 Fifth Street, Wenatchee, WA 98801-1799, telephone number 509-662-1651 ext. 2802. Failure to cancel at least 48 hours in advance may result in the forfeiture of rental fees.

NEW SECTION

WAC 132W-141-090 Exemptions from or reduction in rental fees 1. WAC 132W-141-010 allows for exemptions from rental fees. Such exemptions or reductions in rental fees must be authorized by the president or designee, if the planned use deemed to further the best interests of the College and its.

Applications for reductions or exemptions must be made in writing to the Dean of Administrative Services two weeks prior to the event. The application must cite why the exemption meets the best interests and educational mission of the college.

2. If space is available, exemptions for classroom use are normally granted to state-supported educational institutions

PERMANENT

with charges only to recover direct costs. A WVC facility use agreement addendum will outline such cost recoveries.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

New Chapter
WAC 132W-168
USE OF COLLEGE LIBRARIES

NEW SECTION

WAC 132W-168-010 Library loans. Materials from the college library-media center are checked out only to the following groups.

1. All currently registered students of the college;

2. All current faculty and administrative staff members;

3. All persons currently employed in classified staff positions;

4. All holders of currently valid courtesy cards.

5. All (verified) residents of District 15

This latter group includes members of the board of trustees, community educators whose work might necessitate usage of library-media materials, and other individuals who show a particular need for specialized items in the library-media collections which are not available elsewhere; They may check-out print materials only. No audio-visual material checkout or computer access.

6. Students from other institutions with which the college library-media center has a reciprocal lending agreement through a "shared use plan." This group may use materials on a loan basis at the discretion of the circulation supervisor who will determine lending priorities based upon the current usage of individual items by Wenatchee Valley College students.

NEW SECTION

WAC 132W-168-020 Loss and damage. In cases where damage or loss of library material occurs, the patron will be assessed the replacement cost. When materials are not returned, holds are placed on the transcript records of those involved. In extreme cases, when expensive or valuable items are involved, the provisions of RCW 27.12.340 concerning willfully retaining library materials may be invoked.

NEW SECTION

WAC 132W-168-030 Inspection. The library shall have the right to inspect packages, brief cases, containers, articles, and materials leaving the building to prevent the unauthorized removal of library resources. The inspection may be done by persons or devices designed to detect unauthorized removals.

NEW SECTION

WAC 132W-168-040 Prohibited entry. The library shall have the right to prevent entry of foods and beverages, animals (except for service animals) or other things detrimental to the library purpose.

New Chapter
WAC 132W-300
Grievance Procedures - Discrimination

NEW SECTION

WAC 132W-300-001 Grievance procedures - Discrimination The procedures for resolving all types of discrimination and harassment complaints are described below and provide a means for resolving any alleged unfair or improper action.

NEW SECTION

WAC 132W-300-010 Definitions (1) Complaint means the cause of dissatisfaction, resentment, or discontent which leads to a petition, a grievance, or an appeal.

(2) Discrimination means an action or actions based on prejudice.

(3) Grievance means the formal request to some higher authority for action when the complaint includes the allegation of violations of the policies of the college.

(4) Grievant means an individual or a group of individuals who have a complaint or are filing a grievance.

(5) Harassment means to persistently act to disturb or irritate.

(6) Petition means an informal request to resolve complaints prior to engaging in the grievance process.

NEW SECTION

WAC 132W-300-020 Scope of procedure A complaint may be initiated by an individual or group of individuals, who shall be known as the grievant. The alleged incident may be initiated by any individual, group of individuals, or by the college itself. Claims of alleged harassment or discrimination may be made by any student, faculty member, administrative/exempt employee, classified staff member of the college, or by any applicant for admission or employment.

NEW SECTION

WAC 132W-300-030 Confidentiality and right to privacy Each complaint shall be handled in a confidential manner so as to protect the privacy of the parties involved to the fullest extent possible.

NEW SECTION

WAC 132W-300-040 Limits to authority (1) Violations of this policy on the part of a classified staff member

PERMANENT

may result in the application of disciplinary procedures outlined in WAC 251-11 up to and including dismissal.

(2) Violations of this policy on the part of a faculty member may result in the application of procedures outlined in negotiated Agreement with the AHE up to and including dismissal

(3) Violations of this policy on the part of an administrative/exempt staff member may lead to immediate dismissal.

(4) Violations of this policy on the part of a student may lead to disciplinary procedures outlined in the WVC student handbook.

(5) Nothing in this procedure shall prevent the District President from taking immediate disciplinary action in accordance with federal and state laws, rules and regulations, and the applicable negotiated Agreement(s) should it be deemed necessary.

NEW SECTION

WAC 132W-300-050 Informal petition options The parties are encouraged to meet informally in an effort to resolve all complaints. Anyone with a complaint may use one or more of the options outlined below.

(1) Any individual with a complaint alleging harassment or discrimination may discuss the complaint with the person or group of people acting in a discriminatory manner.

(2) An individual may choose not to discuss the issue with the parties directly involved. In such a case the issue may be brought to the appropriate administrative supervisor (i.e., either director or dean).

(3) The complaint may be discussed with the Director of Personnel, or the Special Populations Coordinator, or the Multicultural Affairs Coordinator, who have two courses of action:

(a) investigate the complaint; or,

(b) act as a neutral third-party when the complainant discusses the allegation with the other party.

(4) A complaint may be brought to the Washington State Human Rights Commission, the U.S. Department of Education's Office of Civil Rights, or the U.S. Equal Employment Opportunity Commission at any time.

NEW SECTION

WAC 132W-300-060 Formal grievance procedures If the parties are unable to resolve the complaint informally through the one of the options listed in WAC 132W-300-050 above,, the grievance shall be resolved in the following manner.

(1) Requirements. In order to conduct an adequate investigation, and resolve the complaint as fully and justly as possible the following requirements shall be in force:

(a) All grievances must be in writing and shall include: The date and time of the alleged incident; the name of the individual or group whom the complaint is against, if known; a statement of the incident; the remedy being sought; the name(s) of the grievant(s); the grievant's relationship to the College (i.e., student, faculty, classified, administrator, or applicant); and must include the signature of the grievant(s), and the date which the grievance is signed.

(b) Evidence used to substantiate the claim(s) should be submitted at step 1. Evidence not introduced at step 1 and not brought out during the investigation, (step 2), will not be considered in preparing the finding of fact or conclusions.

(c) Grievances must be submitted within thirty (30) calendar days of the date of the alleged incident, or the date the grievant knew or should have known of the incident.

(2) Grievance Procedures

STEP 1. Reporting the incident. The grievant shall report the incident, in writing, and submit the report to the Dean of the North Campus, the Director of Personnel Services or the Multicultural Affairs Coordinator within thirty (30) calendar days of the date of the alleged incident, or the date the grievant knew or should have known of the incident. Grievances filed with the Dean of the North Campus will be delivered to the Director of Personnel Services within five (5) calendar days. Incidents reported after thirty days will not be considered. Reports which do not conform to the requirements specified in F.1.a) above may be dropped if insufficient information is available, and the grievant or other witnesses are not able to provide further information.

STEP 2. Investigation. Complaints may be handled by either an internal or outside investigator, as determined by the District President. The District President shall appoint an investigator to conduct an investigation and prepare findings of fact and conclusions. If the complaint is against the District President or a member or members of the Board of Trustees, the Board of Trustees may designate an outside investigator. A written report of findings and conclusions shall be submitted to the District President within thirty (30) calendar days of the college's receipt of the grievance. In the case of a complaint against the District President or a member or members of the Board of Trustees, the written report shall be submitted to the Board of Trustees. The investigator may request, and the District President or Board of Trustees may grant, up to thirty (30) additional days to complete the investigation for good cause.

STEP 3. Outcome and Feedback. The District President Board Chair, or Board of Trustees as a whole shall send a copy of the report to the grievant, the accused, and the appropriate supervisor within ten (10) calendar days. Each recipient may respond in writing to the District President or the Board of Trustees within ten (10) days of the date the report was sent.

STEP 4. Action. The District President Board Chair, or Board of Trustees as a whole shall determine the appropriate course of action, including any disciplinary action to be taken, within ten (10) calendar days after a response was due. Such action shall be in accordance with federal and state laws, rules and regulations, District policies, and the appropriate negotiated Agreement(s).

Reviser's note: The typographical errors in the above section occurred in the copy filed by the agency and appear in the Register pursuant to the requirements of RCW 34.08.040.

PERMANENT

WSR 01-14-019
PERMANENT RULES
STATE BOARD OF EDUCATION
[Filed June 26, 2001, 11:52 a.m.]

Date of Adoption: June 15, 2001.

Purpose: To prove [approve] a waiver option under special conditions from the conditions covered in the WAC.

Citation of Existing Rules Affected by this Order: Amending WAC 180-33-042 Replacement option.

Statutory Authority for Adoption: RCW 28A.525.020.

Adopted under notice filed as WSR 01-10-102 on May 1, 2001.

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 1, 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.

June 18, 2001
Larry Davis
Executive Director

AMENDATORY SECTION (Amending WSR 98-19-138, filed 9/23/98, effective 10/24/98)

WAC 180-33-042 Replacement option. A district with space eligible for modernization pursuant to WAC 180-33-015 and 180-33-025 may elect to replace such space through new construction in lieu of modernization. In such case, the district shall apply for a new school facility in accordance with applicable rules and regulations pertaining to new school plant facilities and the local board shall certify that after the new construction is finally completed:

(1) The existing building or space to be replaced will not be used for district instructional purposes; and

(2) The existing building or space will be ineligible for any future state financial assistance.

Further, if the existing building or space is subsequently returned by the district to instructional purposes in whole or in part, the district shall become ineligible for any state construction financial assistance for a period of ten years from the date that the executive director or the chief executive officer of the state board notifies the board during the course of an open public meeting or sends written notice to members of the board of the return of the building in whole or in part to instructional purposes. Districts exercising this election shall be limited in state assistance to the provision of WAC 180-33-040. In the event the district elects to replace a facility and construct a new facility with more space than the facility being replaced, the additional space, in order to be eligible for state assistance shall meet the eligibility requirements for new construction or the new construction component requirement of WAC 180-33-015 (1)(c): Provided, That no new construction in lieu of modernization project may qualify for additional state assistance pursuant to WAC 180-27-115 unless the facility being replaced would have qualified pursuant to such section for additional state assistance as a modernization project.

(3) The state board of education may waive the provisions of this section for a period it determines is appropriate to the particular situation. A waiver request must be submitted in writing to the superintendent of public instruction. The superintendent of public instruction shall review the waiver request and make a written recommendation to the state board of education to approve or deny the request. The waiver request shall include, but not be limited to, the following information:

(a) Description of the district's planning process;

(b) Rationale why the need for the waiver request was not anticipated;

(c) The requested length of time of the waiver;

(d) The availability of funding for proposed projects;

(e) List of specific projects and timelines;

(f) List of the specific student groups that will use the facility;

(g) Rationale why this is the best use of facilities and public funds;

(h) Assurance that the facility meets health and safety standards for occupancy.

PERMANENT

WSR 01-14-032
PERMANENT RULES
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
[Filed June 28, 2001, 3:16 p.m., effective August 1, 2001]

Date of Adoption: June 27, 2001.

Purpose: Conforms to federal regulations requiring allotment reduction to recover administrative error overpayments from households participating in food assistance programs. Allows states to not establish overpayments $125 or less, if the household is not currently participating in food assistance programs.

Citation of Existing Rules Affected by this Order: Amending WAC 388-410-0020, 388-410-0025, and 388-410-0030.

Statutory Authority for Adoption: RCW 74.04.510.

Adopted under notice filed as WSR 01-11-091 on May 16, 2001.

Changes Other than Editing from Proposed to Adopted Version: WAC 388-410-0030(2) is eliminated and other subsections renumbered. With the change to prospective budgeting, this subsection is no longer correct; the department uses estimated income (which may or may not match actual income) when determining correct benefits.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 1, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 1, Repealed 0.

Other Findings Required by Other Provisions of Law as Precondition to Adoption or Effectiveness of Rule: Federal regulations at 7 C.F.R. 273.18 require states to implement these changes August 1, 2001.

Effective Date of Rule: August 1, 2001.

June 27, 2001

Brian H. Lindgren, Manager

Rules and Policies Assistance Unit

PERMANENT

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

WAC 388-410-0020 What are the types of food assistance overpayments((,))? ((~~There are three different types of overpayments in the food assistance program. These types are:~~

~~(1) An administrative error overpayment defined as an overpayment caused solely by:~~

~~(a) The department's action or failure to act causing an incorrect determination of categorical eligibility (CE); and~~

~~(b) A resulting claim which can be computed based on a change in net income or assistance unit size.~~

~~(2) An inadvertent household error overpayment defined as any overpayment caused by either misunderstanding or unintended error by a household that is:~~

~~(a) The result of Social Security Administration (SSA) action or failure to act causing an incorrect determination of CE; and~~

~~(b) A resulting claim which can be computed based on a change in net income or assistance unit size.~~

~~(3) An intentional program violation overpayment defined as any overpayment resulting from an intentional program violation as specified under chapter 388-446 WAC.~~)) (1) If you have an overpayment, you received more benefits than you were supposed to receive. Your overpayment can be:

(a) An administrative error overpayment if caused by an action or failure to take action by the department; or

(b) An inadvertent household error overpayment if caused by either your misunderstanding or unintended error; or

(c) An intentional program violation overpayment if caused by something you did on purpose. See chapter 388-446 WAC.

(2) We set up an administrative overpayment when we:

(a) Discover the overpayment within twelve months of its occurrence; and

(b) Mail the household a recovery demand letter and the overpayment calculation within twenty-four months of discovery date.

(3) We set up an inadvertent household error overpayment when we:

(a) Discover the overpayment within twenty-four months of its occurrence; and

(b) Mail the household a recovery demand letter and the overpayment calculation within twenty-four months of discovery date.

(4) We set up an intentional program violation overpayment when we:

(a) Discover the overpayment within seventy-two months of its occurrence; and

(b) Mail the household a recovery demand letter and the overpayment calculation within twenty-four months of discovery date.

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

WAC 388-410-0025 Who is responsible for food assistance ((~~overpayment liability.~~))overpayments? (1) ((~~Food assistance overpayment claims are established against any assistance unit:~~

~~(a) Receiving more food assistance benefits than it was entitled to receive; or~~

~~(b) Containing an adult member who was an adult member of another assistance unit receiving more benefits than it was entitled to receive.~~

~~(2) All persons who were adult members of a food stamp assistance unit at the time of a food stamp overpayment are jointly and separately liable and are subject to collection action.~~

~~(3) A food assistance administrative error claim or inadvertent household error claim cannot be established unless the assistance unit:~~

~~(a) Signed the application form; and~~

~~(b) Was certified by the community service office (CSO) in the correct catchment area; or~~

~~(c) Cashed an expired food coupon authorization card that was altered by the assistance unit.~~

~~(4) An administrative error overpayment is established when:~~

~~(a) Discovered within twelve months of its occurrence; and~~

~~(b) The household is mailed a recovery demand letter and the overpayment is calculated within twenty-four months of discovery.~~

~~(5) An inadvertent household error overpayment is established when:~~

~~(a) Discovered within twenty-four months of its occurrence; and~~

~~(b) The household is mailed a recovery demand letter and the overpayment is calculated within twenty-four months of discovery.~~

~~(6) An intentional program violation overpayment is established when:~~

~~(a) Discovered within seventy-two months of its occurrence; and~~

~~(b) The household is mailed a recovery demand letter and the overpayment is calculated within twenty-four months of discovery~~)) When your assistance unit receives more food assistance benefits than it was entitled to receive, the department sets up an overpayment claim.

(2) All adult members of your assistance unit at the time of a food assistance overpayment are each responsible for the total overpayment amount until the overpayment is paid. You remain responsible even if you change assistance units.

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

WAC 388-410-0030 How does the department calculate and recover a food assistance overpayment ((~~amount and recovery.~~))? (1) ((~~The amount of a food assistance overpayment is determined by counting the difference between:~~

~~(a) The allotment actually authorized; and~~

~~(b) The allotment that should have been authorized.~~

~~(2) The monthly allotment the assistance unit should have been authorized is determined counting the actual income received by the assistance unit.~~

~~(3) A food assistance overpayment can be reduced by a food assistance underpayment if the underpayment was:~~

~~(a) Not previously restored; or~~

~~(b) Already used to reduce an overpayment.~~

~~(4) All inadvertent household or administrative error claims are subject to collection unless:~~

~~(a) The entire overpayment claim is cancelled by an underpayment;~~

~~(b) The administrative error claim is less than one hundred dollars;~~

~~(c) The inadvertent household error claim is less than thirty-five dollars;~~

~~(d) The department cannot locate the liable household; or~~

~~(e) An attempt to collect will prejudice an inadvertent household error case referred for possible prosecution or administrative disqualification.~~

~~(5) An intentional program violation is subject to collection action against the liable assistance unit unless:~~

~~(a) The assistance unit has repaid the overpayment;~~

~~(b) The assistance unit cannot be located; or~~

~~(c) The department determines collection action will prejudice the case against an assistance unit member referred for prosecution.~~

~~(6) An assistance unit or assistance unit member may repay an overpayment by:~~

~~(a) A lump sum;~~

~~(b) Regular installments under a payment schedule as specified in subsection (7) of this section; or~~

~~(c) Allotment reduction.~~

~~(7) Currently participating food assistance units liable for an inadvertent household error or intentional program violation overpayment may repay by a negotiated monthly installment amount. The repayment amount must not be less than the amount that could be recovered through allotment reduction. The payment schedule may be renegotiated by either the department or the assistance unit member.~~

~~(8) Food assistance units repaying overpayments by allotment reduction will repay:~~

~~(a) An administrative error overpayment by an amount agreed to by the assistance unit;~~

~~(b) An inadvertent household error overpayment by the greater of:~~

~~(i) Ten percent of the assistance unit's monthly allotment; or~~

~~(ii) Ten dollars per month.~~

~~(c) An intentional program violation overpayment by the greater of:~~

~~(i) Twenty percent of the household's monthly allotment; or~~

~~(ii) Ten dollars per month.~~

~~(9) Involuntary reduction of the allotment an assistance unit is currently receiving is authorized when the household is liable for an inadvertent household error; and~~

~~(a) Fails to notify the department of their chosen repayment agreement; or~~

~~(b) Fails to request a fair hearing and continued benefits within twenty days of receipt of notice from the department of collection action.~~

~~(10) An assistance unit that is liable for an intentional program violation claim must chose a repayment agreement within ten days of receipt of notice of collection action. Failing to do so will subject the assistance unit to involuntary reduction of their current food assistance allotment.~~

~~(11) A household that fails to meet the terms of an agreed repayment schedule is subject to involuntary reduction of their current food assistance allotment unless:~~

~~(a) Overdue payments are caught up; or~~

~~(b) The household requests renegotiation of the payment schedule.~~

~~(12) Collection action is suspended when:~~

~~(a) A liable household member cannot be located; or~~

~~(b) Cost of further collection action is likely to exceed the amount that can be recovered.~~

~~(13) The amount of an overpayment can be negotiated if the amount offered approximates the net amount expected to be collected prior to the expiration of the collection period by statute.~~

~~(14) Prior to the expiration of the collection period, unpaid overpayments are written off and any applicable liens are released when:~~

~~(a) There is no further possibility of collection;~~

~~(b) There was an accepted offer of compromise leaving an unpaid balance after payment; or~~

~~(c) There is an unpaid balance remaining after a case has been in suspense for three consecutive years.~~

~~(15) Food assistance overpayments occurring in another state may be collected in this state if the originating state does not intend to pursue collection and provides the following:~~

PERMANENT

~~(a) Documentation of the overpayment computation and overpayment notice prepared for the client; and~~

~~(b) Proof of service showing the client received the overpayment notice~~)) The department calculates the amount of your food assistance overpayment by counting the difference between:

(a) The benefits actually authorized; and

(b) The benefits that should have been authorized.

(2) We reduce your overpayment by an underpayment if the underpayment amount was:

(a) Not previously returned to you; and

(b) Not already used to reduce a different overpayment.

(3) We establish and take action to collect all overpayments discovered through the department's quality control system regardless of:

(a) The overpayment amount; and

(b) Whether or not you are currently receiving food assistance.

(4) Except for subsection (4) of this section, we take action to collect all inadvertent household or administrative error claims unless:

(a) The entire overpayment claim is canceled by an underpayment;

(b) The claim is one hundred twenty-five dollars or less and the claim cannot be recovered by benefit reduction;

(c) The department cannot locate a responsible assistance unit member; or

(d) The department determines collection action will negatively affect an inadvertent household error case referred for possible prosecution or administrative disqualification.

(5) We take action to collect an intentional program violation overpayment unless:

(a) Your assistance unit has repaid the overpayment;

(b) Responsible assistance unit members cannot be located; or

(c) The department determines collection action will negatively affect the case against an assistance unit member referred for prosecution.

(6) You may repay an overpayment by:

(a) A lump sum;

(b) Regular installments under a payment schedule as specified in subsection (8) of this section; or

(c) Benefit reduction.

(7) Currently participating assistance units responsible for an overpayment may repay by a negotiated monthly installment amount. The repayment amount must be greater than the amount that could be recovered through benefit reduction. The payment schedule may be renegotiated by either the department or the assistance unit.

(8) We automatically reduce your monthly benefits when you are responsible for an administrative or inadvertent household error; and you:

(a) Fail to notify us of your chosen repayment agreement; or

(b) Fail to request a fair hearing and continued benefits within ten days of receipt of the department's collection action notice.

(9) Except for your initial benefits when first certified, we can reduce your monthly benefits to repay the overpayment.

(a) If you have an administrative or inadvertent household error overpayment, we reduce your benefits by the greater of:

(i) Ten percent of your monthly benefits; or

(ii) Ten dollars per month.

(b) If you have an intentional program violation overpayment, we reduce your benefits by the greater of:

(i) Twenty percent of your monthly benefits; or

(ii) Twenty dollars per month.

(10) If you are responsible for an intentional program violation claim, you must chose a repayment agreement within ten days of receipt of your collection action notice. Failing to do so will subject you to involuntary reduction of your current benefit amount.

(11) We automatically reduce your current food assistance benefits when you fail to meet the terms of an agreed repayment schedule unless you:

(a) Catch up with all overdue payments; or

(b) Request re-negotiation of the payment schedule.

(12) If you are no longer receiving food assistance, we must refer your overpayment claim for federal collection if the claim is delinquent for one hundred eighty or more days. Federal collection includes reducing your income tax refund or social security benefits. Your claim is delinquent if you have not:

(a) Repaid the entire overpayment by the due date; or

(b) Met the requirements of your scheduled repayment agreement.

(13) If you are no longer receiving food assistance, we can garnish your wages, file a lien against your personal or real property, or otherwise access your property to collect the overpayment amount.

(14) We suspend collection action when:

(a) A responsible assistance unit member cannot be located; or

(b) Cost of further collection action is likely to exceed the amount that can be recovered.

(15) We can negotiate the amount of an overpayment if the amount offered approximates the net amount expected to be collected prior to the end of the legal collection period.

(16) At the end of the collection period, we write off unpaid overpayments and release any applicable liens when:

(a) There is no further possibility of collection;

(b) There was an accepted offer of compromise leaving an unpaid balance after payment; or

(c) There is an unpaid balance remaining after a case has been in suspense for three consecutive years.

(17) We may collect an assistance unit's overpayments from another state if the originating state does not intend to pursue collection and provides the following:

(a) Documentation of the overpayment computation and overpayment notice prepared for the client; and

(b) Proof of service showing the client received the overpayment notice.

PERMANENT

WSR 01-14-044
PERMANENT RULES
DEPARTMENT OF HEALTH
(Surgical Technologist Program)
[Filed June 29, 2001, 1:40 p.m.]

Date of Adoption: April 23, 2001.

Purpose: Adopt rules to clarify application, registration, and expired surgical technologist registration process.

Statutory Authority for Adoption: Chapter 18.215 RCW and RCW 18.130.050.

Other Authority: RCW 18.215.040.

Adopted under notice filed as WSR 01-06-054 on March 7, 2001.

Changes Other than Editing from Proposed to Adopted Version: WAC 246-939-040(2) changed the word "licensing" to "registration" and WAC 246-939-020 to remove the mailing address.

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 3, 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 3, Amended 0, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

June 29, 2001
M. C. Selecky
Secretary

NEW SECTION

WAC 246-939-005 What is the purpose of these rules? These rules:

(1) Implement the law passed by the legislature to register surgical technologists and place them under chapter 18.130 RCW, the Uniform Disciplinary Act.

(2) Inform the public of who must register under this law.

(3) Inform applicants and registrants of the type of actions that can lead to discipline against their credential.

(4) Inform applicants of their recourse in the event their application is denied.

NEW SECTION

WAC 246-939-020 How do I register as a surgical technologist? (1) How do I obtain a registration application?

(a) Applicant may obtain an application by contacting the department. Applicants must return the completed application to be registered.

(b) Completed original applications shall be sent to the department of health.

(c) All applicants shall refer to chapter 246-12 WAC, Parts 1, 2, 10, and 11.

(2) Is there a requirement for education?

(a) Applicants must complete seven clock hours of AIDS education as required by RCW 70.24.270 and chapter 246-12 WAC, Part 8.

(b) Registration does not require additional education.

NEW SECTION

WAC 246-939-040 How do I renew my surgical technologist registration if it has expired? (1) If the credential has expired for three years or less, the practitioner must meet the requirements of chapter 246-12 WAC, Part 2.

(2) If the credential has expired for more than three years, the practitioner must reapply for registration under the requirements of this chapter and the requirements of chapter 246-12 WAC, Part 2.

PERMANENT

WSR 01-14-045
PERMANENT RULES
DEPARTMENT OF HEALTH
[Filed June 29, 2001, 1:41 p.m.]

Date of Adoption: June 12, 2001.

Purpose: This rule revision is in accordance with a stipulated agreement between the Department of Health (DOH), Heart of America Northwest, and Columbia Riverkeepers (OPS No. 00-04-C-1092RP). The agreement resolves a challenge to DOH's Determination of Non-Significance of March 29, 2000, regarding adoption of Nuclear Regulatory Commission standards as chapter 246-246 WAC. Under the agreement, DOH agreed to clarify the rule by adding a new subsection to WAC 246-246-001 General provisions and scope, consisting of the following statement: "The provisions of this chapter do not relieve licensees of meeting all other applicable state and federal laws and rules."

Citation of Existing Rules Affected by this Order: Amending WAC 246-246-001.

Statutory Authority for Adoption: RCW 70.98.050.

Adopted under notice filed as WSR 01-10-130 on May 2, 2001.

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 1, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Mak-

ing: 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.

June 29, 2001
M. C. Selecky
Secretary

AMENDATORY SECTION (Amending WSR 00-07-085, filed 3/15/00, effective 4/15/00)

WAC 246-246-001 General provisions and scope. (1) The criteria in this chapter apply to the decommissioning of all facilities licensed or registered under these regulations. For low-level waste disposal facilities (chapter 246-250 WAC), the criteria apply only to ancillary surface facilities that support radioactive waste disposal activities. The criteria do not apply to uranium and thorium recovery facilities already subject to chapter 246-252 WAC or to uranium solution extraction facilities.

(2) The criteria in this chapter do not apply to sites which:

(a) Have been decommissioned following department approved procedures prior to the effective date of this rule; and

(b) Have previously submitted and received department approval on a license termination plan (LTP) or decommissioning plan.

(3) After a site has been decommissioned and the license terminated in accordance with the criteria in this chapter, the department will require additional cleanup only if, based on new information, it determines that the criteria of this chapter were not met and residual radioactivity remaining at the site could result in significant threat to public health and safety.

(4) When calculating total effective dose equivalent (TEDE) to the average member of the critical group the licensee shall determine the peak annual TEDE dose expected within the first one thousand years after decommissioning.

(5) The provisions of this chapter do not relieve licensees of meeting all other applicable state and federal laws and rules.

WSR 01-14-046
PERMANENT RULES
DEPARTMENT OF HEALTH
[Filed June 29, 2001, 1:42 p.m.]

Date of Adoption: June 27, 2001.

Purpose: To revise the radiation protection program fee schedule, increasing fees by the 2001 fiscal growth factor of 2.87%.

Citation of Existing Rules Affected by this Order: Amending WAC 246-254-070 through 246-254-100, and 246-254-120.

Statutory Authority for Adoption: RCW 70.98.080.

Adopted under notice filed as WSR 01-11-160 on May 23, 2001.

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 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 5, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

June 29, 2001
M. C. Selecky
Secretary

AMENDATORY SECTION (Amending WSR 00-02-016, filed 12/27/99, effective 1/27/00)

WAC 246-254-070 Fees for specialized radioactive material licenses. (1) Persons licensed or authorized to possess or use radioactive material in the following special categories shall forward annual fees to the department as follows:

(a) Four thousand ((~~eight~~)) nine hundred ((~~forty-five~~)) eighty-four dollars for operation of a single nuclear pharmacy.

(b) Eight thousand ((~~two~~)) five hundred ((~~sixty-five~~)) two dollars for operation of a single nuclear laundry.

(c) Eight thousand ((~~two~~)) five hundred ((~~sixty-five~~)) two dollars for a license authorizing a single facility to use more than one curie of unsealed radioactive material in the manufacture and distribution of radioactive products or devices containing radioactive material.

(d) Two thousand nine hundred eighty-three dollars for a license authorizing a single facility to use less than or equal to one curie of unsealed radioactive material or any quantity of previously sealed sources in the manufacture and distribution of products or devices containing radioactive material.

(e) Seven hundred ((~~fifty-four~~)) seventy-five dollars for a license authorizing the receipt and redistribution from a single facility of manufactured products or devices containing radioactive material.

(f) Five thousand ((~~five~~)) seven hundred ((~~forty-five~~)) four dollars for a license authorizing decontamination services operating from a single facility.

(g) Two thousand ((~~six~~)) seven hundred ((~~twenty-five~~)) dollars for a license authorizing waste brokerage including the possession, temporary storage at a single facility, and over-packing only of radioactive waste.

(h) One thousand ((~~one~~)) two hundred ((~~seventy~~)) three dollars for a license authorizing equipment servicing involving:

(i) Incidental use of calibration sources;

(ii) Maintenance of equipment containing radioactive material; or

(iii) Possession of sealed sources for purpose of sales demonstration only.

(i) Two thousand ((~~one~~)) two hundred ((~~ninety~~)) fifty-two dollars for a license authorizing health physics services, leak testing, or calibration services.

(j) One thousand ((~~three~~)) four hundred ((~~seventy~~)) nine dollars for a civil defense license.

(k) Four hundred ((~~thirteen~~)) twenty-four dollars for a license authorizing possession of special nuclear material as pacemakers or depleted uranium as shielding.

(2) Persons licensed or authorized to possess and use radioactive material in the following broad scope categories shall forward annual fees to the department as follows:

(a) Sixteen thousand ((~~four~~)) eight hundred seventy-five dollars for a license authorizing possession of atomic numbers three through eighty-three with maximum authorized possession of any single isotope greater than one curie.

(b) Seven thousand ((~~five~~)) seven hundred ((~~eighty~~)) ninety-seven dollars for a license authorizing possession of atomic numbers three through eighty-three with maximum authorized possession of any single isotope greater than 0.1 curie but less than or equal to one curie.

(c) Six thousand ((~~ninety-five~~)) two hundred sixty-nine dollars for a license authorizing possession of atomic numbers three through eighty-three with maximum authorized possession less than or equal to 0.1 curie.

(3) Persons licensed or authorized to possess or use radioactive material which are not covered by any of the annual license fees described in WAC 246-254-070 through 246-254-100, shall pay fees as follows:

(a) An initial application fee of one thousand dollars;

(b) Billing at the rate of ninety-two dollars fifty cents for each hour of direct staff time associated with issuing and maintaining the license and for the inspection of the license; and

(c) Any fees for additional services as described in WAC 246-254-120.

(d) The initial application fee will be considered a credit against billings for direct staff charges but is otherwise nonrefundable.

(4) Persons licensed or authorized to possess or use radioactive material in a facility for radioactive waste processing, including resource recovery, volume reduction, decontamination activities, or other waste treatment, but not permitting commercial on-site disposal, shall pay fees as follows:

(a) A nonrefundable initial application fee for a new license of sixteen thousand dollars which shall be credited to the applicant's quarterly billing described in (b) of this subsection; and

(b) Quarterly billings for actual direct and indirect costs incurred by the department including, but not limited to, license renewal, license amendments, compliance inspections, a resident inspector for time spent on the licensee's premises as deemed necessary by the department, laboratory and other support services, and travel costs associated with staff involved in the foregoing.

AMENDATORY SECTION (Amending WSR 00-02-016, filed 12/27/99, effective 1/27/00)

WAC 246-254-080 Fees for medical and veterinary radioactive material licenses. (1) Persons licensed or authorized to possess or use radioactive material in the following medical or veterinary categories shall forward annual fees to the department as follows:

(a) Four thousand ((~~one~~)) two hundred seventeen dollars for operation of a mobile nuclear medicine program from a single base of operation.

(b) ((~~Two~~)) Three thousand ((~~nine hundred ninety~~)) seventy-five dollars for a license authorizing groups II and III of WAC 246-235-120 for diagnostic nuclear medicine at a single facility.

(c) Two thousand ((~~five~~)) six hundred ((~~ninety~~)) sixty-four dollars for a license authorizing groups IV and V of WAC 246-235-120 for medical therapy at a single facility.

(d) Four thousand ((~~one~~)) two hundred ((~~twenty~~)) thirty-eight dollars for a license authorizing groups II or III and groups IV or V of WAC 246-235-120 for full diagnostic and therapy services at a single facility.

(e) Two thousand two hundred ((~~fifteen~~)) seventy-eight dollars for a license authorizing group VI of WAC 246-235-120 for brachytherapy at a single facility.

(f) One thousand ((~~three~~)) four hundred ((~~seventy~~)) nine dollars for a license authorizing brachytherapy or gamma stereotactic therapy or teletherapy at a single facility.

(g) Two thousand ((~~eighty-five~~)) one hundred forty-four dollars for a license authorizing medical or veterinary possession of greater than two hundred millicuries total possession of radioactive material at a single facility.

(h) One thousand ((~~six~~)) seven hundred ((~~sixty~~)) seven dollars for a license authorizing medical or veterinary possession of greater than thirty millicuries but less than or equal to two hundred millicuries total possession of radioactive material at a single facility.

(i) One thousand two hundred ((~~twenty~~)) fifty-five dollars for a license authorizing medical or veterinary possession of less than or equal to thirty millicuries total possession of radioactive material at a single facility.

(j) One thousand ((~~seventy-~~)) one hundred five dollars for a license authorizing group I as defined in WAC 246-235-120 or in vitro uses of radioactive material at a single facility.

(k) Six hundred ((~~seventy-one~~)) ninety dollars for a license authorizing medical or veterinary possession of a sealed source for diagnostic use at a single facility.

(2) Persons with licenses authorizing multiple locations of use shall increase the annual fee by fifty percent for each additional location or base of operation.

AMENDATORY SECTION (Amending WSR 00-02-016, filed 12/27/99, effective 1/27/00)

WAC 246-254-090 Fees for industrial radioactive material licenses. (1) Persons licensed or authorized to possess or use radioactive material in the following industrial categories shall forward annual fees to the department as follows:

PERMANENT

(a) Four thousand ((~~eight~~)) nine hundred ((~~thirty~~)) sixty-eight dollars for a license authorizing the use of radiographic exposure devices in one or more permanent radiographic vaults in a single facility.

(b) Six thousand ((~~four~~)) six hundred ((~~seventy~~)) fifty-five dollars for a license authorizing the use of radiographic exposure devices at temporary job sites but operating from a single storage facility.

(c) Three thousand ((~~one~~)) two hundred ((~~seventy~~)) sixty dollars for a license authorizing well-logging activities including the use of radioactive tracers operating from a single storage facility.

(d) ((~~Six~~)) Seven hundred ((~~eighty-seven~~)) six dollars for a license authorizing possession of portable sealed sources including moisture/density gauges and excluding radiographic exposure devices operating from a single storage facility.

(e) Seven hundred ((~~fifty-four~~)) seventy-five dollars for a license authorizing possession of any nonportable sealed source, including special nuclear material and excluding radioactive material used in a gas chromatograph at a single facility.

(f) Four hundred ((~~seventy-five~~)) eighty-eight dollars for a license authorizing possession of gas chromatograph units containing radioactive material at a single facility.

(g) One thousand three hundred ((~~five~~)) forty-two dollars for a license authorizing possession of any self-shielded or pool type irradiator with sealed source total quantity greater than one hundred curies at a single facility.

(h) ((~~Six~~)) Seven thousand ((~~nine~~)) one hundred ((~~twenty~~)) eighteen dollars for a license authorizing possession of sealed sources for a walk-in type irradiator at a single facility.

(i) Six thousand ((~~twenty-five~~)) one hundred ninety-seven dollars for a license authorizing possession of greater than one gram of unsealed special nuclear material or greater than five hundred kilograms of source material at a single facility.

(j) One thousand nine hundred ((~~thirty~~)) eighty-five dollars for a license authorizing possession of less than or equal to one gram of unsealed special nuclear material or five hundred kilograms of source material at a single facility.

(k) Three hundred ((~~nine~~)) seventeen dollars for a license authorizing possession of static elimination devices not covered by a general license.

(2) Persons with licenses authorizing multiple locations of permanent storage shall increase the annual fee by fifty percent for each additional location.

(3) Depleted uranium registrants required to file Form RHF-20 shall forward an annual fee of sixty-((~~two~~)) three dollars fifty cents to the department.

AMENDATORY SECTION (Amending WSR 00-02-016, filed 12/27/99, effective 1/27/00)

WAC 246-254-100 Fees for laboratory radioactive material licenses. (1) Persons licensed or authorized to possess or use unsealed radioactive material in the following laboratory categories shall forward annual fees to the department as follows:

(a) Three thousand three hundred ninety-four dollars for a license authorizing possession at a single facility of unsealed sources in amounts greater than:

(i) One millicurie of I-125 or I-131; or

(ii) One hundred millicuries of H-3 or C-14; or

(iii) Ten millicuries of any single isotope.

(b) One thousand six hundred ((~~thirty-five~~)) eighty-one dollars for a license authorizing possession at a single facility of unsealed sources in amounts:

(i) Greater than 0.1 millicurie and less than or equal to one millicurie of I-125 or I-131; or

(ii) Greater than ten millicuries and less than or equal to one hundred millicuries of H-3 or C-14; or

(iii) Greater than one millicurie and less than or equal to ten millicuries of any single isotope.

(c) One thousand ((~~three~~)) four hundred ((~~seventy~~)) nine dollars for a license authorizing possession at a single facility of unsealed sources in amounts:

(i) Greater than 0.01 millicurie and less than or equal to 0.1 millicurie of I-125 or I-131; or

(ii) Greater than one millicurie and less than or equal to ten millicuries of H-3 or C-14; or

(iii) Greater than 0.1 millicurie and less than or equal to one millicurie of any other single isotope.

(d) Four hundred ((~~seventy-five~~)) eighty-eight dollars for a license authorizing possession at a single facility of unsealed or sealed sources in amounts:

(i) Less than or equal to 0.01 millicurie of I-125 or I-131; or

(ii) Less than or equal to one millicurie of H-3 or C-14; or

(iii) Less than or equal to 0.1 millicurie of any other single isotope.

(e) Six hundred ((~~thirty-five~~)) fifty-three dollars for a license authorizing possession at a single facility of large quantities of naturally occurring radioactive material in total concentration not exceeding 0.002 microcurie per gram.

(2) Persons with licenses authorizing multiple locations of use shall increase the annual fee by fifty percent for each additional location.

(3) Persons registered to perform in vitro testing pursuant to Form RHF-15 shall forward an annual fee of sixty-((~~two~~)) three dollars fifty cents to the department.

AMENDATORY SECTION (Amending WSR 95-12-004, filed 5/25/95, effective 6/25/95)

WAC 246-254-120 Fees for licensing and compliance actions. (1) In addition to the fee for each radioactive material license as described under WAC 246-254-070, 246-254-080, 246-254-090, and 246-254-100, a licensee shall pay a service fee for each additional licensing and compliance action as follows:

(a) For a second follow-up inspection, and each follow-up inspection thereafter, a fee of ninety-two dollars fifty cents per hour of direct staff time associated with the follow-up inspection, not to exceed nine hundred twenty-five dollars per follow-up inspection. Hours are calculated in half-hour increments.

PERMANENT

(b) For each environmental cleanup monitoring visit, a fee of ninety-two dollars fifty cents per hour of direct staff time associated with the environmental cleanup monitoring visit, not to exceed two thousand ((~~two~~)) three hundred ((~~fifty~~)) fourteen dollars per visit. Hours are calculated in half-hour increments.

(c) For each new license application, the fee of one hundred fifty dollars in addition to the required annual fee.

(d) For each sealed source and device evaluation, a fee of ninety-two dollars fifty cents per hour of direct staff time associated with each sealed source and device evaluation, not to exceed two thousand seven hundred seventy-seven dollars per evaluation.

(e) For review of air emission and environmental programs and data collection and analysis of samples, and review of decommissioning activities by qualified staff in those work units, a fee of ninety-two dollars fifty cents per hour of direct staff time associated with the review. The fee does not apply to reviews conducted by the radioactive materials section staff and does not apply unless the review time would result in a special service charge exceeding ten percent of the licensee's annual fee.

(f) For expedited licensing review, a fee of ninety-two dollars fifty cents per hour of direct staff time associated with the review. This fee only applies when, by the mutual consent of licensee and affected staff, a licensing request is taken out of date order and processed by staff during nonwork hours and for which staff is paid overtime.

(2) The licensee or applicant shall pay any additional service fees at the time of application for a new license or within thirty days of the date of the billing for all other licensing and compliance actions.

(3) The department shall process an application only upon receipt of the new application fee and the annual fee.

(4) The department may take action to modify, suspend, or terminate the license or sealed source and device registration if the licensee fails to pay the fee for additional licensing and compliance actions billed by the department.

WSR 01-14-047
PERMANENT RULES
DEPARTMENT OF HEALTH
[Filed June 29, 2001, 1:43 p.m.]

Date of Adoption: June 27, 2001.

Purpose: To increase fees by the 2001 fiscal growth factor of 2.87%.

Citation of Existing Rules Affected by this Order: Amending WAC 246-282-990, 246-205-990, and 246-260-9901.

Statutory Authority for Adoption: RCW 43.70.250, 70.90.150, and 43.20B.250.

Adopted under notice filed as WSR 01-11-158 on May 23, 2001.

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 3, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

June 29, 2001
M. C. Selecky
Secretary

AMENDATORY SECTION (Amending WSR 01-04-054, filed 2/5/01, effective 3/8/01)

WAC 246-282-990 Fees. (1) Annual shellfish operation license fees are:

Type of Operation	Annual Fee
Harvester	$250.
Shellstock Shipper	
0 - 49 Acres	$((~~275.~~)) 282.
50 or greater Acres	$((~~440.~~)) 452.
Scallop Shellstock Shipper	$((~~275.~~)) 282
Shucker-Packer	
Plants with floor space < 2000 sq. ft.	$((~~500.~~)) 514.
Plants with floor space 2000 sq. ft. to 5000 sq. ft.	$((~~605.~~)) 622.
Plants with floor space > 5000 sq. ft.	$((~~1,115.~~)) 1,147.

(2) The fee for each export certificate is $10.

(3) The fee for a harvester shellfish operation license is $125 for the period of time between October 1, 2001, and March 31, 2002. This subsection expires on April 1, 2002.

AMENDATORY SECTION (Amending WSR 00-02-016, filed 12/27/99, effective 1/27/00)

WAC 246-205-990 Fees. (1) The department shall charge fees for issuance and renewal of certificates. The department shall set the fees by rule.

(2) The fees shall cover the cost of issuing certificates, filing papers and notices, and administering this chapter. The costs shall include reproduction, travel, per diem, and administrative and legal support costs.

PERMANENT

(3) Fees are nonrefundable and shall be in the form of check or money order made payable to the department.

(4) The department shall require payment of the following fees upon receipt of application:

(a) Twenty-((~~seven~~)) eight dollars shall be assessed for each initial, renewal, or reciprocal worker certificate application.

(b) Twenty-((~~seven~~)) eight dollars shall be assessed for each initial, renewal, or reciprocal supervisor certificate application.

(c) Five hundred ((~~thirty-seven~~)) fifty-two dollars shall be assessed for each initial, renewal, or reciprocal authorized contractor certificate application. The applicant's certificate shall expire annually on the expiration date of the contractor's license issued under the provisions of chapter 18.27 RCW.

(d) Two hundred ((~~five~~)) eleven dollars shall be assessed for each initial application and fifty-one dollars shall be assessed for each renewal application for illegal drug manufacturing or storage site decontamination training course approval.

AMENDATORY SECTION (Amending WSR 94-11-056, filed 5/11/94, effective 6/11/94)

WAC 246-260-9901 Fees. (1) CONSTRUCTION PERMIT FEES. The department establishes the fees listed in Table 990.1 for construction permits for carrying out its duties under WAC 246-260-030.

TABLE 990.1
CONSTRUCTION PERMIT FEES

TYPE OF FACILITY	CONSTRUCTION PERMIT PLAN REVIEW FEES
I. Swimming Pools	
(a) 125,000 gallons or more in volume	$((~~535.00~~)) 550.00
(b) Greater ((~~that~~)) than 75,000 gallons and less than 125,000 gallons	$((~~320.00~~)) 329.00
(c) Greater than 40,000 gallons and less than 75,000 gallons	$((~~210.00~~)) 216.00
(d) Less than 40,000 gallons	$((~~160.00~~)) 165.00
II. Spa Pools	$((~~160.00~~)) 165.00
III. Wading Pools	$((~~105.00~~)) 108.00
IV. Spray Pools	$ ((~~80.00~~)) 82.00
V. Alterations, renovations, or modifications to existing swimming, spa, wading or spray pools, not to exceed two-thirds of new construction permit fees, or $((~~65~~)) 66/hour (which ever is less).	
VI. The fees for multiple pools at the same location will be based upon the highest fee for one facility and two thirds of the fee for each additional facility. For example: The fee for a 100,000 gallon swimming pool, a 60,000 gallon swimming pool, and a spa pool will be: ((~~$320 + $140 + $107 = $576~~)) $329 + $144 + $110 = $583. The fees for a small 30,000 gallon swimming pool and a spa pool will be ((~~$160 + $107 = $267~~)) $165 + $110 = $275.	

(2) OPERATING PERMIT FEES The department establishes the fees listed in Table 990.2 for operating permits for ((~~carry[ing]~~)) carrying out its duties under WAC 246-260-040.

TABLE 990.2

FEE SCHEDULE
OPERATING PERMITS
Type + Number of Facilities

	Single Swim Pool	Single Spa Pool	Single Wading Pool	Spray Pool or Pools	Each Additional Swim, Spa, or Wading Pool
Operating Permit 0-6 month	$((~~275.00~~)) 282.00	$((~~240.00~~)) 247.00	$((~~200.00~~)) 205.00	$((~~100.00~~)) 102.00	$((~~60.00~~)) 61.00
Operating Permit 6-12 months	$((~~450.00~~)) 462.00	$((~~400.00~~)) 411.00	$((~~350.00~~)) 360.00	$((~~150.00~~)) 154.00	$((~~80.00~~)) 82.00

Other Terms and Conditions:

(1) The department may charge an additional fee of $85 plus associated laboratory costs for any inspections beyond those provided under the annual operating permit when necessary due to violations of such items as (a) noncompliance with water quality standards, and (b) failure to comply with operational requirements for health and safety.

(2) The department may charge an alternate annual fee for an operating permit based on direct and indirect costs associated with issuance of the permit when arrangements are made with local health jurisdictions to administer all or portions of the duties associated with the operating permit. Except, that the fee for this operating permit cannot exceed the cost established by the previous portions of this regulation, but the fee may be less.

(3) During the first year of development of the operating permit and for new pool facilities built hereafter, or pools temporarily closed (significant period of several months) and reopened, there are provisions for prorating the costs for the operating permits.

(4) A reduction in fees, up to but not exceeding thirty percent, may be granted by the department when a facility operator can demonstrate a satisfactory level of training in pool safety, water quality, maintenance and operations. The department will develop criteria for such fee reductions within six months of the adoption of this regulation.

(5) For limited use facilities requiring operating permits which are serving less than fifteen living units, the operating permit shall be fifty percent of the fee. However, reinspection fees when necessary, will be charged as noted in condition (1).

(6) Fees for multiple facilities at the same physical location shall have a maximum FEE CAP as follows: Seasonal (0-6 months) WRF's: $750 NOTE: The third and subsequent pool/spa at the same location will be charged $50 for each such additional pool/spa.

Year around (>6 months) WRF's $1000 NOTE: The third and subsequent pool/spa at the same physical location will be charged $65 for each such additional pool/spa.

Examples of Fees Charged:

(1) If more than one pool at a facility and one is a year-round pool and another is a seasonal pool—year-round pool is base cost, seasonal pool is charged at additional fee charge. For example: Year-round spa = $((~~400~~)) 411 plus seasonal swimming pool is $((~~60~~)) 61 = $((~~460~~)) 472 total operating permits.

(2) If a single swimming pool and a single spa pool is used at the facility, the fee schedule will include fees as noted. For a 0-6 month permit, the primary fee for the single swimming would be $((~~275~~)) 282 and the spa pool would be viewed as the second pool at the facility and would have a fee of $((~~60~~)) 61, total operating permit fees would be $((~~335~~)) 343.

(3) If there are 12 pools/spas at a single year-around pool facility, the FEE CAP would apply and the maximum fee of $1000 would be charged. ($((~~450~~)) 462 base fee((~~;~~)), $((~~80~~)) 82 for first additional pool/spa, $65 for the remaining ten year-around pools/spas (10 x $65 = $650)) Total fee before fee cap = $((~~550~~)) 462 + $((~~80~~)) 82 + $650 = $((~~1280~~)) 1194. After FEE CAP the total fee = $1000. If approved training were credited to this facility for the maximum 30% discount, the 30% would be applied to the FEE CAP fee of $1000; $1000-30% = $700.

WSR 01-14-048
PERMANENT RULES
DEPARTMENT OF HEALTH
[Filed June 29, 2001, 1:44 p.m.]

Date of Adoption: June 29, 2001.

Purpose: To revise the fee schedule for the x-ray compliance program, increasing fees by the 2001 fiscal growth factor of 2.87%.

Citation of Existing Rules Affected by this Order: Amending WAC 246-254-053.

Statutory Authority for Adoption: RCW 43.70.110.

Adopted under notice filed as WSR 01-11-163 on May 23, 2001.

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.

June 29, 2001
Mary C. Selecky
Secretary

PERMANENT

AMENDATORY SECTION (Amending WSR 99-13-085, filed 6/14/99, effective 7/15/99)

WAC 246-254-053 Radiation machine facility registration fees. (1) Radiation machine facility fees apply to each person or facility owning, leasing and using radiation-producing machines.

FEE TYPE	FEE
(a) Annual Base Registration Fee	$46
(b) Late registration or re-registration	$46
(c) Penalty for operating without registration	$46 for each year of unregistered operation
(d) Tube Fees	See Table 1

TABLE 1
Radiation Tube Fees

Group	First Tube	Each Additional Tube
(i) **Group A:** Dental, Podiatric, Veterinary uses	$((~~46~~)) 47	$((~~23~~)) 23.50
(ii) **Group B:** Hospital, Medical, Chiropractic uses	$((~~127~~)) 130	$((~~66~~)) 67.50

(iii) **Group C:** Industrial, research, and other uses	$((~~70~~)) 72	$((~~23~~)) 23.50
(iv) **Group D:** Electron Microscopes, Mammographic X-ray Machines, Bone Densitometers, and Airport Baggage Cabinet X-ray Systems	NA	NA

(2) **X-ray shielding fees and penalties.**

(a) Facilities regulated under the shielding plan requirements of WAC 246-225-030 or 246-227-150 are subject to a $90 X-ray shielding review fee for each X-ray room.

(b) If a facility regulated under WAC 246-225-030 or 246-227-150 operates without X-ray shielding calculations or a floor plan review it will be subject to a $((~~45~~)) 46 penalty.

(3) **Radiation safety fee.** If a facility or group of facilities under one administrative control employs two or more full-time individuals whose positions are entirely devoted to in-house radiation safety, the facility shall pay a flat, annual fee of $((~~2,900~~)) 2,980.

(4) **Consolidation of registration.** Facilities may consolidate X-ray machine registrations into a single registration after notifying the department in writing and documenting that a single business license applies.

PERMANENT

WSR 01-14-055
PERMANENT RULES
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Aging and Adult Services Administration)
[Filed June 29, 2001, 3:54 p.m.]

Date of Adoption: June 22, 2001.

Purpose: Establish guidelines for whether the department pays residential providers on last day of service; and remove obsolete language from WAC 388-71-0605, specifically around receiving residential services through SSI.

Citation of Existing Rules Affected by this Order: Amending WAC 388-71-0605 and 388-71-0613.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.057, 74.04.200, and 74.08.090.

Adopted under notice filed as WSR 01-03-155 on January 24, 2001.

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 1, 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 1, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

June 22, 2001
Brian Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 00-04-056, filed 1/28/00, effective 2/28/00)

WAC 388-71-0605 Am I eligible for residential services? (1) If you apply for services, you may be eligible to have the department pay for your services through one of the programs listed below. The department assesses and determines your functional and financial eligibility for residential services under one of the following long-term care programs:

((~~(1)~~)) (a) Community options program entry system (COPES), ((~~defined~~)) described in WAC ((~~388-515-1505;~~

~~(2)~~)) 388-71-0435; or

(b) Medicaid personal care funding (MPC), described in WAC 388-71-0440((~~; or~~

~~(3)~~)).

(2) If you are not eligible for services under one of the programs listed above, you may ((~~be able to~~)) receive state-only funding for residential services ((~~through Supplemental Security Income (SSI) as determined under WAC 388-511-1105 or 388-511-1130;~~)) if you meet eligibility requirements for general assistance ((~~unemployment under~~)) unemployable, described in WAC 388-235-5000((~~; or Title XIX categorically relatable to SSI if you are:~~

~~(a) Eighteen or older; and~~

~~(b) Unable to live alone and/or need assistance with activities of daily living~~)).

((

~~Residential care services~~	~~COPES~~	~~MPC~~	~~State-only programs~~
~~Adult family homes~~	~~*~~	~~*~~	~~*~~
~~Adult residential care (ARC)~~		~~*~~	~~*~~
~~Enhanced adult residential care (EARC)~~	~~*~~		
~~Assisted living facilities (AL)~~	~~*~~		

))

(3) If you are on:

(a) MPC, you can receive services in adult family homes and adult residential care facilities.

Note: If you are under eighteen, you may receive MPC services in a children's foster family home or a children's group care facility.

(b) COPES, you can receive services in adult family homes, enhanced adult residential care facilities, and assisted living facilities.

(c) GAU, you can receive state-funded services in adult family homes and adult residential care facilities.

NEW SECTION

WAC 388-71-0613 For what days will the department pay the residential care facility? The department pays the residential care facility from the first day of service through the:

(1) Last day of service when the Medicaid resident dies in the facility; or

(2) Day of service before the day the Medicaid resident is discharged.

WSR 01-14-056
PERMANENT RULES
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Aging and Adult Services Administration)
(Office of Rates Management)
[Filed June 29, 2001, 3:55 p.m.]

Date of Adoption: June 27, 2001.

Purpose: To adopt policy for adult family homes (AFH), adult residential care (ARC), and expanded adult residential care (EARC) Medicaid payment rates.

Statutory Authority for Adoption: Chapter 74.39A RCW.

Adopted under notice filed as WSR 01-10-103 on May 1, 2001.

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 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 5, Amended 0, Repealed 0.

Effective Date of Rule: Thirty-one days after filing.

June 27, 2001
Brian Lindgren, Manager
Rules and Policies Assistance Unit

Chapter 388-105 WAC

MEDICAID RATES FOR CONTRACTED HOME AND COMMUNITY RESIDENTIAL CARE SERVICE RATES

NEW SECTION

WAC 388-105-0005 What are the daily Medicaid payment rates for contracted adult family home (AFH), adult residential care (ARC), and enhanced adult residential care (EARC) services? For contracted AFH, ARC, and EARC services, the department pays the following daily rates for care of a Medicaid resident:

Four level payment system rates for AFHs, ARCs, & EARCs			
Care Levels	Non-metropolitan	Metropolitan*	King Co.
Level 1	$42.41	$41.19	$41.19
Level 2	$45.06	$47.24	$52.49
Level 3	$52.26	$54.64	$60.65
Level 4	$63.09	$66.89	$72.90

*Benton, Clark, Franklin, Kitsap, Pierce, Snohomish, Spokane, Thurston, Whatcom, and Yakima Counties.

NEW SECTION

WAC 388-105-0010 What are care levels? The care levels correspond to the amount of assistance a Medicaid resident needs in performing unmet activities of daily living (ADL) and to meet additional unmet care needs. Level 1 represents minimal assistance with level 4 representing maximum assistance.

NEW SECTION

WAC 388-105-0015 How does the department determine whether the Medicaid resident needs assistance in completing ADLs and/or has unmet care needs? The department completes a comprehensive assessment (CA) to identify the assistance needed with unmet ADLs and other care needs of a Medicaid resident.

NEW SECTION

WAC 388-105-0020 How does the department determine at which care level the Medicaid resident will be placed? (1) The department assigns:

(a) Values from zero to three to any of the following unmet activities of daily living (ADL) that the Medicaid resident needs either minimal, substantial, or total assistance to complete: eating, toileting, ambulation, transfer, positioning, and bathing; and

(b) Points to the resident's health, psychological, social, behavioral and/or cognitive status.

(2) A Medicaid resident's total:

PERMANENT

(a) ADL values can range from zero to sixteen; and

(b) Points can range from zero to three hundred fifty.

(3) The department determines the Medicaid resident's care level by combining his/her total ADL values and total points.

NEW SECTION

WAC 388-105-0025 How many ADL values and unmet care need points correspond to the four care levels? The following table illustrates the number of ADL values and points that the Medicaid resident's assessment must demonstrate to be assigned to one of the four levels of care:

Level	ADL values	Unmet care needs points
1	0	0-59
1	1	0-59
1	2	0-49
1	3	0-39
1	4	0-29
2	0	60-109
2	1	60-109
2	2	50-109
2	3	40-109
2	4	30-99
2	5-10	no points required
3	0-3	110+
3	4	100+
3	5	90+
3	6	80+
3	7	70+
3	8	60+
3	9	50-99
3	10	40-89
3	11-16	no points required
4	9	100+
4	10	90+
4	11	80+
4	12	70+
4	13	60+
4	14	50+
4	15	40+
4	16	30+

PERMANENT

WSR 01-14-059
PERMANENT RULES
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Economic Services Administration)

[Filed June 29, 2001, 4:00 p.m., effective August 1, 2001]

Date of Adoption: June 29, 2001.

Purpose: Chapter 388-448 WAC, Incapacity, this revision is being done to clarify treatment and referral requirements for general assistance unemployable recipients and remove ambiguity from the language in related incapacity rules.

Citation of Existing Rules Affected by this Order: Amending WAC 388-448-0020, 388-448-0070, 388-448-0120, 388-448-0130, 388-448-0140, 388-448-0180, and 388-448-0200.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.055, 74.04.057, 74.04.510, and 74.08.090.

Adopted under notice filed as WSR 01-11-106 on May 21, 2001.

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 7, 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 7, Repealed 0.

Effective Date of Rule: August 1, 2001.

June 29, 2001
Brian Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 00-16-113, filed 8/2/00, effective 9/1/00)

WAC 388-448-0020 How and from whom you can get medical evidence for incapacity determination. Before we can ((~~find out~~)) decide if you are eligible for GAU, you must give us medical evidence that meets the requirements in WAC 388-448-0030. Medical evidence provides us with the details of your impairment and how it affects your ability to be gainfully employed. If you cannot get medical evidence without cost to you and you are otherwise eligible according to WAC 388-400-0025, we will pay the fees or other expenses based on our published policies and payment limits.

We accept medical evidence from the sources listed below:

(1) For a physical impairment, we only accept reports from the following licensed medical professionals as primary evidence:

(a) A physician;

(b) An advanced registered nurse practitioner (ARNP) in the ARNP's area of certification;

(c) The chief of medical administration of the Veterans' Administration, or their designee, as authorized in federal law; or

(d) A physician assistant when the report is co-signed by the supervising physician.

(2) For a mental impairment, we only accept reports from one of the following licensed professionals as primary evidence:

(a) A psychiatrist;

(b) A psychologist;

(c) An advanced registered nurse practitioner when certified in psychiatric nursing;

(d) A person who provides mental health services in a community mental health services ((~~setting~~)) agency and meets the minimum mental health ((~~practitioner~~)) professional qualifications set by ((~~the local community mental health agency~~)) them, which consist of having a ((~~Master of Arts (MA)~~)) Master's degree and two years experience; or

(e) The physician who is currently treating you for a mental disorder.

(3) **"Supplemental medical evidence"** means a report from a practitioner that can be used to support medical evidence given by any of the practitioners listed in subsections (1) and (2) of this section. We accept as supplemental medical evidence reports from:

(a) A practitioner who is providing on-going treatment to you, such as a chiropractor, nurse, physician assistant; or

(b) ((~~DSHS~~)) State institutions and agencies that are providing or have provided services to you.

AMENDATORY SECTION (Amending WSR 00-16-113, filed 8/2/00, effective 9/1/00)

WAC 388-448-0070 PEP step IV—How we determine the severity of multiple impairments. (1) If you have more than one impairment we decide the overall severity rating by deciding if your impairments have a combined effect on your ability to be gainfully employed. Each diagnosis is grouped by affected organ or function into one of ((~~twelve~~)) thirteen "body systems." The ((~~twelve~~)) thirteen body systems consist of:

(a) Musculo-skeletal,

(b) Special senses and speech,

(c) Respiratory,

(d) Cardiovascular,

(e) Digestive,

(f) Genito-urinary,

(g) Hemic and lymphatic,

(h) Skin,

(i) Endocrine and obesity,

(j) Neurological,

(k) Mental disorders,

(l) Neoplastic, and

((~~(l)~~)) (m) Immune systems.

(2) We follow these rules when there are multiple impairments:

(a) We group each diagnosis by body system.

(b) When you have two or more diagnosed impairments that limit work activities, we assign an overall severity rating as follows:

Your Condition	Severity Rating
(i) All impairments are in the same body system, are rated two and there is no cumulative effect on basic work activities.	2
(ii) All impairments are in the same body system, are rated two and there is a cumulative effect on basic work activities. (iii) All impairments are in different body systems, are rated two and there is a cumulative effect on basic work activities.	3
(iv) Two or more impairments are in different body systems and are rated three. (v) Two or more impairments are in different body systems; one is rated three and one is rated four.	4
(vi) Two or more impairments in different body systems are rated four.	5

(c) We deny incapacity when the overall severity rating is two.

(d) We approve incapacity when the overall severity rating is five.

AMENDATORY SECTION (Amending WSR 00-16-113, filed 8/2/00, effective 9/1/00)

WAC 388-448-0120 How we decide how long you are incapacitated. We ((~~decide the maximum length of time you are eligible for GAU based on incapacity according to~~)) use the medical evidence and expected length of recovery from the incapacitating condition to decide the length of time you are eligible for GAU as follows:

(1) ((~~Thirty-six months when we decide it is evident you meet federal disability criteria to receive Social Security Supplemental Security Income (SSI)~~)) If you are eligible for GAU, a maximum of twelve months; or

(2) ((~~Twelve months~~)) If we decide you are eligible for general assistance expedited Medicaid (GAX), a maximum of thirty-six months from the date of the latest incapacity approval.

AMENDATORY SECTION (Amending WSR 00-16-113, filed 8/2/00, effective 9/1/00)

WAC 388-448-0130 Treatment and referral requirements. We refer you to medical providers for available medical treatment or other agencies for treatment ((~~or~~)), rehabilitation ((~~to~~)) or work activities when we decide it will improve your ability to ((~~engage in gainful employment~~)) be gainfully

PERMANENT

employed or reduce your need for GAU. **"Available medical treatment"** means medical, surgical, chemical dependency, or mental health services, or a combination of them.

(1) When you are first approved and at each review determination, we give you written information regarding your treatment requirements ((~~when you are initially approved, and at each redetermination~~)).

(2) You must accept and follow through on required medical treatment and referrals to other agencies and services, including applying for SSI, unless you have ((~~a convincing reason~~)) good cause for not doing so. Examples of good cause are found in WAC 388-448-0140.

(3) ((~~If your basic claim of incapacity is alcoholism or drug dependency, we refer you for evaluation under the alcoholism and drug addiction treatment and support act (ADATSA).~~

~~(4)~~)) We may require you to undergo alcohol or drug treatment before ((~~re-evaluating~~)) reviewing your eligibility for GAU.

((~~(5)~~)) (4) You may request a fair hearing if you disagree with the treatment or referral requirements we set for you (see WAC 388-458-0040). ((~~If you request a fair hearing we will not reduce or stop your benefits as a result of your refusal to follow the requirement until the fair hearing is decided.~~))

AMENDATORY SECTION (Amending WSR 00-16-113, filed 8/2/00, effective 9/1/00)

WAC 388-448-0140 Good cause for refusing medical treatment or other agency referrals. We may determine that you have good cause for refusing required treatment or referrals to other agencies. We may require you to provide ((~~documentation~~)) proof to support your good cause claim. Valid reasons for refusing treatment and other agency referrals include, but are not limited to, the following:

(1) Valid reasons for refusing treatment referrals:

(a) You are so fearful of the treatment that your fear could interfere with the treatment or reduce its benefits;

(b) Treatment could cause further limitations or loss of a function or an organ and you are not willing to take that risk;

(c) You practice an organized religion that prohibits treatment; or

(d) Treatment is not available without cost to you.

(2) Valid reasons for refusing treatment or other agency referrals:

(a) ((~~You~~)) We did not ((~~have~~)) give you enough information ((~~on~~)) about the requirement;

(b) You did not receive written notice of the requirement;

((~~(b)~~)) (c) The requirement was made in error;

((~~(c)~~)) (d) You are temporarily unable to participate because of documented interference, or

((~~(d)~~)) (e) Your medical condition or limitations are consistent with the definition of necessary supplemental accommodation (NSA), WAC ((~~388-200-1300~~)), 388-472-0020 and your condition or limitations contributed to your refusal, per WAC 388-472-0050.

AMENDATORY SECTION (Amending WSR 00-16-113, filed 8/2/00, effective 9/1/00)

WAC 388-448-0180 How and when we redetermine your eligibility if ((~~it is evident you meet federal disability criteria for SSI~~)) we decide you are eligible for GAX. When we decide you are eligible for GAX, we may extend your incapacity period up to thirty-six months from the date of the last ((~~date of~~)) incapacity ((~~determination~~)) decision without requesting additional medical documentation ((~~when it is evident that you meet federal disability criteria for Supplemental Security Income (SSI) eligibility~~)).

(1) If you remain on GAX at the end of the thirty-six-month period, we determine your eligibility ((~~at the end of the thirty-six-month period,~~)) using current medical evidence.

(2) If ((~~you applied~~)) your application for SSI((~~, were~~)) is denied, and the denial ((~~was~~)) is upheld by an SSI/SSA administrative ((~~appeal~~)) hearing before the end of the thirty-six-month incapacity period, we change your program eligibility from GAX to GAU and adjust the incapacity ((~~period~~)) review date to be sixty days after the ((~~SSI denial~~)) administrative hearing date.

AMENDATORY SECTION (Amending WSR 00-16-113, filed 8/2/00, effective 9/1/00)

WAC 388-448-0200 Eligibility for general assistance unemployable pending SSI eligibility. If we approve you ((~~are applying for SSI and we determine you may become eligible for SSI, we approve you for GAU benefits. The assistance is~~)) for GAX, benefits are authorized through the month SSI payments begin if you:

(1) Apply for SSI ((~~and~~)), follow through with your application, and do not withdraw your application;

(2) Agree to assign the initial or reinstated SSI payment to DSHS as provided under WAC 388-448-0210; and

(3) Are otherwise eligible according to WAC 388-400-0025.

WSR 01-14-060
PERMANENT RULES
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
(Division of Employment and Assistance Programs)
[Filed June 29, 2001, 4:02 p.m., effective August 1, 2001]

Date of Adoption: June 29, 2001.

Purpose: Incorporates into rule the following federal law changes:

1. Clients must have face-to-face interviews at initial certification and at least once every twelve months if they are certified for twelve months or less unless they meet certain hardship criteria or are applying for medical only.

2. If clients are not interviewed on the day the department gets the application the department must schedule an

interview the same day it gets the application or the next business day if received on a holiday or a weekend.

3. Clients who miss their first interview and request another interview within thirty days of the date of the application must be scheduled for a second interview.

Citation of Existing Rules Affected by this Order: Amending WAC 388-452-0005.

Statutory Authority for Adoption: RCW 74.04.050, 74.04.057, 74.08.090, and 74.09.530.

Adopted under notice filed as WSR 01-10-065 on April 27, 2001.

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 0, Repealed 0.

Effective Date of Rule: August 1, 2001.

June 29, 2001
Brian H. Lindgren, Manager
Rules and Policies Assistance Unit

AMENDATORY SECTION (Amending WSR 00-22-087, filed 10/31/00, effective 12/1/00)

WAC 388-452-0005 Do I have to be interviewed in order to get benefits? (1) ((~~You will have only one interview when you apply for or have a review for cash or food assistance or both~~)) Unless you are applying for medical only or meet certain hardship criteria listed in subsection (8) below, you or your authorized representative must have a face-to-face interview with the department:

(a) At initial certification; and

(b) At least once every twelve months if your assistance unit (AU) is certified for twelve months or less.

(2) You are not required to attend an interview when your application or review is just for medical benefits. If we (the department) deny your application for cash or food assistance because you did not appear for an interview, we will continue to process your request for medical benefits:

(a) ((~~For a~~)) If you are pregnant ((~~woman~~));

(b) ((~~For~~)) If you are a child under the age of nineteen;

(c) ((~~For~~)) If you have a family with children under the age of nineteen; or

(d) ((~~When~~)) If we have enough information to determine if you are eligible or can get the information by mail.

(3) You will have only a single interview even when you apply for or have a review for more than one assistance program.

(4) If you are not interviewed on the same day that we get your application, we schedule an interview appointment for you. We schedule your appointment the day we get your application or on the next business day if we get your application on a holiday or a weekend.

(5) We schedule an interview so your AU has at least ten days after the interview to provide needed verification:

(a) Before the end of the thirty-day processing period for applications; or

(b) Before your certification period ends for eligibility reviews.

(6) If you miss your first interview and request another interview within thirty days of the date of your application for benefits, we schedule a second interview for you.

(7) You or another person who can give information about your ((~~assistance unit~~)) AU must attend the interview. You may bring another person to the interview. You may choose another person to go to the interview for you when:

(a) You cannot come to the local office for us to decide if you are eligible for cash assistance; or

(b) You have an authorized representative as described in WAC 388-460-0005 for food assistance.

((~~(4)~~)) (8) We usually have interviews at the local office. You can have a scheduled telephone interview or an interview in your home if attending an interview at the local office causes a hardship for you or your representative. Examples of hardships include:

(a) If your entire assistance unit is elderly or mentally or physically disabled;

(b) If you live in a remote area or have transportation problems;

(c) Severe weather;

(d) If someone in your ((~~assistance unit (~~))AU((~~)~~)) is ill, or you have to stay home to care for an AU member;

(e) Your work or training hours make it difficult to come into the office during regular business hours;

(f) Someone in your AU is affected by family violence such as physical or mental abuse, harassment, or stalking by the abuser; or

(g) Any other problem which would make it difficult for you to come into the office for an interview.

PERMANENT

WSR 01-14-075
PERMANENT RULES
DEPARTMENT OF AGRICULTURE
[Filed July 3, 2001, 10:50 a.m.]

Date of Adoption: July 3, 2001.

Purpose: To amend the existing rules relating to apple maggot quarantine in chapter 16-470 WAC in order to align with international plant protection definitions, to address changes in pest distribution by adding Whatcom County to the area under quarantine for apple maggot, and to comply with legislative mandates such as regulatory reform and use of clear and readable format.

Citation of Existing Rules Affected by this Order: Repealing WAC 16-470-100, 16-470-110 and 16-470-120; and amending WAC 16-470-010 and 16-470-130.

Statutory Authority for Adoption: Chapter 17.24 RCW.

Adopted under notice filed as WSR 01-11-145 on May 23, 2001.

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 11, Amended 2, Repealed 3.

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 11, Amended 2, Repealed 3.

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 11, Amended 2, Repealed 3.

Effective Date of Rule: Thirty-one days after filing.

July 3, 2001
William E. Brookreson
Deputy Director

PERMANENT

AMENDATORY SECTION (Amending WSR 00-23-098, filed 11/21/00, effective 12/22/00)

WAC 16-470-010 Definitions. The definitions set forth in this section shall apply throughout this chapter, unless the context otherwise requires:

(1) "Director" means the director of agriculture of this state, or a duly authorized representative.

(2) "Department" means the Washington state department of agriculture.

(3) "Interior quarantine" means a quarantine within the state of Washington established against the movement of designated plant pests, life stages, their hosts, and possible carriers from areas identified by the Washington state department of agriculture.

(4) "Exterior quarantine" means a quarantine established against the movement into Washington state of designated plant pests, life stages, their hosts, and possible carriers from areas identified by the Washington state department of agriculture.

(5) "Commercial orchard" means an orchard in which fruit is grown for commercial purposes and with the use of approved and accepted integrated pest management programs pursuant to statutes, guidelines or rules approved by the agricultural extension service or regulatory officials of the state of origin.

(6) "Commercial fruit" means fruit that is:

(a) Grown in a commercial orchard and commercially packed and labeled;

(b) Fruit grown in a commercial orchard and destined to a commercial processing plant or packing plant.

(7) "Phytosanitary certificate" means a certificate issued by a government agency under authority of state or federal statute, which declares or establishes the pest status of a shipment of plants or plant parts under accepted inspection or sampling procedures. Phytosanitary certificates are patterned after model certificates of the International Pest Protection Convention.

(8) "Pest free area" means an officially identified area in which a target pest is not established and which is maintained in such a manner as to prevent establishment of the target pest.

(9) "Plant protection organization" means an agency established by a government to discharge functions such as inspection of plants and plant products for pests, issuing phytosanitary certificates, and other actions specified in this rule.

NEW SECTION

WAC 16-470-101 Establishing quarantine for apple maggot and plum curculio. Apple maggot *(Rhagoletis pomonella)* and plum curculio *(Conotrachelus nenuphar)* are insects with a larval (worm) stage that develops within fruit. These insects are capable of attacking many fruit crops grown in Washington. Apple maggot is not established in the major fruit production areas east of the Cascade Mountains, and plum curculio is not established anywhere in the state. An increased range for either insect would cause decreased environmental quality and economic loss to the agricultural industries of the state by increasing production inputs and jeopardizing foreign and domestic markets. The director of agriculture, pursuant to chapter 17.24 RCW, has determined that the regulation and/or exclusion of fresh fruits grown or originating from areas infested with apple maggot or plum curculio is necessary to protect the environmental quality and agricultural crops of the state.

NEW SECTION

WAC 16-470-103 Definitions. The following definitions shall apply to WAC 16-470-101 through 16-470-130:

(1) "Established" means present in a country, state, county or other area, multiplying and expected to continue.

(2) "Threatened with infestation" means that any life stage of apple maggot or plum curculio has been found within one-half mile of an orchard or other production site, including any portion of an orchard outside or beyond the one-half mile area. Orchards or production sites in a quarantined area, which are not surveyed by a plant protection organization, are considered to be threatened with infestation. An orchard or other production site will be removed from threatened with infestation status, if control measures are performed at the detection site, and survey by the department shows no further detection(s) within the one-half mile area around the orchard or other production site throughout the subsequent full growing season. Once an orchard or other production site meets the criteria for threatened with infestation status, it must remain in that status through at least two harvest seasons.

NEW SECTION

WAC 16-470-105 Area under order for apple maggot—Pest free area—Quarantine areas. (1) A pest free area for apple maggot is declared for the following counties of Washington state: Adams, Asotin, Benton, Chelan,

Columbia, Douglas, Ferry, Franklin, Garfield, Grant, Kittitas, Lincoln, Okanogan, Pend Oreille, Stevens, Walla Walla, Whitman, and Yakima.

(2) A quarantine for apple maggot is declared for the following counties of Washington state: Clallam, Clark, Cowlitz, Grays Harbor, Island, Jefferson, King, Kitsap, Klickitat, Lewis, Mason, Pacific, Pierce, Snohomish, Spokane, Skagit, Skamania, Thurston, Wahkiakum, and Whatcom.

(3) A quarantine for apple maggot is declared for all states or foreign countries where apple maggot is established. The area under quarantine includes, but is not limited to, the states of Idaho, Oregon, Utah, and California, and, in the eastern United States, all states and districts east of and including North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas, and any other areas where apple maggot is established.

NEW SECTION

WAC 16-470-108 Distribution of infested or damaged fruit is prohibited. Regulated commodities described in WAC 16-470-111 and 16-470-125(2) that are known or found to be infested or damaged by apple maggot or plum curculio may not be distributed, sold, held for sale, or offered for sale, unless the fruit has undergone cold storage treatment, in compliance with WAC 16-470-113 (1)(a) and (b) or 16-470-127 (1)(a) and (b), and the necessary certificate has been issued by the appropriate plant protection organization.

NEW SECTION

WAC 16-470-111 What commodities are regulated for apple maggot? All fresh fruit of apple (including crab apple), cherry, hawthorn (haw), pear (except commercial pears from California, Idaho, Oregon, Utah, and Washington), plum, prune, and quince are regulated under quarantine for apple maggot.

NEW SECTION

WAC 16-470-113 What do you need to ship commodities regulated for apple maggot from a state under quarantine into the pest free area for apple maggot? Shipment of regulated commodities, as described in WAC 16-470-111, from an area under quarantine, as described in WAC 16-470-105(3), into the pest free area for apple maggot, as described in WAC 16-470-105(1), is prohibited, unless at least one of the following conditions is met:

(1) The shipment is accompanied by an official certificate issued by the plant protection organization of the state of origin evidencing at least one of the following:

(a) The shipment is composed of apples, which have undergone cold treatment for a continuous period of at least ninety days. During this ninety days, the temperature within the storage room must be maintained at thirty-seven and nine-tenths (37.9) degrees Fahrenheit or less.

(b) The shipment is composed of regulated commodities, which have undergone cold treatment for a continuous period of forty days or more. During this forty days, the temperature within the storage room must be maintained at thirty-two (32) degrees Fahrenheit or less.

(c) The shipment is composed of regulated commodities from Oregon, Idaho, or Utah, certified by the state of origin in compliance with WAC 16-470-122.

(d) Each lot or shipment consists of repacked fruit, which was grown outside the area under quarantine and has been identity maintained while within the area under quarantine. For repacked fruit, the certificate must show the following information:

(i) State in which the fruit was grown;

(ii) Point of repacking and reshipment;

(iii) Amount and kind of commodities comprising the lot or shipment; and

(iv) Names and addresses of the shipper and consignee.

(2) The fruit originated outside the area under quarantine for apple maggot and is a reshipment in original, unopened containers. The containers must each bear labels or other identifying marks evidencing origin outside the area under quarantine.

(3) The fruit is frozen solid.

NEW SECTION

WAC 16-470-115 Within Washington state, what is required to ship fruit into the pest free area for apple maggot from quarantined counties? Shipment of regulated commodities, as described in WAC 16-470-111, from an area under quarantine, as described in WAC 16-470-105(2), into the pest free area for apple maggot, as described in WAC 16-470-105(1), is prohibited, unless one of the following conditions is met:

(1) The shipment is accompanied by a permit for movement of fruit issued by the department verifying one of the following:

(a) The fruit came from orchards and production sites that are not threatened with infestation; or

(b) The fruit has completed treatment as specified in WAC 16-470-118(3). If records of treatment verifying compliance with conditions specified in WAC 16-470-118(3) are made available to the department, no reinspection is required by the department.

(2) The shipment is accompanied by a permit issued by the department in fulfillment of WAC 16-470-118 (2) and (3), which specifies conditions for shipment from orchards and production sites that are infested or threatened with infestation.

NEW SECTION

WAC 16-470-118 Within Washington state, what is required to ship fruit into, within, or through the pest free area for apple maggot from an orchard or production site that is infested or threatened with infestation? All regulated commodities, as described in WAC 16-470-111, from an orchard or production site that is infested or threatened with infestation by apple maggot must be sampled and inspected (except graded culls - see subsection (4) of this section) by the department following accepted agency standards.

PERMANENT

(1) If regulated commodities are inspected and found free of apple maggot, the shipment must be accompanied by a permit for movement of fruit issued by the department.

(2) If regulated commodities are found to be infested with apple maggot, a permit from the department, which specifies conditions for handling and shipment, is required to transport the fruit within or through the pest free area. No permit may be issued under this subsection for transportation of regulated commodities found to be infested with apple maggot into the pest free area for apple maggot.

(3) If regulated commodities are found to be infested with apple maggot, one or more of the following treatments must be performed and verified by the department as specified in WAC 16-470-115 (1)(b) before the commodity is moved from area(s) designated or quarantined by the department:

(a) Apples (including crab apples) cold treated as specified in WAC 16-470-113 (1)(a).

(b) Regulated commodities cold treated as specified in WAC 16-470-113 (1)(b).

(c) Other methods as prescribed in writing by the department.

(4) If the shipment contains graded culls, it must comply with the conditions specified in WAC 16-470-113 (1)(a) and (b).

PERMANENT

NEW SECTION

WAC 16-470-122 What are the requirements to ship regulated articles from Oregon, Idaho, or Utah into the pest free area for apple maggot? Commercially grown fresh fruit from Oregon, Idaho, or Utah may be shipped into the pest free area for apple maggot if both of the subsections of this section are complied with:

(1) A permit has been agreed to by the plant protection organization of the state of origin and the department. The permits must specify that the plant protection organization of the state of origin has conducted an adequate apple maggot detection program, which includes immediate written notification to the department of detections in counties where apple maggot has not previously been detected.

(2) The plant protection organization of the state of origin certifies that the fruit originated in areas in which apple maggot is not established, was grown in a commercial orchard, and has not been placed under quarantine.

NEW SECTION

WAC 16-470-125 Area under quarantine for plum curculio—Regulated commodities. (1) A quarantine for plum curculio is declared for any commodity named in subsection (2) of this section entering the state of Washington from any area where plum curculio is established. The area under quarantine includes, but is not limited to, the entire state of Utah, and, in the eastern United States, all states and districts east of and including the states of North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas, and any other areas where plum curculio is established.

(2) The following commodities are regulated under this quarantine as possible hosts or carriers of plum curculio: All fresh fruit of apple (including crab apple), apricot, blueberry, cherry, currant, grape, hawthorn (haw), huckleberry, nectarine, peach, pear, persimmon, plum, prune, and quince.

NEW SECTION

WAC 16-470-127 What do you need to ship commodities regulated for plum curculio into Washington? Shipment into the state of Washington of regulated commodities described in WAC 16-470-125 from states under quarantine for plum curculio is prohibited, unless one of the following conditions is met:

(1) The shipment is accompanied by an official certificate issued by the plant protection organization of the state of origin evidencing at least one of the following:

(a) The shipment consists of apples, which have undergone cold treatment for a continuous period of at least ninety days. During this ninety days, the temperature within the storage room must be maintained at thirty-seven and nine-tenths (37.9) degrees Fahrenheit or less.

(b) The shipment consists of regulated commodities, which have undergone cold treatment for a continuous period of forty days or more. During this forty days, the temperature within the storage room must be maintained at thirty-two (32) degrees Fahrenheit or less.

(c) Each lot or shipment consists of repacked fruit, which was grown outside the area under quarantine and has been identity maintained while within the area under quarantine. For repacked fruit, the certificate must show the following information:

(i) State in which the fruit was grown;

(ii) Point of repacking and reshipment;

(iii) Amount and kind of commodities comprising the lot or shipment; and

(iv) Names and addresses of the shipper and consignee.

(2) The fruit originated outside the area under quarantine for plum curculio and is a reshipment in original, unopened containers. The containers must each bear labels or other identifying marks evidencing origin outside the area under quarantine.

(3) The shipment consists of fresh fruit from Utah counties where plum curculio is established and is made in compliance with terms of a permit agreed upon by both the Utah and Washington plant protection organizations.

(4) The shipment consists of fresh fruit from Utah counties where plum curculio is not established, and all of the following conditions are complied with:

(a) The Utah plant protection organization has conducted an adequate plum curculio detection program, which includes immediate written notification to the department of detections in counties where plum curculio has not previously been detected; and

(b) The Utah plant protection organization certifies that the fruit originated in areas in which plum curculio is not established, was grown in a commercial orchard, and has not been placed under quarantine.

AMENDATORY SECTION (Amending Order 1822, filed 5/1/84, effective 7/1/84)

WAC 16-470-130 Special permits. The director may issue special permits admitting, or allowing transportation and distribution of, regulated commodities ((~~covered~~)) described in WAC ((~~16-470-110~~)) 16-470-111 and 16-470-125(2), which would not otherwise be eligible for entry from the area under quarantine, or for transportation or distribution, subject to conditions and provisions which the director may prescribe to prevent introduction, escape or spread of the quarantined pests.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 16-470-100	Quarantine—Apple maggot and plum curculio—Area under order.
WAC 16-470-110	Commodities under quarantine—Apple maggot hosts and carriers.
WAC 16-470-120	Apple maggot and plum curculio quarantine restrictions—Interior/exterior.

WSR 01-14-091
PERMANENT RULES
DEPARTMENT OF HEALTH
[Filed July 5, 2001, 10:59 a.m.]

Date of Adoption: June 21, 2001.

Purpose: The rule allows for examination appeals of the naturopathy licensure examination which is no longer administered by the Department of Health. Candidates must follow the process of appeal as set forth by the examination company.

Citation of Existing Rules Affected by this Order: Repealing WAC 246-836-060.

Statutory Authority for Adoption: RCW 18.36A.060.

Adopted under preproposal statement of inquiry filed as WSR 01-10-126 on May 2, 2001.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 1.

Effective Date of Rule: Thirty-one days after filing.

July 3, 2001
Nancy Ellison
for Mary C. Selecky
Secretary

PERMANENT

WSR 01-14-002
EMERGENCY RULES
DEPARTMENT OF FISH AND WILDLIFE

[Order 01-117—Filed June 21, 2001, 2:29 p.m., effective June 23, 2001, 7:00 a.m.]

Date of Adoption: June 21, 2001.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-56-33000R; and amending WAC 220-56-330.

Statutory Authority for Adoption: RCW 77.12.047.

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: Crab hard shell condition meets the criteria for harvest in Marine Areas 12, 8-1, 8-2, 10, a portion of Marine Area 9 and a portion of Marine Area 7. Day restrictions are needed to stay within state/tribal allocations. 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: June 23, 2001, 7:00 a.m.

June 21, 2001
J. P. Koenings
Director
by Larry Peck

NEW SECTION

WAC 220-56-33000S Crab—Areas and seasons. Notwithstanding the provisions of WAC 220-56-330:

(1) Effective immediately until further notice, it is unlawful to fish for crab for personal use in Puget Sound in all waters of Marine Areas, 4, 5, 6, 7, 8-1, 8-2, 9, 10, 11, 12 and 13, except as provided herein:

(2) Effective immediately until further notice, it is lawful to fish for crab for personal use on Fridays, Saturdays, Sundays and Mondays in Marine Area 12 and that portion of Marine Area 9 south of a line from Foulweather Bluff to Olele Point.

(3) Effective immediately until further notice, it is lawful to fish for crab for personal use in that portion of Marine Area 9 north and west of a line from Foulweather Bluff to Double Bluff and north of a line from Foulweather Bluff to Olele Point.

(4) Effective immediately until further notice, it is lawful to fish for crab for personal use on Fridays, Saturdays, Sundays and Mondays in Marine Areas 8-1 and 8-2.

(5) Effective immediately until further notice, it is lawful to fish for crab for personal use in that portion of Marine Area 7 south and west of a line projected from Village Point, Lummi Island through the navigation buoy just east of Matia Island thence to the buoy at Clements Reef thence to the easternmost point of Patos Island, running along the northern shoreline of Patos Island and from the westernmost point of Patos Island due west to the international boundary; and westerly of a straight line from the northernmost tip of Sinclair Island through Lummi Rocks to Lummi Island; and west of a line projected from the southeast point of Sinclair Island to the ferry dock at Shannon Point.

(6) Effective 7:00 a.m. Saturday June 23, 2001 until further notice, it is lawful to fish for crab for personal use in all waters of Marine Area 10.

REPEALER

The following section of the Washington Administrative Code is repealed effective 7:00 a.m. June 23, 2001:

WAC 220-56-33000R	Crab—Areas and seasons. (01-114)

EMERGENCY

WSR 01-14-003
EMERGENCY RULES
DEPARTMENT OF FISH AND WILDLIFE

[Order 01-116—Filed June 21, 2001, 2:43 p.m.]

Date of Adoption: June 21, 2001.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-52-03000N; and amending WAC 220-52-030.

Statutory Authority for Adoption: RCW 77.12.047.

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 Willapa Spits have readily supported an annual six week fishery since 1989. Annual reported harvest has averaged about 30,000 pounds. The fishery provides an important supply of crab bait to the local Dungeness crab industry and depending on size and condition of the clams, a fresh market restaurant trade. Based on historical catches and on site inspection, there should be adequate clams to support a six week season. Biotoxin levels

currently fall below the regulatory threshold. 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.

June 21, 2001
J. P. Koenings
Director
by Larry Peck

NEW SECTION

WAC 220-52-03000N Razor clams. Notwithstanding the provisions of WAC 220-52-030, effective immediately until further
notice, it is unlawful to dig for or possess razor clams taken for commercial purposes from Washington waters except as provided for in this section:

(1) Those waters and beaches of Razor Clam Area one lying south of the Willapa Bay Ship Channel, west of Ellen Sands and north of the tip of Leadbetter Point, are open to the taking and possession of razor clams for commercial purposes from 12:01 a.m. June 25, 2001 through 11:59 p.m. August 3, 2001:

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. August 4, 2001:

WAC 220-52-03000N Razor clams.

WSR 01-14-013
EMERGENCY RULES
DEPARTMENT OF FISH AND WILDLIFE

[Order 01-115—Filed June 22, 2001, 3:58 p.m., effective June 23, 2001, 9:00 p.m.]

Date of Adoption: June 22, 2001.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-56-32500M; and amending WAC 220-56-325.

Statutory Authority for Adoption: RCW 77.12.047.

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 regulation is needed to ensure orderly fisheries, manage within court-ordered sharing requirements and to ensure conservation. The state recreational share of spot shrimp has been reached in the areas closed under this rule. Depth restrictions will provide opportunity to harvest available nonspot shrimp while reducing impact to the spot shrimp resource. 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: June 23, 2001, 9:00 p.m.

June 22, 2001
J. P. Koenings
Director
by Larry Peck

NEW SECTION

WAC 220-56-32500P Shrimp—Areas and seasons. Notwithstanding the provisions of WAC 220-56-325 and WAC 220-56-310:

(1) Effective immediately, until further notice, it is unlawful to harvest or possess shrimp taken for personal use in Marine Area 7 south of line from Biz Point to Cape St Mary on Lopez Island, then south of the shores of Lopez Island to Davis Point, then south of a line from Davis Point to Cattle Point on San Juan Island, then south of the shores of San Juan Island to Lime Kiln Point light, then south of a line due west from Lime Kiln Point light to the international boundary.

(2) Effective immediately, until further notice, it is lawful to harvest or possess shrimp taken for personal use in Marine Areas 8-1, 8-2 and 9, except that:

(a) Spot shrimp must be returned immediately to the water unharmed.

(b) It is unlawful to set or pull shrimp gear in waters greater than 150 feet, except that it is unlawful to set or pull shrimp gear in waters greater than 90 feet in Port Townsend Bay, south and west of a line from Marrowstone Point to Point Wilson.

(c) Shrimp fishing is closed on Monday, Tuesday and Wednesday of each week.

(3) Effective immediately, until further notice, it is unlawful to harvest or possess shrimp taken for personal use in Marine Area 10.

(4) Effective, 9:00 p.m. June 23, 2001, until further notice, it is unlawful to harvest or possess spot shrimp taken for personal use in the Discovery Bay Shrimp District.

(a) Spot shrimp must be returned immediately to the water unharmed.

REPEALER

The following section of the Washington Administrative code is repealed effective 9:00 p.m. June 23, 2001:

WAC 220-56-32500M	Shrimp—Areas and seasons. (01-97)

WSR 01-14-014
EMERGENCY RULES
DEPARTMENT OF FISH AND WILDLIFE

[Order 01-119—Filed June 22, 2001, 4:01 p.m., effective June 25, 2001, 6:00 a.m.]

Date of Adoption: June 22, 2001.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-32-05100C; and amending WAC 220-32-051.

Statutory Authority for Adoption: RCW 77.12.047.

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: Sets initial tribal commercial sockeye fishery. Allows commercial sale of fish caught from platforms and using hook and line, during the gillnet season. Harvestable numbers of sockeye are available. Impacts on ESA-listed sockeye are expected to be within the guidelines of the "Interim Management Agreement for Upriver Spring Chinook, Summer Chinook, and Sockeye" and the biological opinion. Consistent with compact action of June 22, 2001. Conforms state rules with tribal rules. There is insufficient time to promulgate permanent regulations.

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: June 25, 2001, 6:00 a.m.

June 22, 2001
J. P. Koenings
Director
by Larry Peck

NEW SECTION

WAC 220-32-05100C Columbia River salmon seasons above Bonneville Dam. Notwithstanding the provisions of WAC 220-32-050, WAC 220-32-051, WAC 220-32-052, effective immediately until further notice, it is unlawful for a person to take or possess salmon, shad, carp, or sturgeon taken for commercial purposes in Columbia River Salmon Management Catch Reporting Areas 1F, 1G, and 1H, and the Klickitat River except those individuals possessing treaty fishing rights under the Yakima, Warm Springs, Umatilla, and Nez Perce treaties may fish for salmon, shad, or sturgeon under the following provisions pursuant to lawfully enacted tribal rules:

1) Open Periods: 6:00 a.m. June 25, 2001 to 6:00 p.m. June 26, 2001

2) Open Areas: SMCRA 1F, 1G, 1H, and the Klickitat River

3) Gear: Gill nets in SMCRA 1F, 1G, 1H; Hoop nets, dip bag nets, or hook and line

4) Allowable sale includes: sockeye salmon, chinook salmon, coho salmon, shad, sturgeon.

REPEALER

The following section of the Washington Administrative Code is repealed effective 6:01 p.m. June 26, 2001:

WAC 220-32-05100C	Columbia River salmon seasons above Bonneville Dam.

WSR 01-14-015
EMERGENCY RULES
DEPARTMENT OF FISH AND WILDLIFE

[Order 01-120—Filed June 22, 2001, 4:04 p.m., effective June 27, 2001, 12:01 a.m.]

Date of Adoption: June 22, 2001.

Purpose: Amend personal use fishing rules.

EMERGENCY

Citation of Existing Rules Affected by this Order: Amending WAC 232-28-619.

Statutory Authority for Adoption: RCW 77.12.047.

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: Availability of surplus salmon at Wallace River hatchery has resulted in fish being available for additional recreational opportunity. Initially up to two hundred adult chinook salmon will be planted in Blackman's Lake. Once the chinook return to the Wallace Hatchery they are not considered to be part of an endangered species listed population. 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: June 27, 2001, 12:01 a.m.

June 22, 2001
J. P. Koenings
Director
by Larry Peck

NEW SECTION

WAC 232-28-61900K Exceptions to statewide rules—Blackman's Lake (Snohomish County) Notwithstanding the provisions of WAC 232-28-619, effective 12:01 a.m. June 27, 2001 until further notice, landlocked salmon rules apply in those waters of Blackman's Lake (Snohomish County).

WSR 01-14-017
EMERGENCY RULES
STATE BOARD FOR COMMUNITY AND TECHNICAL COLLEGES
[Filed June 25, 2001, 2:24 p.m.]

Date of Adoption: June 21, 2001.

Purpose: Revising methods of assessing tuition and fees for the community and technical college system.

Citation of Existing Rules Affected by this Order: Amending chapter 131-28 WAC.

Statutory Authority for Adoption: Chapter 28B.50 RCW.

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: Special tuition and fee charges pertaining to distance hearing students that need to take effect immediately as well as those pertaining to other students, including part-time. Colleges need the emergency rule adoption for summer and fall 2001 planning purposes.

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: Immediately.

June 21, 2001
Claire C. Krueger
Executive Assistant

AMENDATORY SECTION (Amending WSR 98-22-062, filed 11/2/98, effective 12/3/98)

WAC 131-28-025 Method of assessing tuition and fee charges. (1) For academic and occupational regular or short courses, tuition and fees charged to students:

(a) Shall be based upon the number of credits assigned to such courses as listed in the official and current catalog of the college, or for courses not given such credit designations, the number of credit equivalents as computed by the method for deriving such equivalents established by the state board.

(b) Shall be assessed on a per-credit basis at uniform rates for resident and for nonresident students, respectively. Partial credits shall be assessed on a proportionate basis. The respective maximums charged to any resident or nonresident student shall not exceed the amount ((~~specified in chapter 28B.15 RCW~~)) allowed by law.

(c) Shall be assessed for part-time students, for each credit of registration or its equivalent((~~, at the rate of one-tenth of the total combined tuition and services and activities fees charged to full-time students consistent with chapter 28B.15 RCW~~)).

(d) Shall include an additional operating fee for each credit in excess of eighteen at the rate of one-tenth of the tuition fee charged to full-time students.

(e) ((~~Shall be no less than two times the amount of tuition and services and activities fees charged for one credit.~~)) Shall conform with chapter 28B.15 RCW, the legislative budget and policies of the state board.

(2) For student funded courses, fees charged to students:

(a) Shall be designated as a special fee, all revenue from which shall be used for the general operations and maintenance of the college;

(b) Shall be assessed at a rate sufficient to defray the direct and indirect costs of offering such courses.

(3) Nothing herein shall be construed to be a restriction on the right of the district board of trustees to assess additional noninstructional fees and special fees to cover unique instructional costs or expendable instructional materials related to any course offered by a college district.

WSR 01-14-018
EMERGENCY RULES
DEPARTMENT OF FISH AND WILDLIFE

[Order 01-118—Filed June 25, 2001, 4:36 p.m., effective June 26, 2001, 6:00 a.m.]

Date of Adoption: June 25, 2001.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-33-01000T and 220-33-01000U; and amending WAC 220-33-010.

Statutory Authority for Adoption: RCW 77.12.047.

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: Opens non-Indian commercial sockeye fishery. Harvestable numbers of sockeye are available. Impacts on ESA-listed sockeye are expected to be within the guidelines of the "Interim Management Agreement for Upriver Spring Chinook, Summer Chinook, and Sockeye" and the biological opinion. Consistent with compact action of June 22, 2001. There is insufficient time to promulgate permanent regulations.

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 2.

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: June 26, 2001, 6:00 a.m.

June 25, 2001
J. P. Koenings
Director
by Larry Peck

NEW SECTION

WAC 220-33-01000U Columbia River gillnet seasons below Bonneville. Notwithstanding the provisions of WAC 220-33-010, and 220-33-020, 220-33-030, it is unlawful for a person to take or possess salmon, shad, 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:

1) AREA: SMCRA 1A and 1B

2) SEASON: 6:00 a.m. to 9:00 p.m. June 26, 2001

6:00 a.m. to 9:00 p.m. June 28, 2001

3) GEAR: 4 1/2 inch maximum mesh size. Single wall unslackened floater gill net.

4) ALLOWABLE SALE: sockeye salmon with an adipose fin intact (unmarked), chinook less than 24 inches, shad, and sturgeon.

5) OTHER: It shall be unlawful to possess chinook salmon over 24 inches, adipose fin-clipped sockeye, steelhead, and walleye. All chinook salmon over 24 inches, adipose fin-clipped sockeye, steelhead, and walleye must be released immediately back into the water or into an operating live box. All fish in the live box must be released prior to redeployment (setting) the net for the next drift and prior to the fishing vessel being underway with motorized propulsion.

REPEALER

The following section of the Administrative Code is repealed:

WAC 220-33-01000T	Columbia River gillnet seasons below Bonneville. (01-75)

The following section of the Washington Administrative Code is repealed effective 9:01 p.m. June 28, 2001:

WAC 220-33-01000U	Columbia River gillnet seasons below Bonneville.

EMERGENCY

WSR 01-14-024
EMERGENCY RULES
DEPARTMENT OF FISH AND WILDLIFE

[Order 01-121—Filed June 28, 2001, 8:48 a.m., effective July 1, 2001, 12:01 a.m.]

Date of Adoption: June 27, 2001.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Amending WAC 232-28-620.

Statutory Authority for Adoption: RCW 77.12.047.

Under RCW 34.05.350 the agency for good cause finds that immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.

Reasons for this Finding: These rules implement recommendations of the North of Falcon subgroup of the Pacific Fisheries Management Council, and are interim until permanent rules take effect.

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: July 1, 2001, 12:01 a.m.

June 27, 2001
J. P. Koenings
Director
by Larry Peck

NEW SECTION

WAC 232-28-62000B Coastal salmon—Saltwater seasons and daily limits. Notwithstanding the provisions of WAC 232-28-620, effective immediately until further notice, it is unlawful to fish for or possess salmon taken from Catch Record Card Areas 1 through 4 except as provided for in this section:

(1) Catch Record Card Area 1 - Daily limit of two salmon not more than one of which may be a chinook salmon, except release wild coho salmon. Sundays through Thursdays only, July 1 through September 3 and seven days per week September 4 through September 30, 2001, except closed in the Columbia River Mouth Control Zone 1.

(2) Catch Record Card Area 2 and Area 2-2 west of the Buoy 13 line - Daily limit of two salmon only one of which may be a chinook salmon, except release wild coho salmon. Sundays through Thursdays only, July 1 through September 30, 2001.

(3) Catch Record Card Area 2-2 - Grays Harbor east of the Buoy 13 line -

(a) July 1 through August 31 - open concurrent with Area 2 when Area 2 is open for salmon angling.

(b) September 1 until further notice - Daily limit of six salmon, not more than two of which may be adult salmon except no more than one of which may be a wild adult coho. Westport Boat Basin and Ocean Shores Boat Basin: Daily limit of six salmon not more than four of which may be adult salmon - August 16 until further notice.

(4) Willapa Bay (Catch Record Card Area 2-1):

(a) July 1 through August 15 - Open concurrent with Area 2 when Area 2 is open for salmon angling.

(b) August 16 until further notice, Daily limit of six salmon, not more than two of which may be adult salmon.

(5) Catch Record Card Area 3 - Daily limit of two salmon except no more than one of which may be a chinook and release wild coho salmon - July 1 through September 23 in all of Area 3 and September 24 through October 21 only in those waters outside the mouth of the Quillayute River and inside a line northwesterly from Teahwit Head to "Q" buoy, then to Cake Rock, then true east to shore.

(6) Catch Record Card Area 4 - Daily limit of two salmon no more than one of which may be a chinook salmon and release wild coho salmon, July 1 through September 30. Release chinook salmon caught east of the Bonilla-Tatoosh line, and release chum salmon August 1 through September 30.

WSR 01-14-028
EMERGENCY RULES
DEPARTMENT OF FISH AND WILDLIFE

[Order 01-122—Filed June 28, 2001, 2:06 p.m., effective July 1, 2001, 7:00 a.m.]

Date of Adoption: June 28, 2001.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-56-33000S and 220-56-38000B; and amending WAC 220-56-330.

Statutory Authority for Adoption: RCW 77.12.047.

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: Crab hard shell condition meets the criteria for harvest in Marine Areas 12, 8-1, 8-2, 10, a portion of Marine Area 9 and a portion of Marine Area 7. Catch and effort rates are reduced enough to ensure that the season can likely proceed without a weekly hiatus. 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 2.

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: July 1, 2001, 7:00 a.m.

June 28, 2001
J. P. Koenings
Director
by Larry Peck

NEW SECTION

WAC 220-56-33000T Crab—Areas and seasons. Notwithstanding the provisions of WAC 220-56-330:

(1) Effective immediately until further notice, it is unlawful to fish for crab for personal use in Puget Sound in all waters of Marine Areas, 4, 5, 6, 7, 8-1, 8-2, 9, 10, 11, 12 and 13, except as provided herein:

(2) Effective immediately until further notice, it is lawful to fish for crab for personal use on Fridays, Saturdays, Sundays and Mondays in Marine Area 12 and that portion of Marine Area 9 south of a line from Foulweather Bluff to Olele Point.

(3) Effective immediately until further notice, it is lawful to fish for crab for personal use in that portion of Marine Area 9 north and west of a line from Foulweather Bluff to Double Bluff and north of a line from Foulweather Bluff to Olele Point.

(4) Effective 7:00 a.m. July 1, 2001, until further notice, it is lawful to fish for crab for personal use in Marine Areas 8-1 and 8-2.

(5) Effective immediately until further notice, it is lawful to fish for crab for personal use in that portion of Marine Area 7 south and west of a line projected from Village Point, Lummi Island through the navigation buoy just east of Matia Island thence to the buoy at Clements Reef thence to the easternmost point of Patos Island, running along the northern shoreline of Patos Island and from the westernmost point of Patos Island due west to the international boundary; and westerly of a straight line from the northernmost tip of Sinclair Island through Lummi Rocks to Lummi Island; and west of a line projected from the southeast point of Sinclair Island to the ferry dock at Shannon Point.

(6) Effective immediately until further notice, it is lawful to fish for crab for personal use in all waters of Marine Area 10.

REPEALER

The following section of the Washington Administrative Code is repealed effective 7:00 a.m. July 1, 2001:

WAC 220-56-33000S	Crab—Areas and seasons. (01-117)

The following section of the Washington Administrative Code is repealed:

WAC 220-56-38000B	Oysters—Areas and seasons. (01-35)

WSR 01-14-029
EMERGENCY RULES
DEPARTMENT OF FISH AND WILDLIFE

[Order 01-123—Filed June 28, 2001, 2:09 p.m.]

Date of Adoption: June 27, 2001.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-33-01000U and 220-33-01000V; and amending WAC 220-33-010.

Statutory Authority for Adoption: RCW 77.12.047.

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: Closing time on the fishery has been modified so the catch will remain within the guidelines. Impacts on ESA-listed sockeye are expected to be within the guidelines of the "Interim Management Agreement for Upriver Spring Chinook, Summer Chinook, and Sockeye" and the biological opinion. Consistent with compact action of June 27, 2001. There is insufficient time to promulgate permanent regulations.

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 2.

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.

EMERGENCY

Effective Date of Rule: Immediately.

June 27, 2001
J. P. Koenings
Director
by Larry Peck

NEW SECTION

WAC 220-33-01000V Columbia River gillnet seasons below Bonneville. Notwithstanding the provisions of WAC 220-33-010, and 220-33-020, 220-33-030, it is unlawful for a person to take or possess salmon, shad, 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:

1) AREA: SMCRA 1A and 1B

2) SEASON: 6:00 a.m. to 4:00 p.m. June 28, 2001

3) GEAR: 4 1/2 inch maximum mesh size. Single wall unslackened floater gill net.

4) ALLOWABLE SALE: sockeye salmon with an adipose fin intact (unmarked), chinook less than 24 inches, shad, and sturgeon.

5) OTHER: It shall be unlawful to possess chinook salmon over 24 inches, adipose fin-clipped sockeye, steelhead, and walleye. All chinook salmon over 24 inches, adipose fin-clipped sockeye, steelhead, and walleye must be released immediately back into the water or into an operating live box. All fish in the live box must be released prior to redeployment (setting) the net for the next drift and prior to the fishing vessel being underway with motorized propulsion.

EMERGENCY

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-33-01000U	Columbia River gillnet seasons below Bonneville. (01-118)

The following section of the Washington Administrative Code is repealed effective 4:01 p.m. June 28, 2001:

WAC 220-33-01000V	Columbia River gillnet seasons below Bonneville.

WSR 01-14-030
EMERGENCY RULES
DEPARTMENT OF FISH AND WILDLIFE

[Order 01-124—Filed June 28, 2001, 2:11 p.m., effective June 30, 2001, 6:00 a.m.]

Date of Adoption: June 28, 2001.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-32-05100D; and amending WAC 220-32-051.

Statutory Authority for Adoption: RCW 77.12.047.

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: Sets second period of tribal commercial sockeye fishery. Allows commercial sale of fish caught from platforms and using hook and line, during the gillnet season, and through July 15. Allows commercial sale of fish caught in the Klickitat River to be sold during open gillnet season. Harvestable numbers of sockeye are available. Impacts on ESA-listed sockeye are expected to be within the guidelines of the "Interim Management Agreement for Upriver Spring Chinook, Summer Chinook, and Sockeye" and the biological opinion. Consistent with compact action of June 27, 2001. Conforms state rules with tribal rules. There is insufficient time to promulgate permanent regulations.

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: June 30, 2001, 6:00 a.m.

June 28, 2001
J. P. Koenings
Director
by Larry Peck

NEW SECTION

WAC 220-32-05100D Columbia River salmon seasons above Bonneville Dam. Notwithstanding the provisions of WAC 220-32-050, WAC 220-32-051, WAC 220-32-052, effective immediately until further notice, it is unlawful for a person to take or possess salmon, shad, carp, or sturgeon taken for commercial purposes in Columbia River Salmon Management Catch Reporting Areas 1F, 1G, and 1H, and the Klickitat River except those individuals possessing treaty fishing rights under the Yakima, Warm Springs, Umatilla, and Nez Perce treaties may fish for salmon, shad, or sturgeon under the following provisions pursuant to lawfully enacted tribal rules:

1) Open Periods: 6:00 a.m. June 30, 2001 to 6:00 p.m. July 1, 2001

a) Open Areas: SMCRA 1F, 1G, 1H, and the Klickitat River

b) Gear: Gill nets in SMCRA 1F, 1G, 1H. Hoop nets, dip bag nets, or hook and line in the Klickitat River.

c) Allowable sale includes: sockeye salmon, chinook salmon, coho salmon, shad, sturgeon.

2) Open Periods: 6:00 a.m. June 30, 2001 to 6:00 p.m. July 15, 2001

a) Open Areas: SMCRA 1F, 1G, 1H

b) Gear: Hoop nets, dip bag nets, or hook and line

c) Allowable sale includes: sockeye salmon, chinook salmon, coho salmon, shad. Sturgeon may be sold from SMCRA 1F and 1H (Bonneville and John Day pools) only.

REPEALER

The following section of the Washington Administrative Code is repealed effective 6:01 p.m. July 15, 2001:

WAC 220-32-05100D	Columbia River salmon seasons above Bonneville Dam.

Reasons for this Finding: The correct federal benefit levels were just recently received from the Social Security Administration, and are effective immediately. The time frame does not allow adopting this amended rule through the regular rule-making process.

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.

June 27, 2001
Brian Lindgren, Manager
Rules and Policies Assistance Unit

WSR 01-14-031
EMERGENCY RULES
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
[Filed June 28, 2001, 3:08 p.m.]

Date of Adoption: June 27, 2001.

Purpose: WAC 388-478-0055 SSI standards, is being amended to correct the federal SSI benefit levels. The federal Department of Labor erred in their computation of the consumer price index for the year 2000. That resulted in the Social Security Administration erring in the computation of the cost-of-living adjustment (COLA) for the SSI program.

Citation of Existing Rules Affected by this Order: Amending WAC 388-478-0055 SSI standards.

Statutory Authority for Adoption: RCW 74.08.090, 74.04.057.

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.

AMENDATORY SECTION (Amending WSR 01-08-015, filed 3/23/01, effective 5/1/01)

WAC 388-478-0055 SSI payment standards for eligible recipients. (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 added to the federal benefit level with state funds, known as the SSI state supplement. If you are found eligible for SSI, you will receive cash assistance based on the combined federal and state supplement benefit levels, minus countable income. An essential person is someone who lives with you and provides care and personal services that enable you to live in either your own home or the home of the essential person.

(2) ((~~Effective, January 1, 2001,~~)) The federal, state and combined benefit levels for an eligible individual and couple are:

(a) If you are living alone in area 1: King, Pierce, Snohomish, Thurston, and Kitsap Counties.

LIVING ALONE - In own household or alternate care, except nursing homes or medical institutions	Federal Benefit Level	State Supplement Benefit Level	Combined Federal/State Benefit Level
Individual	$ ((~~530.00~~)) 531.00	$ 25.90	$ ((~~555.90~~)) 556.90
Individual with: One essential person	$ ((~~796.00~~)) 797.00	$ 19.90	$ ((~~815.90~~)) 816.90
Individual with: Multiple essential persons	$((~~530~~)) 531 for the eligible individual plus $((~~257~~)) 266 for each essential person (no state supplement)		

EMERGENCY

LIVING ALONE - In own household or alternate care, except nursing homes or medical institutions	Federal Benefit Level	State Supplement Benefit Level	Combined Federal/State Benefit Level
Individual with an ineligible spouse	$ ((~~530.00~~)) 531.00	$ 166.10	$ ((~~696.10~~)) 697.10
Couple	$ 796.00	$ 19.90	$ 815.90
Couple with one or more essential persons	$796 for eligible couple plus $((~~257~~)) 266 for each essential person (no state supplement)		

(b) If you are living alone in area 2: All other counties.

LIVING ALONE - In own household or alternate care, except nursing homes or medical institutions	Federal Benefit Level	State Supplement Benefit Level	Combined Federal/State Benefit Level
Individual	$ ((~~530.00~~)) 531.00	$ 5.45	$ ((~~535.45~~)) 536.45
Individual with: One essential person	$ ((~~796.00~~)) 797.00	$ 0.00	$ ((~~796.00~~)) 797.00
Individual with: Multiple essential persons	$((~~530~~)) 531 for the eligible individual plus $((~~257~~)) 266 for each essential person (no state supplement)		
Individual with an ineligible spouse	$ ((~~530.00~~)) 531.00	$ 136.15	$ ((~~666.15~~)) 667.15
Couple	$ 796.00	$ 0.00	$ 796.00
Couple with one or more essential persons	$796 for eligible couple plus $((~~257~~)) 266 for each essential person (no state supplement)		

(c) If you are in shared living in either Area 1 or 2.

SHARED LIVING - In the home of another person	Federal Benefit Level	State Supplement Benefit Level	Combined Federal/State Benefit Level
Individual	$ ((~~353.34~~)) 354.00	$ 3.71	$ ((~~357.05~~)) 357.71
Individual with: One essential person	$ ((~~530.00~~)) 531.34	$ 4.20	$ ((~~534.20~~)) 535.54
Individual with: Multiple essential persons	$((~~353.34~~)) 354.00 for the eligible individual plus $((~~170.66~~)) 177.00 for each essential person (no state supplement)		
Individual with an ineligible spouse	$ ((~~353.24~~)) 354.00	$ 101.66	$ ((~~455.00~~)) 455.66
Couple	$ 530.67	$ 4.20	$ 534.87
Couple with one or more essential persons	$530.67 for eligible couple plus $((~~170.66~~)) 177.00 for each essential person (no state supplement)		

(d) If you are residing in a medical institution: Area 1 and 2.

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

(e) Mandatory income level (MIL) for grandfathered claimant. You are "grandfathered" if you qualified for assistance from the state as aged, blind, or disabled, were converted from the state to federal disability assistance under SSI in January 1974, and have remained continuously eligible for SSI since that date.

If you are a MIL client, your combined federal/state SSI benefit level is the higher of the following:

(i) The state assistance standard you received in December 1973, except if you resided in a medical institution at the time of conversion, plus the federal cost-of-living adjustments (COLA) since then; or

(ii) The current standard.

EMERGENCY

WSR 01-14-035
EMERGENCY RULES
DEPARTMENT OF COMMUNITY, TRADE AND ECONOMIC DEVELOPMENT
[Filed June 29, 2001, 9:32 a.m., effective July 1, 2001]

Date of Adoption: June 18, 2001.

Purpose: To increase local flexibility and expand the scope of assistance to homeless families with children in the transitional housing, operating and rent (THOR) program.

Citation of Existing Rules Affected by this Order: Amending WAC 365-120-080.

Statutory Authority for Adoption: Chapters 43.63A RCW, RCW 63A.650 [43.63A.650], and E2SHBa 1493 (chapter 267, Laws of 1999).

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: Local contractors and the THOR Advisory Committee have identified a need for more local flexibility in the use of operating subsidies. This amendment will raise the income eligibility limit from 30% to 50% of the area median (consistent with the THOR rental assistance limit) and the operating subsidies to 50% of the project's core operating budget. The funding allocations will not change. THOR contracts in thirty-one counties will be effective July 1, 2001. The CR-103 cannot be filed until September 24, 2001.

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 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: July 1, 2001.

June 18, 2001
Martha Cline
Director

AMENDATORY SECTION (Amending WSR 00-05-020, filed 2/8/00, effective 3/10/00)

WAC 365-120-080 Eligibility for operating assistance for transitional housing. (1) Projects must provide transitional housing in a structure designed for the targeted population of homeless families with children whose incomes are at or below ((~~thirty~~)) fifty percent of the area median income.

(2) Operating subsidies shall not exceed thirty percent of the project's core operating budget for the year.

(3) Rents shall not exceed ((~~thirty~~)) fifty percent of the income of the targeted population.

WSR 01-14-036
EMERGENCY RULES
PUBLIC DISCLOSURE COMMISSION
[Filed June 29, 2001, 10:20 a.m.]

Date of Adoption: June 28, 2001.

Purpose: To amend WAC 390-16-115 Abbreviated campaign reporting—Conditions for granting use, the amendment would change the title from abbreviated to mini campaign reporting.

Citation of Existing Rules Affected by this Order: Amending WAC 390-16-115.

Statutory Authority for Adoption: RCW 42.17.370(1).

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: Amending this rule conforms with WAC 390-16-105, eliminates the abbreviated reporting option, and institutes a campaign reporting system having only two options (mini and full reporting). Under the current time requirements of notice and opportunity to comment the permanent adoption of this rule would not take effect until after the 2001 general election (RCW 42.17.370(1)) and would result in confusion as to the responsibilities of persons filing campaign reports.

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 1, Repealed 0.

Effective Date of Rule: Immediately.

June 29, 2001
Vicki Rippie
Executive Director

EMERGENCY

AMENDATORY SECTION (Amending WSR 89-20-068, filed 10/4/89)

WAC 390-16-115 ((~~Abbreviated~~)) Mini campaign reporting—Conditions for granting use. The exemptions allowed in WAC 390-16-105 shall be granted to a candidate or political committee, including a continuing political committee, only upon compliance with the following conditions.

(1) ((~~The~~)) A candidate ((~~or political committee must~~)) shall, within fourteen days of ((~~the time of organization, or of receipt of contributions or the making of expenditures, or of reservation of space or facilities with intent to promote or oppose a candidacy for office or with intent to promote or oppose a ballot proposition, whichever comes first, file the C-1 or C-1pc registration statement with the commission and the county elections office. The statement shall declare that the candidate or political committee will not exceed the expenditure limits set out in WAC 390-16-105.~~)) first

(a) receiving contributions, making expenditures, reserving space or facilities or purchasing commercial advertising space or broadcast time to promote his or her candidacy;

(b) giving his or her consent to another person to take on behalf of the candidate any of the action in (a) of this subsection; or

(c) announcing publicly or filing a declaration of candidacy with the appropriate elections official, file the C-1 registration statement with the commission and his or her county elections office. The statement must declare that the candidate will not exceed the contribution or expenditure limits set out in WAC 390-16-105.

(2) A political committee shall, within fourteen days after its organization or after the date when it first has the expectation of receiving contributions or making expenditures in any election campaign, whichever is earlier, file the C-1pc registration statement with the commission and with the appropriate county elections office as specified below:

(a) for a political committee, the elections office of the county in which the treasurer resides, unless the treasurer resides out-of-state, in which case the elections office of Thurston County, or

(b) for a continuing political committee, the elections office of the county in which the committee's in-state office or headquarters is located; if there is no in-state office or headquarters, the elections office of the county in which the committee treasurer resides, unless the treasurer resides out-of-state, in which case the elections office of Thurston County.

(3) The statement filed under subsection (2) of this section shall declare that the political committee will not exceed the contribution or expenditure limits set out in WAC 390-16-105.

(4) In addition to complying with subsections (2) and (3) of this section, a continuing political committee shall also file a C-1pc between January 1 and January 31 for each year in which the committee intends to use the mini reporting system. Failure to file a new registration statement during January will automatically terminate the committee's entitlement to use the mini reporting system until such time as a new C-1pc is filed.

(5) ((~~The~~)) A candidate or political committee ((~~must, throughout the ensuing election campaign,~~)) shall keep current records in sufficient detail to allow the candidate or political committee to make reports otherwise required by RCW 42.17.040 through 42.17.090 in the event that the filing of such reports becomes necessary as a result of exceeding the contribution ((~~and~~)) or expenditure limitation((~~,~~)) pursuant to ((~~subsequent permission of the commission~~)) the provisions of WAC 390-16-125.

((~~(3)~~)) (6) ((~~The~~)) A candidate or political committee treasurer shall, during the eight days immediately preceding the date of the election, maintain records of contributions and expenditures current within one business day. These records shall be open for public inspection during the hours designated on the registration statement at the principal campaign headquarters or, if there is no campaign headquarters, at ((~~the~~)) a local address of the campaign treasurer or such other place as may be authorized by the commission.

((~~(4)~~)) (7) The records of contributions and expenditures shall be ((~~open to~~)) available for audit or examination by representatives of the public disclosure commission at any time upon request from the commission.

EMERGENCY

WSR 01-14-037
EMERGENCY RULES
PUBLIC DISCLOSURE COMMISSION
[Filed June 29, 2001, 10:21 a.m.]

Date of Adoption: June 28, 2001.

Purpose: To amend WAC 390-16-125 Abbreviated campaign reporting—Exceeding limitations, the amendment would change the title from abbreviated to mini campaign reporting.

Citation of Existing Rules Affected by this Order: Amending WAC 390-16-125.

Statutory Authority for Adoption: RCW 42.17.370(1).

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: Amending this rule conforms with WAC 390-16-105, eliminates the abbreviated reporting option, and institutes a campaign reporting system having only two options (mini and full reporting). Under the current time requirements of notice and opportunity to comment the permanent adoption of this rule would not take effect until after the 2001 general election (RCW 42.17.370(1)) and would result in confusion as to the responsibilities of persons filing campaign reports.

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 1, Repealed 0.

Effective Date of Rule: Immediately.

June 29, 2001
Vicki Rippie
Executive Director

AMENDATORY SECTION (Amending WSR 92-18-002, filed 8/20/92)

WAC 390-16-125 ((~~Abbreviated~~)) Mini campaign reporting—Exceeding limitations. Whenever there is reason to believe that any of the ((~~aggregate~~)) limitations specified in WACs 390-16-105((~~, 390-16-115, or 390-16-120~~)) or 390-16-111 will or may be exceeded, the candidate or committee may apply to the commission for authorization to change reporting options.

(1) If the application is made more than thirty days prior to the date of the election, the application will be considered approved without further action by the commission if the person making application submits:

(a) A PDC form C-1 or C-1pc indicating the intention of using the full reporting system provided by RCW 42.17.040 - 42.17.090;

(b) A PDC form C-3 and form C-4 with appropriate Schedules disclosing all contributions and expenditures reportable under RCW 42.17.090 for the election campaign or in the case of continuing political committees for the calendar year.

(c) A statement affirming that all known candidates for the office being sought have been notified personally of the application stating the manner and date of such notification. In the case of a ballot proposition, the statement shall affirm that the committee treasurer of all committees identifiable from the records of the county elections officer or public disclosure commission to be opposing or supporting the proposition have been notified personally of the application stating the manner and date of such notification.

(2) If the application is made within thirty days of the date of the election, the application shall be approved only by authorization of the commission executive director.

(a) Prior to such approval being granted, the executive director shall determine that the application contains those documents shown in subsection (1)(a), (b) and (c) above.

(b) The commission staff shall investigate why the applicable requirements were not complied with in the first instance and whether or not the probability of exceeding such limitations was reasonably foreseeable. If the investigation shows that the declaration by the candidate, committee or other person filed under WAC 390-16-115 was made in good faith and that the probability of exceeding such limitations was not reasonably foreseeable, the executive director will approve the reporting option change conditioned upon full future compliance with all applicable requirements of chapter 42.17 RCW.

(3) When one candidate or committee on either side of an election campaign has ((~~applied for permission to exceed the limitations of the exemption~~)) been approved to change reporting options under subsection (1) above, all other candidates and/or committees may change reporting options by meeting the requirements of subsection (1)(a), (b) and (c).

(4) Any person who knowingly or negligently causes or permits the limitations specified in these regulations to be exceeded shall be deemed to have violated the applicable provisions of RCW 42.17.040 - 42.17.090.

Reviser's note: RCW 34.05.395 requires the use of underlining and deletion marks to indicate amendments to existing rules. The rule published above varies from its predecessor in certain respects not indicated by the use of these markings.

WSR 01-14-038
EMERGENCY RULES
PUBLIC DISCLOSURE COMMISSION
[Filed June 29, 2001, 10:22 a.m.]

Date of Adoption: June 28, 2001.

Purpose: To repeal WAC 390-16-155 Mini campaign reporting—Exceeding limitations.

Citation of Existing Rules Affected by this Order: Repealing WAC 390-16-155.

Statutory Authority for Adoption: RCW 42.17.370(1).

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: Repeal of this rule conforms with WAC 390-16-105, eliminates the abbreviated reporting option, and institutes a campaign reporting system having only two options (mini and full reporting). Under the current time requirements of notice and opportunity to comment the permanent adoption of this rule would not take effect until after the 2001 general election (RCW 42.17.370(1)) and would result in confusion as to the responsibilities of persons filing campaign reports.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 1.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Mak-

EMERGENCY

ing: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 1.

Effective Date of Rule: Immediately.

June 29, 2001
Vicki Rippie
Executive Director

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 390-16-155	Mini campaign reporting—Exceeding limitations

WSR 01-14-039
EMERGENCY RULES
PUBLIC DISCLOSURE COMMISSION
[Filed June 29, 2001, 10:22 a.m.]

Date of Adoption: June 28, 2001.

Purpose: To repeal WAC 390-16-120 Abbreviated campaign reporting—Times and place for filing reports C-1, C-1pc and C-4abb.

Citation of Existing Rules Affected by this Order: Repealing WAC 390-16-120.

Statutory Authority for Adoption: RCW 42.17.370(1).

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: Repeal of this rule conforms with changes to WAC 390-16-115 which incorporated the language of WAC 390-16-120 into one consolidated rule. Under the current time requirements of notice and opportunity to comment the permanent adoption of this rule would not take effect until after the 2001 general election (RCW 42.17.370(1)) and would create confusion as to the responsibilities of persons filing campaign reports.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 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: Immediately.

June 29, 2001
Vicki Rippie
Executive Director

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 390-16-120	Abbreviated campaign reporting—Times and place for filing reports C-1, C1pc and C-4abb

WSR 01-14-041
EMERGENCY RULES
DEPARTMENT OF FISH AND WILDLIFE
[Order 01-127—Filed June 29, 2001, 11:12 a.m., effective June 29, 2001, 12:00 noon]

Date of Adoption: June 29, 2001.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-52-05100M; and amending WAC 220-52-051.

Statutory Authority for Adoption: RCW 77.12.047.

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 state's share of spot shrimp in Marine Fish-Shellfish Management and Catch Reporting Areas 23A (east), 26B-1 and 26B-2 have been taken. The 2001 state/tribal Puget Sound shrimp harvest management plan requires adoption of the harvest seasons and the prohibition on nighttime fishing contained in this rule. Emergency rapid reporting requirements are necessary as quotas can be far exceeded in one day of fishing. A weekly landing limit for spot shrimp is necessary to reduce risk of overharvest, maintain an orderly fishery, provide the ability to enforce state/tribal plan requirements and to ensure conservation. 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: June 29, 2001, 12:00 noon.

June 29, 2001
Sara G. LaBorde
for Jeff P. Koenings
Director

NEW SECTION

WAC 220-52-05100N Puget Sound shrimp pot and beam trawl fishery—Seasons & weekly trip limits. Notwithstanding the provisions of WAC 220-52-051, effective immediately until further notice it is unlawful to fish for shrimp for commercial purposes in Puget Sound except as provided for in this section:

(1) Shrimp pot gear:

(a) All waters of Crustacean Management Regions 1A, 1C, 2, 3, 4, and 6 are open to harvest of all shrimp species until further notice, except as provided below:

(b) Effective 12:00 noon, June 29, 2001, it is unlawful to harvest spot shrimp for commercial purposes in Marine Fish Shellfish Catch and Reporting Area 23A, east of a line projected 335 degrees true from the Dungeness lighthouse, and including the portion of Marine Fish-Shellfish Catch and Reporting Area 22A southerly of a line due west from Lime Kiln Point light on San Juan Island, to the international boundary, then south from Lime Kiln Point light on San Juan Island and south of the shores of San Juan Island, then south of a line from Cattle Point to Davis Point, then south of the shores of Lopez Island to Point Colville, which is considered to be part of Marine Fish-Shellfish Management and Catch Reporting Area 23A.

(b) For purposes of shrimp harvest allocation and catch reporting, Marine Fish-Shellfish Catch and Reporting Area 26B is divided into three subareas: 26B-1 is those waters of Catch Area 26B south of the 47 degrees 40.00 minutes latitude line (which is approximately 200 yards north of Skiff Point) and excluding the waters of 26B-3. 26B-2 is all waters of Catch Area 26B north of the 47 degrees 40.00 minutes latitude line (which is approximately 200 yards north of Skiff Point). 26B-3 is those waters easterly of a line projected from West Point to Alki Point.

(i) Effective immediately, it is unlawful to harvest spot shrimp for commercial purposes in Marine Fish Shellfish Catch and Reporting Areas 26B-1 or 26B-2.

(c) It is unlawful to harvest shrimp for commercial purposes in Crustacean Management Region 1B until further notice.

(d) It is unlawful for the combined total harvest of spot shrimp by a fisher and/or the fisher's alternate operator to exceed 800 pounds per week, or to exceed 300 pounds per week from Crustacean Management Regions 2 or 4, or to exceed 600 pounds per week from Crustacean Management Regions 1 or 3 except, any fisher whose weekly shrimp harvest activity is exclusively limited to Marine Fish-Shellfish Catch and Reporting Areas 23C, 23D, 29, or the western portion of Marine Fish-Shellfish Catch and Reporting Area 23A (west of a line projected 335 degrees true from the Dungeness lighthouse), or any combination of these areas, shall not be subject to the weekly spot shrimp trip limit for that week. The spot shrimp trip limit accounting week is Monday through Sunday. It is unlawful to fish for any shrimp while in possession on board the fishing vessel spot shrimp harvested from the previous trip limit accounting week or weeks.

(e) It is unlawful to fish for shrimp for commercial purposes in Puget Sound using shellfish pot gear in more than one Marine Fish-Shellfish Management and Catch Reporting Area per day. Fishers may move all of their shellfish pot gear from one Marine Fish-Shellfish Management and Catch Reporting Area to another Marine Fish-Shellfish Management and Catch Reporting Area if a harvest report is made before the shellfish pot gear is moved. The harvest activity report must be made consistent with the provisions of WAC 220-52-075 and must also include the following additional information.

(i) The number of pots being moved to a new area and the Marine Fish-Shellfish Management and Catch Reporting Area that the pots are being moved to.

(f) For purpose of shrimp pot catch reporting, 23A East is that portion of Marine Fish-Shellfish Management and Catch Reporting Area 23A, east of a line projected 335 degrees true from the Dungeness lighthouse. 23A West is that portion of Marine Fish-Shellfish Management and Catch Reporting Area 23A, west of the line described herein.

(g) For purposes of shrimp pot harvest allocation, fishing season, and catch reporting, that portion of Marine Fish-Shellfish Management and Catch Reporting Area 22A southerly of a line due west from Lime Kiln Point light on San Juan Island, to the international boundary, then south from Lime Kiln Point light on San Juan Island and south of the shores of San Juan Island, then south of a line from Cattle Point to Davis Point, then south of the shores of Lopez Island to Point Colville, shall be considered to be part of Marine Fish-Shellfish Management and Catch Reporting Area 23A.

(2) Shrimp beam trawl gear:

(a) Crustacean management area 1 - Open until further notice.

(b) Crustacean management area 3 - Open until further notice.

(c) It is unlawful to fish for shrimp in Puget Sound with beam trawl gear in waters shallower than 100 feet.

(d) It is unlawful to fish for shrimp in Puget Sound with beam trawl gear in Marine Fish-Shellfish Management and Catch Reporting Area 21A except in those waters north and west of a line from the southern tip of Sinclair Island to Carter Point on Lummi Island.

(e) The following restrictions apply to shrimp trawl harvest in Marine Fish-Shellfish Management and Catch Reporting Area 20A:

(i) Closed in waters east of a line from the southwest corner of Point Roberts to Sandy Point.

(ii) Closed in waters shallower than 20 fathoms.

EMERGENCY

(iii) Closed in waters shallower than fifty fathoms through July 15

(f) For purpose of shrimp trawl catch reporting, 23A East is that portion of Marine Fish-Shellfish Management and Catch Reporting Area 23A, east of a line projected true north from the Dungeness lighthouse. 23A West is that portion of Marine Fish-Shellfish Management and Catch Reporting Area 23A, west of the line described herein.

(3) It is unlawful to harvest shrimp using shellfish pot or shrimp beam trawl gear from one hour after official sunset to one hour before official sunrise.

(4) It is unlawful to fish for shrimp in Puget Sound with shellfish pot or beam trawl gear in the Discovery Bay Shrimp District, the Port Angeles Shrimp District, the Sequim Bay Shrimp District, the Hood Canal Shrimp District, and the Carr Inlet Shrimp District.

(5) It is unlawful to fish for shrimp in Puget Sound with shellfish pot or beam trawl gear in waters of Lopez Sound (22A) south of a line projected east and west from the northern tip of Trump Island until 8:00 a.m. on July 10.

(6) All shrimp taken under this section must be sold to licensed Washington wholesale fish dealers. No fisher may land shrimp without immediate delivery to a licensed wholesale dealer or, if transferred at sea, without transfer to a licensed wholesale dealer.

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.

EMERGENCY

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:00 noon June 29, 2001:

WAC 220-52-05100M	Puget Sound shrimp pot and beam trawl fishery-seasons and weekly trip limits. (01-113)

WSR 01-14-042
EMERGENCY RULES
DEPARTMENT OF FISH AND WILDLIFE

[Order 01-128—Filed June 29, 2001, 11:15 a.m.]

Date of Adoption: June 29, 2001.

Purpose: Amend commercial fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-52-03000N.

Statutory Authority for Adoption: RCW 77.12.047.

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 Washington Department of Health has announced that clams taken from the Willapa spits have been tested and found to exceed the action level for domoic acid. Because these clams are unsafe for human consumption any clams taken from the Willapa spits will not be available for sale and will be wasted.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

June 29, 2001
Sara G. LaBorde
for Jeff Koenings
Director

REPEALER

The following section of the Washington Administrative Code is repealed:

WAC 220-52-00300N	Commercial razor clams. (01-116)

WSR 01-14-049
EMERGENCY RULES
DEPARTMENT OF FISH AND WILDLIFE

[Order 01-125—Filed June 29, 2001, 1:52 p.m., effective June 30, 2001, 12:01 a.m.]

Date of Adoption: June 29, 2001.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 232-28-61900G.

Statutory Authority for Adoption: RCW 77.12.047.

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: Extensive efforts to facilitate the voluntary out-migration of spring chinook juveniles inadvertently trapped in Rainbow Lake earlier this spring, and a recent salvage operation at the lake to recover and release any remaining spring chinook juveniles in the lake, have cleared the lake of this ESA listed stock of fish. The department has

received approval from the National Marine Fisheries Service to proceed with reopening this fishery.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 1.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: June 30, 2001, 12:01 a.m.

June 29, 2001
J. P. Koenings
Director
by Larry Peck

REPEALER

The following section of the Washington Administrative Code is repealed effective 12:01 a.m. June 30, 2001:

WAC 232-28-61900G	Exceptions to statewide rules—Rainbow Lake. (Columbia County) (01-84)

WSR 01-14-050
EMERGENCY RULES
DEPARTMENT OF FISH AND WILDLIFE

[Order 01-126—Filed June 29, 2001, 1:53 p.m., effective June 30, 2001, 7:00 a.m.]

Date of Adoption: June 29, 2001.

Purpose: Amend personal use fishing rules.

Citation of Existing Rules Affected by this Order: Repealing WAC 220-56-33000S and 220-56-33000T; and amending WAC 220-56-330.

Statutory Authority for Adoption: RCW 77.12.047.

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: Crab hard shell condition meets the criteria for harvest in Marine Areas 8-1, 8-2, 9, 10, 12 and a portion of Marine Area 7. Day restrictions are needed to stay within state/tribal allocations. Openings in deep south sound and in the Strait of Juan de Fuca will occur by calendar date, due to unknown molt periods. 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 2.

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: June 30, 2001, 7:00 a.m.

June 29, 2001
J. P. Koenings
Director
by Larry Peck

NEW SECTION

WAC 220-56-33000U Crab—Areas and seasons. Notwithstanding the provisions of WAC 220-56-330:

(1) Effective immediately until further notice, it is unlawful to fish for crab for personal use in Puget Sound in all waters of Marine Areas, 4, 5, 6, 7, 8-1, 8-2, 9, 10, 11, 12 and 13, except as provided herein:

(2) Effective immediately until further notice, it is lawful to fish for crab for personal use on Fridays, Saturdays, Sundays and Mondays in Marine Area 12 and that portion of Marine Area 9 south of a line from Foulweather Bluff to Olele Point.

(3) Effective 7:00 a.m. June 30, 2001, until further notice, it is lawful to fish for crab for personal use in all waters of Marine Area 9, except waters south of a line the Foulweather Bluff Olele Point line.

(4) Effective 7:00 a.m. July 1, 2001, until further notice, it is lawful to fish for crab for personal use in Marine Areas 8-1 and 8-2.

(5) Effective immediately until further notice, it is lawful to fish for crab for personal use in that portion of Marine Area 7 south and west of a line projected from Village Point, Lummi Island through the navigation buoy just east of Matia Island thence to the buoy at Clements Reef thence to the easternmost point of Patos Island, running along the northern shoreline of Patos Island and from the westernmost point of Patos Island due west to the international boundary; and southeasterly of a line drawn from Point Francis Portage Island, through the marker just north of Inati Bay, Lummi Island to Lummi Island.

(6) Effective immediately until further notice, it is lawful to fish for crab for personal use in all waters of Marine Area 10.

EMERGENCY

(7) Effective 7:00 a.m. July 16, 2001 until further notice, it is lawful to fish for crab for personal use in all waters of Marine Areas 4, 5, 6, 11 and 13.

REPEALER

The following section of the Washington Administrative Code is repealed effective 7:00 a.m. June 30, 2001:

WAC 220-56-33000S	Crab—Areas and seasons. (01-117)
WAC 220-56-33000T	Crab—Areas and seasons. (01-122)

WSR 01-14-051
EMERGENCY RULES
DEPARTMENT OF LABOR AND INDUSTRIES
[Filed June 29, 2001, 2:46 p.m.]

Date of Adoption: June 29, 2001.

Purpose: The purpose of these emergency rules is to streamline the inspection process and decrease the costs associated with installing electric load control devices as part of the energy conservation program sponsored by an electrical utility. These rules are part of the energy conservation effort to help mitigate the electricity shortage.

Citation of Existing Rules Affected by this Order: Amending WAC 296-46A-900 and 296-46A-910.

Statutory Authority for Adoption: Chapter 19.28 RCW.

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 immediate adoption of these rules is necessary to address a situation that threatens to disrupt or diminish the supply of energy to the extent that it jeopardizes public health, safety, and the general welfare to the citizens of the state. These rules create the necessary level of flexibility to assist in addressing the jeopardy to public health, safety, and the general welfare associated with the energy supply shortage.

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: Immediately.

June 29, 2001
Gary Moore
Director

AMENDATORY SECTION [(Amending WSR 01-01-097, filed 12/15/00)]

WAC 296-46A-900 Electrical work permits and fees. (1) When an electrical work permit is required by chapter 19.28 RCW or this chapter, inspections may not be made, equipment must not be energized, or services connected unless:

(a) A valid electrical work permit is completely and legibly filled out and readily available;

(b) The classification or type of facility to be inspected and the exact scope and location of the electrical work to be performed are clearly shown on the electrical work permit;

(c) The address where the inspection is to be made is clearly identifiable from the street, road or highway that serves the premises; and

(d) Driving directions and/or a legible map must be provided for the inspectors' use.

(2) Final inspection approval will not be made until all inspection fees are paid in full.

(3) An electrical work permit is valid for only one specific site address.

(4) A valid electrical work permit must be posted on the job site at a readily accessible and conspicuous location prior to beginning electrical work and at all times until the electrical inspection process is completed.

(5) Except for emergency repairs to existing electrical systems, electrical work permits must be obtained and posted at the job site prior to beginning the installation or alteration. An electrical work permit for emergency repairs to existing electrical systems must be obtained and posted at the job site no later than the next business day after the work is begun.

(6) Electrical work permits will expire one year after the date of purchase unless electrical work is actively and consistently in progress and inspections requested. Refunds are not available for expired electrical work permits or for electrical work permits where the electrical installation has begun, or an electrical inspection or electrical inspection request has been made.

(7) Fees must be paid in accordance with the inspection fee schedule, WAC 296-46A-910.

(8) Each person, firm, partnership, corporation, or other entity must furnish a valid electrical work permit for the installation, alteration, or other electrical work performed or to be performed by that entity. Each electrical work permit application must be signed by the electrical contractor's administrator (or designee) or the person, or authorized representative of the firm, partnership, corporation, or other entity that is performing the electrical installation or alteration. Permits purchased electronically do not require a handwritten signature. An entity designated to sign electrical per-

mits must provide written authorization of the purchaser's designation when requested by the department.

(9) When allowed by the chief electrical inspector, annual permits for the inspection of telecommunications installations may be purchased by a building owner or licensed electrical/telecommunications contractor. Telecommunications work may be done under this annual permit by the building owner, the owner's regular employees, or a licensed electrical/telecommunications contractor. The permit holder is responsible for correcting all installation deficiencies. The permit holder must make available to the electrical inspector records of all the telecommunications work performed and the valid electrical or telecommunications contractor license numbers for all contractors working under the permit.

(10) Permits to be obtained by customers. Whenever a serving electrical utility performs work for a customer under one of the exemptions in WAC 296-46A-935 and the work is subject to inspection, the customer is responsible for obtaining all required permits.

(11) As required by chapter 19.28 RCW or this chapter, an electrical work permit is required for the installation, alteration, or maintenance of electrical systems except for: Plug-in appliances, travel trailers, or like-in-kind replacement of a: Circuit breaker, fuse, lamp, snap switch, receptacle outlet, heating element, lighting fixture ballast with an exact same ballast, contactor, relay, timer, starter, similar control component, or motor.

(12) An electrical work permit is required for all installations of telecommunications systems on the customer side of the network demarcation point for projects greater than ten telecommunications outlets. All backbone installations regardless of size and all telecommunications cable or equipment installations involving penetrations of fire barriers or passing through hazardous locations require permits and inspections. For the purposes of determining the inspection threshold for telecommunications projects greater than ten outlets, the following will apply:

(a) An outlet is the combination of jacks and mounting hardware for those jacks, along with the associated cable and telecommunications closet terminations, that serves one workstation. In counting outlets to determine the inspection threshold, one outlet must not be associated with more than six standard four-pair cables or more than one twenty-five-pair cable. Therefore, installations of greater than sixty four-pair cables or ten twenty-five-pair cables require permits and inspections. (It is not the intent of the statute to allow large masses of cables to be run to workstations or spaces serving telecommunications equipment without inspection. Proper cable support and proper loading of building structural elements are safety concerns. When considering total associated cables, the telecommunications availability at one workstation may count as more than one outlet.)

(b) The installation of greater than ten outlets and the associated cables along any horizontal pathway from a telecommunications closet to work areas during any continuous ninety-day period requires a permit and inspection.

(c) All telecommunications installations within the residential dwelling units of single-family, duplex, and multifamily dwellings do not require permits or inspections. In residential multifamily dwellings, permits and inspections are required for all backbone installations, all fire barrier penetrations, and installations of greater than ten outlets in common areas.

(d) No permits or inspections are required for installation or replacement of cord and plug connected telecommunications equipment or for patch cord and jumper cross-connected equipment.

(e) Definitions of telecommunications technical terms will come from chapter 19.28 RCW or the currently adopted rules, EIA/TIA standards, and NEC.

(13) Requests for inspections must be made no later than three business days after completion of the electrical/telecommunications installation or one business day after any part of the installation has been energized, whichever occurs first. Inspections for annual electrical maintenance permits and annual telecommunications permits may be done on a regular schedule arranged by the permit holder with the department.

(14) Electrical load control devices installed as an altered circuit to control resistance heat appliances as part of an energy conservation program sponsored by an electrical utility will be inspected on a random basis when five or more installations are made and their electrical permits are purchased in a block at the same time. To qualify for random inspection, the electrical utility sponsor must utilize a single electrical contractor to perform the installations permitted under that block.

(a) One out of every five permits obtained under a block purchase must be inspected.

(i) A subsequent installation in the block must be inspected if the first or any subsequent inspection fails; and

(ii) If a re-inspection is required to verify corrections made to the installation of an electrical load control device or its circuit, a re-inspection fee will be charged.

(b) If permits are purchased in blocks of less than five, all installations must be inspected. If a re-inspection is required to verify corrections made to the installation of an electrical load control device or its circuit, a re-inspection fee will be charged.

Reviser's note: The bracketed material preceding the section above was supplied by the code reviser's office.

AMENDATORY SECTION [(Amending WSR 01-12-035, filed 5/29/01)]

WAC 296-46A-910 Inspection fees. To calculate inspection fees, the amperage is based on the conductor ampacity or the overcurrent device rating. The total fee must not be less than the number of progress inspection (one-half hour) units times the progress inspection fee rate from subsection (8) PROGRESS INSPECTIONS below.

(1) RESIDENTIAL.

(a) Single and two-family residential (new construction).

Notes: Square footage is the area included within the surrounding exterior walls of a building exclusive of any interior courts. (This includes any floor area in an attached garage, basement, or unfinished living space.)

EMERGENCY

"Inspected with the service" means that a separate service inspection fee is included on the same electrical work permit and "inspected at the same time" means all wiring is to be ready for inspection during the initial inspection trip.

An "outbuilding" is a structure that serves a direct accessory function to the residence, such as a pump house or storage building. Outbuilding does not include buildings used for commercial type occupancies or additional dwelling occupancies.

(i)	First 1300 sq. ft.	$ 68.90
	Each additional 500 sq. ft. or portion of	$ 22.10
(ii)	Each outbuilding or detached garage inspected at the same time as a dwelling unit on the property	$ 28.80
(iii)	Each outbuilding or detached garage inspected separately	$ 45.50
(iv)	Each swimming pool - inspected with the service	$ 45.50
(v)	Each swimming pool - inspected separately	$ 68.90
(vi)	Each hot tub, spa, or sauna - inspected with the service	$ 28.80
(vii)	Each hot tub, spa, or sauna - inspected separately	$ 45.50
(viii)	Each septic pumping system - inspected with the service	$ 28.80
(ix)	Each septic pumping system - inspected separately	$ 45.50

(b) Multifamily residential and miscellaneous residential structures, services and feeders (new construction).

(i) Each service and/or feeder

Ampacity	Service/Feeder	Additional Feeder
0 to 200	$ 74.30	$ 22.10
201 to 400	$ 92.30	$ 45.50
401 to 600	$ 126.70	$ 63.20
601 to 800	$ 162.50	$ 86.60
801 and over	$ 231.70	$ 173.80

(c) Single-family or multi-family altered services including circuits.

(i) Each altered service and/or altered feeder

Ampacity	Service or Feeder
0 to 200	$ 63.20
201 to 600	$ 92.30
601 and over	$ 139.10

(ii)	Maintenance or repair of meter or mast (no alterations to service or feeder)	$ 34.30

(d) Single or multi-family residential circuits only (no service inspection).

Note: Altered or added circuit fees are calculated per panelboard. Total cost of the alterations in an individual panel should not exceed the cost of a complete altered service or feeder of the same rating, as shown in subsection (1) RESIDENTIAL (c) (table) above.

(i)	1 to 4 circuits (see note)	$ 45.50
Except:	Water heater load control devices installed in residences as part of an energy conservation program	$ 27.70

Note: The $ 27.70 permit fee for water heater load control devices will expire on December 31, 2001.

(ii)	Each additional circuit (see note)	$ 5.10

(e) Mobile homes, modular homes, mobile home parks, and RV parks.

(i)	Mobile home or modular home service or feeder only	$ 45.50
(ii)	Mobile home service and feeder	$ 74.30

(f) Mobile home park sites and RV park sites.

Note: For master service installations, see subsection (2).

(i)	First site service or site feeder	$ 45.50
(ii)	Each additional site service; or additional site feeder inspected at the same time as the first service or feeder	$ 28.80

(2) COMMERCIAL/INDUSTRIAL.

(a) New service or feeder and additional new feeders inspected at the same time (includes circuits).

Note: For large COMMERCIAL/INDUSTRIAL projects that include multiple feeders, "inspected at the same time" can be interpreted to include additional inspection trips for a single project. The additional inspections must be for electrical work specified on the permit at the time of purchase. The permit fee for such projects must be calculated from (2) (a) (i) (table) above. However, the total fee must not be less than the number of progress inspection (one-half hour) units times the progress inspection fee rate from subsection (8) PROGRESS INSPECTIONS below.

Ampacity	Service/Feeder	Additional Feeder
0 to 100	$ 74.30	$ 45.50
101 to 200	$ 92.30	$ 57.80
201 to 400	$ 173.80	$ 68.90
401 to 600	$ 202.60	$ 81.00
601 to 800	$ 261.80	$ 110.30
801 to 1000	$ 319.60	$ 133.40
1000 and over	$ 348.70	$ 186.10

(b) Altered services or feeders (no circuits).

(i) Service/feeders

Ampacity	Service or Feeder
0 to 200	$ 74.30
201 to 600	$ 173.80
601 to 1000	$ 261.80
1000 and over	$ 290.80

(ii)	Maintenance or repair of meter or mast (no alteration to the service or feeder)	$ 63.20

(c) Circuits only.

Note: Altered/added circuit fees are calculated per panelboard. Total cost of the alterations in a panel (or panels) should not exceed the cost of a new feeder (or feeders) of the same rating, as shown in subsection (2) COMMERCIAL/INDUSTRIAL (a)(i)(table) above.

(i)	First five circuits per branch circuit panel	$ 57.80
(ii)	Each additional circuit per branch circuit panel	$ 5.10
(d)	Over 600 volts surcharge per permit.	$ 57.80

(3) TEMPORARY SERVICE(S).

Notes: Temporary electrical power and lighting installations must be used during the period of construction, remodeling, maintenance, repair, or demolition of buildings, structures, equipment, or similar activities.

Temporary electrical power and lighting installations are allowed during emergencies and for tests, experiments, and developmental work. Temporary electrical power and lighting installations are allowed for a period not to exceed 90 days for Christmas decorative lighting and similar purposes. Temporary wiring shall be removed immediately upon completion of construction or purpose for which the wiring was installed.

EMERGENCY

Temporary stage or concert inspections requested outside of normal business hours will be subject to the portal-to-portal hourly fees in subsection (11) OTHER INSPECTIONS. The fee for such after hours inspections shall be the greater of the fee from (3) TEMPORARY SERVICES (a) or the portal-to-portal fee.

(a) Temporary services, temporary stage or concert productions.

Ampacity	Service/Feeder	Additional Feeder
0 to 60	$ 39.80	$ 20.50
0 to 100	$ 45.50	$ 22.10
101 to 200	$ 57.80	$ 28.80
201 to 400	$ 68.90	$ 34.40
401 to 600	$ 92.30	$ 45.50
601 and over	$ 104.60	$ 52.20

(4) IRRIGATION MACHINES, PUMPS AND EQUIPMENT.

(a) Irrigation machines.

(i) Each tower when inspected at the same time as a service and feeder from (2) COMMERCIAL/INDUSTRIAL $ 5.10

(ii) Towers - when not inspected at the same time as a service and feeders - one to six towers $ 68.90

(iii) Each additional tower $ 5.10

(5) MISCELLANEOUS - commercial/industrial and residential.

(a) Low-voltage thermostats.

(i) First thermostat $ 34.40

(ii) Each additional thermostat inspected at the same time as the first $ 10.80

(b) Low-voltage systems and telecommunications systems. Includes all telecommunications installations, fire alarm and burglar alarm nurse call, intercom, security systems, energy management control systems, HVAC/refrigeration control systems (other than thermostats above), industrial and automation control systems, lighting control systems, stand-alone sound systems, public address, and similar low-energy circuits and equipment.

(i) First 2500 sq. ft. or less $ 39.80

(ii) Each additional 2500 sq. ft. or portion of $ 10.80

(c) Signs and outline lighting.

(i) First sign (no service included) $ 34.40

(ii) Each additional sign inspected at the same time on the same building or structure $ 16.40

(d) Berth at a marina or dock.

Note: Five berths or more shall be permitted to have the inspection fees based on appropriate service and feeder fees from section (2) COMMERCIAL/INDUSTRIAL (a)(i) above.

(i) Berth at a marina or dock $ 45.50

(ii) Each additional berth inspected at the same time $ 28.80

(e) Yard pole, pedestal, or other meter loops only.

(i) Yard pole, pedestal, or other meter loops only $ 45.50

(ii) Meters installed remote from service equipment: Inspected at same time as service, temporary service or other installations $ 10.80

(f) Emergency inspections requested outside normal work hours. Regular fee plus surcharge of: $ 86.60

(g) Generators.

(i) Portable generators: Permanently installed transfer equipment for portable generators $ 63.20

(ii) Permanently installed generators: Refer to appropriate residential or commercial new service or feeder section

(h) Annual permit fee for plant location employing regular electrical maintenance staff - each inspection two-hour maximum.

	Inspections	Fee
1 to 3 plant electricians	12	$ 1,664.40
4 to 6 plant electricians	24	$ 3,330.40
7 to 12 plant electricians	36	$ 4,995.30
13 to 25 plant electricians	52	$ 6,661.30
more than 25 plant electricians	52	$ 8,327.30

(i) Telecommunications annual permit fee.

(i) For commercial/industrial location employing full-time telecommunications maintenance staff or having a yearly maintenance contract with a licensed electrical/telecommunications contractor.

Annual inspection time required may be estimated by the purchaser at the rate for "Other inspections" in this section, charged portal-to-portal per hour - two-hour minimum. $ 137.80

Each additional hour, or portion thereof, of portal-to-portal inspection time $ 68.90

(j) 1st two resistance heat appliance's load control devices when installed as an altered circuit as part of an electrical utility sponsored energy conservation program. Each installation when purchased as a block of five or more. $ 17.50

(i) Each additional device $ 5.00

(ii) Re-inspection to make required corrections $ 33.50

(k) 1st two resistance heat appliance's load control devices when installed as an altered circuit. $ 27.50

(i) Each additional device $ 5.00

(ii) Re-inspection to make required corrections $ 33.50

(6) CARNIVAL INSPECTIONS.

(a) First carnival field inspection each year.

(i) Each ride and generator truck $ 16.40

(ii) Each remote distribution equipment, concession or gaming show $ 5.10

(iii) If the calculated fee for first field inspection of (a) and (b) above is less, the minimum inspection fee shall be: $ 86.60

(b) Subsequent carnival inspections.

(i) First 10 rides, concessions, generators, remote distribution equipment or gaming show $ 86.60

(ii) Each additional ride, concession, generator, remote distribution equipment or gaming show $ 5.10

(c) Concession(s) or ride(s) not part of a carnival.

(i) First field inspection each year of a single concession or ride, not part of a carnival $ 68.90

(ii) Subsequent inspection of a single concession or ride, not part of a carnival $ 45.50

(7) TRIP FEES.

(a) Requests by property owners to inspect existing installations. $ 68.90

(b) Submitter notifies the department that work is ready for inspection when it is not ready. $ 34.40

(c) Additional inspection required because submitter has provided the wrong address. $ 34.40

(d) More than one additional inspection required to inspect corrections; or for repeated neglect, carelessness, or improperly installed electrical work. $ 34.40

(e) Each trip necessary to remove a noncompliance notice. $ 34.40

(f) Corrections have not been made in the prescribed time, unless an exception has been requested and granted. $ 34.40

EMERGENCY

(g)	Installations that are covered or concealed before inspection.	$ 34.40
(8)	PROGRESS INSPECTIONS.	
Note:	The fees calculated in subsections (1) through (6) must apply to all electrical work. This section must be applied to a permit where the permit holder has requested additional inspections beyond the number supported by the permit fee calculated at the rate in (1) through (6).	
(a)	On partial or progress inspections, each one-half hour.	$ 34.40
(9)	PLAN REVIEW FEE.	
(a)	Fee is thirty-five percent of the electrical work permit fee as determined by WAC 296-46A-910, plus a plan review submission fee of:	$ 57.80
(b)	Supplemental submissions of plans per hour or fraction of an hour.	$ 68.90
(c)	Plan review shipping and handling fee.	$ 16.40
(10)	OUT-OF-STATE INSPECTIONS.	
(a)	Permit fees will be charged according to the fees listed in this section.	
(b)	Travel expenses:	
(i)	All travel expenses and per diem for out-of-state inspections are billed following completion of each inspection(s). These expenses can include, but are not limited to: Inspector's travel time, travel cost and per diem at the state rate. Travel time is hourly based on the rate in subsection (11) of this section	
(11)	OTHER INSPECTIONS.	
(a)	Inspections not covered by above inspection fees must be charged portal-to-portal per hour:	$ 68.90
(12)	REFUND PROCESSING FEE.	
(a)	All requests for permit fee refunds will be assessed a processing fee.	$ 10.80
(13)	VARIANCE REQUEST PROCESSING FEE.	
(a)	Variance request processing fee. This fee is nonrefundable once the transaction has been made.	$ 68.90

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.

EMERGENCY

WSR 01-14-053
EMERGENCY RULES
OFFICE OF THE INSURANCE COMMISSIONER

[Insurance Commissioner Matter No. R 2001-04—Filed June 29, 2001, 3:46 p.m.]

Date of Adoption: June 29, 2001.

Purpose: Amend WAC 284-04-120 to create an exemption from WAC 284-04-500 for a licensee relying on another licensee's compliance.

Citation of Existing Rules Affected by this Order: Amending WAC 284-04-120.

Statutory Authority for Adoption: RCW 48.02.060, 48.18.120, 48.20.450, 48.20.460, 48.30.010, 48.44.050, 48.46.100, 48.46.200.

Other Authority: RCW 48.43.505, Gramm-Leach-Bliley Act (Public Law 102-106) sec. 501(b), sec. 505 (b)(2).

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 commissioner is considering a request to permanently amend some privacy requirements adopted in R 2000-08 (the "GLB" or "Privacy" rules) that are not a part of the NAIC Model. WAC 284-04-120 is amended to create an additional exemption that allows a licensee to rely on another licensee's compliance with the requirements of WAC 284-04-500. R 2000-08 is effective on July 1, 2001, and will impact all licensees of the commissioner. This emergency will grant some licensees (particularly the agent community) an opportunity to avoid possible administrative costs and liability issues while the commissioner reviews the subject and considers a permanent rule making.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 0, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 0, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

June 29, 2001
Mike Kreidler
Insurance Commissioner

AMENDATORY SECTION (Amending Matter No. R 2000-08, filed 1/9/01, effective 2/9/01)

WAC 284-04-120 Definitions. As used in this chapter, unless the context requires otherwise:

(1) "Affiliate" means any company that controls, is controlled by or is under common control with another company.

(2) "Clear and conspicuous" means that a notice is reasonably understandable and designed to call attention to the nature and significance of the information in the notice.

Examples.

(a) Reasonably understandable. A licensee makes its notice reasonably understandable if it:

(i) Presents the information in the notice in clear, concise sentences, paragraphs, and sections;

(ii) Uses short explanatory sentences or bullet lists whenever possible;

(iii) Uses definite, concrete, everyday words and active voice whenever possible;

(iv) Avoids multiple negatives;

(v) Avoids legal and highly technical business terminology whenever possible; and

(vi) Avoids explanations that are imprecise and readily subject to different interpretations.

(b) Designed to call attention. A licensee designs its notice to call attention to the nature and significance of the information in it if the licensee:

(i) Uses a plain-language heading to call attention to the notice;

(ii) Uses a typeface and type size that are easy to read;

(iii) Provides wide margins and ample line spacing;

(iv) Uses boldface or italics for key words; and

(v) In a form that combines the licensee's notice with other information, uses distinctive type size, style, and graphic devices, such as shading or sidebars.

(c) Notices on websites. If a licensee provides a notice on a web page, the licensee designs its notice to call attention to the nature and significance of the information in it if the licensee uses text or visual cues to encourage scrolling down the page if necessary to view the entire notice and ensure that other elements on the website (such as text, graphics, hyperlinks or sound) do not distract attention from the notice, and the licensee either:

(i) Places the notice on a screen that consumers frequently access, such as a page on which transactions are conducted; or

(ii) Places a link on a screen that consumers frequently access, such as a page on which transactions are conducted, that connects directly to the notice and is labeled appropriately to convey the importance, nature, and relevance of the notice.

(3) "Collect" means to obtain information that the licensee organizes or can retrieve by the name of an individual or by identifying number, symbol or other identifying particular assigned to the individual, irrespective of the source of the underlying information.

(4) "Commissioner" means the insurance commissioner of the state.

(5) "Company" means a corporation, limited liability company, business trust, general or limited partnership, association, sole proprietorship or similar organization.

(6) "Consumer" means an individual who seeks to obtain, obtains or has obtained an insurance product or service from a licensee that is to be used primarily for personal, family or household purposes and about whom the licensee has nonpublic personal information, or that individual's legal representative.

Examples.

(a) An individual who provides nonpublic personal information to a licensee in connection with obtaining or seeking to obtain financial, investment or economic advisory services relating to an insurance product or service is a consumer regardless of whether the licensee establishes an ongoing advisory relationship.

(b) An applicant for insurance prior to the inception of insurance coverage is a licensee's consumer.

(c) An individual who is a consumer of another financial institution is not a licensee's consumer solely because the licensee is acting as agent for, or provides processing or other services to, that financial institution.

(d) An individual is a licensee's consumer if:

(i) The individual is a beneficiary of a life insurance policy underwritten by the licensee;

(ii) The individual is a claimant under an insurance policy issued by the licensee;

(iii) The individual is an insured or an annuitant under an insurance policy or an annuity, respectively, issued by the licensee; or

(iv) The individual is a mortgagor of a mortgage covered under a mortgage insurance policy; and

(v) The licensee discloses nonpublic personal financial information about the individual to a nonaffiliated third party other than as permitted under WAC 284-04-400, 284-04-405, and 284-04-410.

(e) Provided that the licensee provides the initial, annual and revised notices under WAC 284-04-200, 284-04-205, and 284-04-220 to the plan sponsor, group or blanket insurance policy holder or group annuity contract holder, workers' compensation plan participant and further provided that the licensee does not disclose to a nonaffiliated third party nonpublic personal financial information about such an individual other than as permitted under WAC 284-04-400, 284-04-405, and 284-04-410, an individual is not the consumer of such licensee solely because he or she is:

(i) A participant or a beneficiary of an employee benefit plan that the licensee administers or sponsors or for which the licensee acts as a trustee, insurer or fiduciary;

(ii) Covered under a group or blanket insurance policy or annuity contract issued by the licensee; or

(iii) A beneficiary in a workers' compensation plan.

(f) The individuals described in (e)(i) through (iii) of this subsection are consumers of a licensee if the licensee does not meet all the conditions of (e) of this subsection.

(g) In no event shall such individuals, solely by virtue of the status described in (e)(i) through (iii) of this subsection, be deemed to be customers for purposes of this chapter.

(i) An individual is not a licensee's consumer solely because he or she is a beneficiary of a trust for which the licensee is a trustee.

(ii) An individual is not a licensee's consumer solely because he or she has designated the licensee as trustee for a trust.

(7) "Consumer reporting agency" has the same meaning as in section 603(f) of the Federal Fair Credit Reporting Act (15 U.S.C. 1681a(f)).

(8) "Control" means:

(a) Ownership, control or power to vote twenty-five percent or more of the outstanding shares of any class of voting security of the company, directly or indirectly, or acting through one or more other persons;

(b) Control in any manner over the election of a majority of the directors, trustees or general partners (or individuals exercising similar functions) of the company; or

(c) The power to exercise, directly or indirectly, a controlling influence over the management or policies of the company, as the commissioner determines.

EMERGENCY

(9) "Customer" means a consumer who has a customer relationship with a licensee.

(10) "Customer relationship" means continuing relationship between a consumer and a licensee under which the licensee provides one or more insurance products or services to the consumer that are to be used primarily for personal, family or household purposes.

Examples.

(a) A consumer has a continuing relationship with a licensee if:

(i) The consumer is a current policyholder of an insurance product issued by or through the licensee; or

(ii) The consumer obtains financial, investment or economic advisory services relating to an insurance product or service from the licensee for a fee.

(b) A consumer does not have a continuing relationship with a licensee if:

(i) The consumer applies for insurance but does not purchase the insurance;

(ii) The licensee sells the consumer airline travel insurance in an isolated transaction;

(iii) The individual no longer is a current policyholder of an insurance product or no longer obtains insurance services with or through the licensee;

(iv) The consumer is a beneficiary or claimant under a policy and has submitted a claim under a policy choosing a settlement option involving an ongoing relationship with the licensee;

(v) The consumer is a beneficiary or a claimant under a policy and has submitted a claim under that policy choosing a lump sum settlement option;

(vi) The customer's policy is lapsed, expired, paid up or otherwise inactive or dormant under the licensee's business practices, and the licensee has not communicated with the customer about the relationship for a period of twelve consecutive months, other than annual privacy notices, material required by law or regulation, communication at the direction of state or federal authority or promotional materials;

(vii) The individual is an insured or an annuitant under an insurance policy or annuity, respectively, but is not the policyholder or owner of the insurance policy or annuity; or

(viii) For the purposes of this chapter, if the individual's last known address according to the licensee's records is deemed invalid. An address of record is deemed invalid if mail sent to that address by the licensee has been returned by the postal authorities as undeliverable and if subsequent attempts by the licensee to obtain a current valid address for the individual have been unsuccessful.

(11) "Financial institution" means any institution the business of which is engaging in activities that are financial in nature or incidental to such financial activities as described in section 4(k) of the Bank Holding Company Act of 1956 (12 U.S.C. 1843(k)).

(a) Financial institution does not include:

(i) Any person or entity with respect to any financial activity that is subject to the jurisdiction of the Commodity Futures Trading Commission under the Commodity Exchange Act (7 U.S.C. 1 et seq.);

(ii) The Federal Agricultural Mortgage Corporation or any entity charged and operating under the Farm Credit Act of 1971 (12 U.S.C. 2001 et seq.); or

(iii) Institutions chartered by Congress specifically to engage in securitizations, secondary market sales (including sales of servicing rights) or similar transactions related to a transaction of a consumer, as long as such institutions do not sell or transfer nonpublic personal information to a nonaffiliated third party.

(12) "Financial product or service" means any product or service that a financial holding company could offer by engaging in an activity that is financial in nature or incidental to such a financial activity under section 4(k) of the Bank Holding Company Act of 1956 (12 U.S.C. 1843(k)).

Financial service includes a financial institution's evaluation or brokerage of information that the financial institution collects in connection with a request or an application from a consumer for a financial product or service.

(13) "Health care" means: Preventive, diagnostic, therapeutic, rehabilitative, maintenance or palliative care, services, procedures, tests or counseling that:

(a) Relates to the physical, mental or behavioral condition of an individual; or

(b) Affects the structure or function of the human body or any part of the human body, including the banking of blood, sperm, organs or any other tissue; or

(c) Prescribing, dispensing or furnishing to an individual drugs or biologicals, or medical devices or health care equipment and supplies.

(14) "Health care provider" means a physician or other health care practitioner licensed, accredited or certified to perform specified health services consistent with state law or a health care facility.

(15) "Health information" means any information or data, except age or gender, whether oral or recorded in any form or medium, created by or derived from a health care provider or the consumer that relates to:

(a) The past, present or future physical, mental or behavioral health or condition of an individual;

(b) The provision of health care to an individual; or

(c) Payment for the provision of health care to an individual.

(16) "Insurer" includes health care service contractor, HMO, and fraternal benefit society.

(17) "Insurance product or service" means any product or service that is offered by a licensee pursuant to the insurance laws of this state.

Insurance service includes a licensee's evaluation, brokerage or distribution of information that the licensee collects in connection with a request or an application from a consumer for an insurance product or service.

(18) "Licensee" means all licensed insurers, health care service contractors, HMO's, and fraternal benefit societies, producers and other persons licensed or required to be licensed, or authorized or required to be authorized, or registered or required to be registered pursuant to the insurance law of this state.

(a) A licensee is not subject to the notice and opt out requirements for nonpublic personal financial information set forth in WAC 284-04-100 through 284-04-400 <u>or the notice</u>

EMERGENCY

and policy development and implementation procedures of WAC 284-04-500 if the licensee is an employee, agent or other representative of another licensee ("the principal") and:

(i) The principal otherwise complies with, and provides the notices required by, the provisions of this regulation; and

(ii) The licensee complies with the principal's privacy policies and does not disclose any nonpublic personal information to any person other than the principal or its affiliates in a manner permitted by this regulation.

(b)(i) Subject to (b)(ii) of this subsection, "licensee" shall also include an unauthorized insurer that accepts business placed through a licensed excess lines broker in this state, but only in regard to the excess lines placements placed pursuant to section [insert section] of this state's laws.

(ii) An excess lines broker or excess lines insurer shall be deemed to be in compliance with the notice and opt out requirements for nonpublic personal financial information set forth in WAC 284-04-100 through 284-04-400 provided:

(A) The broker or insurer does not disclose nonpublic personal information of a consumer or a customer to nonaffiliated third parties for any purpose, including joint servicing or marketing under WAC 284-04-405, except as permitted by WAC 284-04-410 and 284-04-415; and

(B) The broker or insurer delivers a notice to the consumer at the time a customer relationship is established on which the following is printed in 16-point type:

PRIVACY NOTICE

"NEITHER THE U.S. BROKERS THAT HANDLED THIS INSURANCE NOR THE INSURERS THAT HAVE UNDERWRITTEN THIS INSURANCE WILL DISCLOSE NONPUBLIC PERSONAL INFORMATION CONCERNING THE BUYER TO NONAFFILIATES OF THE BROKERS OR INSURERS EXCEPT AS PERMITTED BY LAW"

(19) "Licensee" shall also include an unauthorized insurer that places business through a licensed excess line broker in this state, but only in regard to the excess line placements placed pursuant to of this state's laws.

(20) "Nonaffiliated third party" means any person except:

(a) A licensee's affiliate; or

(b) A person employed jointly by a licensee and any company that is not the licensee's affiliate (but nonaffiliated third party includes the other company that jointly employs the person).

Nonaffiliated third party includes any company that is an affiliate solely by virtue of the direct or indirect ownership or control of the company by the licensee or its affiliate in conducting merchant banking or investment banking activities of the type described in section 4 (k)(4)(H) or insurance company investment activities of the type described in section 4 (k)(4)(I) of the Federal Bank Holding Company Act (12 U.S.C. 1843 (k)(4)(H) and (I.))

(21) "Nonpublic personal information" means nonpublic personal financial information and nonpublic personal health information.

(22)(a) "Nonpublic personal financial information" means:

(i) Personally identifiable financial information; and

(ii) Any list, description or other grouping of consumers (and publicly available information pertaining to them) that is derived using any personally identifiable financial information that is not publicly available.

(b) Nonpublic personal financial information does not include:

(i) Health information;

(ii) Publicly available information, except as included on a list described in (a)(i) of this subsection; or

(iii) Any list, description or other grouping of consumers (and publicly available information pertaining to them) that is derived without using any personally identifiable financial information that is not publicly available.

Examples of lists.

Nonpublic personal financial information includes any list of individuals' names and street addresses that is derived in whole or in part using personally identifiable financial information that is not publicly available, such as account numbers.

Nonpublic personal financial information does not include any list of individuals' names and addresses that contains only publicly available information, is not derived in whole or in part using personally identifiable financial information that is not publicly available, and is not disclosed in a manner that indicates that any of the individuals on the list is a consumer of a financial institution.

(23) "Nonpublic personal health information" means health information:

(a) That identifies an individual who is the subject of the information; or

(b) With respect to which there is a reasonable basis to believe that the information could be used to identify an individual.

(24) "Personally identifiable financial information" means any information:

(a) A consumer provides to a licensee to obtain an insurance product or service from the licensee;

(b) About a consumer resulting from any transaction involving an insurance product or service between a licensee and a consumer; or

(c) The licensee otherwise obtains about a consumer in connection with providing an insurance product or service to that consumer.

Examples.

(i) Information included. Personally identifiable financial information includes:

(A) Information a consumer provides to a licensee on an application to obtain an insurance product or service;

(B) Account balance information and payment history;

(C) The fact that an individual is or has been one of the licensee's customers or has obtained an insurance product or service from the licensee;

(D) Any information about the licensee's consumer if it is disclosed in a manner that indicates that the individual is or has been the licensee's consumer;

(E) Any information that a consumer provides to a licensee or that the licensee or its agent otherwise obtains in connection with collecting on a loan or servicing a loan;

EMERGENCY

(F) Any information the licensee collects through an Internet "cookie" (an information collecting device from a web server); and

(G) Information from a consumer report.

(ii) Information not included. Personally identifiable financial information does not include:

(A) Health information;

(B) A list of names and addresses of customers of an entity that is not a financial institution; and

(C) Information that does not identify a consumer, such as aggregate information or blind data that does not contain personal identifiers such as account numbers, names or addresses.

(25)(a) "Publicly available information" means any information that a licensee has a reasonable basis to believe is lawfully made available to the general public from:

(i) Federal, state or local government records;

(ii) Widely distributed media; or

(iii) Disclosures to the general public that are required to be made by federal, state or local law.

(b) Reasonable basis. A licensee has a reasonable basis to believe that information is lawfully made available to the general public if the licensee has taken steps to determine:

(i) That the information is of the type that is available to the general public; and

(ii) Whether an individual can direct that the information not be made available to the general public and, if so, that the licensee's consumer has not done so.

(c) Examples.

(i) Government records. Publicly available information in government records includes information in government real estate records and security interest filings.

(ii) Widely distributed media. Publicly available information from widely distributed media includes information from a telephone book, a television or radio program, a newspaper or a website that is available to the general public on an unrestricted basis. A website is not restricted merely because an Internet service provider or a site operator requires a fee or a password, so long as access is available to the general public.

(iii) Reasonable basis.

(A) A licensee has a reasonable basis to believe that mortgage information is lawfully made available to the general public if the licensee has determined that the information is of the type included on the public record in the jurisdiction where the mortgage would be recorded.

(B) A licensee has a reasonable basis to believe that an individual's telephone number is lawfully made available to the general public if the licensee has located the telephone number in the telephone book or the consumer has informed you that the telephone number is not unlisted.

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.

WSR 01-14-054
EMERGENCY RULES
OFFICE OF THE INSURANCE COMMISSIONER

[Insurance Commissioner Matter No. R 2001-05—Filed June 29, 2001, 3:50 p.m.]

Date of Adoption: June 29, 2001.

Purpose: Extending the effective date of rules adopted under R 2000-03 regarding contraceptive benefits.

Citation of Existing Rules Affected by this Order: Amending WAC 284-43-824.

Statutory Authority for Adoption: RCW 48.02.060, 48.20.450, 48.20.460, 48.30.010, 48.30.300, 48.44.020, 48.44.050, 48.46.200, 48.46.243.

Other Authority: RCW 48.43.023, 48.43.041, 48.46.066.

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 is an extension of a prior emergency rule (R 2001-01) delaying the effective date in WAC 284-43-824. The previous emergency rule delayed the implementation date of an earlier rule making (R 2000-03) until January 1, 2002. This filing continues that process and effective date. The commissioner has filed a CR-101 (R 2001-02) and is actively undertaking the appropriate procedures to adopt permanent changes to the rules adopted in the R 2000-03 rule making. Interested parties asserted that the promulgation of rules adopted under R 2000-03 may have had deficiencies in complying with the Administrative Procedure Act (chapter 34.05 RCW) process. The commissioner required a period of time to review these assertions and take action, as needed. Although the R 2000-03 rules do not take effect until July 1, 2001, health carriers have indicated that they require several months to make the necessary health plan modifications before new products can be offered. The existing effective date did not provide enough time for the commissioner's review in synchronization with carriers' preparation needs. Continuing to extension of the effective date to January 1, 2002, will provide adequate time for both activities.

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 Mak-

ing: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

June 29, 2001
Mike Kreidler
Insurance Commissioner

AMENDATORY SECTION (Amending WSR 01-03-035, filed 1/9/01)

WAC 284-43-824 Effective date. WAC 284-43-821 and 283-43-823 are effective for plans offered, issued, or renewed on or after ((~~July 1, 2001~~)) January 1, 2002.

WSR 01-14-058
EMERGENCY RULES
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Economic Services Administration)
(Division of Assistance Programs)
[Filed June 29, 2001, 3:58 p.m.]

Date of Adoption: June 29, 2001.

Purpose: Extend the period of time WAC 388-454-0006 is effective to allow stakeholders time to review and comment on possible requirements of adults acting *in loco parentis.* WAC 388-454-0006 was adopted as an emergency rule on February 27, 2001, under WSR 01-06-025.

Statutory Authority for Adoption: RCW 74.04.050, 74.12.290.

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: DSHS has a responsibility to ensure the safety of the children it serves. Effective March 1, 2001, children who live with an adult who is acting *in loco parentis* (as a parent) will be eligible for TANF benefits. Since the child has no blood relationship to the adult and the adult does not have court-ordered custody, DSHS must take additional steps to ensure that children are not put at risk when they live with an unrelated adult.

This filing will continue WAC 388-454-0006 that is currently in effect.

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 1, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

June 29, 2001
Brian H. Lindgren
for Bonita H. Jacques, Chief
Office of Legal Affairs

NEW SECTION

WAC 388-454-0006 The department makes background checks on adults who are acting *in loco parentis* without court-ordered custody. (1) If you ask for TANF or SFA benefits for an unrelated child living with you and you do not have a court order that gives you custody, the department will check your background.

(2) The child cannot receive benefits while they live with you if you do not meet the requirements for an in-home/relative child care provider under chapter 388-290 WAC.

WSR 01-14-062
EMERGENCY RULES
DEPARTMENT OF LICENSING
[Filed July 2, 2001, 10:54 a.m.]

Date of Adoption: July 1, 2001.

Purpose: Chapter 125, Laws of 2001 regular session.

Citation of Existing Rules Affected by this Order: Amending WAC 308-56A-115, 308-56A-150, and 308-56A-460.

Statutory Authority for Adoption: Chapter 46.12 RCW.

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: Implementation of requirements of HB 2029, remove the requirement for vehicle inspections in specific cases.

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 3, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 0, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 3, Repealed 0.

EMERGENCY

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.

June 28, 2001
Fred Stephens
Director

AMENDATORY SECTION (Amending WSR 99-01-014, filed 12/7/98, effective 1/7/99)

WAC 308-56A-115 Vehicles from jurisdiction other than Washington. (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)~~)) (c) 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 99-21-098, filed 10/20/99, effective 11/20/99)

WAC 308-56A-150 Certificate of vehicle inspection. (1) **When is a certificate of vehicle inspection required?** A certificate of vehicle inspection, signed by an authorized inspector, must accompany the application for certificate of ownership and include the applicable statutory inspection fee whenever the applicant's vehicle is:

(a) ((~~From a state, jurisdiction or province other than Washington;~~

~~(b)~~)) Reported destroyed since the last certificate of ownership was issued;

((~~(c)~~)) (b) A homemade, assembled, or rebuilt vehicle not previously titled as such;

EMERGENCY

((~~(d)~~)) (c) One whose identification number needs verification as requested by the department, county auditor, or authorized agent, for example, if there is a reason to believe the vehicle identification number has been removed, defaced, altered, destroyed, or if it has become illegible or is missing;

((~~(e)~~)) (d) One with a structural change in, or modification of, body or frame changing the class designation or body type currently shown on the record;

((~~(f)~~)) (e) A used vehicle and no Washington record can be found;

((~~(g)~~)) (f) A kit vehicle not previously titled as such (if no vehicle identification number previously assigned);

((~~(h)~~)) (g) A street rod not previously titled as such;

((~~(i)~~)) (h) A glider kit not previously titled as such; ((~~or (j)~~)) (i) Questionable as to ownership;

(j) One which the Washington crime information center (WACIC) or National Crime Information Center (NCIC) indicates may be stolen; or

(k) One of which the WACIC/NCIC has failed to respond to the stolen vehicle search required by chapter 46.12 RCW.

(2) ((~~**Is a fee always charged for a certificate of vehicle inspection?** No, a fee may be charged when a vehicle has been referred for inspection for any reason other than subsection (1) of this section; and a fee may also be charged if the request for inspection is made by a commissioned law enforcement officer, an employee of the department of licensing, a vehicle license agent or other competent inspecting agency designated by the director.~~)) **What fee is charged for a Washington state patrol VIN inspection?** The VIN inspection fee is fifty dollars as authorized by chapter 46.12 RCW unless:

(a) The out-of-state fee authorized by chapter 46.12 RCW has been collected on the same application; or

(b) The Washington state patrol or the department has determined that the fee is not due.

(3) **Who is authorized to perform a vehicle inspection?** Vehicle inspections may be performed by:

(a) The Washington state patrol;

(b) Other competent inspecting agencies designated by the director if the vehicle is located in a foreign state or ((~~province~~)) country and the requirement for inspection by the Washington state patrol will cause undue hardship.

(4) **How long is a vehicle certificate of inspection valid?** The vehicle certificate of inspection is valid for the following periods of time after the inspection date:

(a) Thirty days for vehicles:

(i) Reported destroyed;

(ii) Homemade, assembled, rebuilt, street rods, kit vehicles and glider kits;

(iii) If the identification number needs verification, has been removed, defaced, altered, destroyed, illegible or missing;

(iv) With structural change in, or modification of, body or frame changing the class designation or body type;

(v) Referred for inspection for any reason not listed.

(b) Sixty days for vehicles:

(i) From a foreign jurisdiction;

(ii) With no Washington record or no manufacture statement of origin/manufacture certificate of origin.

(c) One year for vehicles required to be inspected under subsection (1)(a) through ((~~(i)~~)) (k) of this section and held for sale by a licensed dealer.

(5) **Where is the vehicle identification number inspection certificate provided by the Washington state patrol (WSP) valid?** In accordance with WSP rules, the inspection certificate provided by the WSP is valid only in Washington state unless otherwise specified by the Washington state patrol.

(6) **Why are the words "register" and "registered" used in place of "title" and "titled" in chapter 125, Laws of 2001?** The words "register" and "registered" are used in place of "title" and "titled" in chapter 125, Laws of 2001 because RCW 46.12.010 requires vehicles registered in this state to also have a certificate of ownership. For the purposes of section 3, chapter 125, Laws of 2001, the registration process is not complete until it is confirmed that the vehicle is not stolen. Certificates of ownership will not be issued and the license tabs and registration certificate shall be invalid for vehicles which have been confirmed stolen.

AMENDATORY SECTION (Amending WSR 00-06-025, filed 2/23/00, effective 3/25/00)

WAC 308-56A-460 Destroyed or wrecked vehicle rebuilt. (1) **What is a destroyed or wrecked vehicle?** For the purposes of this section:

(a) A destroyed vehicle means vehicles of any age that have been reported wrecked or destroyed by the owner, licensed wrecker, scrap processor or insurance company and includes salvage vehicles as defined in RCW 46.12.005; and

(b) A wrecked vehicle is defined in RCW 46.80.010(4).

(2) **Who may report destroyed or wrecked vehicles and how are those vehicles reported to the department?** Destroyed vehicles may be reported to the department by:

(a) Insurance companies. A vehicle becomes insurance destroyed under RCW 46.12.070 when:

(i) An insurance company in possession of a certificate of ownership to a destroyed vehicle submits to the department the current certificate of ownership indicating the vehicle is "DESTROYED," the insurance company name and address and the date of loss; or

(ii) The Total Loss Claim Settlement form (TD 420 074) completed in its entirety is received by the department (settlement is defined in subsection (4) of this section).

(b) Government or self-insured entities: Any government agency or self-insured entity reports the vehicle is a total loss by indicating on the certificate of ownership or affidavit of loss/release of interest that the vehicle is "DESTROYED" and, the date of loss. The document shall be submitted to the department.

(c) Other owners (owner destroyed); and

A vehicle is considered destroyed by an individual when:

(i) The individual submits to the department the certificate of ownership, properly released by the registered and/or legal owner(s), when applicable, and indicates on the face of

EMERGENCY

the ownership document "DESTROYED," the date and location of destruction on the front of the certificate of ownership; or

(ii) The owner submits an affidavit of loss/release of interest with a notation on the document in the same manner as (c)(i) of this subsection; and

(iii) A written statement indicating the vehicle has been destroyed, to include year, make, model, and vehicle identification number.

(d) Washington licensed vehicle wreckers. A vehicle becomes wrecker destroyed when the Washington licensed wrecker submits a written report to the department as required in RCW 46.80.090.

(3) **After the certificate of ownership has been surrendered, how do I sell my destroyed vehicle?** After the certificate of ownership has been surrendered, you may sell your destroyed vehicle in the following ways:

(a) After the vehicle has been reported destroyed under RCW 46.12.070, the insurer using a bill of sale instead of a release of interest on a certificate of ownership may sell the vehicle. The bill of sale shall be signed by a representative of the insurer and provide their title of office. The representative's signature need not be notarized.

(b) After a vehicle has been reported destroyed under RCW 46.12.070 and the registered owner retains the vehicle, the vehicle may be sold in its present condition using a bill of sale. The bill of sale must be signed by the owner and the owner's signature must be notarized.

(c) A motor vehicle wrecker licensed under chapter 46.80 RCW may utilize a bill of sale issued in accordance with (a) and (b) of this subsection in lieu of a certificate of ownership to comply with RCW 46.80.090.

(4) **When is an insurance claim considered settled?** For the purpose of this section, those vehicles described in RCW 46.12.070, the settlement of an insurance claim as a total loss, less salvage value shall mean the date on which an insurance company actually makes payment to the claimant for the damage.

(5) **If a vehicle has been reported to the department as destroyed or wrecked, may the license plate(s) remain with the vehicle?** Depending on the situation the vehicle license plates may stay with the vehicle:

(a) If the vehicle has been reported insurance destroyed, regular vehicle license plates may remain with the vehicle.

(b) If the owner of record has reported the vehicle as destroyed, regular vehicle license plates may remain with the vehicle.

(c) If the vehicle has been reported destroyed by a Washington licensed wrecker, new vehicle license plates are required since the Washington licensed vehicle wrecker must remove the current license plates as required by WAC 308-63-070(7).

(6) **What is required of a Washington licensed vehicle dealer before they can sell a vehicle that has been reported destroyed or wrecked?** Except as permitted by RCW 46.70.101 (1)(b)(viii) before a vehicle dealer may sell a destroyed or wrecked vehicle under their Washington vehicle dealer license, the dealer must:

(a) Rebuild the vehicle to standards set by the state of Washington or the federal government pertaining to the construction and safety of vehicles; and

(b) Obtain a Washington state patrol inspection; and

(c) Apply for and receive a certificate of ownership for the vehicle, issued in the name of the vehicle dealer.

(7) **What does "REBUILT" mean on a Washington certificate of ownership?** The "REBUILT" designation, as required by RCW 46.12.075, on a vehicle certificate of ownership means that the vehicle is of a model year that is less than six years before the calendar year in which the vehicle was wrecked, destroyed, or damaged and has been reported as destroyed under RCW 46.12.070 or 46.80.010(4) and the vehicle has been rebuilt and inspected under RCW 46.12.030.

(8) **For a vehicle described in subsection (7) of this section, will the certificate of ownership and registration always indicate "REBUILT"?** Yes, the certificate of ownership and registration shall prominently display a "REBUILT" designation on the front of the document. This designation will continue to appear on every subsequent certificate of ownership and registration issued for this vehicle.

(9) **If I purchase a vehicle that has been reported to the department as wrecked/destroyed/salvaged or a total loss and has not been retitled, what documentation ((~~is~~)) and fees are required to get a certificate of ownership?** The documentation required to ((~~apply for~~)) obtain a certificate of ownership after the vehicle's destruction ((~~is~~)) are:

(a) All ((~~other~~)) documents and fees required by chapters 46.01 ((~~and~~)), 46.12 and 46.16 RCW; and

(b) A notarized/certified release of interest or a notarized/certified bill of sale from the owner of the vehicle transferring ownership, except that a bill of sale from a licensed vehicle wrecked or insurer need not be notarized or certified;

(c) An inspection by the Washington state patrol or other person authorized by the director to perform vehicle inspection;

Note: Receipts of all parts used for reconstruction of the vehicle need to be kept and made available upon request at the time of inspection.

(d) An odometer statement, if applicable.

WSR 01-14-063
EMERGENCY RULES
SECRETARY OF STATE
[Filed July 2, 2001, 11:39 a.m.]

Date of Adoption: July 2, 2001.

Purpose: Chapter 434-257 WAC is changed to comply with state law changes.

Citation of Existing Rules Affected by this Order: Repealing WAC 434-257-050, 434-257-080 and 434-257-120; and amending WAC 434-257-010, 434-257-020, 434-257-030, 434-257-070, 434-257-090, 434-257-100, 434-257-130, and 434-257-150.

Statutory Authority for Adoption: RCW 29.57.170.

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: With a due date of April 1, 2000, these rules need to be adopted early enough for counties to survey their polling places and produce a report. These rules will be adopted permanently at a later date.

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 8, Repealed 3.

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 8, Repealed 3; 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.

July 2, 2001
Steven Excell
Assistant Secretary of State

Chapter 434-257 WAC

REGULATIONS ON ACCESSIBILITY OF POLLING PLACES ((~~AND PERMANENT VOTER REGISTRATION FACILITIES TO ELDERLY VOTERS OR DISABLED VOTERS~~))

AMENDATORY SECTION (Amending WSR 98-08-010, filed 3/18/98, effective 3/18/98)

WAC 434-257-010 Purpose. These regulations are adopted pursuant to RCW 29.57.170 to implement the provisions of chapter 29.57 RCW ((~~and the requirements of Public Law 98-435~~)) regarding the accessibility of polling places ((~~and voter registration facilities~~)) for ((~~federal~~)) all elections.

AMENDATORY SECTION (Amending WSR 98-08-010, filed 3/18/98, effective 3/18/98)

WAC 434-257-020 Definitions. As used in these regulations:

(1) "Accessible" means the combination of factors which create an environment free of barriers to the mobility or functioning of voters ((~~who are elderly or disabled~~)). The environment consists of the routes of travel to and through buildings or facilities used for the purpose of voting ((~~or voter registration~~)).

(2) "Alternative polling place" means an accessible location which could be used as a polling place in the event that the existing site is inaccessible and which is reasonably convenient to assigned voters as determined by the county auditor.

(3) "County auditor" means the county auditor or county election official.

(4) "Election" means any primary, special or general election ((~~for any federal office~~)).

(5) ((~~"Federal election" means a primary, special or general election for the office of president, vice-president, United States senator or United States representative.~~

~~(6) "Permanent voter registration facilities" means any offices or other locations specifically required to provide voter registration services under chapter 29.07 RCW or the location of any deputy registrar appointed by the county auditor to serve for an indefinite period of time.~~

~~(7)~~)) "State of emergency" means any condition which, in the opinion of the county auditor and secretary of state, would interfere with the safe and efficient conduct of an election.

AMENDATORY SECTION (Amending WSR 98-08-010, filed 3/18/98, effective 3/18/98)

WAC 434-257-030 Standards for accessible polling places ((~~and permanent voter registration facilities~~)). A polling place is accessible if ((~~each of~~)) the ((~~following~~)) standards ((~~is~~)) of the state building code council are met or exceeded. If ((~~each of~~)) the ((~~following~~)) standards cannot be met, alternative accommodations may be permitted under RCW 29.57.090. ((~~A permanent voter registration facility is accessible if each of the following standards is met or exceeded, except in subsections 3 and 4 where the standard specifically applies to a polling place.~~

~~(1) **Parking**. Where off-street parking is provided, there is at least one existing or temporary parking place at a polling place designated for use on the day of the election by voters [on the day of the primary or election, for each nine hundred persons registered to vote at that polling place] whose vehicle displays a special card, decal or license plate as required by RCW 64.61.381 [46.16.381]. A polling place, where off-street parking is not available, is considered accessible only if there is no other equally accessible alternative polling place where off-street parking is available which would be suitable for a precinct or group of precincts. Where off-street parking is provided, there is at least one existing parking place at a permanent voter registration facility designated for use by persons who are elderly or disabled. The designated parking place(s) is in close proximity to the accessible entrance to the building containing the polling place or permanent voter registration facility and is no less than twelve feet six inches wide. The area surrounding the [designated] parking place(s) [for voters with disabilities] is a firm, stable surface and generally level, with a maximum slope in any direction of one inch in fifty inches. A slope of one inch in thirty inches in the area surrounding the designated parking place[(s)] is considered accessible only if all other potential polling places~~

EMERGENCY

~~within [the] [a] precinct [or group of precincts] are not and cannot be made to meet this standard.~~

~~(2) **Accessible route of travel**. A continuous, unobstructed pathway exists from the accessible parking place(s), where provided, to and through the accessible building entrance and to the polling place or permanent voter registration facility. The accessible route of travel is a minimum of thirty-six inches of clear width and seventy-nine inches in clear height unless otherwise specified in these standards.~~

~~(a) **Walkways and ramps**. Walkways or ramps which occur within the accessible route of travel have a minimum clear width of forty-four inches, no abrupt edge over one-half inch in height, no grating with openings larger than one-half inch, and a maximum slope in the direction of travel less than one inch in twenty inches with a cross slope no more than one inch in fifty inches. The width of walkways and ramps may be thirty-six inches only in instances where it is impractical or unreasonable to provide forty-four inches. If the slope of the accessible route of travel is between one inch in twenty inches and one inch in twelve inches, a level five foot by five foot landing is provided for each thirty inches of rise. Ramps and curb cuts have a slope no more than one inch in twelve inches. Ramps one inch in twenty or steeper have handrails. Curb cuts have a clear width of thirty-six inches and side slopes no more than one inch in six inches.~~

~~(b) **Entrances**. The entrance to the building containing the polling place or permanent voter registration facility is at least thirty-two inches of clear width with a threshold no more than one-half inch in height. The entrance to the building containing a polling place with a threshold of one and one-half inches in height is considered accessible if there is no other equally accessible alternative polling place where the entrance with a threshold of one-half inch in height is available which would be suitable for a precinct or a group of precincts. There is a level, firm, stable and slip resistant surface at least fifty inches wide, at least eighteen inches of which is directly adjacent to the latch side of the door, and five feet deep on both the inside and outside of the door. If the entrance to the building containing the polling place remains in an open position during polling hours, the requirement for the eighteen inches adjacent to the latch side of the door does not apply. If the door is power operated, it is equipped with a time delay.~~

~~(c) **Interior corridors**. If the entrance to the building containing the polling place or permanent voter registration facility does not open directly to the polling place or permanent voter registration facility, there is an unobstructed route of travel from the entrance of the building to the entrance of the polling place or permanent voter registration facility which is at least forty-four inches wide. If there is an elevator on the only accessible route of travel, it is in close proximity to the entrance to the building, it has a minimum interior depth of forty-eight inches, the doors have at least thirty-two inches clear width, and the floor has a firm, stable surface.~~

~~(3) **Polling place**. There is seating and adequate, unobstructed space for reasonable movement of voters who are elderly or disabled within the polling place.~~

~~(4) **Voting equipment**. In polling places in which ballots are cast on voting machines or voting devices, there is at least one machine or device which is no higher than thirty inches with at least twenty-seven inches minimum height knee clearance under the machine, device or table for a seated person. Voters may also be provided with paper ballots and a voting booth with a horizontal surface which is no higher than thirty inches with at least twenty-seven inches minimum height knee clearance under the booth or table.~~

~~(5) **Illumination**. There is sufficient illumination at all points along the accessible route of travel and within the polling place or permanent voter registration facility.~~

~~(6) **Signs**. There are signs with large, high contrast lettering which identify any available accessible parking spaces and the accessible route of travel to the polling place or permanent voter registration facility if it is different from the primary route of travel to the polling place or permanent voter registration facility. Signs shall prominently display the international symbol of access as provided by RCW 70.92.120.~~)) The following survey form may be used to determine if a polling place is accessible and meets or exceeds the standards of the state building code council.

EMERGENCY

CATEGORY I:
PARKING

	YES	NO	N/A
1. Are there off-street parking spaces either permanently or temporarily designated for the people with disabilities?			
2. With regard to off-street parking: a. Are such parking spaces at least 96 inches wide with a 60 inch aisle? (One van accessible space 96 inches width with 96 inch aisle.)			
b. Are such parking spaces on level ground (with a slope no greater than a rise of 1 inch in 48 inches)?			
c. Is the parking area firm, stable, smooth and slip resistant?			
d. Are the parking spaces within the shortest possible accessible route of travel?			
e. Is there a curb-cut to connect these parking spaces to an accessible walk or to the building entrance?			
f. Are these parking spaces designated by post-mounted signs bearing the symbol of accessibility?			
3. Is there a relatively level passenger drop-off zone at least 8 feet wide with a curb-cut connecting it to an accessible walk or to the building entrance?			

CATEGORY II:
WALKWAYS OR PATHWAYS TO THE BUILDING

	YES	NO	N/A
1. Is the walkway or pathway to the building paved (concrete, asphalt, macadam, etc.)?			
2. Is the walkway or pathway to the building at least 44 inches wide?			
3. Are all curbs along the pathway to the building cut or ramped with at least 44 inch clear width and with slopes of no more than a 1 inch rise in 20 inches?			
4. Are all stairs or steps along the walkway or pathway to the building either ramped (with a slope of no more than a 1 inch rise in 12 feet) or else provided with a suitable alternative means of access?			
5. Do stair steps along the walkway or pathway to the building have nonslip surfaces and handrails?			
6. Is the walkway or pathway to the building entrance: a. Free of protrusions (such as fire hydrants, tree trunks, or other obstacles) which narrow the passage to less than 44 inches?			
b. Free of any abrupt edges or breaks in the surface where the difference is over ½ inch in height (such as where it crosses a driveway, parking lot, or another walkway, etc.)?			

EMERGENCY

CATEGORY II:
WALKWAYS OR PATHWAYS TO THE BUILDING (cont'd)

	YES	NO	N/A
c. Free of any overhanging objects (such as tree branches, signs, etc.) which hang lower than 79 inches?			
d. Free of any slopes or inclines greater than a 1 inch rise to 20 inches?			
e. Free of any grating with openings of over ½ inch wide?			
7. Are walkways always well lighted?			
8. Are provisions made to ensure that walkways are free of such hazards as ice, snow, leaves, or other debris on the day of election?			
9. Are there signs which identify the accessible route of travel if that route is different from the primary route of travel to the building?			

CATEGORY III:
RAMPS AND ELEVATORS ENTERING OR INSIDE THE BUILDING

	YES	NO	N/A
1. Are building stairs or steps which are over 30 inches high (either at the entrance or between the entrance and the voting area) provided either with a ramp, with an elevator, or with an alternative means of unassisted passage (such as a chair lift or an alternative route of travel)?			
2. With regard to ramps: a. Do all ramps have a slope no greater than a rise of 1 inch high for 20 inches of ramp?			
b. Are ramps provided with non-slip surfaces?			
c. For any ramp rising more than 6 inches or longer than 72 inches, is a hand rail provided? (Note: Any ramp with a slope of 1:20 does not need rails.)			
d. Are handrails 34 inches to 38 inches above the ramp surface?			
e. Can handrails be gripped (should be approx. 1 ½ inch from wall, but are not more than 2 inches)?			
f. Are ramps and landing areas with drop-offs provided with a least a 2 inch curb at the side to prevent slipping off the ramps?			
g. If there is a door at the top of the ramp, is there a level space of at least 5 feet by 5 feet where a wheelchair can rest while the door is opened?			

EMERGENCY

CATEGORY III:
RAMPS AND ELEVATORS ENTERING OR INSIDE THE BUILDING (Con't)

	YES	NO	N/A
3. With regard to elevators (if elevators are the only accessible route): a. Is the elevator cab at least 54 inches by 68 inches wide?			
b. Do elevator doors provide at least 32 inches clear width?			
c. Are elevator controls less than 54 inches high (i.e., can a person in a chair operate the controls)?			
d. Are control panels marked with raised lettering?			
e. Is the elevator in close proximity to the entrance of the building?			

CATEGORY IV:
OTHER ARCHITECTURAL FEATURES

	YES	NO	N/A
1. With regard to doors along the route of travel: a. Do all doors have an opening which clears at least 32 inches wide?			
b. Are all door thresholds less than ½ inch high?			
c. Are all doors equipped with arch or lever-type handles, push plates, or automatic openers (so that twisting a doorknob is not required)?			
d. Where automatic doors are used, does the door remain open at least 3 seconds?			
e. Are glass doors marked with safety seals?			
2. With regard to stairs along the route: a. Do stairs have a nonslip surface?			
b. Do stairs have handrails 34 to 38 inches above step level?			
c. Can handrails be gripped?			
d. Do all steps have risers (the little vertical walls at the back of each step)?			
e. Do all steps have tread areas at least 11 inches deep?			
f. Are all steps less than 7 inches in height?			

EMERGENCY

CATEGORY IV:
OTHER ARCHITECTURAL FEATURES (cont'd)

	YES	NO	N/A
g. Are stairs well lit?			
h. Are stairs free of obstacles?			
3. With regard to corridors along the route: a. Is the corridor at least 44 inches wide?			
b. Is the corridor free of obstacles or protrusions (such as boxes, water fountains, etc.) which extend more than 4 inches from the wall and higher than 17 inches? If so put a box or planter under obstacle so a person with a visual impairment can identify it with a cane.			
c. Is there sufficient lighting at all points along the route?			
d. Does the corridor have a non-slip surface?			
e. Are all rugs and mats securely fastened? If not try to remove them.			

EMERGENCY

CATEGORY V:
FEATURES WITHIN THE VOTING AREA

	YES	NO	N/A
1. Are instructions for voting printed in 12 point or larger type in simple language, and plainly displayed? Is Braille or larger print available upon request?			
2. Is there sufficient unobstructed space for the reasonable movement of voters in wheelchairs that still provides privacy?			
3. Can all necessary parts of the voting equipment be reached by a person seated in a chair or, at least, is an alternative means of casting a ballot provided?			
4. Are magnifying devices available for those who request them?			
5. Is there adequate lighting in the voting area?			
6. Is seating available for elderly or handicapped voters awaiting their turn to vote?			

SUMMARY OF ACCESSIBILITY BY CATEGORIES

Please review the responses within each category on the previous pages and indicate below whether each category is:

- INACCESSIBLE (If there is a "NO" response in *any* unshaded box in the category.)
- ACCESSIBLE BUT INCONVENIENT (If all "NO" responses in the category are only in *shaded* boxes and all the responses in the *unshaded* boxes are either "YES" or "N/A".)
- FULLY ACCESSIBLE (If *all* responses in the category are either "YES" or "N/A".)

Category	Inaccessible	Accessible But Inconvenient	Fully Accessible
I. Parking			
II. Walkways or pathways to building			
III. Ramps and elevators entering or inside of the building			
IV. Other architectural features			
V. Voting area			
VI. Other			

EMERGENCY

OVERALL DETERMINATION OF POLLING PLACE ACCESSIBILITY

(mark one box only)

If one or more of the categories above is marked "INACCESSIBLE," then the polling place is .....INACCESSIBLE ☐

If no category is marked "INACCESSIBLE," but one or more is marked "ACCESSIBLE BUT INCONVENIENT," then the polling place is .....ACCESSIBLE BUT INCONVENIENT ☐

If *all* categories above are marked "FULLY ACCESSIBLE," then the polling place is .....FULLY ACCESSIBLE ☐

DISPOSITION OF INACCESSIBLE POLLING PLACE

If the polling place is INACCESSIBLE:

	Yes	No
a. Has an alternative accessible facility been sought?	☐	☐
b. Are permanent or temporary alterations planned to render the polling place accessible in the coming elections?	☐	☐

AMENDATORY SECTION (Amending WSR 98-08-010, filed 3/18/98, effective 3/18/98)

WAC 434-257-070 Report of precincts and polling places. (1) No later than April 1 of each even-numbered year, each county auditor shall ((~~report~~)) submit to the secretary of state, ((~~on a form prescribed and provided by the secretary of state,~~)) a ((~~list~~)) report showing the number of ((~~all~~)) precincts and assigned polling places within that county. This report shall specify those polling places which are inaccessible, ((~~a summary of the efforts to locate alternative polling places and any measures taken to temporarily modify existing inaccessible polling places~~)) and what efforts have been made to locate alternative polling places or to make the existing facilities temporarily accessible.

(2) ((~~In 1986, the secretary of state may, on the request of a county auditor, extend the deadline of this report to no later than July 1.~~

~~(3) No later than thirty days before the next election in an even-numbered year, a county auditor shall notify the secretary of state of any changes in polling place locations. No changes in polling place locations may be made after that time except where it has been determined that a state of emergency exists.~~)) If a county shows all polling places as accessible after two consecutive report periods, no further reports need be submitted unless the secretary of state specifically reinstates the requirement for that county. Notice of reinstatement must be in writing and delivered at least sixty days before the reporting date.

(3) The secretary of state shall review and keep on file the reports of polling places submitted by each county auditor.

EMERGENCY

AMENDATORY SECTION (Amending WSR 98-08-010, filed 3/18/98, effective 3/18/98)

WAC 434-257-090 Accessible polling places—Exceptions. An inaccessible polling place shall not be used in ((~~federal~~)) any election((~~s~~)) unless the following conditions have been met:

(1) ((~~The secretary of state has reviewed and verified the inaccessible polling place, that~~)) The county auditor has made a reasonable effort ((~~has been made~~)) to locate an alternative polling place and that measures to temporarily modify the existing polling place are not feasible, and

(2) The registered voters assigned to such an inaccessible polling place have been notified as required, or

(3) ((~~It~~)) The secretary of state has ((~~been~~)) determined that a state of emergency exists.

AMENDATORY SECTION (Amending WSR 98-08-010, filed 3/18/98, effective 3/18/98)

WAC 434-257-100 Procedures for inaccessible polling places. (1) No later than thirty days before ((~~a special~~)) an election ((~~for a federal office or a primary in each even-numbered year~~)), the county auditor shall mail a notice to each registered voter assigned to an inaccessible polling place which has been authorized for use under these rules and shall contain the following information:

(a) The polling place for that precinct is inaccessible, for the election or elections indicated in the notice, according to the accessibility standards established for voters ((~~who are elderly and disabled~~)). The extent and nature of inaccessibility shall be specified.

(b) No later than twenty days before the election or elections indicated in the notice, voters ((~~who are elderly or disabled~~)) may request to be assigned to an alternative polling place as listed in the notice, or may request to vote by absentee ballot.

(c) An absentee ballot request form or instructions for requesting an absentee ballot for the specific election or elections indicated in the notice.

(2) Subsequent to the transmittal of a notice under (1) of this section and no later than thirty days before the next election, the county auditor shall also notify any person who registers to vote and is assigned to a precinct for which the polling place is inaccessible.

(3) The county auditor shall make the following accommodations in voting procedures necessary to allow the use of alternative polling places by voters ((~~who are elderly and disabled~~)):

(a) The county auditor shall assemble election materials for voters who request to vote at an alternative polling place. The following materials shall be separated according to the precinct in which the voters are registered and placed into an envelope which clearly identifies that precinct:

(i) A poll book or precinct list which contains the names of only those voters from that precinct assigned to the alternative polling place;

(ii) A ballot for each voter from the precinct in which that voter is registered;

(iii) An envelope for voted ballots which is clearly marked "Ballots for Precinct . . . . . from Alternative Polling Place . . . . . ((~~for Elderly and Disabled Voters~~))";

(iv) Instructions for the precinct election officers.

(b) The procedures for voting and ballot tabulation for all ballots cast by a voter ((~~who is elderly or disabled~~)) at an alternative polling place shall be as follows:

(i) The voter shall be given a ballot from the precinct in which that voter is registered and contains all the issues and candidates for which that voter is legally qualified to vote. For lever machine precincts, the voter shall be provided with an appropriate paper ballot.

(ii) After the voter has cast his or her ballot, the ballot shall be placed in a separate ballot box or an envelope designated for ballots cast in an alternative polling place.

(iii) Following the close of the polls, ballots shall be transmitted in the designated envelopes to the county auditor's office. Within each county, all ballots cast at alternative polling places shall be canvassed and reported by legislative district separately from absentee or question ballots.

AMENDATORY SECTION (Amending WSR 98-08-010, filed 3/18/98, effective 3/18/98)

WAC 434-257-130 Voting ((~~and registration~~)) instructions. Each county auditor shall conspicuously display voting instructions, printed in at least 16-point bold type, at each polling place on the day of the election. ((~~Each county~~

~~auditor shall also conspicuously display registration instructions, printed in at least 16-point bold type, at each permanent voter registration facility.~~))

AMENDATORY SECTION (Amending WSR 98-08-010, filed 3/18/98, effective 3/18/98)

WAC 434-257-150 Notice of accessibility. Each county auditor shall include a list of polling places, indicating those polling places which are accessible according to the standards for voters ((~~who are elderly or disabled~~)), in the notice of election published under RCW 29.27.030 and 29.27.080.

REPEALER

The following sections of the Washington Administrative Code are repealed:

WAC 434-257-050	Assistance from persons with disabilities.
WAC 434-257-080	Examination of inaccessible polling places.
WAC 434-257-120	Accessible permanent voter registration facilities.

WSR 01-14-065
EMERGENCY RULES
STATE BOARD OF EDUCATION
[Filed July 2, 2001, 2:14 p.m.]

Date of Adoption: June 29, 2001.

Purpose: Implements changes in the kindergarten space allocation per student that is used to determine the amount of building square footage for which a district is eligible to build, remodel, or replace schools with state assistance to align with 2001-03 capital budget language.

Citation of Existing Rules Affected by this Order: Amending WAC 180-27-035.

Statutory Authority for Adoption: RCW 28A.525.020.

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: Due to the late adoption of the 2001-03 capital budget, emergency adoption is necessary to make necessary changes to get state matching dollars for school construction out to districts.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 0, Repealed 0; or Recently Enacted State Statutes: New 0, Amended 1, Repealed 0.

Number of Sections Adopted at Request of a Nongovernmental Entity: New 0, Amended 0, Repealed 0.

Number of Sections Adopted on the Agency's Own Initiative: New 0, Amended 1, Repealed 0.

Number of Sections Adopted in Order to Clarify, Streamline, or Reform Agency Procedures: New 0, Amended 1, Repealed 0.

Number of Sections Adopted Using Negotiated Rule Making: New 0, Amended 0, Repealed 0; Pilot Rule Making: New 0, Amended 0, Repealed 0; or Other Alternative Rule Making: New 0, Amended 0, Repealed 0.

Effective Date of Rule: Immediately.

July 2, 2001
Larry Davis
Executive Director

AMENDATORY SECTION (Amending WSR 98-19-143, filed 9/23/98, effective 10/24/98)

WAC 180-27-035 Space allocations. (1) State assistance in the construction of school facilities for grades kindergarten through twelve and classrooms planned for the exclusive use of students with disabilities shall be based on a space allowance per enrolled student and for state matching purposes shall be computed in accordance with the following table:

Grade or Area	Maximum Matchable Area Per Student
Grades kindergarten through six	80 square feet
Grades seven and eight	110 square feet
Grades nine through twelve	120 square feet
Classrooms for students with disabilities	140 square feet

For purposes of this subsection, ((~~kindergarten students shall be calculated at fifty percent of actual headcount enrollments on October 1 and submitted to the superintendent of public instruction on October 1 each year;~~)) students with disabilities shall be counted as one student for each such student assigned to a specially designated self-contained classroom for students with disabilities for at least one hundred minutes per school day, calculated on actual headcount enrollment submitted to the superintendent of public instruction.

(2) State assistance for construction of vocational skill centers shall be based on one-half of students enrolled on October 1 and computed as follows:

Type of Facility	Maximum Matchable Area Per One-Half Enrolled Student
Skill Centers	140 square feet

(3) Space allowance for state matching purposes—districts with senior or four-year high schools with fewer than four hundred students. Space allowance for districts with senior or four-year high schools with fewer than four hundred students for state matching purposes shall be computed in accordance with the following formula:

EMERGENCY

Number of Headcount Student-Grades 9-12	Maximum Matchable Area Per Facility
0-100	37,000 square feet
101-200	42,000 square feet
201-300	48,000 square feet
301-or more	52,000 square feet

WSR 01-14-066
EMERGENCY RULES
STATE BOARD OF EDUCATION
[Filed July 2, 2001, 2:14 p.m.]

Date of Adoption: June 29, 2001.

Purpose: Implements changes in the methodology of calculating area cost allowance (ACA) for school construction projects funded in FY 2002 and beyond to align with 2001-03 capital budget language. State Board of Education will approve ACA at June meetings for ensuing FYs 2002 and 2003.

Citation of Existing Rules Affected by this Order: Amending WAC 180-26-050, 180-26-057, 180-27-020, 180-27-060, 180-27-063, 180-27-065, 180-27-080, 180-27-095, 180-27-102, 180-27-115, 180-32-065, 180-33-020, and 180-33-035.

Statutory Authority for Adoption: RCW 28A.47.830, 28A.525.020.

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: Due to the late adoption of the 2001-03 capital budget, emergency adoption is necessary to make necessary changes to get state matching dollars for school construction out to districts.

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 13, 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 13, 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.

July 2, 2001
Larry Davis
Executive Director

AMENDATORY SECTION (Amending Order 24-85, filed 11/27/85)

WAC 180-26-050 Option to request preliminary funding status prior to proceeding pursuant to WAC 180-26-040. As used in chapters 180-26, 180-27, and 180-29 WAC, the term "preliminary funding status" shall mean the project shall be considered for approval pursuant to WAC 180-29-107 prior to projects without such preliminary funding status and shall be eligible for state assistance pursuant to the state board of education rules pertaining to eligible square footage, ((~~maximum~~)) area cost allowance for the fiscal year funded, and priorities in effect at the time such status is granted. Any district may request the superintendent of public instruction to grant preliminary funding status for any project with secured local capital funds and authority to proceed pursuant to WAC 180-26-040. The superintendent of public instruction shall grant such approval if in the judgment of the superintendent of public instruction such project will receive approval pursuant to WAC 180-29-107 within one year.

AMENDATORY SECTION (Amending WSR 98-19-140, filed 9/23/98, effective 10/24/98)

WAC 180-26-057 State board of education project commitment at preliminary funded status. When preliminary funding status for a project is requested and granted pursuant to WAC 180-26-050, the state board of education commitment is limited to the eligibility of the project for state assistance, the eligible square footage, the ((~~maximum~~)) area cost allowance for the fiscal year funded and the priority standing of the project as determined pursuant to the state building assistance rules in effect at that time. This commitment is effective only for the initial one-year period set forth at WAC 180-26-060. The state board of education reserves the right to amend and/or repeal any rule(s) respecting state assistance in school building construction. Such rule changes may be made regardless of the impact upon the eligibility of any project and/or the extent of eligibility of any project for state assistance.

AMENDATORY SECTION (Amending WSR 99-24-127, filed 12/1/99, effective 1/1/00)

WAC 180-27-020 Related factors and formula for determining amount of state assistance. (1) The amount of state assistance to a school district to provide school facilities shall be determined on the basis of component factors, as hereinafter set forth in this chapter, relating to:

(a) The number of unhoused students;

(b) Space allocations;

(c) Reduction of the number of operating schools as per chapter 180-33 WAC;

(d) Area cost allowance for the fiscal year funded;

(e) Allowances for furniture and equipment purchases;

(f) The amount of insurance, federal, or other nontax source local moneys applied to a school facilities project;

(g) Certain specified costs which must be financed directly by the school district; and

(h) The amount of fees for professional services.

(2) State assistance for an approved project shall be derived by multiplying the percentage of state assistance determined pursuant to RCW 28A.525.166 by the following:

(a) The eligible construction cost which shall be calculated by multiplying the approved square foot area of the project as set forth in WAC 180-27-035 by the area cost allowance as set forth in WAC 180-27-060;

(b) The cost of preparing educational specifications as set forth in WAC 180-27-065;

(c) The cost of architectural and engineering services as set forth in WAC 180-27-070;

(d) The cost of preparing and reviewing the energy conservation report as set forth in WAC 180-27-075;

(e) The cost of a value engineering study, a constructability review, and building commissioning as set forth in WAC 180-27-080;

(f) The construction cost savings—sharing incentive as set forth in WAC 180-27-085;

(g) The cost of furniture and equipment as set forth in WAC 180-27-095;

(h) The cost of special inspections and testing as set forth in WAC 180-27-100; and

(i) The cost of construction management as set forth in WAC 180-27-102.

Any cost in excess of the maximum allowable shall be financed entirely by the school district.

AMENDATORY SECTION (Amending WSR 98-19-143, filed 9/23/98, effective 10/24/98)

WAC 180-27-060 Determining the area cost allowance. The area cost allowance for state assistance shall apply to the cost of construction of the total facility and grounds including state sales and use taxes generally levied throughout the state of Washington and excluding those local option sales and use taxes levied by political subdivisions. The ((~~maximum~~)) area cost allowance used in calculating state financial assistance for construction of school facilities shall be determined by the superintendent of public instruction as follows:

((~~(1) Commencing with the two-month period of July-August, 1984, a two-month area cost allowance is determined as follows: The average building cost index (Boeckh Index) for commercial, factory, and office buildings in six Washington cities and Portland, Oregon as reported by the E. H. Boeckh Company for that two-month period (1,494.99) shall be multiplied by the 1984 area cost allowance ($74.87). That product shall be divided by the 1984 building cost index (1,494.99).~~

~~(2) The calculation in subsection (1) of this section shall be made for each subsequent two-month period.~~

~~(3) The monthly rate of increase in the area cost allowance for each year ending August 31 shall be determined by subtracting the area cost allowance calculated for September-October (the first two-month period in the year) from the area cost allowance for July-August (the last two-month period of the year) and dividing the result by twelve.~~

~~(4) The projected maximum monthly area cost allowances for the next ensuing school fiscal year are calculated as follows:~~

~~(a) The area cost allowance for July-August 1985 effective September 1, 1985 shall be the actual amount as calculated in subsections (1) and (2) of this section.~~

~~(b) The projected area cost allowance for the following twelve months will be the amount of the previous month plus the average monthly rate of increase as calculated in subsection (3) of this section.~~

~~(5) The projection process will be repeated no later than August 31 for each following school fiscal year and reported to the state board of education for approval.~~)) The prior fiscal year's area cost allowance plus a construction inflation factor. The result shall be reported to the state board of education for action.

AMENDATORY SECTION (Amending Order 25-85, filed 11/27/85)

WAC 180-27-063 Annual review and report by the superintendent of public instruction to the state board of education. The superintendent of public instruction on an annual basis shall review actual construction costs of school projects and report findings ((~~together with recommended changes to the area cost allowance calculation in WAC 180-27-060, if any,~~)) to the state board of education for consideration and possible action.

AMENDATORY SECTION (Amending Order 11-83, filed 10/17/83)

WAC 180-27-065 Educational specifications. (1) Only school facility projects which are complete new facilities or modernization projects pursuant to chapter 180-33 WAC are eligible for state assistance in the preparation of education specifications.

(2) The construction of interdistrict transportation cooperatives, or additions of less than fifteen thousand square feet to existing facilities, unless combined with modernization, are not eligible.

(3) The amount of state assistance for which a district is eligible for the preparation of educational specifications shall be the state matching percentage multiplied by the greater of the following:

(a) One quarter of one percent of the area cost allowance multiplied by the square foot area ((~~at time of bid~~)) for the fiscal year funded; or

(b) Ten thousand dollars.

AMENDATORY SECTION (Amending WSR 99-24-127, filed 12/1/99, effective 1/1/00)

WAC 180-27-080 Value engineering studies, constructability reviews, and building commissioning—

EMERGENCY

Requirements and definition. At the appropriate time in the design process for a school facility approved by the state board of education, the district shall prepare a value engineering study, complete a constructability review, and perform building commissioning for all projects greater than fifty thousand square feet. Value engineering studies, constructability reviews, and building commissioning shall be optional for projects larger than fifteen thousand square feet but less than fifty thousand square feet.Any project which includes fifteen thousand square feet or less shall be exempt from this requirement. For the purpose of this section, a value engineering study is defined as a cost control technique which is based on the use of a systematic, creative analysis of the functions of the facility with the objective of identifying unnecessary high costs or functions and/or identifying cost savings that may result in high maintenance and operation costs. The study shall consist of a forty-hour workshop involving a minimum of a five-person team pursuant to WAC 180-29-065. A constructability review is defined as a cost control technique which is based on the review of project documents by mechanical, electrical, structural, construction, and design professionals prior to a request for bids. The purpose of a constructability review is to identify potential claim or problem areas and deficiencies that may occur as a result of errors, ambiguities, omissions, discrepancies, and conflicts in design documents. The study shall consist of a forty-hour workshop involving a minimum of a five-person team pursuant to WAC 180-29-066. Building commissioning is defined as the process of verifying that the installation and performance of selected building systems meet or exceed the specified design criteria and therefore satisfy the design intent. Building commissioning shall include a physical inspection, functional performance testing, listing of noted deficiencies, and a final commissioning report. Building commissioning shall be performed by a professional agent or authority not contractually or otherwise financially associated with the project design team or contractor. A district shall be eligible for state assistance for a value engineering study, a constructability review, and building commissioning for each qualifying project. The maximum amount of assistance for each component of the study package shall be the state matching percentage multiplied by the greater of the following:

(1) Two-fifths of one percent of the area cost allowance multiplied by the square foot area ((~~at time of bid~~)) for the fiscal year funded; or

(2) Twenty thousand dollars.

AMENDATORY SECTION (Amending WSR 98-19-143, filed 9/23/98, effective 10/24/98)

WAC 180-27-095 Support level—Furniture and equipment allowances. (1) A matchable allowance for furniture and equipment purchases shall be added to total construction cost of an approved school facilities project. The amount of state assistance for which a district is eligible shall be the eligible square foot area of the project multiplied by the area cost allowance ((~~of state support at time of bid~~)) for the fiscal year funded and that product multiplied by:

(a) Two percent for elementary schools;

(b) Three percent for middle and junior high schools;

(c) Four percent for high schools;

(d) Five percent for facilities for students with disabilities;

(e) Five percent for interdistrict cooperative occupational skill centers; and

(f) Seven percent for interdistrict transportation cooperatives.

(2) For those projects where the eligible square footage is allocated to grade spans which do not conform to those listed above, the equipment allowance shall be allocated based on eligibility as established in WAC 180-27-035.

AMENDATORY SECTION (Amending WSR 00-09-045, filed 4/14/00, effective 5/15/00)

WAC 180-27-102 Construction management. Prior to commencing with project design the district shall employ or contract personnel to perform professional construction management. Construction management shall be required for all projects greater than fifty thousand square feet and is optional for projects fifty thousand square feet or less. For the purpose of this section construction management is defined as the process of professional management applied to a construction program for the purpose of controlling time, cost, and quality.

The construction manager shall have appropriate and demonstrable experience in the management of construction projects including procurement, contract administration, scheduling, budgets, quality assurance, information management, and health and safety.

The amount of state assistance for which a district shall be eligible for construction management shall be the state matching percentage multiplied by two and one-half percent of the area cost allowance multiplied by the square foot area ((~~at the time of bid~~)) for the fiscal year funded.

AMENDATORY SECTION (Amending WSR 98-19-143, filed 9/23/98, effective 10/24/98)

WAC 180-27-115 Support level—Additional assistance. State assistance in addition to the amount determined pursuant to WAC 180-27-020 may be allowed for the purposes and in accordance with the requirements set forth in this section: Provided, That in no case shall the state assistance exceed one hundred percent of the amount calculated for matching purposes: In each of the following exceptions, either at the time the project is approved pursuant to WAC 180-25-040 or at any time prior to receiving secured funding status pursuant to WAC 180-29-107, written school district application for additional assistance and state board of education approval is required:

(1) A school facility subject to abatement and an order to vacate.

A school district required to replace a school facility determined to be hazardous to the safety and health of school children and staff—as evidenced by reports of architects or engineers licensed to practice in the state of Washington, the health agency having jurisdiction, and/or the fire marshal and building official having jurisdiction—shall be eligible for additional assistance if the voters of the school district autho-

EMERGENCY

rize the issuance of bonds and/or the levying of excess taxes to meet the statutory limits. If the state board of education determines that the voters of the school district have authorized the issuance of bonds to its legal limit, the board shall provide state financial assistance for the remaining cost of the building to a level not exceeding the area cost allowance ((~~set forth in WAC 180-27-060~~)) for the fiscal year funded: Provided, That at any time thereafter when the state board of education finds that the capital financial position of such district has improved, the amount of the additional allocation provided pursuant to this subsection shall be recovered by deducting an amount equal to all or a portion of such additional allocation from any future state school facility construction funds which might otherwise be provided to such district.

(2) Interdistrict cooperative centers.

In the financing of interdistrict cooperative projects as set forth in chapter 180-31 WAC, the state board of education shall allocate at seventy-five percent of the total approved project cost determined eligible for state matching purposes if the planned school facility meets the following criteria:

(a) Provides educational opportunities, including vocational skills programs, not otherwise provided; or

(b) Avoids unnecessary duplication of specialized or unusually expensive educational programs or facilities.

(3) School housing emergency.

A school district found by the state board of education to have a school housing emergency requiring an allocation of state moneys in excess of the amount allocable under the statutory formula may be considered for an additional allocation of moneys: Provided, That the school district must have authorized the issuance of bonds to its legal capacity to meet the statutory and state board of education fiscal requirements for state assistance in providing school facilities.

The total amount of state moneys allocated shall be the total approved project cost determined eligible for state matching purposes multiplied by the districts' regular match rate as calculated pursuant to RCW 28A.525.166 plus twenty percent and not to exceed ninety percent in total: Provided further, That at any time thereafter when the state board of education finds that the capital financial position of such district has improved, the amount of the additional allocation provided pursuant to this subsection shall be recovered by deducting an amount equal to all or a portion of such additional allocation from any future state school facility construction funds which might otherwise be provided to such district.

(4) Improved school district organization.

If two or more school districts reorganize into a single school district and the construction of new school facilities results in the elimination of a small high school with a full-time equivalent enrollment in grades 9-12 of less than four hundred students and/or an elementary school with a full-time equivalent enrollment of less than one hundred students, the state board of education shall match the total approved cost of the project at seventy-five percent.

(5) Racial imbalance.

Any school district that contains a school facility which is racially imbalanced as defined in WAC 180-26-025 shall receive state assistance under this subsection in the amount of an additional ten percentage points above the matching percentage as calculated pursuant to RCW 28A.525.116 (b) and (c) which will not exceed a total of ninety percent of the total approved cost of construction: Provided, School construction projects for racial balance that meet the following conditions shall be provided state assistance at seventy-five percent of the ((~~approved~~)) square foot cost allowance for the fiscal year funded under the provisions of this subsection as they existed prior to the amendment of this subsection in 1993:

(a) Voter approved local matching funds were authorized before December 31, 1992;

(b) The superintendent of public instruction approved a comprehensive desegregation plan with specific construction and modernization projects under additional state assistance criterion in effect at that time, which will be identified on or before September 15, 1993; and

(c) The superintendent of public instruction confirms at the time of project approval pursuant to WAC 180-25-040 the continued existence of racial balance needs.

In the case of a school district which contains a racially imbalanced school facility the district must demonstrate that, as a result of new construction or modernization, the particular school facility will no longer be racially imbalanced, that the combined minority enrollment in the particular school facility will be reduced by more than ten percentage points, and that the above stated results will be obtained as a direct result of increased enrollment of nonminority students in the particular school facility: Provided, That the particular school facility shall remain racially balanced for a period of at least five years after the date of actual building occupancy: Provided further, That if the state board of education finds that the school facility does not remain racially balanced for five years then the amount of additional state assistance provided pursuant to this subsection shall be recovered by deducting an amount equal to all of the additional allocation from any future state school facility construction funds which might otherwise be provided to such district.

(6) Any project that has received approval for additional state assistance under provisions of this section as they existed prior to the amendment of this section in 1993 shall retain authorization for additional assistance under the provisions in effect at the time of such approval.

AMENDATORY SECTION (Amending Order 15-83, filed 10/17/83)

WAC 180-32-065 Support level—Furniture and equipment allowances. An allowance for furniture and equipment purchases shall be added to the total construction costs of a project determined eligible for state matching assistance. The equipment allowance shall be determined by multiplying the approved square foot area of the project by the ((~~prevailing~~)) area cost allowance of state support ((~~at time of bid~~)) for the fiscal year funded and that product multiplied by seven percent.

EMERGENCY

AMENDATORY SECTION (Amending WSR 91-12-058, filed 6/5/91, effective 7/6/91)

WAC 180-33-020 Formula for determining the amount of state assistance. State assistance in an approved modernization project shall be derived by applying the percentage of state assistance determined pursuant to provisions of RCW 28A.525.166 and WAC 180-27-025 to the eligible cost which shall be calculated by multiplying the approved square foot area of the modernization project by the area cost allowance ((~~for state support~~)) for the fiscal year funded, less any deductions as set forth in WAC 180-33-023 if applicable, by the factor in WAC 180-33-040 set forth, any cost in excess thereof shall be financed entirely by the school district.

AMENDATORY SECTION (Amending WSR 91-12-058, filed 6/5/91, effective 7/6/91)

WAC 180-33-035 Minimum project—Forty percent of replacement costs. State assistance in modernization of school facilities shall be limited to projects which may include an entire facility or one or more complete buildings within a facility for which the estimated cost of major structural change is not less than forty percent of the estimated cost of replacement. The estimated cost of major structural change shall not include the estimated capital costs associated with restoring building systems or subsystems due to deterioration as determined in the study and survey to be caused by deferred maintenance. The estimated cost of replacement shall be derived from multiplication of the total square foot area of the facility or facilities proposed for modernization by the area cost allowance ((~~of state support at projected time of bid~~)) for the fiscal year funded as in WAC 180-27-045 set forth.

EMERGENCY

WSR 01-14-073
EMERGENCY RULES
TRAFFIC SAFETY COMMISSION
[Filed July 3, 2001, 8:30 a.m.]

Date of Adoption: July 2, 2001.

Purpose: Authorizing pedestrian and bicycle safety equipment to improve safety of pedestrians and bicycle riders at crosswalks and in school and playground zones.

Statutory Authority for Adoption: RCW 34.59.070 [43.59.070].

Other Authority: RCW 43.59.150.

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: Equipment is presently in use and authority to use is not clear. Use is essential to protect users.

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.

July 2, 2001
John M. Moffat
Director

NEW SECTION

WAC 467-03-010 Pedestrian bicycle safety equipment rules The Director will cause to be designed a high-visibility protective vest, traffic control flag, warning signs and other equipment to increase the visibility of persons assisting pedestrians and bicycles at crosswalks, including school and play ground zones. This equipment will be of strong yellow-green florescent color or other highly visible materials and have retro-reflective stripes. Samples are to be made available for viewing at the Washington Traffic Safety Commission office in Olympia, WA.

The Director may furnish this equipment to schools and other users through grants from the School Zone Safety Account as provided by RCW 46.6.1.440(3).

The use of uniforms and equipment designated for use by school patrols, pursuant to WAC 392-151-090 (Standard Uniform) and 392-151-095 (Equipment), by persons assisting pedestrians and bicyclist in school and play ground zones, will also be deemed in compliance with this rule.

Reviser's note: The typographical error in the above section occurred in the copy filed by the agency and appears in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: The 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.

WSR 01-14-080
EMERGENCY RULES
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
(Medical Assistance Administration)
[Filed July 3, 2001, 3:43 p.m., effective July 15, 2001]

Date of Adoption: July 2, 2001.

Purpose: These amendments change income standards to reflect the new federal poverty level (FPL). These changes will increase the number of people eligible for the medical programs based on the FPL, pregnant women, children and

those eligible for Medicare cost sharing programs. Other changes are to correct and clarify the language in WAC 388-478-0065.

Citation of Existing Rules Affected by this Order: Amending WAC 388-478-0065, 388-478-0075, and 388-478-0085.

Statutory Authority for Adoption: RCW 74.08.090, 74.04.050, 74.04.057, 74.09.530 and the poverty guidelines updated annually in the Federal Register by the United States Department of Health and Human Services under authority of Section 673(2) of the Omnibus Budget Reconciliation Act (42 U.S.C. 9902(2)).

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; and 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: The increase in FPL was initially effective April 1, 2001, to comply with federal requirements. The emergency adoption must be continued through the public hearing process.

Number of Sections Adopted in Order to Comply with Federal Statute: New 0, Amended 0, Repealed 0; Federal Rules or Standards: New 0, Amended 3, 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 3, Repealed 0.

Effective Date of Rule: July 15, 2001.

July 2, 2001
Brian Lindgren, Manager
Rules and Policies Assistance Unit

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

WAC 388-478-0065 ((~~TANF/SFA-related~~)) Categorically needy income level (CNIL) and resource standards for families. (1) The categorically needy income level (CNIL) standard for ((~~TANF-related~~)) family medical is the same as the grant payment standards for the TANF cash program as stated in WAC 388-478-0020.

(2) The countable resource standards for ((~~TANF/SFA-related categorically needy (CN)~~)) family medical are the same as those of the TANF/SFA cash program as stated in WAC 388-470-0005.

(3) For all medical programs an unborn child is counted as a household member when determining household size.

AMENDATORY SECTION (Amending WSR 00-17-085, filed 8/14/00, effective 9/14/00)

WAC 388-478-0075 Medical programs—Monthly income standards based on the federal poverty level (FPL). (1) The department bases the income standard upon the Federal Poverty Level (FPL) for the following medical programs:

(a) Children's health program up to one hundred percent of FPL;

(b) Pregnant women's program up to one hundred eighty-five percent of FPL;

(c) Children's categorically needy program up to two hundred percent of FPL; and

(d) The children's health insurance program (CHIP) is over two hundred percent of FPL but under two hundred fifty percent of FPL.

(2) Beginning April 1, ((~~2000~~)) 2001, the monthly FPL standards are:

FAMILY SIZE	100% FPL	185% FPL	200% FPL	250% FPL
1	$ ((~~696~~)) 716	$ ((~~1288~~)) 1325	$ ((~~1392~~)) 1432	$ ((~~1740~~)) 1790
2	$ ((~~938~~)) 968	$ ((~~1735~~)) 1790	$ ((~~1875~~)) 1935	$ ((~~2344~~)) 2419
3	$ ((~~1180~~)) 1220	$ ((~~2182~~)) 2256	$ ((~~2359~~)) 2439	$ ((~~2948~~)) 3048
4	$ ((~~1421~~)) 1471	$ ((~~2629~~)) 2722	$ ((~~2842~~)) 2942	$ ((~~3553~~)) 3678
5	$ ((~~1663~~)) 1723	$ ((~~3076~~)) 3187	$ ((~~3325~~)) 3445	$ ((~~4157~~)) 4307
6	$ ((~~1905~~)) 1975	$ ((~~3523~~)) 3653	$ ((~~3809~~)) 3949	$ ((~~4761~~)) 4936
7	$ ((~~2146~~)) 2226	$ ((~~3970~~)) 4118	$ ((~~4292~~)) 4452	$ ((~~5365~~)) 5565
8	$ ((~~2388~~)) 2478	$ ((~~4417~~)) 4584	$ ((~~4775~~)) 4955	$ ((~~5969~~)) 6194
9	$ ((~~2630~~)) 2730	$ ((~~4864~~)) 5094	$ ((~~5259~~)) 5459	$ ((~~6573~~)) 6823
10	$ ((~~2871~~)) 2981	$ ((~~5312~~)) 5515	$ ((~~5742~~)) 5962	$ ((~~7178~~)) 7453
Add to the ten person standard for each person over ten:				
	$ ((~~242~~)) 252	$ ((~~448~~)) 466	$ ((~~484~~)) 504	$ ((~~605~~)) 630

(3) There are no resource limits for the programs under this section.

AMENDATORY SECTION (Amending WSR 00-17-085, filed 8/14/00, effective 9/14/00)

WAC 388-478-0085 Medicare cost sharing programs—Monthly income and countable resources standards. (1) The qualified Medicare beneficiary (QMB) program income standard is up to one hundred percent of the Federal Poverty Level (FPL). Beginning April 1, ((~~2000~~)) 2001, the QMB program's income standards are:

EMERGENCY

(a) One person	$ ((~~696~~)) 716
(b) Two persons	$ ((~~938~~)) 968

(2) The special low-income Medicare beneficiary (SLMB) program income standard is over one hundred percent of FPL, but under one hundred twenty percent of FPL. Beginning April 1, ((~~2000~~)) 2001, the SLMB program's income standards are:

	Minimum	Maximum
(a) One person	$ ((~~696.01~~)) 716.01	$ ((~~835~~)) 859
(b) Two persons	$ ((~~938.01~~)) 968.01	$ ((~~1125~~)) 1161

(3) The expanded special low-income Medicare beneficiary (ESLMB) program income standard is over one hundred twenty percent of FPL, but under one hundred thirty-five percent of FPL. Beginning April 1, ((~~2000~~)) 2001, the ESLMB program's income standards are:

	Minimum	Maximum
(a) One person	$ ((~~835.01~~)) 859.01	$ ((~~940~~)) 967
(b) Two persons	$ ((~~1125.01~~)) 1161.01	$ ((~~1266~~)) 1307

(4) The qualified disabled working individual (QDWI) program income standard is up to two hundred percent of FPL. Beginning April 1, ((~~2000~~)) 2001, the QDWI program's income standards are:

(a) One person	$ ((~~1392~~)) 1432
(b) Two persons	$ ((~~1875~~)) 1935

(5) The qualified individual (QI) program income standard is over one hundred thirty-five percent of FPL, but under one hundred seventy-five percent of FPL. Beginning April 1, ((~~2000~~)) 2001, the QI program's income standards are:

	Minimum	Maximum
(a) One person	$ ((~~940.01~~)) 967.01	$ ((~~1218~~)) 1253
(b) Two persons	$ ((~~1266.01~~)) 1307.01	$ ((~~1641~~)) 1694

(6) The resource standard for the Medicare cost sharing programs in this section is:

(a) One person	$ 4000
(b) Two persons	$ 6000

EMERGENCY

WSR 01-13-036
RULES OF COURT
STATE SUPREME COURT
[June 12, 2001]

IN THE MATTER OF THE ADOPTION OF THE AMENDMENTS TO LIMITED PRACTICE ADMISSION AND CERTIFICATION RULES 2, 10, 11, 13, 14, 15, 16 AND NEW RULE 20; DISCIPLINARY RULES 1.3, 1.5, 1.6, 1.7, 2.6, 3.2, 8.6, 9.1 AND 11.4 AND TITLE TO DISCIPLINARY REGULATIONS	)	ORDER NO. 25700-A-710

The Limited Practice Board having recommended the adoption of the proposed amendments to Limited Practice Admission and Certification Rules 2, 10, 11, 13, 14, 15, 16 and New Rule 20; Disciplinary Rules 1.3, 1.5, 1.6, 1.7, 2.6, 3.2, 8.6, 9.1 and 11.4 and Title to Disciplinary Regulations, and the Court having considered the amendments and comments submitted thereto, and having determined that the proposed amendments will aid in the prompt and orderly administration of justice;

Now, therefore, it is hereby

ORDERED:

(a) That the amendments as attached hereto are adopted.

(b) That the amendments will be published in the Washington Reports and will become effective July 2, 2001.

DATED at Olympia, Washington this 12th day of June 2001.

Alexander, C. J.

Smith, J. _____

Johnson, J. Bridge, J.

Madsen, J. Chambers, J.

Ireland, J. Owens, J.

Suggested Amendment

RULE 2

Applicants

A. - B. [Unchanged.]

C. Filing Application

Persons applying for admission to limited practice under APR 12 should submit their application, in duplicate, together with the required attachments and fee to the OFFICE OF THE ADMINISTRATOR FOR THE COURTS, PO BOX 41172, OLYMPIA WA 98504-1172. The application shall not be considered complete and will not be approved pursuant to Rule 4 unless the applicant has provided a residential address.

Intake of the application for admission will be handled by the staff of the OAC.

A cutoff date for acceptance of applications will be established by the Limited Practice Board before each scheduled examination. The date shall be disseminated to each applicant when the application packet is distributed by the staff of the OAC.

Suggested Change

RULE *10*

Examination Standards and Notification of Results

The passing standard for the examination is set at 75 percent for each section. All applicants will be notified by the staff of the OAC of the applicant's examination results. Those applicants who unsuccessfully sit for the examination may request that they be informed of their score on the examination by category. The request shall be made in writing by the applicant to the staff of the OAC. Test scores shall not be made available to those applicants who successfully sit for the examination. Copies of the examination shall not be available to any applicant.

Suggested Change

RULE *11*

Reapplication for Examination

Applicants may take the examination three times without making reapplication. However, after three failures, an applicant ~~shall~~ must make reapplication in order to sit for reexamination. If more than one year passes from the date the applicant last sat for the examination without the applicant sitting for reexamination, then the applicant shall be required to make reapplication to sit for the examination.

Suggested Changes

RULE 13

Annual Fee

A. Except as set forth in section B of this Rule, ~~E~~every Limited Practice Officer (LPO) shall pay an annual fee of $85.00 through the OAC. The fee runs in accordance with the fiscal year commencing July 1, 1984. Failure to pay the annual fee shall subject the LPO to disciplinary action.

B. The prorated annual fee for LPOs who pass the qualifying examination given in the spring and who request active status prior to July 1 of that same calendar year shall be $40. Said LPOs shall pay the annual fee set forth in Rule 13.A. to retain their active status after June 30 of the calendar year of their admission.

C. An LPO shall provide his or her residential address to the Board at the time of payment of the annual fee.

MISC.

Suggested Changes

RULE 14

Insurance

Each LPO shall either be insured or covered under the financial statement of an employer or employer's parent company or other surety at all times as specified in Rule 12 herein. If the LPO is covered under a financial statement, the LPO, employer, employer's parent company or other surety who has assumed such financial responsibility shall annually file with the Limited Practice Board, by July 1, the audited financial statement for the most-recent fiscal year of the financially responsible party indicating net worth.

Each LPO shall notify the staff of the Limited Practice Board of any cancellation or lapse in coverage. During any period that a LPO is not covered in accordance with Rules 12 and 14, or is not on inactive status pursuant to Rule 16, the license of the LPO shall be suspended. Each suspended LPO must demonstrate compliance with the requirements of Rule 12 within nine (9) months of the date of the suspension or the license of the suspended LPO shall be revoked.

Suggested Changes

RULE 15

Continuing Education

Every LPO shall attend a minimum of ten (10) hours of approved continuing education during each calendar year. Two (2) hours of the required ten (10) hours of continuing education shall be on liability issues. If an ~~active~~ LPO completes more than ten (10) credit hours in a given calendar year, the excess credit, up to ten credits, may be carried forward and applied to such LPO's education requirements for the next calendar year.

Every LPO shall submit proof of compliance with the continuing education attendance requirements by filing an Affidavit of Attendance as prescribed by the Limited Practice Board through the OAC at the end of each calendar year. Failure to attend the requisite hours of approved continuing education each calendar year shall subject the LPO to disciplinary action.

Suggested Changes

RULE 16

Inactive Status

Any LPO may request leave of the Limited Practice Board to move to inactive status after being certified.

An~~y~~ LPO who has been granted inactive status must continue to meet all the continuing education requirements occurring during the period of inactive status ~~before transferring to active status by the LPO~~.

An~~y~~ LPO awarded inactive status by the Limited Practice Board is ~~not~~ required to pay the annual fee prescribed by Rule 13 ~~or to meet the insurance requirements prescribed by Rule 14 during the period of inactive status~~.

~~If a LPO remains on inactive status for longer than two (2) years from the date of transfer to inactive status, the LPO can be returned to active status only after successfully taking the examination required for certification under APR 12.~~

If an LPO does not meet the continuing education requirements or the annual fee requirement, the LPO may lose inactive status and be suspended.

An LPO awarded inactive status by the Limited Practice Board is not required to meet the insurance requirements prescribed by Rule 14 during the period of inactive status.

An LPO who has been awarded voluntary inactive status may return to active status by filing a petition to return to active status with the Board ~~within two (2) years from the date the LPO was granted voluntary inactive status~~. To be granted active status, the LPO must be current on the payment of the annual ~~dues~~ fees prescribed by Rule 13, must have met the continuing education requirements of Rule 15 and meet the insurance requirements prescribed by Rule 14.

Suggested Changes

[New Rule.]

RULE 20

Records Disclosure

A. The Board shall make available for public inspection and copying all public records, unless the record falls within the specific exemptions of this Rule or any other Rules and Regulations applicable to Limited Practice Officers (LPOs.) A "public record" is defined as written information, regardless of physical form or characteristic, that has been made or received by the Board or the Office of the Administrator for the Courts (OAC) in connection with the transaction of public business.

B. To the extent required to prevent an unreasonable invasion of the privacy interests set forth in this Rule or elsewhere in these Rules, the Board shall delete identifying details in a manner consistent with those rules when it makes available or publishes any public record.

C. No fee shall be charged for the inspection of public records. The fee charged for the copying of public records shall be the same fee charged by the OAC for making copies of public records.

D. The Board shall not distinguish among persons requesting records, and such persons shall not be required to provide information as to the purpose for the request except to establish whether inspection and copying would violate a statute, court order or rule which exempts or prohibits disclosure of specific information or records.

MISC.

E. The following records are exempt from public inspection and copying:

(1) Test questions, scoring keys and other examination data used by the Board to administer the qualifying examination.

(2) Preliminary drafts, notes, recommendations, and intra-Board memorandums in which opinions are expressed or policies formulated or recommended.

(3) Records which are relevant to a controversy to which the Board is a party but which records would not be available to another party under the rules of pretrial discovery for causes pending in the superior courts.

(4) The residential address and residential telephone number of a limited practice officer.

(5) Membership information; however, status, business addresses, business telephone numbers, facsimile numbers, electronic addresses, license number and dates of admission shall not be exempt.

(6) Applications for admission to limited practice and related records.

F. The disclosure of records in disciplinary files shall be governed by Disciplinary Rules 1.8 and 8.6.

G. The exemptions to disclosure set forth in this Rule shall be inapplicable to the extent that information, the disclosure of which would violate personal privacy or fall within an exemption, can be deleted from the specific records sought.

H. Responses to requests for public records shall be made promptly by the Board. Within five business days of receiving a public record request, the Board must respond by either (1) providing the record; or (2) acknowledging the request and providing a reasonable time estimate for responding to the request, or (3) denying the request. The Board may ask the requestor to clarify the request. If the requestor fails to clarify the request, the Board may deny the request. Denials of request must be accompanied by a written statement of the specific reasons therefore.

I. Whenever OAC staff concludes that a public record is exempt from inspection and copying, the person may appeal that decision to the Board.

J. The disclosure of information under this section should not violate an individual's right to privacy by amounting to a disclosure of information about that person that would be highly offensive to a reasonable person and is not of legitimate concern to the public.

Suggested Change

RULE 1.3

Disciplinary Panel

A. - C. [Unchanged.]

C. Duties. It shall be the duty of the Disciplinary Panel to:

1. Take cognizance of any alleged or apparent violations of these rules coming to its attention, whether by ~~complaint~~ grievance or otherwise, to investigate the same promptly and to submit a report to the full Board within sixty (60) days from the date the matter first came to the attention of the Disciplinary Panel unless the time is extended by the Chair of the Board; and

2. Submit reports to the Board which shall be in such form and pursuant to such procedures as may from time to time be prescribed by the Board; such reports shall form a part of the permanent records of the Board and may be used as a basis for the commencement of disciplinary proceedings.

D. [Unchanged.]

E. Authority. The authority of the Disciplinary Panel shall include, but not be limited to, the power conditionally to settle and dispose of ~~complaints~~ grievances of a trivial nature without a hearing; provided, that a complete report of the disposition of each ~~complaint~~ grievance shall be made to the Board; upon the filing of the report with the Board, such conditional disposition shall be deemed conclusive unless the Board acts otherwise within sixty (60) days from receipt of such report. Settlement of, compromise of, or restitution in a matter shall not justify the Disciplinary Panel in failing to undertake or complete its investigation and report thereof to the Board.

F. Matters Involving Related Pending Civil or Criminal Liability. Processing of grievances or complaints involving material allegations which are substantially similar to the material allegations of pending criminal or civil litigation may be deferred when authorized by the Board. In such event, the respondent LPO shall make all reasonable efforts to obtain a prompt trial and disposition of such pending litigation. The acquittal of the respondent LPO on criminal charges or a verdict or a judgment in the LPO's favor in a civil litigation involving substantially similar material allegations shall not in and of itself justify abatement of a disciplinary investigation predicated upon the same material allegations.

Suggested Change

RULE 1.5

Respondent Limited Practice Officer

It shall be the duty and the obligation of an LPO who is the subject of a disciplinary investigation to cooperate with the Disciplinary Panel, Board, or OAC staff as requested, subject only to the proper exercise of the LPO's privilege against self-incrimination where applicable by:

A. Furnishing any papers or documents, permitting inspection and copying of his or her business records, files and accounts;

B. Furnishing, in writing, or orally if requested, a full and complete explanation covering the matter contained in such ~~complaint~~ grievance;

C. Furnishing written releases or authorizations where needed to obtain access to documents or information in the possession of third parties; and

D. Appearing before the Disciplinary Panel or Board at the time and place designated;

E. An LPO may be represented by counsel during any stage of an investigation or proceeding under these rules.

Suggested Changes

RULE 1.6

Duties of ~~Complainant~~ Grievant

Upon request, the ~~person complaining~~ grievant shall furnish to the Disciplinary Panel, Board, or OAC staff, documentary and other evidence in the ~~complainant~~ grievant's possession and the names and addresses of witnesses, and assist in securing evidence in relation to the facts charged; and appear and testify at any proceeding resulting from the complaint. Failure to fulfill these duties may be grounds for the dismissal of a ~~complaint~~ grievance.

RULE 1.7

Pleadings

The only permissible pleadings upon proceedings before the Disciplinary Panel are a formal complaint, a notice to answer, answer to complaint and motions to make more definite and certain, or in the alternative, for a bill of particulars. Informality in the complaint or answer shall be disregarded.

A. Formal Complaint. If the Disciplinary Panel determines a hearing should be had to ascertain whether a violation of these Rules has occurred, a formal complaint shall be prepared and filed in the office of the OAC, and proceedings shall be had thereon as hereinafter provided. The formal complaint, which need not be verified, shall set forth the particular acts or omissions of the respondent LPO in such detail as to enable the LPO to know the charge and shall be signed by the Chair of the Disciplinary Panel.

1. Prior Record of a Separate Count. Prior disciplinary proceedings and complaints grievances against a respondent LPO, excluding dismissals after a hearing before the Disciplinary Panel or Board, shall be made a separate count of the complaint if they indicate conduct demonstrating unfitness to act as an LPO.

2. - 5. [Unchanged.]

B. - C. [Unchanged.]

RULE 2.6

Board Action

A. Decision of Board. Prompt decision of the Board upon such review shall be made. The Board shall adopt, modify or reverse the findings, conclusions and recommendation of the Disciplinary Panel by written order, a copy of which shall be served upon the respondent LPO or the LPO's counsel.

B. Transcript Required for Suspension or Revocation. No suspension or revocation shall be recommended by the Board unless and until a transcript of the testimony before the Disciplinary Panel shall have been reduced to writing and settled as provided in Rule 2.5.

C. Dissent. If any member or members of the Board shall dissent from the findings, conclusions and recommendation of the majority, the member or members shall state briefly the reasons therefore and such dissent or dissents shall be made a part of the record.

D. Disposition Not Requiring Supreme Court Action. If the formal complaint is dismissed or if there is no recommendation of discipline by the Board or if the recommendation is that the respondent LPO be admonished, censured or reprimanded, the record of the proceeding shall be retained in the office of the OAC.

E. Disposition Requiring Supreme Court Action. If the recommendation of the Board is that the respondent LPO be suspended or revoked, that recommendation along with the record shall be transmitted to the Supreme Court.

F. Chair Not Disqualified. Neither the Chair of the Board nor a member or members of the Board who also serve on the Disciplinary Panel are, by virtue of that office or service, disqualified from participating in the review before the Board of that Disciplinary Panel's findings, conclusions and recommendation or from participating in that Board's vote on the matter.

G. Information to Grievant. The grievant ~~complainant~~ in all cases shall be advised by the Board of the final disposition of the grievance or complaint.

RULE 3.2

Suspended or Revoked LPOs

A. A revoked LPO, or one that is suspended for longer than thirty (30) days, shall promptly notify by registered or certified mail, return receipt requested, all clients being represented in pending matters of the revocation or suspension and the consequent inability to act as a Limited Practice Officer after the effective date of the revocation or suspension and shall advise clients to seek services elsewhere.

MISC.

B. The revoked or suspended LPO, after entry of the revocation or suspension order, shall not accept any new clients or engage in work as an LPO in any matter.

C. Within ten (10) days after the effective date of the revocation or suspension order, the revoked or suspended LPO shall file with the Clerk of the Supreme Court an affidavit showing:

1. That the LPO has fully complied with the provision of the order and with these rules;

2. The residence or other address of the revoked or suspended LPO where communications may hereafter be directed to the LPO; and

3. Attaching to such affidavit a copy of the form of letter of notification sent to clients, together with a list of the names and addresses of all clients to whom such notice was sent.

D. The Board shall cause a notice of the suspension or revocation to be published in the Washington State Escrow Association newsletter and a newspaper of general circulation in the county in which the disciplined LPO worked. However, if the Board determines that the LPO no longer resides in Washington State at the conclusion of the disciplinary process, then the notice may be published solely on the electronic website maintained by the OAC for the courts of the State of Washington.

E. A revoked or suspended LPO shall keep and maintain written records of the various steps taken by the LPO under these rules so that, upon any subsequent proceeding instituted by or against the LPO, proof of compliance with these rules and with the revocation or suspension order will be available. Proof of compliance with these rules shall be a condition precedent to any petition for reinstatement.

RULE 8.6

Disclosure

A. Disciplinary Files and Records Confidential. Except as otherwise provided in these rules, the file in a disciplinary proceeding and a disciplinary record shall be open only to the Board, Disciplinary Panel, staff of the OAC and the Supreme Court if filed for recommendation or review or requested by a member of the Supreme Court; however,

1. The respondent LPO or the LPO's counsel may have access to the file consisting of the formal complaint, and all other pleadings, documents and instruments filed in the proceeding subsequent thereto.

2. When requested by the official disciplinary body of another state in connection with a pending disciplinary action in that state, the Clerk of the Supreme Court will certify and transmit to the official disciplinary body of that state the record of the LPO involved.

B. Disclosure. Notwithstanding all existing rules relating to confidentiality of these proceedings, the Board may inform the public of disciplinary investigation or proceedings against any LPO when, in the judgment of the Board, it is determined that the matters involved are of such grave importance that the public interest is affected thereby.

C. Notice of Disciplinary Action Taken.

1. If an LPO be permitted to resign during the pendency of disciplinary hearings, or upon suspension or revocation, the fact of such resignation, suspension or revocation, including the LPO's name, shall be published in the Washington State Escrow Association publication.

2. If an admonition or censure is given to an LPO who has previously been suspended or revoked or reprimanded, notice of such admonition or censure, including the LPO's name, shall be published in the publication of the Washington State Escrow Association.

3. Notice of all reprimands, including the LPO's name, shall be published in the publication of the Washington State Escrow Association.

D. Disciplinary Records. The disciplinary record of an LPO shall consist of a brief summary of any grievance made against the LPO and the disposition or status thereof. Information with reference thereto may be released by the Board when:

1. Specified by these rules;

2. Requested in writing by the LPO;

3. Requested by the Chair of the Disciplinary Panel;

4. Requested by a licensing authority or law enforcement agency;

45. Directed by the Board in the public interest; or

56. Directed by the Supreme Court.

E. Contempt. Disclosure, except as herein provided, of any matter made confidential by these rules by any person whomsoever shall subject such person to a proceeding as for contempt.

RULE 9.1

Exoneration from Liability

A. Board and its Agents. No cause of action shall accrue in favor of a respondent LPO or any other person arising from an investigation or proceeding pursuant to these rules against the Limited Practice Board, its members or agents (including, but not limited to, its staff, Disciplinary Panel or staff of the Administrator for the Courts) provided that such Board or individual shall have acted in good faith. The burden of proving bad faith in this context shall be upon the party asserting same. The state shall provide a defense to any action brought against a

MISC.

member or agent of the Board for actions taken in good faith under these rules and the state shall bear the cost of the defense.

B. Complainants and Witnesses. Communications to the Board, Disciplinary Panel, OAC staff, or any other individual acting under authority of these rules, are absolutely privileged and no lawsuit predicated thereon may be instituted against any grievant, witness or other person providing information.

RULE 11.4

Declaration or Questionnaire

A. Questionnaire. The Board shall cause to be directed annually to each active LPO a written declaration or questionnaire designed to determine whether such LPO is complying with APR 12.1. Such declaration or questionnaire shall be completed, executed and delivered to the OAC on or before the date of delivery specified in such declaration or questionnaire.

B. ~~Noncompliance. Failure to file the declaration or questionnaire on or before the date specified in Section A shall be grounds for discipline.~~ If an active LPO fails to comply with the requirements of Rule 11.4.A., compliance may still be accomplished by:

1. Submitting to OAC by April 30 the completed declaration or questionnaire called for by Rule 11.4.A., AND

2. Paying at the time of filing such declaration or questionnaire a special $50 service fee.

C. Noncompliance. An active LPO who has failed to file the declaration or questionnaire on or before the date specified in Section B may be removed (or conditionally removed) from the roll of certified LPOs and suspended until in compliance with Rule 11.4.

1. To effect such removal, the Board shall send to the non-complying LPO by certified mail, directed to the LPO's last known address as maintained on the records of the Office of the Administrator for the Courts, a written notice of non-compliance. The notice shall advise such active LPO of the pendency of removal proceedings unless within ten (10) days of receipt of such notice such active LPO completes and returns to the Board an accompanying form of petition, to which supportive affidavit(s) may be attached for extension of time for, or waiver of, compliance with the requirements of Rule 11.4 or for a ruling by the Board of substantial compliance with the requirements.

2. If such petition is not filed, such lack of action shall be deemed acquiescence by the active LPO in the finding of non-compliance. The Board shall take such action as it deems appropriate.

3. If such petition is filed, the Board may, at its discretion, approve the same without hearing or may enter into an agreement on terms with such active LPO as to time and other requirements for achieving compliance with Rule 11.4.

4. If the Board does not approve such petition or enter into such agreement, the affected LPO may request a hearing before the Board. At the discretion of the Chair of the Board, the hearing may be held before the entire Board or panel thereof. The Board or panel thereof shall enter written findings of fact and an appropriate order, a copy of which shall be transmitted by certified mail to the active LPO affected at the address of such member on file with the Office of the Administrator for the Courts. Any such order shall be final and, in case of an adverse determination, shall be transmitted to the Supreme Court.

5. An adverse decision of the Board may be appealed by the active LPO affected to the Supreme Court in accordance with the applicable provisions of APR 12. As to such appeals, the Board shall be represented by counsel as the Board may designate.

D. Such failure shall also subject the LPO who has failed to comply with this rule to a full audit of his or her books and records as provided in Rule 11.1(C) upon request of the Board Chair. A copy of the request made under this section shall be served upon the LPO involved. The request shall be granted upon a showing that the LPO has failed to comply with Section A of this rule. If the LPO shall later comply, the Chair of the Board shall have discretion to determine whether an audit should be conducted, and if so the scope of the audit. An LPO audited pursuant to this section shall be liable for the actual costs of conducting such audit.

DISCIPLINARY REGULATIONS APPLICABLE TO APR 12.1

REGULATIONS 101 - 106

[Unchanged.]

Reviser's note: The brackets and enclosed material in the above text occurred in the copy filed by the State Supreme Court and appear in the Register pursuant to the requirements of RCW 34.08.040.

Reviser's note: The typographical errors in the above material occurred in the copy filed by the State Supreme Court and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 01-14-004
NOTICE OF PUBLIC MEETINGS
SKAGIT VALLEY COLLEGE
[Memorandum—June 22, 2001]

NOTICE OF SPECIAL MEETING

BOARD OF TRUSTEES
COMMUNITY COLLEGE DISTRICT NO. 4
SKAGIT VALLEY COLLEGE

MISC.

2405 East College Way
Mount Vernon, WA 98273
Wednesday, June 27, 2001
12:00 p.m. - Board Room

Chairperson, Dr. Barbara Andersen, has called a special meeting of the board of trustees for Wednesday, June 27, 2001, 12:00 p.m. in the Board Room of the Mount Vernon campus. The purpose of the meeting is to discuss the 2001-2002 proposed operating budget. Action may be taken, if necessary, as a result of items discussed.

WSR 01-14-005
NOTICE OF PUBLIC MEETINGS
SEATTLE COMMUNITY COLLEGE DISTRICT
[Memorandum—June 22, 2001]

The location of the Seattle Community College District VI board of trustees meeting for July 17, 2001, has been changed to Seattle Community College District, Siegal Center, 1500 Harvard Avenue, Seattle, WA 98122.

BOARD OF TRUSTEES
2001 REGULAR MEETING SCHEDULE
Approved by the Board of Trustees 12/5/00

The board of trustees meetings begin with a worksession or reception at 12 noon. Regular meeting agenda sessions will begin at 1:00 p.m. **Exceptions to worksession start times are noted below.** Dates and locations of the meetings are noted below.

DATE	LOCATION
January 16	Holly Park (SSCC) 7058 32nd Avenue South Seattle, WA 98118
February 20	North Seattle Community College 9600 College Way North Seattle, WA 98103
March 13	Seattle Central Community College 1701 Broadway Seattle, WA 98122
April 17	Duwamish Branch (SSCC) 6770 East Marginal Way South Seattle, WA 98108
May 15	South Seattle Community College 6000 16th Avenue S.W. Seattle, WA 98106
June 19 2:30 p.m.	Seattle Vocational Institute (SCCC) 2120 South Jackson Street Seattle, WA 98144
July 17 2:30 p.m.	SCCD (Siegal Center) 1500 Harvard Avenue Seattle, WA 98122
August	NO MEETING
September 11 2:30 p.m.	SCCD (Siegal Center) 1500 Harvard Avenue Seattle, WA 98122
October 2	North Seattle Community College 9600 College Way North Seattle, WA 98103
November 6	Seattle Maritime Academy (SCCC) 4455 Shilshole Avenue N.W. Seattle, WA 98107
December 4	SCCD (Siegal Center) 1500 Harvard Avenue Seattle, WA 98122

WSR 01-14-008
RULES OF COURT
STATE SUPREME COURT
[June 21, 2001]

IN THE MATTER OF THE ADOPTION OF THE AMENDMENT TO IRLJ 6.2 AND THE RAISING OF ASSESSMENT AUTHORIZED BY RCW 2.68.040 (1)(a)	))))	ORDER NO. 25700-A-712

The JIS Committee having recommended the adoption of the proposed amendment to IRLJ 6.2 and the raising of the assessment authorized by RCW 2.68.040 (1)(a), and the Court having determined that the proposed amendment increase of the assessment 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 and the assessment, as authorized by RCW 2.68.020 (1)(a), is increased from $10 to $12.

(b) That pursuant to the emergency provisions of GR 9(i), the amendment and assessment increase will be published expeditiously and become effective July 22, 2001.

DATED at Olympia, Washington this 21st day of June 2001.

	Alexander, C.J.
Smith, J.	
Madsen, J.	Bridge, J.
Ireland, J.	Chambers, J.
Johnson, J.	Owens, J.

MISC.

IRLJ
RULE 6.2

MONETARY PENALTY SCHEDULE FOR INFRACTIONS

(a) Effect of Schedule. The penalty for any infraction listed in this rule may not be changed by local court rule. The court may impose on a defendant a lesser penalty in an individual case. Provided that, whenever the base penalty plus statutory assessments results in a total payment that is not an even dollar amount, the base penalty is deemed to be amended to a ~~lesser~~ higher amount which produces the next ~~lowest~~ greatest even dollar total.

(b) Unscheduled Infractions. The penalty for any infraction not listed in this rule shall be ~~$35~~ $37, not including statutory assessments. A court may, by local court rule, provide for a different penalty.

(c) Infractions Not Covered. This schedule does not apply to penalties for parking, standing, stopping, or pedestrian infractions established by municipal or county statute. Penalties for those infractions are established by statute or local court rule, but shall be consistent with the philosophy of these rules.

(d) Penalty Schedule. The following infractions shall have the penalty listed, not including statutory assessments.

	Base Penalty
(1) Traffic Infractions	
Second Degree Negligent Driving	$250
Wrong way on freeway (RCW 46.61.150)	~~$175~~ $177
Wrong way on freeway access (RCW 46.61.155)	~~$80~~ $82
Backing on limited access highway (RCW 46.61.605)	~~$80~~ $82
Spilling or failure to secure load (RCW 46.61.655)	~~$80~~ $82
Throwing or depositing debris on highway (RCW 46.61.645)	~~$80~~ $82
Disobeying school patrol (RCW 46.61.385)	~~$80~~ $82
Passing stopped school bus (with red lights flashing) (RCW 46.61.370)	~~$80~~ $82
Violation of posted road restriction (RCW 46.44.080; RCW 46.44.105(4))	~~$175~~ $177
Switching license plates, loan of license or use of another's (RCW 46.16.240)	~~$80~~ $82
Altering or using altered license plates (RCW 46.16.240)	~~$80~~ $82
Operator's Licenses (RCW 46.20)	
No Valid Driver's License (With Identification)	$250
All other RCW 46.20 infractions	~~$35~~ $37
Vehicle Licenses (RCW 46.16)	
Expired Vehicle License (RCW 46.16.010)	
Two months or less	~~$35~~ $37
Over 2 months	~~$80~~ $82
Speeding (RCW 46.61.400) if speed limit is over 40 m.p.h.	
1-5 m.p.h. over limit	~~$20~~ $22
6-10 m.p.h. over limit	~~$30~~ $32
11-15 m.p.h. over limit	~~$45~~ $47
16-20 m.p.h. over limit	~~$60~~ $62
21-25 m.p.h. over limit	~~$75~~ $77
26-30 m.p.h. over limit	~~$95~~ $97
31-35 m.p.h. over limit	~~$120~~ $122
36-40 m.p.h. over limit	~~$145~~ $147
Over 40 m.p.h. over limit	~~$175~~ $177
Speeding if speed limit is 40 m.p.h. or less	
1-5 m.p.h. over limit	~~$30~~ $32
6-10 m.p.h. over limit	~~$35~~ $37
11-15 m.p.h. over limit	~~$50~~ $52
16-20 m.p.h. over limit	~~$70~~ $72
21-25 m.p.h. over limit	~~$95~~ $97
26-30 m.p.h. over limit	~~$120~~ $122
31-35 m.p.h. over limit	~~$145~~ $147
Over 35 m.p.h. over limit	~~$175~~ $177
Speed Too Fast for Conditions (RCW 46.61.400(1))	~~$35~~ $37
Rules of the Road	
Failure to stop (RCW 46.61.050, .210)	~~$35~~ $37
Failure to yield the right of way (RCW 46.61.180, .185 .190, .205, .210, .235, .300, .365)	~~$35~~ $37
Following too close (RCW 46.61.145, .635)	~~$35~~ $37
Failure to signal (RCW 46.61.310)	~~$35~~ $37
Improper lane usage or travel (RCW 46.61.140)	~~$35~~ $37
Impeding traffic (RCW 46.61.425)	~~$35~~ $37
Improper passing (RCW 46.61.110, .115, .120, .125, .130)	~~$35~~ $37
Prohibited and improper turn (RCW 46.61.290, .295, .305)	~~$35~~ $37
Crossing double yellow line left of center line (RCW 46.61.100, .130, .140)	~~$35~~ $37
Operating with obstructed vision (RCW 46.61.615)	~~$35~~ $37
Wrong way on one-way street (RCW 46.61.135)	~~$35~~ $37
Failure to comply with restrictive signs (RCW 46.61.050)	~~$35~~ $37
Accident	
If an accident occurs in conjunction with any of the listed rules-of-the-road infractions or speed too fast for conditions, the penalty for the infraction shall be:	~~$60~~ $62
Equipment (RCW 46.37)	
Illegal use of emergency equipment (RCW 46.37.190)	~~$80~~ $82
Defective or modified exhaust systems, mufflers, prevention of noise and smoke (RCW 46.37.390 (1) and (3))	
First offense (the penalty may be waived upon proof to the court of compliance)	~~$40~~ $42
Second offense within 1 year of first offense	~~$60~~ $62
Third and subsequent offenses within 1 year of first offense	~~$80~~ $82
Any other equipment infraction (RCW 46.37.010)	~~$35~~ $37
Motorcycles	
Any infraction relating specifically to motorcycles (including no valid endorsement, RCW 46.20.500)	~~$35~~ $37
Parking	
Illegal parking on roadway (RCW 46.61.560)	$30
Any other parking infraction (not defined by city or county ordinance)	$20
Pedestrians	
Any infraction regarding pedestrians (not defined by city or county ordinance)	~~$20~~ $22
Bicycles	
Any infraction regarding bicycles	~~$25~~ $27

MISC.

Load Violations	
(all under RCW 46.44, except over license capacity) (see RCW 46.16)	
Over legal—tires, wheelbase (RCW 46.44.105(1))	
(First offense)	~~$65~~ $67
(Second offense)	~~$95~~ $97
(Third offense)	~~$110~~ $112
In addition to the above (RCW 46.44.105(2)) 3 cents per excess pound	
Over license capacity (RCW 46.16.145)	
(First offense)	~~$50~~ $52
(Second offense)	~~$95~~ $97
(Third offense)	~~$110~~ $112
Violation of special permit	~~$60~~ $62
Failure to obtain special permit	~~$60~~ $62
Failure to submit to being weighed	~~$60~~ $62
Illegal vehicle combination (RCW 46.44.036)	~~$60~~ $62
Illegally transporting mobile home	~~$65~~ $67
Any other infraction defined in RCW 46.44	~~$45~~ $47
Violation of Federal Motor Carrier Safety Regulations (RCW 46.32.010)	
Logbook/Medical Certificate	~~$62~~ $64
Equipment/All Others	~~$35~~ $37
Private Carrier (RCW 46.73)	
Failure to display valid medical exam	~~$62~~ $64
Violation of daily log book	
Driver not out of service	~~$62~~ $64
Driver out of service	~~$88~~ $90
Off-Road Vehicles (ATVs) (RCW 46.09)	
Any RCW 46.09 infraction	~~$40~~ $42
Snowmobiles (RCW 46.10)	
Any RCW 46.10 infraction	~~$40~~ $42
Failure to respond to notice of infraction or failure to pay penalty (RCW 46.63.110(3))	$25
Failure to provide proof of motor vehicle insurance (RCW 46.30.020)	$250
(2) Commercial Vehicle Infractions	
Defective Equipment/Driver Safety (auto transp.) (WAC 480-30-095)	~~$35~~ $37
Commercial Vehicle License (auto transp.) (WAC 480-30-095(1))	~~$35~~ $37
Defective Equipment/Driver Safety (charter/excursion bus) (WAC 480-40-075)	~~$35~~ $37
Commercial Vehicle License (charter/excursion bus) (WAC 480-40-075(1))	~~$35~~ $37
Defective Equipment/Driver Safety (solid waste transp.) (WAC 480-70-400)	~~$35~~ $37
Commercial Vehicle License (solid waste transp.) (WAC 480-70-400(1))	~~$35~~ $37
Failure To Have Proof of Insurance (RCW 81.80.190)	$250
Defective Equipment/Driver Safety (WAC 480-12-180)	~~$35~~ $37
Commercial Vehicle License (WAC 480-12-180(1))	~~$35~~ $37
Defective Equipment/Driver Safety (limousine) (WAC 480-35-090)	~~$35~~ $37
Commercial Vehicle License (limousine) (WAC 480-35-090(1))	~~$35~~ $37
(3) Parks and Recreation Infractions	
Display of Snowmobile Registration Number, Decals, and Validation Tabs (WAC 308-94-070)	~~$48~~ $50
Off-Road Vehicle Traffic Prohibited (WAC 332-52-030(4))	~~$35~~ $37
Travel Off-Road or Off-Trail (WAC 332-52-030 (4)(c))	~~$35~~ $37
Spark-Arresting Muffler Required (WAC 332-52-030 (4)(h))	~~$35~~ $37
Yield Right of Way to:	
Log Hauling and Gravel Trucks (WAC 332-52-030 (4)(l))	~~$35~~ $37
Animal-Drawn Vehicles/Persons Riding Animals (WAC 332-52-030 (4)(l))	~~$35~~ $37
Following Closer Than 150 Feet (WAC 332-52-030 (4)(m))	~~$35~~ $37
Moving Through Livestock Herd Without Direction (WAC 332-52-030 (4)(o))	~~$35~~ $37
Parking on the Traveled Portion of the Roadway (WAC 332-52-030 (4)(q))	$30
Excessively Rev Vehicle Engine (WAC 332-52-030 (4)(r))	~~$35~~ $37
Driving/Parking Vehicles (WAC 332-52-050(1))	~~$35~~ $37
Bicycles/Motorbikes/Motorcycles on Posted Trails (WAC 332-52-050(3))	~~$35~~ $37
Driving Motor Vehicle in Camp (WAC 332-52-050(4))	~~$35~~ $37
Moorage and Use of Marine Facilities (WAC 352-12-010)	~~$35~~ $37
Moorage Fees (WAC 352-12-020)	~~$35~~ $37
Seasonal Permits (WAC 352-12-030)	~~$35~~ $37
Use of Onshore Campsites (WAC 352-12-040)	~~$35~~ $37
Self-Registration (WAC 352-12-050)	~~$60~~ $62
Parking (WAC 352-20-010)	$24
Motor Vehicles on Roads and Trails (WAC 352-20-020)	~~$60~~ $62
Speed Limits (WAC 352-20-030)	~~$35~~ $37
Vehicles in Snow Areas (WAC 352-20-040)	~~$60~~ $62
Trucks and Commercial Vehicles (WAC 352-20-050)	~~$35~~ $37
Camping (WAC 352-32-030)	~~$60~~ $62
Campsite Reservation (WAC 352-32-035)	~~$35~~ $37
Picnicking (WAC 352-32-040)	~~$35~~ $37
Park Periods (Unlawful Entry) (WAC 352-32-050)	~~$60~~ $62
Park Capacities (WAC 352-32-053)	~~$35~~ $37
Peace and Quiet (WAC 352-32-056)	~~$60~~ $62
Pets (WAC 352-32-060)	~~$35~~ $37
Horseback Riding (WAC 352-32-070)	~~$35~~ $37
Use of Nonmotorized Cycles or Similar Devices in State Parks (WAC 352-32-075)	~~$35~~ $37
Swimming (WAC 352-32-080)	~~$35~~ $37
Games (WAC 352-32-090)	~~$35~~ $37
Disrobing (WAC 352-32-100)	~~$35~~ $37
Tents, etc., on Beaches (WAC 352-32-110)	~~$35~~ $37
Lakes Located Wholly Within State Park Boundaries—Internal Combustion Engines Prohibited (WAC 352-32-155)	~~$35~~ $37
Lakes Located Partially Within State Park Boundaries—Internal Combustion Engines Prohibited (WAC 352-32-157)	~~$35~~ $37
Solicitation (WAC 352-32-195)	~~$60~~ $62
Intoxication in State Park Areas (WAC 352-32-220)	~~$135~~ $137
Food and Beverage Containers on Swimming Beaches (WAC 352-32-230)	~~$35~~ $37
Use of Metal Detectors in State Parks (WAC 352-32-235)	~~$35~~ $37
Self-Registration (WAC 352-32-255)	~~$60~~ $62
Sno-Park Permit (WAC 352-32-260)	~~$35~~ $37
Sno-Park Permit Display (WAC 352-32-265)	~~$35~~ $37
Vehicular Traffic—Where Permitted—Generally (WAC 352-37-030)	~~$60~~ $62
Equestrian Traffic (WAC 352-37-080)	~~$35~~ $37
Pedestrians To Be Granted Right of Way (WAC 352-37-090)	~~$35~~ $37
Beach Parking (WAC 352-37-100)	$24
Overnight Parking or Camping Prohibited (WAC 352-37-110)	~~$60~~ $62

MISC.

Speed Limits (WAC 352-37-130)	~~$35~~ $37
(4) Boating Infractions	
Operating Vessel in Negligent Manner (RCW 79A.60.030)	~~$160~~ $162
No Personal Flotation Device (PFD) on Vessel for Each Person (RCW 79A.60.160(1))	~~$35~~ $37
Personal Flotation Device Not the Appropriate Size (RCW 79A.60.160(1))	~~$35~~ $37
Personal Flotation Device Not Readily Accessible (RCW 79A.60.160(1))	~~$35~~ $37
Observer Required on Board Vessel (RCW 79A.60.170(2))	~~$35~~ $37
Observer To Continuously Observe (RCW 79A.60.170(2))	~~$35~~ $37
Failure To Display Skier Down Flag (RCW 79A.60.170(2))	~~$35~~ $37
Flag/Pole Not to Specifications (RCW 79A.60.170(2))	~~$35~~ $37
Observer Does Not Meet Minimum Qualifications (RCW 79A.60.170(3))	~~$60~~ $62
Water Skier Not Wearing Personal Flotation Device (RCW 79A.60.170(4))	~~$60~~ $62
Overloading of Vessel Beyond Safe Carrying Ability (RCW 79A.60.180(1))	~~$110~~ $112
Carrying Passengers in Unsafe Manner (RCW 79A.60. 180(1))	~~$60~~ $62
Overpowering of Vessel Beyond Vessel's Ability To Operate Safely (RCW 79A.60.180(2))	~~$110~~ $112
Person Not Wearing Personal Flotation Device (PFD) on Personal Watercraft (RCW 79A.60.190(1))	~~$60~~ $62
Failure To Give Accident Information to Law Enforcement (RCW 79A.60.200(1))	~~$110~~ $112
Motor Propelled Vessels Without Effective Muffler in Good Working Order and Constant Use (RCW 79A.60.130(1))	~~$35~~ $37
Sound Level in Excess of 90 Decibels for Engines Made Before 1/1/94 Using Stationary Test (RCW 79A.60.130(1))	~~$35~~ $37
Sound Level in Excess of 88 Decibels for Engines Made on or After 1/1/94 Using Stationary Test (RCW 79A.60.130(1))	~~$35~~ $37
Sound Level in Excess of 75 Decibels Using Shoreline Test (RCW 79A.60.130(3))	~~$35~~ $37
Removing, Altering or Modifying Muffler or Muffler System (RCW 79A.60.130(7))	~~$35~~ $37
Manufacturing, Selling, or Offering for Sale Any Vessel Equipped With Noncomplying Muffler or Muffler System (RCW 79A.60.130(8))	~~$60~~ $62
Vessel Exemption/Exception for Competing in Racing Events Carried on Board Operating Vessel (RCW 79A.60.130(8))	~~$35~~ $37
Personal Flotation Devices (PFDs) (WAC 352-60-030)	~~$35~~ $37
Visual Distress Signals (WAC 352-60-040)	~~$35~~ $37
Ventilation (WAC 352-60-050)	~~$35~~ $37
Navigation Lights and Sound Signals (WAC 352-60-060)	~~$35~~ $37
Steering and Sailing (WAC 352-60-070)	~~$35~~ $37
Fire Extinguishing Equipment (WAC 352-60-080)	~~$35~~ $37
Backfire Flame Control (WAC 352-60-090)	~~$35~~ $37
Liquefied Petroleum Gas (WAC 352-60-100)	~~$35~~ $37
Canadian Vessels (WAC 352-60-110)	~~$35~~ $37

Reviser's note: The typographical errors in the above material occurred in the copy filed by the State Supreme Court and appear in the Register pursuant to the requirements of RCW 34.08.040.

WSR 01-14-010
PROCLAMATION
OFFICE OF THE GOVERNOR
[June 22, 2001]

WHEREAS, in accordance with Article II, Section 12 (Amendment 68) of the Washington State Constitution, the Legislature adjourned its 2001 regular session on April 22, 2001, the 105th day of the session, and adjourned the first special session of 2001 on May 24, 2001, the 30th day of the special session, and adjourned the second special session of 2001 on June 21, 2001, the 18th day of the special session; and

WHEREAS, a comprehensive transportation funding package is critical to the future of our state's economy and business climate, and no such package was approved by the legislature;

NOW, THEREFORE, I, Gary Locke, Governor of the State of Washington, by virtue of the authority vested in me by Article II, Section 12 (Amendment 68) and Article III, Section 7 of the Washington State Constitution, do hereby convene the Washington State Legislature in a third special session in the Capitol at Olympia at twelve o'clock noon on July 16, 2001 for a period of not more than two weeks for the purpose of enacting legislation as described above.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the State of Washington to be affixed at Olympia this 22nd day of June, A.D., two thousand one.

Gary Locke

Governor of Washington

BY THE GOVERNOR:
Sam Reed

Secretary of State

WSR 01-14-011
PROCLAMATION
OFFICE OF THE GOVERNOR
[June 22, 2001]

WHEREAS: An Energy Supply Alert was proclaimed on January 26, 2001 and extended for sixty days on April 26, 2001 due to several continuing factors, which include low precipitation to feed hydropower, shut down of electrical power generating plants in California for unscheduled maintenance or repair, the failure of California's attempt to restructure the regulation of electricity, increased competition for natural gas supplies, and unprecedented high wholesale electrical power rates throughout the western United States; and

WHEREAS: Shortages of electricity have caused physical disruptions and rolling blackouts to ration energy in California, causing nearly debilitating harm to the public and businesses there. The crisis in California threatens the supply and price

or electricity in Washington and other parts of the West Coast, and could affect the solvency of businesses in Washington. We must take all steps necessary to avoid a crisis of the proportions experienced by California, a crisis that directly threatens the very foundations of the entire California economy, vital public services, and the health, safety and general welfare of the public.

WHEREAS: The Bonneville Power Administration and private electrical power generating companies and utilities in Washington are undertaking extraordinary measures to mitigate the electricity shortage and its impacts by conserving electricity, using electricity reserves by drawing down reservoirs beyond normal, raising prices, and other measures.

WHEREAS: Despite a recent dip in wholesale power prices, utilities continue to face unprecedented financial difficulties, and could continue to alleviate their problems with temporary generators and alternative fuels. Several large businesses have ceased operations due to the cost of electricity, putting hundreds of people out of work. Public facilities have ceased operations due to inability to pay current and projected power expenses. Conservation efforts by the public and government have been quite successful, but insufficient to solve the problem alone.

WHEREAS: Without action, citizens of Washington, beginning with vulnerable people of limited means, may be unable to afford power for basic heating, lighting and cooking needs, threatening their health, safety and general welfare.

WHEREAS: Vital public services remain at risk, and immediate steps must be taken to alleviate social and economic impacts to people and property. We must operate all electrical generating capacity necessary to avoid jeopardizing the public health, safety and general welfare while doing everything possible to minimize the impact on fish and our environment.

NOW, THEREFORE, I, Gary Locke, Governor of the state of Washington, find that vital public services, particularly affordable electrical power, remain at risk, and there continues to exist a situation that threatens to disrupt or diminish the supply of energy to the extent that the public health, safety, and general welfare may be jeopardized; and therefore find that an energy supply alert continues to exist within this state. I have obtained the proper approval of the joint committee on energy supply of the legislature, and with that approval hereby extend, effective June 25, 2001, for an additional sixty days through August 23, 2001, the state of energy supply alert originally proclaimed under Chapters 43.06 and 43.21G RCW on January 26, 2001, and previously extended for sixty days from April 26, 2001 through June 24, 2001. I further direct all state and local governmental agencies to fully comply with all orders that may accompany this proclamation or that may be issued pursuant to this proclamation as deemed necessary to preserve and protect the public health, safety, and general welfare, and to minimize, to the fullest extent possible, the injurious economic, social, and environmental consequences of this energy supply crisis. This proclamation applies statewide.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the state of Washington to be affixed at Olympia, this 22nd day of June, A.D., Two Thousand one.

Gary Locke

Governor of Washington

BY THE GOVERNOR:
Dan Speigle

Deputy Secretary of State

WSR 01-14-012
INTERPRETIVE AND POLICY STATEMENT
DEPARTMENT OF LABOR AND INDUSTRIES

[Filed June 22, 2001, 2:14 p.m.]

In accordance with RCW 34.05.230(12), following is a list of Policy and Interpretive Statements issued by the department for April and May 2001. If you have questions or need additional information, please call (360) 902-4216.

Insurance Services Division

Insurance Services Policy #64.01 "Method of Reporting Hours," is an amended policy to clarify the methods employers may use in reporting worker hours on a quarterly basis for the purpose of industrial insurance benefits. This policy was updated to clarify that there are two methods that can be used to report worker hours. This policy was issued on May 4, 2001.

Contact Linda Norris, Mailstop 4310, phone (360) 902-4999.

Doug Connell
Assistant Director

WISHA Services Division

WISHA Interpretative Memorandum (WIIM) #97-7-H, "Definition of Agriculture for WISHA Purposes," is repealed. This policy provided guidance to WISHA staff in the appropriate application of the standards in light of changes to the definition of agricultural activities made during the 1997 legislative session. The policy is no longer necessary since its substance was incorporated into the agricultural standard, chapter 296-307 WAC. This policy was repealed on January 5, 2001.

Contact Marcia Benn, Mailstop 44648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Interim Operations Memorandum #98-6-B, "Coordinating WISHA Enforcement and Consultation," provides guidance to WISHA staff regarding programmed inspections and targeted consultations. This policy was repealed on March 23, 1999.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Interim Operations Memorandum #98-6-A, "Targeting WISHA Activities (General)," provides guidance to WISHA staff regarding programmed inspections and targeted consultations. This policy was repealed on March 23, 1999.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Regional Directive (WRD) 2.10, "Targeting WISHA Activities (General)," provides guidance to WISHA staff regarding programmed inspections and targeted consultations and will remain in effect indefinitely. It replaces and rescinds WISHA Interim Operations Memorandum, #98-6-A. This policy was issued on May 2, 2001.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Regional Directive (WRD) 4.10, "Citing & Referencing the Core Rules," provides guidance to WISHA consultation and compliance staff in relation to the new safety and health core rules, chapter 296-800 WAC. It replaces all previous guidance whether formal or informal, and will remain in effect indefinitely. This policy was issued on May 25, 2001.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Regional Directive (WRD) 33.10, "Waterless Handwashing During Cold Weather," provides guidance to WISHA enforcement and consultation staff whenever they must assess a situation where waterless systems are used in lieu of handwashing facilities as defined by the field sanitation standard and replaces any previous formal or informal guidance. This policy was issued on May 2, 2001.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Regional Directive (WRD) 29.60, "Fixed Ladder Grab Bars," applies to all WISHA enforcement and consultation activities involving ladder grab bars. It replaces any previous guidance on this subject, whether formal or informal, and will remain in effect indefinitely. This policy was issued on May 2, 2001.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Regional Directive (WRD) 20.75, "Tree & Shrub Trimming, Pruning, Removal, Etc.," provides guidance to WISHA enforcement and consultation staff evaluating possible violations relating to tree and shrub trimming, pruning, bracing, removal and surgery when no industry-specific standard applies. It replaces all previous guidance on this subject, whether formal or informal, and will remain in effect indefinitely. This policy was issued on May 2, 2001.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Regional Directive (WRD) 20.55, "Log Sorting Yards & Marine Terminals or Sawmills," provides guidance to WISHA enforcement and consultation staff when evaluating dry land log yards, wherever they are located. It replaces all previous guidance on this subject, whether formal or informal and will remain in effect indefinitely. This policy was issued on May 2, 2001.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Regional Directive (WRD) 2.20, "Targeting WISHA Activities (Local Emphasis Programs)," provides guidance to WISHA enforcement and consultation staff regarding development and approval of local emphasis programs. It replaces and rescinds WISHA Interim Operations Memorandum #98-6-I and will remain in effect indefinitely. This policy was issued on May 2, 2001.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Regional Directive (WRD) 2.19, "Targeting WISHA Activities (Electrical Utilities & Communication)," provides guidance to WISHA enforcement and consultation staff regarding programmed activities within electrical utilities and communication. It replaces and rescinds WISHA Interim Operations Memorandum #98-6-H and will remain in effect indefinitely. This policy was issued on May 2, 2001.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Regional Directive (WRD) 2.18, "Targeting WISHA Activities (Maritime Activities)," provides guidance to WISHA enforcement and consultation staff regarding programmed activities within the maritime industries. It replaces and rescinds WISHA Interim Operations Memorandum #98-6-G and will remain in effect indefinitely. This policy was issued on May 2, 2001.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Regional Directive (WRD) 2.17, "Targeting WISHA Activities (Seasonal Agriculture)," provides guidance to WISHA enforcement and consultation staff regarding programmed activities within seasonal agriculture. It replaces and rescinds WISHA Interim Operations Memorandum #98-6-F and will remain in effect indefinitely. This policy was issued on May 2, 2001.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Regional Directive (WRD) 2.16, "Targeting WISHA Activities (Logging)," provides guidance to WISHA enforcement and consultation staff regarding programmed activities within logging. It replaces and rescinds WISHA Interim Operations Memorandum #98-6-E and will remain in effect indefinitely. This policy was issued on May 2, 2001.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Interim Operations Memorandum #98-6-E, "Programmed WISHA Activities in Logging," provides guidance to WISHA compliance and consultation staff regarding programmed activities in logging. This policy was repealed on March 23, 1999.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Regional Directive (WRD) 2.12, "Coordinating WISHA Enforcement & Consultation," provides guidance to WISHA staff regarding the coordination of programmed inspections and targeted consultation and will remain in effect indefinitely. It replaces and rescinds WISHA Interim Operations Memorandum, #98-6-B. This policy was issued on May 2, 2001.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Interim Operations Memorandum #98-6-I, "Local Emphasis Programs," provides guidance to WISHA staff regarding local emphasis programs. This policy was repealed on March 23, 1999.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Interim Operations Memorandum #98-6-H, "Programmed WISHA Activities in Electrical Utilities & Communication," provides guidance to WISHA compliance and consultation staff regarding programmed activities within electrical utilities and communication. This policy was repealed on March 23, 1999.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Interim Operations Memorandum #98-6-G, "Programmed WISHA Activities in Maritime," provides guidance to WISHA compliance and consultation staff regarding programmed activities within maritime, and will remain in effect until replaced. This policy was repealed on March 23, 1999.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Interim Operations Memorandum #98-6-F, "Programmed WISHA Activities in Seasonal Agriculture," provides guidance to WISHA compliance and consultation staff regarding programmed activities within seasonal agriculture. This policy was repealed on March 23, 1999.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Interim Interpretative Memo (WIIM) #97-2-H, "Occupational Exposure to Formaldehyde," which reinstated WISHA Regional Directive (WRD) 91-4 after it was omitted from a list of WRDs in effect on February 28, 1997, has been rescinded. The WIIM is no longer necessary. This policy was repealed on May 2, 2001.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

WISHA Interim Interpretative Memo (WIIM) #98-1-N, "Carbon Monoxide and Air Compressors," which provided direction to WISHA enforcement and consultation staff regarding the appropriate application of WAC 296-62-07111(2) (carbon monoxide and air compressors) has been rescinded. The issue has been addressed by changes to the respiratory protection standard. This policy was repealed on May 2, 2001.

Contact Marcia Benn, Mailstop 4648, phone (360) 902-5503.

Michael Silverstein
Assistant Director

Specialty Compliance Services Division

#01-02 - Electrical Evaluation/Certification—Product Safety

This is a new policy intended to fulfill the department's objective to ensure consumer and worker protection from unsafe electrical installations and equipment by outlying the process for dealing with electrical equipment that is declared unsafe by the department. This policy was issued on April 26, 2001.

Contact Angie Wharton, Mailstop 4460, phone (360) 902-5259.

Patrick Woods
Assistant Director

#01-03 - HVAC/R-Installation of Equipment

This is a new policy that clarifies the intent of WAC 296-46A-092 (4)(b) and (f) and 296-46A-930 (2)(e)(ii) in regards to the installation of line voltage HVAC/R systems and equipment. This policy was issued on April 26, 2001.

Contact Angie Wharton, Mailstop 4460, phone (360) 902-5259.

Patrick Woods

Assistant Director

#01-04 – Electrical Administrator Requirements

This is a new policy intended to clarify the department's expectations of electrical administrators by defining the examination and renewal procedures for electrical administrators. This policy was issued on April 26, 2001.

Contact Angie Wharton, Mailstop 4460, phone (360) 902-5259.

Patrick Woods

Assistant Director

Christine Swanson

Legislative and Governmental

Affairs Office

WSR 01-14-022

NOTICE OF PUBLIC MEETINGS

STATE BOARD OF EDUCATION

[Memorandum—June 22, 2001]

The state board is having a special meeting via the K-20 videoconference system on Friday, June 29, from 10:00 a.m. to 12:00 noon. The purpose of the meeting is to adopt items needed for school construction for the next year.

The sites are as follows: Billings Conference Room, Office of the Superintendent of Public Instruction; Educational Service District 105 Office, Yakima; Spokane School District Office; Puget Sound Educational Service District Office, Burien; and Shoreline School District (tentative).

WSR 01-14-026

RULES COORDINATOR

DEPARTMENT OF AGRICULTURE

[Filed June 28, 2001, 12:03 p.m.]

Effective April 18, 2001, the agency rules coordinator for the Washington State Department of Agriculture is Dannie M. McQueen, P.O. Box 42560, 1111 Washington Street S.E., Olympia, WA 98504-2560, phone (360) 902-1809, e-mail dmcqueen@agr.wa.gov.

William E. Brookreson

Deputy Director

WSR 01-14-027

DEPARTMENT OF AGRICULTURE

[Filed June 28, 2001, 12:05 p.m.]

OFFICIAL NOTICE ON REFERENDUM TO CHANGE REPRESENTATION ON THE STRAWBERRY COMMISSION IN DISTRICT 3

Pursuant to chapter 15.65 RCW, I, Jim Jesernig, Director of Agriculture for the State of Washington, hereby give notice that a referendum of strawberry producers was conducted on the following matter:

Shall a new position be added to the Commission representing producers in District 3?

The Washington Strawberry Commission requested the amendment to the strawberry marketing order established in WAC 16-555.

A minimum of 30 percent of the affected producers with 30 percent of the production must be represented in the referendum. The Department received certified ballots from 26 percent of the producers, therefore, the referendum failed.

Dated this 26th day of June 2001.

James M. Jesernig

Director of Agriculture

WSR 01-14-033

NOTICE OF PUBLIC MEETINGS

LOWER COLUMBIA COLLEGE

[Memorandum—June 21, 2001]

During their regular board meeting on June 20, 2001, the trustees of Lower Columbia College agreed to cancel the regularly scheduled July 18 meeting, and schedule a special board workshop on August 22, beginning at 9:00 a.m.

WSR 01-14-040

NOTICE OF PUBLIC MEETINGS

PUBLIC WORKS BOARD

[Memorandum—June 29, 2001]

NOTICE OF MEETING CANCELLATION

The Public Works Board meeting scheduled as a regular meeting on July 10, 2001, in the city of SeaTac, has been cancelled.

Proposed agenda items will be presented to the board at the regular meeting in SeaTac, Washington, scheduled for August 7, 2001.

WSR 01-14-061

NOTICE OF PUBLIC MEETINGS

BELLINGHAM TECHNICAL COLLEGE

[Memorandum—July 2, 2001]

The board of trustees of Bellingham Technical College will meet on Friday, July 3, 2001, 9:30 p.m. [a.m.] to 10:00

a.m., in the College Services Building Board Room on the Bellingham Technical College campus, in a special session to consider ratification of the Bellingham Technical College and Bellingham Education Association negotiated faculty agreement. Call 738-3105 ext. 334 for information.

WSR 01-14-067
AGENDA
PUBLIC EMPLOYMENT RELATIONS COMMISSION
[Filed July 2, 2001, 3:23 p.m.]

This agenda is prepared pursuant to RCW 34.05.314. The commission adopted changes to its rules on June 12, 2001, as part of the fourth-year phase of the rules review process mandated by Executive Order 97-02.

The changes affect the following section of chapter 391-08 WAC:

391-08-001	Application and scope of chapter 391-08 WAC.

The changes affect the following sections of chapter 391-25 WAC:

391-25-001	Scope—Contents—Other rules.
391-25-002	Sequence and numbering of rules—Special provisions.
391-25-010	Petition for investigation of a question concerning representation of employees—Who may file.
391-25-030	Petition—Time for filing.
391-25-050	Petition in writing—Number of copies—Filing—Service.
391-25-070	Contents of petition.
391-25-090	Petition filed by employer.
391-25-110	Supporting evidence—Showing of interest confidential.
391-25-130	List of employees.
391-25-140	Notice to employees—Limitations on employer actions.
391-25-190	Intervention—By organization other than incumbent.
391-25-210	Bargaining unit configurations—Positions limited by showing of interest.
391-25-220	Investigation conferences.
391-25-230	Election agreements.
391-25-250	Cross-check agreements.
391-25-270	Interim certification—Supplemental proceedings.
391-25-290	Notice of hearing.
391-25-299	Special provision—Private sector and other employees.
391-25-350	Hearings—Reopening of hearing—Briefs.
391-25-370	Blocking charges—Suspension of proceedings—Request to proceed.
391-25-390	Proceedings before the executive director.
391-25-410	Cross-check of records.
391-25-420	Unit determination elections.
391-25-430	Notice of election.
391-25-450	Disclaimers.
391-25-470	Mail ballot election procedures—Electioneering—Objectionable conduct.
391-25-490	On-site election procedures—Electioneering—Objectionable conduct.
391-25-510	Challenged ballots.
391-25-610	Procedure where no objections are filed.
391-25-650	Briefs and written arguments on objections.

The changes affect the following sections of chapter 391-35 WAC:

391-35-001	Scope—Contents—Other rules.
391-35-002	Sequence and numbering of rules—Special provisions.
391-35-020	Time for filing petition—Limitations on results of proceedings.
391-35-030	Petition in writing—Number of copies—Filing—Service.
391-35-050	Contents of petition.
391-35-080	Prehearing conferences.
391-35-090	Notice of hearing.
391-35-099	Special provision—Private sector and other employees.
391-35-110	Coordination of proceedings.
391-35-170	Hearings—Reopening of hearing—Briefs.
391-35-190	Proceedings before the executive director.
391-35-320	Exclusion of confidential employees.
391-35-330	One-person bargaining unit inappropriate.
391-35-340	Unit placement of supervisors—Bargaining rights of supervisors.
391-35-342	Special provision—Educational employees.
391-35-343	Special provision—Academic employees.
391-35-350	Unit placement of regular part-time employees—Exclusion of casual and temporary employees.

The changes affect the following sections of chapter 391-45 WAC:

391-45-001	Scope—Contents—Other rules.
391-45-002	Sequence and numbering of rules—Special provisions.

The changes affect the following section of chapter 391-55 WAC:

391-55-001	Scope—Contents—Other rules.

The changes affect the following section of chapter 391-65 WAC:

391-65-001	Scope—Contents—Other rules.

The changes affect the following section of chapter 391-95 WAC:

391-95-001	Scope—Contents—Other rules.

Please contact Mark S. Downing, Rules Coordinator, at (360) 753-2955 if you have any questions concerning this matter.

WSR 01-14-068
AGENDA
DEPARTMENT OF ECOLOGY
[Filed July 2, 2001, 3:39 p.m.]

Semiannual Rule Agenda
July 2001

WAC Chapter	Chapter Title	Contact Person	CR-101 Filing Date	CR-102 Filing Date	CR-103 Filing Date	Scope of Changes/Sections to Amend
Air Quality						
173-400, 173-405, 173-410, 173-433, 173-434, AO #99-07, 7/96	Emissions standards for solid waste incinerators; general regulation for air pollution sources; Kraft pulping mills; sulfite pulping mills; solid fuel burning device standards	Peter Lyon (360) 407-7530 plyo461@ecy.wa.gov and Tom Todd (360) 407-7528 ttod461@ecy.wa.gov	**Mar 99**	Jul 02	Dec 02	Hog Fuel Boiler RACT; define terms related to wood derived fuels; reorganize state incinerator rule.
173-400, AO #99-06, 7/98	General regulation for air pollution sources	Elena Guilfoil (360) 407-6855 egui461@ecy.wa.gov	**Apr 99**	**Feb 01**	Aug 01	This action focuses on two air quality programs located in chapter 173-400 WAC: The prevention of significant deterioration or PSD program which addresses major new air pollution sources; and the best available retrofit technology provisions.
Shorelands and Environmental Assistance						
173-700, AO #98-26, 1/99	Compensatory wetland mitigation banks	Lauren Driscoll (360) 407-6861 ldri461@ecy.wa.gov	**Jan 99**	Jul 01	Dec 01	Develop procedures for the operation, monitoring and implementation of wetland banks.
173-158, 7/99 #00-26	Floodplain management	Tim D'Acci (360) 407-6796 tdac461@ecy.wa.gov	**Oct 00**	Aug 01	Nov 01	Amend WAC to implement ESHB1963 which allows reconstruction in floodways under certain circumstances.
197-11, #00-05, 7/00	SEPA rules	Marv Vialle (360) 407-6938 mvia461@ecy.wa.gov	**Mar 00**	Aug 01	Oct 01	Revise environmental checklists (nonproject).
Solid Waste and Financial Assistance						
173-304, AO #99-24, 7/97	Minimum functional standards for solid waste handling	Mike Hibbler (509) 456-3270 MHIB461@ecy.wa.gov	**Nov 99**	Aug 01	Jan 02	Update approaches to nonmunicipal solid waste management. Respond to state legislation aimed at removing impediments to recycling.
Spill Prevention, Preparedness and Response						
317-10, 173-181, AO #00-03, 7/99	Oil spill contingency plans and response contractor standards	Roy Robertson (360) 407-7202 rrob461@ecy.wa.gov	**Feb 00**	Jan 02	May 02	Update plan requirements, mandate incident command systems, incorporate planning standards, and update primary response contractor standards.
xxx-xx, AO #00-23, 9/00	Tank vessel rule	Jeff Fishel (360) 407-7504 jfis461@ecy.wa.gov	**Sep 00**	Sep 02	Mar 03	Develop rules for tank vessels that address peculiarities of Washington waters.

MISC.

WAC Chapter	Chapter Title	Contact Person	CR-101 Filing Date	CR-102 Filing Date	CR-103 Filing Date	Scope of Changes/Sections to Amend
Water Resources						
173-537, #99-25 1/00	Water resources management for the Yakima River basin	Bob Barwin (509) 457-7107 bbar461@ecy.wa.gov	**Oct 99**	Dec 02	May 03	Withdraw ground water from further appropriation, per MOA with BoR and Yakama Nation.
508-64, AO #00-01, 1/00	Water use metering	Jeff Marti (360) 407-6636 jema461@ecy.wa.gov	**Feb 00**	Jul 01	Dec 01	Amend or replace rule to address metering requirements (RCW 90.03.360).
173-151, AO #00-25, 10/00	Water right administration, Phase 1 of several phases	Steve Hirschey (425) 649-7066 shir461@ecy.wa.gov	**Oct 00**	Feb 03	Jul 03	Set forth statutory provisions and common law holding and interpretation for the administration of water rights.
Water Quality						
173-201A, AO #98-20, 7/98	Surface water quality standards for the state of Washington	Mark Hicks (360) 407-6477 mhic461@ecy.wa.gov	**Feb 99**	Nov 01	May 02	A. Develop regulatory language to guide the implementation of a water quality antidegradation policy. This would focus on protecting water quality standards, implementing technology-based pollution control requirements, and ensuring degradation that is allowed is in the overriding public interest. It would also include provisions to set aside waters constituting an outstanding national resource from all degradation. B. Look at the way beneficial uses are assigned for protection to waterbodies under the water quality standards.

Dates that are in "bold" print, indicate that filing has occurred.

Jerome D. Thielen
Regulatory Affairs Manager

We have a website that includes this list at http://dor.wa.gov/rulesadmin/admin/agenda02.pdf.

If you would like to receive future copies of this list, please send a request to Roseanna Hodson, Legislation and Policy, P.O. Box 47467, Olympia, WA 98504.

Any person currently on the excise tax rules maintenance list or property tax rules list will automatically receive a copy of the rule development agenda.

WSR 01-14-070
AGENDA
DEPARTMENT OF REVENUE
[Filed July 2, 2001, 3:55 p.m.]

The Department of Revenue's rule development agenda shows those rules for which we anticipate some formal rule-making action, either a public meeting, hearing, or adoption, by December 31, 2001. The agenda also identifies some rules for which the department is considering rule-making action, even though formal rule-making action may not necessarily be anticipated by December 31st. The status of these rules is designated as "CR-101 public meeting is possible." Rules may be added or deleted from the work schedule as a result of legislative action, industry, taxpayer or agency request, or court decisions.

RULES DEVELOPMENT AGENDA
DEPARTMENT OF REVENUE
Activity planned by January 2002
Last revised July 2, 2001

Rule Number	Last Revised	Subject	Explanation	Assigned To	Status
458-12-090 458-12-270 458-12-275 458-12-280 458-16-115	1968 1968 1968 1968 1989	Listing of personal property	Updating per rule review. Anticipate combining info into one rule.	Mark Mullin	CR-101 public meeting anticipated.
458-12-135 458-12-140	1968 1968	Taxing district boundaries	Updating per rule review. Anticipate combining info into one rule.	Mark Mullin	CR-101 public meeting anticipated.
458-16-010 458-16-011 458-16-012 458-16-013 458-16-020 458-16-022 458-16-030 458-16-040 458-16-060 458-16-070 458-16-079	1983 1981 1981 1992 1992 1976 1988 1974 1981 1981 1981	Senior citizens	Updating per rule review.	TBA	CR-101 public meeting anticipated.
458-16-110 458-16-120 458-16-130 458-16-150 458-16-165	1998 1981 1994 1994 1998	Nonprofits	Updating per rule review.	Kim Qually	CR-101 public meeting anticipated.
458-16-260 458-16-270	1994 1994	Daycare, library, and hospital facilities Schools and colleges	To incorporate chapter 126, Laws of 2001 (ESHB 2191).	Kim Qually	CR-101 public meeting anticipated.
458-18-220	1999	Refunds—Rates of interest	Annual updating.	Kim Qually	Must be completed by January 1, 2002.
458-19-005 458-19-015 458-19-020 458-19-030 458-19-035 458-19-040 458-19-045 458-19-055 458-19-060 458-19-065 458-19-080 458-19-550	1994 1994 1994 1994 1994 1994 1994 1994 1994 1994 1994 1982	Property tax levies	To incorporate chapter 185, Laws of 2001 (SHB 1202a).	Jim Winterstein	CR-101 public meeting anticipated.
458-20-122 458-20-209 458-20-210	1994 1994 1994	Sales to/by farmers	To incorporate chapter 118, Laws of 2001 (SHB 1339).	Mark Mullin	CR-101 public meeting anticipated.
458-20-135	2000	Extracting	To incorporate chapter 118, Laws of 2001 (SHB 1339).	Alan Lynn	Candidate for expedited adoption process.
458-20-151	1991	Dental labs	Updating per rule review.	Nicole Stewart	CR-101 public meeting anticipated.
458-20-153 458-20-154	1970 1970	Funeral directors Cemeteries	Updating per rule review.	Mark Mullin/ Sally Brooks	CR-101 public meeting anticipated.
458-20-155	1985	Information and computer services	Updating per rule review.	JoAnne Gordon	CR-101 public meeting possible.
458-20-165	1999	Laundry services	To incorporate chapter 186, Laws of 2001 (HB 1385).	JoAnne Gordon	CR-102 public hearing anticipated.

MISC.

Rule Number	Last Revised	Subject	Explanation	Assigned To	Status
458-20-178 458-20-17801	1986 NEW	Use tax Use tax exemptions	Updating per rule review.	JoAnne Gordon	Considering public comments. CR-102 public meeting anticipated.
458-20-17802	NEW	Use tax collected on motor vehicles by DOL/county assessors	To explain how the measure of tax is determined at the time of registration.	JoAnne Gordon	CR-102 public hearing held. Considering public comments.
458-20-183	1995	Amusement, recreation and physical fitness services	Petition and legislative changes.	Greg Potegal	CR-101 public meeting anticipated.
458-20-18801	1992	Prescription drugs	Updating per rule review.	Cindy Evans	Considering public comments. CR-102 public hearing possible.
458-20-189	1995	Sales to/by the state, counties, cities	Updating per rule review.	Pat Moses	Candidate for expedited adoption process.
458-20-190 458-20-191 458-20-99999	1983 1983	Sales to and by the federal government Federal reservations Appendix—The Buck Act	Updating per rule review. Information to be incorporated into Rule 190 and then repeal. Citation to the Buck Act to be incorporated into Rule 190 and then repeal.	Cindy Evans/ Chris Barnes	CR-102 public hearing anticipated.
458-20-193 458-20-193C	1991 1986	Inbound and outbound interstate sales of tangible personal property Imports and exports	Updating per rule review. May consolidate information into one rule.	Claire Hesselholt	CR-101 public meeting possible.
458-20-208	1970	Accommodation sales	To incorporate chapter 258, Laws of 2001 (HB 1119).	JoAnne Gordon	CR-101 public meeting anticipated.
458-20-229	1992	Refunds	Updating per rule review.	Pat Moses	CR-101 public meeting anticipated.
458-20-240	1988	Distressed area tax credits	Updating per rule review.	Cindy Evans	CR-102 public hearing scheduled for July 26th.
458-20-244	1988	Food products	Updating per rule review.	Cindy Evans/ Nettie VanHorn	CR-101 public meeting is possible.
458-20-260	1992	Oil spill response and administration tax	Updating per rule review.	Anne Solwick	CR-102 public hearing scheduled for July 30th.
458-29A-400	1999	Leasehold tax	To incorporate chapter 26, Laws of 2001 (HB 1055).	Mark Mullin	CR-101 public meeting anticipated.
458-30-200 458-30-275 458-30-285 458-30-295 458-30-300 458-30-305 458-30-310 458-30-315 458-30-325 458-30-350	1995	Withdrawal or removal from land classification	Updating per rule review and to incorporate chapters 249 and 305, Laws of 2001 (SSB 5702 and SHB 1450).	Kim Qually	CR-102 public hearing anticipated.
458-30-262	1999	Agricultural land valuation—Interest rate—Property tax component	Annual updating.	Kim Qually	Must be completed by January 1, 2002.
458-30-590	1999	Rates of inflation	Annual updating.	Kim Qually	Must be completed by January 1, 2002.

MISC.

Rule Number	Last Revised	Subject	Explanation	Assigned To	Status
458-30-7XX	NEW	Classified and designated forest land—Removal—Change in status—Compensating tax	To describe the procedures when forest land is removed from classification or designation and how compensating property taxes are calculated.	Ed Ratcliffe	CR-102 public hearing anticipated.
458-40-540	1999	Forest land values	Annual updating.	Ed Ratcliffe	Must be completed by January 1, 2002.
458-40-660	2000	Timber/forest tax stumpage values	Required semi-annually.	Ed Ratcliffe	Must be done before July 1 and January 1 each year.
458-61 WAC	Various	Real estate excise tax	Updating per rule review.	Alan Lynn	CR-101 public meeting anticipated.
458-New WAC	NEW	Access to public records	Updating information now provided in chapter 458-276 WAC into a new WAC chapter per rule review. Existing rules to be repealed.	JoAnne Gordon	CR-101 public meeting anticipated.

Claire Hesselholt
Policy Counsel
Rules Manager

WSR 01-14-074
AGENDA
DEPARTMENT OF LICENSING
[Filed July 3, 2001, 10:24 a.m.]

DEPARTMENT OF LICENSING
RULE MAKING AGENDA FOR RULES UNDER DEVELOPMENT
JULY 2001

CR-101	CR-102	PROGRAM	SUBJECT
97-11-002		Driver Responsibility	Procedural rules regarding the revocation and restoration of driving privileges of those forced to be an habitual traffic offender under chapter 46.65 RCW, including rules regarding the right to a hearing.
97-15-037		Vehicle Dealers	Change in vehicle dealer temporary permit requirements.
99-12-018		Master Licensing	Chapter 308-87 WAC, Limousine carrier businesses.
99-18-126		Title and Registration	Chapter 308-57 WAC, Motor vehicle excise tax.
99-18-130		Title and Registration	Chapter 308-93 WAC, Consent decree entered in *US vs. Washington,* Civ. No. 9213-Ph 1, Nov. 1994
99-18-010		Fuel Tax	Chapter 308-97 WAC, Trip permits.
00-01-042		Athletics	Boxing, chapter 36-12 WAC; Wrestling, chapter 36-13 WAC; Martial arts, chapter 36-14 WAC.
00-01-153	00-05-050	Title and Registration	Chapter 308-94 WAC, General provisions for registration of snowmobiles.
00-01-154	00-05-049	Title and Registration	Chapter 308-93 WAC, Vessel registration and certificates of title.
00-08-062		Fuel Tax	Chapter 308-77 WAC, Special fuel tax etc., to include but not limited to WAC 308-77-215.
00-08-063		Fuel Tax	Chapter 308-72 WAC, Motor vehicle fuel tax etc., to include but not limited to WAC 308-72-500, 308-72-665, 308-72-690, 308-72-700, and 308-72-710.

MISC.

CR-101	CR-102	PROGRAM	SUBJECT
00-08-064		Fuel Tax	Chapter 308-78 WAC, Aircraft fuel tax etc., to include but not limited to WAC 308-78-010.
00-08-067		Master Licensing	Chapter 308-300 WAC, Consolidated licensing system, specifically WAC 308-300-010 through 308-300-200.
00-10-029		Master Licensing	Chapter 308-320 WAC, Commercial telephone solicitation.
00-16-034	01-11-084	Title and Registration	Chapter 308-93 WAC, Vessel registration and certificate of title.
00-24-109		Title and Registration	Chapter 308-56A WAC, Certificate of title—Motor vehicles, etc., public disclosure, to include but not limited to WAC 308-56A-090 and 308-56A-095.
00-24-110		Title and Registration	Chapter 308-93 WAC, Vessel registration and certificate of title, vessel forms of ownership, to include but not limited to WAC 308-93-370, 308-93-380, 308-93-390, 308-93-400, 308-93-490, 308-93-500, 308-93-510, and 308-93-650.
00-24-111		Title and Registration	Chapter 308-93 WAC, Vessel registration and certificate of title, transfer of ownership when owner deceased, to include but not limited to WAC 308-93-520, 308-93-530, and 308-93-540.
00-24-112		Title and Registration	Chapter 308-93 WAC, Vessel registration and certificate of title, vessel title and registration enforcement measures, to include but not limited to WAC 308-93-250, 308-93-270, and 308-93-280.
00-24-113	01-13-060	Title and Registration	Chapter 308-96A WAC, Vehicle licenses, procedures for reporting and collecting parking ticket violations, to include but not limited to WAC 308-96A-345, 308-96A-350, 308-96A-355, and 308-96A-365.
00-24-114		Title and Registration	Chapter 308-96A WAC, Vehicle licenses, procedure for registration of farm vehicles, to include but not limited to WAC 308-96A-201, 308-96A-207, and 308-96A-208.
01-01-072	01-11-090	Title and Registration	Chapter 308-96A WAC, General provisions for registration of vehicles, to include but not limited to WAC 308-96A-005, 308-96A-015, 308-96A-021, 308-96A-026, 308-96A-180, 308-96A-260, 308-96A-295, and 308-96A-300.
01-01-088		Real Estate	Real estate license recognition agreements or reciprocal licensing of real estate licenses. Will amend WAC 308-124A-110.
01-01-089		Real Estate	Creation of a real estate license continuing education "core curriculum requirement" of three clock hours for each renewal period.
01-09-026	01-12-063	Landscape Architect	WAC 308-13-150 Landscape architect fees.
01-08-095		Real Estate	Remove reference to a Spokane Office from WAC 308-124B-050.
01-08-096		Real Estate	Adding to WAC 308-124H-061 Grounds for denial or withdrawal of course approval.
01-11-083		Title and Registration	Chapter 308-56A WAC, Certificates of title—Motor vehicles, to include but not limited to WAC 308-56A-150.
00-06-001	01-13-061	Title and Registration	WAC 308-97-230.
01-13-104		Athletics	Implement chapter 246, Laws of 2001.

Walt Fahrer
Rules Coordinator

MISC.

WSR 01-14-076
NOTICE OF PUBLIC MEETINGS
GAMBLING COMMISSION
[Memorandum—July 3, 2001]

The September, October and November 2001 public meetings of the Washington State Gambling Commission have been changed. The meeting dates have changed from Thursday/Friday meetings, to Wednesday/Thursday meetings. The updated commission meeting schedule is as follows:

Wednesday and Thursday
September 12 and 13, 2001
Shilo Inn
707 Ocean Shores Boulevard N.W.
Ocean Shores, WA 98569
(360) 289-4600

Wednesday and Thursday
October 10 and 11, 2001
West Coast Ridpath Hotel
201 West North Drive
Spokane, WA 99201
(509) 459-6100

Wednesday and Thursday
November 14 and 15, 2001
Meeting location currently unknown.
It is anticipated that the meeting will be held in Seattle. When the location is confirmed, notice will be published.

WSR 01-14-081
INTERPRETIVE OR POLICY STATEMENT
DEPARTMENT OF SOCIAL AND HEALTH SERVICES
[Filed July 3, 2001, 3:45 p.m.]

DESCRIPTION OF INTERPRETIVE OR POLICY STATEMENT

Document Title: CN-210 The DCS Criminal Justice Project.

Subject: Working with incarcerated and recently incarcerated noncustodial parents.

Effective Date: June 19, 2001.

Document Description: This notice informs Division of Child Support staff about how to work with incarcerated and recently incarcerated noncustodial parents.

To receive a copy of the interpretative or policy statement, contact Martha Dickens, Division of Child Support, P.O. Box 9162, Olympia, WA 98507-9162, phone (360) 664-5217, TDD (360) 753-9122, fax (360) 664-5209, e-mail mdickens@dshs.wa.gov.

June 14, 2001
Martha Dickens

WSR 01-14-082
OFFICE OF THE GOVERNOR
[Filed July 5, 2001, 10:03 a.m.]

NOTICE OF APPEAL
(RCW 34.05.330(3))

Pursuant to RCW 34.05.330(3), you are hereby notified for publication in the Washington State Register that:

On July 2, 2001, the Governor received an appeal to the denial by the Washington Fish and Wildlife Commission to amend WAC 220-95-027, relating to Puget Sound Salmon License Economic Adjustment Assistance Program, filed by Doug Selivanoff.

DATED: July 3, 2001

Barbara Goody
for Everett H. Billingslea
General Counsel to the Governor

WSR 01-14-083
NOTICE OF PUBLIC MEETINGS
PIERCE COLLEGE
[Memorandum—July 5, 2001]

SPECIAL BOARD MEETING

JULY 9, 2001
11:30 AM

Pierce College Fort Steilacoom
Cascade Board Room
9401 Farwest Drive S.W.
Lakewood WA 98498

The board of trustees of Community College District Number 11 (Pierce College) will convene a SPECIAL BOARD MEETING on Monday, July 9, 2001, at 11:30 a.m.

The board may move into executive session to discuss the performance of a public employee. No final action will be taken during this executive session.

The next regular board meeting of the board of trustees of Pierce College will take place on Wednesday, July 11, 2001, at 12:30 p.m. at Pierce College Puyallup, 1601 39th Avenue S.E., Puyallup, WA 98374.

MISC.

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 #
3- 20-100	NEW-P	01-05-034
3- 20-100	NEW	01-11-035
4- 25	PREP	01-11-076
4- 25-410	AMD-P	01-07-033
4- 25-410	AMD	01-11-124
4- 25-520	AMD-P	01-07-034
4- 25-520	AMD	01-11-125
4- 25-521	AMD-P	01-07-035
4- 25-521	AMD	01-11-126
4- 25-600	AMD-P	01-07-036
4- 25-600	AMD-W	01-11-123
4- 25-610	AMD-P	01-07-037
4- 25-610	AMD-W	01-11-123
4- 25-620	REP-P	01-07-037
4- 25-620	REP-W	01-11-123
4- 25-622	AMD-P	01-07-038
4- 25-622	AMD-W	01-11-123
4- 25-626	AMD	01-03-012
4- 25-630	REP-P	01-07-037
4- 25-630	REP-W	01-11-123
4- 25-631	PREP	01-06-002
4- 25-640	AMD-P	01-07-039
4- 25-640	AMD-W	01-11-123
4- 25-650	AMD-P	01-07-040
4- 25-650	AMD-W	01-11-123
4- 25-720	AMD-P	01-07-041
4- 25-721	AMD-P	01-07-042
4- 25-721	AMD	01-11-127
4- 25-722	REP-P	01-07-043
4- 25-722	REP-W	01-11-123
4- 25-722	REP	01-11-128
4- 25-730	AMD	01-03-011
16-143	PREP	01-08-100
16-143	AMD-C	01-14-034
16-143-005	NEW	01-03-049
16-143-005	REP-P	01-11-144
16-143-010	REP-P	01-11-144
16-143-020	REP-P	01-11-144
16-143-030	REP-P	01-11-144
16-143-040	REP-P	01-11-144
16-143-050	REP-P	01-11-144
16-143-060	REP-P	01-11-144
16-143-070	REP-P	01-11-144
16-143-080	REP-P	01-11-144
16-143-090	REP-P	01-11-144
16-143-100	REP-P	01-11-144
16-143-110	REP-P	01-11-144
16-154	PREP	01-14-023
16-156	AMD-P	01-12-100
16-156	PREP	01-14-023
16-156-004	AMD-P	01-12-100
16-156-030	AMD-P	01-12-100
16-156-035	AMD-P	01-12-100
16-156-050	AMD-P	01-12-100
16-156-060	AMD-P	01-12-100
16-156-070	NEW-P	01-12-100
16-158	PREP	01-14-023
16-160	PREP	01-14-023
16-162	PREP	01-14-023
16-164	PREP	01-14-023
16-202	AMD-C	01-11-130
16-202	AMD-C	01-13-062
16-202-1000	REP-P	01-06-052
16-202-1001	NEW-P	01-06-052
16-202-1002	NEW-P	01-06-052
16-202-1003	NEW-P	01-06-052
16-202-1004	NEW-P	01-06-052
16-202-1006	NEW-P	01-06-052
16-202-1007	NEW-P	01-06-052
16-202-1008	NEW-P	01-06-052
16-202-1009	NEW-P	01-06-052
16-202-1010	NEW-P	01-06-052
16-202-1011	NEW-P	01-06-052
16-202-1012	NEW-P	01-06-052
16-202-1013	NEW-P	01-06-052
16-202-1014	NEW-P	01-06-052
16-202-1015	NEW-P	01-06-052
16-202-1016	NEW-P	01-06-052
16-202-1017	NEW-P	01-06-052
16-202-1018	NEW-P	01-06-052
16-202-1019	NEW-P	01-06-052
16-202-1020	NEW-P	01-06-052
16-202-1021	NEW-P	01-06-052
16-202-1022	NEW-P	01-06-052
16-202-1023	NEW-P	01-06-052
16-202-1024	NEW-P	01-06-052
16-202-1025	NEW-P	01-06-052
16-202-2000	REP-P	01-06-053
16-202-2001	NEW-P	01-06-053
16-202-2001	NEW	01-13-063
16-202-2002	NEW-P	01-06-053
16-202-2003	NEW-P	01-06-053
16-202-2004	NEW-P	01-06-053
16-202-2004	NEW	01-13-063
16-202-2005	NEW-P	01-06-053
16-202-2006	NEW-P	01-06-053
16-202-2007	NEW-P	01-06-053
16-202-2007	NEW	01-13-063
16-202-2008	NEW-P	01-06-053
16-202-2008	NEW	01-13-063
16-202-2009	NEW-P	01-06-053
16-202-2009	NEW	01-13-063
16-202-2010	NEW-P	01-06-053
16-202-2010	NEW	01-13-063
16-202-2011	NEW-P	01-06-053
16-202-2011	NEW	01-13-063
16-202-2012	NEW-P	01-06-053
16-202-2012	NEW	01-13-063
16-202-2013	NEW-P	01-06-053
16-202-2013	NEW	01-13-063
16-202-2014	NEW-P	01-06-053
16-202-2014	NEW	01-13-063
16-202-2015	NEW-P	01-06-053
16-202-2015	NEW	01-13-063
16-202-2016	NEW-P	01-06-053
16-202-2016	NEW	01-13-063
16-202-2017	NEW-P	01-06-053
16-202-2017	NEW	01-13-063
16-202-2018	NEW-P	01-06-053
16-202-2018	NEW	01-13-063

TABLE

WAC #	ACTION	WSR #
16-202-2019	NEW-P	01-06-053
16-202-2019	NEW	01-13-063
16-202-2020	NEW-P	01-06-053
16-202-2020	NEW	01-13-063
16-202-2021	NEW-P	01-06-053
16-202-2021	NEW	01-13-063
16-228	PREP	01-08-054
16-228-1155	NEW-W	01-02-080
16-228-2000	PREP	01-06-021
16-228-2020	PREP	01-06-021
16-228-2030	PREP	01-06-021
16-228-2040	PREP	01-06-021
16-238-010	NEW-E	01-05-003
16-238-010	NEW-P	01-09-075
16-238-010	NEW	01-12-021
16-238-010	NEW-E	01-13-001
16-238-020	NEW-E	01-05-003
16-238-020	NEW-P	01-09-075
16-238-020	NEW	01-12-021
16-238-020	NEW-E	01-13-001
16-238-030	NEW-E	01-05-003
16-238-030	NEW-P	01-09-075
16-238-030	NEW	01-12-021
16-238-030	NEW-E	01-13-001
16-238-060	NEW-E	01-05-003
16-238-060	NEW-P	01-09-075
16-238-060	NEW	01-12-021
16-238-060	NEW-E	01-13-001
16-238-070	NEW-E	01-05-003
16-238-070	NEW-P	01-09-075
16-238-070	NEW	01-12-021
16-238-070	NEW-E	01-13-001
16-238-080	NEW-E	01-05-003
16-238-080	NEW-E	01-13-001
16-238-082	NEW-E	01-05-003
16-238-082	NEW-P	01-09-075
16-238-082	NEW	01-12-021
16-238-082	NEW-E	01-13-001
16-238-090	NEW-E	01-05-003
16-238-090	NEW-P	01-09-075
16-238-090	NEW	01-12-021
16-238-090	NEW-E	01-13-001
16-238-100	NEW-E	01-05-003
16-238-100	NEW-P	01-09-075
16-238-100	NEW	01-12-021
16-238-100	NEW-E	01-13-001
16-238-110	NEW-E	01-05-003
16-238-110	NEW-P	01-09-075
16-238-110	NEW	01-12-021
16-238-110	NEW-E	01-13-001
16-321	PREP	01-06-019
16-328	PREP	01-03-140
16-328-010	AMD-P	01-07-098
16-328-010	AMD	01-11-032
16-328-011	NEW-P	01-07-098
16-328-011	NEW	01-11-032
16-333	PREP	01-03-139
16-333-040	AMD-P	01-07-097
16-333-040	AMD	01-11-030
16-333-041	NEW-P	01-07-097
16-333-041	NEW	01-11-030
16-333-045	AMD-P	01-07-097
16-333-045	AMD	01-11-030
16-333-085	AMD-P	01-07-097
16-333-085	AMD	01-11-030
16-400	PREP	01-11-122
16-400-040	AMD-P	01-07-095
16-400-040	AMD	01-11-086
16-400-100	AMD-P	01-07-095
16-400-100	AMD	01-11-086
16-400-210	AMD-P	01-07-095
16-400-210	AMD	01-11-086
16-401	PREP	01-02-101
16-401-021	AMD-P	01-07-099
16-401-021	AMD	01-11-031
16-401-026	AMD-P	01-07-099
16-401-026	AMD	01-11-031
16-401-027	NEW-P	01-07-099
16-401-027	NEW	01-11-031
16-401-031	AMD-P	01-07-099
16-401-031	AMD	01-11-031
16-401-032	NEW-P	01-07-099
16-401-032	NEW	01-11-031
16-401-041	AMD-P	01-07-099
16-401-041	AMD	01-11-031
16-403	PREP	01-03-133
16-403	PREP	01-04-093
16-403	AMD	01-12-079
16-403-141	AMD-P	01-08-068
16-403-141	AMD	01-12-079
16-403-143	AMD-P	01-08-068
16-403-143	AMD	01-12-079
16-403-220	AMD-P	01-08-068
16-403-220	AMD	01-12-079
16-470	PREP	01-02-100
16-470-010	AMD-P	01-11-145
16-470-010	AMD	01-14-075
16-470-100	REP-P	01-11-145
16-470-100	REP	01-14-075
16-470-101	NEW-P	01-11-145
16-470-101	NEW	01-14-075
16-470-103	NEW-P	01-11-145
16-470-103	NEW	01-14-075
16-470-105	NEW-P	01-11-145
16-470-105	NEW	01-14-075
16-470-108	NEW-P	01-11-145
16-470-108	NEW	01-14-075
16-470-110	REP-P	01-11-145
16-470-110	REP	01-14-075
16-470-111	NEW-P	01-11-145
16-470-111	NEW	01-14-075
16-470-113	NEW-P	01-11-145
16-470-113	NEW	01-14-075
16-470-115	NEW-P	01-11-145
16-470-115	NEW	01-14-075
16-470-118	NEW-P	01-11-145
16-470-118	NEW	01-14-075
16-470-120	REP-P	01-11-145
16-470-120	REP	01-14-075
16-470-122	NEW-P	01-11-145
16-470-122	NEW	01-14-075
16-470-125	NEW-P	01-11-145
16-470-125	NEW	01-14-075
16-470-127	NEW-P	01-11-145
16-470-127	NEW	01-14-075
16-470-130	AMD-P	01-11-145
16-470-130	AMD	01-14-075
16-470-911	AMD-P	01-07-096
16-470-911	AMD	01-11-033
16-470-912	NEW-P	01-07-096
16-470-912	NEW	01-11-033
16-470-916	AMD-P	01-07-096
16-470-916	AMD	01-11-033
16-470-917	NEW-P	01-07-096
16-470-917	NEW	01-11-033
16-470-921	AMD-P	01-07-096
16-470-921	AMD	01-11-033
16-516-100	NEW-P	01-04-088
16-516-100	NEW	01-09-028
16-516-170	NEW-P	01-04-088
16-516-170	NEW	01-09-028
16-550-040	AMD	01-05-047
16-555-020	AMD-P	01-05-132
16-557-020	AMD-P	01-02-094
16-557-020	AMD	01-10-087
16-602	PREP	01-04-008
16-602-005	REP-P	01-08-087
16-602-005	REP	01-11-146
16-602-010	REP-P	01-08-087
16-602-010	REP	01-11-146
16-602-020	REP-P	01-08-087
16-602-020	REP	01-11-146
16-602-025	AMD-P	01-08-087
16-602-025	AMD	01-11-146
16-602-026	AMD-P	01-08-087
16-602-026	AMD	01-11-146
16-602-027	REP-P	01-08-087
16-602-027	REP	01-11-146
16-602-030	REP-P	01-08-087
16-602-030	REP	01-11-146
16-602-040	REP-P	01-08-087
16-602-040	REP	01-11-146
16-602-045	REP-P	01-08-087
16-602-045	REP	01-11-146
16-602-050	AMD-P	01-08-087
16-602-050	AMD	01-11-146
16-662-105	AMD-P	01-11-045
16-662-110	AMD-P	01-11-045
16-750	PREP	01-12-078
51-04-040	PREP	01-11-072
51-11-0101	AMD	01-03-010
51-11-0201	AMD	01-03-010
51-11-0502	AMD	01-03-010
51-11-0503	AMD	01-03-010
51-11-0504	AMD	01-03-010
51-11-0505	AMD	01-03-010
51-11-0530	AMD	01-03-010
51-11-0601	AMD	01-03-010
51-11-0602	AMD-W	01-07-073
51-11-0604	AMD	01-03-010
51-11-0605	AMD	01-03-010
51-11-0625	AMD	01-03-010
51-11-0626	AMD	01-03-010
51-11-0627	AMD	01-03-010
51-11-0628	AMD	01-03-010
51-11-0630	AMD	01-03-010

TABLE

WAC #	ACTION	WSR #
51-11-0701	AMD	01-03-010
51-11-1001	AMD	01-03-010
51-11-1002	AMD	01-03-010
51-11-1003	AMD	01-03-010
51-11-1004	AMD	01-03-010
51-11-1005	AMD	01-03-010
51-11-1006	AMD	01-03-010
51-11-1007	AMD	01-03-010
51-11-1008	AMD	01-03-010
51-11-1009	AMD	01-03-010
51-11-1132	AMD	01-03-010
51-11-1201	REP	01-03-010
51-11-1210	REP	01-03-010
51-11-1312	AMD	01-03-010
51-11-1313	AMD	01-03-010
51-11-1322	AMD	01-03-010
51-11-1323	AMD	01-03-010
51-11-1331	AMD	01-03-010
51-11-1334	AMD	01-03-010
51-11-1401	AMD-W	01-07-073
51-11-1410	AMD	01-03-010
51-11-1411	AMD	01-03-010
51-11-1412	AMD	01-03-010
51-11-1414	AMD	01-03-010
51-11-1415	AMD	01-03-010
51-11-1416	NEW	01-03-010
51-11-1423	AMD	01-03-010
51-11-1433	AMD	01-03-010
51-11-1435	AMD	01-03-010
51-11-1438	AMD	01-03-010
51-11-1439	NEW	01-03-010
51-11-1443	NEW	01-03-010
51-11-1454	AMD	01-03-010
51-11-1512	AMD	01-03-010
51-11-1513	AMD	01-03-010
51-11-1521	AMD	01-03-010
51-11-1530	AMD	01-03-010
51-11-1531	AMD	01-03-010
51-11-1532	AMD	01-03-010
51-11-1701	REP	01-03-010
51-11-2000	REP	01-03-010
51-11-2001	REP	01-03-010
51-11-2002	REP	01-03-010
51-11-2003	REP	01-03-010
51-11-2004	REP	01-03-010
51-11-2005	REP	01-03-010
51-11-2007	REP	01-03-010
51-11-2008	REP	01-03-010
51-11-2009	REP	01-03-010
51-11-99902	AMD	01-03-010
51-11-99903	AMD	01-03-010
51-11-99904	AMD	01-03-010
51-13-101	AMD	01-02-099
51-13-301	AMD	01-02-099
51-13-302	AMD	01-02-099
51-13-303	AMD	01-02-099
51-13-304	AMD	01-02-099
51-13-503	AMD	01-02-099
51-40-0200	AMD	01-02-095
51-40-0310	AMD	01-02-095
51-40-0313	AMD	01-02-095
51-40-0403	AMD-W	01-05-028
51-40-0804	AMD-W	01-05-028
51-40-0902	AMD	01-02-095
51-40-1003	AMD	01-02-095
51-40-1004	AMD	01-02-095
51-40-1103	AMD-W	01-05-028
51-40-1104	AMD	01-02-095
51-40-1105	AMD	01-02-095
51-40-1106	AMD	01-02-095
51-40-1202	NEW	01-02-095
51-40-1203	AMD	01-02-095
51-40-1505	NEW-W	01-05-028
51-40-1600	NEW-W	01-05-028
51-40-1616	AMD-W	01-05-028
51-40-1700	NEW-W	01-05-028
51-40-1800	NEW-W	01-05-028
51-40-1900	NEW-W	01-05-028
51-40-2000	NEW-W	01-05-028
51-40-2100	NEW-W	01-05-028
51-40-2106	NEW-W	01-05-028
51-40-2200	NEW-W	01-05-028
51-40-2300	NEW-W	01-05-028
51-40-2900	AMD	01-02-095
51-40-2929	AMD-W	01-05-028
51-40-3102	AMD	01-02-095
51-40-31200	AMD	01-02-095
51-42-0405	NEW	01-02-098
51-42-1101	AMD-W	01-05-030
51-42-1103	AMD	01-02-098
51-42-1105	AMD	01-02-098
51-42-1109	NEW	01-02-098
51-42-1110	NEW	01-02-098
51-42-1111	NEW	01-02-098
51-42-1112	NEW	01-02-098
51-42-1113	NEW	01-02-098
51-42-1114	NEW	01-02-098
51-42-1115	NEW	01-02-098
51-42-1116	NEW	01-02-098
51-42-1117	NEW	01-02-098
51-42-1118	NEW	01-02-098
51-42-1119	NEW	01-02-098
51-42-1120	NEW	01-02-098
51-42-1121	NEW	01-02-098
51-42-1122	NEW	01-02-098
51-42-1123	NEW	01-02-098
51-42-1124	NEW	01-02-098
51-42-1126	NEW	01-02-098
51-42-1301	NEW	01-02-098
51-44-0103	AMD	01-02-096
51-44-0105	NEW	01-02-096
51-44-0200	AMD	01-02-096
51-44-1007	AMD	01-02-096
51-44-1102	NEW	01-02-096
51-44-1109	AMD	01-02-096
51-44-2500	AMD	01-02-096
51-44-5200	AMD	01-02-096
51-44-6100	AMD-W	01-05-031
51-44-6300	AMD-W	01-05-031
51-44-7900	AMD	01-02-096
51-44-8000	AMD-W	01-05-031
51-44-8102	NEW-S	01-05-031
51-45-10100	NEW-W	01-05-031
51-46-001	REP-W	01-05-029
51-46-002	REP-W	01-05-029
51-46-003	REP-W	01-05-029
51-46-007	REP-W	01-05-029
51-46-008	REP-W	01-05-029
51-46-0100	REP-W	01-05-029
51-46-0101	REP-W	01-05-029
51-46-0102	REP-W	01-05-029
51-46-0103	REP-W	01-05-029
51-46-0200	AMD	01-02-097
51-46-0205	REP-W	01-05-029
51-46-0215	REP-W	01-05-029
51-46-0218	REP-W	01-05-029
51-46-0300	REP-W	01-05-029
51-46-0301	REP-W	01-05-029
51-46-0310	REP-W	01-05-029
51-46-0311	REP-W	01-05-029
51-46-0313	REP-W	01-05-029
51-46-0314	REP-W	01-05-029
51-46-0316	REP-W	01-05-029
51-46-0392	REP-W	01-05-029
51-46-0400	REP-W	01-05-029
51-46-0402	REP-W	01-05-029
51-46-0412	REP-W	01-05-029
51-46-0413	REP-W	01-05-029
51-46-0500	REP-W	01-05-029
51-46-0501	REP-W	01-05-029
51-46-0502	REP-W	01-05-029
51-46-0505	REP-W	01-05-029
51-46-0507	REP-W	01-05-029
51-46-0509	REP-W	01-05-029
51-46-0512	REP-W	01-05-029
51-46-0513	REP-W	01-05-029
51-46-0514	REP-W	01-05-029
51-46-0515	REP-W	01-05-029
51-46-0516	REP-W	01-05-029
51-46-0517	REP-W	01-05-029
51-46-0518	REP-W	01-05-029
51-46-0519	REP-W	01-05-029
51-46-0520	REP-W	01-05-029
51-46-0521	REP-W	01-05-029
51-46-0522	REP-W	01-05-029
51-46-0523	REP-W	01-05-029
51-46-0524	REP-W	01-05-029
51-46-0525	REP-W	01-05-029
51-46-0600	REP-W	01-05-029
51-46-0603	AMD	01-02-097
51-46-0604	REP-W	01-05-029
51-46-0608	REP-W	01-05-029
51-46-0609	REP-W	01-05-029
51-46-0610	REP-W	01-05-029
51-46-0700	REP-W	01-05-029
51-46-0701	REP-W	01-05-029
51-46-0704	REP-W	01-05-029
51-46-0710	REP-W	01-05-029
51-46-0713	REP-W	01-05-029
51-46-0793	REP-W	01-05-029
51-46-0800	REP-W	01-05-029
51-46-0810	REP-W	01-05-029
51-46-0814	REP-W	01-05-029
51-46-0815	REP-W	01-05-029
51-46-0900	REP-W	01-05-029
51-46-0903	REP-W	01-05-029

WAC #	ACTION	WSR #
51-46-1000	REP-W	01-05-029
51-46-1003	REP-W	01-05-029
51-46-1012	REP-W	01-05-029
51-46-1300	REP-W	01-05-029
51-46-1301	REP-W	01-05-029
51-46-1302	REP-W	01-05-029
51-46-1303	REP-W	01-05-029
51-46-1304	REP-W	01-05-029
51-46-1305	REP-W	01-05-029
51-46-1400	REP-W	01-05-029
51-46-1401	REP-W	01-05-029
51-46-1491	REP-W	01-05-029
51-46-97120	REP-W	01-05-029
51-46-97121	REP-W	01-05-029
51-46-97122	REP-W	01-05-029
51-46-97123	REP-W	01-05-029
51-46-97124	REP-W	01-05-029
51-46-97125	REP-W	01-05-029
51-46-97126	REP-W	01-05-029
51-46-97127	REP-W	01-05-029
51-46-97128	REP-W	01-05-029
51-46-97129	REP-W	01-05-029
51-47-001	REP-W	01-05-029
51-47-002	REP-W	01-05-029
51-47-003	REP-W	01-05-029
51-47-007	REP-W	01-05-029
51-47-008	REP-W	01-05-029
51-56-001	NEW-W	01-05-029
51-56-002	NEW-W	01-05-029
51-56-003	NEW-W	01-05-029
51-56-007	NEW-W	01-05-029
51-56-008	NEW-W	01-05-029
51-56-0100	NEW-W	01-05-029
51-56-0200	NEW-W	01-05-029
51-56-0300	NEW-W	01-05-029
51-56-0400	NEW-W	01-05-029
51-56-0500	NEW-W	01-05-029
51-56-0600	NEW-W	01-05-029
51-56-0700	NEW-W	01-05-029
51-56-0800	NEW-W	01-05-029
51-56-0900	NEW-W	01-05-029
51-56-1300	NEW-W	01-05-029
51-56-1400	NEW-W	01-05-029
51-56-1500	NEW-W	01-05-029
51-56-201300	NEW-W	01-05-029
51-57-001	NEW-W	01-05-029
51-57-002	NEW-W	01-05-029
51-57-003	NEW-W	01-05-029
51-57-007	NEW-W	01-05-029
51-57-008	NEW-W	01-05-029
51-57-790000	NEW-W	01-05-029
51-57-895000	NEW-W	01-05-029
67-25-460	NEW-P	01-14-064
67-25-470	NEW-P	01-14-064
67-25-480	NEW-P	01-14-064
72-120-100	AMD-P	01-09-057
72-120-200	AMD-P	01-09-057
72-120-220	AMD-P	01-09-057
72-120-225	AMD-P	01-09-057
72-120-230	AMD-P	01-09-057
72-120-234	AMD-P	01-09-057
72-120-236	AMD-P	01-09-057
72-120-300	NEW-P	01-09-057
72-120-301	NEW-P	01-09-057
72-120-302	NEW-P	01-09-057
72-120-303	NEW-P	01-09-057
72-120-304	NEW-P	01-09-057
72-120-305	NEW-P	01-09-057
72-120-306	NEW-P	01-09-057
72-120-307	NEW-P	01-09-057
72-120-308	NEW-P	01-09-057
72-120-309	NEW-P	01-09-057
72-120-310	NEW-P	01-09-057
72-120-311	NEW-P	01-09-057
72-120-312	NEW-P	01-09-057
72-120-313	NEW-P	01-09-057
72-120-314	NEW-P	01-09-057
72-171-001	AMD-P	01-09-019
72-171-010	AMD-P	01-09-019
72-171-015	AMD-P	01-09-019
72-171-016	AMD-P	01-09-019
72-171-100	REP-P	01-09-019
72-171-110	AMD-P	01-09-019
72-171-120	AMD-P	01-09-019
72-171-130	REP-P	01-09-019
72-171-131	NEW-P	01-09-019
72-171-140	AMD-P	01-09-019
72-171-150	AMD-P	01-09-019
72-171-200	REP-P	01-09-019
72-171-210	AMD-P	01-09-019
72-171-220	AMD-P	01-09-019
72-171-230	AMD-P	01-09-019
72-171-240	AMD-P	01-09-019
72-171-242	NEW-P	01-09-019
72-171-244	NEW-P	01-09-019
72-171-400	REP-P	01-09-019
72-171-410	AMD-P	01-09-019
72-171-420	REP-P	01-09-019
72-171-430	REP-P	01-09-019
72-171-500	AMD-P	01-09-019
72-171-510	AMD-P	01-09-019
72-171-512	NEW-P	01-09-019
72-171-514	NEW-P	01-09-019
72-171-550	NEW-P	01-09-019
72-171-600	REP-P	01-09-019
72-171-601	NEW-P	01-09-019
72-171-605	NEW-P	01-09-019
72-171-610	REP-P	01-09-019
72-171-620	REP-P	01-09-019
72-171-630	REP-P	01-09-019
72-171-640	REP-P	01-09-019
72-171-650	AMD-P	01-09-019
72-171-700	REP-P	01-09-019
72-171-710	NEW-P	01-09-019
72-171-710	NEW-W	01-10-018
82-50-021	AMD-P	01-09-085
82-50-021	AMD	01-12-007
118-68-010	NEW	01-09-045
118-68-020	NEW	01-09-045
118-68-030	NEW	01-09-045
118-68-040	NEW	01-09-045
118-68-050	NEW	01-09-045
118-68-060	NEW	01-09-045
118-68-070	NEW	01-09-045
118-68-080	NEW	01-09-045
118-68-090	NEW	01-09-045
131	PREP	01-09-061
131-28-025	AMD-E	01-14-017
132A-120-011	AMD-P	01-03-116
132A-120-011	AMD	01-08-071
132A-120-021	AMD-P	01-03-116
132A-120-021	AMD	01-08-071
132G-120-010	AMD-P	01-08-082
132G-120-010	AMD	01-13-065
132G-120-015	NEW-P	01-08-082
132G-120-015	NEW	01-13-065
132G-120-020	REP-P	01-08-082
132G-120-020	REP	01-13-065
132G-120-030	AMD-P	01-08-082
132G-120-030	AMD	01-13-065
132G-120-040	AMD-P	01-08-082
132G-120-040	AMD	01-13-065
132G-120-060	AMD-P	01-08-082
132G-120-060	AMD	01-13-065
132G-120-061	AMD-P	01-08-082
132G-120-061	AMD	01-13-065
132G-120-062	AMD-P	01-08-082
132G-120-062	AMD	01-13-065
132G-120-063	AMD-P	01-08-082
132G-120-063	AMD	01-13-065
132G-120-064	AMD-P	01-08-082
132G-120-064	AMD	01-13-065
132G-120-065	AMD-P	01-08-082
132G-120-065	AMD	01-13-065
132G-120-070	AMD-P	01-08-082
132G-120-070	AMD	01-13-065
132G-120-080	AMD-P	01-08-082
132G-120-080	AMD	01-13-065
132G-120-090	AMD-P	01-08-082
132G-120-090	AMD	01-13-065
132G-120-100	AMD-P	01-08-082
132G-120-100	AMD	01-13-065
132G-120-110	AMD-P	01-08-082
132G-120-110	AMD	01-13-065
132G-120-120	REP-P	01-08-082
132G-120-120	REP	01-13-065
132G-120-130	AMD-P	01-08-082
132G-120-130	AMD	01-13-065
132G-120-140	AMD-P	01-08-082
132G-120-140	AMD	01-13-065
132K-122-020	PREP	01-03-125
132K-122-020	AMD-P	01-07-062
132K-122-020	AMD	01-11-068
132K-122-100	PREP	01-03-126
132K-122-100	AMD-P	01-07-061
132K-122-100	AMD	01-11-067
132W-104	PREP	01-03-103
132W-104-010	REP-P	01-04-004
132W-104-010	REP	01-07-059
132W-104-020	REP-P	01-04-004
132W-104-020	REP	01-07-059
132W-104-030	REP-P	01-04-004
132W-104-030	REP	01-07-059
132W-104-040	REP-P	01-04-004
132W-104-040	REP	01-07-059
132W-104-050	REP-P	01-04-004

WAC #	ACTION	WSR #
132W-104-050	REP	01-07-059
132W-104-060	REP-P	01-04-004
132W-104-060	REP	01-07-059
132W-104-070	REP-P	01-04-004
132W-104-070	REP	01-07-059
132W-104-080	REP-P	01-04-004
132W-104-080	REP	01-07-059
132W-104-090	REP-P	01-04-004
132W-104-090	REP	01-07-059
132W-104-100	REP-P	01-04-004
132W-104-100	REP	01-07-059
132W-104-110	REP-P	01-04-004
132W-104-110	REP	01-07-059
132W-104-111	REP-P	01-04-004
132W-104-111	REP	01-07-059
132W-104-120	REP-P	01-04-004
132W-104-120	REP	01-07-059
132W-104-130	REP-P	01-04-004
132W-104-130	REP	01-07-059
132W-105-010	NEW-P	01-07-058
132W-105-010	NEW	01-12-015
132W-105-020	NEW-P	01-07-058
132W-105-020	NEW	01-12-015
132W-105-030	NEW-P	01-07-058
132W-105-030	NEW	01-12-015
132W-105-040	NEW-P	01-07-058
132W-105-040	NEW	01-12-015
132W-105-050	NEW-P	01-07-058
132W-105-050	NEW	01-12-015
132W-105-060	NEW-P	01-07-058
132W-105-060	NEW	01-12-015
132W-105-070	NEW-P	01-07-058
132W-105-070	NEW	01-12-015
132W-105-080	NEW-P	01-07-058
132W-105-080	NEW	01-12-015
132W-108	PREP	01-03-103
132W-108-001	REP-P	01-04-004
132W-108-001	REP	01-07-059
132W-108-005	REP-P	01-04-004
132W-108-005	REP	01-07-059
132W-108-010	REP-P	01-04-004
132W-108-010	REP	01-07-059
132W-108-080	REP-P	01-04-004
132W-108-080	REP	01-07-059
132W-108-090	REP-P	01-04-004
132W-108-090	REP	01-07-059
132W-108-100	REP-P	01-04-004
132W-108-100	REP	01-07-059
132W-108-110	REP-P	01-04-004
132W-108-110	REP	01-07-059
132W-108-120	REP-P	01-04-004
132W-108-120	REP	01-07-059
132W-108-130	REP-P	01-04-004
132W-108-130	REP	01-07-059
132W-108-140	REP-P	01-04-004
132W-108-140	REP	01-07-059
132W-108-230	REP-P	01-04-004
132W-108-230	REP	01-07-059
132W-108-240	REP-P	01-04-004
132W-108-240	REP	01-07-059
132W-108-250	REP-P	01-04-004
132W-108-250	REP	01-07-059
132W-108-260	REP-P	01-04-004
132W-108-260	REP	01-07-059
132W-108-270	REP-P	01-04-004
132W-108-270	REP	01-07-059
132W-108-280	REP-P	01-04-004
132W-108-280	REP	01-07-059
132W-108-290	REP-P	01-04-004
132W-108-290	REP	01-07-059
132W-108-300	REP-P	01-04-004
132W-108-300	REP	01-07-059
132W-108-310	REP-P	01-04-004
132W-108-310	REP	01-07-059
132W-108-320	REP-P	01-04-004
132W-108-320	REP	01-07-059
132W-108-330	REP-P	01-04-004
132W-108-330	REP	01-07-059
132W-108-340	REP-P	01-04-004
132W-108-340	REP	01-07-059
132W-108-350	REP-P	01-04-004
132W-108-350	REP	01-07-059
132W-108-360	REP-P	01-04-004
132W-108-360	REP	01-07-059
132W-108-400	REP-P	01-04-004
132W-108-400	REP	01-07-059
132W-108-410	REP-P	01-04-004
132W-108-410	REP	01-07-059
132W-108-420	REP-P	01-04-004
132W-108-420	REP	01-07-059
132W-108-430	REP-P	01-04-004
132W-108-430	REP	01-07-059
132W-108-440	REP-P	01-04-004
132W-108-440	REP	01-07-059
132W-108-450	REP-P	01-04-004
132W-108-450	REP	01-07-059
132W-108-460	REP-P	01-04-004
132W-108-460	REP	01-07-059
132W-108-470	REP-P	01-04-004
132W-108-470	REP	01-07-059
132W-108-480	REP-P	01-04-004
132W-108-480	REP	01-07-059
132W-109-010	NEW-P	01-07-058
132W-109-010	NEW	01-12-015
132W-109-020	NEW-P	01-07-058
132W-109-020	NEW	01-12-015
132W-109-030	NEW-P	01-07-058
132W-109-030	NEW	01-12-015
132W-109-040	NEW-P	01-07-058
132W-109-040	NEW	01-12-015
132W-109-050	NEW-P	01-07-058
132W-109-050	NEW	01-12-015
132W-109-060	NEW-P	01-07-058
132W-109-060	NEW	01-12-015
132W-109-070	NEW-P	01-07-058
132W-109-070	NEW	01-12-015
132W-109-085	NEW-P	01-07-058
132W-109-085	NEW	01-12-015
132W-112	PREP	01-03-103
132W-112-001	NEW-P	01-07-058
132W-112-001	NEW	01-12-015
132W-112-010	NEW-P	01-07-058
132W-112-010	NEW	01-12-015
132W-112-020	NEW-P	01-07-058
132W-112-020	NEW	01-12-015
132W-112-030	NEW-P	01-07-058
132W-112-030	NEW	01-12-015
132W-112-040	NEW-P	01-07-058
132W-112-040	NEW	01-12-015
132W-112-050	NEW-P	01-07-058
132W-112-050	NEW	01-12-015
132W-112-060	NEW-P	01-07-058
132W-112-060	NEW	01-12-015
132W-112-070	NEW-P	01-07-058
132W-112-070	NEW	01-12-015
132W-112-080	NEW-P	01-07-058
132W-112-080	NEW	01-12-015
132W-112-090	NEW-P	01-07-058
132W-112-090	NEW	01-12-015
132W-112-100	NEW-P	01-07-058
132W-112-100	NEW	01-12-015
132W-112-110	NEW-P	01-07-058
132W-112-110	NEW	01-12-015
132W-112-120	NEW-P	01-07-058
132W-112-120	NEW	01-12-015
132W-112-130	NEW-P	01-07-058
132W-112-130	NEW	01-12-015
132W-112-140	NEW-P	01-07-058
132W-112-140	NEW	01-12-015
132W-115	PREP	01-03-103
132W-115-010	NEW-P	01-07-058
132W-115-010	NEW	01-12-015
132W-115-020	NEW-P	01-07-058
132W-115-020	NEW	01-12-015
132W-115-030	NEW-P	01-07-058
132W-115-030	NEW	01-12-015
132W-115-040	NEW-P	01-07-058
132W-115-040	NEW	01-12-015
132W-115-050	NEW-P	01-07-058
132W-115-050	NEW	01-12-015
132W-115-060	NEW-P	01-07-058
132W-115-060	NEW	01-12-015
132W-115-070	NEW-P	01-07-058
132W-115-070	NEW	01-12-015
132W-115-080	NEW-P	01-07-058
132W-115-080	NEW	01-12-015
132W-115-090	NEW-P	01-07-058
132W-115-090	NEW	01-12-015
132W-115-100	NEW-P	01-07-058
132W-115-100	NEW	01-12-015
132W-115-110	NEW-P	01-07-058
132W-115-110	NEW	01-12-015
132W-115-120	NEW-P	01-07-058
132W-115-120	NEW	01-12-015
132W-115-130	NEW-P	01-07-058
132W-115-130	NEW	01-12-015
132W-115-140	NEW-P	01-07-058
132W-115-140	NEW	01-12-015
132W-115-150	NEW-P	01-07-058
132W-115-150	NEW	01-12-015
132W-115-160	NEW-P	01-07-058
132W-115-160	NEW	01-12-015
132W-115-170	NEW-P	01-07-058
132W-115-170	NEW	01-12-015
132W-115-180	NEW-P	01-07-058
132W-115-180	NEW	01-12-015

WAC #	ACTION	WSR #
132W-115-190	NEW-P	01-07-058
132W-115-190	NEW	01-12-015
132W-115-200	NEW-P	01-07-058
132W-115-200	NEW	01-12-015
132W-115-210	NEW-P	01-07-058
132W-115-210	NEW	01-12-015
132W-115-220	NEW-P	01-07-058
132W-115-220	NEW	01-12-015
132W-116	PREP	01-03-103
132W-116-010	REP-P	01-04-004
132W-116-010	REP	01-07-059
132W-116-020	REP-P	01-04-004
132W-116-020	REP	01-07-059
132W-116-040	REP-P	01-04-004
132W-116-040	REP	01-07-059
132W-116-050	REP-P	01-04-004
132W-116-050	REP	01-07-059
132W-116-065	REP-P	01-04-004
132W-116-065	REP	01-07-059
132W-117-010	NEW-P	01-07-058
132W-117-010	NEW	01-12-015
132W-117-020	NEW-P	01-07-058
132W-117-020	NEW	01-12-015
132W-117-030	NEW-P	01-07-058
132W-117-030	NEW	01-12-015
132W-117-040	NEW-P	01-07-058
132W-117-040	NEW	01-12-015
132W-117-050	NEW-P	01-07-058
132W-117-050	NEW	01-12-015
132W-117-060	NEW-P	01-07-058
132W-117-060	NEW	01-12-015
132W-117-070	NEW-P	01-07-058
132W-117-070	NEW	01-12-015
132W-117-080	NEW-P	01-07-058
132W-117-080	NEW	01-12-015
132W-117-090	NEW-P	01-07-058
132W-117-090	NEW	01-12-015
132W-117-100	NEW-P	01-07-058
132W-117-100	NEW	01-12-015
132W-117-110	NEW-P	01-07-058
132W-117-110	NEW	01-12-015
132W-117-120	NEW-P	01-07-058
132W-117-120	NEW	01-12-015
132W-117-130	NEW-P	01-07-058
132W-117-130	NEW	01-12-015
132W-117-140	NEW-P	01-07-058
132W-117-140	NEW	01-12-015
132W-117-150	NEW-P	01-07-058
132W-117-150	NEW	01-12-015
132W-117-160	NEW-P	01-07-058
132W-117-160	NEW	01-12-015
132W-117-170	NEW-P	01-07-058
132W-117-170	NEW	01-12-015
132W-117-180	NEW-P	01-07-058
132W-117-180	NEW	01-12-015
132W-117-190	NEW-P	01-07-058
132W-117-190	NEW	01-12-015
132W-117-200	NEW-P	01-07-058
132W-117-200	NEW	01-12-015
132W-117-210	NEW-P	01-07-058
132W-117-210	NEW	01-12-015
132W-117-220	NEW-P	01-07-058
132W-117-220	NEW	01-12-015
132W-117-230	NEW-P	01-07-058
132W-117-230	NEW	01-12-015
132W-117-240	NEW-P	01-07-058
132W-117-240	NEW	01-12-015
132W-117-250	NEW-P	01-07-058
132W-117-250	NEW	01-12-015
132W-117-260	NEW-P	01-07-058
132W-117-260	NEW	01-12-015
132W-117-270	NEW-P	01-07-058
132W-117-270	NEW	01-12-015
132W-117-280	NEW-P	01-07-058
132W-117-280	NEW	01-12-015
132W-120-010	REP-P	01-04-004
132W-120-010	REP	01-07-059
132W-120-030	REP-P	01-04-004
132W-120-030	REP	01-07-059
132W-120-040	REP-P	01-04-004
132W-120-040	REP	01-07-059
132W-120-050	REP-P	01-04-004
132W-120-050	REP	01-07-059
132W-120-060	REP-P	01-04-004
132W-120-060	REP	01-07-059
132W-120-070	REP-P	01-04-004
132W-120-070	REP	01-07-059
132W-120-100	REP-P	01-04-004
132W-120-100	REP	01-07-059
132W-120-130	REP-P	01-04-004
132W-120-130	REP	01-07-059
132W-120-300	REP-P	01-04-004
132W-120-300	REP	01-07-059
132W-120-310	REP-P	01-04-004
132W-120-310	REP	01-07-059
132W-120-320	REP-P	01-04-004
132W-120-320	REP	01-07-059
132W-120-330	REP-P	01-04-004
132W-120-330	REP	01-07-059
132W-120-400	REP-P	01-04-004
132W-120-400	REP	01-07-059
132W-125-010	NEW-P	01-07-058
132W-125-010	NEW	01-12-015
132W-125-020	NEW-P	01-07-058
132W-125-020	NEW	01-12-015
132W-125-030	NEW-P	01-07-058
132W-125-030	NEW	01-12-015
132W-129	PREP	01-06-011
132W-129-001	REP-P	01-10-016
132W-129-001	REP	01-13-073
132W-130	PREP	01-06-010
132W-131-010	NEW-P	01-10-015
132W-131-010	NEW	01-14-016
132W-131-020	NEW-P	01-10-015
132W-131-020	NEW	01-14-016
132W-131-030	NEW-P	01-10-015
132W-131-030	NEW	01-14-016
132W-134	PREP	01-06-010
132W-134-010	NEW-P	01-10-015
132W-134-010	NEW	01-14-016
132W-135-010	REP-P	01-04-004
132W-135-010	REP	01-07-059
132W-140	PREP	01-06-010
132W-140	PREP	01-06-011
132W-140-010	REP-P	01-10-016
132W-140-010	REP	01-13-073
132W-140-011	REP-P	01-10-016
132W-140-011	REP	01-13-073
132W-140-012	REP-P	01-10-016
132W-140-012	REP	01-13-073
132W-140-013	REP-P	01-10-016
132W-140-013	REP	01-13-073
132W-141-010	NEW-P	01-10-015
132W-141-010	NEW	01-14-016
132W-141-020	NEW-P	01-10-015
132W-141-020	NEW	01-14-016
132W-141-030	NEW-P	01-10-015
132W-141-030	NEW	01-14-016
132W-141-040	NEW-P	01-10-015
132W-141-040	NEW	01-14-016
132W-141-050	NEW-P	01-10-015
132W-141-050	NEW	01-14-016
132W-141-060	NEW-P	01-10-015
132W-141-060	NEW	01-14-016
132W-141-070	NEW-P	01-10-015
132W-141-070	NEW	01-14-016
132W-141-080	NEW-P	01-10-015
132W-141-080	NEW	01-14-016
132W-141-090	NEW-P	01-10-015
132W-141-090	NEW	01-14-016
132W-149	PREP	01-06-011
132W-149-010	REP-P	01-10-016
132W-149-010	REP	01-13-073
132W-164	PREP	01-06-011
132W-164-010	REP-P	01-10-016
132W-164-010	REP	01-13-073
132W-164-011	REP-P	01-10-016
132W-164-011	REP	01-13-073
132W-164-012	REP-P	01-10-016
132W-164-012	REP	01-13-073
132W-164-013	REP-P	01-10-016
132W-164-013	REP	01-13-073
132W-164-020	REP-P	01-10-016
132W-164-020	REP	01-13-073
132W-168	PREP	01-06-010
132W-168-010	NEW-P	01-10-015
132W-168-010	NEW	01-14-016
132W-168-020	NEW-P	01-10-015
132W-168-020	NEW	01-14-016
132W-168-030	NEW-P	01-10-015
132W-168-030	NEW	01-14-016
132W-168-040	NEW-P	01-10-015
132W-168-040	NEW	01-14-016
132W-276	PREP	01-03-103
132W-276-001	REP-P	01-04-004
132W-276-001	REP	01-07-059
132W-276-005	REP-P	01-04-004
132W-276-005	REP	01-07-059
132W-276-010	REP-P	01-04-004
132W-276-010	REP	01-07-059
132W-276-060	REP-P	01-04-004
132W-276-060	REP	01-07-059
132W-276-070	REP-P	01-04-004
132W-276-070	REP	01-07-059
132W-276-080	REP-P	01-04-004
132W-276-080	REP	01-07-059

TABLE

WAC #	ACTION	WSR #
132W-276-090	REP-P	01-04-004
132W-276-090	REP	01-07-059
132W-276-100	REP-P	01-04-004
132W-276-100	REP	01-07-059
132W-276-110	REP-P	01-04-004
132W-276-110	REP	01-07-059
132W-277-010	NEW-P	01-07-058
132W-277-010	NEW	01-12-015
132W-277-020	NEW-P	01-07-058
132W-277-020	NEW	01-12-015
132W-277-030	NEW-P	01-07-058
132W-277-030	NEW	01-12-015
132W-277-040	NEW-P	01-07-058
132W-277-040	NEW	01-12-015
132W-277-050	NEW-P	01-07-058
132W-277-050	NEW	01-12-015
132W-277-060	NEW-P	01-07-058
132W-277-060	NEW	01-12-015
132W-277-070	NEW-P	01-07-058
132W-277-070	NEW	01-12-015
132W-277-080	NEW-P	01-07-058
132W-277-080	NEW	01-12-015
132W-277-090	NEW-P	01-07-058
132W-277-090	NEW	01-12-015
132W-277-100	NEW-P	01-07-058
132W-277-100	NEW	01-12-015
132W-277-110	NEW-P	01-07-058
132W-277-110	NEW	01-12-015
132W-277-120	NEW-P	01-07-058
132W-277-120	NEW	01-12-015
132W-277-130	NEW-P	01-07-058
132W-277-130	NEW	01-12-015
132W-277-140	NEW-P	01-07-058
132W-277-140	NEW	01-12-015
132W-300	PREP	01-06-056
132W-300-001	NEW-P	01-10-015
132W-300-001	NEW	01-14-016
132W-300-010	NEW-P	01-10-015
132W-300-010	NEW	01-14-016
132W-300-020	NEW-P	01-10-015
132W-300-020	NEW	01-14-016
132W-300-030	NEW-P	01-10-015
132W-300-030	NEW	01-14-016
132W-300-040	NEW-P	01-10-015
132W-300-040	NEW	01-14-016
132W-300-050	NEW-P	01-10-015
132W-300-050	NEW	01-14-016
132W-300-060	NEW-P	01-10-015
132W-300-060	NEW	01-14-016
132W-325	PREP	01-03-103
132W-325-010	NEW-P	01-07-058
132W-325-010	NEW	01-12-015
136-130-030	AMD	01-05-009
136-130-040	AMD-P	01-06-017
136-130-040	AMD	01-09-077
136-130-050	AMD	01-05-009
136-130-060	AMD	01-05-009
136-130-070	AMD	01-05-009
136-150-020	AMD-P	01-12-051
136-150-022	AMD-P	01-12-051
136-150-023	AMD-P	01-12-051
136-150-024	AMD-P	01-12-051
136-150-030	AMD-P	01-12-051
136-150-040	AMD-P	01-12-051
136-161-020	AMD	01-05-009
136-161-030	AMD	01-05-009
136-161-040	AMD	01-05-009
136-161-050	AMD	01-05-009
136-161-070	AMD	01-05-009
136-163-050	AMD	01-05-009
136-167-040	AMD-P	01-06-017
136-167-040	AMD	01-09-077
136-170-030	AMD	01-05-008
136-210-020	AMD-P	01-12-051
136-210-030	AMD	01-05-009
136-210-040	AMD	01-05-009
136-210-050	AMD	01-05-009
137- 04-010	AMD	01-03-079
137- 04-020	AMD	01-03-079
137- 52-010	AMD	01-04-001
137-104-010	NEW	01-04-044
137-104-020	NEW	01-04-044
137-104-030	NEW	01-04-044
137-104-040	NEW	01-04-044
137-104-050	NEW	01-04-044
137-104-060	NEW	01-04-044
137-104-070	NEW	01-04-044
137-104-080	NEW	01-04-044
139- 05	PREP	01-08-033
142- 30-010	AMD-P	01-12-058
148-120-100	AMD-P	01-12-062
148-120-200	AMD-P	01-12-062
148-120-220	AMD-P	01-12-062
148-120-225	AMD-P	01-12-062
148-120-230	AMD-P	01-12-062
148-120-234	AMD-P	01-12-062
148-120-236	AMD-P	01-12-062
148-120-300	NEW-P	01-12-062
148-120-301	NEW-P	01-12-062
148-120-302	NEW-P	01-12-062
148-120-303	NEW-P	01-12-062
148-120-304	NEW-P	01-12-062
148-120-305	NEW-P	01-12-062
148-120-306	NEW-P	01-12-062
148-120-307	NEW-P	01-12-062
148-120-308	NEW-P	01-12-062
148-120-309	NEW-P	01-12-062
148-120-310	NEW-P	01-12-062
148-120-311	NEW-P	01-12-062
148-120-312	NEW-P	01-12-062
148-120-313	NEW-P	01-12-062
148-120-314	NEW-P	01-12-062
148-171-001	AMD-P	01-12-061
148-171-010	AMD-P	01-12-061
148-171-015	AMD-P	01-12-061
148-171-110	AMD-P	01-12-061
148-171-120	AMD-P	01-12-061
148-171-130	REP-P	01-12-061
148-171-131	NEW-P	01-12-061
148-171-140	AMD-P	01-12-061
148-171-150	AMD-P	01-12-061
148-171-200	REP-P	01-12-061
148-171-210	AMD-P	01-12-061
148-171-220	AMD-P	01-12-061
148-171-230	AMD-P	01-12-061
148-171-240	AMD-P	01-12-061
148-171-242	NEW-P	01-12-061
148-171-244	NEW-P	01-12-061
148-171-400	REP-P	01-12-061
148-171-410	AMD-P	01-12-061
148-171-420	REP-P	01-12-061
148-171-430	REP-P	01-12-061
148-171-500	AMD-P	01-12-061
148-171-510	AMD-P	01-12-061
148-171-512	NEW-P	01-12-061
148-171-514	NEW-P	01-12-061
148-171-550	NEW-P	01-12-061
148-171-600	REP-P	01-12-061
148-171-601	NEW-P	01-12-061
148-171-605	NEW-P	01-12-061
148-171-610	REP-P	01-12-061
148-171-620	REP-P	01-12-061
148-171-630	REP-P	01-12-061
148-171-640	REP-P	01-12-061
148-171-650	AMD-P	01-12-061
148-171-700	REP-P	01-12-061
173- 09-010	REP	01-05-035
173- 09-020	REP	01-05-035
173- 09-030	REP	01-05-035
173- 09-040	REP	01-05-035
173- 18	PREP-W	01-08-061
173- 20	PREP-W	01-08-061
173- 22	PREP-W	01-08-061
173-166-085	NEW-E	01-11-046
173-167-010	NEW-E	01-10-004
173-167-010	REP-E	01-12-067
173-167-015	NEW-E	01-12-068
173-167-020	NEW-E	01-10-004
173-167-020	REP-E	01-12-067
173-167-025	NEW-E	01-12-068
173-167-030	NEW-E	01-10-004
173-167-030	REP-E	01-12-067
173-167-035	NEW-E	01-12-068
173-167-040	NEW-E	01-10-004
173-167-040	REP-E	01-12-067
173-167-045	NEW-E	01-12-068
173-167-050	NEW-E	01-10-004
173-167-050	REP-E	01-12-067
173-167-055	NEW-E	01-12-068
173-167-060	NEW-E	01-10-004
173-167-060	REP-E	01-12-067
173-167-065	NEW-E	01-12-068
173-167-070	NEW-E	01-10-004
173-167-070	REP-E	01-12-067
173-167-075	NEW-E	01-12-068
173-167-080	NEW-E	01-10-004
173-167-080	REP-E	01-12-067
173-167-085	NEW-E	01-12-068
173-167-090	NEW-E	01-10-004
173-167-090	REP-E	01-12-067
173-167-095	NEW-E	01-12-068
173-204	PREP-W	01-08-053
173-321-010	AMD	01-05-024
173-321-020	AMD	01-05-024
173-321-040	AMD	01-05-024
173-321-050	AMD	01-05-024

TABLE

WAC #	ACTION	WSR #
173-321-060	AMD	01-05-024
173-321-070	AMD	01-05-024
173-321-080	AMD	01-05-024
173-322	AMD	01-05-024
173-322-020	AMD	01-05-024
173-322-030	AMD	01-05-024
173-322-040	AMD	01-05-024
173-322-050	AMD	01-05-024
173-322-060	AMD	01-05-024
173-322-070	AMD	01-05-024
173-322-090	AMD	01-05-024
173-322-100	AMD	01-05-024
173-322-110	AMD	01-05-024
173-322-120	AMD	01-05-024
173-340-100	AMD	01-05-024
173-340-120	AMD	01-05-024
173-340-130	AMD	01-05-024
173-340-140	AMD	01-05-024
173-340-200	AMD	01-05-024
173-340-210	AMD	01-05-024
173-340-300	AMD	01-05-024
173-340-310	AMD	01-05-024
173-340-320	AMD	01-05-024
173-340-330	AMD	01-05-024
173-340-340	AMD	01-05-024
173-340-350	AMD	01-05-024
173-340-355	NEW	01-05-024
173-340-357	NEW	01-05-024
173-340-360	AMD	01-05-024
173-340-370	NEW	01-05-024
173-340-380	NEW	01-05-024
173-340-390	NEW	01-05-024
173-340-400	AMD	01-05-024
173-340-410	AMD	01-05-024
173-340-420	AMD	01-05-024
173-340-430	AMD	01-05-024
173-340-440	AMD	01-05-024
173-340-450	AMD	01-05-024
173-340-510	AMD	01-05-024
173-340-515	NEW	01-05-024
173-340-520	AMD	01-05-024
173-340-530	AMD	01-05-024
173-340-545	NEW	01-05-024
173-340-550	AMD	01-05-024
173-340-600	AMD	01-05-024
173-340-610	AMD	01-05-024
173-340-700	AMD	01-05-024
173-340-702	AMD	01-05-024
173-340-703	NEW	01-05-024
173-340-704	AMD	01-05-024
173-340-705	AMD	01-05-024
173-340-706	AMD	01-05-024
173-340-708	AMD	01-05-024
173-340-709	NEW	01-05-024
173-340-710	AMD	01-05-024
173-340-720	AMD	01-05-024
173-340-730	AMD	01-05-024
173-340-740	AMD	01-05-024
173-340-745	AMD	01-05-024
173-340-747	NEW	01-05-024
173-340-7490	NEW	01-05-024
173-340-7491	NEW	01-05-024
173-340-7492	NEW	01-05-024
173-340-7493	NEW	01-05-024
173-340-7494	NEW	01-05-024
173-340-750	AMD	01-05-024
173-340-760	AMD	01-05-024
173-340-800	AMD	01-05-024
173-340-810	AMD	01-05-024
173-340-820	AMD	01-05-024
173-340-830	AMD	01-05-024
173-340-840	AMD	01-05-024
173-340-850	AMD	01-05-024
173-340-900	NEW	01-05-024
173-400-030	AMD-P	01-04-072
173-400-035	NEW-P	01-04-072
173-400-040	AMD-P	01-04-072
173-400-050	AMD-P	01-04-072
173-400-060	AMD-P	01-04-072
173-400-070	AMD-P	01-04-072
173-400-075	AMD-P	01-04-072
173-400-100	AMD-P	01-04-072
173-400-102	AMD-P	01-04-072
173-400-105	AMD-P	01-04-072
173-400-110	AMD-P	01-04-072
173-400-112	AMD-P	01-04-072
173-400-113	AMD-P	01-04-072
173-400-114	AMD-P	01-04-072
173-400-115	AMD-P	01-04-072
173-400-116	AMD-P	01-04-072
173-400-117	NEW-P	01-04-072
173-400-118	NEW-P	01-04-072
173-400-131	AMD-P	01-04-072
173-400-136	AMD-P	01-04-072
173-400-141	AMD-P	01-04-072
173-400-151	AMD-P	01-04-072
173-400-171	AMD-P	01-04-072
173-401-300	AMD-P	01-04-072
173-401-615	AMD-P	01-04-072
173-409	PREP-W	01-08-053
173-415	PREP-W	01-08-053
173-481	PREP-W	01-08-053
173-503-010	NEW	01-07-027
173-503-020	NEW	01-07-027
173-503-030	NEW	01-07-027
173-503-040	NEW	01-07-027
173-503-050	NEW	01-07-027
173-503-060	NEW	01-07-027
173-503-070	NEW	01-07-027
173-503-080	NEW	01-07-027
173-503-090	NEW	01-07-027
173-503-100	NEW	01-07-027
173-518	PREP-W	01-14-069
175- 08-010	REP-XR	01-10-111
175- 08-010	REP	01-13-074
175- 08-990	REP-XR	01-10-111
175- 08-990	REP	01-13-074
175- 12-005	REP-XR	01-10-111
175- 12-005	REP	01-13-074
175- 12-010	REP-XR	01-10-111
175- 12-010	REP	01-13-074
175- 12-015	REP-XR	01-10-111
175- 12-015	REP	01-13-074
175- 12-020	REP-XR	01-10-111
175- 12-020	REP	01-13-074
175- 12-025	REP-XR	01-10-111
175- 12-025	REP	01-13-074
175- 12-030	REP-XR	01-10-111
175- 12-030	REP	01-13-074
175- 12-035	REP-XR	01-10-111
175- 12-035	REP	01-13-074
175- 12-040	REP-XR	01-10-111
175- 12-040	REP	01-13-074
175- 12-045	REP-XR	01-10-111
175- 12-045	REP	01-13-074
175- 12-050	REP-XR	01-10-111
175- 12-050	REP	01-13-074
175- 16-010	REP-XR	01-10-111
175- 16-010	REP	01-13-074
175- 16-020	REP-XR	01-10-111
175- 16-020	REP	01-13-074
175- 16-030	REP-XR	01-10-111
175- 16-030	REP	01-13-074
175- 16-040	REP-XR	01-10-111
175- 16-040	REP	01-13-074
175- 16-050	REP-XR	01-10-111
175- 16-050	REP	01-13-074
175- 16-060	REP-XR	01-10-111
175- 16-060	REP	01-13-074
175- 16-990	REP-XR	01-10-111
175- 16-990	REP	01-13-074
175- 20-010	REP-XR	01-10-111
175- 20-010	REP	01-13-074
175- 20-020	REP-XR	01-10-111
175- 20-020	REP	01-13-074
175- 20-030	REP-XR	01-10-111
175- 20-030	REP	01-13-074
175- 20-040	REP-XR	01-10-111
175- 20-040	REP	01-13-074
175- 20-050	REP-XR	01-10-111
175- 20-050	REP	01-13-074
175- 20-060	REP-XR	01-10-111
175- 20-060	REP	01-13-074
175- 20-070	REP-XR	01-10-111
175- 20-070	REP	01-13-074
175- 20-080	REP-XR	01-10-111
175- 20-080	REP	01-13-074
175- 20-090	REP-XR	01-10-111
175- 20-090	REP	01-13-074
175- 20-100	REP-XR	01-10-111
175- 20-100	REP	01-13-074
175- 20-110	REP-XR	01-10-111
175- 20-110	REP	01-13-074
175- 20-120	REP-XR	01-10-111
175- 20-120	REP	01-13-074
175- 20-130	REP-XR	01-10-111
175- 20-130	REP	01-13-074
175- 20-140	REP-XR	01-10-111
175- 20-140	REP	01-13-074
175- 20-145	REP-XR	01-10-111
175- 20-145	REP	01-13-074
175- 20-150	REP-XR	01-10-111
175- 20-150	REP	01-13-074
175- 20-155	REP-XR	01-10-111
175- 20-155	REP	01-13-074
175- 20-160	REP-XR	01-10-111

TABLE

WAC #	ACTION	WSR #
175- 20-160	REP	01-13-074
175- 20-170	REP-XR	01-10-111
175- 20-170	REP	01-13-074
175- 20-990	REP-XR	01-10-111
175- 20-990	REP	01-13-074
175- 20-99001	REP-XR	01-10-111
175- 20-99001	REP	01-13-074
175- 20-99002	REP-XR	01-10-111
175- 20-99002	REP	01-13-074
175- 20-99003	REP-XR	01-10-111
175- 20-99003	REP	01-13-074
175- 20-99004	REP-XR	01-10-111
175- 20-99004	REP	01-13-074
180- 16	PREP	01-11-138
180- 25-012	NEW	01-08-040
180- 26	PREP	01-11-142
180- 26-012	NEW	01-08-040
180- 26-050	AMD-E	01-14-066
180- 26-057	AMD-E	01-14-066
180- 27	PREP	01-11-142
180- 27-012	NEW	01-08-040
180- 27-020	AMD-E	01-14-066
180- 27-035	AMD-E	01-14-065
180- 27-060	AMD-E	01-14-066
180- 27-063	AMD-E	01-14-066
180- 27-065	AMD-E	01-14-066
180- 27-070	AMD-P	01-05-089
180- 27-070	AMD	01-09-011
180- 27-080	AMD-E	01-14-066
180- 27-095	AMD-E	01-14-066
180- 27-102	AMD-E	01-14-066
180- 27-115	AMD-E	01-14-066
180- 29-012	NEW	01-08-040
180- 31-012	NEW	01-08-040
180- 32	PREP	01-11-142
180- 32-012	NEW	01-08-040
180- 32-065	AMD-E	01-14-066
180- 33	PREP	01-11-142
180- 33-012	NEW	01-08-040
180- 33-020	AMD-E	01-14-066
180- 33-023	AMD-P	01-05-088
180- 33-023	AMD	01-09-012
180- 33-035	AMD-E	01-14-066
180- 33-042	PREP	01-05-130
180- 33-042	AMD-E	01-08-039
180- 33-042	AMD-P	01-10-102
180- 33-042	AMD	01-14-019
180- 50-115	AMD-W	01-08-065
180- 50-117	NEW-W	01-08-065
180- 51-060	PREP	01-05-124
180- 51-060	AMD-P	01-10-099
180- 51-060	AMD	01-13-112
180- 51-061	PREP	01-05-125
180- 51-061	AMD-P	01-10-098
180- 51-061	AMD	01-13-114
180- 51-063	PREP	01-05-092
180- 51-063	AMD-E	01-08-042
180- 51-063	AMD-P	01-10-094
180- 51-063	AMD	01-13-113
180- 51-075	AMD-W	01-04-025
180- 52	PREP	01-05-123
180- 52-041	PREP	01-05-122
180- 52-041	REP-E	01-09-015
180- 52-041	REP-P	01-10-092
180- 52-041	REP	01-13-109
180- 57	PREP	01-14-020
180- 57-005	AMD-W	01-04-024
180- 57-010	REP-W	01-04-024
180- 57-020	AMD-W	01-04-024
180- 57-030	REP-W	01-04-024
180- 57-040	REP-W	01-04-024
180- 57-050	AMD-W	01-04-024
180- 57-055	AMD-W	01-04-024
180- 57-070	AMD-P	01-05-090
180- 57-070	AMD	01-09-013
180- 57-070	PREP	01-11-141
180- 57-080	REP-W	01-04-024
180- 78A	PREP	01-11-139
180- 78A-010	AMD-E	01-09-010
180- 78A-010	PREP	01-10-039
180- 78A-010	AMD-P	01-10-101
180- 78A-015	REP	01-04-021
180- 78A-125	REP-P	01-10-096
180- 78A-125	REP	01-13-106
180- 78A-209	AMD	01-03-151
180- 78A-250	AMD-P	01-10-096
180- 78A-250	AMD	01-13-106
180- 78A-255	AMD-P	01-10-096
180- 78A-255	AMD	01-13-106
180- 78A-264	AMD	01-03-153
180- 78A-535	AMD-P	01-04-019
180- 78A-535	AMD	01-09-004
180- 78A-545	REP	01-04-021
180- 78A-550	REP	01-04-021
180- 78A-555	REP	01-04-021
180- 78A-560	REP	01-04-021
180- 78A-565	REP	01-04-021
180- 79A	PREP	01-04-018
180- 79A	PREP	01-11-140
180- 79A-030	AMD	01-03-153
180- 79A-124	AMD	01-03-153
180- 79A-130	AMD-P	01-05-093
180- 79A-130	AMD	01-09-005
180- 79A-145	AMD-P	01-04-019
180- 79A-145	AMD	01-09-004
180- 79A-155	AMD-P	01-04-022
180- 79A-155	AMD	01-09-006
180- 79A-206	AMD	01-03-153
180- 79A-211	AMD	01-03-152
180- 79A-250	AMD-P	01-04-019
180- 79A-250	AMD	01-09-004
180- 79A-250	AMD-P	01-10-095
180- 79A-250	AMD	01-13-111
180- 79A-257	PREP	01-05-126
180- 79A-257	AMD-E	01-08-041
180- 79A-257	AMD-P	01-10-093
180- 79A-257	AMD	01-13-108
180- 79A-265	PREP	01-05-147
180- 79A-265	REP-E	01-08-041
180- 79A-265	REP-P	01-10-093
180- 79A-265	REP	01-13-108
180- 79A-311	REP-P	01-10-097
180- 79A-311	REP	01-13-107
180- 82-130	AMD-P	01-05-091
180- 82-130	AMD-C	01-10-100
180- 82-130	AMD	01-13-110
180- 82-135	NEW	01-04-020
180- 82-135	NEW-W	01-08-066
180- 82-202	PREP	01-05-127
180- 82-202	AMD-E	01-08-041
180- 82-202	AMD-P	01-10-093
180- 82-202	AMD	01-13-108
180- 82-204	PREP	01-05-128
180- 82-204	AMD-E	01-08-041
180- 82-204	AMD-P	01-10-093
180- 82-204	AMD	01-13-108
180- 82-210	PREP	01-05-129
180- 82-210	AMD-E	01-08-041
180- 82-210	AMD-P	01-10-093
180- 82-210	AMD	01-13-108
180- 85	PREP	01-11-138
180- 85-035	AMD-P	01-10-095
180- 85-035	AMD	01-13-111
180- 85-075	AMD-P	01-04-019
180- 85-075	AMD	01-09-004
180- 86	PREP	01-11-138
180- 97-060	AMD-E	01-11-056
180- 97-060	PREP	01-11-143
182- 12-117	PREP	01-09-083
182- 12-117	AMD-P	01-12-092
182- 12-200	PREP	01-09-084
182- 12-200	AMD-P	01-12-091
182- 20-001	AMD	01-04-080
182- 20-010	AMD	01-04-080
182- 20-100	AMD	01-04-080
182- 20-160	AMD	01-04-080
182- 20-200	AMD	01-04-080
182- 20-400	AMD	01-04-080
182- 25-010	AMD-P	01-05-107
182- 25-010	AMD	01-09-001
183- 04-010	NEW-P	01-04-033
183- 04-010	NEW	01-12-002
183- 04-020	NEW-P	01-04-033
183- 04-020	NEW	01-12-002
183- 04-030	NEW-P	01-04-033
183- 04-030	NEW	01-12-002
183- 04-040	NEW-P	01-04-033
183- 04-040	NEW	01-12-002
183- 04-050	NEW-P	01-04-033
183- 04-050	NEW	01-12-002
183- 04-060	NEW-P	01-04-033
183- 04-060	NEW	01-12-002
183- 04-070	NEW-P	01-04-033
183- 04-070	NEW	01-12-002
183- 04-080	NEW-P	01-04-033
183- 04-080	NEW	01-12-002
183- 04-090	NEW-P	01-04-033
183- 04-090	NEW	01-12-002
183- 04-100	NEW-P	01-04-033
183- 04-100	NEW	01-12-002
183- 04-110	NEW-P	01-04-033
183- 04-110	NEW	01-12-002
183- 06-010	NEW-P	01-04-033
183- 06-010	NEW	01-12-002
183- 06-020	NEW-P	01-04-033
183- 06-020	NEW	01-12-002

WAC #	ACTION	WSR #
183- 06-030	NEW-P	01-04-033
183- 06-030	NEW	01-12-002
192- 16-011	REP-E	01-05-071
192- 16-011	REP-P	01-05-118
192- 16-011	REP	01-11-085
192- 16-017	REP-E	01-05-071
192- 16-017	REP-P	01-05-118
192- 16-017	REP	01-11-085
192- 16-021	REP-P	01-05-117
192- 16-061	REP	01-03-009
192- 16-070	REP-P	01-04-082
192- 16-070	REP	01-12-009
192-150-050	NEW-E	01-05-071
192-150-050	NEW-P	01-05-118
192-150-050	NEW	01-11-085
192-150-060	NEW-P	01-05-117
192-150-065	NEW-E	01-05-071
192-150-065	NEW-P	01-05-118
192-150-065	NEW	01-11-085
192-150-085	NEW-E	01-05-071
192-150-085	NEW-P	01-05-118
192-150-085	NEW	01-11-085
192-150-100	NEW-P	01-04-082
192-150-100	NEW	01-12-009
192-170-050	NEW-P	01-05-117
192-180-012	NEW-P	01-05-117
192-210-005	PREP	01-10-117
192-210-005	AMD-E	01-12-010
192-210-015	PREP	01-10-117
192-210-015	AMD-E	01-12-010
192-210-020	NEW-E	01-12-010
192-270-005	NEW-E	01-05-071
192-270-005	NEW-P	01-05-118
192-270-005	NEW	01-11-085
192-270-010	NEW-E	01-05-071
192-270-010	NEW-P	01-05-118
192-270-010	NEW	01-11-085
192-270-015	NEW-E	01-05-071
192-270-015	NEW-P	01-05-118
192-270-015	NEW	01-11-085
192-270-020	NEW-E	01-05-071
192-270-020	NEW-P	01-05-118
192-270-020	NEW	01-11-085
192-270-025	NEW-E	01-05-071
192-270-025	NEW-P	01-05-118
192-270-025	NEW	01-11-085
192-270-030	NEW-E	01-05-071
192-270-030	NEW-P	01-05-118
192-270-030	NEW	01-11-085
192-270-035	NEW-E	01-05-071
192-270-035	NEW-P	01-05-118
192-270-035	NEW	01-11-085
192-270-040	NEW-E	01-05-071
192-270-040	NEW-P	01-05-118
192-270-040	NEW	01-11-085
192-270-045	NEW-E	01-05-071
192-270-045	NEW-P	01-05-118
192-270-045	NEW	01-11-085
192-270-050	NEW-E	01-05-071
192-270-050	NEW-P	01-05-118
192-270-050	NEW	01-11-085
192-270-055	NEW-E	01-05-071
192-270-055	NEW-P	01-05-118
192-270-055	NEW	01-11-085
192-270-060	NEW-E	01-05-071
192-270-060	NEW-P	01-05-118
192-270-060	NEW	01-11-085
192-270-065	NEW-E	01-05-071
192-270-065	NEW-P	01-05-118
192-270-065	NEW	01-11-085
192-270-070	NEW-E	01-05-071
192-270-070	NEW-P	01-05-118
192-270-070	NEW	01-11-085
192-320-075	NEW-P	01-05-117
196- 12-030	AMD-P	01-04-094
196- 12-030	AMD	01-09-016
196- 12-035	NEW-P	01-04-094
196- 12-035	NEW	01-09-016
196- 23-070	NEW-P	01-04-050
196- 23-070	NEW	01-09-017
196- 33-100	NEW-P	01-05-033
196- 33-100	NEW	01-11-102
196- 33-200	NEW-P	01-05-033
196- 33-200	NEW	01-11-102
196- 33-300	NEW-P	01-05-033
196- 33-300	NEW	01-11-102
196- 33-400	NEW-P	01-05-033
196- 33-400	NEW	01-11-102
196- 33-500	NEW-P	01-05-033
196- 33-500	NEW	01-11-102
204- 36	PREP	01-11-117
204- 38-030	AMD-P	01-05-097
204- 38-030	AMD	01-11-118
204- 38-040	AMD-P	01-05-097
204- 38-040	AMD	01-11-118
204- 38-050	AMD-P	01-05-097
204- 38-050	AMD	01-11-118
204- 82A-060	PREP	01-13-051
204- 91A	PREP	01-11-116
204- 91A-010	AMD-W	01-10-083
204- 91A-030	AMD-W	01-10-083
204- 91A-060	AMD-W	01-10-083
204- 91A-090	AMD-W	01-10-083
204- 91A-120	AMD-W	01-10-083
204- 91A-130	AMD-W	01-10-083
204- 91A-140	AMD-W	01-10-083
204- 91A-170	AMD-W	01-10-083
204- 91A-180	AMD-W	01-10-083
204- 96-010	AMD-E	01-03-078
204- 96-010	AMD	01-05-098
208-418-010	NEW-P	01-07-082
208-418-010	NEW	01-12-004
208-418-020	AMD-P	01-07-082
208-418-020	AMD	01-12-004
208-418-040	AMD-P	01-07-082
208-418-040	AMD	01-12-004
208-418-050	AMD-P	01-07-082
208-418-050	AMD	01-12-004
208-418-060	REP-P	01-07-082
208-418-060	REP	01-12-004
208-418-070	AMD-P	01-07-082
208-418-070	AMD	01-12-004
208-418-090	NEW-P	01-07-082
208-418-090	NEW	01-12-004
208-418-100	NEW-P	01-07-082
208-418-100	NEW	01-12-004
208-460-010	NEW-P	01-05-072
208-460-010	NEW	01-10-084
208-460-020	NEW-P	01-05-072
208-460-020	NEW	01-10-084
208-460-030	NEW-P	01-05-072
208-460-030	NEW	01-10-084
208-460-040	NEW-P	01-05-072
208-460-040	NEW	01-10-084
208-460-050	NEW-P	01-05-072
208-460-050	NEW	01-10-084
208-460-060	NEW-P	01-05-072
208-460-060	NEW	01-10-084
208-460-070	NEW-P	01-05-072
208-460-070	NEW	01-10-084
208-460-080	NEW-P	01-05-072
208-460-080	NEW	01-10-084
208-460-090	NEW-P	01-05-072
208-460-090	NEW	01-10-084
208-460-100	NEW-P	01-05-072
208-460-100	NEW	01-10-084
208-460-110	NEW-P	01-05-072
208-460-110	NEW	01-10-084
208-460-120	NEW-P	01-05-072
208-460-120	NEW	01-10-084
208-460-130	NEW-P	01-05-072
208-460-130	NEW	01-10-084
208-460-140	NEW-P	01-05-072
208-460-140	NEW	01-10-084
208-460-150	NEW-P	01-05-072
208-460-150	NEW	01-10-084
208-460-160	NEW-P	01-05-072
208-460-160	NEW	01-10-084
208-460-170	NEW-P	01-05-072
208-460-170	NEW	01-10-084
208-512	PREP-W	01-03-106
208-512-045	AMD-P	01-03-107
208-512-045	AMD	01-06-024
208-512-110	AMD-P	01-03-107
208-512-110	AMD	01-06-024
208-512-115	AMD-P	01-03-107
208-512-115	AMD	01-06-024
208-512-116	AMD-P	01-03-107
208-512-116	AMD	01-06-024
208-512-117	AMD-P	01-03-107
208-512-117	AMD	01-06-024
208-512-240	AMD-P	01-03-107
208-512-240	AMD	01-06-024
208-512-280	AMD-P	01-03-107
208-512-280	AMD	01-06-024
208-512-300	AMD-P	01-03-107
208-512-300	AMD	01-06-024
208-514-140	AMD-P	01-03-107
208-514-140	AMD	01-06-024
208-528-040	AMD-P	01-03-107
208-528-040	AMD	01-06-024
208-532-050	AMD-P	01-03-107
208-532-050	AMD	01-06-024
208-544-025	AMD-P	01-03-107
208-544-025	AMD	01-06-024
208-544-037	AMD-P	01-03-107

WAC #	ACTION	WSR #
208-544-037	AMD	01-06-024
208-544-037	REP-P	01-07-081
208-544-037	REP	01-12-003
208-544-039	AMD-P	01-03-107
208-544-039	AMD	01-06-024
208-544-039	AMD-P	01-07-081
208-544-039	AMD	01-12-003
208-544-050	REP-P	01-07-081
208-544-050	REP	01-12-003
208-544-065	NEW-P	01-07-081
208-556-080	AMD-P	01-03-107
208-556-080	AMD	01-06-024
208-586-135	AMD-P	01-03-107
208-586-135	AMD	01-06-024
208-586-135	REP-P	01-07-081
208-586-135	REP	01-12-003
208-586-140	AMD-P	01-03-107
208-586-140	AMD	01-06-024
208-586-140	AMD-P	01-07-081
208-586-140	AMD	01-12-003
208-586-150	NEW-P	01-07-081
208-620-190	AMD-P	01-07-083
208-620-190	AMD	01-12-029
208-620-191	NEW-P	01-07-083
208-620-191	NEW	01-12-029
208-620-192	NEW-P	01-07-083
208-620-192	NEW	01-12-029
208-630-021	AMD-P	01-07-083
208-630-021	AMD	01-12-029
208-630-022	AMD-P	01-07-083
208-630-022	AMD	01-12-029
208-630-023	AMD-P	01-07-083
208-630-023	AMD	01-12-029
208-630-02303	NEW-P	01-07-083
208-630-02303	NEW	01-12-029
208-630-02305	NEW-P	01-07-083
208-630-02305	NEW	01-12-029
208-660-010	AMD-P	01-07-083
208-660-010	AMD	01-12-029
208-660-060	AMD-P	01-07-083
208-660-060	AMD	01-12-029
208-660-061	NEW-P	01-07-083
208-660-061	NEW	01-12-029
208-660-062	NEW-P	01-07-083
208-660-062	NEW	01-12-029
208-680A-040	AMD	01-08-055
208-680B-010	AMD	01-08-055
208-680B-015	NEW	01-08-055
208-680B-020	AMD	01-08-055
208-680B-030	AMD	01-08-055
208-680B-050	AMD	01-08-055
208-680B-070	AMD	01-08-055
208-680B-080	AMD-P	01-07-083
208-680B-080	AMD	01-12-029
208-680B-081	NEW-P	01-07-083
208-680B-081	NEW	01-12-029
208-680B-082	NEW-P	01-07-083
208-680B-082	NEW	01-12-029
208-680B-090	AMD	01-08-055
208-680B-100	NEW	01-08-055
208-680B-110	NEW	01-08-055
208-680B-120	NEW	01-08-055
208-680C-020	AMD	01-08-055
208-680C-040	AMD	01-08-055
208-680C-045	AMD	01-08-055
208-680C-050	AMD	01-08-055
208-680D-010	AMD	01-08-055
208-680D-020	AMD	01-08-055
208-680D-030	AMD	01-08-055
208-680D-040	AMD	01-08-055
208-680D-050	AMD	01-08-055
208-680D-060	AMD	01-08-055
208-680D-080	AMD	01-08-055
208-680D-090	NEW	01-08-055
208-680D-100	NEW-W	01-08-067
208-680E-011	AMD-W	01-08-067
208-680F-010	AMD	01-08-055
208-680F-020	AMD	01-08-055
208-680F-040	AMD	01-08-055
208-680F-060	AMD	01-08-055
208-680F-070	AMD	01-08-055
208-680G-010	NEW	01-08-055
208-680G-020	NEW	01-08-055
208-680G-030	NEW	01-08-055
208-680G-040	NEW	01-08-055
208-680G-050	NEW	01-08-055
210- 03-010	NEW-P	01-06-060
210- 03-010	NEW	01-11-062
210- 03-020	NEW-P	01-06-060
210- 03-020	NEW	01-11-062
210- 03-030	NEW-P	01-06-060
210- 03-030	NEW	01-11-062
210- 03-040	NEW-P	01-06-060
210- 03-040	NEW	01-11-062
210- 03-050	NEW-P	01-06-060
210- 03-050	NEW	01-11-062
210- 03-060	NEW-P	01-06-060
210- 03-060	NEW	01-11-062
210- 03-070	NEW-P	01-06-060
210- 03-070	NEW	01-11-062
210- 03-080	NEW-P	01-06-060
210- 03-080	NEW	01-11-062
220- 16-260	AMD	01-03-016
220- 16-270	AMD	01-03-016
220- 20-016	AMD-P	01-02-085
220- 20-016	AMD	01-07-015
220- 20-05500A	NEW-E	01-12-038
220- 24-020	AMD-P	01-10-108
220- 24-020	AMD	01-13-006
220- 24-02000Q	NEW-E	01-10-058
220- 24-02000Q	REP-E	01-10-058
220- 24-02000Q	REP-E	01-11-066
220- 24-02000R	NEW-E	01-11-023
220- 24-02000R	REP-E	01-11-066
220- 24-02000R	REP-E	01-13-050
220- 24-02000S	NEW-E	01-13-050
220- 24-040	NEW-P	01-10-108
220- 24-040	NEW	01-13-006
220- 32-05100A	NEW-E	01-11-042
220- 32-05100A	REP-E	01-12-006
220- 32-05100B	NEW-E	01-12-006
220- 32-05100B	REP-E	01-12-006
220- 32-05100C	NEW-E	01-14-014
220- 32-05100C	REP-E	01-14-014
220- 32-05100D	NEW-E	01-14-030
220- 32-05100D	REP-E	01-14-030
220- 32-05100	NEW-E	01-04-042
220- 32-05100	REP-E	01-04-042
220- 32-05100	REP-E	01-07-023
220- 32-05100X	NEW-E	01-09-067
220- 32-05100X	REP-E	01-09-067
220- 32-05100Y	NEW-E	01-10-022
220- 32-05100Y	REP-E	01-10-022
220- 32-05100Y	REP-E	01-11-002
220- 32-05100Z	NEW-E	01-11-002
220- 32-05100Z	REP-E	01-11-042
220- 32-05700I	NEW-E	01-12-024
220- 32-05700I	REP-E	01-12-024
220- 33-01000Q	NEW-E	01-05-069
220- 33-01000Q	REP-E	01-05-069
220- 33-01000Q	REP-E	01-06-004
220- 33-01000R	NEW-E	01-06-004
220- 33-01000R	REP-E	01-10-021
220- 33-01000S	NEW-E	01-10-021
220- 33-01000S	REP-E	01-11-016
220- 33-01000T	NEW-E	01-11-016
220- 33-01000T	REP-E	01-14-018
220- 33-01000U	NEW-E	01-14-018
220- 33-01000U	REP-E	01-14-018
220- 33-01000U	REP-E	01-14-029
220- 33-01000V	NEW-E	01-14-029
220- 33-01000V	REP-E	01-14-029
220- 33-03000R	NEW-E	01-11-041
220- 33-03000R	REP-E	01-11-041
220- 33-040	AMD-W	01-03-015
220- 33-04000K	REP-E	01-07-005
220- 33-04000L	NEW-E	01-07-005
220- 33-04000L	REP-E	01-07-005
220- 33-04000L	REP-E	01-07-047
220- 33-04000	NEW-E	01-07-047
220- 33-04000	REP-E	01-07-047
220- 33-060	AMD-S	01-02-082
220- 33-060	AMD	01-07-016
220- 36-021	AMD-P	01-10-116
220- 36-021	AMD	01-13-055
220- 36-023	AMD-P	01-10-116
220- 36-023	AMD	01-13-055
220- 40-021	AMD-P	01-10-116
220- 40-021	AMD	01-13-055
220- 40-027	AMD-P	01-10-116
220- 40-027	AMD	01-13-055
220- 44-020	AMD-S	01-02-082
220- 44-020	AMD	01-07-016
220- 44-045	NEW-P	01-13-094
220- 44-050	AMD-P	01-10-115
220- 44-050	AMD	01-13-002
220- 44-05000C	NEW-E	01-03-088
220- 44-05000C	REP-E	01-11-024
220- 44-05000D	NEW-E	01-09-056
220- 44-05000E	NEW-E	01-11-024
220- 47-301	AMD-P	01-02-085
220- 47-301	AMD	01-07-015
220- 47-304	REP-P	01-10-118
220- 47-304	REP	01-13-056
220- 47-311	AMD-P	01-10-118
220- 47-311	AMD	01-13-056

TABLE

WAC #	ACTION	WSR #
220- 47-401	AMD-P	01-10-118
220- 47-401	AMD	01-13-056
220- 47-411	AMD-P	01-10-118
220- 47-411	AMD	01-13-056
220- 47-428	AMD-P	01-10-118
220- 47-428	AMD	01-13-056
220- 48-00500H	NEW-E	01-08-073
220- 48-015	AMD-P	01-05-070
220- 48-015	AMD	01-10-001
220- 48-01500	NEW-E	01-08-011
220- 52-00300N	REP-E	01-14-042
220- 52-03000N	NEW-E	01-14-003
220- 52-03000N	REP-E	01-14-003
220- 52-040	AMD	01-11-009
220- 52-040	AMD-P	01-13-081
220- 52-04000V	NEW-E	01-04-009
220- 52-04000	NEW-E	01-04-030
220- 52-04000	REP-E	01-04-030
220- 52-04000	REP-E	01-04-076
220- 52-04000X	NEW-E	01-04-076
220- 52-04000X	REP-E	01-05-044
220- 52-04000Y	NEW-E	01-05-044
220- 52-04000Y	REP-E	01-05-044
220- 52-04000Z	NEW-E	01-12-064
220- 52-043	AMD-P	01-13-081
220- 52-046	AMD	01-11-009
220- 52-04600I	REP-E	01-04-030
220- 52-04600K	NEW-E	01-04-030
220- 52-04600K	REP-E	01-04-076
220- 52-04600	NEW-E	01-04-076
220- 52-04600	REP-E	01-05-044
220- 52-04600N	NEW-E	01-05-044
220- 52-04600N	REP-E	01-12-064
220- 52-04600P	NEW-E	01-12-064
220- 52-04600Q	NEW-E	01-13-031
220- 52-04600Q	REP-E	01-13-031
220- 52-051	AMD	01-03-016
220- 52-05100K	NEW-E	01-09-054
220- 52-05100K	REP-E	01-10-040
220- 52-05100L	NEW-E	01-10-040
220- 52-05100L	REP-E	01-13-072
220- 52-05100	NEW-E	01-13-072
220- 52-05100	REP-E	01-14-041
220- 52-05100N	NEW-E	01-14-041
220- 52-071	AMD-P	01-02-086
220- 52-071	AMD	01-07-021
220- 52-07100R	NEW-E	01-13-030
220- 52-073	AMD-P	01-02-086
220- 52-073	AMD	01-07-021
220- 52-07300B	REP-E	01-03-014
220- 52-07300C	NEW-E	01-03-014
220- 52-07300C	REP-E	01-03-043
220- 52-07300D	NEW-E	01-03-043
220- 52-07300D	REP-E	01-03-062
220- 52-07300E	NEW-E	01-03-062
220- 52-07300E	REP-E	01-03-093
220- 52-07300F	NEW-E	01-03-093
220- 52-07300F	REP-E	01-04-010
220- 52-07300G	NEW-E	01-04-010
220- 52-07300G	REP-E	01-04-049
220- 52-07300H	NEW-E	01-04-049
220- 52-07300H	REP-E	01-05-011
220- 52-07300I	NEW-E	01-05-011
220- 52-07500C	NEW-E	01-10-040
220- 55-115	AMD-P	01-05-112
220- 55-115	AMD	01-10-030
220- 56-105	AMD-P	01-10-109
220- 56-105	AMD	01-14-001
220- 56-10500C	NEW-E	01-07-022
220- 56-115	AMD	01-06-036
220- 56-123	AMD	01-06-036
220- 56-124	AMD-P	01-10-109
220- 56-124	AMD	01-14-001
220- 56-12400G	NEW-E	01-10-038
220- 56-126	AMD	01-06-036
220- 56-145	AMD	01-06-036
220- 56-14500A	NEW-E	01-11-087
220- 56-150	AMD-W	01-11-074
220- 56-175	AMD	01-06-036
220- 56-195	AMD-P	01-10-109
220- 56-195	AMD	01-14-001
220- 56-19500H	NEW-E	01-10-038
220- 56-210	AMD	01-06-051
220- 56-235	AMD	01-06-036
220- 56-23500K	NEW-E	01-07-009
220- 56-240	AMD	01-06-036
220- 56-24000E	NEW-E	01-03-044
220- 56-25000C	NEW-E	01-07-009
220- 56-25500U	NEW-E	01-12-005
220- 56-25500U	REP-E	01-12-044
220- 56-25500V	NEW-E	01-12-044
220- 56-25500V	REP-E	01-13-021
220- 56-25500	NEW-E	01-13-021
220- 56-27000H	REP-E	01-06-005
220- 56-27000I	NEW-E	01-06-005
220- 56-27000I	REP-E	01-06-005
220- 56-27000I	REP-E	01-06-050
220- 56-27000J	NEW-E	01-06-050
220- 56-27000J	REP-E	01-06-050
220- 56-27000J	REP-E	01-07-046
220- 56-27000K	NEW-E	01-07-046
220- 56-27000K	REP-E	01-07-046
220- 56-282	AMD	01-06-036
220- 56-28200A	NEW-E	01-13-032
220- 56-28200A	REP-E	01-13-032
220- 56-285	AMD	01-06-036
220- 56-28500A	NEW-E	01-10-023
220- 56-28500A	REP-E	01-10-023
220- 56-28500Y	NEW-E	01-07-007
220- 56-28500Y	REP-E	01-07-007
220- 56-28500Y	REP-E	01-10-002
220- 56-28500Z	NEW-E	01-09-003
220- 56-290	REP	01-06-036
220- 56-295	REP	01-06-036
220- 56-305	REP	01-06-036
220- 56-315	AMD	01-07-024
220- 56-315	AMD-W	01-07-080
220- 56-320	AMD	01-06-036
220- 56-325	AMD	01-06-036
220- 56-32500K	NEW-E	01-11-001
220- 56-32500K	REP-E	01-11-040
220- 56-32500L	NEW-E	01-11-040
220- 56-32500L	REP-E	01-12-043
220- 56-32500	NEW-E	01-12-043
220- 56-32500	REP-E	01-14-013
220- 56-32500N	NEW-E	01-12-049
220- 56-32500N	REP-E	01-12-049
220- 56-32500P	NEW-E	01-14-013
220- 56-330	AMD	01-06-036
220- 56-33000J	REP-E	01-08-072
220- 56-33000K	NEW-E	01-08-072
220- 56-33000K	REP-E	01-10-006
220- 56-33000L	NEW-E	01-10-006
220- 56-33000L	REP-E	01-11-094
220- 56-33000	NEW-E	01-11-094
220- 56-33000	REP-E	01-12-027
220- 56-33000N	NEW-E	01-12-027
220- 56-33000N	REP-E	01-12-065
220- 56-33000P	NEW-E	01-12-065
220- 56-33000P	REP-E	01-13-007
220- 56-33000Q	NEW-E	01-13-007
220- 56-33000Q	REP-E	01-13-092
220- 56-33000R	NEW-E	01-13-092
220- 56-33000R	REP-E	01-14-002
220- 56-33000S	NEW-E	01-14-002
220- 56-33000S	REP-E	01-14-028
220- 56-33000S	REP-E	01-14-050
220- 56-33000T	NEW-E	01-14-028
220- 56-33000T	REP-E	01-14-050
220- 56-33000U	NEW-E	01-14-050
220- 56-350	AMD	01-06-036
220- 56-35000H	REP-E	01-06-035
220- 56-35000I	NEW-E	01-06-035
220- 56-36000G	NEW-E	01-04-046
220- 56-36000G	REP-E	01-04-046
220- 56-36000H	NEW-E	01-10-041
220- 56-36000H	REP-E	01-10-041
220- 56-36000I	NEW-E	01-11-036
220- 56-36000I	REP-E	01-11-036
220- 56-36000J	NEW-E	01-11-131
220- 56-36000J	REP-E	01-11-131
220- 56-380	AMD	01-06-036
220- 56-38000A	NEW-E	01-06-035
220- 56-38000A	REP-E	01-06-035
220- 56-38000A	REP-E	01-07-006
220- 56-38000B	NEW-E	01-07-006
220- 56-38000B	REP-E	01-14-028
220- 56-38000Z	REP-E	01-07-006
220- 69-240	AMD-P	01-02-085
220- 69-240	AMD-P	01-02-086
220- 69-240	AMD	01-07-015
220- 69-24000U	NEW-E	01-09-054
220- 69-24000U	REP-E	01-10-040
220- 69-24000V	NEW-E	01-10-040
220- 77-090	AMD-P	01-13-121
220- 77-095	NEW-P	01-13-121
220- 88C-010	NEW-S	01-02-082
220- 88C-010	NEW	01-07-016
220- 88C-020	NEW-S	01-02-082
220- 88C-020	NEW	01-07-016
220- 88C-030	NEW-S	01-02-082
220- 88C-030	NEW	01-07-016
220- 88C-040	NEW-S	01-02-082
220- 88C-040	NEW	01-07-016
220- 88C-050	NEW-S	01-02-082
220- 88C-050	NEW	01-07-016

TABLE

WAC #	ACTION	WSR #
220- 95-013	AMD-P	01-05-120
220- 95-013	AMD	01-10-031
220- 95-018	AMD-P	01-05-120
220- 95-018	AMD	01-10-031
220- 95-01800B	NEW-E	01-10-032
220- 95-022	AMD-P	01-05-120
220- 95-022	AMD	01-10-031
220- 95-02200C	NEW-E	01-10-032
220- 95-027	AMD-P	01-05-120
220- 95-027	AMD	01-10-031
220- 95-032	AMD-P	01-05-120
220- 95-032	AMD	01-10-031
220- 95-034	NEW-P	01-05-120
220-130-040	AMD-P	01-13-083
220-140-020	AMD-P	01-13-083
222- 08-020	AMD-C	01-07-117
222- 08-020	AMD	01-12-042
222- 08-030	AMD-C	01-07-117
222- 08-030	AMD	01-12-042
222- 08-035	AMD-C	01-07-117
222- 08-035	AMD	01-12-042
222- 10-010	AMD-C	01-07-117
222- 10-010	AMD	01-12-042
222- 10-020	NEW-W	01-09-071
222- 10-030	NEW-C	01-07-117
222- 10-030	NEW	01-12-042
222- 10-035	NEW-C	01-07-117
222- 10-035	AMD	01-12-042
222- 10-041	AMD-C	01-07-117
222- 10-041	AMD	01-12-042
222- 10-125	NEW-C	01-07-117
222- 10-125	NEW	01-12-042
222- 12-010	AMD-C	01-07-117
222- 12-010	AMD	01-12-042
222- 12-020	AMD-C	01-07-117
222- 12-020	AMD	01-12-042
222- 12-030	AMD-C	01-07-117
222- 12-030	AMD	01-12-042
222- 12-040	AMD-C	01-07-117
222- 12-040	AMD	01-12-042
222- 12-0401	NEW-C	01-07-117
222- 12-0401	NEW	01-12-042
222- 12-0402	NEW-C	01-07-117
222- 12-0402	NEW	01-12-042
222- 12-0403	NEW-C	01-07-117
222- 12-0403	NEW	01-12-042
222- 12-0404	NEW-C	01-07-117
222- 12-0404	NEW	01-12-042
222- 12-0405	NEW-C	01-07-117
222- 12-0405	NEW	01-12-042
222- 12-041	NEW-C	01-07-117
222- 12-041	NEW	01-12-042
222- 12-044	NEW-C	01-07-117
222- 12-044	NEW	01-12-042
222- 12-045	AMD-C	01-07-117
222- 12-045	AMD	01-12-042
222- 12-046	AMD-C	01-07-117
222- 12-046	AMD	01-12-042
222- 12-050	AMD-C	01-07-117
222- 12-050	AMD	01-12-042
222- 12-070	AMD-C	01-07-117
222- 12-070	AMD	01-12-042
222- 12-090	AMD-C	01-07-117
222- 12-090	AMD	01-12-042
222- 16-010	AMD-C	01-07-117
222- 16-010	AMD	01-12-042
222- 16-030	AMD-C	01-07-117
222- 16-030	AMD	01-12-042
222- 16-031	NEW-C	01-07-117
222- 16-031	NEW	01-12-042
222- 16-035	AMD-C	01-07-117
222- 16-035	AMD	01-12-042
222- 16-036	NEW-C	01-07-117
222- 16-036	NEW	01-12-042
222- 16-050	AMD-C	01-07-117
222- 16-050	AMD	01-12-042
222- 16-051	NEW	01-12-042
222- 16-070	AMD-C	01-07-117
222- 16-070	AMD	01-12-042
222- 16-080	AMD-C	01-07-117
222- 16-080	AMD	01-12-042
222- 16-100	AMD-C	01-07-117
222- 16-100	AMD	01-12-042
222- 16-105	AMD-C	01-07-117
222- 16-105	AMD	01-12-042
222- 20-010	AMD-C	01-07-117
222- 20-010	AMD	01-12-042
222- 20-015	NEW-C	01-07-117
222- 20-015	NEW	01-12-042
222- 20-020	AMD-C	01-07-117
222- 20-020	AMD	01-12-042
222- 20-040	AMD-C	01-07-117
222- 20-040	AMD	01-12-042
222- 20-050	AMD-C	01-07-117
222- 20-050	AMD	01-12-042
222- 20-055	NEW-C	01-07-117
222- 20-055	NEW	01-12-042
222- 20-070	AMD-C	01-07-117
222- 20-070	AMD	01-12-042
222- 20-080	AMD-C	01-07-117
222- 20-080	AMD	01-12-042
222- 20-100	AMD-C	01-07-117
222- 20-100	AMD	01-12-042
222- 21-005	NEW-C	01-07-117
222- 21-005	NEW	01-12-042
222- 21-010	NEW-C	01-07-117
222- 21-010	NEW	01-12-042
222- 21-020	NEW-C	01-07-117
222- 21-020	NEW	01-12-042
222- 21-030	NEW-C	01-07-117
222- 21-030	NEW	01-12-042
222- 21-035	NEW-C	01-07-117
222- 21-035	NEW	01-12-042
222- 21-040	NEW-C	01-07-117
222- 21-040	NEW	01-12-042
222- 21-045	NEW-C	01-07-117
222- 21-045	NEW	01-12-042
222- 21-050	NEW-C	01-07-117
222- 21-050	NEW	01-12-042
222- 21-060	NEW-C	01-07-117
222- 21-060	NEW	01-12-042
222- 21-065	NEW-C	01-07-117
222- 21-065	NEW	01-12-042
222- 21-070	NEW-C	01-07-117
222- 21-070	NEW	01-12-042
222- 21-080	NEW-C	01-07-117
222- 21-080	NEW	01-12-042
222- 21-090	NEW-C	01-07-117
222- 21-090	NEW	01-12-042
222- 22-010	AMD-W	01-09-071
222- 22-030	AMD-W	01-09-071
222- 22-035	NEW-W	01-09-071
222- 22-040	AMD-W	01-09-071
222- 22-050	AMD-W	01-09-071
222- 22-060	AMD-W	01-09-071
222- 22-065	NEW-W	01-09-071
222- 22-070	AMD-C	01-07-117
222- 22-070	AMD	01-12-042
222- 22-075	NEW-C	01-07-117
222- 22-075	NEW	01-12-042
222- 22-076	NEW-C	01-07-117
222- 22-076	NEW	01-12-042
222- 22-080	AMD-C	01-07-117
222- 22-080	AMD	01-12-042
222- 22-090	AMD-C	01-07-117
222- 22-090	AMD	01-12-042
222- 22-100	AMD-C	01-07-117
222- 22-100	AMD	01-12-042
222- 23-010	NEW-C	01-07-117
222- 23-010	NEW	01-12-042
222- 23-020	NEW-C	01-07-117
222- 23-020	NEW	01-12-042
222- 23-025	NEW-C	01-07-117
222- 23-025	NEW	01-12-042
222- 23-030	NEW-C	01-07-117
222- 23-030	NEW	01-12-042
222- 24-010	AMD-C	01-07-117
222- 24-010	AMD	01-12-042
222- 24-015	NEW-C	01-07-117
222- 24-015	NEW	01-12-042
222- 24-020	AMD-C	01-07-117
222- 24-020	AMD	01-12-042
222- 24-025	REP-C	01-07-117
222- 24-025	REP	01-12-042
222- 24-026	NEW-C	01-07-117
222- 24-026	NEW	01-12-042
222- 24-030	AMD-C	01-07-117
222- 24-030	AMD	01-12-042
222- 24-035	AMD-C	01-07-117
222- 24-035	AMD	01-12-042
222- 24-040	AMD-C	01-07-117
222- 24-040	AMD	01-12-042
222- 24-050	AMD-C	01-07-117
222- 24-050	AMD	01-12-042
222- 24-051	NEW-C	01-07-117
222- 24-051	NEW	01-12-042
222- 24-052	NEW-C	01-07-117
222- 24-052	NEW	01-12-042
222- 24-060	AMD-C	01-07-117
222- 24-060	AMD	01-12-042
222- 30-010	AMD-C	01-07-117
222- 30-010	AMD	01-12-042
222- 30-020	AMD-C	01-07-117
222- 30-020	AMD	01-12-042
222- 30-021	NEW-C	01-07-117
222- 30-021	NEW	01-12-042

TABLE

WAC #	ACTION	WSR #
222- 30-022	NEW-C	01-07-117
222- 30-022	NEW	01-12-042
222- 30-023	NEW-C	01-07-117
222- 30-023	NEW	01-12-042
222- 30-025	AMD-C	01-07-117
222- 30-025	AMD	01-12-042
222- 30-030	REP-C	01-07-117
222- 30-030	AMD	01-12-042
222- 30-040	AMD-C	01-07-117
222- 30-040	AMD	01-12-042
222- 30-045	NEW-C	01-07-117
222- 30-045	NEW	01-12-042
222- 30-050	AMD-C	01-07-117
222- 30-050	AMD	01-12-042
222- 30-060	AMD-C	01-07-117
222- 30-060	AMD	01-12-042
222- 30-070	AMD-C	01-07-117
222- 30-070	AMD	01-12-042
222- 30-100	AMD-C	01-07-117
222- 30-100	AMD	01-12-042
222- 30-110	AMD-C	01-07-117
222- 30-110	AMD	01-12-042
222- 34-040	AMD-C	01-07-117
222- 34-040	AMD	01-12-042
222- 38-010	AMD-C	01-07-117
222- 38-010	AMD	01-12-042
222- 38-020	AMD-C	01-07-117
222- 38-020	AMD	01-12-042
222- 38-030	AMD-C	01-07-117
222- 38-030	AMD	01-12-042
222- 38-040	AMD-C	01-07-117
222- 38-040	AMD	01-12-042
222- 46-012	NEW-C	01-07-117
222- 46-012	NEW	01-12-042
222- 46-030	AMD-C	01-07-117
222- 46-030	AMD	01-12-042
222- 46-040	AMD-C	01-07-117
222- 46-040	AMD	01-12-042
222- 46-060	AMD-C	01-07-117
222- 46-060	AMD	01-12-042
222- 46-065	AMD-W	01-09-071
222- 46-070	AMD-C	01-07-117
222- 46-070	AMD	01-12-042
222- 46-090	NEW-C	01-07-117
222- 46-090	NEW	01-12-042
222- 50-010	AMD-C	01-07-117
222- 50-010	AMD	01-12-042
222- 50-020	AMD-C	01-07-117
222- 50-020	AMD	01-12-042
222- 50-030	AMD-C	01-07-117
222- 50-030	AMD	01-12-042
222- 50-040	AMD-C	01-07-117
222- 50-040	AMD	01-12-042
222- 50-050	AMD-C	01-07-117
222- 50-050	AMD	01-12-042
222- 50-060	AMD-C	01-07-117
222- 50-060	AMD	01-12-042
230- 02-138	REP-XR	01-05-119
230- 02-138	REP	01-09-022
230- 02-260	AMD-W	01-14-072
230- 02-362	REP	01-05-020
230- 02-364	REP	01-05-020
230- 02-366	REP	01-05-020
230- 02-530	REP	01-05-020
230- 02-535	REP	01-05-020
230- 02-540	REP	01-05-020
230- 04-140	AMD	01-05-021
230- 04-142	AMD	01-05-021
230- 04-190	AMD-P	01-07-091
230- 04-190	AMD	01-11-063
230- 04-202	AMD	01-05-019
230- 04-202	AMD-W	01-09-072
230- 04-202	AMD-P	01-13-090
230- 04-203	AMD	01-05-019
230- 04-204	AMD	01-05-019
230- 04-260	AMD	01-05-020
230- 08-027	AMD-P	01-10-122
230- 08-027	DECOD-P	01-10-122
230- 08-027	AMD	01-13-091
230- 08-027	DECOD	01-13-091
230- 08-090	AMD-P	01-10-122
230- 08-090	DECOD-P	01-10-122
230- 08-090	AMD	01-13-091
230- 08-090	DECOD	01-13-091
230- 12-072	AMD-P	01-10-122
230- 12-072	DECOD-P	01-10-122
230- 12-072	AMD	01-13-091
230- 12-072	DECOD	01-13-091
230- 12-073	AMD-P	01-10-122
230- 12-073	DECOD-P	01-10-122
230- 12-073	AMD	01-13-091
230- 12-073	DECOD	01-13-091
230- 20-036	NEW-W	01-14-072
230- 20-058	REP	01-05-020
230- 20-059	AMD	01-05-020
230- 20-060	REP	01-05-020
230- 20-062	REP	01-05-020
230- 20-125	AMD-P	01-10-120
230- 20-125	AMD	01-13-089
230- 30-033	NEW	01-05-018
230- 30-034	NEW	01-05-018
230- 30-052	AMD	01-05-020
230- 30-106	AMD-P	01-10-120
230- 30-106	AMD	01-13-089
230- 40-010	AMD-P	01-07-092
230- 40-050	AMD-P	01-10-122
230- 40-050	AMD	01-13-091
230- 40-052	RECOD-P	01-10-122
230- 40-052	RECOD	01-13-091
230- 40-055	AMD-P	01-10-122
230- 40-055	AMD	01-13-091
230- 40-070	AMD-P	01-07-092
230- 40-120	AMD-P	01-10-122
230- 40-120	AMD	01-13-091
230- 40-455	NEW-P	01-10-122
230- 40-500	AMD-P	01-10-122
230- 40-500	AMD	01-13-091
230- 40-505	NEW-P	01-10-122
230- 40-505	NEW	01-13-091
230- 40-608	RECOD-P	01-10-122
230- 40-608	RECOD	01-13-091
230- 40-610	AMD-P	01-10-122
230- 40-610	AMD	01-13-091
230- 40-625	NEW-P	01-10-122
230- 40-625	NEW	01-13-091
230- 40-630	NEW-P	01-10-122
230- 40-630	NEW	01-13-091
230- 40-803	AMD-P	01-10-122
230- 40-805	AMD-P	01-10-122
230- 40-805	AMD	01-13-091
230- 40-808	RECOD-P	01-10-122
230- 40-808	RECOD	01-13-091
230- 40-815	AMD-P	01-10-122
230- 40-815	AMD	01-13-091
230- 40-820	REP-P	01-10-122
230- 40-820	REP	01-13-091
230- 40-821	RECOD-P	01-10-122
230- 40-821	RECOD	01-13-091
230- 40-825	AMD-P	01-10-122
230- 40-825	AMD	01-13-091
230- 40-830	AMD-P	01-10-122
230- 40-830	AMD	01-13-091
230- 40-833	AMD-P	01-10-122
230- 40-833	AMD	01-13-091
230- 40-840	AMD-P	01-10-122
230- 40-840	AMD	01-13-091
230- 40-865	AMD-P	01-10-122
230- 40-865	AMD	01-13-091
230- 40-870	AMD-P	01-10-122
230- 40-870	AMD	01-13-091
230- 40-875	AMD-P	01-10-122
230- 40-875	AMD	01-13-091
230- 40-885	AMD-P	01-10-122
230- 40-885	AMD	01-13-091
230- 40-895	AMD-P	01-10-122
230- 40-895	AMD	01-13-091
230- 40-897	REP-P	01-10-122
230- 50-010	AMD	01-05-020
232- 12-001	AMD-P	01-05-135
232- 12-001	AMD	01-10-048
232- 12-004	AMD-P	01-05-144
232- 12-004	AMD	01-10-048
232- 12-007	AMD-P	01-05-144
232- 12-007	AMD	01-10-048
232- 12-027	AMD-P	01-05-144
232- 12-027	AMD	01-10-048
232- 12-054	AMD-P	01-13-095
232- 12-068	AMD-P	01-05-138
232- 12-068	AMD	01-10-048
232- 12-068	AMD-P	01-13-120
232- 12-071	AMD-P	01-05-135
232- 12-071	AMD	01-10-048
232- 12-077	AMD-W	01-11-074
232- 12-131	REP-P	01-05-146
232- 12-131	REP	01-10-048
232- 12-141	AMD-P	01-05-135
232- 12-141	AMD	01-10-048
232- 12-142	NEW-P	01-05-111
232- 12-142	NEW-P	01-13-082
232- 12-243	NEW-P	01-13-093
232- 12-24800A	NEW-E	01-07-020
232- 12-257	AMD-P	01-13-120
232- 12-271	AMD-P	01-05-144
232- 12-271	AMD	01-10-048
232- 12-619	AMD-W	01-11-074
232- 28-02203	AMD	01-04-037

TABLE

WAC #	ACTION	WSR #
232- 28-02203	AMD-P	01-05-136
232- 28-02203	AMD	01-10-048
232- 28-02204	AMD	01-04-037
232- 28-02205	AMD-P	01-05-136
232- 28-02205	AMD	01-10-048
232- 28-02206	AMD	01-04-037
232- 28-02220	AMD-P	01-05-143
232- 28-02220	AMD	01-10-048
232- 28-02240	AMD-P	01-05-143
232- 28-02240	AMD	01-10-048
232- 28-248	AMD-P	01-05-142
232- 28-248	AMD	01-10-048
232- 28-258	REP-P	01-05-140
232- 28-258	REP	01-10-048
232- 28-260	AMD	01-04-037
232- 28-260	REP-P	01-05-140
232- 28-260	REP	01-10-048
232- 28-271	AMD	01-04-037
232- 28-272	AMD-P	01-05-134
232- 28-272	AMD	01-10-048
232- 28-272	AMD-P	01-13-093
232- 28-273	AMD-P	01-05-137
232- 28-273	AMD	01-10-048
232- 28-274	REP-W	01-03-077
232- 28-274	REP-P	01-05-146
232- 28-274	REP	01-10-048
232- 28-275	AMD	01-04-037
232- 28-276	AMD-P	01-05-141
232- 28-276	AMD	01-10-048
232- 28-277	AMD	01-04-037
232- 28-278	AMD-P	01-05-139
232- 28-278	AMD	01-10-048
232- 28-279	AMD-P	01-05-145
232- 28-279	AMD	01-10-048
232- 28-280	REP-P	01-05-146
232- 28-280	REP	01-10-048
232- 28-281	REP-P	01-05-146
232- 28-281	REP	01-10-048
232- 28-290	NEW-P	01-05-140
232- 28-290	NEW	01-10-048
232- 28-291	NEW-P	01-05-140
232- 28-291	NEW	01-10-048
232- 28-292	NEW-P	01-05-140
232- 28-292	NEW	01-10-048
232- 28-293	NEW-P	01-05-140
232- 28-293	NEW	01-10-048
232- 28-299	NEW-P	01-05-134
232- 28-299	NEW	01-10-048
232- 28-424	REP-P	01-13-120
232- 28-42400C	NEW-E	01-03-013
232- 28-42400C	REP-E	01-03-013
232- 28-425	NEW-P	01-13-120
232- 28-515	AMD-P	01-05-135
232- 28-515	AMD	01-10-048
232- 28-619	AMD	01-06-036
232- 28-619	AMD-P	01-10-109
232- 28-619	AMD	01-14-001
232- 28-61900A	NEW-E	01-10-023
232- 28-61900A	REP-E	01-10-023
232- 28-61900B	NEW-E	01-10-046
232- 28-61900B	REP-E	01-10-046
232- 28-61900C	NEW-E	01-10-057
232- 28-61900C	REP-E	01-10-057
232- 28-61900D	NEW-E	01-11-017
232- 28-61900D	REP-E	01-11-017
232- 28-61900E	NEW-E	01-11-066
232- 28-61900E	REP-E	01-11-066
232- 28-61900F	NEW-E	01-11-065
232- 28-61900F	REP-E	01-11-065
232- 28-61900G	NEW-E	01-11-057
232- 28-61900G	REP-E	01-14-049
232- 28-61900H	NEW-E	01-11-088
232- 28-61900H	REP-E	01-12-025
232- 28-61900I	NEW-E	01-12-025
232- 28-61900J	NEW-E	01-12-066
232- 28-61900J	REP-E	01-12-066
232- 28-61900K	NEW-E	01-14-015
232- 28-61900N	NEW-E	01-03-061
232- 28-61900N	REP-E	01-03-061
232- 28-61900N	REP-E	01-05-043
232- 28-61900P	NEW-E	01-04-011
232- 28-61900P	REP-E	01-04-011
232- 28-61900Q	NEW-E	01-05-010
232- 28-61900Q	REP-E	01-05-010
232- 28-61900R	NEW-E	01-05-080
232- 28-61900R	REP-E	01-05-080
232- 28-61900S	NEW-E	01-06-007
232- 28-61900S	REP-E	01-06-007
232- 28-61900T	NEW-E	01-07-007
232- 28-61900T	REP-E	01-07-007
232- 28-61900T	REP-E	01-10-002
232- 28-61900U	NEW-E	01-07-022
232- 28-61900U	REP-E	01-09-055
232- 28-61900V	NEW-E	01-07-089
232- 28-61900V	REP-E	01-07-089
232- 28-61900	NEW-E	01-09-029
232- 28-61900X	NEW-E	01-09-030
232- 28-61900X	REP-E	01-09-030
232- 28-61900X	REP-E	01-11-066
232- 28-61900Y	NEW-E	01-09-053
232- 28-61900Y	REP-E	01-09-053
232- 28-61900Y	REP-E	01-12-026
232- 28-61900Z	NEW-E	01-09-055
232- 28-61900Z	REP-E	01-11-088
232- 28-620	AMD-P	01-10-109
232- 28-620	AMD	01-14-001
232- 28-62000B	NEW-E	01-14-024
232- 28-621	AMD-P	01-10-109
232- 28-621	AMD	01-14-001
232- 28-62100B	NEW-E	01-10-038
246- 08-400	AMD-P	01-12-097
246-100	PREP	01-08-088
246-102-001	NEW	01-04-086
246-102-010	NEW	01-04-086
246-102-020	NEW	01-04-086
246-102-030	NEW	01-04-086
246-102-040	NEW	01-04-086
246-102-050	NEW	01-04-086
246-102-060	NEW	01-04-086
246-102-070	NEW	01-04-086
246-205-990	AMD-P	01-11-158
246-205-990	AMD	01-14-047
246-220-010	AMD-P	01-02-087
246-220-010	AMD	01-05-110
246-221-005	AMD-P	01-02-087
246-221-005	AMD	01-05-110
246-221-010	AMD-P	01-02-087
246-221-010	AMD	01-05-110
246-221-015	AMD-P	01-02-087
246-221-015	AMD	01-05-110
246-221-030	AMD-P	01-02-087
246-221-030	AMD	01-05-110
246-221-055	AMD-P	01-02-087
246-221-055	AMD	01-05-110
246-221-090	AMD-P	01-02-087
246-221-090	AMD	01-05-110
246-221-100	AMD-P	01-02-087
246-221-100	AMD	01-05-110
246-221-110	AMD-P	01-02-087
246-221-110	AMD	01-05-110
246-221-113	AMD-P	01-02-087
246-221-113	AMD	01-05-110
246-221-117	AMD-P	01-02-087
246-221-117	AMD	01-05-110
246-221-230	AMD-P	01-02-087
246-221-230	AMD	01-05-110
246-221-250	AMD-P	01-02-087
246-221-250	AMD	01-05-110
246-221-285	AMD-P	01-02-087
246-221-285	AMD	01-05-110
246-244-070	AMD-P	01-02-087
246-244-070	AMD	01-05-110
246-246-001	AMD-P	01-10-130
246-246-001	AMD	01-14-045
246-254-053	AMD-P	01-11-163
246-254-053	AMD	01-14-048
246-254-070	AMD-P	01-11-160
246-254-070	AMD	01-14-046
246-254-080	AMD-P	01-11-160
246-254-080	AMD	01-14-046
246-254-090	AMD-P	01-11-160
246-254-090	AMD	01-14-046
246-254-100	AMD-P	01-11-160
246-254-100	AMD	01-14-046
246-254-120	AMD-P	01-11-160
246-254-120	AMD	01-14-046
246-260-9901	AMD-P	01-11-158
246-260-9901	AMD	01-14-047
246-282-001	AMD	01-04-054
246-282-005	AMD	01-04-054
246-282-010	AMD	01-04-054
246-282-012	NEW	01-04-054
246-282-014	NEW	01-04-054
246-282-016	NEW	01-04-054
246-282-020	AMD	01-04-054
246-282-030	REP	01-04-054
246-282-032	NEW	01-04-054
246-282-034	NEW	01-04-054
246-282-036	NEW	01-04-054
246-282-040	REP	01-04-054
246-282-042	NEW	01-04-054
246-282-050	AMD	01-04-054
246-282-060	AMD	01-04-054
246-282-070	AMD	01-04-054
246-282-080	AMD	01-04-054
246-282-082	NEW	01-04-054

WAC #	ACTION	WSR #
246-282-090	REP	01-04-054
246-282-092	NEW	01-04-054
246-282-100	AMD	01-04-054
246-282-102	NEW	01-04-054
246-282-104	NEW	01-04-054
246-282-110	AMD	01-04-054
246-282-120	AMD	01-04-054
246-282-130	AMD	01-04-054
246-282-990	AMD	01-04-054
246-282-990	AMD-P	01-11-158
246-282-990	AMD	01-14-047
246-296-010	NEW-P	01-14-092
246-296-020	NEW-P	01-14-092
246-296-030	NEW-P	01-14-092
246-296-040	NEW-P	01-14-092
246-296-050	NEW-P	01-14-092
246-296-060	NEW-P	01-14-092
246-296-070	NEW-P	01-14-092
246-296-080	NEW-P	01-14-092
246-296-090	NEW-P	01-14-092
246-296-100	NEW-P	01-14-092
246-296-110	NEW-P	01-14-092
246-296-120	NEW-P	01-14-092
246-296-130	NEW-P	01-14-092
246-296-140	NEW-P	01-14-092
246-296-150	NEW-P	01-14-092
246-296-160	NEW-P	01-14-092
246-296-170	NEW-P	01-14-092
246-296-180	NEW-P	01-14-092
246-296-190	NEW-P	01-14-092
246-305-001	NEW	01-08-023
246-305-010	NEW	01-08-023
246-305-020	NEW	01-08-023
246-305-030	NEW	01-08-023
246-305-040	NEW	01-08-023
246-305-050	NEW	01-08-023
246-305-060	NEW	01-08-023
246-305-070	NEW	01-08-023
246-305-080	NEW	01-08-023
246-305-090	NEW	01-08-023
246-305-100	NEW	01-08-023
246-305-110	NEW	01-08-023
246-310-990	AMD-P	01-11-154
246-314-990	PREP	01-10-123
246-320-990	PREP	01-10-124
246-322-990	AMD-P	01-11-156
246-323-990	AMD-P	01-11-157
246-324-990	AMD-P	01-11-156
246-325-990	AMD-P	01-11-157
246-326-990	AMD-P	01-11-157
246-327-990	PREP	01-10-125
246-329-990	AMD-P	01-11-155
246-331-990	PREP	01-10-125
246-336-990	PREP	01-10-125
246-360-990	AMD-P	01-11-153
246-430-001	REP	01-04-086
246-430-010	REP	01-04-086
246-430-020	REP	01-04-086
246-430-030	REP	01-04-086
246-430-040	REP	01-04-086
246-430-050	REP	01-04-086
246-430-060	REP	01-04-086

WAC #	ACTION	WSR #
246-491	PREP	01-08-090
246-680	PREP	01-08-091
246-680	PREP	01-08-093
246-790	PREP	01-13-115
246-809-080	NEW-P	01-13-118
246-809-120	NEW-P	01-13-118
246-809-121	NEW-P	01-13-118
246-809-130	NEW-P	01-13-118
246-809-140	NEW-P	01-13-118
246-809-220	NEW-P	01-13-118
246-809-221	NEW-P	01-13-118
246-809-230	NEW-P	01-13-118
246-809-240	NEW-P	01-13-118
246-809-320	NEW-P	01-13-118
246-809-321	NEW-P	01-13-118
246-809-340	NEW-P	01-13-118
246-809-990	NEW-P	01-13-118
246-809-990	NEW-E	01-13-119
246-817-440	NEW-P	01-11-164
246-817-990	AMD-P	01-08-086
246-817-990	AMD-C	01-09-086
246-817-990	AMD	01-11-166
246-836-060	REP-XR	01-10-126
246-836-060	REP	01-14-091
246-840-421	NEW-P	01-10-127
246-840-422	NEW-P	01-10-127
246-840-423	NEW-P	01-10-127
246-840-424	NEW-P	01-10-127
246-840-425	NEW-P	01-10-127
246-840-426	NEW-P	01-10-127
246-840-427	NEW-P	01-10-127
246-843-072	REP	01-03-114
246-843-074	REP	01-03-114
246-853-221	NEW-P	01-10-128
246-853-222	NEW-P	01-10-128
246-853-223	NEW-P	01-10-128
246-853-224	NEW-P	01-10-128
246-853-225	NEW-P	01-10-128
246-853-226	NEW-P	01-10-128
246-853-227	NEW-P	01-10-128
246-869-220	AMD	01-04-055
246-879-090	PREP	01-09-087
246-887-100	AMD	01-03-108
246-907	PREP	01-05-109
246-907-030	AMD-P	01-09-088
246-907-030	AMD	01-12-052
246-918-005	AMD-P	01-12-095
246-918-007	AMD-P	01-12-095
246-918-050	AMD-P	01-12-095
246-918-080	AMD-P	01-12-095
246-919-330	AMD-P	01-12-098
246-919-340	AMD-P	01-12-096
246-919-475	NEW	01-03-115
246-919-840	NEW-P	01-10-129
246-919-841	NEW-P	01-10-129
246-919-842	NEW-P	01-10-129
246-919-843	NEW-P	01-10-129
246-919-844	NEW-P	01-10-129
246-919-845	NEW-P	01-10-129
246-919-846	NEW-P	01-10-129
246-928	PREP	01-14-043
246-928-015	REP-P	01-07-086

WAC #	ACTION	WSR #
246-928-015	REP	01-11-165
246-928-020	REP-P	01-07-086
246-928-020	REP	01-11-165
246-928-030	REP-P	01-07-086
246-928-030	REP	01-11-165
246-928-040	REP-P	01-07-086
246-928-040	REP	01-11-165
246-928-050	REP-P	01-07-086
246-928-050	REP	01-11-165
246-928-060	REP-P	01-07-086
246-928-060	REP	01-11-165
246-928-080	REP-P	01-07-086
246-928-080	REP	01-11-165
246-928-085	REP-P	01-07-086
246-928-085	REP	01-11-165
246-928-110	REP-P	01-07-086
246-928-110	REP	01-11-165
246-928-120	REP-P	01-07-086
246-928-120	REP	01-11-165
246-928-130	REP-P	01-07-086
246-928-130	REP	01-11-165
246-928-140	REP-P	01-07-086
246-928-140	REP	01-11-165
246-928-150	REP-P	01-07-086
246-928-150	REP	01-11-165
246-928-160	REP-P	01-07-086
246-928-160	REP	01-11-165
246-928-170	REP-P	01-07-086
246-928-170	REP	01-11-165
246-928-180	REP-P	01-07-086
246-928-180	REP	01-11-165
246-928-190	REP-P	01-07-086
246-928-190	REP	01-11-165
246-928-200	REP-P	01-07-086
246-928-200	REP	01-11-165
246-928-210	REP-P	01-07-086
246-928-210	REP	01-11-165
246-928-220	REP-P	01-07-086
246-928-220	REP	01-11-165
246-928-310	NEW-P	01-07-086
246-928-310	NEW	01-11-165
246-928-320	NEW-P	01-07-086
246-928-320	NEW	01-11-165
246-928-410	NEW-P	01-07-086
246-928-410	NEW	01-11-165
246-928-420	NEW-P	01-07-086
246-928-420	NEW	01-11-165
246-928-430	NEW-P	01-07-086
246-928-430	NEW	01-11-165
246-928-440	NEW-P	01-13-117
246-928-441	NEW-P	01-13-117
246-928-442	NEW-P	01-13-117
246-928-443	NEW-P	01-13-117
246-928-450	NEW-P	01-07-086
246-928-450	NEW	01-11-165
246-928-510	NEW-P	01-07-086
246-928-510	NEW	01-11-165
246-928-520	NEW-P	01-07-086
246-928-520	NEW	01-11-165
246-928-530	NEW-P	01-07-086
246-928-530	NEW	01-11-165
246-928-540	NEW-P	01-07-086

WAC #	ACTION	WSR #
246-928-540	NEW	01-11-165
246-928-550	NEW-P	01-07-086
246-928-550	NEW	01-11-165
246-928-560	NEW-P	01-07-086
246-928-560	NEW	01-11-165
246-928-570	NEW-P	01-07-086
246-928-570	NEW	01-11-165
246-928-610	NEW-P	01-07-086
246-928-620	NEW-P	01-07-086
246-928-710	NEW-P	01-07-086
246-928-710	NEW	01-11-165
246-928-720	NEW-P	01-07-086
246-928-720	NEW	01-11-165
246-928-730	NEW-P	01-07-086
246-928-730	NEW	01-11-165
246-928-740	NEW-P	01-07-086
246-928-740	NEW	01-11-165
246-928-750	NEW-P	01-07-086
246-928-750	NEW	01-11-165
246-928-760	NEW-P	01-07-086
246-928-760	NEW	01-11-165
246-928-990	AMD-P	01-07-086
246-928-990	AMD	01-11-165
246-939-005	NEW-P	01-06-054
246-939-005	NEW	01-14-044
246-939-020	NEW-P	01-06-054
246-939-020	NEW	01-14-044
246-939-040	NEW-P	01-06-054
246-939-040	NEW	01-14-044
246-976-031	PREP	01-11-162
246-976-500	PREP	01-10-131
246-976-510	PREP	01-10-131
246-976-550	PREP	01-10-131
246-976-560	PREP	01-10-131
246-976-600	PREP	01-10-131
246-976-610	PREP	01-10-131
246-976-650	PREP	01-10-131
246-976-720	PREP	01-10-131
246-976-730	PREP	01-10-131
246-976-770	PREP	01-10-131
246-976-780	PREP	01-10-131
246-976-810	PREP	01-10-131
246-976-820	PREP	01-10-131
246-976-885	PREP	01-10-131
246-976-935	PREP	01-10-132
246-976-960	PREP	01-11-162
248-554-001	REP	01-07-053
248-554-005	REP	01-07-053
248-554-010	REP	01-07-053
248-554-015	REP	01-07-053
248-554-018	REP	01-07-053
248-554-020	REP	01-07-053
248-554-030	REP	01-07-053
250- 44-100	AMD-P	01-06-065
250- 44-100	AMD	01-10-020
250- 44-110	AMD-P	01-06-065
250- 44-110	AMD	01-10-020
250- 44-120	AMD-P	01-06-065
250- 44-120	AMD	01-10-020
250- 63-010	NEW	01-08-017
250- 63-020	NEW	01-08-017
250- 63-030	NEW	01-08-017
250- 63-040	NEW	01-08-017
250- 63-050	NEW	01-08-017
250- 63-060	NEW	01-08-017
250- 63-070	NEW	01-08-017
250- 63-080	NEW	01-08-017
251- 01-415	AMD-P	01-08-063
251- 01-415	AMD	01-11-112
251- 12-600	AMD-P	01-08-063
251- 12-600	AMD	01-11-112
251- 17-150	AMD-W	01-07-056
251- 17-175	AMD-W	01-07-056
260- 75-010	PREP	01-12-059
262- 01-110	PREP	01-03-144
262- 01-110	AMD-P	01-07-028
262- 01-110	AMD	01-11-034
262- 01-120	PREP	01-03-144
262- 01-130	PREP	01-03-144
262- 01-130	AMD-P	01-07-028
262- 01-130	AMD	01-11-034
263- 12-050	AMD-P	01-06-058
263- 12-050	AMD	01-09-031
263- 12-059	NEW-P	01-06-059
263- 12-059	NEW	01-09-032
275- 25-500	REP-XR	01-11-104
284- 04-120	NEW	01-03-034
284- 04-120	AMD-E	01-14-053
284- 04-200	NEW	01-03-034
284- 04-205	NEW	01-03-034
284- 04-210	NEW	01-03-034
284- 04-215	NEW	01-03-034
284- 04-220	NEW	01-03-034
284- 04-225	NEW	01-03-034
284- 04-300	NEW	01-03-034
284- 04-305	NEW	01-03-034
284- 04-310	NEW	01-03-034
284- 04-400	NEW	01-03-034
284- 04-405	NEW	01-03-034
284- 04-410	NEW	01-03-034
284- 04-500	NEW	01-03-034
284- 04-505	NEW	01-03-034
284- 04-510	NEW	01-03-034
284- 04-515	NEW	01-03-034
284- 04-520	NEW	01-03-034
284- 04-525	NEW	01-03-034
284- 04-600	NEW	01-03-034
284- 04-605	NEW	01-03-034
284- 04-610	NEW	01-03-034
284- 04-615	NEW	01-03-034
284- 04-620	NEW	01-03-034
284- 04-900	NEW	01-03-034
284- 07-050	AMD-P	01-08-098
284- 07-050	AMD	01-11-077
284- 07-130	AMD-P	01-11-167
284- 16-020	NEW-W	01-09-074
284- 43-130	AMD	01-03-032
284- 43-130	AMD	01-03-033
284- 43-200	AMD	01-03-033
284- 43-251	NEW	01-03-033
284- 43-410	NEW	01-03-033
284- 43-610	REP	01-03-033
284- 43-615	NEW	01-03-033
284- 43-620	AMD	01-03-033
284- 43-630	NEW	01-03-033
284- 43-815	NEW	01-03-032
284- 43-820	NEW	01-03-033
284- 43-821	NEW	01-03-035
284- 43-822	NEW-W	01-12-083
284- 43-823	NEW	01-03-035
284- 43-824	NEW	01-03-035
284- 43-824	AMD-E	01-04-087
284- 43-824	AMD-E	01-14-054
284- 43-899	NEW	01-03-033
284- 66-030	AMD-W	01-12-084
284- 66-063	AMD-W	01-12-084
284- 66-066	AMD-W	01-12-084
284- 66-077	AMD-W	01-12-084
284- 66-092	AMD-W	01-12-084
284- 66-110	AMD-W	01-12-084
284- 66-120	AMD-W	01-12-084
284- 66-142	AMD-W	01-12-084
284- 66-170	AMD-W	01-12-084
286- 06	PREP	01-02-090
286- 06-045	NEW-P	01-09-025
286- 06-050	AMD-P	01-09-025
286- 06-060	AMD-P	01-09-025
286- 06-065	AMD-P	01-09-025
286- 06-080	AMD-P	01-09-025
286- 06-090	AMD-P	01-09-025
286- 06-100	AMD-P	01-09-025
286- 06-110	AMD-P	01-09-025
286- 06-120	AMD-P	01-09-025
286- 13-040	PREP	01-02-090
286- 13-040	AMD-P	01-09-025
286- 40-020	AMD-P	01-09-025
292- 09-040	AMD-P	01-14-025
292- 09-050	AMD-P	01-14-025
292- 09-060	AMD-P	01-14-025
292-100-007	AMD-P	01-08-080
292-100-007	AMD	01-13-033
292-100-010	AMD-P	01-08-080
292-100-010	AMD	01-13-033
292-100-020	AMD-P	01-08-080
292-100-020	AMD	01-13-033
292-100-030	AMD-P	01-08-080
292-100-030	AMD	01-13-033
292-100-040	AMD-P	01-08-080
292-100-040	AMD	01-13-033
292-100-041	NEW-P	01-08-080
292-100-041	NEW	01-13-033
292-100-042	NEW-P	01-08-080
292-100-042	NEW	01-13-033
292-100-045	NEW-P	01-08-080
292-100-045	NEW	01-13-033
292-100-046	NEW-P	01-08-080
292-100-046	NEW	01-13-033
292-100-047	NEW-P	01-08-080
292-100-047	NEW	01-13-033
292-100-050	AMD-P	01-08-080
292-100-050	AMD	01-13-033
292-100-060	AMD-P	01-08-080
292-100-060	AMD	01-13-033
292-100-070	REP-P	01-08-080
292-100-070	REP	01-13-033
292-100-080	AMD-P	01-08-080

TABLE

WAC #	ACTION	WSR #
292-100-080	AMD	01-13-033
292-100-100	AMD-P	01-08-080
292-100-100	AMD	01-13-033
292-100-110	AMD-P	01-08-080
292-100-110	AMD	01-13-033
292-100-130	AMD-P	01-08-080
292-100-130	AMD	01-13-033
292-100-140	AMD-P	01-08-080
292-100-140	AMD	01-13-033
292-100-150	AMD-P	01-08-080
292-100-150	AMD	01-13-033
292-100-160	AMD-P	01-08-080
292-100-160	AMD	01-13-033
292-100-170	AMD-P	01-08-080
292-100-170	AMD	01-13-033
292-100-175	NEW-P	01-08-080
292-100-175	NEW	01-13-033
292-100-180	AMD-P	01-08-080
292-100-180	AMD	01-13-033
292-100-190	AMD-P	01-08-080
292-100-190	AMD	01-13-033
292-100-200	AMD-P	01-08-080
292-100-200	AMD	01-13-033
292-100-210	AMD-P	01-08-080
292-100-210	AMD	01-13-033
292-100-220	NEW	01-13-033
292-110-010	PREP	01-11-120
292-110-050	AMD-P	01-08-080
292-110-050	AMD	01-13-080
292-110-060	AMD-P	01-08-080
292-110-060	AMD	01-13-080
292-120	PREP	01-11-121
292-130-020	AMD-P	01-08-080
292-130-020	AMD	01-13-033
292-130-030	AMD-P	01-08-080
292-130-030	AMD	01-13-033
292-130-040	AMD-P	01-08-080
292-130-040	AMD	01-13-033
292-130-060	AMD-P	01-08-080
292-130-060	AMD	01-13-033
292-130-065	NEW-P	01-08-080
292-130-065	NEW	01-13-033
292-130-070	AMD-P	01-08-080
292-130-070	AMD	01-13-033
292-130-080	AMD-P	01-08-080
292-130-080	AMD	01-13-033
292-130-130	AMD-P	01-08-080
292-130-130	AMD	01-13-033
296- 17	PREP	01-03-157
296- 17	PREP	01-11-149
296- 17	PREP	01-11-150
296- 20	PREP	01-02-091
296- 20	PREP	01-14-084
296- 20-01002	AMD-P	01-08-092
296- 20-01002	AMD-C	01-13-079
296- 20-03001	AMD-P	01-08-092
296- 20-03001	AMD-C	01-13-079
296- 20-091	AMD-P	01-08-092
296- 20-091	AMD-C	01-13-079
296- 20-135	AMD-P	01-05-113
296- 20-135	AMD	01-10-026
296- 20-303	NEW-P	01-08-092
296- 20-303	NEW-C	01-13-079
296- 23	PREP	01-02-091
296- 23	PREP	01-14-084
296- 23-165	AMD-P	01-08-092
296- 23-165	AMD-C	01-13-079
296- 23-170	AMD-P	01-08-092
296- 23-170	AMD-C	01-13-079
296- 23-220	AMD-P	01-05-113
296- 23-220	AMD	01-10-026
296- 23-230	AMD-P	01-05-113
296- 23-230	AMD	01-10-026
296- 23-245	AMD-P	01-08-092
296- 23-245	AMD-C	01-13-079
296- 23A	PREP	01-14-084
296- 23B	PREP	01-14-084
296- 23B-0100	NEW-P	01-14-085
296- 23B-0110	NEW-P	01-14-085
296- 23B-0120	NEW-P	01-14-085
296- 23B-0130	NEW-P	01-14-085
296- 23B-0140	NEW-P	01-14-085
296- 23C	PREP	01-14-084
296- 24	PREP	01-07-102
296- 24	PREP	01-09-093
296- 24-001	REP	01-11-038
296- 24-005	AMD	01-11-038
296- 24-006	REP	01-11-038
296- 24-007	REP	01-11-038
296- 24-008	REP	01-11-038
296- 24-010	REP	01-11-038
296- 24-015	REP	01-11-038
296- 24-020	REP	01-11-038
296- 24-025	REP	01-11-038
296- 24-040	REP	01-11-038
296- 24-045	REP	01-11-038
296- 24-055	REP	01-11-038
296- 24-061	REP	01-11-038
296- 24-06105	REP	01-11-038
296- 24-06110	REP	01-11-038
296- 24-06115	REP	01-11-038
296- 24-06120	REP	01-11-038
296- 24-06125	REP	01-11-038
296- 24-06130	REP	01-11-038
296- 24-06135	REP	01-11-038
296- 24-06140	REP	01-11-038
296- 24-06145	REP	01-11-038
296- 24-06150	REP	01-11-038
296- 24-06155	REP	01-11-038
296- 24-06160	REP	01-11-038
296- 24-073	REP	01-11-038
296- 24-075	REP	01-11-038
296- 24-07501	REP	01-11-038
296- 24-078	REP	01-11-038
296- 24-07801	REP	01-11-038
296- 24-084	REP	01-11-038
296- 24-086	REP	01-11-038
296- 24-088	REP	01-11-038
296- 24-090	REP	01-11-038
296- 24-092	REP	01-11-038
296- 24-094	REP	01-11-038
296- 24-096	REP	01-11-038
296- 24-098	REP	01-11-038
296- 24-10203	AMD	01-11-038
296- 24-12001	AMD	01-11-038
296- 24-12003	REP	01-11-038
296- 24-12005	REP	01-11-038
296- 24-12006	AMD-W	01-11-039
296- 24-12007	REP	01-11-038
296- 24-12009	REP	01-11-038
296- 24-12010	NEW	01-11-038
296- 24-12019	REP	01-11-038
296- 24-12021	REP	01-11-038
296- 24-14007	AMD	01-11-038
296- 24-20700	AMD-W	01-11-039
296- 24-21503	REP	01-11-038
296- 24-21505	REP	01-11-038
296- 24-21507	REP	01-11-038
296- 24-23001	AMD-W	01-11-039
296- 24-23007	AMD-W	01-11-039
296- 24-23503	AMD	01-11-038
296- 24-23505	AMD-P	01-12-103
296- 24-23507	AMD	01-11-038
296- 24-23513	AMD	01-11-038
296- 24-23533	AMD-W	01-11-039
296- 24-260	AMD-P	01-12-103
296- 24-31503	AMD-W	01-11-039
296- 24-31505	AMD-W	01-11-039
296- 24-32003	AMD-W	01-11-039
296- 24-33009	AMD-P	01-12-103
296- 24-33011	AMD-W	01-11-039
296- 24-33015	AMD-W	01-11-039
296- 24-33015	AMD-P	01-12-103
296- 24-33017	AMD-W	01-11-039
296- 24-37005	AMD-W	01-11-039
296- 24-37019	AMD-W	01-11-039
296- 24-37023	AMD-W	01-11-039
296- 24-40513	AMD	01-11-038
296- 24-47505	AMD-W	01-11-039
296- 24-47509	AMD-P	01-12-103
296- 24-47513	AMD-P	01-12-103
296- 24-47517	AMD-P	01-12-103
296- 24-550	REP	01-11-038
296- 24-55001	AMD-P	01-12-103
296- 24-55003	REP	01-11-038
296- 24-55005	REP	01-11-038
296- 24-55007	REP	01-11-038
296- 24-55009	REP	01-11-038
296- 24-565	REP	01-11-038
296- 24-56501	REP	01-11-038
296- 24-56503	REP	01-11-038
296- 24-56505	REP	01-11-038
296- 24-56507	REP	01-11-038
296- 24-56509	REP	01-11-038
296- 24-56511	REP	01-11-038
296- 24-56513	REP	01-11-038
296- 24-56515	REP	01-11-038
296- 24-56517	REP	01-11-038
296- 24-56519	REP	01-11-038
296- 24-56521	REP	01-11-038
296- 24-56523	REP	01-11-038
296- 24-56529	REP	01-11-038
296- 24-56531	REP	01-11-038
296- 24-567	AMD	01-11-038
296- 24-58513	AMD	01-11-038
296- 24-58517	AMD	01-11-038

WAC #	ACTION	WSR #
296- 24-59201	AMD	01-11-038
296- 24-59203	REP-P	01-12-103
296- 24-59205	REP	01-11-038
296- 24-59207	REP	01-11-038
296- 24-59209	REP	01-11-038
296- 24-59211	REP	01-11-038
296- 24-59212	NEW	01-11-038
296- 24-59213	REP	01-11-038
296- 24-59215	AMD	01-11-038
296- 24-61705	AMD	01-11-038
296- 24-62203	AMD	01-11-038
296- 24-631	REP-P	01-12-103
296- 24-63101	REP-P	01-12-103
296- 24-63103	REP-P	01-12-103
296- 24-63105	REP-P	01-12-103
296- 24-63107	REP-P	01-12-103
296- 24-63109	REP-P	01-12-103
296- 24-63199	REP-P	01-12-103
296- 24-65001	REP	01-11-038
296- 24-65501	AMD	01-11-038
296- 24-67515	AMD	01-11-038
296- 24-68215	AMD-P	01-12-103
296- 24-68503	AMD	01-11-038
296- 24-68505	AMD	01-11-038
296- 24-69001	AMD	01-11-038
296- 24-70003	AMD	01-11-038
296- 24-70005	AMD	01-11-038
296- 24-73503	REP	01-11-038
296- 24-73509	REP	01-11-038
296- 24-73513	REP	01-11-038
296- 24-75001	AMD-W	01-11-039
296- 24-75003	REP-W	01-11-039
296- 24-75003	AMD-P	01-12-103
296- 24-75005	AMD-W	01-11-039
296- 24-75007	AMD-P	01-12-103
296- 24-75009	REP-P	01-12-103
296- 24-76505	REP	01-11-038
296- 24-76507	REP-W	01-11-039
296- 24-76509	REP-W	01-11-039
296- 24-76517	REP	01-11-038
296- 24-780	AMD-W	01-11-039
296- 24-78003	AMD-P	01-12-103
296- 24-78005	AMD-P	01-12-103
296- 24-78009	AMD-P	01-12-103
296- 24-79501	AMD-W	01-11-039
296- 24-79507	REP	01-11-038
296- 24-81003	AMD-W	01-11-039
296- 24-95605	AMD-W	01-11-039
296- 24-95607	AMD	01-11-038
296- 24-980	AMD	01-11-038
296- 30-130	PREP	01-03-156
296- 30-130	REP-XR	01-09-094
296- 30-130	REP	01-13-013
296- 32	PREP	01-07-102
296- 32	PREP	01-09-093
296- 32-200	AMD	01-11-038
296- 32-220	AMD	01-11-038
296- 32-230	AMD	01-11-038
296- 32-240	AMD-E	01-04-090
296- 32-240	AMD-P	01-04-091
296- 32-240	AMD	01-07-075
296- 32-250	AMD	01-11-038
296- 32-260	AMD	01-11-038
296- 36	PREP	01-07-102
296- 36	PREP	01-09-093
296- 36-190	AMD-P	01-12-103
296- 37-510	AMD	01-11-038
296- 37-575	AMD	01-11-038
296- 45	PREP	01-07-102
296- 45	PREP	01-09-093
296- 45-015	AMD	01-11-038
296- 45-035	AMD	01-11-038
296- 45-055	AMD	01-11-038
296- 45-075	AMD	01-11-038
296- 45-125	AMD	01-11-038
296- 45-25505	AMD	01-11-038
296- 45-275	AMD	01-11-038
296- 45-285	AMD	01-11-038
296- 45-45510	AMD	01-11-038
296- 45-48535	AMD	01-11-038
296- 45-52530	AMD-E	01-04-090
296- 45-52530	AMD-P	01-04-091
296- 45-52530	AMD	01-07-075
296- 45-67545	AMD-P	01-12-103
296- 46A	PREP	01-05-116
296- 46A-900	AMD-E	01-14-051
296- 46A-910	AMD-P	01-09-090
296- 46A-910	AMD	01-12-035
296- 46A-910	AMD-E	01-14-051
296- 46A-915	AMD-P	01-09-090
296- 46A-915	AMD	01-12-035
296- 50	PREP	01-07-102
296- 52	PREP	01-07-102
296- 52-465	AMD	01-11-038
296- 52-489	AMD	01-11-038
296- 52-497	AMD	01-11-038
296- 52-501	AMD	01-11-038
296- 54	PREP	01-07-102
296- 54	PREP	01-09-093
296- 54-501	AMD	01-11-038
296- 54-507	AMD	01-11-038
296- 54-51120	AMD	01-11-038
296- 54-51160	AMD	01-11-038
296- 54-521	AMD-P	01-12-103
296- 54-59330	AMD-P	01-12-103
296- 54-59340	AMD	01-11-038
296- 56	PREP	01-07-102
296- 56	PREP	01-09-093
296- 56-60001	AMD	01-11-038
296- 56-60003	AMD	01-11-038
296- 56-60009	AMD	01-11-038
296- 56-60083	AMD-P	01-12-103
296- 56-60171	AMD-P	01-12-103
296- 56-60207	AMD-P	01-12-103
296- 59	PREP	01-07-102
296- 59-001	AMD	01-11-038
296- 59-005	AMD	01-11-038
296- 59-010	AMD	01-11-038
296- 59-020	AMD	01-11-038
296- 59-025	AMD	01-11-038
296- 59-030	AMD	01-11-038
296- 59-035	AMD	01-11-038
296- 59-050	AMD	01-11-038
296- 59-065	AMD	01-11-038
296- 59-070	AMD	01-11-038
296- 59-085	AMD	01-11-038
296- 59-105	AMD-P	01-12-103
296- 61	PREP	01-07-102
296- 62	PREP	01-04-089
296- 62	PREP	01-07-102
296- 62	PREP	01-09-093
296- 62	PREP	01-11-151
296- 62-010	AMD	01-11-038
296- 62-050	AMD	01-11-038
296- 62-05207	AMD	01-11-038
296- 62-05209	AMD-P	01-12-103
296- 62-05301	NEW	01-11-038
296- 62-05305	NEW	01-11-038
296- 62-05310	NEW	01-11-038
296- 62-05315	NEW	01-11-038
296- 62-05320	NEW	01-11-038
296- 62-05325	NEW	01-11-038
296- 62-054	AMD	01-11-038
296- 62-05402	NEW	01-11-038
296- 62-05403	REP	01-11-038
296- 62-05404	NEW	01-11-038
296- 62-05405	REP	01-11-038
296- 62-05406	NEW	01-11-038
296- 62-05407	REP	01-11-038
296- 62-05408	NEW	01-11-038
296- 62-05409	REP	01-11-038
296- 62-05410	NEW	01-11-038
296- 62-05411	REP	01-11-038
296- 62-05412	NEW	01-11-038
296- 62-05413	REP	01-11-038
296- 62-05415	REP	01-11-038
296- 62-05417	REP	01-11-038
296- 62-05419	REP	01-11-038
296- 62-05421	REP	01-11-038
296- 62-05423	REP	01-11-038
296- 62-05425	REP	01-11-038
296- 62-05427	REP	01-11-038
296- 62-05429	REP	01-11-038
296- 62-07101	AMD	01-11-038
296- 62-07306	AMD	01-11-038
296- 62-07308	AMD	01-11-038
296- 62-07336	AMD	01-11-038
296- 62-07338	AMD	01-11-038
296- 62-07342	AMD	01-11-038
296- 62-07347	AMD	01-11-038
296- 62-07367	AMD	01-11-038
296- 62-07373	AMD	01-11-038
296- 62-07385	AMD	01-11-038
296- 62-07417	AMD	01-11-038
296- 62-07419	AMD	01-11-038
296- 62-07425	AMD	01-11-038
296- 62-07460	AMD	01-11-038
296- 62-07470	AMD	01-11-038
296- 62-07473	AMD	01-11-038
296- 62-07519	AMD	01-11-038
296- 62-07521	AMD	01-11-038
296- 62-07523	AMD	01-11-038
296- 62-07540	AMD	01-11-038
296- 62-07601	AMD	01-11-038
296- 62-07617	AMD	01-11-038
296- 62-07619	AMD-P	01-12-103

WAC #	ACTION	WSR #
296- 62-07621	AMD	01-11-038
296- 62-07631	AMD	01-11-038
296- 62-07717	AMD	01-11-038
296- 62-07719	AMD-P	01-12-103
296- 62-07721	AMD	01-11-038
296- 62-08001	AMD-P	01-09-089
296- 62-08001	AMD	01-13-078
296- 62-09001	AMD-P	01-12-103
296- 62-09003	REP	01-11-038
296- 62-11021	AMD	01-11-038
296- 62-12000	REP	01-11-038
296- 62-12003	REP	01-11-038
296- 62-12005	REP	01-11-038
296- 62-12009	REP	01-11-038
296- 62-14533	AMD-P	01-14-052
296- 62-20013	AMD	01-11-038
296- 62-20015	AMD	01-11-038
296- 62-30001	AMD	01-11-038
296- 62-30230	AMD	01-11-038
296- 62-30235	AMD	01-11-038
296- 62-30425	AMD	01-11-038
296- 62-30435	AMD	01-11-038
296- 62-30605	AMD	01-11-038
296- 62-3090	AMD	01-11-038
296- 62-31335	AMD-P	01-12-103
296- 62-31410	AMD	01-11-038
296- 62-3195	AMD	01-11-038
296- 62-40003	AMD	01-11-038
296- 62-40015	AMD	01-11-038
296- 62-40025	AMD-P	01-12-103
296- 62-41031	AMD	01-11-038
296- 62-41086	AMD	01-11-038
296- 63-009	AMD	01-11-038
296- 67-005	AMD	01-11-038
296- 67-053	AMD	01-11-038
296- 67-061	AMD	01-11-038
296- 67-291	AMD	01-11-038
296- 78	PREP	01-07-102
296- 78	PREP	01-09-093
296- 78-500	AMD	01-11-038
296- 78-515	AMD	01-11-038
296- 78-540	AMD	01-11-038
296- 78-545	AMD	01-11-038
296- 78-56501	AMD	01-11-038
296- 78-56505	AMD-P	01-12-103
296- 78-670	AMD	01-11-038
296- 78-71001	AMD	01-11-038
296- 78-71003	AMD	01-11-038
296- 78-71009	AMD	01-11-038
296- 78-71011	AMD	01-11-038
296- 78-71015	AMD	01-11-038
296- 78-71017	AMD	01-11-038
296- 78-71019	AMD	01-11-038
296- 78-71023	AMD	01-11-038
296- 78-730	AMD	01-11-038
296- 78-735	AMD	01-11-038
296- 78-795	AMD	01-11-038
296- 78-84005	AMD	01-11-038
296- 79	PREP	01-07-102
296- 79-010	AMD	01-11-038
296- 79-020	AMD	01-11-038
296- 79-040	AMD	01-11-038
296- 79-050	AMD	01-11-038
296- 79-090	AMD	01-11-038
296- 79-100	AMD	01-11-038
296- 79-120	AMD	01-11-038
296- 79-300	AMD	01-11-038
296- 96	PREP	01-05-116
296- 96-01010	AMD-P	01-09-090
296- 96-01010	AMD	01-12-035
296- 96-01027	AMD-P	01-09-090
296- 96-01027	AMD	01-12-035
296- 96-01030	AMD-P	01-09-090
296- 96-01030	AMD	01-12-035
296- 96-01035	AMD-P	01-09-090
296- 96-01035	AMD	01-12-035
296- 96-01040	AMD-P	01-09-090
296- 96-01040	AMD	01-12-035
296- 96-01045	AMD-P	01-09-090
296- 96-01045	AMD	01-12-035
296- 96-01050	AMD-P	01-09-090
296- 96-01050	AMD	01-12-035
296- 96-01055	AMD-P	01-09-090
296- 96-01055	AMD	01-12-035
296- 96-01060	AMD-P	01-09-090
296- 96-01060	AMD	01-12-035
296- 96-01065	AMD-P	01-09-090
296- 96-01065	AMD	01-12-035
296- 99-010	AMD	01-11-038
296- 99-040	AMD	01-11-038
296-104	PREP	01-05-131
296-104-001	PREP	01-10-034
296-104-010	PREP	01-10-034
296-104-015	PREP	01-10-034
296-104-017	PREP	01-10-034
296-104-018	PREP	01-10-034
296-104-020	PREP	01-10-034
296-104-025	PREP	01-10-034
296-104-030	PREP	01-10-034
296-104-035	PREP	01-10-034
296-104-040	PREP	01-10-034
296-104-045	PREP	01-10-034
296-104-050	PREP	01-10-034
296-104-055	AMD-P	01-09-091
296-104-055	PREP	01-10-034
296-104-055	AMD	01-12-034
296-104-060	PREP	01-10-034
296-104-065	PREP	01-10-034
296-104-100	PREP	01-10-034
296-104-102	PREP	01-10-034
296-104-105	PREP	01-10-034
296-104-110	PREP	01-10-034
296-104-115	PREP	01-10-034
296-104-125	PREP	01-10-034
296-104-130	PREP	01-10-034
296-104-135	PREP	01-10-034
296-104-140	PREP	01-10-034
296-104-145	PREP	01-10-034
296-104-150	PREP	01-10-034
296-104-151	PREP	01-10-034
296-104-155	PREP	01-10-034
296-104-160	PREP	01-10-034
296-104-165	PREP	01-10-034
296-104-170	PREP	01-10-034
296-104-180	PREP	01-10-034
296-104-200	PREP	01-10-034
296-104-205	PREP	01-10-034
296-104-210	PREP	01-10-034
296-104-215	PREP	01-10-034
296-104-220	PREP	01-10-034
296-104-230	PREP	01-10-034
296-104-235	PREP	01-10-034
296-104-240	PREP	01-10-034
296-104-245	PREP	01-10-034
296-104-255	PREP	01-10-034
296-104-256	PREP	01-10-034
296-104-260	PREP	01-10-034
296-104-265	PREP	01-10-034
296-104-502	PREP	01-10-034
296-104-700	AMD-P	01-09-091
296-104-700	PREP	01-10-034
296-104-700	AMD	01-12-034
296-115	PREP	01-07-102
296-131	PREP	01-05-114
296-131-117	NEW-P	01-09-092
296-131-117	NEW	01-13-012
296-150C	PREP	01-03-070
296-150C	PREP	01-05-116
296-150C-3000	AMD-P	01-09-090
296-150C-3000	AMD	01-12-035
296-150F	PREP	01-03-070
296-150F	PREP	01-05-116
296-150F-3000	AMD-P	01-09-090
296-150F-3000	AMD	01-12-035
296-150M	PREP	01-03-070
296-150M	PREP	01-05-116
296-150M	PREP	01-13-098
296-150M-0049	NEW-E	01-08-010
296-150M-0140	AMD-E	01-08-010
296-150M-3000	AMD-P	01-09-090
296-150M-3000	AMD	01-12-035
296-150P	PREP	01-03-070
296-150P	PREP	01-05-116
296-150P-3000	AMD-P	01-09-090
296-150P-3000	AMD	01-12-035
296-150R	PREP	01-03-070
296-150R	PREP	01-05-116
296-150R-3000	AMD-P	01-09-090
296-150R-3000	AMD	01-12-035
296-150T	PREP	01-03-070
296-150T-3000	AMD-P	01-09-090
296-150T-3000	AMD	01-12-035
296-150V	PREP	01-03-070
296-150V	PREP	01-05-116
296-150V-3000	AMD-P	01-09-090
296-150V-3000	AMD	01-12-035
296-155	PREP	01-07-102
296-155	PREP	01-09-093
296-155-005	AMD	01-11-038
296-155-110	AMD	01-11-038
296-155-120	AMD	01-11-038
296-155-125	AMD	01-11-038
296-155-130	AMD	01-11-038
296-155-140	AMD	01-11-038
296-155-17321	AMD	01-11-038
296-155-17323	AMD	01-11-038

TABLE

WAC #	ACTION	WSR #
296-155-174	AMD	01-11-038
296-155-17609	AMD	01-11-038
296-155-17615	AMD	01-11-038
296-155-17625	AMD	01-11-038
296-155-180	AMD	01-11-038
296-155-200	PREP	01-05-115
296-155-200	AMD	01-11-038
296-155-20301	AMD	01-11-038
296-155-205	AMD	01-04-015
296-155-260	AMD	01-11-038
296-155-270	AMD-P	01-12-103
296-155-275	AMD-P	01-12-103
296-155-305	AMD	01-04-015
296-155-407	AMD	01-11-038
296-155-525	AMD-P	01-12-103
296-155-575	AMD-P	01-12-103
296-155-605	PREP	01-05-115
296-155-615	PREP	01-05-115
296-155-625	AMD	01-04-015
296-155-655	PREP	01-05-115
296-155-730	AMD-P	01-12-103
296-155-745	AMD-P	01-12-103
296-200A	PREP	01-05-116
296-200A	PREP	01-13-097
296-200A-900	AMD-P	01-09-090
296-200A-900	AMD	01-12-035
296-301	PREP	01-07-102
296-301-010	AMD	01-11-038
296-301-020	AMD	01-11-038
296-301-215	AMD	01-11-038
296-301-220	AMD	01-11-038
296-302	PREP	01-07-102
296-302-010	AMD	01-11-038
296-302-02501	AMD	01-11-038
296-302-050	AMD	01-11-038
296-302-060	AMD	01-11-038
296-302-06513	AMD	01-11-038
296-303	PREP	01-07-102
296-303-01001	AMD	01-11-038
296-304	PREP	01-07-102
296-304-010	AMD	01-11-038
296-304-06013	AMD	01-11-038
296-305	PREP	01-07-102
296-305-01003	AMD	01-11-038
296-305-01005	AMD	01-11-038
296-305-01009	AMD	01-11-038
296-305-01509	AMD	01-11-038
296-305-01515	AMD	01-11-038
296-305-01517	AMD	01-11-038
296-305-04511	AMD	01-11-038
296-305-05503	AMD	01-11-038
296-305-06005	AMD	01-11-038
296-305-06007	AMD	01-11-038
296-305-06503	AMD	01-11-038
296-305-06511	AMD	01-11-038
296-305-06515	AMD	01-11-038
296-307	PREP	01-09-093
296-307-018	AMD-P	01-12-103
296-307-039	AMD-P	01-12-103
296-307-03905	NEW-P	01-12-103
296-307-03910	NEW-P	01-12-103
296-307-03915	NEW-P	01-12-103
296-307-03920	NEW-P	01-12-103
296-307-03925	NEW-P	01-12-103
296-307-042	REP-P	01-12-103
296-307-07013	AMD-P	01-12-103
296-307-12040	AMD-P	01-12-103
296-307-13025	AMD-P	01-12-103
296-307-14505	AMD-P	01-12-103
296-307-550	NEW-P	01-12-103
296-307-55005	NEW-P	01-12-103
296-307-55010	NEW-P	01-12-103
296-307-55015	NEW-P	01-12-103
296-307-55020	NEW-P	01-12-103
296-307-55025	NEW-P	01-12-103
296-307-55030	NEW-P	01-12-103
296-307-55035	NEW-P	01-12-103
296-307-55040	NEW-P	01-12-103
296-307-55045	NEW-P	01-12-103
296-307-55050	NEW-P	01-12-103
296-307-55055	NEW-P	01-12-103
296-307-55060	NEW-P	01-12-103
296-307-570	NEW-P	01-12-103
296-307-57005	NEW-P	01-12-103
296-307-590	NEW-P	01-12-103
296-307-59005	NEW-P	01-12-103
296-307-59010	NEW-P	01-12-103
296-350	PREP	01-09-093
296-350-60025	REP-P	01-12-103
296-400A	PREP	01-05-116
296-400A	PREP	01-13-099
296-401B	PREP	01-05-116
296-401B-700	AMD-P	01-09-090
296-401B-700	AMD	01-12-035
296-800	PREP	01-09-093
296-800-100	NEW	01-11-038
296-800-110	NEW	01-11-038
296-800-11005	NEW	01-11-038
296-800-11010	NEW	01-11-038
296-800-11015	NEW	01-11-038
296-800-11020	NEW	01-11-038
296-800-11025	NEW	01-11-038
296-800-11030	NEW	01-11-038
296-800-11035	NEW	01-11-038
296-800-120	NEW	01-11-038
296-800-12005	NEW	01-11-038
296-800-130	NEW	01-11-038
296-800-13005	NEW	01-11-038
296-800-13010	NEW	01-11-038
296-800-13015	NEW	01-11-038
296-800-140	NEW	01-11-038
296-800-14005	NEW	01-11-038
296-800-14015	NEW-W	01-14-071
296-800-14020	NEW	01-11-038
296-800-14025	NEW	01-11-038
296-800-150	NEW	01-11-038
296-800-15005	NEW	01-11-038
296-800-15010	NEW	01-11-038
296-800-15015	NEW	01-11-038
296-800-15020	NEW	01-11-038
296-800-15025	NEW	01-11-038
296-800-160	NEW	01-11-038
296-800-16005	NEW	01-11-038
296-800-16010	NEW	01-11-038
296-800-16015	NEW	01-11-038
296-800-16020	NEW	01-11-038
296-800-16025	NEW	01-11-038
296-800-16030	NEW	01-11-038
296-800-16035	NEW	01-11-038
296-800-16040	NEW	01-11-038
296-800-16045	NEW	01-11-038
296-800-16050	NEW	01-11-038
296-800-16055	NEW	01-11-038
296-800-16060	NEW	01-11-038
296-800-16065	NEW	01-11-038
296-800-16070	NEW	01-11-038
296-800-170	NEW	01-11-038
296-800-17005	NEW	01-11-038
296-800-17010	NEW	01-11-038
296-800-17015	NEW	01-11-038
296-800-17020	NEW	01-11-038
296-800-17025	NEW	01-11-038
296-800-17030	NEW	01-11-038
296-800-17035	NEW	01-11-038
296-800-17040	NEW	01-11-038
296-800-17045	NEW	01-11-038
296-800-17050	NEW	01-11-038
296-800-17055	NEW	01-11-038
296-800-180	NEW	01-11-038
296-800-18005	NEW	01-11-038
296-800-18010	NEW	01-11-038
296-800-18015	NEW	01-11-038
296-800-18020	NEW	01-11-038
296-800-190	NEW	01-11-038
296-800-19005	NEW	01-11-038
296-800-200	NEW	01-11-038
296-800-20005	NEW	01-11-038
296-800-210	NEW	01-11-038
296-800-21005	NEW	01-11-038
296-800-220	NEW	01-11-038
296-800-22005	NEW	01-11-038
296-800-22010	NEW	01-11-038
296-800-22015	NEW	01-11-038
296-800-22020	NEW	01-11-038
296-800-22022	NEW	01-11-038
296-800-22025	NEW	01-11-038
296-800-22030	NEW	01-11-038
296-800-22035	NEW	01-11-038
296-800-22040	NEW	01-11-038
296-800-230	NEW	01-11-038
296-800-23005	NEW	01-11-038
296-800-23010	NEW	01-11-038
296-800-23015	NEW	01-11-038
296-800-23020	NEW	01-11-038
296-800-23025	NEW	01-11-038
296-800-23030	NEW	01-11-038
296-800-23035	NEW	01-11-038
296-800-240	NEW	01-11-038
296-800-24005	NEW	01-11-038
296-800-24010	NEW	01-11-038
296-800-250	NEW	01-11-038
296-800-25005	NEW	01-11-038
296-800-25010	NEW	01-11-038
296-800-25015	NEW	01-11-038
296-800-260	NEW	01-11-038
296-800-26005	NEW	01-11-038

WAC #	ACTION	WSR #
296-800-26010	NEW	01-11-038
296-800-270	NEW	01-11-038
296-800-27005	NEW	01-11-038
296-800-27010	NEW	01-11-038
296-800-27015	NEW	01-11-038
296-800-27020	NEW	01-11-038
296-800-27025	NEW-W	01-14-071
296-800-280	NEW	01-11-038
296-800-28005	NEW	01-11-038
296-800-28010	NEW	01-11-038
296-800-28015	NEW	01-11-038
296-800-28020	NEW	01-11-038
296-800-28022	NEW	01-11-038
296-800-28025	NEW	01-11-038
296-800-28030	NEW	01-11-038
296-800-28035	NEW	01-11-038
296-800-28040	NEW	01-11-038
296-800-28045	NEW	01-11-038
296-800-290	NEW	01-11-038
296-800-29005	NEW	01-11-038
296-800-29010	NEW	01-11-038
296-800-29015	NEW	01-11-038
296-800-29020	NEW	01-11-038
296-800-29025	NEW	01-11-038
296-800-29030	NEW	01-11-038
296-800-29035	NEW	01-11-038
296-800-29040	NEW	01-11-038
296-800-29045	NEW-W	01-14-071
296-800-300	NEW	01-11-038
296-800-30005	NEW	01-11-038
296-800-30010	NEW	01-11-038
296-800-30015	NEW	01-11-038
296-800-30020	NEW	01-11-038
296-800-30025	NEW	01-11-038
296-800-310	NEW	01-11-038
296-800-31005	NEW	01-11-038
296-800-31010	NEW	01-11-038
296-800-31015	NEW	01-11-038
296-800-31020	NEW	01-11-038
296-800-31025	NEW	01-11-038
296-800-31030	NEW	01-11-038
296-800-31035	NEW	01-11-038
296-800-31040	NEW	01-11-038
296-800-31045	NEW	01-11-038
296-800-31050	NEW	01-11-038
296-800-31053	NEW	01-11-038
296-800-31055	NEW	01-11-038
296-800-31060	NEW	01-11-038
296-800-31065	NEW	01-11-038
296-800-31067	NEW	01-11-038
296-800-31070	NEW	01-11-038
296-800-31075	NEW	01-11-038
296-800-31080	NEW	01-11-038
296-800-320	NEW	01-11-038
296-800-32005	NEW	01-11-038
296-800-32010	NEW	01-11-038
296-800-32015	NEW	01-11-038
296-800-32020	NEW	01-11-038
296-800-32025	NEW	01-11-038
296-800-32030	NEW-W	01-14-071
296-800-330	NEW	01-11-038
296-800-340	NEW	01-11-038
296-800-350	NEW	01-11-038
296-800-35002	NEW	01-11-038
296-800-35004	NEW	01-11-038
296-800-35006	NEW	01-11-038
296-800-35008	NEW	01-11-038
296-800-35010	NEW	01-11-038
296-800-35012	NEW	01-11-038
296-800-35016	NEW	01-11-038
296-800-35018	NEW	01-11-038
296-800-35020	NEW	01-11-038
296-800-35022	NEW	01-11-038
296-800-35024	NEW	01-11-038
296-800-35026	NEW	01-11-038
296-800-35028	NEW	01-11-038
296-800-35030	NEW	01-11-038
296-800-35032	NEW	01-11-038
296-800-35038	NEW	01-11-038
296-800-35040	NEW	01-11-038
296-800-35042	NEW	01-11-038
296-800-35044	NEW	01-11-038
296-800-35046	NEW	01-11-038
296-800-35048	NEW	01-11-038
296-800-35049	NEW	01-11-038
296-800-35050	NEW	01-11-038
296-800-35052	NEW	01-11-038
296-800-35056	NEW	01-11-038
296-800-35062	NEW	01-11-038
296-800-35063	NEW	01-11-038
296-800-35064	NEW	01-11-038
296-800-35065	NEW	01-11-038
296-800-35066	NEW	01-11-038
296-800-35072	NEW	01-11-038
296-800-35076	NEW	01-11-038
296-800-35078	NEW	01-11-038
296-800-35080	NEW	01-11-038
296-800-35082	NEW	01-11-038
296-800-35084	NEW	01-11-038
296-800-360	NEW	01-11-038
296-800-36005	NEW	01-11-038
296-800-370	NEW	01-11-038
308- 08-085	AMD	01-03-129
308- 13-150	AMD	01-04-002
308- 13-150	PREP	01-09-026
308- 13-150	AMD-P	01-12-063
308- 15-010	NEW-P	01-07-101
308- 15-010	NEW	01-12-023
308- 15-020	NEW-P	01-07-101
308- 15-020	NEW	01-12-023
308- 15-030	NEW-P	01-07-101
308- 15-030	NEW	01-12-023
308- 15-040	NEW-P	01-07-101
308- 15-040	NEW	01-12-023
308- 15-050	NEW-P	01-07-101
308- 15-050	NEW	01-12-023
308- 15-060	NEW-P	01-07-101
308- 15-060	NEW	01-12-023
308- 15-070	NEW-P	01-07-101
308- 15-070	NEW	01-12-023
308- 15-075	NEW-P	01-07-101
308- 15-075	NEW	01-12-023
308- 15-080	NEW-P	01-07-101
308- 15-080	NEW	01-12-023
308- 15-090	NEW-P	01-07-101
308- 15-090	NEW	01-12-023
308- 15-100	NEW-P	01-07-101
308- 15-100	NEW	01-12-023
308- 15-101	NEW-P	01-07-101
308- 15-101	NEW	01-12-023
308- 15-102	NEW-P	01-07-101
308- 15-102	NEW	01-12-023
308- 15-103	NEW-P	01-07-101
308- 15-103	NEW	01-12-023
308- 15-150	NEW-P	01-07-100
308- 15-150	NEW	01-12-022
308- 20	PREP	01-14-089
308- 29-010	AMD-P	01-03-130
308- 29-010	AMD	01-11-132
308- 29-020	AMD-P	01-03-130
308- 29-020	AMD	01-11-132
308- 29-025	NEW-P	01-03-130
308- 29-025	NEW	01-11-132
308- 29-030	AMD-P	01-03-130
308- 29-030	AMD	01-11-132
308- 29-045	AMD-P	01-03-130
308- 29-045	AMD	01-11-132
308- 29-050	AMD-P	01-03-130
308- 29-050	AMD	01-11-132
308- 29-060	AMD-P	01-03-130
308- 29-060	AMD	01-11-132
308- 29-070	AMD-P	01-03-130
308- 29-070	AMD	01-11-132
308- 29-080	AMD-P	01-03-130
308- 29-080	AMD	01-11-132
308- 29-090	NEW-P	01-03-130
308- 29-090	NEW	01-11-132
308- 29-100	NEW-P	01-03-130
308- 29-100	NEW	01-11-132
308- 29-110	NEW-P	01-03-130
308- 29-110	NEW	01-11-132
308- 29-120	NEW-P	01-03-130
308- 29-120	NEW	01-11-132
308- 32-100	REP	01-03-065
308- 32-110	REP	01-03-065
308- 32-120	REP	01-03-065
308- 56A-021	AMD-P	01-03-072
308- 56A-021	AMD	01-08-022
308- 56A-065	AMD-P	01-03-072
308- 56A-065	AMD	01-08-022
308- 56A-115	AMD-E	01-14-062
308- 56A-150	PREP	01-11-083
308- 56A-150	AMD-E	01-14-062
308- 56A-310	AMD-P	01-03-072
308- 56A-310	AMD	01-08-022
308- 56A-335	AMD	01-03-002
308- 56A-355	REP	01-03-002
308- 56A-460	AMD-E	01-14-062
308- 56A-505	AMD-P	01-06-018
308- 56A-505	AMD	01-11-069
308- 57-005	AMD-P	01-05-106
308- 57-005	AMD-W	01-07-029
308- 57-005	AMD-P	01-08-051
308- 57-005	AMD	01-12-099
308- 57-010	AMD-P	01-05-106
308- 57-010	AMD-W	01-07-029

WAC #	ACTION	WSR #
308- 57-010	AMD-P	01-08-051
308- 57-010	AMD	01-12-099
308- 57-020	AMD-P	01-05-106
308- 57-020	AMD-W	01-07-029
308- 57-020	AMD-P	01-08-051
308- 57-020	AMD	01-12-099
308- 57-030	AMD-P	01-05-106
308- 57-030	AMD-W	01-07-029
308- 57-030	AMD-P	01-08-051
308- 57-030	AMD	01-12-099
308- 57-110	AMD-P	01-05-106
308- 57-110	AMD-W	01-07-029
308- 57-110	AMD-P	01-08-051
308- 57-110	AMD	01-12-099
308- 57-120	REP-P	01-05-106
308- 57-120	REP-W	01-07-029
308- 57-120	REP-P	01-08-051
308- 57-120	REP	01-12-099
308- 57-130	REP-P	01-05-106
308- 57-130	REP-W	01-07-029
308- 57-130	REP-P	01-08-051
308- 57-130	REP	01-12-099
308- 57-135	REP-P	01-05-106
308- 57-135	REP-W	01-07-029
308- 57-135	REP-P	01-08-051
308- 57-135	REP	01-12-099
308- 57-140	AMD-P	01-05-106
308- 57-140	AMD-W	01-07-029
308- 57-140	AMD-P	01-08-051
308- 57-140	AMD	01-12-099
308- 57-210	A/R-P	01-05-106
308- 57-210	AMD-W	01-07-029
308- 57-210	AMD-P	01-08-051
308- 57-210	AMD	01-12-099
308- 57-230	AMD-P	01-05-106
308- 57-230	AMD-W	01-07-029
308- 57-230	AMD-P	01-08-051
308- 57-230	AMD	01-12-099
308- 57-240	AMD-P	01-05-106
308- 57-240	AMD-W	01-07-029
308- 57-240	AMD-P	01-08-051
308- 57-240	AMD	01-12-099
308- 57-500	REP-P	01-05-106
308- 57-500	REP-W	01-07-029
308- 57-500	REP-P	01-08-051
308- 57-500	REP	01-12-099
308- 63-010	AMD	01-03-141
308- 63-040	AMD	01-03-141
308- 63-070	AMD	01-03-141
308- 63-100	AMD	01-03-141
308- 78-010	AMD-P	01-03-083
308- 78-010	AMD	01-08-083
308- 78-020	AMD-P	01-03-083
308- 78-020	AMD	01-08-083
308- 78-030	AMD-P	01-03-083
308- 78-030	AMD	01-08-083
308- 78-035	NEW-P	01-03-083
308- 78-035	NEW	01-08-083
308- 78-040	AMD-P	01-03-083
308- 78-040	AMD	01-08-083
308- 78-045	AMD-P	01-03-083
308- 78-045	AMD	01-08-083
308- 78-046	NEW-P	01-03-083
308- 78-046	NEW	01-08-083
308- 78-060	REP-P	01-03-083
308- 78-060	REP	01-08-083
308- 78-070	AMD-P	01-03-083
308- 78-070	AMD	01-08-083
308- 78-075	NEW-P	01-03-083
308- 78-075	NEW	01-08-083
308- 78-080	AMD-P	01-03-083
308- 78-080	AMD	01-08-083
308- 78-090	AMD-P	01-03-083
308- 78-090	AMD	01-08-083
308- 93	PREP	01-05-076
308- 93-010	AMD	01-03-128
308- 93-010	PREP	01-14-078
308- 93-030	AMD	01-03-128
308- 93-050	AMD	01-03-128
308- 93-055	AMD	01-03-128
308- 93-056	AMD	01-03-128
308- 93-060	AMD-P	01-03-017
308- 93-060	AMD	01-08-021
308- 93-069	AMD-P	01-03-017
308- 93-069	AMD	01-08-021
308- 93-070	AMD-P	01-03-017
308- 93-070	AMD	01-08-021
308- 93-071	AMD-P	01-03-017
308- 93-071	AMD	01-08-021
308- 93-073	REP-P	01-03-017
308- 93-073	REP	01-08-021
308- 93-078	AMD-P	01-03-017
308- 93-078	AMD	01-08-021
308- 93-079	AMD	01-03-128
308- 93-087	AMD-P	01-11-084
308- 93-088	AMD-P	01-11-084
308- 93-089	NEW-P	01-11-084
308- 93-090	AMD	01-03-128
308- 93-145	PREP	01-05-076
308- 93-145	AMD-P	01-08-052
308- 93-145	AMD	01-11-100
308- 93-160	AMD	01-03-128
308- 93-285	AMD-P	01-03-017
308- 93-285	AMD	01-08-021
308- 93-350	AMD-P	01-03-017
308- 93-350	AMD	01-08-021
308- 93-360	AMD-P	01-03-017
308- 93-360	AMD	01-08-021
308- 93-390	AMD-P	01-03-072
308- 93-390	AMD	01-08-022
308- 93-640	AMD-P	01-03-017
308- 93-640	AMD	01-08-021
308- 93-660	REP-P	01-11-084
308- 94-030	AMD-P	01-06-049
308- 94-030	AMD	01-11-070
308- 94-050	AMD-P	01-06-049
308- 94-050	AMD	01-11-070
308- 94-080	AMD-P	01-06-049
308- 94-080	AMD	01-11-070
308- 94-100	AMD-P	01-06-049
308- 94-100	AMD	01-11-070
308- 94-105	NEW-P	01-06-049
308- 94-105	NEW	01-11-070
308- 94A-005	AMD-P	01-08-050
308- 94A-005	AMD	01-13-008
308- 94A-010	AMD-P	01-08-050
308- 94A-010	AMD	01-13-008
308- 94A-015	AMD-P	01-08-050
308- 94A-015	AMD	01-13-008
308- 94A-020	AMD-P	01-08-050
308- 94A-020	AMD	01-13-008
308- 94A-025	AMD-P	01-08-050
308- 94A-025	AMD	01-13-008
308- 94A-030	AMD-P	01-08-050
308- 94A-030	AMD	01-13-008
308- 96A-005	AMD-P	01-11-090
308- 96A-015	AMD-P	01-11-090
308- 96A-026	AMD-P	01-11-090
308- 96A-065	AMD-P	01-04-017
308- 96A-065	AMD	01-10-069
308- 96A-066	REP-P	01-04-017
308- 96A-066	REP	01-10-069
308- 96A-067	REP-P	01-04-017
308- 96A-067	REP	01-10-069
308- 96A-068	REP-P	01-04-017
308- 96A-068	REP	01-10-069
308- 96A-070	AMD-P	01-04-017
308- 96A-070	AMD	01-10-069
308- 96A-071	AMD-P	01-04-017
308- 96A-071	AMD	01-10-069
308- 96A-072	AMD-P	01-04-017
308- 96A-072	AMD	01-10-069
308- 96A-073	AMD-P	01-04-017
308- 96A-073	AMD	01-10-069
308- 96A-074	AMD-P	01-04-017
308- 96A-074	AMD	01-10-069
308- 96A-099	AMD-P	01-05-106
308- 96A-099	AMD-W	01-07-029
308- 96A-099	AMD-P	01-08-051
308- 96A-099	AMD	01-12-099
308- 96A-135	REP-P	01-05-106
308- 96A-135	REP-W	01-07-029
308- 96A-135	AMD-P	01-08-051
308- 96A-135	AMD	01-12-099
308- 96A-145	AMD-P	01-05-106
308- 96A-145	AMD-W	01-07-029
308- 96A-145	AMD-P	01-08-051
308- 96A-145	AMD	01-12-099
308- 96A-175	AMD-P	01-04-017
308- 96A-175	AMD	01-10-069
308- 96A-176	AMD-P	01-04-017
308- 96A-176	AMD	01-10-069
308- 96A-177	NEW-P	01-04-017
308- 96A-177	NEW	01-10-069
308- 96A-202	AMD-P	01-05-106
308- 96A-202	AMD-W	01-07-029
308- 96A-202	AMD-P	01-08-051
308- 96A-202	AMD	01-12-099
308- 96A-203	AMD-P	01-05-106
308- 96A-203	AMD-W	01-07-029
308- 96A-203	AMD-P	01-08-051
308- 96A-203	AMD	01-12-099
308- 96A-260	AMD-P	01-11-090
308- 96A-295	AMD-P	01-04-062
308- 96A-295	AMD	01-09-079
308- 96A-300	AMD-P	01-11-090

WAC #	ACTION	WSR #
308- 96A-345	REP-P	01-11-090
308- 96A-350	AMD-P	01-13-060
308- 96A-355	AMD-P	01-13-060
308- 96A-365	AMD-P	01-13-060
308- 96A-400	AMD-P	01-05-106
308- 96A-400	AMD-W	01-07-029
308- 96A-400	AMD-P	01-08-051
308- 96A-400	AMD	01-12-099
308- 96A-410	REP-P	01-05-106
308- 96A-410	REP-W	01-07-029
308- 96A-410	REP-P	01-08-051
308- 96A-410	REP	01-12-099
308- 96A-550	AMD-P	01-04-017
308- 96A-550	AMD	01-10-069
308- 96A-560	AMD-P	01-04-017
308- 96A-560	AMD	01-10-069
308- 97-230	AMD-P	01-05-106
308- 97-230	AMD-W	01-07-029
308- 97-230	AMD-P	01-13-061
308-100-140	AMD-P	01-04-075
308-100-140	AMD	01-09-062
308-124B-050	PREP	01-08-095
308-124H-061	PREP	01-08-096
308-390-100	NEW-P	01-07-084
308-390-100	NEW	01-10-056
308-390-101	NEW-P	01-07-084
308-390-101	NEW	01-10-056
308-390-102	NEW-P	01-07-084
308-390-102	NEW	01-10-056
308-390-103	NEW-P	01-07-084
308-390-103	NEW	01-10-056
308-390-104	NEW-P	01-07-084
308-390-104	NEW	01-10-056
308-390-105	NEW-P	01-07-084
308-390-105	NEW	01-10-056
308-390-106	NEW-P	01-07-084
308-390-106	NEW	01-10-056
308-390-107	NEW-P	01-07-084
308-390-107	NEW	01-10-056
308-390-108	NEW-P	01-07-084
308-390-108	NEW	01-10-056
308-390-109	NEW-P	01-07-084
308-390-109	NEW	01-10-056
308-390-200	NEW-P	01-07-084
308-390-200	NEW	01-10-056
308-390-201	NEW-P	01-07-084
308-390-201	NEW	01-10-056
308-390-202	NEW-P	01-07-084
308-390-202	NEW	01-10-056
308-390-203	NEW-P	01-07-084
308-390-203	NEW	01-10-056
308-390-204	NEW-P	01-07-084
308-390-204	NEW	01-10-056
308-390-300	NEW-P	01-07-084
308-390-300	NEW	01-10-056
308-390-301	NEW-P	01-07-084
308-390-301	NEW	01-10-056
308-390-302	NEW-P	01-07-084
308-390-302	NEW	01-10-056
308-390-303	NEW-P	01-07-084
308-390-303	NEW	01-10-056
308-390-304	NEW-P	01-07-084
308-390-304	NEW	01-10-056
308-390-305	NEW-P	01-07-084
308-390-305	NEW	01-10-056
308-390-306	NEW-P	01-07-084
308-390-306	NEW	01-10-056
308-390-307	NEW-P	01-07-084
308-390-307	NEW	01-10-056
308-390-308	NEW-P	01-07-084
308-390-308	NEW	01-10-056
308-390-309	NEW-P	01-07-084
308-390-309	NEW	01-10-056
308-390-310	NEW-P	01-07-084
308-390-310	NEW	01-10-056
308-390-311	NEW-P	01-07-084
308-390-311	NEW	01-10-056
308-390-312	NEW-P	01-07-084
308-390-312	NEW	01-10-056
308-390-313	NEW-P	01-07-084
308-390-313	NEW	01-10-056
308-390-314	NEW-P	01-07-084
308-390-314	NEW	01-10-056
308-390-315	NEW-P	01-07-084
308-390-315	NEW	01-10-056
308-390-400	NEW-P	01-07-084
308-390-400	NEW	01-10-056
308-390-401	NEW-P	01-07-084
308-390-401	NEW	01-10-056
308-390-402	NEW-P	01-07-084
308-390-402	NEW	01-10-056
308-390-403	NEW-P	01-07-084
308-390-403	NEW	01-10-056
308-390-500	NEW-P	01-07-084
308-390-500	NEW	01-10-056
308-390-501	NEW-P	01-07-084
308-390-501	NEW	01-10-056
308-390-502	NEW-P	01-07-084
308-390-502	NEW	01-10-056
308-390-503	NEW-P	01-07-084
308-390-503	NEW	01-10-056
308-390-504	NEW-P	01-07-084
308-390-504	NEW	01-10-056
308-390-505	NEW-P	01-07-084
308-390-505	NEW	01-10-056
308-390-600	NEW-P	01-07-084
308-390-600	NEW	01-10-056
308-390-601	NEW-P	01-07-084
308-390-601	NEW	01-10-056
308-390-602	NEW-P	01-07-084
308-390-602	NEW	01-10-056
308-390-603	NEW-P	01-07-084
308-390-603	NEW	01-10-056
308-400	REP-P	01-07-084
308-400-010	REP-P	01-07-084
308-400-010	REP	01-10-056
308-400-020	REP-P	01-07-084
308-400-020	REP	01-10-056
308-400-025	REP-P	01-07-084
308-400-025	REP	01-10-056
308-400-030	REP-P	01-07-084
308-400-030	REP	01-10-056
308-400-053	REP-P	01-07-084
308-400-053	REP	01-10-056
308-400-056	REP-P	01-07-084
308-400-056	REP	01-10-056
308-400-058	REP-P	01-07-084
308-400-058	REP	01-10-056
308-400-059	REP-P	01-07-084
308-400-059	REP	01-10-056
308-400-060	REP-P	01-07-084
308-400-060	REP	01-10-056
308-400-062	REP-P	01-07-084
308-400-062	REP	01-10-056
308-400-080	REP-P	01-07-084
308-400-080	REP	01-10-056
308-400-092	REP-P	01-07-084
308-400-092	REP	01-10-056
308-400-095	REP-P	01-07-084
308-400-095	REP	01-10-056
308-400-100	REP-P	01-07-084
308-400-100	REP	01-10-056
308-400-110	REP-P	01-07-084
308-400-110	REP	01-10-056
308-400-120	REP-P	01-07-084
308-400-120	REP	01-10-056
308-410	REP-P	01-07-084
308-410-010	REP-P	01-07-084
308-410-010	REP	01-10-056
308-410-020	REP-P	01-07-084
308-410-020	REP	01-10-056
308-410-030	REP-P	01-07-084
308-410-030	REP	01-10-056
308-410-040	REP-P	01-07-084
308-410-040	REP	01-10-056
308-410-060	REP-P	01-07-084
308-410-060	REP	01-10-056
308-410-070	REP-P	01-07-084
308-410-070	REP	01-10-056
314- 01-005	NEW	01-06-016
314- 04-005	REP	01-03-086
314- 04-006	REP	01-03-086
314- 04-007	REP	01-03-086
314- 08-001	REP-S	01-06-062
314- 08-001	REP	01-11-058
314- 08-010	REP-S	01-06-062
314- 08-010	REP	01-11-058
314- 08-020	REP-S	01-06-062
314- 08-020	REP	01-11-058
314- 08-030	REP-S	01-06-062
314- 08-030	REP	01-11-058
314- 08-040	REP-S	01-06-062
314- 08-040	REP	01-11-058
314- 08-050	REP-S	01-06-062
314- 08-050	REP	01-11-058
314- 08-070	REP-S	01-06-062
314- 08-070	REP	01-11-058
314- 08-080	REP-S	01-06-062
314- 08-080	REP	01-11-058
314- 08-090	REP-S	01-06-062
314- 08-090	REP	01-11-058
314- 08-100	REP-S	01-06-062
314- 08-100	REP	01-11-058
314- 08-110	REP-S	01-06-062
314- 08-110	REP	01-11-058
314- 08-120	REP-S	01-06-062

WAC #	ACTION	WSR #
314- 08-120	REP	01-11-058
314- 08-130	REP-S	01-06-062
314- 08-130	REP	01-11-058
314- 08-140	REP-S	01-06-062
314- 08-140	REP	01-11-058
314- 08-150	REP-S	01-06-062
314- 08-150	REP	01-11-058
314- 08-160	REP-S	01-06-062
314- 08-160	REP	01-11-058
314- 08-170	REP-S	01-06-062
314- 08-170	REP	01-11-058
314- 08-180	REP-S	01-06-062
314- 08-180	REP	01-11-058
314- 08-190	REP-S	01-06-062
314- 08-190	REP	01-11-058
314- 08-200	REP-S	01-06-062
314- 08-200	REP	01-11-058
314- 08-210	REP-S	01-06-062
314- 08-210	REP	01-11-058
314- 08-220	REP-S	01-06-062
314- 08-220	REP	01-11-058
314- 08-230	REP-S	01-06-062
314- 08-230	REP	01-11-058
314- 08-240	REP-S	01-06-062
314- 08-240	REP	01-11-058
314- 08-250	REP-S	01-06-062
314- 08-250	REP	01-11-058
314- 08-260	REP-S	01-06-062
314- 08-260	REP	01-11-058
314- 08-270	REP-S	01-06-062
314- 08-270	REP	01-11-058
314- 08-280	REP-S	01-06-062
314- 08-280	REP	01-11-058
314- 08-290	REP-S	01-06-062
314- 08-290	REP	01-11-058
314- 08-300	REP-S	01-06-062
314- 08-300	REP	01-11-058
314- 08-310	REP-S	01-06-062
314- 08-310	REP	01-11-058
314- 08-320	REP-S	01-06-062
314- 08-320	REP	01-11-058
314- 08-330	REP-S	01-06-062
314- 08-330	REP	01-11-058
314- 08-340	REP-S	01-06-062
314- 08-340	REP	01-11-058
314- 08-350	REP-S	01-06-062
314- 08-350	REP	01-11-058
314- 08-360	REP-S	01-06-062
314- 08-360	REP	01-11-058
314- 08-370	REP-S	01-06-062
314- 08-370	REP	01-11-058
314- 08-380	REP-S	01-06-062
314- 08-380	REP	01-11-058
314- 08-390	REP-S	01-06-062
314- 08-390	REP	01-11-058
314- 08-400	REP-S	01-06-062
314- 08-400	REP	01-11-058
314- 08-410	REP-S	01-06-062
314- 08-410	REP	01-11-058
314- 08-415	REP-S	01-06-062
314- 08-415	REP	01-11-058
314- 08-420	REP-S	01-06-062
314- 08-420	REP	01-11-058
314- 08-430	REP-S	01-06-062
314- 08-430	REP	01-11-058
314- 08-440	REP-S	01-06-062
314- 08-440	REP	01-11-058
314- 08-450	REP-S	01-06-062
314- 08-450	REP	01-11-058
314- 08-460	REP-S	01-06-062
314- 08-460	REP	01-11-058
314- 08-470	REP-S	01-06-062
314- 08-470	REP	01-11-058
314- 08-480	REP-S	01-06-062
314- 08-480	REP	01-11-058
314- 08-490	REP-S	01-06-062
314- 08-490	REP	01-11-058
314- 08-500	REP-S	01-06-062
314- 08-500	REP	01-11-058
314- 08-510	REP-S	01-06-062
314- 08-510	REP	01-11-058
314- 08-520	REP-S	01-06-062
314- 08-520	REP	01-11-058
314- 08-530	REP-S	01-06-062
314- 08-530	REP	01-11-058
314- 08-540	REP-S	01-06-062
314- 08-540	REP	01-11-058
314- 08-550	REP-S	01-06-062
314- 08-550	REP	01-11-058
314- 08-560	REP-S	01-06-062
314- 08-560	REP	01-11-058
314- 08-570	REP-S	01-06-062
314- 08-570	REP	01-11-058
314- 08-580	REP-S	01-06-062
314- 08-580	REP	01-11-058
314- 08-590	REP-S	01-06-062
314- 08-590	REP	01-11-058
314- 09-005	NEW	01-03-087
314- 09-010	NEW	01-03-087
314- 09-015	NEW	01-03-087
314- 10-020	REP	01-06-014
314- 11-005	NEW	01-06-014
314- 11-015	NEW	01-06-014
314- 11-020	NEW	01-06-014
314- 11-025	NEW	01-06-014
314- 11-030	NEW	01-06-014
314- 11-035	NEW	01-06-014
314- 11-040	NEW	01-06-014
314- 11-045	NEW	01-06-014
314- 11-050	NEW	01-06-014
314- 11-055	NEW	01-06-014
314- 11-060	NEW	01-06-014
314- 11-065	NEW	01-06-014
314- 11-070	NEW	01-06-014
314- 11-080	NEW	01-06-014
314- 11-085	NEW	01-06-014
314- 11-090	NEW	01-06-014
314- 11-095	NEW	01-06-014
314- 11-100	NEW	01-06-014
314- 11-105	NEW	01-06-014
314- 11-110	NEW	01-06-014
314- 12-020	AMD	01-03-087
314- 12-115	REP	01-06-014
314- 12-120	REP	01-06-014
314- 12-125	REP	01-06-014
314- 12-130	REP	01-06-014
314- 12-140	AMD	01-06-015
314- 12-195	REP	01-06-014
314- 13-005	NEW	01-06-015
314- 13-010	NEW	01-06-015
314- 13-015	NEW	01-06-015
314- 13-020	NEW	01-06-015
314- 13-025	NEW	01-06-015
314- 13-030	NEW	01-06-015
314- 13-040	NEW	01-06-015
314- 14-010	REP	01-03-085
314- 14-020	REP	01-03-085
314- 14-030	REP	01-03-085
314- 14-040	REP	01-03-085
314- 14-050	REP	01-03-085
314- 14-060	REP	01-03-085
314- 14-070	REP	01-03-085
314- 14-080	REP	01-03-085
314- 14-090	REP	01-03-085
314- 14-100	REP	01-03-085
314- 14-110	REP	01-03-085
314- 14-120	REP	01-03-085
314- 14-130	REP	01-03-085
314- 14-140	REP	01-03-085
314- 14-150	REP	01-03-085
314- 14-160	REP	01-03-085
314- 14-165	REP	01-03-085
314- 14-170	REP	01-03-085
314- 16-020	AMD	01-06-014
314- 16-025	REP	01-06-014
314- 16-030	REP	01-06-014
314- 16-040	AMD	01-06-014
314- 16-050	REP	01-06-014
314- 16-060	REP	01-06-014
314- 16-070	REP	01-06-014
314- 16-075	REP	01-06-014
314- 16-090	REP	01-06-014
314- 16-120	REP	01-06-014
314- 16-122	REP	01-06-014
314- 16-125	REP	01-06-014
314- 16-145	REP	01-06-014
314- 16-150	REP-W	01-12-082
314- 16-160	AMD	01-06-014
314- 17-005	NEW	01-03-085
314- 17-010	NEW	01-03-085
314- 17-015	NEW	01-03-085
314- 17-020	NEW	01-03-085
314- 17-025	NEW	01-03-085
314- 17-030	NEW	01-03-085
314- 17-035	NEW	01-03-085
314- 17-040	NEW	01-03-085
314- 17-045	NEW	01-03-085
314- 17-050	NEW	01-03-085
314- 17-055	NEW	01-03-085
314- 17-060	NEW	01-03-085
314- 17-065	NEW	01-03-085
314- 17-070	NEW	01-03-085
314- 17-075	NEW	01-03-085
314- 17-080	NEW	01-03-085
314- 17-085	NEW	01-03-085
314- 17-090	NEW	01-03-085

WAC #	ACTION	WSR #
314- 17-095	NEW	01-03-085
314- 17-100	NEW	01-03-085
314- 17-105	NEW	01-03-085
314- 17-110	NEW	01-03-085
314- 17-115	NEW	01-03-085
314- 24-170	REP	01-06-015
314- 29-005	NEW	01-03-086
314- 29-010	NEW	01-03-086
314- 42-010	PREP	01-06-061
314- 42-010	AMD-P	01-11-059
314- 42-020	NEW-S	01-06-062
314- 42-020	NEW	01-11-058
314- 42-025	NEW-S	01-06-062
314- 42-025	NEW	01-11-058
314- 42-030	NEW-S	01-06-062
314- 42-030	NEW	01-11-058
314- 42-040	NEW-S	01-06-062
314- 42-040	NEW	01-11-058
314- 42-045	NEW-S	01-06-062
314- 42-045	NEW	01-11-058
314- 42-050	NEW-S	01-06-062
314- 42-050	NEW	01-11-058
314- 42-055	NEW-W	01-11-075
314- 42-060	NEW-S	01-06-062
314- 42-060	NEW	01-11-058
314- 42-065	NEW-S	01-06-062
314- 42-065	NEW	01-11-058
314- 42-070	NEW-S	01-06-062
314- 42-070	NEW	01-11-058
314- 42-075	NEW-S	01-06-062
314- 42-075	NEW	01-11-058
314- 42-080	NEW-S	01-06-062
314- 42-080	NEW	01-11-058
314- 42-085	NEW-S	01-06-062
314- 42-085	NEW	01-11-058
314- 42-090	NEW-S	01-06-062
314- 42-090	NEW	01-11-058
314- 42-100	NEW-S	01-06-062
314- 42-100	NEW	01-11-058
314- 42-105	NEW-S	01-06-062
314- 42-105	NEW	01-11-058
314- 70-020	REP	01-06-014
314- 70-040	REP	01-06-014
314- 70-050	REP	01-06-014
315- 04-085	NEW-S	01-08-037
315- 04-085	NEW	01-12-039
315- 06-040	PREP	01-04-040
315- 06-040	AMD-P	01-08-038
315- 06-040	AMD	01-12-040
315- 34	PREP	01-07-013
315- 34-040	AMD-P	01-11-082
315- 34-050	AMD-P	01-11-082
315- 34-057	AMD-P	01-11-082
315- 36	PREP	01-07-004
315- 36-010	AMD-P	01-11-081
315- 36-030	AMD-P	01-11-081
315- 36-050	AMD-P	01-11-081
315- 36-090	AMD-P	01-11-081
315- 36-110	AMD-P	01-11-081
317- 21-010	REP	01-05-036
317- 21-020	REP	01-05-036
317- 21-030	REP	01-05-036
317- 21-040	REP	01-05-036
317- 21-050	REP	01-05-036
317- 21-060	REP	01-05-036
317- 21-070	REP	01-05-036
317- 21-100	REP	01-05-036
317- 21-110	REP	01-05-036
317- 21-120	REP	01-05-036
317- 21-140	REP	01-05-036
317- 21-300	REP	01-05-036
317- 21-305	REP	01-05-036
317- 21-310	REP	01-05-036
317- 21-315	REP	01-05-036
317- 21-320	REP	01-05-036
317- 21-325	REP	01-05-036
317- 21-330	REP	01-05-036
317- 21-335	REP	01-05-036
317- 21-340	REP	01-05-036
317- 21-345	REP	01-05-036
317- 21-400	REP	01-05-036
317- 21-410	REP	01-05-036
317- 21-500	REP	01-05-036
317- 21-510	REP	01-05-036
317- 21-520	REP	01-05-036
317- 21-530	REP	01-05-036
317- 21-550	REP	01-05-036
317- 21-560	REP	01-05-036
317- 21-900	REP	01-05-036
317- 21-910	REP	01-05-036
332- 10-020	AMD-P	01-04-061
332- 10-020	AMD	01-07-049
332- 10-040	AMD-P	01-04-061
332- 10-040	AMD	01-07-049
332- 30	PREP	01-10-068
352	PREP	01-12-077
356- 06-045	AMD-C	01-02-088
356- 06-045	AMD	01-07-055
356- 10-040	AMD-C	01-02-089
356- 10-040	AMD	01-07-057
356- 14-067	AMD-C	01-02-089
356- 14-067	AMD	01-07-057
356- 14-075	AMD-C	01-02-089
356- 14-075	AMD	01-07-057
356- 14-085	AMD-C	01-02-089
356- 14-085	AMD	01-07-057
356- 14-110	AMD-C	01-02-089
356- 14-110	AMD	01-07-057
356- 14-120	AMD-C	01-02-089
356- 14-120	AMD	01-07-057
356- 15-125	AMD-E	01-04-051
356- 15-125	AMD-P	01-04-079
356- 15-125	AMD	01-08-005
356- 15-140	AMD-C	01-02-089
356- 15-140	AMD	01-07-057
356- 18-140	AMD-C	01-02-089
356- 18-140	AMD	01-07-057
356- 18-220	AMD-C	01-02-089
356- 18-220	AMD	01-07-057
356- 22-160	AMD-P	01-12-074
356- 22-170	REP-P	01-12-074
356- 22-220	AMD-W	01-07-056
356- 26-040	AMD-P	01-12-075
356- 30-260	AMD-P	01-12-076
356- 30-305	AMD-P	01-12-076
356- 30-320	AMD-C	01-02-088
356- 30-320	AMD	01-07-055
356- 30-331	AMD-C	01-02-088
356- 30-331	AMD	01-07-055
356- 30-331	AMD-P	01-08-062
356- 30-331	AMD	01-11-113
356- 46-150	NEW-P	01-08-062
356- 46-150	NEW	01-11-113
356- 49-040	AMD-C	01-02-089
356- 49-040	AMD	01-07-057
356- 56-210	AMD	01-03-003
356- 56-220	AMD	01-03-003
363-116-185	AMD-P	01-10-072
363-116-185	AMD	01-13-066
363-116-185	AMD-P	01-14-086
363-116-185	AMD-P	01-14-087
363-116-300	AMD-P	01-08-081
363-116-300	AMD	01-12-032
363-116-300	AMD-P	01-14-088
365-120-080	PREP	01-11-137
365-120-080	AMD-E	01-14-035
365-195-900	AMD-P	01-03-166
365-195-900	AMD	01-08-056
365-197-010	NEW-P	01-03-165
365-197-010	NEW	01-13-039
365-197-020	NEW-P	01-03-165
365-197-020	NEW	01-13-039
365-197-030	NEW-P	01-03-165
365-197-030	NEW	01-13-039
365-197-040	NEW-P	01-03-165
365-197-040	NEW	01-13-039
365-197-050	NEW-P	01-03-165
365-197-050	NEW	01-13-039
365-197-060	NEW-P	01-03-165
365-197-060	NEW	01-13-039
365-197-070	NEW-P	01-03-165
365-197-070	NEW	01-13-039
365-197-080	NEW-P	01-03-165
365-197-080	NEW	01-13-039
388- 05-0001	NEW-P	01-08-077
388- 05-0001	NEW	01-12-071
388- 05-0005	NEW-P	01-08-077
388- 05-0005	NEW	01-12-071
388- 05-0010	NEW-P	01-08-077
388- 05-0010	NEW	01-12-071
388- 06-0010	NEW-P	01-10-062
388- 06-0020	NEW-P	01-10-062
388- 06-0100	NEW-P	01-10-062
388- 06-0110	NEW-P	01-10-062
388- 06-0120	NEW-P	01-10-062
388- 06-0130	NEW-P	01-10-062
388- 06-0140	NEW-P	01-10-062
388- 06-0150	NEW-P	01-10-062
388- 06-0160	NEW-P	01-10-062
388- 06-0170	NEW-P	01-10-062
388- 06-0180	NEW-P	01-10-062
388- 06-0190	NEW-P	01-10-062
388- 06-0200	NEW-P	01-10-062
388- 06-0210	NEW-P	01-10-062
388- 06-0220	NEW-P	01-10-062
388- 06-0230	NEW-P	01-10-062

WAC #	ACTION	WSR #
388- 06-0240	NEW-P	01-10-062
388- 06-0250	NEW-P	01-10-062
388- 06-0260	NEW-P	01-10-062
388- 06-0500	NEW-P	01-10-064
388- 06-0510	NEW-P	01-10-064
388- 06-0520	NEW-P	01-10-064
388- 06-0525	NEW-P	01-10-064
388- 06-0530	NEW-P	01-10-064
388- 06-0535	NEW-P	01-10-064
388- 06-0540	NEW-P	01-10-064
388- 11-011	REP	01-03-089
388- 11-015	REP	01-03-089
388- 11-045	REP	01-03-089
388- 11-048	REP	01-03-089
388- 11-065	REP	01-03-089
388- 11-067	REP	01-03-089
388- 11-100	REP	01-03-089
388- 11-120	REP	01-03-089
388- 11-135	REP	01-03-089
388- 11-140	REP	01-03-089
388- 11-143	REP	01-03-089
388- 11-145	REP	01-03-089
388- 11-150	REP	01-03-089
388- 11-155	REP	01-03-089
388- 11-170	REP	01-03-089
388- 11-180	REP	01-03-089
388- 11-205	REP	01-03-089
388- 11-210	REP	01-03-089
388- 11-215	REP	01-03-089
388- 11-220	REP	01-03-089
388- 11-280	REP	01-03-089
388- 11-300	REP	01-03-089
388- 11-305	REP	01-03-089
388- 11-310	REP	01-03-089
388- 11-320	REP	01-03-089
388- 11-325	REP	01-03-089
388- 11-330	REP	01-03-089
388- 11-335	REP	01-03-089
388- 11-340	REP	01-03-089
388- 13-010	REP	01-03-089
388- 13-020	REP	01-03-089
388- 13-030	REP	01-03-089
388- 13-040	REP	01-03-089
388- 13-050	REP	01-03-089
388- 13-060	REP	01-03-089
388- 13-070	REP	01-03-089
388- 13-085	REP	01-03-089
388- 13-090	REP	01-03-089
388- 13-100	REP	01-03-089
388- 13-110	REP	01-03-089
388- 13-120	REP	01-03-089
388- 14-010	REP	01-03-089
388- 14-020	REP	01-03-089
388- 14-030	REP	01-03-089
388- 14-035	REP	01-03-089
388- 14-040	REP	01-03-089
388- 14-045	REP	01-03-089
388- 14-050	REP	01-03-089
388- 14-100	REP	01-03-089
388- 14-200	REP	01-03-089
388- 14-201	REP	01-03-089
388- 14-202	REP	01-03-089
388- 14-203	REP	01-03-089
388- 14-205	REP	01-03-089
388- 14-210	REP	01-03-089
388- 14-220	REP	01-03-089
388- 14-250	REP	01-03-089
388- 14-260	REP	01-03-089
388- 14-270	REP	01-03-089
388- 14-271	REP	01-03-089
388- 14-272	REP	01-03-089
388- 14-273	REP	01-03-089
388- 14-274	REP	01-03-089
388- 14-276	REP	01-03-089
388- 14-300	REP	01-03-089
388- 14-310	REP	01-03-089
388- 14-350	REP	01-03-089
388- 14-360	REP	01-03-089
388- 14-365	REP	01-03-089
388- 14-370	REP	01-03-089
388- 14-376	REP	01-03-089
388- 14-385	REP	01-03-089
388- 14-386	REP	01-03-089
388- 14-387	REP	01-03-089
388- 14-388	REP	01-03-089
388- 14-390	REP	01-03-089
388- 14-395	REP	01-03-089
388- 14-410	REP	01-03-089
388- 14-415	REP	01-03-089
388- 14-420	REP	01-03-089
388- 14-421	REP	01-03-089
388- 14-422	REP	01-03-089
388- 14-423	REP	01-03-089
388- 14-424	REP	01-03-089
388- 14-427	REP	01-03-089
388- 14-435	REP	01-03-089
388- 14-440	REP	01-03-089
388- 14-450	REP	01-03-089
388- 14-460	REP	01-03-089
388- 14-480	REP	01-03-089
388- 14-490	REP	01-03-089
388- 14-495	REP	01-03-089
388- 14-496	REP	01-03-089
388- 14-500	REP	01-03-089
388- 14-510	REP	01-03-089
388- 14-520	REP	01-03-089
388- 14-530	REP	01-03-089
388- 14-540	REP	01-03-089
388- 14-550	REP	01-03-089
388- 14-560	REP	01-03-089
388- 14-570	REP	01-03-089
388- 14A-1000	NEW	01-03-089
388- 14A-1005	NEW	01-03-089
388- 14A-1010	NEW	01-03-089
388- 14A-1015	NEW	01-03-089
388- 14A-1020	NEW	01-03-089
388- 14A-1025	NEW	01-03-089
388- 14A-1025	PREP	01-13-049
388- 14A-1030	NEW	01-03-089
388- 14A-1035	NEW	01-03-089
388- 14A-1036	NEW	01-03-089
388- 14A-1040	NEW	01-03-089
388- 14A-1045	NEW	01-03-089
388- 14A-1050	NEW	01-03-089
388- 14A-1055	NEW	01-03-089
388- 14A-1060	NEW	01-03-089
388- 14A-2000	NEW	01-03-089
388- 14A-2005	NEW	01-03-089
388- 14A-2010	NEW	01-03-089
388- 14A-2015	NEW	01-03-089
388- 14A-2020	NEW	01-03-089
388- 14A-2025	NEW	01-03-089
388- 14A-2030	NEW	01-03-089
388- 14A-2035	NEW	01-03-089
388- 14A-2036	NEW	01-03-089
388- 14A-2037	NEW	01-03-089
388- 14A-2038	NEW	01-03-089
388- 14A-2040	NEW	01-03-089
388- 14A-2041	NEW	01-03-089
388- 14A-2045	NEW	01-03-089
388- 14A-2050	NEW	01-03-089
388- 14A-2060	NEW	01-03-089
388- 14A-2065	NEW	01-03-089
388- 14A-2065	PREP	01-13-049
388- 14A-2070	NEW	01-03-089
388- 14A-2075	NEW	01-03-089
388- 14A-2080	NEW	01-03-089
388- 14A-2085	NEW	01-03-089
388- 14A-2090	NEW	01-03-089
388- 14A-2095	NEW	01-03-089
388- 14A-2097	NEW	01-03-089
388- 14A-2099	NEW	01-03-089
388- 14A-2105	NEW	01-03-089
388- 14A-2105	PREP	01-09-027
388- 14A-2110	NEW	01-03-089
388- 14A-2110	PREP	01-09-027
388- 14A-2115	NEW	01-03-089
388- 14A-2115	PREP	01-09-027
388- 14A-2120	NEW	01-03-089
388- 14A-2120	PREP	01-09-027
388- 14A-2125	NEW	01-03-089
388- 14A-2125	PREP	01-09-027
388- 14A-2150	NEW	01-03-089
388- 14A-2155	NEW	01-03-089
388- 14A-2160	NEW	01-03-089
388- 14A-3131	PREP	01-13-048
388- 14A-3132	PREP	01-13-048
388- 14A-3275	NEW	01-03-089
388- 14A-3300	NEW	01-03-089
388- 14A-3304	NEW	01-03-089
388- 14A-3310	NEW	01-03-089
388- 14A-3315	NEW	01-03-089
388- 14A-3320	NEW	01-03-089
388- 14A-3350	NEW	01-03-089
388- 14A-3370	NEW	01-03-089
388- 14A-3375	NEW	01-03-089
388- 14A-3400	NEW	01-03-089
388- 14A-3500	NEW	01-03-089
388- 14A-3600	NEW	01-03-089
388- 14A-3600	PREP	01-09-042
388- 14A-3700	NEW	01-03-089
388- 14A-3800	NEW	01-03-089
388- 14A-3810	NEW	01-03-089
388- 14A-3900	NEW	01-03-089
388- 14A-3900	PREP	01-13-020
388- 14A-3901	NEW	01-03-089

WAC #	ACTION	WSR #
388- 14A-3901	PREP	01-13-020
388- 14A-3902	NEW	01-03-089
388- 14A-3902	PREP	01-13-020
388- 14A-3903	NEW	01-03-089
388- 14A-3903	PREP	01-13-020
388- 14A-3904	NEW	01-03-089
388- 14A-3904	PREP	01-13-020
388- 14A-3905	NEW	01-03-089
388- 14A-3905	PREP	01-13-020
388- 14A-3906	NEW	01-03-089
388- 14A-3906	PREP	01-13-020
388- 14A-3907	NEW	01-03-089
388- 14A-3907	PREP	01-13-020
388- 14A-3925	NEW	01-03-089
388- 14A-3925	PREP	01-13-020
388- 14A-4000	NEW	01-03-089
388- 14A-4010	NEW	01-03-089
388- 14A-4020	NEW	01-03-089
388- 14A-4030	NEW	01-03-089
388- 14A-4040	NEW	01-03-089
388- 14A-4100	NEW	01-03-089
388- 14A-4110	NEW	01-03-089
388- 14A-4115	NEW	01-03-089
388- 14A-4120	NEW	01-03-089
388- 14A-4130	NEW	01-03-089
388- 14A-4200	NEW	01-03-089
388- 14A-4300	NEW	01-03-089
388- 14A-4301	NEW	01-03-089
388- 14A-4302	NEW	01-03-089
388- 14A-4303	NEW	01-03-089
388- 14A-4304	NEW	01-03-089
388- 14A-4500	NEW	01-03-089
388- 14A-4505	NEW	01-03-089
388- 14A-4510	NEW	01-03-089
388- 14A-4515	NEW	01-03-089
388- 14A-4520	NEW	01-03-089
388- 14A-4525	NEW	01-03-089
388- 14A-4530	NEW	01-03-089
388- 14A-4600	NEW	01-03-089
388- 14A-4605	NEW	01-03-089
388- 14A-4605	PREP	01-13-047
388- 14A-4610	NEW	01-03-089
388- 14A-4615	NEW	01-03-089
388- 14A-4620	NEW	01-03-089
388- 14A-5000	NEW	01-03-089
388- 14A-5000	PREP	01-09-043
388- 14A-5001	NEW	01-03-089
388- 14A-5001	PREP	01-09-043
388- 14A-5002	NEW	01-03-089
388- 14A-5002	PREP	01-09-043
388- 14A-5003	NEW	01-03-089
388- 14A-5003	PREP	01-09-043
388- 14A-5004	NEW	01-03-089
388- 14A-5004	PREP	01-09-043
388- 14A-5005	NEW	01-03-089
388- 14A-5005	PREP	01-09-043
388- 14A-5006	NEW	01-03-089
388- 14A-5006	PREP	01-09-043
388- 14A-5007	NEW	01-03-089
388- 14A-5007	PREP	01-09-043
388- 14A-5008	NEW	01-03-089
388- 14A-5050	NEW	01-03-089
388- 14A-5100	NEW	01-03-089
388- 14A-5200	NEW	01-03-089
388- 14A-5300	NEW	01-03-089
388- 14A-5400	NEW	01-03-089
388- 14A-5500	NEW	01-03-089
388- 14A-5505	NEW	01-03-089
388- 14A-5510	NEW	01-03-089
388- 14A-5515	NEW	01-03-089
388- 14A-5520	NEW	01-03-089
388- 14A-5525	NEW	01-03-089
388- 14A-5530	NEW	01-03-089
388- 14A-5535	NEW	01-03-089
388- 14A-5540	NEW	01-03-089
388- 14A-6000	NEW	01-03-089
388- 14A-6100	NEW	01-03-089
388- 14A-6150	PREP	01-13-048
388- 14A-6200	NEW	01-03-089
388- 14A-6200	PREP	01-09-041
388- 14A-6300	NEW	01-03-089
388- 14A-6400	NEW	01-03-089
388- 14A-6405	NEW	01-03-089
388- 14A-6410	NEW	01-03-089
388- 14A-6415	NEW	01-03-089
388- 14A-6500	NEW	01-03-089
388- 14A-7100	NEW	01-03-089
388- 14A-7200	NEW	01-03-089
388- 14A-8100	NEW	01-03-089
388- 14A-8105	NEW	01-03-089
388- 14A-8110	NEW	01-03-089
388- 14A-8120	NEW	01-03-089
388- 14A-8200	NEW	01-03-089
388- 14A-8300	NEW	01-03-089
388- 14A-8400	NEW	01-03-089
388- 14A-8500	NEW	01-03-089
388- 15-001	NEW-W	01-07-072
388- 15-005	NEW-W	01-07-072
388- 15-009	NEW-W	01-07-072
388- 15-013	NEW-W	01-07-072
388- 15-017	NEW-W	01-07-072
388- 15-021	NEW-W	01-07-072
388- 15-025	NEW-W	01-07-072
388- 15-029	NEW-W	01-07-072
388- 15-033	NEW-W	01-07-072
388- 15-037	NEW-W	01-07-072
388- 15-041	NEW-W	01-07-072
388- 15-045	NEW-W	01-07-072
388- 15-049	NEW-W	01-07-072
388- 15-053	NEW-W	01-07-072
388- 15-057	NEW-W	01-07-072
388- 15-061	NEW-W	01-07-072
388- 15-065	NEW-W	01-07-072
388- 15-069	NEW-W	01-07-072
388- 15-073	NEW-W	01-07-072
388- 15-077	NEW-W	01-07-072
388- 15-081	NEW-W	01-07-072
388- 15-085	NEW-W	01-07-072
388- 15-089	NEW-W	01-07-072
388- 15-093	NEW-W	01-07-072
388- 15-097	NEW-W	01-07-072
388- 15-101	NEW-W	01-07-072
388- 15-105	NEW-W	01-07-072
388- 15-109	NEW-W	01-07-072
388- 15-113	NEW-W	01-07-072
388- 15-117	NEW-W	01-07-072
388- 15-121	NEW-W	01-07-072
388- 15-125	NEW-W	01-07-072
388- 15-129	NEW-W	01-07-072
388- 15-130	REP-W	01-07-072
388- 15-131	REP-W	01-07-072
388- 15-132	REP-W	01-07-072
388- 15-133	NEW-W	01-07-072
388- 15-134	REP-W	01-07-072
388- 15-135	NEW-W	01-07-072
388- 15-141	NEW-W	01-07-072
388- 15-150	REP	01-08-047
388- 15-160	REP	01-08-047
388- 15-220	REP	01-08-047
388- 15-570	REP	01-08-047
388- 25-0005	NEW	01-08-047
388- 25-0010	NEW	01-08-047
388- 25-0015	NEW	01-08-047
388- 25-0020	NEW	01-08-047
388- 25-0025	NEW	01-08-047
388- 25-0030	NEW	01-08-047
388- 25-0035	NEW	01-08-047
388- 25-0040	NEW	01-08-047
388- 25-0045	NEW	01-08-047
388- 25-0050	NEW	01-08-047
388- 25-0055	NEW	01-08-047
388- 25-0060	NEW	01-08-047
388- 25-0065	NEW	01-08-047
388- 25-0070	NEW	01-08-047
388- 25-0075	NEW	01-08-047
388- 25-0080	NEW	01-08-047
388- 25-0085	NEW	01-08-047
388- 25-0090	NEW	01-08-047
388- 25-0095	NEW	01-08-047
388- 25-0100	NEW	01-08-047
388- 25-0105	NEW	01-08-047
388- 25-0110	NEW	01-08-047
388- 25-0115	NEW	01-08-047
388- 25-0120	NEW	01-08-047
388- 25-0125	NEW	01-08-047
388- 25-0130	NEW	01-08-047
388- 25-0135	NEW	01-08-047
388- 25-0140	NEW	01-08-047
388- 25-0145	NEW	01-08-047
388- 25-0150	NEW	01-08-047
388- 25-0155	NEW	01-08-047
388- 25-0160	NEW	01-08-047
388- 25-0170	NEW	01-08-047
388- 25-0175	NEW	01-08-047
388- 25-0180	NEW	01-08-047
388- 25-0185	NEW	01-08-047
388- 25-0190	NEW	01-08-047
388- 25-0195	NEW	01-08-047
388- 25-0200	NEW	01-08-047
388- 25-0205	NEW	01-08-047
388- 25-0210	NEW	01-08-047
388- 25-0215	NEW	01-08-047
388- 25-0220	NEW	01-08-047
388- 25-0225	NEW	01-08-047
388- 25-0230	NEW	01-08-047
388- 25-0235	NEW	01-08-047

WAC #	ACTION	WSR #
388- 25-0240	NEW	01-08-047
388- 25-0245	NEW	01-08-047
388- 25-0250	NEW	01-08-047
388- 25-0255	NEW	01-08-047
388- 25-0260	NEW	01-08-047
388- 25-0265	NEW	01-08-047
388- 25-0270	NEW	01-08-047
388- 25-0275	NEW	01-08-047
388- 25-0280	NEW	01-08-047
388- 25-0285	NEW	01-08-047
388- 25-0290	NEW	01-08-047
388- 25-0295	NEW	01-08-047
388- 25-0300	NEW	01-08-047
388- 25-0305	NEW	01-08-047
388- 25-0310	NEW	01-08-047
388- 25-0315	NEW	01-08-047
388- 25-0320	NEW	01-08-047
388- 25-0325	NEW	01-08-047
388- 25-0330	NEW	01-08-047
388- 25-0335	NEW	01-08-047
388- 25-0340	NEW	01-08-047
388- 25-0345	NEW	01-08-047
388- 25-0350	NEW	01-08-047
388- 25-0355	NEW	01-08-047
388- 25-0360	NEW	01-08-047
388- 25-0365	NEW	01-08-047
388- 25-0370	NEW	01-08-047
388- 25-0375	NEW	01-08-047
388- 25-0380	NEW	01-08-047
388- 25-0385	NEW	01-08-047
388- 25-0390	NEW	01-08-047
388- 25-0395	NEW	01-08-047
388- 25-0400	NEW	01-08-047
388- 25-0405	NEW	01-08-047
388- 25-0410	NEW	01-08-047
388- 25-0415	NEW	01-08-047
388- 25-0420	NEW	01-08-047
388- 25-0425	NEW	01-08-047
388- 25-0430	NEW	01-08-047
388- 25-0435	NEW	01-08-047
388- 25-0440	NEW	01-08-047
388- 25-0445	NEW	01-08-047
388- 25-0450	NEW	01-08-047
388- 25-0455	NEW	01-08-047
388- 25-0460	NEW	01-08-047
388- 27-0005	NEW	01-08-047
388- 27-0010	NEW	01-08-047
388- 27-0015	NEW	01-08-047
388- 27-0020	NEW	01-08-047
388- 27-0025	NEW	01-08-047
388- 27-0030	NEW	01-08-047
388- 27-0035	NEW	01-08-047
388- 27-0040	NEW	01-08-047
388- 27-0045	NEW	01-08-047
388- 27-0050	NEW	01-08-047
388- 27-0055	NEW	01-08-047
388- 27-0060	NEW	01-08-047
388- 27-0065	NEW	01-08-047
388- 27-0070	NEW	01-08-047
388- 27-0075	NEW	01-08-047
388- 27-0080	NEW	01-08-047
388- 27-0085	NEW	01-08-047
388- 27-0090	NEW	01-08-047
388- 27-0100	NEW	01-08-047
388- 27-0105	NEW	01-08-047
388- 27-0110	NEW	01-08-047
388- 27-0115	NEW	01-08-047
388- 27-0120	NEW	01-08-045
388- 27-0125	NEW	01-08-045
388- 27-0130	NEW	01-08-045
388- 27-0135	NEW	01-08-045
388- 27-0140	NEW	01-08-045
388- 27-0145	NEW	01-08-045
388- 27-0150	NEW	01-08-045
388- 27-0155	NEW	01-08-045
388- 27-0160	NEW	01-08-045
388- 27-0165	NEW	01-08-045
388- 27-0170	NEW	01-08-045
388- 27-0175	NEW	01-08-045
388- 27-0180	NEW	01-08-045
388- 27-0185	NEW	01-08-045
388- 27-0190	NEW	01-08-045
388- 27-0195	NEW	01-08-045
388- 27-0200	NEW	01-08-045
388- 27-0205	NEW	01-08-045
388- 27-0210	NEW	01-08-045
388- 27-0215	NEW	01-08-045
388- 27-0220	NEW	01-08-045
388- 27-0225	NEW	01-08-045
388- 27-0230	NEW	01-08-045
388- 27-0235	NEW	01-08-045
388- 27-0240	NEW	01-08-045
388- 27-0245	NEW	01-08-045
388- 27-0250	NEW	01-08-045
388- 27-0255	NEW	01-08-045
388- 27-0260	NEW	01-08-045
388- 27-0265	NEW	01-08-045
388- 27-0270	NEW	01-08-045
388- 27-0275	NEW	01-08-045
388- 27-0280	NEW	01-08-045
388- 27-0285	NEW	01-08-045
388- 27-0290	NEW	01-08-045
388- 27-0295	NEW	01-08-045
388- 27-0300	NEW	01-08-045
388- 27-0305	NEW	01-08-045
388- 27-0310	NEW	01-08-045
388- 27-0315	NEW	01-08-045
388- 27-0320	NEW	01-08-045
388- 27-0325	NEW	01-08-045
388- 27-0330	NEW	01-08-045
388- 27-0335	NEW	01-08-045
388- 27-0340	NEW	01-08-045
388- 27-0345	NEW	01-08-045
388- 27-0350	NEW	01-08-045
388- 27-0355	NEW	01-08-045
388- 27-0360	NEW	01-08-045
388- 27-0365	NEW	01-08-045
388- 27-0370	NEW	01-08-045
388- 27-0375	NEW	01-08-045
388- 27-0380	NEW	01-08-045
388- 27-0385	NEW	01-08-045
388- 27-0390	NEW	01-08-045
388- 31-010	REP-P	01-04-070
388- 31-010	REP	01-09-023
388- 31-015	REP-P	01-04-070
388- 31-015	REP	01-09-023
388- 31-020	REP-P	01-04-070
388- 31-020	REP	01-09-023
388- 31-025	REP-P	01-04-070
388- 31-025	REP	01-09-023
388- 31-030	REP-P	01-04-070
388- 31-030	REP	01-09-023
388- 31-035	REP-P	01-04-070
388- 31-035	REP	01-09-023
388- 32-0005	NEW	01-08-047
388- 32-0010	NEW	01-08-047
388- 32-0015	NEW	01-08-047
388- 32-0020	NEW	01-08-047
388- 32-0025	NEW	01-08-047
388- 32-0030	NEW	01-08-047
388- 39A-010	NEW	01-06-041
388- 39A-030	NEW	01-06-041
388- 39A-035	NEW	01-06-041
388- 39A-040	NEW	01-06-041
388- 39A-045	NEW	01-06-041
388- 39A-050	NEW	01-06-041
388- 39A-055	NEW	01-06-041
388- 39A-060	NEW	01-06-041
388- 46-010	REP	01-06-044
388- 46-100	REP	01-06-044
388- 46-110	REP	01-06-044
388- 46-120	REP	01-06-044
388- 60-0015	NEW	01-08-046
388- 60-0025	NEW	01-08-046
388- 60-0035	NEW	01-08-046
388- 60-0045	NEW	01-08-046
388- 60-005	REP	01-08-046
388- 60-0055	NEW	01-08-046
388- 60-0065	NEW	01-08-046
388- 60-0075	NEW	01-08-046
388- 60-0085	NEW	01-08-046
388- 60-0095	NEW	01-08-046
388- 60-0105	NEW	01-08-046
388- 60-0115	NEW	01-08-046
388- 60-0125	NEW	01-08-046
388- 60-0135	NEW	01-08-046
388- 60-0145	NEW	01-08-046
388- 60-0155	NEW	01-08-046
388- 60-0165	NEW	01-08-046
388- 60-0175	NEW	01-08-046
388- 60-0185	NEW	01-08-046
388- 60-0195	NEW	01-08-046
388- 60-0205	NEW	01-08-046
388- 60-0215	NEW	01-08-046
388- 60-0225	NEW	01-08-046
388- 60-0235	NEW	01-08-046
388- 60-0245	NEW	01-08-046
388- 60-0255	NEW	01-08-046
388- 60-0265	NEW	01-08-046
388- 60-0275	NEW	01-08-046
388- 60-0285	NEW	01-08-046
388- 60-0295	NEW	01-08-046
388- 60-0305	NEW	01-08-046
388- 60-0315	NEW	01-08-046
388- 60-0325	NEW	01-08-046
388- 60-0335	NEW	01-08-046

WAC #	ACTION	WSR #
388- 60-0345	NEW	01-08-046
388- 60-0355	NEW	01-08-046
388- 60-0365	NEW	01-08-046
388- 60-0375	NEW	01-08-046
388- 60-0385	NEW	01-08-046
388- 60-0395	NEW	01-08-046
388- 60-0405	NEW	01-08-046
388- 60-0415	NEW	01-08-046
388- 60-0425	NEW	01-08-046
388- 60-0435	NEW	01-08-046
388- 60-0445	NEW	01-08-046
388- 60-0455	NEW	01-08-046
388- 60-0465	NEW	01-08-046
388- 60-0475	NEW	01-08-046
388- 60-0485	NEW	01-08-046
388- 60-0495	NEW	01-08-046
388- 60-0505	NEW	01-08-046
388- 60-0515	NEW	01-08-046
388- 60-0525	NEW	01-08-046
388- 60-0535	NEW	01-08-046
388- 60-0545	NEW	01-08-046
388- 60-0555	NEW	01-08-046
388- 60-0565	NEW	01-08-046
388- 60-0575	NEW	01-08-046
388- 60-0585	NEW	01-08-046
388- 60-0595	NEW	01-08-046
388- 60-0605	NEW	01-08-046
388- 60-0615	NEW	01-08-046
388- 60-0625	NEW	01-08-046
388- 60-0635	NEW	01-08-046
388- 60-0645	NEW	01-08-046
388- 60-0655	NEW	01-08-046
388- 60-0665	NEW	01-08-046
388- 60-0675	NEW	01-08-046
388- 60-0685	NEW	01-08-046
388- 60-0695	NEW	01-08-046
388- 60-0705	NEW	01-08-046
388- 60-0715	NEW	01-08-046
388- 60-0725	NEW	01-08-046
388- 60-0735	NEW	01-08-046
388- 60-0745	NEW	01-08-046
388- 60-0755	NEW	01-08-046
388- 60-120	REP	01-08-046
388- 60-130	REP	01-08-046
388- 60-140	REP	01-08-046
388- 60-150	REP	01-08-046
388- 60-160	REP	01-08-046
388- 60-170	REP	01-08-046
388- 60-180	REP	01-08-046
388- 60-190	REP	01-08-046
388- 60-200	REP	01-08-046
388- 60-210	REP	01-08-046
388- 60-220	REP	01-08-046
388- 60-230	REP	01-08-046
388- 60-240	REP	01-08-046
388- 60-250	REP	01-08-046
388- 60-260	REP	01-08-046
388- 61A-0005	NEW	01-07-053
388- 61A-0010	NEW	01-07-053
388- 61A-0015	NEW	01-07-053
388- 61A-0020	NEW	01-07-053
388- 61A-0025	NEW	01-07-053
388- 61A-0030	NEW	01-07-053
388- 61A-0035	NEW	01-07-053
388- 61A-0040	NEW	01-07-053
388- 61A-0045	NEW	01-07-053
388- 61A-0050	NEW	01-07-053
388- 61A-0055	NEW	01-07-053
388- 61A-0060	NEW	01-07-053
388- 61A-0065	NEW	01-07-053
388- 61A-0070	NEW	01-07-053
388- 61A-0075	NEW	01-07-053
388- 61A-0080	NEW	01-07-053
388- 61A-0085	NEW	01-07-053
388- 61A-0090	NEW	01-07-053
388- 61A-0095	NEW	01-07-053
388- 61A-0100	NEW	01-07-053
388- 61A-0105	NEW	01-07-053
388- 61A-0110	NEW	01-07-053
388- 61A-0115	NEW	01-07-053
388- 61A-0120	NEW	01-07-053
388- 61A-0125	NEW	01-07-053
388- 61A-0130	NEW	01-07-053
388- 61A-0135	NEW	01-07-053
388- 61A-0140	NEW	01-07-053
388- 61A-0145	NEW	01-07-053
388- 61A-0150	NEW	01-07-053
388- 61A-0155	NEW	01-07-053
388- 61A-0160	NEW	01-07-053
388- 61A-0165	NEW	01-07-053
388- 61A-0170	NEW	01-07-053
388- 61A-0175	NEW	01-07-053
388- 61A-0180	NEW	01-07-053
388- 61A-0185	NEW	01-07-053
388- 61A-0190	NEW	01-07-053
388- 61A-0195	NEW	01-07-053
388- 70-010	REP	01-08-047
388- 70-012	REP	01-08-047
388- 70-013	REP	01-08-047
388- 70-022	REP	01-08-047
388- 70-024	REP	01-08-047
388- 70-031	REP	01-08-047
388- 70-032	REP	01-08-047
388- 70-033	REP	01-08-047
388- 70-034	REP	01-08-047
388- 70-035	REP	01-08-047
388- 70-036	REP	01-08-047
388- 70-037	REP	01-08-047
388- 70-041	REP	01-08-047
388- 70-042	REP	01-08-047
388- 70-044	REP	01-08-047
388- 70-048	REP	01-08-047
388- 70-051	REP	01-08-047
388- 70-054	REP	01-08-047
388- 70-058	REP	01-08-047
388- 70-062	REP	01-08-047
388- 70-066	REP	01-08-047
388- 70-068	REP	01-08-047
388- 70-069	REP	01-08-047
388- 70-075	REP	01-08-047
388- 70-078	REP	01-08-047
388- 70-080	REP	01-08-047
388- 70-082	REP	01-08-047
388- 70-084	REP	01-08-047
388- 70-170	REP	01-08-047
388- 70-410	REP	01-08-047
388- 70-420	REP	01-08-047
388- 70-430	REP	01-08-047
388- 70-440	REP	01-08-047
388- 70-460	REP	01-08-047
388- 70-470	REP	01-08-047
388- 70-480	REP	01-08-047
388- 70-510	REP	01-08-045
388- 70-520	REP	01-08-045
388- 70-530	REP	01-08-045
388- 70-540	REP	01-08-045
388- 70-550	REP	01-08-045
388- 70-560	REP	01-08-045
388- 70-570	REP	01-08-045
388- 70-580	REP	01-08-045
388- 70-590	REP	01-08-045
388- 70-595	REP	01-08-045
388- 70-700	REP	01-08-047
388- 71	PREP	01-11-095
388- 71-0500	AMD-P	01-07-045
388- 71-0500	AMD	01-11-019
388- 71-0505	AMD-P	01-07-045
388- 71-0505	AMD	01-11-019
388- 71-0510	AMD-P	01-07-045
388- 71-0510	AMD	01-11-019
388- 71-0513	NEW-P	01-07-045
388- 71-0513	NEW	01-11-019
388- 71-0515	AMD-P	01-07-045
388- 71-0515	AMD	01-11-019
388- 71-0540	AMD-P	01-07-045
388- 71-0540	AMD	01-11-019
388- 71-0545	REP-P	01-07-045
388- 71-0545	REP	01-11-019
388- 71-0546	NEW-P	01-07-045
388- 71-0546	NEW	01-11-019
388- 71-0550	REP-P	01-07-045
388- 71-0550	REP	01-11-019
388- 71-0551	NEW-P	01-07-045
388- 71-0551	NEW	01-11-019
388- 71-0555	REP-P	01-07-045
388- 71-0555	REP	01-11-019
388- 71-0556	NEW-P	01-07-045
388- 71-0556	NEW	01-11-019
388- 71-0560	AMD-P	01-07-045
388- 71-0560	AMD	01-11-019
388- 71-0580	AMD-P	01-07-045
388- 71-0580	AMD	01-11-019
388- 71-0605	AMD-P	01-03-155
388- 71-0605	AMD	01-14-055
388- 71-0613	NEW-P	01-03-155
388- 71-0613	NEW	01-14-055
388- 71-0900	NEW-P	01-07-044
388- 71-0900	NEW	01-11-018
388- 71-0905	NEW-P	01-07-044
388- 71-0905	NEW	01-11-018
388- 71-0910	NEW-P	01-07-044
388- 71-0910	NEW	01-11-018
388- 71-0915	NEW-P	01-07-044
388- 71-0915	NEW	01-11-018
388- 71-0920	NEW-P	01-07-044
388- 71-0920	NEW	01-11-018

WAC #	ACTION	WSR #
388- 71-0925	NEW-P	01-07-044
388- 71-0925	NEW	01-11-018
388- 71-0930	NEW-P	01-07-044
388- 71-0930	NEW	01-11-018
388- 71-0935	NEW-P	01-07-044
388- 71-0935	NEW	01-11-018
388- 71-0940	NEW-P	01-07-044
388- 71-0940	NEW	01-11-018
388- 71-0945	NEW-P	01-07-044
388- 71-0945	NEW	01-11-018
388- 71-0950	NEW-P	01-07-044
388- 71-0950	NEW	01-11-018
388- 71-0955	NEW-P	01-07-044
388- 71-0955	NEW	01-11-018
388- 71-0960	NEW-P	01-07-044
388- 71-0960	NEW	01-11-018
388- 71-0965	NEW-P	01-07-044
388- 71-0965	NEW	01-11-018
388- 73-010	REP-W	01-08-064
388- 73-010	REP-P	01-12-101
388- 73-012	REP-W	01-08-064
388- 73-012	REP-P	01-12-101
388- 73-014	REP-W	01-08-064
388- 73-014	REP-P	01-12-101
388- 73-016	REP-W	01-08-064
388- 73-016	REP-P	01-12-101
388- 73-018	REP-W	01-08-064
388- 73-018	REP-P	01-12-101
388- 73-019	REP-W	01-08-064
388- 73-019	REP-P	01-12-101
388- 73-01950	REP-W	01-08-064
388- 73-01950	REP-P	01-12-101
388- 73-020	REP-W	01-08-064
388- 73-020	REP-P	01-12-101
388- 73-022	REP-W	01-08-064
388- 73-022	REP-P	01-12-101
388- 73-024	REP-W	01-08-064
388- 73-024	REP-P	01-12-101
388- 73-026	REP-W	01-08-064
388- 73-026	REP-P	01-12-101
388- 73-028	REP-W	01-08-064
388- 73-028	REP-P	01-12-101
388- 73-030	REP-W	01-08-064
388- 73-030	REP-P	01-12-101
388- 73-032	REP-W	01-08-064
388- 73-032	REP-P	01-12-101
388- 73-034	REP-W	01-08-064
388- 73-034	REP-P	01-12-101
388- 73-036	REP-W	01-08-064
388- 73-036	REP-P	01-12-101
388- 73-038	REP-W	01-08-064
388- 73-038	REP-P	01-12-101
388- 73-040	REP-W	01-08-064
388- 73-040	REP-P	01-12-101
388- 73-042	REP-W	01-08-064
388- 73-042	REP-P	01-12-101
388- 73-044	REP-W	01-08-064
388- 73-044	REP-P	01-12-101
388- 73-046	REP-W	01-08-064
388- 73-046	REP-P	01-12-101
388- 73-048	REP-W	01-08-064
388- 73-048	REP-P	01-12-101
388- 73-050	REP-W	01-08-064
388- 73-050	REP-P	01-12-101
388- 73-052	REP-W	01-08-064
388- 73-052	REP-P	01-12-101
388- 73-054	REP-W	01-08-064
388- 73-054	REP-P	01-12-101
388- 73-056	REP-W	01-08-064
388- 73-056	REP-P	01-12-101
388- 73-057	REP-W	01-08-064
388- 73-057	REP-P	01-12-101
388- 73-058	REP-W	01-08-064
388- 73-058	REP-P	01-12-101
388- 73-060	REP-W	01-08-064
388- 73-060	REP-P	01-12-101
388- 73-062	REP-W	01-08-064
388- 73-062	REP-P	01-12-101
388- 73-064	REP-W	01-08-064
388- 73-064	REP-P	01-12-101
388- 73-066	REP-W	01-08-064
388- 73-066	REP-P	01-12-101
388- 73-068	REP-W	01-08-064
388- 73-068	REP-P	01-12-101
388- 73-069	REP-W	01-08-064
388- 73-069	REP-P	01-12-101
388- 73-070	REP-W	01-08-064
388- 73-070	REP-P	01-12-101
388- 73-072	REP-W	01-08-064
388- 73-072	REP-P	01-12-101
388- 73-074	REP-W	01-08-064
388- 73-074	REP-P	01-12-101
388- 73-076	REP-W	01-08-064
388- 73-076	REP-P	01-12-101
388- 73-077	REP-W	01-08-064
388- 73-077	REP-P	01-12-101
388- 73-078	REP-W	01-08-064
388- 73-078	REP-P	01-12-101
388- 73-080	REP-W	01-08-064
388- 73-080	REP-P	01-12-101
388- 73-100	REP-W	01-08-064
388- 73-100	REP-P	01-12-101
388- 73-101	REP-W	01-08-064
388- 73-101	REP-P	01-12-101
388- 73-102	REP-W	01-08-064
388- 73-102	REP-P	01-12-101
388- 73-103	REP-W	01-08-064
388- 73-103	REP-P	01-12-101
388- 73-104	REP-W	01-08-064
388- 73-104	REP-P	01-12-101
388- 73-106	REP-W	01-08-064
388- 73-106	REP-P	01-12-101
388- 73-108	REP-W	01-08-064
388- 73-108	REP-P	01-12-101
388- 73-110	REP-W	01-08-064
388- 73-110	REP-P	01-12-101
388- 73-112	REP-W	01-08-064
388- 73-112	REP-P	01-12-101
388- 73-114	REP-W	01-08-064
388- 73-114	REP-P	01-12-101
388- 73-116	REP-W	01-08-064
388- 73-116	REP-P	01-12-101
388- 73-118	REP-W	01-08-064
388- 73-118	REP-P	01-12-101
388- 73-120	REP-W	01-08-064
388- 73-120	REP-P	01-12-101
388- 73-122	REP-W	01-08-064
388- 73-122	REP-P	01-12-101
388- 73-124	REP-W	01-08-064
388- 73-124	REP-P	01-12-101
388- 73-126	REP-W	01-08-064
388- 73-126	REP-P	01-12-101
388- 73-128	REP-W	01-08-064
388- 73-128	REP-P	01-12-101
388- 73-130	REP-W	01-08-064
388- 73-130	REP-P	01-12-101
388- 73-132	REP-W	01-08-064
388- 73-132	REP-P	01-12-101
388- 73-134	REP-W	01-08-064
388- 73-134	REP-P	01-12-101
388- 73-136	REP-W	01-08-064
388- 73-136	REP-P	01-12-101
388- 73-138	REP-W	01-08-064
388- 73-138	REP-P	01-12-101
388- 73-140	REP-W	01-08-064
388- 73-140	REP-P	01-12-101
388- 73-142	REP-W	01-08-064
388- 73-142	REP-P	01-12-101
388- 73-143	REP-W	01-08-064
388- 73-143	REP-P	01-12-101
388- 73-144	REP-W	01-08-064
388- 73-144	REP-P	01-12-101
388- 73-146	REP-W	01-08-064
388- 73-146	REP-P	01-12-101
388- 73-200	REP-W	01-08-064
388- 73-200	REP-P	01-12-101
388- 73-202	REP-W	01-08-064
388- 73-202	REP-P	01-12-101
388- 73-204	REP-W	01-08-064
388- 73-204	REP-P	01-12-101
388- 73-206	REP-W	01-08-064
388- 73-206	REP-P	01-12-101
388- 73-208	REP-W	01-08-064
388- 73-208	REP-P	01-12-101
388- 73-210	REP-W	01-08-064
388- 73-210	REP-P	01-12-101
388- 73-212	REP-W	01-08-064
388- 73-212	REP-P	01-12-101
388- 73-213	REP-W	01-08-064
388- 73-213	REP-P	01-12-101
388- 73-214	REP-W	01-08-064
388- 73-214	REP-P	01-12-101
388- 73-216	REP-W	01-08-064
388- 73-216	REP-P	01-12-101
388- 73-300	REP-W	01-08-064
388- 73-300	REP-P	01-12-101
388- 73-302	REP-W	01-08-064
388- 73-302	REP-P	01-12-101
388- 73-304	REP-W	01-08-064
388- 73-304	REP-P	01-12-101
388- 73-306	REP-W	01-08-064
388- 73-306	REP-P	01-12-101
388- 73-308	REP-W	01-08-064
388- 73-308	REP-P	01-12-101
388- 73-310	REP-W	01-08-064
388- 73-310	REP-P	01-12-101

WAC #	ACTION	WSR #
388- 73-312	REP-W	01-08-064
388- 73-312	REP-P	01-12-101
388- 73-351	REP-W	01-08-064
388- 73-351	REP-P	01-12-101
388- 73-353	REP-W	01-08-064
388- 73-353	REP-P	01-12-101
388- 73-355	REP-W	01-08-064
388- 73-355	REP-P	01-12-101
388- 73-357	REP-W	01-08-064
388- 73-357	REP-P	01-12-101
388- 73-361	REP-W	01-08-064
388- 73-361	REP-P	01-12-101
388- 73-363	REP-W	01-08-064
388- 73-363	REP-P	01-12-101
388- 73-365	REP-W	01-08-064
388- 73-365	REP-P	01-12-101
388- 73-367	REP-W	01-08-064
388- 73-367	REP-P	01-12-101
388- 73-369	REP-W	01-08-064
388- 73-369	REP-P	01-12-101
388- 73-371	REP-W	01-08-064
388- 73-371	REP-P	01-12-101
388- 73-373	REP-W	01-08-064
388- 73-373	REP-P	01-12-101
388- 73-375	REP-W	01-08-064
388- 73-375	REP-P	01-12-101
388- 73-377	REP-W	01-08-064
388- 73-377	REP-P	01-12-101
388- 73-379	REP-W	01-08-064
388- 73-379	REP-P	01-12-101
388- 73-381	REP-W	01-08-064
388- 73-381	REP-P	01-12-101
388- 73-383	REP-W	01-08-064
388- 73-383	REP-P	01-12-101
388- 73-385	REP-W	01-08-064
388- 73-385	REP-P	01-12-101
388- 73-387	REP-W	01-08-064
388- 73-387	REP-P	01-12-101
388- 73-389	REP-W	01-08-064
388- 73-389	REP-P	01-12-101
388- 73-391	REP-W	01-08-064
388- 73-391	REP-P	01-12-101
388- 73-393	REP-W	01-08-064
388- 73-393	REP-P	01-12-101
388- 73-395	REP-W	01-08-064
388- 73-395	REP-P	01-12-101
388- 73-500	REP-W	01-08-064
388- 73-500	REP-P	01-12-101
388- 73-502	REP-W	01-08-064
388- 73-502	REP-P	01-12-101
388- 73-504	REP-W	01-08-064
388- 73-504	REP-P	01-12-101
388- 73-506	REP-W	01-08-064
388- 73-506	REP-P	01-12-101
388- 73-508	REP-W	01-08-064
388- 73-508	REP-P	01-12-101
388- 73-510	REP-W	01-08-064
388- 73-510	REP-P	01-12-101
388- 73-512	REP-W	01-08-064
388- 73-512	REP-P	01-12-101
388- 73-600	REP-W	01-08-064
388- 73-600	REP-P	01-12-101
388- 73-602	REP-W	01-08-064
388- 73-602	REP-P	01-12-101
388- 73-604	REP-W	01-08-064
388- 73-604	REP-P	01-12-101
388- 73-606	REP-W	01-08-064
388- 73-606	REP-P	01-12-101
388- 73-610	REP-W	01-08-064
388- 73-610	REP-P	01-12-101
388- 73-700	REP-W	01-08-064
388- 73-700	REP-P	01-12-101
388- 73-702	REP-W	01-08-064
388- 73-702	REP-P	01-12-101
388- 73-704	REP-W	01-08-064
388- 73-704	REP-P	01-12-101
388- 73-706	REP-W	01-08-064
388- 73-706	REP-P	01-12-101
388- 73-708	REP-W	01-08-064
388- 73-708	REP-P	01-12-101
388- 73-710	REP-W	01-08-064
388- 73-710	REP-P	01-12-101
388- 73-712	REP-W	01-08-064
388- 73-712	REP-P	01-12-101
388- 73-714	REP-W	01-08-064
388- 73-714	REP-P	01-12-101
388- 73-718	REP-W	01-08-064
388- 73-718	REP-P	01-12-101
388- 73-720	REP-W	01-08-064
388- 73-720	REP-P	01-12-101
388- 73-722	REP-W	01-08-064
388- 73-722	REP-P	01-12-101
388- 73-800	REP-W	01-08-064
388- 73-800	REP-P	01-12-101
388- 73-802	REP-W	01-08-064
388- 73-802	REP-P	01-12-101
388- 73-803	REP-W	01-08-064
388- 73-803	REP-P	01-12-101
388- 73-804	REP-W	01-08-064
388- 73-804	REP-P	01-12-101
388- 73-805	REP-W	01-08-064
388- 73-805	REP-P	01-12-101
388- 73-810	REP-W	01-08-064
388- 73-810	REP-P	01-12-101
388- 73-815	REP-W	01-08-064
388- 73-815	REP-P	01-12-101
388- 73-820	REP-W	01-08-064
388- 73-820	REP-P	01-12-101
388- 73-821	REP-W	01-08-064
388- 73-821	REP-P	01-12-101
388- 73-822	REP-W	01-08-064
388- 73-822	REP-P	01-12-101
388- 73-823	REP-W	01-08-064
388- 73-823	REP-P	01-12-101
388- 73-825	REP-W	01-08-064
388- 73-825	REP-P	01-12-101
388- 73-900	REP-W	01-08-064
388- 73-900	REP-P	01-12-101
388- 73-901	REP-W	01-08-064
388- 73-901	REP-P	01-12-101
388- 73-902	REP-W	01-08-064
388- 73-902	REP-P	01-12-101
388- 73-904	REP-W	01-08-064
388- 73-904	REP-P	01-12-101
388- 74-010	REP	01-06-041
388- 74-030	REP	01-06-041
388- 86-071	REP	01-05-040
388- 86-085	REP	01-06-029
388- 86-086	REP	01-03-084
388- 86-100	REP-W	01-03-001
388- 86-100	REP	01-06-028
388- 87-027	REP	01-06-032
388- 87-035	REP	01-06-029
388- 87-036	REP	01-03-084
388- 87-060	REP	01-06-033
388- 96-010	AMD-P	01-06-057
388- 96-010	AMD	01-12-037
388- 96-218	AMD-P	01-06-057
388- 96-218	AMD	01-12-037
388- 96-310	AMD-P	01-06-057
388- 96-310	AMD-W	01-12-036
388- 96-369	AMD-P	01-06-057
388- 96-369	AMD	01-12-037
388- 96-384	AMD-P	01-06-057
388- 96-384	AMD	01-12-037
388- 96-559	AMD-P	01-06-057
388- 96-559	AMD	01-12-037
388- 96-708	AMD-P	01-06-057
388- 96-708	AMD	01-12-037
388- 96-709	AMD-P	01-06-057
388- 96-709	AMD	01-12-037
388- 96-710	AMD-P	01-06-057
388- 96-710	AMD	01-12-037
388- 96-713	AMD-P	01-06-057
388- 96-713	AMD	01-12-037
388- 96-714	AMD-P	01-06-057
388- 96-714	AMD	01-12-037
388- 96-723	AMD-P	01-06-057
388- 96-723	AMD	01-12-037
388- 96-732	NEW-P	01-06-057
388- 96-732	NEW	01-12-037
388- 96-740	AMD-P	01-06-057
388- 96-740	AMD	01-12-037
388- 96-776	AMD-P	01-06-057
388- 96-776	AMD	01-12-037
388- 96-777	AMD-P	01-06-057
388- 96-777	AMD	01-12-037
388- 96-780	AMD-P	01-06-057
388- 96-780	AMD	01-12-037
388- 96-802	NEW-P	01-06-057
388- 96-802	NEW	01-12-037
388- 96-803	NEW-P	01-06-057
388- 96-803	NEW	01-12-037
388- 96-901	AMD-P	01-06-057
388- 96-901	AMD	01-12-037
388-105-0005	NEW-P	01-10-103
388-105-0005	NEW	01-14-056
388-105-0010	NEW-P	01-10-103
388-105-0010	NEW	01-14-056
388-105-0015	NEW-P	01-10-103
388-105-0015	NEW	01-14-056
388-105-0020	NEW-P	01-10-103
388-105-0020	NEW	01-14-056
388-105-0025	NEW-P	01-10-103
388-105-0025	NEW	01-14-056
388-146-0010	NEW-W	01-07-071

WAC #	ACTION	WSR #
388-146-0020	NEW-W	01-07-071
388-146-0030	NEW-W	01-07-071
388-146-0040	NEW-W	01-07-071
388-146-0045	NEW-W	01-07-071
388-146-0050	NEW-W	01-07-071
388-146-0060	NEW-W	01-07-071
388-146-0070	NEW-W	01-07-071
388-146-0080	NEW-W	01-07-071
388-146-0090	NEW-W	01-07-071
388-146-0100	NEW-W	01-07-071
388-146-0110	NEW-W	01-07-071
388-146-0120	NEW-W	01-07-071
388-146-0130	NEW-W	01-07-071
388-146-0140	NEW-W	01-07-071
388-146-0150	NEW-W	01-07-071
388-146-0160	NEW-W	01-07-071
388-146-0170	NEW-W	01-07-071
388-146-0180	NEW-W	01-07-071
388-146-0190	NEW-W	01-07-071
388-146-0200	NEW-W	01-07-071
388-146-0210	NEW-W	01-07-071
388-146-0220	NEW-W	01-07-071
388-148-0005	NEW-W	01-08-064
388-148-0005	NEW-P	01-12-101
388-148-0010	NEW-W	01-08-064
388-148-0010	NEW-P	01-12-101
388-148-0015	NEW-W	01-08-064
388-148-0015	NEW-P	01-12-101
388-148-0020	NEW-W	01-08-064
388-148-0020	NEW-P	01-12-101
388-148-0025	NEW-W	01-08-064
388-148-0025	NEW-P	01-12-101
388-148-0030	NEW-W	01-08-064
388-148-0030	NEW-P	01-12-101
388-148-0035	NEW-W	01-08-064
388-148-0035	NEW-P	01-12-101
388-148-0040	NEW-W	01-08-064
388-148-0040	NEW-P	01-12-101
388-148-0045	NEW-W	01-08-064
388-148-0045	NEW-P	01-12-101
388-148-0050	NEW-W	01-08-064
388-148-0050	NEW-P	01-12-101
388-148-0055	NEW-W	01-08-064
388-148-0055	NEW-P	01-12-101
388-148-0060	NEW-W	01-08-064
388-148-0060	NEW-P	01-12-101
388-148-0065	NEW-W	01-08-064
388-148-0065	NEW-P	01-12-101
388-148-0070	NEW-W	01-08-064
388-148-0070	NEW-P	01-12-101
388-148-0075	NEW-W	01-08-064
388-148-0075	NEW-P	01-12-101
388-148-0080	NEW-W	01-08-064
388-148-0080	NEW-P	01-12-101
388-148-0085	NEW-W	01-08-064
388-148-0085	NEW-P	01-12-101
388-148-0090	NEW-W	01-08-064
388-148-0090	NEW-P	01-12-101
388-148-0095	NEW-W	01-08-064
388-148-0095	NEW-P	01-12-101
388-148-0100	NEW-W	01-08-064
388-148-0100	NEW-P	01-12-101
388-148-0105	NEW-W	01-08-064
388-148-0105	NEW-P	01-12-101
388-148-0110	NEW-W	01-08-064
388-148-0110	NEW-P	01-12-101
388-148-0115	NEW-W	01-08-064
388-148-0115	NEW-P	01-12-101
388-148-0120	NEW-W	01-08-064
388-148-0120	NEW-P	01-12-101
388-148-0125	NEW-W	01-08-064
388-148-0125	NEW-P	01-12-101
388-148-0130	NEW-W	01-08-064
388-148-0130	NEW-P	01-12-101
388-148-0135	NEW-W	01-08-064
388-148-0135	NEW-P	01-12-101
388-148-0140	NEW-W	01-08-064
388-148-0140	NEW-P	01-12-101
388-148-0145	NEW-W	01-08-064
388-148-0145	NEW-P	01-12-101
388-148-0150	NEW-W	01-08-064
388-148-0150	NEW-P	01-12-101
388-148-0155	NEW-W	01-08-064
388-148-0155	NEW-P	01-12-101
388-148-0160	NEW-W	01-08-064
388-148-0160	NEW-P	01-12-101
388-148-0165	NEW-W	01-08-064
388-148-0165	NEW-P	01-12-101
388-148-0170	NEW-W	01-08-064
388-148-0170	NEW-P	01-12-101
388-148-0175	NEW-W	01-08-064
388-148-0175	NEW-P	01-12-101
388-148-0180	NEW-W	01-08-064
388-148-0180	NEW-P	01-12-101
388-148-0185	NEW-W	01-08-064
388-148-0185	NEW-P	01-12-101
388-148-0190	NEW-W	01-08-064
388-148-0190	NEW-P	01-12-101
388-148-0195	NEW-W	01-08-064
388-148-0195	NEW-P	01-12-101
388-148-0200	NEW-W	01-08-064
388-148-0200	NEW-P	01-12-101
388-148-0205	NEW-W	01-08-064
388-148-0205	NEW-P	01-12-101
388-148-0210	NEW-W	01-08-064
388-148-0210	NEW-P	01-12-101
388-148-0215	NEW-W	01-08-064
388-148-0215	NEW-P	01-12-101
388-148-0220	NEW-W	01-08-064
388-148-0220	NEW-P	01-12-101
388-148-0225	NEW-W	01-08-064
388-148-0225	NEW-P	01-12-101
388-148-0230	NEW-W	01-08-064
388-148-0230	NEW-P	01-12-101
388-148-0235	NEW-W	01-08-064
388-148-0235	NEW-P	01-12-101
388-148-0240	NEW-W	01-08-064
388-148-0240	NEW-P	01-12-101
388-148-0245	NEW-W	01-08-064
388-148-0245	NEW-P	01-12-101
388-148-0250	NEW-W	01-08-064
388-148-0250	NEW-P	01-12-101
388-148-0255	NEW-W	01-08-064
388-148-0255	NEW-P	01-12-101
388-148-0260	NEW-W	01-08-064
388-148-0260	NEW-P	01-12-101
388-148-0265	NEW-W	01-08-064
388-148-0265	NEW-P	01-12-101
388-148-0270	NEW-W	01-08-064
388-148-0270	NEW-P	01-12-101
388-148-0275	NEW-W	01-08-064
388-148-0275	NEW-P	01-12-101
388-148-0280	NEW-W	01-08-064
388-148-0280	NEW-P	01-12-101
388-148-0285	NEW-W	01-08-064
388-148-0285	NEW-P	01-12-101
388-148-0290	NEW-W	01-08-064
388-148-0290	NEW-P	01-12-101
388-148-0295	NEW-W	01-08-064
388-148-0295	NEW-P	01-12-101
388-148-0300	NEW-W	01-08-064
388-148-0300	NEW-P	01-12-101
388-148-0305	NEW-W	01-08-064
388-148-0305	NEW-P	01-12-101
388-148-0310	NEW-W	01-08-064
388-148-0310	NEW-P	01-12-101
388-148-0315	NEW-W	01-08-064
388-148-0315	NEW-P	01-12-101
388-148-0320	NEW-W	01-08-064
388-148-0320	NEW-P	01-12-101
388-148-0325	NEW-W	01-08-064
388-148-0325	NEW-P	01-12-101
388-148-0330	NEW-W	01-08-064
388-148-0330	NEW-P	01-12-101
388-148-0335	NEW-W	01-08-064
388-148-0335	NEW-P	01-12-101
388-148-0340	NEW-W	01-08-064
388-148-0340	NEW-P	01-12-101
388-148-0345	NEW-W	01-08-064
388-148-0345	NEW-P	01-12-101
388-148-0350	NEW-W	01-08-064
388-148-0350	NEW-P	01-12-101
388-148-0355	NEW-W	01-08-064
388-148-0355	NEW-P	01-12-101
388-148-0360	NEW-W	01-08-064
388-148-0360	NEW-P	01-12-101
388-148-0365	NEW-W	01-08-064
388-148-0365	NEW-P	01-12-101
388-148-0370	NEW-W	01-08-064
388-148-0370	NEW-P	01-12-101
388-148-0375	NEW-W	01-08-064
388-148-0375	NEW-P	01-12-101
388-148-0380	NEW-W	01-08-064
388-148-0380	NEW-P	01-12-101
388-148-0385	NEW-W	01-08-064
388-148-0385	NEW-P	01-12-101
388-148-0390	NEW-W	01-08-064
388-148-0390	NEW-P	01-12-101
388-148-0395	NEW-W	01-08-064
388-148-0395	NEW-P	01-12-101
388-148-0400	NEW-W	01-08-064
388-148-0400	NEW-P	01-12-101
388-148-0405	NEW-W	01-08-064
388-148-0405	NEW-P	01-12-101
388-148-0410	NEW-W	01-08-064
388-148-0410	NEW-P	01-12-101

WAC #	ACTION	WSR #
388-148-0415	NEW-W	01-08-064
388-148-0415	NEW-P	01-12-101
388-148-0420	NEW-W	01-08-064
388-148-0420	NEW-P	01-12-101
388-148-0425	NEW-W	01-08-064
388-148-0425	NEW-P	01-12-101
388-148-0430	NEW-W	01-08-064
388-148-0430	NEW-P	01-12-101
388-148-0435	NEW-W	01-08-064
388-148-0435	NEW-P	01-12-101
388-148-0440	NEW-W	01-08-064
388-148-0440	NEW-P	01-12-101
388-148-0445	NEW-W	01-08-064
388-148-0445	NEW-P	01-12-101
388-148-0450	NEW-W	01-08-064
388-148-0450	NEW-P	01-12-101
388-148-0455	NEW-W	01-08-064
388-148-0455	NEW-P	01-12-101
388-148-0460	NEW-W	01-08-064
388-148-0460	NEW-P	01-12-101
388-148-0465	NEW-W	01-08-064
388-148-0465	NEW-P	01-12-101
388-148-0470	NEW-W	01-08-064
388-148-0470	NEW-P	01-12-101
388-148-0475	NEW-W	01-08-064
388-148-0475	NEW-P	01-12-101
388-148-0480	NEW-W	01-08-064
388-148-0480	NEW-P	01-12-101
388-148-0485	NEW-W	01-08-064
388-148-0485	NEW-P	01-12-101
388-148-0490	NEW-W	01-08-064
388-148-0490	NEW-P	01-12-101
388-148-0495	NEW-W	01-08-064
388-148-0495	NEW-P	01-12-101
388-148-0500	NEW-W	01-08-064
388-148-0500	NEW-P	01-12-101
388-148-0505	NEW-W	01-08-064
388-148-0505	NEW-P	01-12-101
388-148-0510	NEW-W	01-08-064
388-148-0510	NEW-P	01-12-101
388-148-0515	NEW-W	01-08-064
388-148-0515	NEW-P	01-12-101
388-148-0520	NEW-W	01-08-064
388-148-0520	NEW-P	01-12-101
388-148-0525	NEW-W	01-08-064
388-148-0525	NEW-P	01-12-101
388-148-0530	NEW-W	01-08-064
388-148-0530	NEW-P	01-12-101
388-148-0535	NEW-W	01-08-064
388-148-0535	NEW-P	01-12-101
388-148-0540	NEW-W	01-08-064
388-148-0540	NEW-P	01-12-101
388-148-0545	NEW-W	01-08-064
388-148-0545	NEW-P	01-12-101
388-148-0550	NEW-W	01-08-064
388-148-0550	NEW-P	01-12-101
388-148-0555	NEW-W	01-08-064
388-148-0555	NEW-P	01-12-101
388-148-0560	NEW-W	01-08-064
388-148-0560	NEW-P	01-12-101
388-148-0565	NEW-W	01-08-064
388-148-0565	NEW-P	01-12-101
388-148-0570	NEW-W	01-08-064
388-148-0570	NEW-P	01-12-101
388-148-0575	NEW-W	01-08-064
388-148-0575	NEW-P	01-12-101
388-148-0580	NEW-W	01-08-064
388-148-0580	NEW-P	01-12-101
388-148-0585	NEW-W	01-08-064
388-148-0585	NEW-P	01-12-101
388-148-0590	NEW-W	01-08-064
388-148-0590	NEW-P	01-12-101
388-148-0595	NEW-W	01-08-064
388-148-0595	NEW-P	01-12-101
388-148-0600	NEW-W	01-08-064
388-148-0600	NEW-P	01-12-101
388-148-0605	NEW-W	01-08-064
388-148-0605	NEW-P	01-12-101
388-148-0610	NEW-W	01-08-064
388-148-0610	NEW-P	01-12-101
388-148-0615	NEW-W	01-08-064
388-148-0615	NEW-P	01-12-101
388-148-0620	NEW-W	01-08-064
388-148-0620	NEW-P	01-12-101
388-148-0625	NEW-W	01-08-064
388-148-0625	NEW-P	01-12-101
388-148-0630	NEW-W	01-08-064
388-148-0630	NEW-P	01-12-101
388-148-0635	NEW-W	01-08-064
388-148-0635	NEW-P	01-12-101
388-148-0640	NEW-W	01-08-064
388-148-0640	NEW-P	01-12-101
388-148-0645	NEW-W	01-08-064
388-148-0645	NEW-P	01-12-101
388-148-0650	NEW-W	01-08-064
388-148-0650	NEW-P	01-12-101
388-148-0655	NEW-W	01-08-064
388-148-0655	NEW-P	01-12-101
388-148-0660	NEW-W	01-08-064
388-148-0660	NEW-P	01-12-101
388-148-0665	NEW-W	01-08-064
388-148-0665	NEW-P	01-12-101
388-148-0670	NEW-W	01-08-064
388-148-0670	NEW-P	01-12-101
388-148-0675	NEW-W	01-08-064
388-148-0675	NEW-P	01-12-101
388-148-0680	NEW-W	01-08-064
388-148-0680	NEW-P	01-12-101
388-148-0685	NEW-W	01-08-064
388-148-0685	NEW-P	01-12-101
388-148-0690	NEW-W	01-08-064
388-148-0690	NEW-P	01-12-101
388-148-0695	NEW-W	01-08-064
388-148-0695	NEW-P	01-12-101
388-148-0700	NEW-W	01-08-064
388-148-0700	NEW-P	01-12-101
388-148-0705	NEW-W	01-08-064
388-148-0705	NEW-P	01-12-101
388-148-0710	NEW-W	01-08-064
388-148-0710	NEW-P	01-12-101
388-148-0715	NEW-W	01-08-064
388-148-0715	NEW-P	01-12-101
388-148-0720	NEW-W	01-08-064
388-148-0720	NEW-P	01-12-101
388-148-0725	NEW-W	01-08-064
388-148-0725	NEW-P	01-12-101
388-148-0730	NEW-W	01-08-064
388-148-0730	NEW-P	01-12-101
388-148-0735	NEW-W	01-08-064
388-148-0735	NEW-P	01-12-101
388-148-0740	NEW-W	01-08-064
388-148-0740	NEW-P	01-12-101
388-148-0745	NEW-W	01-08-064
388-148-0745	NEW-P	01-12-101
388-148-0750	NEW-W	01-08-064
388-148-0750	NEW-P	01-12-101
388-148-0755	NEW-W	01-08-064
388-148-0755	NEW-P	01-12-101
388-148-0760	NEW-W	01-08-064
388-148-0760	NEW-P	01-12-101
388-148-0765	NEW-W	01-08-064
388-148-0765	NEW-P	01-12-101
388-148-0770	NEW-W	01-08-064
388-148-0770	NEW-P	01-12-101
388-148-0775	NEW-W	01-08-064
388-148-0775	NEW-P	01-12-101
388-148-0780	NEW-W	01-08-064
388-148-0780	NEW-P	01-12-101
388-148-0785	NEW-W	01-08-064
388-148-0785	NEW-P	01-12-101
388-148-0790	NEW-W	01-08-064
388-148-0790	NEW-P	01-12-101
388-148-0795	NEW-W	01-08-064
388-148-0795	NEW-P	01-12-101
388-148-0800	NEW-W	01-08-064
388-148-0800	NEW-P	01-12-101
388-148-0805	NEW-W	01-08-064
388-148-0805	NEW-P	01-12-101
388-148-0810	NEW-W	01-08-064
388-148-0810	NEW-P	01-12-101
388-148-0815	NEW-W	01-08-064
388-148-0815	NEW-P	01-12-101
388-148-0820	NEW-W	01-08-064
388-148-0820	NEW-P	01-12-101
388-148-0825	NEW-W	01-08-064
388-148-0825	NEW-P	01-12-101
388-148-0830	NEW-W	01-08-064
388-148-0830	NEW-P	01-12-101
388-148-0835	NEW-W	01-08-064
388-148-0835	NEW-P	01-12-101
388-148-0840	NEW-W	01-08-064
388-148-0840	NEW-P	01-12-101
388-148-0845	NEW-W	01-08-064
388-148-0845	NEW-P	01-12-101
388-148-0850	NEW-W	01-08-064
388-148-0850	NEW-P	01-12-101
388-148-0855	NEW-W	01-08-064
388-148-0855	NEW-P	01-12-101
388-148-0860	NEW-W	01-08-064
388-148-0860	NEW-P	01-12-101
388-148-0865	NEW-W	01-08-064
388-148-0865	NEW-P	01-12-101
388-148-0870	NEW-W	01-08-064
388-148-0870	NEW-P	01-12-101
388-148-0875	NEW-W	01-08-064
388-148-0875	NEW-P	01-12-101

WAC #	ACTION	WSR #
388-148-0880	NEW-W	01-08-064
388-148-0880	NEW-P	01-12-101
388-148-0885	NEW-W	01-08-064
388-148-0885	NEW-P	01-12-101
388-148-0890	NEW-W	01-08-064
388-148-0890	NEW-P	01-12-101
388-148-0895	NEW-W	01-08-064
388-148-0895	NEW-P	01-12-101
388-148-0900	NEW-W	01-08-064
388-148-0900	NEW-P	01-12-101
388-148-0905	NEW-W	01-08-064
388-148-0905	NEW-P	01-12-101
388-148-0910	NEW-W	01-08-064
388-148-0910	NEW-P	01-12-101
388-148-0915	NEW-W	01-08-064
388-148-0915	NEW-P	01-12-101
388-148-0920	NEW-W	01-08-064
388-148-0920	NEW-P	01-12-101
388-148-0925	NEW-W	01-08-064
388-148-0925	NEW-P	01-12-101
388-148-0930	NEW-W	01-08-064
388-148-0930	NEW-P	01-12-101
388-148-0935	NEW-W	01-08-064
388-148-0935	NEW-P	01-12-101
388-148-0940	NEW-W	01-08-064
388-148-0940	NEW-P	01-12-101
388-148-0945	NEW-W	01-08-064
388-148-0945	NEW-P	01-12-101
388-148-0950	NEW-W	01-08-064
388-148-0950	NEW-P	01-12-101
388-148-0955	NEW-W	01-08-064
388-148-0955	NEW-P	01-12-101
388-148-0960	NEW-W	01-08-064
388-148-0960	NEW-P	01-12-101
388-148-0965	NEW-W	01-08-064
388-148-0965	NEW-P	01-12-101
388-148-0970	NEW-W	01-08-064
388-148-0970	NEW-P	01-12-101
388-148-0975	NEW-W	01-08-064
388-148-0975	NEW-P	01-12-101
388-148-0980	NEW-W	01-08-064
388-148-0980	NEW-P	01-12-101
388-148-0985	NEW-W	01-08-064
388-148-0985	NEW-P	01-12-101
388-148-0990	NEW-W	01-08-064
388-148-0990	NEW-P	01-12-101
388-148-0995	NEW-W	01-08-064
388-148-0995	NEW-P	01-12-101
388-148-1000	NEW-W	01-08-064
388-148-1000	NEW-P	01-12-101
388-148-1005	NEW-W	01-08-064
388-148-1005	NEW-P	01-12-101
388-148-1010	NEW-W	01-08-064
388-148-1010	NEW-P	01-12-101
388-148-1015	NEW-W	01-08-064
388-148-1015	NEW-P	01-12-101
388-148-1020	NEW-W	01-08-064
388-148-1020	NEW-P	01-12-101
388-148-1025	NEW-W	01-08-064
388-148-1025	NEW-P	01-12-101
388-148-1030	NEW-W	01-08-064
388-148-1030	NEW-P	01-12-101
388-148-1035	NEW-W	01-08-064
388-148-1035	NEW-P	01-12-101
388-148-1040	NEW-W	01-08-064
388-148-1040	NEW-P	01-12-101
388-148-1045	NEW-W	01-08-064
388-148-1045	NEW-P	01-12-101
388-148-1050	NEW-W	01-08-064
388-148-1050	NEW-P	01-12-101
388-148-1055	NEW-W	01-08-064
388-148-1055	NEW-P	01-12-101
388-148-1060	NEW-W	01-08-064
388-148-1060	NEW-P	01-12-101
388-148-1065	NEW-W	01-08-064
388-148-1065	NEW-P	01-12-101
388-148-1070	NEW-W	01-08-064
388-148-1070	NEW-P	01-12-101
388-148-1075	NEW-W	01-08-064
388-148-1075	NEW-P	01-12-101
388-148-1080	NEW-W	01-08-064
388-148-1080	NEW-P	01-12-101
388-148-1085	NEW-W	01-08-064
388-148-1085	NEW-P	01-12-101
388-148-1090	NEW-W	01-08-064
388-148-1090	NEW-P	01-12-101
388-148-1095	NEW-W	01-08-064
388-148-1095	NEW-P	01-12-101
388-148-1100	NEW-W	01-08-064
388-148-1100	NEW-P	01-12-101
388-148-1105	NEW-W	01-08-064
388-148-1105	NEW-P	01-12-101
388-148-1110	NEW-W	01-08-064
388-148-1110	NEW-P	01-12-101
388-148-1115	NEW-W	01-08-064
388-148-1115	NEW-P	01-12-101
388-148-1120	NEW-W	01-08-064
388-148-1120	NEW-P	01-12-101
388-148-1125	NEW-W	01-08-064
388-148-1125	NEW-P	01-12-101
388-148-1130	NEW-W	01-08-064
388-148-1130	NEW-P	01-12-101
388-148-1135	NEW-W	01-08-064
388-148-1135	NEW-P	01-12-101
388-148-1140	NEW-W	01-08-064
388-148-1145	NEW-W	01-08-064
388-155-040	AMD-P	01-07-052
388-155-050	AMD-P	01-07-052
388-155-060	AMD-P	01-07-052
388-155-080	AMD-P	01-07-052
388-155-085	AMD-P	01-07-052
388-155-090	AMD-P	01-07-052
388-155-092	AMD-P	01-07-052
388-155-093	AMD-P	01-07-052
388-155-094	AMD-P	01-07-052
388-155-095	AMD-P	01-07-052
388-155-160	AMD-P	01-07-052
388-155-190	AMD-P	01-07-052
388-155-270	AMD-P	01-07-052
388-155-330	AMD-P	01-07-052
388-155-370	AMD-P	01-07-052
388-155-380	AMD-P	01-07-052
388-155-420	AMD-P	01-07-052
388-155-480	AMD-P	01-07-052
388-155-605	AMD-P	01-07-052
388-155-610	AMD-P	01-07-052
388-155-620	AMD-P	01-07-052
388-155-630	AMD-P	01-07-052
388-155-640	AMD-P	01-07-052
388-155-650	AMD-P	01-07-052
388-155-660	AMD-P	01-07-052
388-155-670	AMD-P	01-07-052
388-155-680	AMD-P	01-07-052
388-160-0005	NEW-W	01-07-070
388-160-0005	NEW-P	01-10-063
388-160-0015	NEW-W	01-07-070
388-160-0015	NEW-P	01-10-063
388-160-0025	NEW-W	01-07-070
388-160-0025	NEW-P	01-10-063
388-160-0035	NEW-W	01-07-070
388-160-0035	NEW-P	01-10-063
388-160-0045	NEW-W	01-07-070
388-160-0045	NEW-P	01-10-063
388-160-0055	NEW-W	01-07-070
388-160-0055	NEW-P	01-10-063
388-160-0065	NEW-W	01-07-070
388-160-0065	NEW-P	01-10-063
388-160-0075	NEW-W	01-07-070
388-160-0075	NEW-P	01-10-063
388-160-0085	NEW-W	01-07-070
388-160-0085	NEW-P	01-10-063
388-160-0095	NEW-W	01-07-070
388-160-0095	NEW-P	01-10-063
388-160-010	REP-W	01-07-070
388-160-010	REP-P	01-10-063
388-160-0105	NEW-W	01-07-070
388-160-0105	NEW-P	01-10-063
388-160-0115	NEW-W	01-07-070
388-160-0115	NEW-P	01-10-063
388-160-0125	NEW-W	01-07-070
388-160-0125	NEW-P	01-10-063
388-160-0135	NEW-W	01-07-070
388-160-0135	NEW-P	01-10-063
388-160-0145	NEW-W	01-07-070
388-160-0145	NEW-P	01-10-063
388-160-0155	NEW-W	01-07-070
388-160-0155	NEW-P	01-10-063
388-160-0165	NEW-W	01-07-070
388-160-0165	NEW-P	01-10-063
388-160-0175	NEW-W	01-07-070
388-160-0175	NEW-P	01-10-063
388-160-0185	NEW-W	01-07-070
388-160-0185	NEW-P	01-10-063
388-160-0195	NEW-W	01-07-070
388-160-0195	NEW-P	01-10-063
388-160-020	REP-W	01-07-070
388-160-020	REP-P	01-10-063
388-160-0205	NEW-W	01-07-070
388-160-0205	NEW-P	01-10-063
388-160-0215	NEW-W	01-07-070
388-160-0215	NEW-P	01-10-063
388-160-0225	NEW-W	01-07-070
388-160-0225	NEW-P	01-10-063
388-160-0235	NEW-W	01-07-070
388-160-0235	NEW-P	01-10-063
388-160-0245	NEW-W	01-07-070

WAC #	ACTION	WSR #
388-160-0245	NEW-P	01-10-063
388-160-0255	NEW-W	01-07-070
388-160-0255	NEW-P	01-10-063
388-160-0265	NEW-W	01-07-070
388-160-0265	NEW-P	01-10-063
388-160-0275	NEW-W	01-07-070
388-160-0275	NEW-P	01-10-063
388-160-0285	NEW-W	01-07-070
388-160-0285	NEW-P	01-10-063
388-160-0295	NEW-W	01-07-070
388-160-0295	NEW-P	01-10-063
388-160-030	REP-W	01-07-070
388-160-030	REP-P	01-10-063
388-160-0305	NEW-W	01-07-070
388-160-0305	NEW-P	01-10-063
388-160-0315	NEW-W	01-07-070
388-160-0315	NEW-P	01-10-063
388-160-0325	NEW-W	01-07-070
388-160-0325	NEW-P	01-10-063
388-160-0335	NEW-W	01-07-070
388-160-0335	NEW-P	01-10-063
388-160-0345	NEW-W	01-07-070
388-160-0345	NEW-P	01-10-063
388-160-0355	NEW-W	01-07-070
388-160-0355	NEW-P	01-10-063
388-160-0365	NEW-W	01-07-070
388-160-0365	NEW-P	01-10-063
388-160-0375	NEW-W	01-07-070
388-160-0375	NEW-P	01-10-063
388-160-0385	NEW-W	01-07-070
388-160-0385	NEW-P	01-10-063
388-160-0395	NEW-W	01-07-070
388-160-0395	NEW-P	01-10-063
388-160-040	REP-W	01-07-070
388-160-040	REP-P	01-10-063
388-160-0405	NEW-W	01-07-070
388-160-0405	NEW-P	01-10-063
388-160-0415	NEW-W	01-07-070
388-160-0415	NEW-P	01-10-063
388-160-0425	NEW-W	01-07-070
388-160-0425	NEW-P	01-10-063
388-160-0435	NEW-W	01-07-070
388-160-0435	NEW-P	01-10-063
388-160-0445	NEW-W	01-07-070
388-160-0445	NEW-P	01-10-063
388-160-0455	NEW-W	01-07-070
388-160-0455	NEW-P	01-10-063
388-160-0465	NEW-W	01-07-070
388-160-0465	NEW-P	01-10-063
388-160-0475	NEW-W	01-07-070
388-160-0475	NEW-P	01-10-063
388-160-0485	NEW-W	01-07-070
388-160-0485	NEW-P	01-10-063
388-160-0495	NEW-W	01-07-070
388-160-0495	NEW-P	01-10-063
388-160-050	REP-W	01-07-070
388-160-050	REP-P	01-10-063
388-160-0505	NEW-W	01-07-070
388-160-0505	NEW-P	01-10-063
388-160-0515	NEW-W	01-07-070
388-160-0515	NEW-P	01-10-063
388-160-0525	NEW-W	01-07-070
388-160-0525	NEW-P	01-10-063
388-160-0535	NEW-W	01-07-070
388-160-0535	NEW-P	01-10-063
388-160-0545	NEW-W	01-07-070
388-160-0545	NEW-P	01-10-063
388-160-0555	NEW-W	01-07-070
388-160-0555	NEW-P	01-10-063
388-160-0565	NEW-W	01-07-070
388-160-0565	NEW-P	01-10-063
388-160-0575	NEW-W	01-07-070
388-160-0575	NEW-P	01-10-063
388-160-0585	NEW-W	01-07-070
388-160-0585	NEW-P	01-10-063
388-160-0595	NEW-W	01-07-070
388-160-0595	NEW-P	01-10-063
388-160-060	REP-W	01-07-070
388-160-060	REP-P	01-10-063
388-160-0605	NEW-W	01-07-070
388-160-0605	NEW-P	01-10-063
388-160-0615	NEW-W	01-07-070
388-160-0615	NEW-P	01-10-063
388-160-0625	NEW-W	01-07-070
388-160-0625	NEW-P	01-10-063
388-160-0635	NEW-W	01-07-070
388-160-0635	NEW-P	01-10-063
388-160-0645	NEW-W	01-07-070
388-160-0645	NEW-P	01-10-063
388-160-0655	NEW-P	01-10-063
388-160-0665	NEW-P	01-10-063
388-160-070	REP-W	01-07-070
388-160-070	REP-P	01-10-063
388-160-080	REP-W	01-07-070
388-160-080	REP-P	01-10-063
388-160-090	REP-W	01-07-070
388-160-090	REP-P	01-10-063
388-160-100	REP-W	01-07-070
388-160-100	REP-P	01-10-063
388-160-110	REP-W	01-07-070
388-160-110	REP-P	01-10-063
388-160-120	REP-W	01-07-070
388-160-120	REP-P	01-10-063
388-160-130	REP-W	01-07-070
388-160-130	REP-P	01-10-063
388-160-140	REP-W	01-07-070
388-160-140	REP-P	01-10-063
388-160-150	REP-W	01-07-070
388-160-150	REP-P	01-10-063
388-160-160	REP-W	01-07-070
388-160-160	REP-P	01-10-063
388-160-170	REP-W	01-07-070
388-160-170	REP-P	01-10-063
388-160-180	REP-W	01-07-070
388-160-180	REP-P	01-10-063
388-160-190	REP-W	01-07-070
388-160-190	REP-P	01-10-063
388-160-200	REP-W	01-07-070
388-160-200	REP-P	01-10-063
388-160-210	REP-W	01-07-070
388-160-210	REP-P	01-10-063
388-160-220	REP-W	01-07-070
388-160-220	REP-P	01-10-063
388-160-230	REP-W	01-07-070
388-160-230	REP-P	01-10-063
388-160-240	REP-W	01-07-070
388-160-240	REP-P	01-10-063
388-160-250	REP-W	01-07-070
388-160-250	REP-P	01-10-063
388-160-260	REP-W	01-07-070
388-160-260	REP-P	01-10-063
388-160-270	REP-W	01-07-070
388-160-270	REP-P	01-10-063
388-160-280	REP-W	01-07-070
388-160-280	REP-P	01-10-063
388-160-290	REP-W	01-07-070
388-160-290	REP-P	01-10-063
388-160-300	REP-W	01-07-070
388-160-300	REP-P	01-10-063
388-160-310	REP-W	01-07-070
388-160-310	REP-P	01-10-063
388-160-320	REP-W	01-07-070
388-160-320	REP-P	01-10-063
388-160-340	REP-W	01-07-070
388-160-340	REP-P	01-10-063
388-160-350	REP-W	01-07-070
388-160-350	REP-P	01-10-063
388-160-360	REP-W	01-07-070
388-160-360	REP-P	01-10-063
388-160-370	REP-W	01-07-070
388-160-370	REP-P	01-10-063
388-160-380	REP-W	01-07-070
388-160-380	REP-P	01-10-063
388-160-390	REP-W	01-07-070
388-160-390	REP-P	01-10-063
388-160-400	REP-W	01-07-070
388-160-400	REP-P	01-10-063
388-160-410	REP-W	01-07-070
388-160-410	REP-P	01-10-063
388-160-420	REP-W	01-07-070
388-160-420	REP-P	01-10-063
388-160-430	REP-W	01-07-070
388-160-430	REP-P	01-10-063
388-160-440	REP-W	01-07-070
388-160-440	REP-P	01-10-063
388-160-460	REP-W	01-07-070
388-160-460	REP-P	01-10-063
388-160-470	REP-W	01-07-070
388-160-470	REP-P	01-10-063
388-160-480	REP-W	01-07-070
388-160-480	REP-P	01-10-063
388-160-490	REP-W	01-07-070
388-160-490	REP-P	01-10-063
388-160-500	REP-W	01-07-070
388-160-500	REP-P	01-10-063
388-160-510	REP-W	01-07-070
388-160-510	REP-P	01-10-063
388-160-520	REP-W	01-07-070
388-160-520	REP-P	01-10-063
388-160-530	REP-W	01-07-070
388-160-530	REP-P	01-10-063
388-160-540	REP-W	01-07-070
388-160-540	REP-P	01-10-063
388-160-550	REP-W	01-07-070
388-160-550	REP-P	01-10-063
388-160-560	REP-W	01-07-070

TABLE

WAC #	ACTION	WSR #
388-160-560	REP-P	01-10-063
388-200-1050	REP-P	01-07-051
388-200-1050	REP	01-10-104
388-200-1300	REP-P	01-07-051
388-200-1300	REP	01-10-104
388-200-1350	REP-P	01-07-051
388-200-1350	REP	01-10-104
388-222-001	REP	01-03-066
388-222-010	REP	01-03-066
388-222-020	REP	01-03-066
388-273-0010	NEW-P	01-04-070
388-273-0010	NEW	01-09-023
388-273-0020	NEW-P	01-04-070
388-273-0020	NEW	01-09-023
388-273-0025	NEW-P	01-04-070
388-273-0025	NEW	01-09-023
388-273-0030	NEW-P	01-04-070
388-273-0030	NEW	01-09-023
388-273-0035	NEW-P	01-04-070
388-273-0035	NEW	01-09-023
388-310-0800	AMD-P	01-12-056
388-310-0900	AMD-P	01-03-060
388-310-0900	AMD-E	01-03-132
388-310-1000	AMD-P	01-03-060
388-310-1000	AMD-E	01-03-132
388-310-1050	AMD-P	01-03-060
388-310-1050	AMD-E	01-03-132
388-310-1300	AMD-E	01-05-007
388-310-2000	NEW	01-03-042
388-330-010	REP-W	01-07-071
388-330-010	REP-P	01-10-062
388-330-020	REP-W	01-07-071
388-330-020	REP-P	01-10-062
388-330-030	REP-W	01-07-071
388-330-030	REP-P	01-10-062
388-330-035	REP-W	01-07-071
388-330-035	REP-P	01-10-062
388-330-040	REP-W	01-07-071
388-330-040	REP-P	01-10-062
388-330-050	REP-W	01-07-071
388-330-050	REP-P	01-10-062
388-330-060	REP-W	01-07-071
388-330-060	REP-P	01-10-062
388-400-0005	AMD	01-03-121
388-400-0015	REP	01-03-121
388-400-0020	REP-P	01-03-120
388-400-0020	REP	01-07-001
388-400-0030	AMD-P	01-03-040
388-400-0030	AMD-E	01-03-041
388-400-0030	AMD	01-06-031
388-400-0035	AMD-P	01-10-066
388-400-0035	AMD-E	01-10-067
388-400-0035	AMD	01-13-046
388-404-0005	AMD	01-03-121
388-406	PREP	01-06-027
388-406-0015	AMD-P	01-14-057
388-408-0005	AMD	01-03-121
388-408-0010	AMD	01-03-121
388-408-0015	AMD	01-03-121
388-408-0020	AMD	01-03-121
388-408-0025	AMD	01-03-121
388-408-0030	AMD	01-03-121
388-410-0020	AMD-P	01-11-091
388-410-0020	AMD	01-14-032
388-410-0025	AMD-P	01-11-091
388-410-0025	AMD	01-14-032
388-410-0030	AMD-P	01-11-091
388-410-0030	AMD	01-14-032
388-412-0005	AMD-P	01-13-068
388-412-0015	AMD-P	01-13-068
388-412-0020	AMD-P	01-13-068
388-412-0025	AMD-P	01-13-068
388-412-0040	AMD-P	01-13-068
388-412-0045	REP-P	01-13-068
388-414	PREP	01-06-027
388-414-0001	AMD-P	01-04-074
388-414-0001	AMD	01-07-054
388-416	PREP	01-06-027
388-416-0005	AMD-P	01-08-058
388-416-0005	AMD	01-11-107
388-418	PREP	01-06-027
388-418-0005	AMD-S	01-08-059
388-418-0005	AMD	01-11-109
388-418-0007	NEW-S	01-08-059
388-418-0007	NEW	01-11-109
388-422-0005	PREP	01-13-025
388-432-0005	NEW	01-03-066
388-434	PREP	01-06-027
388-434-0010	AMD-P	01-11-037
388-438	PREP	01-07-018
388-438-0110	AMD	01-05-041
388-444	PREP	01-12-020
388-444-0075	AMD	01-05-006
388-448	PREP	01-04-069
388-448-0020	AMD-P	01-11-106
388-448-0020	AMD	01-14-059
388-448-0070	AMD-P	01-11-106
388-448-0070	AMD	01-14-059
388-448-0120	AMD-P	01-11-106
388-448-0120	AMD	01-14-059
388-448-0130	AMD-P	01-11-106
388-448-0130	AMD	01-14-059
388-448-0140	AMD-P	01-11-106
388-448-0140	AMD	01-14-059
388-448-0180	AMD-P	01-11-106
388-448-0180	AMD	01-14-059
388-448-0200	AMD-P	01-11-106
388-448-0200	AMD	01-14-059
388-450	PREP	01-06-027
388-450-0015	AMD-P	01-13-086
388-450-0125	REP-P	01-08-044
388-450-0125	REP	01-11-108
388-450-0155	AMD-E	01-12-057
388-450-0156	NEW-E	01-12-057
388-450-0160	AMD-E	01-12-057
388-450-0190	AMD-P	01-03-038
388-450-0190	AMD-E	01-03-039
388-450-0190	AMD	01-06-030
388-452	PREP	01-06-027
388-452-0005	AMD-P	01-10-065
388-452-0005	AMD	01-14-060
388-454	PREP	01-08-029
388-454-0005	AMD	01-03-121
388-454-0006	NEW-E	01-06-025
388-454-0006	NEW-E	01-14-058
388-454-0010	AMD	01-03-121
388-458-0001	REP-P	01-12-055
388-458-0002	NEW-P	01-12-055
388-458-0005	REP-P	01-12-055
388-458-0006	NEW-P	01-12-055
388-458-0010	REP-P	01-12-055
388-458-0011	NEW-P	01-12-055
388-458-0015	REP-P	01-12-055
388-458-0016	NEW-P	01-12-055
388-458-0020	NEW-P	01-12-055
388-458-0025	NEW-P	01-12-055
388-458-0030	NEW-P	01-12-055
388-458-0035	NEW-P	01-12-055
388-458-0040	NEW-P	01-12-055
388-458-0045	NEW-P	01-12-055
388-462-0020	NEW-E	01-13-085
388-468-0005	PREP	01-08-028
388-470	PREP	01-06-027
388-470-0026	NEW-P	01-13-086
388-470-0060	AMD-E	01-13-003
388-470-0075	AMD-W	01-09-073
388-470-0075	AMD-P	01-12-069
388-472-0005	PREP	01-03-119
388-472-0005	AMD-P	01-07-051
388-472-0005	AMD	01-10-104
388-472-0010	NEW-P	01-07-051
388-472-0010	NEW	01-10-104
388-472-0020	NEW-P	01-07-051
388-472-0020	NEW	01-10-104
388-472-0030	NEW-P	01-07-051
388-472-0030	NEW	01-10-104
388-472-0040	NEW-P	01-07-051
388-472-0040	NEW	01-10-104
388-472-0050	NEW-P	01-07-051
388-472-0050	NEW	01-10-104
388-474-0001	AMD	01-06-042
388-474-0010	PREP	01-11-050
388-478-0015	AMD-P	01-08-044
388-478-0015	AMD	01-11-108
388-478-0055	AMD-P	01-04-068
388-478-0055	AMD	01-08-015
388-478-0055	AMD-E	01-14-031
388-478-0056	REP-P	01-04-068
388-478-0056	REP	01-08-015
388-478-0057	PREP	01-11-079
388-478-0065	PREP	01-08-027
388-478-0065	AMD-E	01-08-032
388-478-0065	AMD-P	01-14-079
388-478-0065	AMD-E	01-14-080
388-478-0070	AMD-P	01-09-068
388-478-0070	AMD-E	01-09-069
388-478-0070	AMD	01-12-073
388-478-0075	PREP	01-08-027
388-478-0075	AMD-E	01-08-032
388-478-0075	AMD-P	01-14-079
388-478-0075	AMD-E	01-14-080
388-478-0080	AMD-P	01-09-068
388-478-0080	AMD-E	01-09-069
388-478-0080	AMD	01-12-073
388-478-0085	PREP	01-08-027
388-478-0085	AMD-E	01-08-032

TABLE

WAC #	ACTION	WSR #
388-478-0085	AMD-P	01-14-079
388-478-0085	AMD-E	01-14-080
388-484-0005	AMD	01-04-016
388-484-0010	NEW	01-04-016
388-488	PREP	01-03-024
388-490	PREP	01-06-027
388-501-0050	AMD	01-12-070
388-501-0300	AMD-P	01-09-037
388-501-0300	AMD	01-12-072
388-502-0010	AMD	01-07-076
388-502-0020	AMD	01-07-076
388-502-0160	AMD	01-05-100
388-502-0160	PREP	01-10-060
388-505-0210	AMD-P	01-07-012
388-505-0210	AMD	01-11-110
388-505-0220	AMD-P	01-07-012
388-505-0220	AMD	01-11-110
388-505-0595	REP	01-06-043
388-512-1210	REP-W	01-06-046
388-512-1215	REP	01-06-042
388-512-1220	REP	01-06-042
388-512-1225	REP	01-06-042
388-512-1230	REP	01-06-042
388-512-1235	REP	01-06-042
388-512-1240	REP	01-06-042
388-512-1245	REP	01-06-042
388-512-1250	REP	01-06-042
388-512-1255	REP	01-06-042
388-512-1260	REP	01-06-042
388-512-1265	REP	01-06-042
388-512-1275	REP	01-06-042
388-513-1350	AMD-P	01-13-087
388-513-1350	AMD-E	01-13-088
388-513-1380	AMD-P	01-13-087
388-513-1380	AMD-E	01-13-088
388-515	PREP	01-11-095
388-517-0400	NEW	01-06-033
388-530-1050	PREP	01-13-070
388-530-1260	PREP	01-13-070
388-533-1000	NEW-P	01-11-097
388-535	PREP	01-07-018
388-535-1230	AMD-P	01-03-154
388-535-1230	AMD	01-07-077
388-538	PREP	01-07-008
388-538-067	PREP	01-10-059
388-538-068	PREP	01-10-059
388-543-1150	PREP	01-05-027
388-543-1150	NEW-P	01-11-105
388-543-2800	PREP	01-05-027
388-543-2800	AMD-P	01-11-105
388-544	PREP	01-07-018
388-546-0001	NEW	01-03-084
388-546-0100	NEW	01-03-084
388-546-0150	NEW	01-03-084
388-546-0200	NEW	01-03-084
388-546-0250	NEW	01-03-084
388-546-0300	NEW	01-03-084
388-546-0400	NEW	01-03-084
388-546-0450	NEW	01-03-084
388-546-0500	NEW	01-03-084
388-546-0600	NEW	01-03-084
388-546-0700	NEW	01-03-084
388-546-0800	NEW	01-03-084
388-546-1000	NEW	01-03-084
388-546-5000	NEW	01-06-029
388-546-5100	NEW	01-06-029
388-546-5200	NEW	01-06-029
388-546-5300	NEW	01-06-029
388-546-5400	NEW	01-06-029
388-546-5500	NEW	01-06-029
388-550	PREP	01-11-096
388-550-1050	AMD-P	01-09-070
388-550-1100	AMD-P	01-09-070
388-550-2700	REP-P	01-09-070
388-550-2800	AMD-P	01-09-070
388-550-2900	AMD-P	01-09-070
388-550-3300	AMD-P	01-09-070
388-550-3600	AMD-P	01-09-070
388-550-3700	AMD-P	01-09-070
388-550-3800	AMD-P	01-09-070
388-550-4300	AMD-P	01-09-070
388-550-4400	AMD-P	01-09-070
388-550-4500	AMD-P	01-09-070
388-550-4800	AMD-P	01-09-070
388-551	PREP	01-03-095
388-551	PREP	01-03-096
388-551-3000	NEW	01-05-040
388-561-0001	NEW	01-06-043
388-561-0100	NEW	01-06-043
388-561-0200	NEW	01-06-043
388-561-0300	NEW	01-06-043
388-815-005	REP-XR	01-07-019
388-815-005	REP	01-13-026
388-815-010	REP-XR	01-07-019
388-815-010	REP	01-13-026
388-815-020	REP-XR	01-07-019
388-815-020	REP	01-13-026
388-815-030	REP-XR	01-07-019
388-815-030	REP	01-13-026
388-815-100	REP-XR	01-07-019
388-815-100	REP	01-13-026
388-815-110	REP-XR	01-07-019
388-815-110	REP	01-13-026
388-815-120	REP-XR	01-07-019
388-815-120	REP	01-13-026
388-815-130	REP-XR	01-07-019
388-815-130	REP	01-13-026
388-815-140	REP-XR	01-07-019
388-815-140	REP	01-13-026
388-815-160	REP-XR	01-07-019
388-815-160	REP	01-13-026
388-815-200	REP-XR	01-07-019
388-815-200	REP	01-13-026
388-815-205	REP-XR	01-07-019
388-815-205	REP	01-13-026
388-815-210	REP-XR	01-07-019
388-815-210	REP	01-13-026
388-815-215	REP-XR	01-07-019
388-815-215	REP	01-13-026
388-815-220	REP-XR	01-07-019
388-815-220	REP	01-13-026
388-815-230	REP-XR	01-07-019
388-815-230	REP	01-13-026
388-815-240	REP-XR	01-07-019
388-815-240	REP	01-13-026
388-815-250	REP-XR	01-07-019
388-815-250	REP	01-13-026
388-820-005	REP-XR	01-10-061
388-820-010	AMD-P	01-09-081
388-820-015	REP-XR	01-10-061
388-820-020	AMD-P	01-09-081
388-820-025	REP-XR	01-10-061
388-820-030	AMD-P	01-09-081
388-820-035	REP-XR	01-10-061
388-820-040	AMD-P	01-09-081
388-820-045	REP-XR	01-10-061
388-820-050	AMD-P	01-09-081
388-820-055	REP-XR	01-10-061
388-820-060	AMD-P	01-09-081
388-820-065	REP-XR	01-10-061
388-820-070	AMD-P	01-09-081
388-820-075	REP-XR	01-10-061
388-820-080	AMD-P	01-09-081
388-820-085	REP-XR	01-10-061
388-820-090	AMD-P	01-09-081
388-820-095	REP-XR	01-10-061
388-820-100	AMD-P	01-09-081
388-820-105	REP-XR	01-10-061
388-820-110	AMD-P	01-09-081
388-820-115	REP-XR	01-10-061
388-820-120	AMD-P	01-09-081
388-820-125	REP-XR	01-10-061
388-820-130	AMD-P	01-09-081
388-820-140	NEW-P	01-09-081
388-820-150	NEW-P	01-09-081
388-820-160	NEW-P	01-09-081
388-820-170	NEW-P	01-09-081
388-820-180	NEW-P	01-09-081
388-820-190	NEW-P	01-09-081
388-820-200	NEW-P	01-09-081
388-820-210	NEW-P	01-09-081
388-820-220	NEW-P	01-09-081
388-820-230	NEW-P	01-09-081
388-820-240	NEW-P	01-09-081
388-820-250	NEW-P	01-09-081
388-820-260	NEW-P	01-09-081
388-820-270	NEW-P	01-09-081
388-820-280	NEW-P	01-09-081
388-820-290	NEW-P	01-09-081
388-820-300	NEW-P	01-09-081
388-820-310	NEW-P	01-09-081
388-820-320	NEW-P	01-09-081
388-820-330	NEW-P	01-09-081
388-820-340	NEW-P	01-09-081
388-820-350	NEW-P	01-09-081
388-820-360	NEW-P	01-09-081
388-820-370	NEW-P	01-09-081
388-820-380	NEW-P	01-09-081
388-820-390	NEW-P	01-09-081
388-820-400	NEW-P	01-09-081
388-820-410	NEW-P	01-09-081
388-820-420	NEW-P	01-09-081
388-820-430	NEW-P	01-09-081
388-820-440	NEW-P	01-09-081
388-820-450	NEW-P	01-09-081
388-820-460	NEW-P	01-09-081

WAC #	ACTION	WSR #
388-820-470	NEW-P	01-09-081
388-820-480	NEW-P	01-09-081
388-820-490	NEW-P	01-09-081
388-820-500	NEW-P	01-09-081
388-820-510	NEW-P	01-09-081
388-820-520	NEW-P	01-09-081
388-820-530	NEW-P	01-09-081
388-820-540	NEW-P	01-09-081
388-820-550	NEW-P	01-09-081
388-820-560	NEW-P	01-09-081
388-820-570	NEW-P	01-09-081
388-820-580	NEW-P	01-09-081
388-820-590	NEW-P	01-09-081
388-820-600	NEW-P	01-09-081
388-820-610	NEW-P	01-09-081
388-820-620	NEW-P	01-09-081
388-820-630	NEW-P	01-09-081
388-820-640	NEW-P	01-09-081
388-820-650	NEW-P	01-09-081
388-820-660	NEW-P	01-09-081
388-820-670	NEW-P	01-09-081
388-820-680	NEW-P	01-09-081
388-820-690	NEW-P	01-09-081
388-820-700	NEW-P	01-09-081
388-820-710	NEW-P	01-09-081
388-820-720	NEW-P	01-09-081
388-820-730	NEW-P	01-09-081
388-820-740	NEW-P	01-09-081
388-820-750	NEW-P	01-09-081
388-820-760	NEW-P	01-09-081
388-820-770	NEW-P	01-09-081
388-820-780	NEW-P	01-09-081
388-820-790	NEW-P	01-09-081
388-820-800	NEW-P	01-09-081
388-820-810	NEW-P	01-09-081
388-820-820	NEW-P	01-09-081
388-820-830	NEW-P	01-09-081
388-820-840	NEW-P	01-09-081
388-820-850	NEW-P	01-09-081
388-820-860	NEW-P	01-09-081
388-820-870	NEW-P	01-09-081
388-820-880	NEW-P	01-09-081
388-820-890	NEW-P	01-09-081
388-820-900	NEW-P	01-09-081
388-820-910	NEW-P	01-09-081
388-820-920	NEW-P	01-09-081
388-820-930	NEW-P	01-09-081
388-825-020	PREP	01-03-059
388-825-205	PREP	01-03-059
388-835-0005	NEW	01-10-013
388-835-0010	NEW	01-10-013
388-835-0015	NEW	01-10-013
388-835-0020	NEW	01-10-013
388-835-0025	NEW	01-10-013
388-835-0030	NEW	01-10-013
388-835-0035	NEW	01-10-013
388-835-0040	NEW	01-10-013
388-835-0045	NEW	01-10-013
388-835-0050	NEW	01-10-013
388-835-0055	NEW	01-10-013
388-835-0060	NEW	01-10-013
388-835-0065	NEW	01-10-013
388-835-0070	NEW	01-10-013
388-835-0075	NEW	01-10-013
388-835-0080	NEW	01-10-013
388-835-0085	NEW	01-10-013
388-835-0090	NEW	01-10-013
388-835-0095	NEW	01-10-013
388-835-010	REP	01-10-013
388-835-0100	NEW	01-10-013
388-835-0105	NEW	01-10-013
388-835-0110	NEW	01-10-013
388-835-0115	NEW	01-10-013
388-835-0120	NEW	01-10-013
388-835-0125	NEW	01-10-013
388-835-0130	NEW	01-10-013
388-835-0135	NEW	01-10-013
388-835-0140	NEW	01-10-013
388-835-0145	NEW	01-10-013
388-835-015	REP	01-10-013
388-835-0150	NEW	01-10-013
388-835-0155	NEW	01-10-013
388-835-0160	NEW	01-10-013
388-835-0165	NEW	01-10-013
388-835-0170	NEW	01-10-013
388-835-0175	NEW	01-10-013
388-835-0180	NEW	01-10-013
388-835-0185	NEW	01-10-013
388-835-0190	NEW	01-10-013
388-835-0195	NEW	01-10-013
388-835-020	REP	01-10-013
388-835-0200	NEW	01-10-013
388-835-0205	NEW	01-10-013
388-835-0210	NEW	01-10-013
388-835-0215	NEW	01-10-013
388-835-0220	NEW	01-10-013
388-835-0225	NEW	01-10-013
388-835-0230	NEW	01-10-013
388-835-0235	NEW	01-10-013
388-835-0240	NEW	01-10-013
388-835-0245	NEW	01-10-013
388-835-025	REP	01-10-013
388-835-0250	NEW	01-10-013
388-835-0255	NEW	01-10-013
388-835-0260	NEW	01-10-013
388-835-0265	NEW	01-10-013
388-835-0270	NEW	01-10-013
388-835-0275	NEW	01-10-013
388-835-0280	NEW	01-10-013
388-835-0285	NEW	01-10-013
388-835-0290	NEW	01-10-013
388-835-0295	NEW	01-10-013
388-835-030	REP	01-10-013
388-835-0300	NEW	01-10-013
388-835-0305	NEW	01-10-013
388-835-0310	NEW	01-10-013
388-835-0315	NEW	01-10-013
388-835-0320	NEW	01-10-013
388-835-0325	NEW	01-10-013
388-835-0330	NEW	01-10-013
388-835-0335	NEW	01-10-013
388-835-0340	NEW	01-10-013
388-835-0345	NEW	01-10-013
388-835-035	REP	01-10-013
388-835-0350	NEW	01-10-013
388-835-0355	NEW	01-10-013
388-835-0360	NEW	01-10-013
388-835-0365	NEW	01-10-013
388-835-0370	NEW	01-10-013
388-835-0375	NEW	01-10-013
388-835-0380	NEW	01-10-013
388-835-0385	NEW	01-10-013
388-835-0390	NEW	01-10-013
388-835-0395	NEW	01-10-013
388-835-040	REP	01-10-013
388-835-0400	NEW	01-10-013
388-835-0405	NEW	01-10-013
388-835-0410	NEW	01-10-013
388-835-0415	NEW	01-10-013
388-835-0420	NEW	01-10-013
388-835-0425	NEW	01-10-013
388-835-0430	NEW	01-10-013
388-835-0435	NEW	01-10-013
388-835-0440	NEW	01-10-013
388-835-0445	NEW	01-10-013
388-835-045	REP	01-10-013
388-835-0450	NEW	01-10-013
388-835-0455	NEW	01-10-013
388-835-0460	NEW	01-10-013
388-835-0465	NEW	01-10-013
388-835-0470	NEW	01-10-013
388-835-0475	NEW	01-10-013
388-835-0480	NEW	01-10-013
388-835-0485	NEW	01-10-013
388-835-0490	NEW	01-10-013
388-835-0495	NEW	01-10-013
388-835-050	REP	01-10-013
388-835-0500	NEW	01-10-013
388-835-0505	NEW	01-10-013
388-835-0510	NEW	01-10-013
388-835-0515	NEW	01-10-013
388-835-0520	NEW	01-10-013
388-835-0525	NEW	01-10-013
388-835-0530	NEW	01-10-013
388-835-0535	NEW	01-10-013
388-835-0540	NEW	01-10-013
388-835-0545	NEW	01-10-013
388-835-055	REP	01-10-013
388-835-0550	NEW	01-10-013
388-835-0555	NEW	01-10-013
388-835-0560	NEW	01-10-013
388-835-0565	NEW	01-10-013
388-835-0570	NEW	01-10-013
388-835-0575	NEW	01-10-013
388-835-0580	NEW	01-10-013
388-835-0585	NEW	01-10-013
388-835-0590	NEW	01-10-013
388-835-0595	NEW	01-10-013
388-835-060	REP	01-10-013
388-835-0600	NEW	01-10-013
388-835-0605	NEW	01-10-013
388-835-0610	NEW	01-10-013
388-835-0615	NEW	01-10-013
388-835-0620	NEW	01-10-013
388-835-0625	NEW	01-10-013
388-835-0630	NEW	01-10-013

WAC #	ACTION	WSR #
388-835-0635	NEW	01-10-013
388-835-0640	NEW	01-10-013
388-835-0645	NEW	01-10-013
388-835-065	REP	01-10-013
388-835-0650	NEW	01-10-013
388-835-0655	NEW	01-10-013
388-835-0660	NEW	01-10-013
388-835-0665	NEW	01-10-013
388-835-0670	NEW	01-10-013
388-835-0675	NEW	01-10-013
388-835-0680	NEW	01-10-013
388-835-0685	NEW	01-10-013
388-835-0690	NEW	01-10-013
388-835-0695	NEW	01-10-013
388-835-070	REP	01-10-013
388-835-0700	NEW	01-10-013
388-835-0705	NEW	01-10-013
388-835-0710	NEW	01-10-013
388-835-0715	NEW	01-10-013
388-835-0720	NEW	01-10-013
388-835-0725	NEW	01-10-013
388-835-0730	NEW	01-10-013
388-835-0735	NEW	01-10-013
388-835-0740	NEW	01-10-013
388-835-0745	NEW	01-10-013
388-835-075	REP	01-10-013
388-835-0750	NEW	01-10-013
388-835-0755	NEW	01-10-013
388-835-0760	NEW	01-10-013
388-835-0765	NEW	01-10-013
388-835-0770	NEW	01-10-013
388-835-0775	NEW	01-10-013
388-835-0780	NEW	01-10-013
388-835-0785	NEW	01-10-013
388-835-0790	NEW	01-10-013
388-835-0795	NEW	01-10-013
388-835-080	REP	01-10-013
388-835-0800	NEW	01-10-013
388-835-0805	NEW	01-10-013
388-835-0810	NEW	01-10-013
388-835-0815	NEW	01-10-013
388-835-0820	NEW	01-10-013
388-835-0825	NEW	01-10-013
388-835-0830	NEW	01-10-013
388-835-0835	NEW	01-10-013
388-835-0840	NEW	01-10-013
388-835-0845	NEW	01-10-013
388-835-085	REP	01-10-013
388-835-0850	NEW	01-10-013
388-835-0855	NEW	01-10-013
388-835-0860	NEW	01-10-013
388-835-0865	NEW	01-10-013
388-835-0870	NEW	01-10-013
388-835-0875	NEW	01-10-013
388-835-0880	NEW	01-10-013
388-835-0885	NEW	01-10-013
388-835-0890	NEW	01-10-013
388-835-090	REP	01-10-013
388-835-0900	NEW	01-10-013
388-835-0905	NEW	01-10-013
388-835-0910	NEW	01-10-013
388-835-0915	NEW	01-10-013
388-835-0920	NEW	01-10-013
388-835-0925	NEW	01-10-013
388-835-0930	NEW	01-10-013
388-835-0935	NEW	01-10-013
388-835-0940	NEW	01-10-013
388-835-0945	NEW	01-10-013
388-835-095	REP	01-10-013
388-835-0950	NEW	01-10-013
388-835-0955	NEW	01-10-013
388-835-100	REP	01-10-013
388-835-105	REP	01-10-013
388-835-110	REP	01-10-013
388-835-115	REP	01-10-013
388-835-120	REP	01-10-013
388-835-125	REP	01-10-013
388-835-130	REP	01-10-013
388-835-135	REP	01-10-013
388-835-140	REP	01-10-013
388-835-145	REP	01-10-013
388-835-150	REP	01-10-013
388-835-155	REP	01-10-013
388-835-160	REP	01-10-013
388-835-165	REP	01-10-013
388-835-170	REP	01-10-013
388-835-175	REP	01-10-013
388-835-180	REP	01-10-013
388-835-185	REP	01-10-013
388-835-190	REP	01-10-013
388-835-195	REP	01-10-013
388-835-200	REP	01-10-013
388-835-205	REP	01-10-013
388-835-210	REP	01-10-013
388-835-215	REP	01-10-013
388-835-220	REP	01-10-013
388-835-225	REP	01-10-013
388-835-230	REP	01-10-013
388-835-235	REP	01-10-013
388-835-240	REP	01-10-013
388-835-245	REP	01-10-013
388-835-250	REP	01-10-013
388-835-255	REP	01-10-013
388-835-260	REP	01-10-013
388-835-265	REP	01-10-013
388-835-270	REP	01-10-013
388-835-275	REP	01-10-013
388-835-280	REP	01-10-013
388-835-285	REP	01-10-013
388-835-290	REP	01-10-013
388-835-295	REP	01-10-013
388-835-300	REP	01-10-013
388-835-305	REP	01-10-013
388-835-310	REP	01-10-013
388-835-315	REP	01-10-013
388-835-320	REP	01-10-013
388-835-325	REP	01-10-013
388-835-330	REP	01-10-013
388-835-335	REP	01-10-013
388-835-340	REP	01-10-013
388-835-345	REP	01-10-013
388-835-350	REP	01-10-013
388-835-355	REP	01-10-013
388-835-360	REP	01-10-013
388-835-365	REP	01-10-013
388-835-370	REP	01-10-013
388-835-375	REP	01-10-013
388-835-380	REP	01-10-013
388-835-385	REP	01-10-013
388-835-390	REP	01-10-013
388-835-395	REP	01-10-013
388-835-400	REP	01-10-013
388-835-405	REP	01-10-013
388-835-410	REP	01-10-013
388-835-415	REP	01-10-013
388-835-420	REP	01-10-013
388-835-425	REP	01-10-013
388-835-430	REP	01-10-013
388-835-435	REP	01-10-013
388-835-440	REP	01-10-013
388-835-445	REP	01-10-013
388-835-450	REP	01-10-013
388-835-455	REP	01-10-013
388-835-460	REP	01-10-013
388-835-465	REP	01-10-013
388-835-470	REP	01-10-013
388-835-475	REP	01-10-013
388-835-480	REP	01-10-013
388-835-485	REP	01-10-013
388-835-490	REP	01-10-013
388-835-495	REP	01-10-013
388-835-500	REP	01-10-013
388-835-505	REP	01-10-013
388-835-510	REP	01-10-013
388-835-515	REP	01-10-013
388-835-520	REP	01-10-013
388-835-525	REP	01-10-013
388-835-530	REP	01-10-013
388-835-535	REP	01-10-013
388-835-540	REP	01-10-013
388-835-545	REP	01-10-013
388-835-550	REP	01-10-013
388-835-555	REP	01-10-013
388-835-560	REP	01-10-013
388-835-565	REP	01-10-013
388-860-010	REP-P	01-07-116
388-860-010	REP	01-12-047
388-860-020	REP-P	01-07-116
388-860-020	REP	01-12-047
388-860-030	REP-P	01-07-116
388-860-030	REP	01-12-047
388-860-040	REP-P	01-07-116
388-860-040	REP	01-12-047
388-860-050	REP-P	01-07-116
388-860-050	REP	01-12-047
388-860-060	REP-P	01-07-116
388-860-060	REP	01-12-047
388-860-070	REP-P	01-07-116
388-860-070	REP	01-12-047
388-860-080	REP-P	01-07-116
388-860-080	REP	01-12-047
388-860-090	REP-P	01-07-116
388-860-090	REP	01-12-047
388-860-100	REP-P	01-07-116
388-860-100	REP	01-12-047
388-860-110	REP-P	01-07-116

WAC #	ACTION	WSR #
388-860-110	REP	01-12-047
388-860-120	REP-P	01-07-116
388-860-120	REP	01-12-047
388-860-130	REP-P	01-07-116
388-860-130	REP	01-12-047
388-860-140	REP-P	01-07-116
388-860-140	REP	01-12-047
388-860-150	REP-P	01-07-116
388-860-150	REP	01-12-047
388-860-160	REP-P	01-07-116
388-860-160	REP	01-12-047
388-860-170	REP-P	01-07-116
388-860-170	REP	01-12-047
388-860-180	REP-P	01-07-116
388-860-180	REP	01-12-047
388-860-190	REP-P	01-07-116
388-860-190	REP	01-12-047
388-860-200	REP-P	01-07-116
388-860-200	REP	01-12-047
388-860-210	REP-P	01-07-116
388-860-210	REP	01-12-047
388-860-220	REP-P	01-07-116
388-860-220	REP	01-12-047
388-860-230	REP-P	01-07-116
388-860-230	REP	01-12-047
388-860-240	REP-P	01-07-116
388-860-240	REP	01-12-047
388-860-250	REP-P	01-07-116
388-860-250	REP	01-12-047
388-860-260	REP-P	01-07-116
388-860-260	REP	01-12-047
388-860-270	REP-P	01-07-116
388-860-270	REP	01-12-047
388-860-280	REP-P	01-07-116
388-860-280	REP	01-12-047
388-860-290	REP-P	01-07-116
388-860-290	REP	01-12-047
388-860-300	REP-P	01-07-116
388-860-300	REP	01-12-047
388-860-310	REP-P	01-07-116
388-860-310	REP	01-12-047
388-860-315	REP-P	01-07-116
388-860-315	REP	01-12-047
388-860-316	REP-P	01-07-116
388-860-316	REP	01-12-047
388-860-317	REP-P	01-07-116
388-860-317	REP	01-12-047
388-861-010	REP-P	01-07-116
388-861-010	REP	01-12-047
388-861-020	REP-P	01-07-116
388-861-020	REP	01-12-047
388-861-030	REP-P	01-07-116
388-861-030	REP	01-12-047
388-861-040	REP-P	01-07-116
388-861-040	REP	01-12-047
388-861-081	REP-P	01-07-116
388-861-081	REP	01-12-047
388-861-090	REP-P	01-07-116
388-861-090	REP	01-12-047
388-861-110	REP-P	01-07-116
388-861-110	REP	01-12-047
388-861-115	REP-P	01-07-116
388-861-115	REP	01-12-047
388-861-131	REP-P	01-07-116
388-861-131	REP	01-12-047
388-861-141	REP-P	01-07-116
388-861-141	REP	01-12-047
388-861-151	REP-P	01-07-116
388-861-151	REP	01-12-047
388-861-161	REP-P	01-07-116
388-861-161	REP	01-12-047
388-861-171	REP-P	01-07-116
388-861-171	REP	01-12-047
388-861-181	REP-P	01-07-116
388-861-181	REP	01-12-047
388-861-191	REP-P	01-07-116
388-861-191	REP	01-12-047
388-861-201	REP-P	01-07-116
388-861-201	REP	01-12-047
388-861-211	REP-P	01-07-116
388-861-211	REP	01-12-047
388-861-221	REP-P	01-07-116
388-861-221	REP	01-12-047
388-861-231	REP-P	01-07-116
388-861-231	REP	01-12-047
388-861-241	REP-P	01-07-116
388-861-241	REP	01-12-047
388-861-261	REP-P	01-07-116
388-861-261	REP	01-12-047
388-861-263	REP-P	01-07-116
388-861-263	REP	01-12-047
388-861-271	REP-P	01-07-116
388-861-271	REP	01-12-047
388-861-281	REP-P	01-07-116
388-861-281	REP	01-12-047
388-861-291	REP-P	01-07-116
388-861-291	REP	01-12-047
388-861-293	REP-P	01-07-116
388-861-293	REP	01-12-047
388-861-295	REP-P	01-07-116
388-861-295	REP	01-12-047
388-861-297	REP-P	01-07-116
388-861-297	REP	01-12-047
388-861-301	REP-P	01-07-116
388-861-301	REP	01-12-047
388-861-341	REP-P	01-07-116
388-861-341	REP	01-12-047
388-861-351	REP-P	01-07-116
388-861-351	REP	01-12-047
388-861-361	REP-P	01-07-116
388-861-361	REP	01-12-047
388-861-363	REP-P	01-07-116
388-861-363	REP	01-12-047
388-861-365	REP-P	01-07-116
388-861-365	REP	01-12-047
388-861-367	REP-P	01-07-116
388-861-367	REP	01-12-047
388-861-371	REP-P	01-07-116
388-861-371	REP	01-12-047
388-861-400	REP-P	01-07-116
388-861-400	REP	01-12-047
388-861-401	REP-P	01-07-116
388-861-401	REP	01-12-047
388-861-402	REP-P	01-07-116
388-861-402	REP	01-12-047
388-862-010	REP-P	01-07-116
388-862-010	REP	01-12-047
388-862-020	REP-P	01-07-116
388-862-020	REP	01-12-047
388-862-030	REP-P	01-07-116
388-862-030	REP	01-12-047
388-862-040	REP-P	01-07-116
388-862-040	REP	01-12-047
388-862-050	REP-P	01-07-116
388-862-050	REP	01-12-047
388-862-060	REP-P	01-07-116
388-862-060	REP	01-12-047
388-862-070	REP-P	01-07-116
388-862-070	REP	01-12-047
388-862-080	REP-P	01-07-116
388-862-080	REP	01-12-047
388-862-090	REP-P	01-07-116
388-862-090	REP	01-12-047
388-862-100	REP-P	01-07-116
388-862-100	REP	01-12-047
388-862-110	REP-P	01-07-116
388-862-110	REP	01-12-047
388-862-120	REP-P	01-07-116
388-862-120	REP	01-12-047
388-862-130	REP-P	01-07-116
388-862-130	REP	01-12-047
388-862-140	REP-P	01-07-116
388-862-140	REP	01-12-047
388-862-150	REP-P	01-07-116
388-862-150	REP	01-12-047
388-862-160	REP-P	01-07-116
388-862-160	REP	01-12-047
388-862-170	REP-P	01-07-116
388-862-170	REP	01-12-047
388-862-180	REP-P	01-07-116
388-862-180	REP	01-12-047
388-862-190	REP-P	01-07-116
388-862-190	REP	01-12-047
388-862-200	REP-P	01-07-116
388-862-200	REP	01-12-047
388-862-210	REP-P	01-07-116
388-862-210	REP	01-12-047
388-862-220	REP-P	01-07-116
388-862-220	REP	01-12-047
388-862-230	REP-P	01-07-116
388-862-230	REP	01-12-047
388-862-240	REP-P	01-07-116
388-862-240	REP	01-12-047
388-862-250	REP-P	01-07-116
388-862-250	REP	01-12-047
388-862-260	REP-P	01-07-116
388-862-260	REP	01-12-047
388-862-270	REP-P	01-07-116
388-862-270	REP	01-12-047
388-862-275	REP-P	01-07-116
388-862-275	REP	01-12-047
388-862-276	REP-P	01-07-116
388-862-276	REP	01-12-047
388-862-277	REP-P	01-07-116
388-862-277	REP	01-12-047
388-862-280	REP-P	01-07-116

TABLE

WAC #	ACTION	WSR #
388-862-280	REP	01-12-047
388-862-290	REP-P	01-07-116
388-862-290	REP	01-12-047
388-862-300	REP-P	01-07-116
388-862-300	REP	01-12-047
388-862-310	REP-P	01-07-116
388-862-310	REP	01-12-047
388-862-320	REP-P	01-07-116
388-862-320	REP	01-12-047
388-862-330	REP-P	01-07-116
388-862-330	REP	01-12-047
388-862-340	REP-P	01-07-116
388-862-340	REP	01-12-047
388-862-350	REP-P	01-07-116
388-862-350	REP	01-12-047
388-862-360	REP-P	01-07-116
388-862-360	REP	01-12-047
388-862-370	REP-P	01-07-116
388-862-370	REP	01-12-047
388-862-380	REP-P	01-07-116
388-862-380	REP	01-12-047
388-862-390	REP-P	01-07-116
388-862-390	REP	01-12-047
388-862-400	REP-P	01-07-116
388-862-400	REP	01-12-047
388-862-410	REP-P	01-07-116
388-862-410	REP	01-12-047
388-862-420	REP-P	01-07-116
388-862-420	REP	01-12-047
388-862-430	REP-P	01-07-116
388-862-430	REP	01-12-047
388-862-440	REP-P	01-07-116
388-862-440	REP	01-12-047
388-862-450	REP-P	01-07-116
388-862-450	REP	01-12-047
388-862-460	REP-P	01-07-116
388-862-460	REP	01-12-047
388-862-470	REP-P	01-07-116
388-862-470	REP	01-12-047
388-865-0100	NEW-P	01-07-116
388-865-0100	NEW	01-12-047
388-865-0105	NEW-P	01-07-116
388-865-0105	NEW	01-12-047
388-865-0110	NEW-P	01-07-116
388-865-0110	NEW	01-12-047
388-865-0115	NEW-P	01-07-116
388-865-0115	NEW	01-12-047
388-865-0120	NEW-P	01-07-116
388-865-0120	NEW	01-12-047
388-865-0150	NEW-P	01-07-116
388-865-0150	NEW	01-12-047
388-865-0200	NEW-P	01-07-116
388-865-0200	NEW	01-12-047
388-865-0201	NEW-P	01-07-116
388-865-0201	NEW-S	01-09-078
388-865-0201	NEW	01-12-047
388-865-0203	NEW-P	01-07-116
388-865-0203	NEW-S	01-09-078
388-865-0203	NEW	01-12-047
388-865-0205	NEW-P	01-07-116
388-865-0205	NEW	01-12-047
388-865-0210	NEW-P	01-07-116
388-865-0210	NEW	01-12-047
388-865-0215	NEW-P	01-07-116
388-865-0215	NEW	01-12-047
388-865-0220	NEW-P	01-07-116
388-865-0220	NEW	01-12-047
388-865-0221	NEW-P	01-07-116
388-865-0221	NEW	01-12-047
388-865-0222	NEW-P	01-07-116
388-865-0222	NEW	01-12-047
388-865-0225	NEW-P	01-07-116
388-865-0225	NEW	01-12-047
388-865-0229	NEW-P	01-07-116
388-865-0229	NEW	01-12-047
388-865-0230	NEW-P	01-07-116
388-865-0230	NEW	01-12-047
388-865-0235	NEW-P	01-07-116
388-865-0235	NEW	01-12-047
388-865-0240	NEW-P	01-07-116
388-865-0240	NEW	01-12-047
388-865-0245	NEW-P	01-07-116
388-865-0245	NEW	01-12-047
388-865-0250	NEW-P	01-07-116
388-865-0250	NEW	01-12-047
388-865-0255	NEW-P	01-07-116
388-865-0255	NEW	01-12-047
388-865-0260	NEW-P	01-07-116
388-865-0260	NEW	01-12-047
388-865-0265	NEW-P	01-07-116
388-865-0265	NEW	01-12-047
388-865-0270	NEW-P	01-07-116
388-865-0270	NEW	01-12-047
388-865-0275	NEW-P	01-07-116
388-865-0275	NEW	01-12-047
388-865-0280	NEW-P	01-07-116
388-865-0280	NEW	01-12-047
388-865-0282	NEW-P	01-07-116
388-865-0282	NEW	01-12-047
388-865-0284	NEW-P	01-07-116
388-865-0284	NEW	01-12-047
388-865-0286	NEW-P	01-07-116
388-865-0286	NEW	01-12-047
388-865-0288	NEW-P	01-07-116
388-865-0288	NEW	01-12-047
388-865-0300	NEW-P	01-07-116
388-865-0300	NEW	01-12-047
388-865-0305	NEW-P	01-07-116
388-865-0305	NEW	01-12-047
388-865-0307	NEW-P	01-07-116
388-865-0307	NEW	01-12-047
388-865-0310	NEW-P	01-07-116
388-865-0310	NEW	01-12-047
388-865-0315	NEW-P	01-07-116
388-865-0315	NEW	01-12-047
388-865-0320	NEW-P	01-07-116
388-865-0320	NEW	01-12-047
388-865-0325	NEW-P	01-07-116
388-865-0325	NEW	01-12-047
388-865-0330	NEW-P	01-07-116
388-865-0330	NEW	01-12-047
388-865-0335	NEW-P	01-07-116
388-865-0335	NEW	01-12-047
388-865-0340	NEW-P	01-07-116
388-865-0340	NEW	01-12-047
388-865-0345	NEW-P	01-07-116
388-865-0345	NEW	01-12-047
388-865-0350	NEW-P	01-07-116
388-865-0350	NEW	01-12-047
388-865-0355	NEW-P	01-07-116
388-865-0355	NEW	01-12-047
388-865-0360	NEW-P	01-07-116
388-865-0360	NEW	01-12-047
388-865-0363	NEW-P	01-07-116
388-865-0363	NEW	01-12-047
388-865-0365	NEW-P	01-07-116
388-865-0365	NEW	01-12-047
388-865-0400	NEW-P	01-07-116
388-865-0400	NEW	01-12-047
388-865-0405	NEW-P	01-07-116
388-865-0405	NEW	01-12-047
388-865-0410	NEW-P	01-07-116
388-865-0410	NEW	01-12-047
388-865-0415	NEW-P	01-07-116
388-865-0415	NEW	01-12-047
388-865-0420	NEW-P	01-07-116
388-865-0420	NEW	01-12-047
388-865-0425	NEW-P	01-07-116
388-865-0425	NEW	01-12-047
388-865-0430	NEW-P	01-07-116
388-865-0430	NEW	01-12-047
388-865-0435	NEW-P	01-07-116
388-865-0435	NEW	01-12-047
388-865-0436	NEW-P	01-07-116
388-865-0436	NEW	01-12-047
388-865-0440	NEW-P	01-07-116
388-865-0440	NEW	01-12-047
388-865-0445	NEW-P	01-07-116
388-865-0445	NEW	01-12-047
388-865-0450	NEW-P	01-07-116
388-865-0450	NEW	01-12-047
388-865-0452	NEW-P	01-07-116
388-865-0452	NEW	01-12-047
388-865-0454	NEW-P	01-07-116
388-865-0454	NEW	01-12-047
388-865-0456	NEW-P	01-07-116
388-865-0456	NEW	01-12-047
388-865-0458	NEW-P	01-07-116
388-865-0458	NEW	01-12-047
388-865-0460	NEW-P	01-07-116
388-865-0460	NEW	01-12-047
388-865-0462	NEW-P	01-07-116
388-865-0462	NEW	01-12-047
388-865-0464	NEW-P	01-07-116
388-865-0464	NEW	01-12-047
388-865-0466	NEW-P	01-07-116
388-865-0466	NEW	01-12-047
388-865-0468	NEW-P	01-07-116
388-865-0468	NEW	01-12-047
388-865-0470	NEW-P	01-07-116
388-865-0470	NEW	01-12-047
388-865-0472	NEW-P	01-07-116
388-865-0472	NEW	01-12-047
388-865-0474	NEW-P	01-07-116
388-865-0474	NEW	01-12-047
388-865-0476	NEW-P	01-07-116

WAC #	ACTION	WSR #
388-865-0476	NEW	01-12-047
388-865-0478	NEW-P	01-07-116
388-865-0478	NEW	01-12-047
388-865-0480	NEW-P	01-07-116
388-865-0480	NEW	01-12-047
388-865-0482	NEW-P	01-07-116
388-865-0482	NEW	01-12-047
388-865-0484	NEW-P	01-07-116
388-865-0484	NEW	01-12-047
388-865-0500	NEW-P	01-07-116
388-865-0500	NEW	01-12-047
388-865-0501	NEW-P	01-07-116
388-865-0501	NEW	01-12-047
388-865-0502	NEW-P	01-07-116
388-865-0502	NEW	01-12-047
388-865-0504	NEW-E	01-06-040
388-865-0504	NEW-S	01-09-078
388-865-0504	NEW	01-12-047
388-865-0505	NEW-P	01-07-116
388-865-0505	NEW	01-12-047
388-865-0510	NEW-P	01-07-116
388-865-0510	NEW	01-12-047
388-865-0515	NEW-P	01-07-116
388-865-0515	NEW	01-12-047
388-865-0525	NEW-P	01-07-116
388-865-0525	NEW	01-12-047
388-865-0530	NEW-P	01-07-116
388-865-0530	NEW	01-12-047
388-865-0535	NEW-P	01-07-116
388-865-0535	NEW	01-12-047
388-865-0540	NEW-P	01-07-116
388-865-0540	NEW	01-12-047
388-865-0545	NEW-P	01-07-116
388-865-0545	NEW	01-12-047
388-865-0546	NEW-P	01-07-116
388-865-0546	NEW	01-12-047
388-865-0550	NEW-P	01-07-116
388-865-0550	NEW	01-12-047
388-865-0555	NEW-P	01-07-116
388-865-0555	NEW	01-12-047
388-865-0557	NEW-P	01-07-116
388-865-0557	NEW	01-12-047
388-865-0560	NEW-P	01-07-116
388-865-0560	NEW	01-12-047
388-865-0565	NEW-P	01-07-116
388-865-0565	NEW	01-12-047
388-865-0600	NEW-P	01-07-116
388-865-0600	NEW	01-12-047
388-865-0610	NEW-P	01-07-116
388-865-0610	NEW	01-12-047
388-865-0620	NEW-P	01-07-116
388-865-0620	NEW	01-12-047
388-865-0630	NEW-P	01-07-116
388-865-0630	NEW	01-12-047
388-865-0640	NEW-P	01-07-116
388-865-0640	NEW	01-12-047
390- 16-011	PREP	01-03-164
390- 16-011	AMD-P	01-07-105
390- 16-011	AMD	01-10-049
390- 16-012	PREP	01-03-163
390- 16-012	AMD-P	01-07-110
390- 16-012	AMD	01-10-054
390- 16-041	PREP	01-07-111
390- 16-105	PREP	01-03-161
390- 16-105	AMD-P	01-07-106
390- 16-105	AMD	01-10-050
390- 16-111	PREP	01-03-159
390- 16-111	AMD-P	01-07-107
390- 16-111	AMD	01-10-051
390- 16-115	PREP	01-07-113
390- 16-115	AMD-E	01-14-036
390- 16-120	PREP	01-07-104
390- 16-120	REP-E	01-14-039
390- 16-125	PREP	01-07-114
390- 16-125	AMD-E	01-14-037
390- 16-150	PREP	01-03-162
390- 16-150	REP-P	01-07-108
390- 16-150	REP	01-10-052
390- 16-155	PREP	01-07-112
390- 16-155	REP-E	01-14-038
390- 16-190	PREP	01-07-115
390- 16-309	PREP	01-03-081
390- 16-311	PREP	01-03-082
390- 24-200	PREP	01-03-160
390- 24-200	AMD-P	01-07-109
390- 24-200	AMD	01-10-053
391- 08-001	AMD-P	01-10-112
391- 08-001	AMD	01-14-009
391- 25	PREP	01-04-073
391- 25-001	AMD-P	01-10-112
391- 25-001	AMD	01-14-009
391- 25-002	AMD-P	01-10-112
391- 25-002	AMD	01-14-009
391- 25-010	AMD-P	01-10-112
391- 25-010	AMD	01-14-009
391- 25-030	AMD-P	01-10-112
391- 25-030	AMD	01-14-009
391- 25-050	AMD-P	01-10-112
391- 25-050	AMD	01-14-009
391- 25-070	AMD-P	01-10-112
391- 25-070	AMD	01-14-009
391- 25-090	AMD-P	01-10-112
391- 25-090	AMD	01-14-009
391- 25-110	AMD-P	01-10-112
391- 25-110	AMD	01-14-009
391- 25-130	AMD-P	01-10-112
391- 25-130	AMD	01-14-009
391- 25-140	AMD-P	01-10-112
391- 25-140	AMD	01-14-009
391- 25-190	AMD-P	01-10-112
391- 25-190	AMD	01-14-009
391- 25-210	AMD-P	01-10-112
391- 25-210	AMD	01-14-009
391- 25-220	AMD-P	01-10-112
391- 25-220	AMD	01-14-009
391- 25-230	AMD-P	01-10-112
391- 25-230	AMD	01-14-009
391- 25-250	AMD-P	01-10-112
391- 25-250	AMD	01-14-009
391- 25-270	AMD-P	01-10-112
391- 25-270	AMD	01-14-009
391- 25-290	AMD-P	01-10-112
391- 25-290	AMD	01-14-009
391- 25-299	AMD-P	01-10-112
391- 25-299	AMD	01-14-009
391- 25-350	AMD-P	01-10-112
391- 25-350	AMD	01-14-009
391- 25-370	AMD-P	01-10-112
391- 25-370	AMD	01-14-009
391- 25-390	AMD-P	01-10-112
391- 25-390	AMD	01-14-009
391- 25-410	AMD-P	01-10-112
391- 25-410	AMD	01-14-009
391- 25-420	NEW-P	01-10-112
391- 25-420	NEW	01-14-009
391- 25-430	AMD-P	01-10-112
391- 25-430	AMD	01-14-009
391- 25-450	AMD-P	01-10-112
391- 25-450	AMD	01-14-009
391- 25-470	AMD-P	01-10-112
391- 25-470	AMD	01-14-009
391- 25-490	AMD-P	01-10-112
391- 25-490	AMD	01-14-009
391- 25-510	AMD-P	01-10-112
391- 25-510	AMD	01-14-009
391- 25-610	AMD-P	01-10-112
391- 25-610	AMD	01-14-009
391- 25-650	AMD-P	01-10-112
391- 25-650	AMD	01-14-009
391- 35	PREP	01-04-073
391- 35-001	AMD-P	01-10-112
391- 35-001	AMD	01-14-009
391- 35-002	AMD-P	01-10-112
391- 35-002	AMD	01-14-009
391- 35-020	AMD-P	01-10-112
391- 35-020	AMD	01-14-009
391- 35-030	AMD-P	01-10-112
391- 35-030	AMD	01-14-009
391- 35-050	AMD-P	01-10-112
391- 35-050	AMD	01-14-009
391- 35-080	REP-P	01-10-112
391- 35-080	REP	01-14-009
391- 35-090	AMD-P	01-10-112
391- 35-090	AMD	01-14-009
391- 35-099	AMD-P	01-10-112
391- 35-099	AMD	01-14-009
391- 35-110	AMD-P	01-10-112
391- 35-110	AMD	01-14-009
391- 35-170	AMD-P	01-10-112
391- 35-170	AMD	01-14-009
391- 35-190	AMD-P	01-10-112
391- 35-190	AMD	01-14-009
391- 35-320	NEW-P	01-10-112
391- 35-320	NEW	01-14-009
391- 35-330	NEW-P	01-10-112
391- 35-330	NEW	01-14-009
391- 35-340	NEW-P	01-10-112
391- 35-340	NEW	01-14-009
391- 35-342	NEW-P	01-10-112
391- 35-342	NEW	01-14-009
391- 35-343	NEW-P	01-10-112
391- 35-343	NEW	01-14-009
391- 35-350	NEW-P	01-10-112
391- 35-350	NEW	01-14-009
391- 45-001	AMD-P	01-10-112
391- 45-001	AMD	01-14-009

TABLE

WAC #	ACTION	WSR #
391-45-002	AMD-P	01-10-112
391-45-002	AMD	01-14-009
391-55-001	AMD-P	01-10-112
391-55-001	AMD	01-14-009
391-65-001	AMD-P	01-10-112
391-65-001	AMD	01-14-009
391-95-001	AMD-P	01-10-112
391-95-001	AMD	01-14-009
392-121-210	AMD	01-08-048
392-122-322	PREP	01-03-099
392-122-900	PREP	01-03-099
392-125-080	AMD-E	01-03-098
392-125-080	AMD-P	01-06-063
392-125-080	AMD	01-11-099
392-136-020	AMD-P	01-06-064
392-136-020	AMD	01-11-098
392-138-003	AMD-P	01-12-048
392-138-005	AMD-P	01-12-048
392-138-010	AMD-P	01-12-048
392-138-011	NEW-P	01-12-048
392-138-012	REP-P	01-12-048
392-138-013	NEW-P	01-12-048
392-138-014	NEW-P	01-12-048
392-138-016	REP-P	01-12-048
392-138-017	NEW-P	01-12-048
392-138-018	NEW-P	01-12-048
392-138-019	NEW-P	01-12-048
392-138-021	NEW-P	01-12-048
392-138-025	REP-P	01-12-048
392-138-030	REP-P	01-12-048
392-138-035	REP-P	01-12-048
392-138-040	REP-P	01-12-048
392-138-045	REP-P	01-12-048
392-138-047	REP-P	01-12-048
392-138-050	REP-P	01-12-048
392-138-055	REP-P	01-12-048
392-138-060	REP-P	01-12-048
392-138-065	REP-P	01-12-048
392-138-070	REP-P	01-12-048
392-138-071	REP-P	01-12-048
392-138-075	REP-P	01-12-048
392-138-080	REP-P	01-12-048
392-138-085	REP-P	01-12-048
392-138-100	REP-P	01-12-048
392-138-105	NEW-P	01-12-048
392-138-110	NEW-P	01-12-048
392-138-115	NEW-P	01-12-048
392-138-120	NEW-P	01-12-048
392-138-125	NEW-P	01-12-048
392-138-130	NEW-P	01-12-048
392-138-200	NEW-P	01-12-048
392-138-205	NEW-P	01-12-048
392-138-210	NEW-P	01-12-048
392-139	PREP	01-10-033
392-140-600	AMD	01-04-023
392-140-605	AMD	01-04-023
392-140-609	AMD	01-04-023
392-140-613	AMD	01-04-023
392-140-616	AMD	01-04-023
392-140-625	AMD	01-04-023
392-140-626	AMD	01-04-023
392-140-660	AMD	01-04-023
392-140-675	AMD	01-04-023
392-140-903	AMD	01-08-048
392-140-956	AMD	01-08-048
392-141-200	PREP	01-03-099
392-142-155	PREP	01-10-105
392-142-155	PREP	01-11-049
392-142-155	AMD-P	01-13-059
392-143-010	AMD-P	01-13-058
392-151-090	AMD-P	01-03-097
392-151-095	AMD-P	01-03-097
392-153-001	NEW-P	01-11-064
392-153-005	AMD-P	01-11-064
392-153-010	AMD-P	01-11-064
392-153-014	AMD-P	01-11-064
392-153-015	AMD-P	01-11-064
392-153-017	NEW-P	01-11-064
392-153-020	AMD-P	01-11-064
392-153-021	NEW-P	01-11-064
392-153-022	NEW-P	01-11-064
392-153-023	NEW-P	01-11-064
392-153-024	NEW-P	01-11-064
392-153-025	AMD-P	01-11-064
392-153-032	AMD-P	01-11-064
392-153-035	AMD-P	01-11-064
392-153-040	AMD-P	01-11-064
392-153-045	NEW-P	01-11-064
392-172-020	AMD-P	01-11-129
392-172-030	AMD-P	01-11-129
392-172-035	AMD-P	01-11-129
392-172-045	AMD-P	01-11-129
392-172-080	NEW-P	01-11-129
392-172-105	AMD-P	01-11-129
392-172-10900	AMD-P	01-11-129
392-172-111	AMD-P	01-11-129
392-172-114	AMD-P	01-11-129
392-172-132	AMD-P	01-11-129
392-172-15700	AMD-P	01-11-129
392-172-159	AMD-P	01-11-129
392-172-160	AMD-P	01-11-129
392-172-170	AMD-P	01-11-129
392-172-180	AMD-P	01-11-129
392-172-182	AMD-P	01-11-129
392-172-186	AMD-P	01-11-129
392-172-188	REP-P	01-11-129
392-172-190	AMD-P	01-11-129
392-172-200	AMD-P	01-11-129
392-172-202	AMD-P	01-11-129
392-172-220	AMD-P	01-11-129
392-172-222	AMD-P	01-11-129
392-172-224	AMD-P	01-11-129
392-172-232	AMD-P	01-11-129
392-172-23600	AMD-P	01-11-129
392-172-23605	AMD-P	01-11-129
392-172-23610	AMD-P	01-11-129
392-172-238	AMD-P	01-11-129
392-172-239	AMD-P	01-11-129
392-172-241	NEW-P	01-11-129
392-172-242	AMD-P	01-11-129
392-172-338	AMD-P	01-11-129
392-172-344	AMD-P	01-11-129
392-172-377	AMD-P	01-11-129
392-172-38410	AMD-P	01-11-129
392-172-404	AMD-P	01-11-129
392-172-424	AMD-P	01-11-129
392-172-426	AMD-P	01-11-129
392-172-504	AMD-P	01-11-129
392-172-507	AMD-P	01-11-129
399-10-010	AMD-P	01-03-143
399-10-010	AMD	01-09-014
399-30-030	AMD-P	01-03-143
399-30-030	AMD	01-09-014
399-30-040	AMD-P	01-03-143
399-30-040	AMD	01-09-014
399-30-042	AMD-P	01-03-143
399-30-042	AMD	01-09-014
399-50-040	AMD-P	01-03-143
399-50-040	AMD	01-09-014
415-02-030	PREP	01-05-074
415-02-060	AMD-P	01-05-096
415-02-060	AMD	01-08-043
415-06-100	PREP	01-11-027
415-100-055	PREP	01-05-094
415-100-055	AMD-P	01-10-081
415-100-055	AMD	01-13-009
415-103	PREP	01-06-048
415-103	AMD-P	01-10-082
415-103-010	NEW-P	01-10-082
415-103-010	NEW	01-13-010
415-103-215	AMD-P	01-10-082
415-103-215	AMD	01-13-010
415-104-215	AMD-P	01-07-079
415-104-215	AMD	01-10-045
415-108-326	AMD-P	01-07-079
415-108-326	AMD	01-10-045
415-108-467	AMD-P	01-05-077
415-108-467	AMD	01-08-057
415-108-710	PREP	01-09-058
415-110-326	AMD-P	01-07-079
415-110-326	AMD	01-10-045
415-110-467	AMD-P	01-05-077
415-110-467	AMD	01-08-057
415-110-710	PREP	01-09-058
415-111-220	PREP	01-07-078
415-111-220	AMD-E	01-08-026
415-111-220	AMD-P	01-11-119
415-112	PREP	01-05-075
415-112-125	PREP	01-09-058
415-112-727	AMD-P	01-07-079
415-112-727	AMD	01-10-045
415-210	PREP	01-05-075
415-610	PREP	01-04-028
415-620	PREP	01-04-028
415-630	PREP	01-04-028
415-630-025	NEW-P	01-08-076
415-630-025	NEW	01-11-053
415-630-030	PREP	01-04-028
415-630-030	AMD-E	01-04-029
415-630-030	AMD-P	01-08-076
415-630-030	AMD	01-11-053
415-640	PREP	01-04-028
415-650	PREP	01-04-028
415-660	PREP	01-04-028
415-670	PREP	01-04-028
415-680	PREP	01-04-028

TABLE

WAC #	ACTION	WSR #
415-690	PREP	01-04-028
415-695	PREP	01-04-028
417- 01-105	AMD-E	01-05-101
417- 01-105	PREP	01-05-102
417- 01-105	AMD-P	01-09-082
417- 01-105	AMD	01-13-123
417- 01-110	PREP	01-05-102
417- 01-110	AMD-P	01-09-082
417- 01-110	AMD	01-13-123
417- 01-115	PREP	01-05-102
417- 01-115	AMD-P	01-09-082
417- 01-115	AMD	01-13-123
417- 01-125	AMD-E	01-05-101
417- 01-125	PREP	01-05-102
417- 01-125	AMD-P	01-09-082
417- 01-125	AMD	01-13-123
417- 01-127	NEW-E	01-05-101
417- 01-127	NEW-P	01-09-082
417- 01-127	NEW	01-13-123
417- 01-130	PREP	01-05-102
417- 01-130	AMD-P	01-09-082
417- 01-130	AMD	01-13-123
417- 01-135	PREP	01-05-102
417- 01-135	AMD-P	01-09-082
417- 01-135	AMD	01-13-123
417- 01-145	AMD-P	01-09-082
417- 01-145	AMD	01-13-123
417- 01-150	AMD-E	01-05-101
417- 01-150	PREP	01-05-102
417- 01-150	AMD-P	01-09-082
417- 01-150	AMD	01-13-123
417- 01-155	PREP	01-05-102
417- 01-155	AMD-P	01-09-082
417- 01-155	AMD	01-13-123
417- 02-100	NEW-P	01-13-124
417- 02-105	NEW-P	01-13-124
417- 02-110	NEW-P	01-13-124
417- 02-115	NEW-P	01-13-124
417- 02-120	NEW-P	01-13-124
417- 02-125	NEW-P	01-13-124
417- 02-130	NEW-P	01-13-124
417- 02-135	NEW-P	01-13-124
417- 02-140	NEW-P	01-13-124
417- 02-145	NEW-P	01-13-124
417- 02-150	NEW-P	01-13-124
417- 02-155	NEW-P	01-13-124
417- 06	PREP	01-05-102
417- 06-110	AMD-P	01-09-082
417- 06-110	AMD	01-13-123
417- 06-120	AMD-P	01-09-082
417- 06-120	AMD	01-13-123
417- 06-130	AMD-P	01-09-082
417- 06-130	AMD	01-13-123
417- 06-135	NEW-P	01-09-082
417- 06-135	NEW	01-13-123
417- 06-140	AMD-P	01-09-082
417- 06-140	AMD	01-13-123
417- 06-150	AMD-P	01-09-082
417- 06-150	AMD	01-13-123
417- 06-170	AMD-P	01-09-082
417- 06-170	AMD	01-13-123
420- 04-010	NEW	01-04-052
420- 04-015	NEW	01-04-052
420- 04-020	NEW	01-04-052
420- 04-030	NEW	01-04-052
420- 04-040	NEW	01-04-052
420- 04-050	NEW	01-04-052
420- 04-060	NEW	01-04-052
420- 04-070	NEW	01-04-052
420- 04-080	NEW	01-04-052
420- 04-085	NEW	01-04-052
420- 04-100	NEW	01-04-052
420- 12-010	NEW	01-04-052
420- 12-020	NEW	01-04-052
420- 12-030	NEW	01-04-052
420- 12-040	NEW	01-04-052
420- 12-050	NEW	01-04-052
420- 12-060	NEW	01-04-052
420- 12-070	NEW	01-04-052
420- 12-075	NEW	01-04-052
420- 12-080	NEW	01-04-052
420- 12-085	NEW	01-04-052
420- 12-090	NEW	01-04-052
434-257	AMD-E	01-14-063
434-257-010	AMD-E	01-14-063
434-257-020	AMD-E	01-14-063
434-257-030	AMD-E	01-14-063
434-257-050	REP-E	01-14-063
434-257-070	AMD-E	01-14-063
434-257-080	REP-E	01-14-063
434-257-090	AMD-E	01-14-063
434-257-100	AMD-E	01-14-063
434-257-120	REP-E	01-14-063
434-257-130	AMD-E	01-14-063
434-257-150	AMD-E	01-14-063
434-260-220	AMD-P	01-06-023
434-260-220	AMD	01-11-111
434-260-225	AMD-P	01-06-023
434-260-225	AMD	01-11-111
434-260-300	AMD-P	01-06-023
434-260-300	AMD	01-11-111
434-260-305	AMD-P	01-06-023
434-260-305	AMD	01-11-111
434-260-307	NEW-P	01-06-023
434-260-307	NEW	01-11-111
434-260-309	NEW-P	01-06-023
434-260-309	NEW	01-11-111
434-381-010	REP-E	01-11-089
434-381-020	REP-E	01-11-089
434-381-030	REP-E	01-11-089
434-381-040	REP-E	01-11-089
434-381-050	REP-E	01-11-089
434-381-060	REP-E	01-11-089
434-381-070	REP-E	01-11-089
434-381-080	REP-E	01-11-089
434-381-090	REP-E	01-11-089
434-381-100	REP-E	01-11-089
434-381-110	NEW-E	01-11-089
434-381-120	NEW-E	01-11-089
434-381-130	NEW-E	01-11-089
434-381-140	NEW-E	01-11-089
434-381-150	NEW-E	01-11-089
434-381-160	NEW-E	01-11-089
434-381-170	NEW-E	01-11-089
434-381-180	NEW-E	01-11-089
434-381-190	NEW-E	01-11-089
446- 16-030	PREP	01-10-003
446- 16-030	AMD-P	01-13-052
448- 13	PREP	01-08-049
448- 13-035	NEW-E	01-10-007
448- 13-035	NEW-P	01-11-134
448- 13-040	AMD-E	01-10-007
448- 13-040	AMD-P	01-11-134
448- 13-056	NEW-P	01-11-134
448- 13-060	AMD-P	01-11-134
448- 13-225	NEW-P	01-11-134
458- 12-015	REP-XR	01-07-094
458- 12-015	REP	01-11-029
458- 12-020	REP-XR	01-07-094
458- 12-020	REP	01-11-029
458- 12-085	REP-XR	01-07-094
458- 12-085	REP	01-11-029
458- 20-13501	NEW-P	01-09-035
458- 20-13501	NEW	01-13-042
458- 20-169	AMD-P	01-03-091
458- 20-169	AMD	01-09-066
458- 20-178	PREP	01-07-093
458- 20-17801	PREP	01-07-093
458- 20-17802	NEW-P	01-09-040
458- 20-228	AMD	01-05-022
458- 20-22802	AMD-P	01-03-105
458- 20-22802	AMD	01-07-017
458- 20-240	PREP	01-08-060
458- 20-240	AMD-P	01-13-004
458- 20-24001	AMD-P	01-08-034
458- 20-24001	AMD	01-12-041
458- 20-24001A	NEW-P	01-08-034
458- 20-24001A	NEW	01-12-041
458- 20-247	AMD-P	01-04-048
458- 20-247	AMD	01-08-003
458- 20-259	REP-XR	01-09-036
458- 20-260	AMD-P	01-13-005
458- 30-255	REP-XR	01-11-028
458- 40-660	PREP	01-06-034
458- 40-660	AMD-P	01-10-080
458- 40-660	AMD	01-13-105
460- 24A-020	NEW-P	01-12-090
460- 24A-047	NEW-P	01-12-090
460- 24A-050	AMD-P	01-12-090
460- 24A-055	AMD-P	01-12-090
460- 24A-057	NEW-P	01-12-090
460- 24A-058	NEW-P	01-12-090
460- 24A-060	AMD-P	01-12-090
460- 24A-070	NEW-P	01-12-090
460- 24A-080	NEW-P	01-12-090
460- 24A-105	AMD-P	01-12-090
460- 24A-145	AMD-P	01-12-090
460- 24A-170	AMD-P	01-12-090
460- 24A-200	AMD-P	01-12-090
460- 24A-205	AMD-P	01-12-090
460- 24A-210	AMD-P	01-12-090
460- 33A	PREP	01-12-012
463- 06	PREP	01-13-084
463- 10	PREP	01-13-084
463- 14	PREP	01-13-084
463- 18	PREP	01-13-084

WAC #	ACTION	WSR #
463- 22	PREP	01-13-084
463- 26	PREP	01-13-084
463- 28	PREP	01-13-084
463- 30	PREP	01-13-084
463- 34	PREP	01-13-084
463- 36	PREP	01-13-084
463- 38	PREP	01-13-084
463- 39	PREP	01-13-084
463- 40	PREP	01-13-084
463- 42	PREP	01-13-084
463- 43	PREP	01-13-084
463- 47	PREP	01-13-084
463- 50	PREP	01-13-084
463- 54	PREP	01-13-084
463- 58	PREP	01-13-084
467- 03-010	NEW-E	01-14-073
468-300-010	AMD-P	01-04-078
468-300-010	AMD	01-11-010
468-300-020	AMD-P	01-04-078
468-300-020	AMD	01-11-010
468-300-040	AMD-P	01-04-078
468-300-040	AMD	01-11-010
468-300-220	AMD-P	01-04-078
468-300-220	AMD	01-11-010
478-116	AMD-C	01-13-015
478-116-010	AMD-P	01-08-074
478-116-040	REP-P	01-08-074
478-116-046	REP-P	01-08-074
478-116-051	AMD-P	01-08-074
478-116-101	AMD-P	01-08-074
478-116-111	AMD-P	01-08-074
478-116-114	AMD-P	01-08-074
478-116-121	AMD-P	01-08-074
478-116-145	AMD-P	01-08-074
478-116-151	AMD-P	01-08-074
478-116-163	AMD-P	01-08-074
478-116-201	AMD-P	01-08-074
478-116-211	AMD-P	01-08-074
478-116-245	AMD-P	01-08-074
478-116-255	AMD-P	01-08-074
478-116-291	AMD-P	01-08-074
478-116-301	AMD-P	01-08-074
478-116-311	AMD-P	01-08-074
478-116-411	AMD-P	01-08-074
478-116-605	AMD-P	01-08-074
478-136-030	AMD-P	01-06-009
478-136-030	AMD	01-11-135
478-156-014	REP-XR	01-07-064
478-250-050	AMD-P	01-07-014
478-250-050	AMD	01-11-136
478-250-070	AMD-P	01-07-014
478-250-070	AMD	01-11-136
478-276-020	AMD-P	01-07-014
478-276-020	AMD	01-11-136
478-276-060	AMD-P	01-07-014
478-276-060	AMD	01-11-136
478-276-070	AMD-P	01-07-014
478-276-070	AMD	01-11-136
478-276-080	AMD-P	01-07-014
478-276-080	AMD	01-11-136
478-276-100	AMD-P	01-07-014
478-276-100	AMD	01-11-136
478-276-120	AMD-P	01-07-014
478-276-120	AMD	01-11-136
478-276-140	AMD-P	01-07-014
478-276-140	AMD	01-11-136
478-355-010	AMD-P	01-03-122
478-355-010	AMD	01-08-007
478-355-030	AMD-P	01-03-122
478-355-030	AMD	01-08-007
478-355-040	AMD-P	01-03-122
478-355-040	AMD	01-08-007
479- 05-240	AMD-P	01-13-126
480- 09	PREP	01-12-053
480- 14	PREP	01-13-125
480- 15	PREP	01-13-125
480- 30	PREP	01-13-125
480- 31	PREP	01-13-125
480- 40	PREP	01-13-125
480- 62-010	REP	01-04-026
480- 62-020	REP	01-04-026
480- 62-030	REP	01-04-026
480- 62-040	REP	01-04-026
480- 62-050	REP	01-04-026
480- 62-060	REP	01-04-026
480- 62-070	REP	01-04-026
480- 62-080	REP	01-04-026
480- 62-085	REP	01-04-026
480- 62-090	REP	01-04-026
480- 62-100	REP	01-04-026
480- 62-120	REP	01-04-026
480- 62-125	NEW	01-04-026
480- 62-130	NEW	01-04-026
480- 62-135	NEW	01-04-026
480- 62-140	NEW	01-04-026
480- 62-145	NEW	01-04-026
480- 62-150	NEW	01-04-026
480- 62-155	NEW	01-04-026
480- 62-160	NEW	01-04-026
480- 62-165	NEW	01-04-026
480- 62-170	NEW	01-04-026
480- 62-200	NEW	01-04-026
480- 62-205	NEW	01-04-026
480- 62-210	NEW	01-04-026
480- 62-215	NEW	01-04-026
480- 62-220	NEW	01-04-026
480- 62-225	NEW	01-04-026
480- 62-230	NEW	01-04-026
480- 62-235	NEW	01-04-026
480- 62-240	NEW	01-04-026
480- 62-245	NEW	01-04-026
480- 62-250	NEW	01-04-026
480- 62-300	NEW	01-04-026
480- 62-305	NEW	01-04-026
480- 62-310	NEW	01-04-026
480- 62-315	NEW	01-04-026
480- 62-320	NEW	01-04-026
480- 62-325	NEW	01-04-026
480- 62-999	NEW	01-04-026
480- 70	PREP	01-13-125
480- 70-001	NEW	01-08-012
480- 70-006	NEW	01-08-012
480- 70-010	REP	01-08-012
480- 70-011	NEW	01-08-012
480- 70-016	NEW	01-08-012
480- 70-020	REP	01-08-012
480- 70-021	NEW	01-08-012
480- 70-026	NEW	01-08-012
480- 70-030	REP	01-08-012
480- 70-031	NEW	01-08-012
480- 70-036	NEW	01-08-012
480- 70-040	REP	01-08-012
480- 70-041	NEW	01-08-012
480- 70-046	NEW	01-08-012
480- 70-050	REP	01-08-012
480- 70-051	NEW	01-08-012
480- 70-055	REP	01-08-012
480- 70-056	NEW	01-08-012
480- 70-060	REP	01-08-012
480- 70-061	NEW	01-08-012
480- 70-066	NEW	01-08-012
480- 70-070	REP	01-08-012
480- 70-071	NEW	01-08-012
480- 70-076	NEW	01-08-012
480- 70-080	REP	01-08-012
480- 70-081	NEW	01-08-012
480- 70-086	NEW	01-08-012
480- 70-090	REP	01-08-012
480- 70-091	NEW	01-08-012
480- 70-096	NEW	01-08-012
480- 70-100	REP	01-08-012
480- 70-101	NEW	01-08-012
480- 70-106	NEW	01-08-012
480- 70-110	REP	01-08-012
480- 70-111	NEW	01-08-012
480- 70-116	NEW	01-08-012
480- 70-120	REP	01-08-012
480- 70-121	NEW	01-08-012
480- 70-126	NEW	01-08-012
480- 70-130	REP	01-08-012
480- 70-131	NEW	01-08-012
480- 70-136	NEW	01-08-012
480- 70-140	REP	01-08-012
480- 70-141	NEW	01-08-012
480- 70-146	NEW	01-08-012
480- 70-150	REP	01-08-012
480- 70-151	NEW	01-08-012
480- 70-155	REP	01-08-012
480- 70-156	NEW	01-08-012
480- 70-160	REP	01-08-012
480- 70-161	NEW	01-08-012
480- 70-166	NEW	01-08-012
480- 70-170	REP	01-08-012
480- 70-171	NEW	01-08-012
480- 70-176	NEW	01-08-012
480- 70-180	REP	01-08-012
480- 70-181	NEW	01-08-012
480- 70-186	NEW	01-08-012
480- 70-190	REP	01-08-012
480- 70-191	NEW	01-08-012
480- 70-196	NEW	01-08-012
480- 70-200	REP	01-08-012
480- 70-201	NEW	01-08-012
480- 70-206	NEW	01-08-012
480- 70-210	REP	01-08-012
480- 70-211	NEW	01-08-012

WAC #	ACTION	WSR #
480- 70-216	NEW	01-08-012
480- 70-220	REP	01-08-012
480- 70-221	NEW	01-08-012
480- 70-226	NEW	01-08-012
480- 70-230	REP	01-08-012
480- 70-231	NEW	01-08-012
480- 70-236	NEW	01-08-012
480- 70-240	REP	01-08-012
480- 70-241	NEW	01-08-012
480- 70-245	REP	01-08-012
480- 70-246	NEW	01-08-012
480- 70-250	REP	01-08-012
480- 70-251	NEW	01-08-012
480- 70-256	NEW	01-08-012
480- 70-260	REP	01-08-012
480- 70-261	NEW	01-08-012
480- 70-262	NEW	01-08-012
480- 70-266	NEW	01-08-012
480- 70-270	REP	01-08-012
480- 70-271	NEW	01-08-012
480- 70-276	NEW	01-08-012
480- 70-280	REP	01-08-012
480- 70-281	NEW	01-08-012
480- 70-286	NEW	01-08-012
480- 70-290	REP	01-08-012
480- 70-291	NEW	01-08-012
480- 70-296	NEW	01-08-012
480- 70-300	REP	01-08-012
480- 70-301	NEW	01-08-012
480- 70-306	NEW	01-08-012
480- 70-310	REP	01-08-012
480- 70-311	NEW	01-08-012
480- 70-316	NEW	01-08-012
480- 70-320	REP	01-08-012
480- 70-321	NEW	01-08-012
480- 70-325	REP	01-08-012
480- 70-326	NEW	01-08-012
480- 70-330	REP	01-08-012
480- 70-331	NEW	01-08-012
480- 70-335	REP	01-08-012
480- 70-336	NEW	01-08-012
480- 70-339	NEW	01-08-012
480- 70-340	REP	01-08-012
480- 70-341	NEW	01-08-012
480- 70-346	NEW	01-08-012
480- 70-350	REP	01-08-012
480- 70-351	NEW	01-08-012
480- 70-356	NEW-W	01-12-085
480- 70-360	REP	01-08-012
480- 70-361	NEW	01-08-012
480- 70-366	NEW	01-08-012
480- 70-370	REP	01-08-012
480- 70-371	NEW	01-08-012
480- 70-376	NEW	01-08-012
480- 70-380	REP	01-08-012
480- 70-381	NEW	01-08-012
480- 70-386	NEW	01-08-012
480- 70-390	REP	01-08-012
480- 70-391	NEW	01-08-012
480- 70-396	NEW	01-08-012
480- 70-400	REP	01-08-012
480- 70-401	NEW	01-08-012
480- 70-405	REP	01-08-012
480- 70-406	NEW	01-08-012
480- 70-410	REP	01-08-012
480- 70-411	NEW	01-08-012
480- 70-416	NEW	01-08-012
480- 70-420	REP	01-08-012
480- 70-421	NEW	01-08-012
480- 70-426	NEW	01-08-012
480- 70-430	REP	01-08-012
480- 70-431	NEW	01-08-012
480- 70-436	NEW	01-08-012
480- 70-440	REP	01-08-012
480- 70-441	NEW	01-08-012
480- 70-446	NEW	01-08-012
480- 70-451	NEW	01-08-012
480- 70-456	NEW	01-08-012
480- 70-461	NEW	01-08-012
480- 70-466	NEW	01-08-012
480- 70-471	NEW	01-08-012
480- 70-476	NEW	01-08-012
480- 70-481	NEW	01-08-012
480- 70-486	NEW	01-08-012
480- 70-500	REP	01-08-012
480- 70-510	REP	01-08-012
480- 70-530	REP	01-08-012
480- 70-540	REP	01-08-012
480- 70-550	REP	01-08-012
480- 70-560	REP	01-08-012
480- 70-570	REP	01-08-012
480- 70-700	REP	01-08-012
480- 70-710	REP	01-08-012
480- 70-720	REP	01-08-012
480- 70-730	REP	01-08-012
480- 70-740	REP	01-08-012
480- 70-750	REP	01-08-012
480- 70-760	REP	01-08-012
480- 70-770	REP	01-08-012
480- 70-780	REP	01-08-012
480- 70-790	REP	01-08-012
480- 70-999	NEW	01-08-012
480- 75	PREP	01-13-125
480- 75-005	AMD-E	01-13-044
480- 75-240	NEW-E	01-13-045
480- 80	AMD	01-09-002
480- 80-010	AMD-P	01-02-102
480- 80-010	AMD	01-09-002
480- 80-035	NEW-P	01-02-102
480- 80-035	NEW	01-09-002
480- 80-047	REP-P	01-02-102
480- 80-047	REP	01-09-002
480- 80-048	REP-P	01-02-102
480- 80-048	REP	01-09-002
480- 80-049	REP-P	01-02-102
480- 80-049	REP	01-09-002
480- 80-120	REP-P	01-02-102
480- 80-120	REP	01-09-002
480- 80-325	NEW-P	01-02-102
480- 80-325	NEW	01-09-002
480- 80-326	NEW-P	01-02-102
480- 80-326	NEW	01-09-002
480- 80-390	REP-P	01-02-102
480- 80-390	REP	01-09-002
480- 90-001	NEW-P	01-02-084
480- 90-001	NEW	01-11-003
480- 90-003	NEW-P	01-02-084
480- 90-003	NEW	01-11-003
480- 90-008	NEW-P	01-02-084
480- 90-008	NEW	01-11-003
480- 90-011	REP-P	01-02-084
480- 90-011	REP	01-11-003
480- 90-013	NEW-P	01-02-084
480- 90-013	NEW	01-11-003
480- 90-016	REP-P	01-02-084
480- 90-016	REP	01-11-003
480- 90-018	NEW-P	01-02-084
480- 90-018	NEW	01-11-003
480- 90-021	REP-P	01-02-084
480- 90-021	REP	01-11-003
480- 90-023	NEW-P	01-02-084
480- 90-023	NEW	01-11-003
480- 90-026	REP-P	01-02-084
480- 90-026	REP	01-11-003
480- 90-028	NEW-P	01-02-084
480- 90-028	NEW	01-11-003
480- 90-031	REP-P	01-02-084
480- 90-031	REP	01-11-003
480- 90-032	REP-P	01-02-084
480- 90-032	REP	01-11-003
480- 90-033	NEW-P	01-02-084
480- 90-033	NEW	01-11-003
480- 90-036	REP-P	01-02-084
480- 90-036	REP	01-11-003
480- 90-041	REP-P	01-02-084
480- 90-041	REP	01-11-003
480- 90-043	REP-P	01-02-084
480- 90-043	REP	01-11-003
480- 90-046	REP-P	01-02-084
480- 90-046	REP	01-11-003
480- 90-051	REP-P	01-02-084
480- 90-051	REP	01-11-003
480- 90-056	REP-P	01-02-084
480- 90-056	REP-S	01-11-148
480- 90-061	REP-P	01-02-102
480- 90-061	REP	01-09-002
480- 90-066	REP-P	01-02-084
480- 90-066	REP	01-11-003
480- 90-071	REP-P	01-02-084
480- 90-071	REP	01-11-003
480- 90-072	REP-P	01-02-084
480- 90-072	REP	01-11-003
480- 90-076	REP-P	01-02-084
480- 90-076	REP	01-11-003
480- 90-081	REP-P	01-02-084
480- 90-081	REP	01-11-003
480- 90-086	REP-P	01-02-084
480- 90-086	REP	01-11-003
480- 90-091	REP-P	01-02-084
480- 90-091	REP	01-11-003
480- 90-096	REP-P	01-02-084
480- 90-096	REP	01-11-003
480- 90-101	REP-P	01-02-084
480- 90-101	REP	01-11-003
480- 90-103	NEW-P	01-02-084
480- 90-103	NEW	01-11-003

WAC #	ACTION	WSR #
480- 90-106	REP-P	01-02-084
480- 90-106	REP	01-11-003
480- 90-108	NEW-P	01-02-084
480- 90-108	NEW	01-11-003
480- 90-113	NEW-P	01-02-084
480- 90-113	NEW	01-11-003
480- 90-116	REP-P	01-02-084
480- 90-116	REP	01-11-003
480- 90-116	REP-S	01-11-148
480- 90-118	NEW-P	01-02-084
480- 90-118	NEW	01-11-003
480- 90-121	REP-P	01-02-084
480- 90-123	NEW-P	01-02-084
480- 90-123	NEW-S	01-11-148
480- 90-126	REP-P	01-02-084
480- 90-126	REP	01-11-003
480- 90-128	NEW-P	01-02-084
480- 90-128	NEW	01-11-003
480- 90-131	REP-P	01-02-084
480- 90-131	REP	01-11-003
480- 90-133	NEW-P	01-02-084
480- 90-133	NEW	01-11-003
480- 90-136	REP-P	01-02-084
480- 90-136	REP	01-11-003
480- 90-138	NEW-P	01-02-084
480- 90-138	NEW	01-11-003
480- 90-141	REP-P	01-02-084
480- 90-141	REP	01-11-003
480- 90-143	NEW-P	01-02-084
480- 90-143	NEW	01-11-003
480- 90-146	REP-P	01-02-084
480- 90-146	REP	01-11-003
480- 90-148	NEW-P	01-02-084
480- 90-148	NEW	01-11-003
480- 90-151	REP-P	01-02-084
480- 90-151	REP	01-11-003
480- 90-153	NEW-P	01-02-084
480- 90-153	NEW-S	01-11-148
480- 90-156	REP-P	01-02-084
480- 90-156	REP	01-11-003
480- 90-158	NEW-P	01-02-084
480- 90-158	NEW	01-11-003
480- 90-161	REP-P	01-02-084
480- 90-161	REP	01-11-003
480- 90-163	NEW-P	01-02-084
480- 90-163	NEW	01-11-003
480- 90-166	REP-P	01-02-084
480- 90-166	REP	01-11-003
480- 90-168	NEW-P	01-02-084
480- 90-168	NEW	01-11-003
480- 90-171	REP-P	01-02-084
480- 90-171	REP	01-11-003
480- 90-173	NEW-P	01-02-084
480- 90-173	NEW	01-11-003
480- 90-176	REP-P	01-02-084
480- 90-176	REP	01-11-003
480- 90-178	NEW-P	01-02-084
480- 90-178	NEW	01-11-003
480- 90-181	REP-P	01-02-084
480- 90-181	REP	01-11-003
480- 90-183	NEW-P	01-02-084
480- 90-183	NEW	01-11-003
480- 90-188	NEW-P	01-02-084
480- 90-188	NEW	01-11-003
480- 90-191	REP-P	01-02-084
480- 90-191	REP	01-11-003
480- 90-193	NEW-P	01-02-102
480- 90-193	NEW	01-09-002
480- 90-203	NEW-P	01-02-084
480- 90-203	NEW	01-11-003
480- 90-208	NEW-P	01-02-084
480- 90-208	NEW	01-11-003
480- 90-211	REP-P	01-02-084
480- 90-211	REP	01-11-003
480- 90-213	NEW-P	01-02-084
480- 90-213	NEW	01-11-003
480- 90-218	NEW-P	01-02-084
480- 90-218	NEW	01-11-003
480- 90-223	NEW-P	01-02-084
480- 90-223	NEW	01-11-003
480- 90-228	NEW-P	01-02-084
480- 90-228	NEW	01-11-003
480- 90-233	NEW-P	01-02-084
480- 90-233	NEW	01-11-003
480- 90-238	NEW-P	01-02-084
480- 90-238	NEW	01-11-003
480- 90-303	NEW-P	01-02-084
480- 90-303	NEW	01-11-003
480- 90-308	NEW-P	01-02-084
480- 90-308	NEW	01-11-003
480- 90-313	NEW-P	01-02-084
480- 90-313	NEW	01-11-003
480- 90-323	NEW-P	01-02-084
480- 90-323	NEW	01-11-003
480- 90-328	NEW-P	01-02-084
480- 90-328	NEW	01-11-003
480- 90-333	NEW-P	01-02-084
480- 90-333	NEW	01-11-003
480- 90-338	NEW-P	01-02-084
480- 90-338	NEW	01-11-003
480- 90-343	NEW-P	01-02-084
480- 90-343	NEW	01-11-003
480- 90-348	NEW-P	01-02-084
480- 90-348	NEW	01-11-003
480- 90-353	NEW-P	01-02-084
480- 90-353	NEW	01-11-003
480- 90-999	NEW-P	01-02-084
480- 90-999	NEW	01-11-003
480- 93	PREP	01-13-125
480- 93-010	AMD-E	01-13-044
480- 93-240	NEW-E	01-13-045
480-100-001	NEW-P	01-02-083
480-100-001	NEW	01-11-004
480-100-003	NEW-P	01-02-083
480-100-003	NEW	01-11-004
480-100-008	NEW-P	01-02-083
480-100-008	NEW	01-11-004
480-100-011	REP-P	01-02-083
480-100-011	REP	01-11-004
480-100-013	NEW-P	01-02-083
480-100-013	NEW	01-11-004
480-100-016	REP-P	01-02-083
480-100-016	REP	01-11-004
480-100-018	NEW-P	01-02-083
480-100-018	NEW	01-11-004
480-100-021	REP-P	01-02-083
480-100-021	REP	01-11-004
480-100-023	NEW-P	01-02-083
480-100-023	NEW	01-11-004
480-100-026	REP-P	01-02-083
480-100-026	REP	01-11-004
480-100-028	NEW-P	01-02-083
480-100-028	NEW	01-11-004
480-100-031	REP-P	01-02-083
480-100-031	REP	01-11-004
480-100-032	REP-P	01-02-083
480-100-032	REP	01-11-004
480-100-033	NEW-P	01-02-083
480-100-033	NEW	01-11-004
480-100-036	REP-P	01-02-083
480-100-036	REP	01-11-004
480-100-041	REP-P	01-02-083
480-100-041	REP	01-11-004
480-100-043	REP-P	01-02-083
480-100-043	REP	01-11-004
480-100-046	REP-P	01-02-083
480-100-046	REP	01-11-004
480-100-051	REP-P	01-02-083
480-100-051	REP	01-11-004
480-100-056	REP-P	01-02-083
480-100-056	REP-S	01-11-147
480-100-061	REP-P	01-02-102
480-100-061	REP	01-09-002
480-100-066	REP-P	01-02-083
480-100-066	REP	01-11-004
480-100-071	REP-P	01-02-083
480-100-071	REP	01-11-004
480-100-072	REP-P	01-02-083
480-100-072	REP	01-11-004
480-100-076	REP-P	01-02-083
480-100-076	REP	01-11-004
480-100-081	REP-P	01-02-083
480-100-081	REP	01-11-004
480-100-086	REP-P	01-02-083
480-100-086	REP	01-11-004
480-100-091	REP-P	01-02-083
480-100-091	REP	01-11-004
480-100-096	REP-P	01-02-083
480-100-096	REP	01-11-004
480-100-101	REP-P	01-02-083
480-100-101	REP	01-11-004
480-100-103	NEW-P	01-02-083
480-100-103	NEW	01-11-004
480-100-108	NEW-P	01-02-083
480-100-108	NEW	01-11-004
480-100-111	REP-P	01-02-083
480-100-111	REP	01-11-004
480-100-113	NEW-P	01-02-083
480-100-113	NEW	01-11-004
480-100-116	REP-P	01-02-083
480-100-116	REP-S	01-11-147
480-100-118	NEW-P	01-02-083
480-100-118	NEW	01-11-004
480-100-121	REP-P	01-02-083
480-100-121	REP	01-11-004
480-100-123	NEW-P	01-02-083

TABLE

WAC #	ACTION	WSR #
480-100-123	NEW-S	01-11-147
480-100-126	REP-P	01-02-083
480-100-126	REP	01-11-004
480-100-128	NEW-P	01-02-083
480-100-128	NEW	01-11-004
480-100-131	REP-P	01-02-083
480-100-131	REP	01-11-004
480-100-133	NEW-P	01-02-083
480-100-133	NEW	01-11-004
480-100-136	REP-P	01-02-083
480-100-136	REP	01-11-004
480-100-138	NEW-P	01-02-083
480-100-138	NEW	01-11-004
480-100-141	REP-P	01-02-083
480-100-141	REP	01-11-004
480-100-143	NEW-P	01-02-083
480-100-143	NEW	01-11-004
480-100-146	REP-P	01-02-083
480-100-146	REP	01-11-004
480-100-148	NEW-P	01-02-083
480-100-148	NEW	01-11-004
480-100-151	REP-P	01-02-083
480-100-151	REP	01-11-004
480-100-153	NEW-P	01-02-083
480-100-153	NEW-S	01-11-147
480-100-156	REP-P	01-02-083
480-100-156	REP	01-11-004
480-100-161	REP-P	01-02-083
480-100-161	REP	01-11-004
480-100-163	NEW-P	01-02-083
480-100-163	NEW	01-11-004
480-100-166	REP-P	01-02-083
480-100-166	REP	01-11-004
480-100-168	NEW-P	01-02-083
480-100-168	NEW	01-11-004
480-100-171	REP-P	01-02-083
480-100-171	REP	01-11-004
480-100-173	NEW-P	01-02-083
480-100-173	NEW	01-11-004
480-100-176	REP-P	01-02-083
480-100-176	REP	01-11-004
480-100-178	NEW-P	01-02-083
480-100-178	NEW	01-11-004
480-100-181	REP-P	01-02-083
480-100-181	REP	01-11-004
480-100-183	NEW-P	01-02-083
480-100-183	NEW	01-11-004
480-100-186	REP-P	01-02-083
480-100-186	REP	01-11-004
480-100-188	NEW-P	01-02-083
480-100-188	NEW	01-11-004
480-100-191	REP-P	01-02-083
480-100-191	REP	01-11-004
480-100-193	NEW-P	01-02-102
480-100-193	NEW	01-09-002
480-100-201	REP-P	01-02-083
480-100-201	REP	01-11-004
480-100-203	NEW-P	01-02-083
480-100-203	NEW	01-11-004
480-100-206	REP-P	01-02-083
480-100-206	REP	01-11-004
480-100-208	NEW-P	01-02-083
480-100-208	NEW	01-11-004
480-100-211	REP-P	01-02-083
480-100-211	REP	01-11-004
480-100-213	NEW-P	01-02-083
480-100-213	NEW	01-11-004
480-100-218	NEW-P	01-02-083
480-100-218	NEW	01-11-004
480-100-223	NEW-P	01-02-083
480-100-223	NEW	01-11-004
480-100-228	NEW-P	01-02-083
480-100-228	NEW	01-11-004
480-100-233	NEW-P	01-02-083
480-100-238	NEW	01-11-004
480-100-251	REP-P	01-02-083
480-100-251	REP	01-11-004
480-100-308	NEW-P	01-02-083
480-100-308	NEW	01-11-004
480-100-311	REP-P	01-02-083
480-100-311	REP	01-11-004
480-100-313	NEW-P	01-02-083
480-100-313	NEW	01-11-004
480-100-318	NEW-P	01-02-083
480-100-318	NEW	01-11-004
480-100-328	NEW-P	01-02-083
480-100-328	NEW	01-11-004
480-100-333	NEW-P	01-02-083
480-100-333	NEW	01-11-004
480-100-338	NEW-P	01-02-083
480-100-338	NEW	01-11-004
480-100-343	NEW-P	01-02-083
480-100-343	NEW	01-11-004
480-100-353	NEW-P	01-02-083
480-100-353	NEW	01-11-004
480-100-358	NEW-P	01-02-083
480-100-358	NEW	01-11-004
480-100-363	NEW-P	01-02-083
480-100-363	NEW	01-11-004
480-100-368	NEW-P	01-02-083
480-100-368	NEW	01-11-004
480-100-373	NEW-P	01-02-083
480-100-373	NEW	01-11-004
480-100-378	NEW-P	01-02-083
480-100-378	NEW	01-11-004
480-100-383	NEW-P	01-02-083
480-100-383	NEW	01-11-004
480-100-388	NEW-P	01-04-081
480-100-388	NEW	01-08-009
480-100-393	NEW-P	01-04-081
480-100-393	NEW	01-08-009
480-100-398	NEW-P	01-04-081
480-100-398	NEW	01-08-009
480-100-999	NEW-P	01-02-083
480-100-999	NEW	01-11-004
480-120-011	AMD-P	01-03-100
480-120-015	NEW-P	01-03-100
480-120-016	AMD-P	01-03-100
480-120-022	REP-P	01-02-102
480-120-022	REP	01-09-002
480-120-023	REP-P	01-02-102
480-120-023	REP	01-09-002
480-120-024	REP-P	01-02-102
480-120-024	REP	01-09-002
480-120-025	REP-P	01-02-102
480-120-025	REP	01-09-002
480-120-026	AMD-P	01-03-100
480-120-027	REP-P	01-02-102
480-120-027	REP	01-09-002
480-120-028	NEW-P	01-03-100
480-120-029	NEW-P	01-03-100
480-120-032	AMD-P	01-03-100
480-120-033	AMD-P	01-03-100
480-120-036	REP-P	01-03-100
480-120-043	NEW-P	01-02-102
480-120-043	NEW	01-09-002
480-120-049	NEW-P	01-03-100
480-120-066	REP-P	01-02-102
480-120-066	REP	01-09-002
480-120-076	REP-P	01-03-100
480-120-083	NEW-E	01-11-048
480-120-083	PREP	01-12-102
480-120-091	REP-P	01-03-100
480-120-096	REP-P	01-03-100
480-120-136	AMD-P	01-03-100
480-120-530	AMD-P	01-03-100
480-120-531	NEW-P	01-03-100
480-120-541	NEW-P	01-02-102
480-120-541	NEW	01-09-002
480-120-542	NEW-P	01-02-102
480-120-542	NEW	01-09-002
480-120-543	NEW-P	01-02-102
480-120-543	NEW	01-09-002
480-120-544	NEW-P	01-02-102
480-120-544	NEW	01-09-002
480-120-545	NEW-P	01-03-100
480-121-061	NEW-P	01-02-102
480-121-061	NEW	01-09-002
480-121-062	NEW-P	01-02-102
480-121-062	NEW	01-09-002
480-121-063	NEW-P	01-02-102
480-121-063	NEW	01-09-002
480-121-064	NEW-P	01-02-102
480-121-064	NEW	01-09-002
504- 15-650	AMD-P	01-08-085
504- 15-650	AMD	01-13-102
504- 21	PREP	01-10-028
504- 50-010	NEW-P	01-08-084
504- 50-010	NEW	01-13-103
504- 50-020	NEW-P	01-08-084
504- 50-020	NEW	01-13-103
504- 50-030	NEW-P	01-08-084
504- 50-030	NEW	01-13-103
504- 50-040	NEW-P	01-08-084
504- 50-040	NEW	01-13-103
504- 50-050	NEW-P	01-08-084
504- 50-050	NEW	01-13-103
504- 50-060	NEW-P	01-08-084
504- 50-060	NEW	01-13-103
504- 50-070	NEW-P	01-08-084
504- 50-070	NEW	01-13-103
504- 50-080	NEW-P	01-08-084
504- 50-080	NEW	01-13-103
516- 12	PREP	01-11-115
516- 13	PREP	01-11-115
516- 14	PREP	01-11-115

WAC #	ACTION	WSR #	WAC #	ACTION	WSR #	WAC #	ACTION	WSR #
516- 15	PREP	01-13-067						
516- 24-001	AMD-P	01-05-086						
516- 24-001	AMD	01-09-052						
516- 24-050	REP-P	01-05-086						
516- 24-050	REP	01-09-052						
516- 24-060	REP-P	01-05-086						
516- 24-060	REP	01-09-052						
516- 24-110	AMD-P	01-05-086						
516- 24-110	AMD	01-09-052						
516- 24-115	REP-P	01-05-086						
516- 24-115	REP	01-09-052						
516- 24-130	AMD-P	01-05-086						
516- 24-130	AMD	01-09-052						
516- 25-001	NEW-P	01-05-086						
516- 25-001	NEW	01-09-052						
516- 60-001	REP-W	01-08-031						
516- 60-002	REP-W	01-08-031						

TABLE

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

INDEX

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

INDEX

INDEX

INDEX

Subject/Agency Index

(Citation in **bold type** refer to material in this issue)

INDEX

INDEX

INDEX

INDEX

INDEX

INDEX

INDEX

INDEX

INDEX

INDEX

INDEX

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 2001.

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

PERIODICALS